

e. The sesquicentennial plate series shall not be available to new applicants or renewable after January 1, 1997. Upon the expiration of the series, the owner of a motor vehicle who has personalized sesquicentennial plates may, after proper application and payment of fees, be issued either personalized registration plates or personalized collegiate registration plates containing the same alphanumeric characters as those on the personalized sesquicentennial plates.

Sec. 4. Section 3 of this Act takes effect January 1, 1992.

Approved June 10, 1991

CHAPTER 260

**APPROPRIATION REDUCTIONS, FUND TRANSFERS,
SURCHARGE INCREASE, AND RELATED PROVISIONS**

H.F. 173

AN ACT relating to reductions in appropriations made for the fiscal year ending June 30, 1991, to departments and agencies of state government and to other public purposes, a supplemental appropriation, and transferring moneys from the Iowa plan fund and other funds to the general fund of the state, and providing for retroactive applicability and various effective dates.

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

**DIVISION I
DEPARTMENT OF HUMAN SERVICES**

Section 101. 1990 Iowa Acts, chapter 1248, section 6, subsection 1, unnumbered paragraph 1, is amended to read as follows:

For grants to public agencies and private nonprofit organizations which provide child day care resource and referral programs:

.....	\$	500,000
		<u>258,931</u>

Sec. 102. 1990 Iowa Acts, chapter 1258, section 1, unnumbered paragraph 1, is amended to read as follows:

There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

.....	\$	2,480,000
		<u>1,110,000</u>

Sec. 103. 1990 Iowa Acts, chapter 1270, section 1, unnumbered paragraph 2, is amended to read as follows:

For aid to families with dependent children:

.....	\$	42,050,000
		<u>41,550,000</u>

Sec. 104. 1990 Iowa Acts, chapter 1270, section 2, unnumbered paragraph 2, is amended to read as follows:

For medical assistance, including reimbursement for abortion services, which shall be available under the medical assistance program only for those abortions which are medically necessary:

.....	\$	224,050,000
		<u>222,055,660</u>

Sec. 105. 1990 Iowa Acts, chapter 1270, section 2, is amended by adding the following new subsection:

NEW SUBSECTION. 10. The department shall implement for the period beginning with the effective date of this Act or March 1, 1991, whichever is later, and ending June 30, 1991, the maximum copayments allowed by federal regulations for the following medical assistance services: for each laboratory or X-ray procedure provided by an X-ray and laboratory service provider; for each day of service for services provided by clinics, ambulatory surgical centers, community mental health centers, certified registered nurse anesthetists, rural health clinics, federally qualified health centers, and outpatient hospital services; for each day of service for services provided by home health agencies and physicians; and for each day of service in an inpatient hospital. Copayment shall not apply to the following: children under 21 years of age; pregnant women; persons residing in nursing facilities, residential care facilities, or psychiatric institutions; family planning services; federal medicare crossover claims; services provided by a contracting health maintenance organization; and emergency services as defined by federal regulations.

Sec. 106. 1990 Iowa Acts, chapter 1270, section 3, unnumbered paragraph 2, is amended to read as follows:

For medical contracts:

.....	\$	3,870,000
		<u>3,685,300</u>

Sec. 107. 1990 Iowa Acts, chapter 1270, section 4, unnumbered paragraph 2, is amended to read as follows:

For state supplementary assistance:

.....	\$	18,160,000
		<u>18,010,000</u>

Sec. 108. 1990 Iowa Acts, chapter 1270, section 9, subsection 1, is amended to read as follows:

1. For the JOBS program:

.....	\$	3,310,000
		<u>3,300,000</u>

~~The department may use up to \$10,000 of the funds appropriated in this section to implement the family friends program in 2 districts to provide mentors for persons receiving aid to families with dependent children under chapter 239.~~

Sec. 109. 1990 Iowa Acts, chapter 1270, section 10, unnumbered paragraph 2, is amended to read as follows:

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

.....	\$	2,900,000
		<u>2,868,378</u>
.....	FTEs	234.5

Sec. 110. 1990 Iowa Acts, chapter 1270, section 11, unnumbered paragraph 2, is amended to read as follows:

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

.....	\$	260,000
		<u>251,378</u>
.....	FTEs	26.00

Sec. 111. 1990 Iowa Acts, chapter 1270, section 12, subsections 1 and 2, are amended to read as follows:

1. For the Iowa juvenile home at Toledo:

.....	\$	4,518,000
.....		<u>4,498,000</u>
.....	FTEs	128.5

2. For the state training school at Eldora:

.....	\$	7,809,000
.....		<u>7,630,052</u>
.....	FTEs	229.00

Sec. 112. 1990 Iowa Acts, chapter 1270, section 13, unnumbered paragraph 2, and subsection 1, as item vetoed by the governor, are amended to read as follows:

For foster care:

.....	\$	48,457,000
.....		<u>47,409,750</u>

1. As a condition, qualification, and limitation of the funds appropriated in this section, up to \$1,000,000 may be used by the department to provide enhanced funding of services to family foster homes to avert placement of children in group care facilities and at least \$3,010,053 2,018,053 shall be used to provide enhanced funding of services to group care facilities to avert placement of children in more expensive, less appropriate, or out-of-state facilities.

Sec. 113. 1990 Iowa Acts, chapter 1270, section 13, subsection 14, is amended by striking the subsection.

Sec. 114. 1990 Iowa Acts, chapter 1270, section 14, subsections 1, 2, and 6, are amended to read as follows:

1. For general administration of the department to improve staff training efforts:

.....	\$	420,000
.....		235,500

2. For funding required to oversee termination of parental rights and permanency planning efforts on a statewide basis on the condition that regular reports regarding the statewide program efforts shall be provided to the legislative fiscal bureau:

.....	\$	120,000
.....		<u>100,000</u>
.....	FTEs	3.00

6. For use by the department in conducting outcome-oriented evaluations of child protection, prevention, and treatment programs:

.....	\$	35,000
.....		<u>0</u>

Sec. 115. 1990 Iowa Acts, chapter 1270, section 15, unnumbered paragraph 2, is amended to read as follows:

For home-based services on the condition that family planning services are funded, provided that if the department amends the allocation to a program funded under this section, then the department shall promptly notify the legislative fiscal bureau of the change:

.....	\$	11,290,000
.....		<u>11,189,500</u>

Sec. 116. 1990 Iowa Acts, chapter 1270, section 19, unnumbered paragraph 2, is amended to read as follows:

For operation of the Iowa veterans home, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	28,680,000
.....		<u>28,023,826</u>
.....	FTEs	836.87

Sec. 117. 1990 Iowa Acts, chapter 1270, section 21, is amended to read as follows:

SEC. 21. MENTAL HEALTH INSTITUTES.

There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

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

1. State mental health institute at Cherokee:	\$	15,158,000
		<u>14,186,485</u>
	FTEs	409.33

As a condition, qualification, and limitation of the funds appropriated in this subsection, up to ~~\$850,000~~ 96,942 shall be used to ~~phase in new residential treatment programs for adolescents who are substance abusers and~~ to develop secure beds for juveniles placed at the state mental health institute at Cherokee.

2. State mental health institute at Clarinda:	\$	7,442,000
		<u>7,275,144</u>
	FTEs	192.06

3. State mental health institute at Independence:	\$	15,033,000
		<u>14,890,257</u>
	FTEs	424.77

4. State mental health institute at Mount Pleasant:	\$	8,490,000
		207.5

Sec. 118. 1990 Iowa Acts, chapter 1270, section 22, subsections 1 and 2, are amended to read as follows:

1. State hospital-school at Glenwood:	\$	38,044,000
		<u>37,894,000</u>
	FTEs	1,178.00

2. State hospital-school at Woodward:	\$	31,383,000
		<u>30,683,000</u>
	FTEs	957.3

Sec. 119. 1990 Iowa Acts, chapter 1270, section 23, unnumbered paragraph 1, is amended to read as follows:

There is appropriated from the general fund of the state to the state community mental health and mental retardation services fund established in section 225C.7 for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amount, or so much thereof as is necessary:

	\$	3,255,000
		<u>3,203,000</u>

Sec. 120. 1990 Iowa Acts, chapter 1270, section 23, is amended by adding the following new subsection:

NEW SUBSECTION. 3. Notwithstanding section 225C.7, the special allocation portion of the community mental health and mental retardation services fund shall be reduced by \$52,000.

Sec. 121. 1990 Iowa Acts, chapter 1270, section 24, unnumbered paragraph 2, and subsection 2, are amended to read as follows:

For mental health, mental retardation, and developmental disabilities special services:

.....	\$	975,000
		<u>425,000</u>

2. Of the funds appropriated in this section, ~~\$550,000~~ 225,000 is allocated to provide supplemental per diems to community-based residential care facilities. The per diem is restricted to clients placed from the state hospital-schools and persons averted from placement in a state hospital-school who meet the appropriate level of functioning for this type of care.

Sec. 122. 1990 Iowa Acts, chapter 1270, section 28, unnumbered paragraph 2, is amended to read as follows:

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

.....	\$	41,963,000
		<u>40,324,879</u>
.....	FTEs	2,318.50

Sec. 123. 1990 Iowa Acts, chapter 1270, section 29, unnumbered paragraph 2, is amended to read as follows:

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

.....	\$	9,000,000
		<u>8,271,588</u>
.....	FTEs	350.95

Sec. 124. 1990 Iowa Acts, chapter 1270, section 30, unnumbered paragraph 2, is amended to read as follows:

For development and coordination of volunteer services:

.....	\$	95,000
		<u>88,825</u>

Sec. 125. SERVICE PROVIDERS REIMBURSED BY THE DEPARTMENT OF HUMAN SERVICES.

1. Notwithstanding 1990 Iowa Acts, chapter 1270, section 31, for the period beginning with the effective date of this Act or March 1, 1991, whichever is later, and ending June 30, 1991, the reimbursement rates for the providers of services listed in this section shall be reduced in accordance with the provisions of this section.

2. a. The following providers shall have their medical assistance reimbursement rate established at a level 2 percent above the rates in effect on June 30, 1990: psychiatric medical institutions for children, providers of waived services under the home and community-based programs, optometrists for service fees only, opticians for service fees only, podiatrists, dentists, chiropractors, physical therapists, birthing centers, ambulance services, independent laboratories, area education agencies, clinics, audiologists, rehabilitation agencies, community mental health centers, family planning clinics, psychologists, hearing aid dealers, orthopedic shoe dealers, ambulatory surgery centers, and genetic counseling clinics. Reimbursement for optometric products, and durable medical products and supplies, shall be established at a level 3.2 percent above the rates in effect on June 30, 1990.

b. Reimbursement rates for physicians and certified registered nurse anesthetists shall be established at a level 1.6 percent above the rates in effect on June 30, 1990. Reimbursement rates for screening centers, maternal health centers, obstetric services when provided by physicians or certified nurse midwives, and pediatric services shall be established at a level 3.72 percent above the rates in effect on June 30, 1990.

3. The \$2.50 per day additional payment for medical assistance eligible residents of nursing facilities identified by the Iowa foundation for medical care as meeting criteria to receive special care or services shall be discontinued.

Sec. 126. GAMBLERS ASSISTANCE FUND. Notwithstanding section 99E.10, subsection 1, paragraph "a", subparagraph (1), for the fiscal year beginning July 1, 1990, \$30,000 of the gamblers assistance fund moneys made available by that subparagraph shall not be used for the purposes specified but shall be transferred to the general fund of the state.

Sec. 127. TRANSFERS AUTHORIZED — FURLOUGHS.

1. To the extent that unanticipated federal funds or expenditure savings are available, the director of the department of human services may transfer funds between the appropriations reduced in sections 101 through 123 of this Act and use the unanticipated funds or savings to avoid the use of furloughs. The director shall provide prompt notification of a transfer made pursuant to this section to the chairpersons and ranking members of the legislative fiscal committee, the chairpersons and ranking members of the joint human services appropriations subcommittee, and the legislative fiscal bureau.

2. It is the intent of the general assembly that if the appropriations reductions made by this Act require payroll reductions in the department of human services, the director of human services shall give preference to the use of voluntary furloughs and that mandatory furloughs shall only be imposed if it appears that voluntary furloughs will be inadequate to achieve the reductions.

Sec. 128. RULES. The department of human services may adopt administrative rules under section 17A.4, subsection 2, and section 17A.5, subsection 2, paragraph "b", to implement sections of this Act enumerated in this section. Rules adopted pursuant to section 104, relating to appropriations reductions in medical assistance, section 105, relating to copayments for services allowed by federal regulations, and section 125, relating to service providers reimbursed by the department of human services, of this Act shall become effective immediately upon filing unless a later date is specified in the rules. The rules shall also be published as notice of intended action as specified in section 17A.4.

DIVISION II
CIVIL RIGHTS COMMISSION

Sec. 201. 1990 Iowa Acts, chapter 1259, section 1, unnumbered paragraph 2, is amended to read as follows:

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

.....	\$	1,051,000
		<u>1,010,039</u>
.....	FTEs	37.00

DEPARTMENT OF HUMAN RIGHTS

Sec. 202. 1990 Iowa Acts, chapter 1259, section 2, subsections 2, 3, 4, 5, 6, and 7, are amended to read as follows:

2. ~~SPANISH-SPEAKING PEOPLE~~ LATINO AFFAIRS DIVISION

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

.....	\$	127,000
		<u>53,123</u>
.....	FTEs	3.50
		<u>2.50</u>

3. PERSONS WITH DISABILITIES DIVISION

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

.....	\$	191,000
		<u>189,000</u>
.....	FTEs	4.00

Of the funds appropriated to the division, there is allocated an amount necessary to fund the central registry for brain injuries established pursuant to section 135.22.

4. STATUS OF WOMEN DIVISION

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

.....	\$	211,000
		<u>207,500</u>
	FTEs	4.10

b. For the displaced homemaker program:

.....	\$	140,000
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5. CHILDREN, YOUTH AND FAMILIES DIVISION

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

.....	\$	181,000
		<u>163,121</u>
	FTEs	8.00

Of the funds appropriated in this subsection, no less than \$36,300 shall be spent for expenses relating to the administration of federal funds for juvenile assistance. It is the intent of the general assembly that the department of human rights employ sufficient staff to meet the federal funding match requirements established by the federal office for juvenile justice delinquency prevention. The governor's advisory council on juvenile justice shall determine the staffing level necessary to carry out federal and state mandates for juvenile justice.

6. DEAF SERVICES DIVISION

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

.....	\$	307,000
		<u>285,277</u>
	FTEs	10.00

The fees collected by the division for provision of interpretation services by the division to obligated agencies shall be dispersed pursuant to the provisions of section 8.32, and shall be dedicated and used by the division for the provision of continued and expanded interpretation services.

7. STATUS OF BLACKS DIVISION

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

.....	\$	69,000
		<u>68,735</u>
	FTEs	1.50

DEPARTMENT FOR THE BLIND

Sec. 203. 1990 Iowa Acts, chapter 1259, section 4, unnumbered paragraph 2, is amended to read as follows:

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

.....	\$	1,458,800
		<u>1,345,087</u>
	FTEs	103.50

Sec. 204. 1990 Iowa Acts, chapter 1268, section 9, unnumbered paragraph 2, is amended to read as follows:

For the division of criminal and juvenile justice planning established pursuant to House File 2468, if enacted by the Seventy-third General Assembly, 1990 Session section 601K.1, and for not more than the following full-time equivalent positions:

.....	\$	100,000
		<u>48,063</u>
	FTEs	4.00
		<u>2.00</u>

DEPARTMENT OF ELDER AFFAIRS

Sec. 205. 1990 Iowa Acts, chapter 1259, section 5, subsection 1, and subsection 7, unnumbered paragraph 1, are amended to read as follows:

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

.....	\$	506,000
		<u>464,989</u>
.....	FTEs	33.00
		<u>32.00</u>

It is the intent of the general assembly that the department employ an alternative housing coordinator and a long-term care coordinator as 2 of the full-time equivalent positions.

Of the funds appropriated under this subsection, \$50,000 shall be allocated to fund the representative payee project established within the department of elder affairs.

7. For elderly services programs:

.....	\$	1,531,000
		<u>1,471,000</u>

Sec. 206. 1990 Iowa Acts, chapter 1272, section 19, is amended to read as follows:

SEC. 19. There is appropriated from the general fund of the state to the department of elder affairs for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amount, or so much thereof as may be necessary, to conduct the elderlaw education program under section 249D.54:

.....	\$	75,000
		<u>48,891</u>

IOWA DEPARTMENT OF PUBLIC HEALTH

Sec. 207. 1990 Iowa Acts, chapter 1259, section 6, subsection 1, is amended to read as follows:

1. CENTRAL ADMINISTRATION DIVISION

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

.....	\$	829,096
		<u>775,696</u>
.....	FTEs	57.00

As a condition, limitation, and qualification of the appropriation made in this subsection, the director of the Iowa department of public health or the director's designee shall participate in an interagency working committee convened by the governor's planning council for developmental disabilities to examine the feasibility of establishing an office of disability prevention within state government.

Sec. 208. 1990 Iowa Acts, chapter 1259, section 6, subsection 2, paragraph a, unnumbered paragraph 1, is amended to read as follows:

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

.....	\$	1,171,296
		<u>1,153,766</u>
.....	FTEs	15.75

Sec. 209. 1990 Iowa Acts, chapter 1259, section 6, subsection 2, paragraph b, unnumbered paragraph 1, and subparagraph (1), are amended to read as follows:

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

.....	\$	187,000
		<u>159,480</u>
.....	FTEs	4.00

(1) Of the funds appropriated in this paragraph, ~~\$57,000~~ 29,480 is allocated for the continuation of the office of rural health.

Sec. 210. 1990 Iowa Acts, chapter 1259, section 6, subsection 3, paragraph a, unnumbered paragraph 1, is amended to read as follows:

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

.....	\$	2,484,709
.....		<u>2,401,059</u>
.....	FTEs	78.50

Sec. 211. 1990 Iowa Acts, chapter 1259, section 6, subsection 3, paragraph b, unnumbered paragraph 1, is amended to read as follows:

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

.....	\$	1,014,000
.....		<u>975,583</u>
.....	FTEs	5.00

Sec. 212. 1990 Iowa Acts, chapter 1259, section 6, subsections 4, 5, 6, 7, 8, and 10, are amended to read as follows:

4. PROFESSIONAL LICENSURE

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

.....	\$	639,748
.....		<u>575,610</u>
.....	FTEs	13.50

5. STATE BOARD OF DENTAL EXAMINERS

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

.....	\$	223,428
.....		<u>222,328</u>
.....	FTEs	4.00

6. STATE BOARD OF MEDICAL EXAMINERS

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

.....	\$	971,955
.....		<u>953,199</u>
.....	FTEs	19.00

7. STATE BOARD OF NURSING EXAMINERS

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

.....	\$	773,995
.....		<u>736,005</u>
.....	FTEs	17.00

8. STATE BOARD OF PHARMACY EXAMINERS

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

.....	\$	606,268
.....		<u>587,013</u>
.....	FTEs	12.00

10. SUBSTANCE ABUSE DIVISION

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

.....	\$	514,012
.....		<u>489,571</u>
.....	FTEs	15.00

b. For program grants:	\$	7,382,000
.....		
Sec. 213. 1990 Iowa Acts, chapter 1259, section 6, subsection 11, unnumbered paragraphs 1 of paragraphs a, c, d, e, and f, are amended to read as follows:		
For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:	\$	3,945,020
.....		<u>3,558,864</u>
.....		FTEs 87.60
For grants to local boards of health for the public health nursing program:	\$	2,668,000
.....		<u>2,651,000</u>
For grants to county boards of supervisors for the homemaker-home health aide program:	\$	8,699,000
.....		<u>8,454,000</u>
For the development and maintenance of well-elderly clinics in the state:	\$	655,000
.....		<u>645,000</u>
For the physician care for children program:	\$	450,000
.....		<u>425,000</u>

Sec. 214. 1990 Iowa Acts, chapter 1264, section 4, subsection 1, unnumbered paragraph 1, is amended to read as follows:
 For the division of substance abuse for program grants:

.....	\$	1,162,208
.....		<u>1,012,208</u>

Sec. 215. 1990 Iowa Acts, chapter 1264, section 4, subsection 2, is amended to read as follows:
 2. For the division of substance abuse for providing aftercare services for persons completing substance abuse treatment:

.....	\$	250,000
.....		<u>200,000</u>

Sec. 216. 1990 Iowa Acts, chapter 1272, section 20, unnumbered paragraph 1, is amended to read as follows:
 There is appropriated from the general fund of the state to the Iowa department of public health for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amount, or so much thereof as may be necessary, to be used for purposes of administering a graduate nursing grant program at accredited private colleges or universities:

.....	\$	225,000
.....		<u>152,500</u>

Sec. 217. TRANSFER TO GENERAL FUND. Notwithstanding sections 255A.12 and 255A.14, upon enactment of this Act, moneys which are unencumbered and remaining in the obstetrical and newborn patient care fund shall be transferred to the general fund of the state.

DIVISION III
 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Sec. 301. 1990 Iowa Acts, chapter 1260, section 1, subsection 1, paragraph a, is amended to read as follows:
 a. From the general fund of the state for salaries, support, maintenance, and miscellaneous purposes:

.....	\$	1,274,018
.....		<u>1,272,569</u>

Sec. 302. 1990 Iowa Acts, chapter 1260, section 1, subsections 2 and 4, are amended to read as follows:

2. FARM COMMODITY DIVISION

From the general fund of the state for salaries, support, maintenance, miscellaneous purposes, and for the following full-time equivalent positions:

.....	\$	1,097,748
		<u>1,086,866</u>
.....	FTEs	23.0

4. REGULATORY DIVISION

a. From the general fund of the state for salaries, support, maintenance, miscellaneous purposes, and for the following full-time equivalent positions:

.....	\$	4,053,440
		<u>4,051,154</u>
.....	FTEs	140.20

b. As a condition, limitation, and qualification of the appropriation from the general fund under paragraph "a", \$3,342 shall be used by the regulatory division for purchase of equipment used to detect sulfamethazine contamination.

Sec. 303. 1990 Iowa Acts, chapter 1260, section 1, subsection 5, paragraph a, is amended to read as follows:

a. From the general fund of the state for salaries, support, maintenance, and miscellaneous purposes:

.....	\$	858,472
		<u>791,172</u>

Sec. 304. 1990 Iowa Acts, chapter 1260, section 1, subsection 6, paragraph a, is amended to read as follows:

a. From the general fund of the state for salaries, support, maintenance, assistance to soil conservation districts, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	5,462,287
		<u>5,216,522</u>
.....	FTEs	<u>193.79</u>
		186.79

At least \$240,000 of the appropriation reduction and the FTE reduction of 7 FTEs in paragraph "a" are due to the failure of the soil conservation division to comply with legislative intent to hire 18 additional soil conservation technicians by September 1, 1990, in accordance with this Act and the division's failure to notify the general assembly and the legislative fiscal bureau of its actions regarding this matter.

Sec. 305. APPROPRIATIONS REDUCTIONS SPECIFIED. The amounts by which appropriations to the department of agriculture and land stewardship are reduced by sections 301 through 304 of this Act includes \$22,105 to be obtained during the portion of the fiscal year remaining from the effective date of this Act from the amounts budgeted by the department for out-of-state travel during the fiscal year ending June 30, 1991.

DEPARTMENT OF NATURAL RESOURCES

Sec. 306. 1990 Iowa Acts, chapter 1260, section 8, subsections 2, 3, 4, 5, and 7, are amended to read as follows:

2. ADMINISTRATIVE SERVICES DIVISION

From the general fund of the state for salaries, support, maintenance, miscellaneous purposes, and for the following full-time equivalent positions:

.....	\$	1,903,642
		<u>1,763,272</u>
.....	FTEs	<u>124.15</u>
		119.15

3. COORDINATION AND INFORMATION DIVISION

From the general fund of the state for salaries, support, maintenance, miscellaneous purposes, and for the following full-time equivalent positions:

.....	\$	788,691
		<u>732,871</u>
.....	FTEs	42.08
		<u>41.08</u>

4. ENERGY AND GEOLOGICAL RESOURCES DIVISION

a. From the general fund of the state for salaries, support, maintenance, miscellaneous purposes, and for the following full-time equivalent positions:

.....	\$	1,260,841
		<u>1,253,041</u>
.....	FTEs	59.62

5. ENVIRONMENTAL PROTECTION DIVISION

a. From the general fund of the state for salaries, support, maintenance, miscellaneous purposes, and for the following full-time equivalent positions:

.....	\$	2,105,780
		<u>1,983,750</u>
.....	FTEs	142.55
		<u>140.55</u>

7. FORESTS AND FORESTRY DIVISION

From the general fund of the state for salaries, support, maintenance, miscellaneous purposes, and for the following full-time equivalent positions:

.....	\$	1,581,069
		<u>1,535,269</u>
.....	FTEs	55.71
		<u>54.71</u>

Sec. 307. 1990 Iowa Acts, chapter 1260, section 8, subsection 8, paragraph a, is amended to read as follows:

a. From the general fund of the state for salaries, support, maintenance, miscellaneous purposes, and for the following full-time equivalent positions:

.....	\$	5,415,886
		<u>5,260,106</u>
.....	FTEs	208.05
		<u>206.05</u>

Sec. 308. APPROPRIATIONS REDUCTIONS SPECIFIED. The amounts by which appropriations to the department of natural resources are reduced by sections 306 and 307 of this Act includes \$13,000 to be obtained during the portion of the fiscal year remaining from the effective date of this Act from the amounts budgeted by the department for out-of-state travel during the fiscal year ending June 30, 1991.

Sec. 309. CLEAN FUND — SOIL CONSERVATION ACCOUNT. Notwithstanding section 99E.34, subsection 2, paragraph "b", all but \$45,000 of the moneys appropriated by that paragraph for the fiscal period beginning July 1, 1990, and ending June 30, 1991, shall not be allotted to the water protection fund but shall be transferred to the general fund of the state. The remaining \$45,000 shall be used to conduct an economic analysis of filter strips and grass waterways.

DIVISION IV
AUDITOR OF STATE

Sec. 401. 1990 Iowa Acts, chapter 1261, section 1, unnumbered paragraph 2, is amended to read as follows:

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

.....	\$	2,036,602
		<u>2,003,602</u>
.....	FTEs	154.50

CAMPAIGN FINANCE DISCLOSURE COMMISSION

Sec. 402. 1990 Iowa Acts, chapter 1261, section 2, unnumbered paragraph 2, is amended to read as follows:

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

.....	\$	263,118
		<u>258,533</u>
.....	FTEs	6.75

DEPARTMENT OF EMPLOYMENT SERVICES

Sec. 403. 1990 Iowa Acts, chapter 1261, section 3, subsection 1, unnumbered paragraph 1, is amended to read as follows:

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

.....	\$	2,727,562
		<u>2,541,046</u>
.....	FTEs	104.80

Sec. 404. 1990 Iowa Acts, chapter 1261, section 3, subsection 2, unnumbered paragraph 1, is amended to read as follows:

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

.....	\$	1,989,820
		<u>1,859,336</u>
.....	FTEs	45.76

Sec. 405. SPECIAL EMPLOYMENT SECURITY CONTINGENCY FUND. Notwithstanding the provisions of section 96.13, subsection 3, and 1990 Iowa Acts, chapter 1261, section 5, restricting the usage of the moneys in the special employment security contingency fund, up to \$200,000 of the moneys in the fund remaining unencumbered or unexpended on June 30, 1991, shall be transferred to the general fund of the state.

Sec. 406. ADMINISTRATIVE CONTRIBUTION SURCHARGE FUND. Up to \$374,000 of the moneys remaining unencumbered or unexpended on June 30, 1991, in the administrative contribution surcharge fund established in section 96.7, shall be transferred to the general fund of the state. However, if the federal government provides notification that the transfer of the moneys pursuant to this section is in conflict with federal requirements, the treasurer of state shall either not transfer the moneys or shall transfer the appropriate amount from the general fund of the state back to the administrative contribution surcharge fund.

DEPARTMENT OF INSPECTIONS AND APPEALS

Sec. 407. 1990 Iowa Acts, chapter 1261, section 8, is amended to read as follows:

SEC. 8. There is appropriated from the general fund of the state to the department of inspections and appeals for the fiscal year beginning July 1, 1990, and ending June 30, 1991, 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:

.....	\$	582,796
		<u>529,796</u>
.....	FTEs	26.00

Of the amount appropriated, \$13,210, or so much thereof as is necessary, shall be expended for 1 FTE and necessary expenses in connection with the administration of payment claims to court-appointed counsel for adult and juvenile indigent defense costs.

2. AUDITS DIVISION

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

.....	\$	559,809
		<u>547,809</u>
.....	FTEs	18.00

3. APPEALS AND FAIR HEARINGS DIVISION

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

.....	\$	366,991
.....	FTEs	15.50

4. INVESTIGATIONS DIVISION

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

.....	\$	467,632
		<u>447,632</u>
.....	FTEs	39.00

5. HEALTH FACILITIES DIVISION

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

.....	\$	1,627,109
		<u>1,495,109</u>
.....	FTEs	104.00

6. INSPECTIONS DIVISION

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

.....	\$	929,177
		<u>900,177</u>
.....	FTEs	26.50

7. EMPLOYMENT APPEAL BOARD

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

.....	\$	42,804
		<u>39,904</u>
.....	FTEs	16.80

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

8. FOSTER CARE REVIEW BOARD

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

.....	\$	467,946
		<u>375,946</u>
.....	FTEs	12.85

Of the amount appropriated in this subsection, the following amounts, or so much thereof as is necessary, shall be expended for the purpose designated: for the purchase of 2 laptop computers, associated printers, and other hardware and software, \$6,200; to expand the foster care registry statewide, \$25,828 for 1.00 FTE; for the Polk county foster care coordinator, \$34,342 and 1 FTE; and for expansion of the foster care review system into the eighth judicial district, \$74,433 and 2.50 FTEs.

9. The department of inspections and appeals may charge state departments, agencies, and commissions for services rendered and the payment received shall be considered repayment receipts as defined in section 8.2, subsection 5.

10. BINGO AUDITORS

For salaries, support, maintenance, and miscellaneous purposes in connection with conducting 100 percent of the required bingo audits every 2 years, and for not more than the following full-time equivalent positions:

.....	\$	87,430
		<u>430</u>
.....	FTEs	2.00

Sec. 408. 1990 Iowa Acts, chapter 1261, section 9, subsection 1, unnumbered paragraph 1, is amended to read as follows:

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

.....	\$	3,915,141
		<u>3,875,141</u>
.....	FTEs	93.80

STATE PUBLIC DEFENDER

Sec. 409. 1990 Iowa Acts, chapter 1261, section 9, subsection 2, unnumbered paragraph 1, is amended to read as follows:

For indigent court-appointed attorney fees for adults and juveniles, notwithstanding section 232.141 and chapter 815:

.....	\$	9,700,000
		<u>9,625,000</u>

RACING AND GAMING COMMISSION

Sec. 410. 1990 Iowa Acts, chapter 1261, section 21, unnumbered paragraph 1, as item vetoed by the governor, and unnumbered paragraph 2, are amended to read as follows:

There is appropriated from the racing commission fund to the racing and gaming commission for the fiscal year beginning July 1, 1990, and ending June 30, 1991, 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:

.....	\$	1,793,953
		<u>1,785,553</u>
.....	FTEs	35.49

DEPARTMENT OF COMMERCE

Sec. 411. 1990 Iowa Acts, chapter 1261, section 12, unnumbered paragraph 2, is amended to read as follows:

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

.....	\$	856,600
.....		<u>790,600</u>
.....	FTEs	11.00

Sec. 412. 1990 Iowa Acts, chapter 1261, section 13, is amended to read as follows:

SEC. 13. There is appropriated from the administrative services trust fund to the administrative services division of the department of commerce for the fiscal year beginning July 1, 1990, and ending June 30, 1991, 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:

.....	\$	1,528,295
.....		<u>1,405,295</u>
.....	FTEs	43.50

Sec. 413. 1990 Iowa Acts, chapter 1261, section 14, is amended to read as follows:

SEC. 14. Notwithstanding section 123.53, there is appropriated from the beer and liquor control fund to the alcoholic beverages division of the department of commerce for the fiscal year beginning July 1, 1990, and ending June 30, 1991, 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:

.....	\$	4,690,167
.....		<u>4,455,167</u>
.....	FTEs	85.86

Sec. 414. 1990 Iowa Acts, chapter 1261, section 15, unnumbered paragraph 2, is amended to read as follows:

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

.....	\$	5,650,448
.....		<u>5,262,448</u>
.....	FTEs	118.50

Sec. 415. 1990 Iowa Acts, chapter 1261, section 16, unnumbered paragraph 2, is amended to read as follows:

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

.....	\$	1,067,070
.....		<u>924,070</u>
.....	FTEs	20.00

Sec. 416. 1990 Iowa Acts, chapter 1261, section 18, unnumbered paragraph 2, is amended to read as follows:

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

.....	\$	4,282,403
.....		<u>4,148,403</u>
.....	FTEs	92.33

Sec. 417. 1990 Iowa Acts, chapter 1261, section 20, unnumbered paragraph 2, is amended to read as follows:

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

.....	\$	4,650,920
.....		<u>4,399,920</u>
.....	FTEs	87.50

DIVISION V
DEPARTMENT OF ECONOMIC DEVELOPMENT

Sec. 501. 1990 Iowa Acts, chapter 1231, section 2, is amended to read as follows:

SEC. 2. APPROPRIATION.

There is appropriated from the general fund of the state to the department of economic development for the fiscal period beginning July 1, 1990, and ending January 15, 1991, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the entrepreneurship task force for expenses as necessary:

.....	\$	25,000
.....		<u>0</u>

Sec. 502. 1990 Iowa Acts, chapter 1262, section 1, subsections 2, 3, 4, 5, 6, 7, 10, as item vetoed by the governor, 12, 13, 14, 18, 19, 23, 24, 26, 27, as item vetoed by the governor, 29, 32, 33, and 34, are amended to read as follows:

2. TOURISM OPERATIONS

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

.....	\$	728,835
.....		<u>706,835</u>
.....	FTEs	15.97

As a condition, limitation, and qualification of the appropriation made in this subsection, the appropriation shall not be used for advertising placements for in-state and out-of-state tourism marketing.

3. TOURISM ADVERTISING

For contracting exclusively for tourism advertising for in-state and out-of-state tourism marketing services, tourism promotion programs, electronic media, print media, and printed materials:

.....	\$	3,450,000
.....		<u>3,230,500</u>

As a condition, limitation, and qualification of the appropriation made in this subsection, the department shall develop public-private partnerships with Iowa businesses in the tourism industry, Iowa tour groups, Iowa tourism organizations, and political subdivisions in this state to assist in the development of advertising efforts. The department shall, to the fullest extent possible, develop cooperative efforts for advertising with contributions from other sources.

The department shall cooperate with the state historical society and department of natural resources to study, examine, and make recommendations on how best to develop, promote, and advertise state historical sites and on how best to utilize state historical sites in the state's tourism advertising and promotion. The department of cultural affairs shall report to the general assembly the findings of the study by February 1, 1991.

Of the amount appropriated in this subsection, ~~\$100,000~~ 30,500 shall go to the department of cultural affairs to be used for the promotion of state-owned and operated cultural and historical sites.

4. NATIONAL MARKETING OPERATIONS

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

.....	\$	822,535
.....		<u>777,235</u>
.....	FTEs	16.00

As a condition, limitation, and qualification of the appropriation made in this subsection, the appropriation shall not be used for advertising placement contracts for out-of-state national marketing programs.

5. NATIONAL MARKETING ADVERTISING

For contracting exclusively for marketing and promotion programs and services and advertising contracts for out-of-state national marketing programs, for electronic media, print media, and printed materials:

.....	\$	3,000,000
		<u>2,550,000</u>

As a condition, limitation, and qualification of the appropriation made by this subsection, the department shall develop public-private partnerships with Iowa businesses, Iowa business organizations, Iowa chambers of commerce, and political subdivisions in this state, to assist in the development of the marketing efforts. The department shall, to the fullest extent possible, develop cooperative efforts for advertising with contributions from other sources.

6. FILM OFFICE

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

.....	\$	200,000
.....	FTEs	2.00

7. INTERNATIONAL TRADE OPERATIONS

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

.....	\$	407,632
		<u>393,332</u>
.....	FTEs	6.00

10. EXPORT TRADE ACTIVITIES PROGRAM

For export trade activities, including a program to encourage and increase participation in trade shows and trade missions by providing financial assistance to businesses for a percentage of their costs of participating in trade shows and trade missions, by providing for the lease/sublease of showcase space in existing world trade centers, by providing temporary office space for foreign buyers, international prospects, and potential reverse investors, and by providing other promotional and assistance activities, including salaries and support for not more than the following full-time equivalent positions:

.....	\$	400,000
		<u>380,000</u>
.....	FTEs	0.25

12. DOMESTIC MARKETING PROGRAMS

For purposes of programs listed in this subsection, including salaries, support, maintenance, and miscellaneous purposes for not more than the following full-time positions:

a. Small business program:

.....	\$	151,314
		<u>142,914</u>
.....	FTEs	2.00

b. Small business advisory council:

.....	\$	5,000
-------	----	-------

c. Targeted small business program:

.....	\$	47,692
.....	FTEs	1.00

d. Existing industry program:

.....	\$	125,594
.....	FTEs	3.00

13. FEDERAL PROCUREMENT OFFICE

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

.....	\$	140,000
		<u>120,000</u>
.....	FTEs	3.50

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated on June 30, 1991, shall not revert to the general fund of the state but shall remain available for expenditure for the purposes designated during the fiscal year beginning July 1, 1991.

14. COMMUNITY PROGRESS

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

.....	\$	642,838
		<u>632,838</u>
.....	FTEs	12.00

Of the amount appropriated in this subsection, up to \$27,000, and 1 FTE shall be used to assist communities or groups of communities to develop and implement planning efforts for community, business, and economic development.

18. COMMUNITY ECONOMIC BETTERMENT PROGRAM

For use of the fund established in this subsection:

.....	\$	4,650,000
		<u>4,457,000</u>

Notwithstanding section 8.33, moneys appropriated from the community economic betterment account for the fiscal years beginning July 1, 1985, under section 99E.31, subsection 2, and July 1, 1986, July 1, 1987, July 1, 1988, and July 1, 1989, under section 99E.32, subsection 2, that remain unencumbered or unobligated on June 30, 1990, all unexpended cash balances of obligated and encumbered funds remaining in the community economic betterment account on June 30, 1990, and loan repayments or other moneys received from awards made from the community economic betterment account shall not revert to any fund but shall be deposited in a special community economic betterment program fund to be used by the department of economic development for the community economic betterment program and to supplement the funds appropriated in this subsection for that program. The conditions, criteria, and limitations referred to or specified in section 99E.32, subsection 2, paragraph "b", apply to the providing of moneys under the community economic betterment program from the fund established in this subsection.

Notwithstanding section 8.33, moneys in this special fund at the end of each fiscal year shall not revert to any other fund but shall remain in this community economic betterment program fund.

19. IOWA PRODUCT DEVELOPMENT CORPORATION

To the fund established under section 28.89:

.....	\$	1,500,000
		<u>1,286,000</u>

23. MAIN STREET/RURAL MAIN STREET PROGRAM:

.....	\$	639,000
		<u>368,000</u>

Moneys appropriated in this subsection may be used for salaries and support for not more than the following full-time equivalent positions:

.....	FTEs	3.00
-------	------	------

Notwithstanding section 8.33, moneys committed to grantees under contract that remain unexpended on June 30 of any fiscal year shall not revert to any fund but shall be available for expenditure for purposes of the contract during the succeeding fiscal year.

24. ECONOMIC DEVELOPMENT TRAINING PROGRAM

For an economic development training program at the school of business at the university of northern Iowa which shall use these funds in consultation with the department of economic development, the university, and the professional developers of Iowa:

..... \$ 75,000
0

26. WELCOME CENTER PROGRAM:

..... \$ 350,000
347,738

Notwithstanding section 8.33, moneys committed to grantees under contract that remain unexpended on June 30 of any fiscal year shall not revert to any fund but shall be available for expenditure for purposes of the contract during the succeeding fiscal year.

As a condition, limitation, and qualification of the appropriations made in this subsection, moneys appropriated shall be used for implementation of the recommendations of the statewide long-range plan for developing and operating welcome centers throughout the state. In addition, the department shall evaluate the operation of the pilot project welcome centers established pursuant to sections 15.271 and 15.272 and report to the general assembly by January 15, 1991, its recommendations for long-term operation of the pilot project welcome centers.

27. SATELLITE REGIONAL ECONOMIC DEVELOPMENT CENTER PROGRAM:

..... \$ 1,495,000
1,484,000

Of the moneys appropriated in this subsection, \$350,000 shall be for international trade and science and technology transfer outreach programs conducted by satellite regional centers. Each satellite regional center shall be allocated by the department not less than \$20,000 nor more than \$50,000 for these purposes. The amount allocated to a satellite regional center is in addition to other moneys allocated to the satellite regional center.

If the satellite centers are renamed or replaced by other regional-based centers as a result of legislation enacted by the Seventy-third General Assembly, 1990 Session, the appropriation and reference in this subsection and other provisions of this Act shall mean the renamed or replacement regional-based centers, as applicable.

29. JOB RETRAINING PROGRAM

To the Iowa employment retraining fund created in section 15.298:

..... \$ 2,000,000
1,913,200

32. YOUTH WORK FORCE PROGRAMS

a. For purposes of the conservation corps, including salary, support, maintenance, and miscellaneous purposes for not more than the following full-time equivalent positions:

..... \$ 1,242,789
1,142,789
..... FTEs 2.00

Not more than \$95,000 of the moneys appropriated in this paragraph shall be used for administration of the program.

b. For purposes of the Iowa corps, including salary, support, maintenance, and miscellaneous purposes for not more than the following full-time equivalent positions:

..... \$ 109,836
..... FTEs 1.00

Not more than \$35,000 of the moneys appropriated in this paragraph shall be used for administration of this program.

Notwithstanding section 8.33, moneys committed to grantees under contract that remain unexpended on June 30 of any fiscal year shall not revert to any fund but shall be available for expenditure for purposes of the contract during the succeeding fiscal year.

Notwithstanding section 8.33, moneys appropriated from the Iowa community development loan fund for the fiscal year beginning July 1, 1989, under 1989 Iowa Acts, chapter 308, section

2, subsection 1, that remain unencumbered or unobligated on June 30, 1990, or that are encumbered or obligated but remain unexpended on June 30, 1990, shall not revert to any fund but shall be available for expenditure for the purposes designated in this subsection during the fiscal year beginning July 1, 1990, and shall be in addition to any other moneys available under this subsection for those purposes.

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated on June 30, 1991, shall not revert to the general fund of the state but shall remain available for expenditure for the purposes designated during the fiscal year beginning July 1, 1991.

33. SMALL BUSINESS NEW JOBS TRAINING PROGRAM

To the revolving loan account of the area school job training fund established under section 280C.6 for the Iowa small business new jobs training program:

..... \$ 1,000,000
800,000

34. SMALL BUSINESS INNOVATION RESEARCH:

..... \$ 100,000
80,000

Sec. 503. 1990 Iowa Acts, chapter 1262, section 2, unnumbered paragraph 2, is amended to read as follows:

For deposit in the Wallace technology transfer foundation fund created by the foundation board:

..... \$ 2,729,880
2,669,880

INTERNET

Sec. 504. 1990 Iowa Acts, chapter 1262, section 4, is amended to read as follows:

SEC. 4. INTERNET.

There is appropriated from the general fund of the state to INTERNET for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For deposit in the international network on trade fund created by the INTERNET board:
..... \$ 460,000
385,000

DEPARTMENT OF ECONOMIC DEVELOPMENT

Sec. 505. 1990 Iowa Acts, chapter 1262, section 6, subsection 4, is amended to read as follows:

4. RESEARCH AND DEVELOPMENT CONSORTIUMS

For operation of the consortiums established under chapter 262B:

..... \$ 300,000
0

Sec. 506. Notwithstanding section 28.120, subsections 5 and 6, the amount of the appropriation reduced under section 505 of this Act shall be transferred from the Iowa community development loan fund and deposited into the general fund of the state.

Sec. 507. 1990 Iowa Acts, chapter 1262, section 10, subsections 3 and 5, are amended to read as follows:

3. To fund a multistate trade office in Canada:

..... \$ 50,000
0

5. For a riverfront development and restoration grant program to be used for construction, renovation, or restoration of existing or new structures that enhance the historic, educational, or recreational value of the riverfront area:

..... \$ 150,000
0

As a condition, limitation, and qualification of the appropriation, the department shall give priority to projects that provide at least a 2-to-1 dollar match from private or other sources.

Sec. 508. Notwithstanding section 15.251, subsection 2, the amount of the appropriation reduced under section 507 of this Act shall be transferred from the jobs now account of the Iowa plan fund for economic development to the general fund of the state.

STATE BOARD OF REGENTS AND ITS INSTITUTIONS

Sec. 509. 1990 Iowa Acts, chapter 1262, section 11, subsection 1, is amended to read as follows:

- 1. To the university of northern Iowa for the decision-making science institute:

	\$	750,000
		<u>575,000</u>

Sec. 510. The appropriations made to Iowa state university of science and technology under 1990 Iowa Acts, chapter 1262, section 1, subsection 35, section 6, subsection 5, and section 11, shall be reduced by \$100,000. The university shall select which of the purposes which received appropriations under 1990 Iowa Acts, chapter 1262, section 1, subsection 35, section 6, subsection 5, and section 11, shall be reduced so that the reduction in appropriations of \$100,000 is reached. If the university chooses to reduce the appropriation to the research parks under section 6, subsection 5, the amount of that reduction shall be transferred from the Iowa community development loan fund to the general fund of the state by June 30, 1991. Within one day following the enactment of this Act, the university shall notify the department of management and legislative fiscal bureau of which appropriations shall be reduced and by what amount.

Sec. 511. The appropriations made to the state university of Iowa under 1990 Iowa Acts, chapter 1262, section 1, subsection 35; section 6, subsection 5; and section 11, shall be reduced by \$50,000. The university shall select which of the purposes which received appropriations under 1990 Iowa Acts, chapter 1262, section 1, subsection 35, section 6, subsection 5, and section 11, shall be reduced so that the reduction in appropriations of \$50,000 is reached. If the university chooses to reduce the appropriation to the research parks under section 6, subsection 5, the amount of that reduction shall be transferred from the Iowa community development loan fund to the general fund of the state by June 30, 1991. Within one day following the enactment of this Act, the university shall notify the department of management and legislative fiscal bureau of which appropriations shall be reduced and by what amount.

IOWA FINANCE AUTHORITY

Sec. 512. 1990 Iowa Acts, chapter 1262, section 3, subsection 1, paragraph a, is amended to read as follows:

- 1. HOUSING ASSISTANCE PROGRAM
 - a. To provide mortgage and finance assistance to individuals for the purchase or acquisition of homes:

	\$	2,000,000
		<u>500,000</u>

DIVISION VI
SECRETARY OF STATE

Sec. 601. 1990 Iowa Acts, chapter 1266, section 1, as item vetoed by the governor, is amended to read as follows:

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

	\$	1,677,000
		<u>1,626,630</u>
	FTEs	<u>50.00</u>

GOVERNOR

Sec. 602. 1990 Iowa Acts, chapter 1266, section 2, is amended to read as follows:

SEC. 2. There is appropriated from the general fund of the state to the office of the governor for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

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

.....	\$	889,000
		<u>858,000</u>
.....	FTEs	17.00

2. For the governor's expenses connected with office:

.....	\$	4,000
		<u>3,000</u>

3. 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:

.....	\$	95,000
		<u>93,300</u>
.....	FTEs	3.00

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 \$40, and actual expenses of committee, council, or task force members and as a condition, limitation, and qualification of this appropriation, the ad hoc committees, councils, and task forces appointed by the governor shall be subject to chapters 21 and 22 and the members shall be so informed:

.....	\$	7,000
		<u>2,000</u>

5. 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:

.....	\$	103,000
		<u>102,000</u>
.....	FTEs	2.00

6. For payment of Iowa's membership in the national governors' conference:

.....	\$	75,000
-------	----	--------

Sec. 603. 1990 Iowa Acts, chapter 1266, section 3, unnumbered paragraph 2, is amended to read as follows:

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

.....	\$	105,000
		<u>82,000</u>
.....	FTEs	8.00

LIEUTENANT GOVERNOR

Sec. 604. 1990 Iowa Acts, chapter 1266, section 5, unnumbered paragraph 2, is amended to read as follows:

For salaries, support, maintenance, and miscellaneous purposes including the lieutenant governor's compensation and expenses including service as a member of the legislative council and per diem and expenses incurred while performing duties of the lieutenant governor when the general assembly is not in session:

.....	\$	34,000
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TREASURER OF STATE

Sec. 605. 1990 Iowa Acts, chapter 1266, section 7, is amended to read as follows:

SEC. 7. There is appropriated from the general fund of the state to the office of treasurer of state for the fiscal year beginning July 1, 1990, and ending June 30, 1991, 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:

.....	\$	762,000
		<u>733,880</u>
.....	FTEs	28.00

Of the amount appropriated by this section, \$29,839 shall be used for salary and support for one full-time equivalent position designated as a computer programmer.

DEPARTMENT OF GENERAL SERVICES

Sec. 606. 1990 Iowa Acts, chapter 1266, section 10, subsections 1, 2, 4, 6, 7, and 8, are amended to read as follows:

1. ADMINISTRATION DIVISION

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

.....	\$	492,000
		<u>480,000</u>
.....	FTEs	16.00

2. COMMUNICATIONS DIVISION

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

.....	\$	413,000
		<u>153,000</u>
.....	FTEs	19.00

4. MATERIALS MANAGEMENT DIVISION

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

.....	\$	92,000
		<u>91,000</u>
.....	FTEs	3.30

6. PRINTING AND MAIL DIVISION

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

.....	\$	492,000
		<u>491,000</u>
.....	FTEs	22.00

7. RECORDS MANAGEMENT DIVISION

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

.....	\$	422,000
		<u>421,000</u>
.....	FTEs	14.50

8. INFORMATION SERVICES DIVISION

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

.....	\$	7,175,000
		<u>6,687,804</u>
.....	FTEs	158.00

Sec. 607. 1990 Iowa Acts, chapter 1266, section 11, is amended to read as follows:
SEC. 11.

There is appropriated from the general fund of the state to the department of general services for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. CAPITOL PLANNING COMMISSION

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

.....	\$	2,000
		<u>1,600</u>

2. UTILITY COSTS

For payment of utility costs:

.....	\$	2,002,000
		<u>1,902,000</u>

The department of general services may use funds appropriated in this subsection for utility costs to fund energy conservation projects in the state capitol complex which will have a 100 percent payback within a 24 month period. The department of general services shall report quarterly to the chairpersons and ranking members of the administration appropriations subcommittee concerning the savings generated as a result of implementation of these projects.

3. 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:

.....	\$	608,000
		<u>544,000</u>

4. FIRE SAFETY

For payment of costs incurred in providing for additional fire safety measures:

.....	\$	67,000
		<u>0</u>

The moneys appropriated by this subsection may be used for, but are not limited to, the provision of alarm warning systems and additional means of egress. Moneys provided under this subsection shall not be used to defray the costs of deferred maintenance.

Sec. 608. 1990 Iowa Acts, chapter 1266, section 27, is amended to read as follows:

SEC. 27. There is appropriated from the general fund of the state to the department of general services and the department of revenue and finance for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amounts, or so much thereof as is necessary, to be used for the purpose designated:

For allocation, upon approval of the department of management, to avoid layoffs, if, after implementing efficiencies and other methods to achieve savings as directed by the department of management, the governor, and the department directors, funds appropriated by this Act are insufficient to otherwise avoid layoffs:

1. Department of general services:

.....	\$	250,000
		<u>0</u>

2. Department of revenue and finance:

.....	\$	250,000
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DEPARTMENT OF PERSONNEL

Sec. 609. 1990 Iowa Acts, chapter 1266, section 15, subsections 1, 2, and 3, are amended to read as follows:

1. ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes for the director's staff, office services, data/word processing, and insurance cost management, and for not more than the following full-time equivalent positions:

.....	\$	1,331,000
		<u>1,196,035</u>
.....	FTEs	29.65

2. FIELD OPERATIONS

For salaries for the personnel services, employment law/labor relations, and development, and for not more than the following full-time equivalent positions:

.....	\$	1,454,000
		<u>1,328,053</u>
.....	FTEs	36.60

3. PROGRAM MANAGEMENT

a. For salaries for employment and compensation and benefits, and for not more than the following full-time equivalent positions:

.....	\$	1,118,000
		<u>1,102,877</u>
.....	FTEs	34.00

b. WORKERS' COMPENSATION ADMINISTRATION

For salaries for the administration of the workers' compensation fund and not more than the following full-time equivalent positions:

.....	\$	140,000
		<u>137,635</u>
.....	FTEs	4.00

Any funds received by the department for workers' compensation purposes other than the funds appropriated in paragraph "b" shall be used only for the payment of workers' compensation claims.

DEPARTMENT OF REVENUE AND FINANCE

Sec. 610. 1990 Iowa Acts, chapter 1266, section 17, subsections 1, 2, 3, 4, 5, and 6, are amended to read as follows:

1. AUDIT AND COMPLIANCE

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	9,350,844
		<u>9,269,618</u>

2. FINANCIAL MANAGEMENT

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	6,047,156
		<u>6,028,475</u>

3. INFORMATION AND MANAGEMENT SYSTEMS

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	1,654,000
		<u>1,610,402</u>

4. LOCAL GOVERNMENT SERVICES

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	1,260,000
		<u>1,111,556</u>

5. TECHNICAL SERVICES

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	1,814,000
		<u>1,786,717</u>

6. ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	715,000
		<u>709,232</u>

Sec. 611. 1990 Iowa Acts, chapter 1266, section 19, is amended to read as follows:

SEC. 19. There is appropriated from the lottery fund to the department of revenue and finance for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

.....	\$	7,272,163
.....		<u>6,872,163</u>
.....	FTEs	138.55

b. For deposit in the general fund:

.....	\$	<u>400,000</u>
-------	----	----------------

DEPARTMENT OF MANAGEMENT

Sec. 612. 1990 Iowa Acts, chapter 1266, section 20, unnumbered paragraph 2, is amended to read as follows:

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

.....	\$	1,566,000
.....		<u>1,495,300</u>
.....	FTEs	33.00

OFFICE OF STATE-FEDERAL RELATIONS

Sec. 613. 1990 Iowa Acts, chapter 1266, section 23, unnumbered paragraph 2, is amended to read as follows:

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

.....	\$	221,000
.....		<u>216,000</u>
.....	FTEs	3.15

Sec. 614. It is the intent of the general assembly that agencies whose appropriations have been reduced under this division shall only lay off employees if all other means, including furloughs of employees, have already been evaluated and either used or not deemed feasible in order for an agency to continue its operations within the moneys appropriated to them for salaries, support, maintenance, and miscellaneous purposes.

Sec. 615. Beginning March 10, 1991, and by the tenth day of each month thereafter, until June 30, 1991, the department of management shall report to the chairpersons and ranking members of the senate and house committees on appropriations, the chairpersons and ranking members of the joint administration appropriations subcommittee, the legislative fiscal committee, and the legislative fiscal bureau, the number of furloughs and the number of layoffs that have occurred in all agencies, the savings associated with those furloughs and layoffs, and the effect of the furloughs and layoffs on services provided by the agency. The department shall provide a year-end report summarizing the information required in this section on or before August 10, 1991.

DIVISION VII
LAW ENFORCEMENT ACADEMY

Sec. 701. 1990 Iowa Acts, chapter 1267, section 1, subsection 1, is amended to read as follows:

1. For salaries, support, maintenance, miscellaneous purposes, including jailer training and technical assistance, and for not more than the following full-time equivalent positions:

.....	\$	953,617
.....		<u>913,779</u>
.....	FTEs	29.7

DEPARTMENT OF PUBLIC DEFENSE

Sec. 702. 1990 Iowa Acts, chapter 1267, section 2, subsections 1, 2, and 3 are amended to read as follows:

*Item veto; see message at end of the Act

1. MILITARY DIVISION

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

.....	\$	3,508,957
		<u>3,431,957</u>
.....	FTEs	151.59

As a condition, limitation, and qualification of this appropriation, \$60,000 of this appropriation shall be used for establishment of a maintenance detachment in Clarke county.

2. DISASTER SERVICES DIVISION

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

.....	\$	307,271
		<u>303,702</u>
.....	FTEs	12

3. VETERANS AFFAIRS DIVISION

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

.....	\$	143,934
		<u>140,934</u>
.....	FTEs	4.16

As a condition, limitation, and qualification of the appropriation in this paragraph, \$10,000 shall be used for the purchase of POW/MIA flags.

DEPARTMENT OF PUBLIC SAFETY

Sec. 703. 1990 Iowa Acts, chapter 1267, section 3, as item vetoed by the governor, is amended to read as follows:

SEC. 3. There is appropriated from the general fund of the state to the department of public safety for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For the department's administrative functions including the medical examiner's office and the criminal justice information system, and for not more than the following full-time equivalent positions:

.....	\$	2,510,622
		<u>2,421,952</u>
.....	FTEs	51.50

2. a. For purposes relating to radio communications, and not more than the following full-time equivalent positions:

.....	\$	3,227,667
		<u>3,180,992</u>
.....	FTEs	80

b. For purchase of service monitors and radio spare parts:

.....	\$	25,000
-------	----	--------

3. a. For the division of criminal investigation and bureau of identification containing the bureaus of identification and liquor law enforcement, and for river boat gambling enforcement, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of 16 percent of the salaries for which the funds are appropriated, and for not more than the following full-time equivalent positions:

.....	\$	6,534,828
		<u>6,211,978</u>
.....	FTEs	136
		<u>133</u>

e b. For the law enforcement intelligence network program, to be used in consultation with the law enforcement intelligence network advisory committee:

.....	\$	10,000
-------	----	--------

As a condition, limitation, and qualification of this appropriation, the division of criminal investigation shall commit sufficient resources to conduct 4 undercover operations in cooperation with local law enforcement agencies to identify the extent of bootlegging or illegal liquor operations at state border counties and shall report on the undercover operations to the committee by January 1, 1991.

4. For the division of narcotics:

a. The state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of 16 percent of the salaries for which the funds are appropriated, and for not more than the following full-time equivalent positions:

.....	\$	2,243,579
.....		<u>2,056,599</u>
.....	FTEs	38

b. Undercover purchases:

.....	\$	200,000
.....		<u>150,000</u>

5. a. For the fire marshal's office, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of 16 percent of the salaries for which the funds are appropriated, and for not more than the following full-time equivalent positions:

.....	\$	1,560,379
.....		<u>1,496,354</u>
.....	FTEs	33

b. For a regional firefighters' training center in Black Hawk county:

.....	\$	25,000
-------	----	--------

6. For the capitol security division, and for not more than the following full-time equivalent positions:

.....	\$	1,219,281
.....		<u>1,190,781</u>
.....	FTEs	36

Sec. 704. 1990 Iowa Acts, chapter 1267, section 5, unnumbered paragraph 2, is amended to read as follows:

For the continued purchase of the automated fingerprint information system (AFIS):

.....	\$	536,676
.....		<u>504,676</u>

DIVISION VIII
DEPARTMENT OF JUSTICE

Sec. 801. 1990 Iowa Acts, chapter 1268, section 1, subsections 1 and 3 are amended to read as follows:

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

.....	\$	4,705,733
.....		<u>4,482,163</u>
.....	FTEs	166.00

3. Prosecuting intern program; however, counties participating in the prosecuting intern program shall match funds appropriated by this subsection:

.....	\$	44,955
.....		<u>2,400</u>

In addition to the funds appropriated in this section, for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the attorney general shall provide up to \$42,555 in state matching funds from moneys retained by the attorney general from property forfeited pursuant to section 809.13.

Sec. 802. 1989 Iowa Acts, chapter 316, section 1, subsection 3, as amended by 1990 Iowa Acts, chapter 1257, section 36, is amended to read as follows:

3. Preparation of a new domestic abuse manual and updating of the desk manual for prosecutors:

.....	\$	15,000
		<u>9,000</u>

Notwithstanding section 8.33, the moneys appropriated in this subsection that remain unencumbered or unobligated on June 30, 1990, shall not revert to the general fund of the state but shall remain available for expenditure for the purposes designated during the fiscal year beginning July 1, 1990.

BOARD OF PAROLE

Sec. 803. 1990 Iowa Acts, chapter 1268, section 3, unnumbered paragraphs 2 and 3, are amended to read as follows:

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

.....	\$	837,536
		<u>789,513</u>
.....	FTEs	20.00
		<u>19.00</u>

As a condition, limitation, and qualification of this appropriation the board of parole shall create an automated docket; and shall automate the board's risk assessment model; and shall employ a victim registration coordinator.

DEPARTMENT OF CORRECTIONS

Sec. 804. 1990 Iowa Acts, chapter 1268, section 4, subsection 1, as item vetoed by the governor, is amended to read as follows:

1. For the operation of adult correctional institutions, to be allocated as follows:

a. For the operation of the Fort Madison correctional facility, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	20,398,056
		<u>20,391,106</u>
.....	FTEs	501.50

As a condition, limitation, and qualification of this appropriation, the facility shall employ 310 correctional officers, and an additional counselor.

b. For the operation of the Anamosa correctional facility, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	15,171,304
		<u>15,162,330</u>
.....	FTEs	355.00

(1) As a condition, limitation, and qualification of this appropriation, the facility shall employ 211 correctional officers, a part-time chaplain of a minority race, and 2 additional nurses.

(2) Of the funds appropriated, the department's budget for Anamosa shall include funding for 2 full-time substance abuse counselors for the Luster Heights facility, for the purpose of certification of a substance abuse program at that facility.

c. For the operation of the Oakdale correctional facility, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	10,689,482
		<u>10,547,236</u>
.....	FTEs	258.50

As a condition, limitation, and qualification of this appropriation, the facility shall employ 132.40 correctional officers and shall employ 3 additional staff for the purposes of compliance with the joint commission on the accreditation of health care organization standards.

d. For the operation of the Newton correctional facility, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	3,114,302
.....		<u>3,107,068</u>
.....	FTEs	71.00

As a condition, limitation, and qualification of this appropriation, the facility shall employ 28 correctional officers and an additional nurse.

e. For the operation of the Mt. Pleasant correctional facility, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	10,933,204
.....		<u>10,783,046</u>
.....	FTEs	267.15

As a condition, limitation, and qualification of this appropriation, the facility shall employ 141 correctional officers, and a full-time chaplain to provide religious counseling at the Oakdale and Mt. Pleasant correctional facilities, an additional nurse, and an additional 8.50 full-time equivalent positions to maintain a licensed substance abuse program.

f. For the operation of the Rockwell City correctional facility, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	2,993,389
.....		<u>2,901,277</u>
.....	FTEs	73.00

As a condition, limitation, and qualification of this appropriation, the facility shall employ 39 correctional officers and an additional 4 positions to establish a substance abuse treatment program and a sex offender program.

g. For the operation of the Clarinda correctional facility, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	4,451,237
.....		<u>4,387,981</u>
.....	FTEs	118.30

As a condition, limitation, and qualification of this appropriation, the facility shall employ 68 correctional officers and 2 nurses.

h. For the operation of the Mitchellville correctional facility, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	3,679,450
.....		<u>3,613,061</u>
.....	FTEs	97.00

As a condition, limitation, and qualification of this appropriation, the facility shall employ 54 correctional officers and an additional 5.5 full-time equivalent positions for a substance abuse treatment program.

Sec. 805. 1990 Iowa Acts, chapter 1268, section 5, subsection 1, unnumbered paragraph 1, is amended to read as follows:

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

.....	\$	2,145,174
.....		<u>2,103,804</u>
.....	FTEs	42.52

Sec. 806. 1990 Iowa Acts, chapter 1268, section 5, subsection 4, unnumbered paragraph 1, is amended to read as follows:

4. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions at the correctional training center at Mt. Pleasant:

.....	\$	366,476
		<u>365,876</u>
.....	FTEs	8.22

Sec. 807. 1990 Iowa Acts, chapter 1268, section 6, subsection 1, unnumbered paragraph 1 and paragraph a, are amended to read as follows:

For the first judicial district department of correctional services, the following amount, or so much thereof as is necessary:

a. For salaries, support, maintenance, and miscellaneous purposes:	\$	4,320,847
.....		<u>3,934,731</u>

Sec. 808. 1990 Iowa Acts, chapter 1268, section 6, subsection 3, unnumbered paragraph 1 and paragraphs b and d, are amended to read as follows:

For the third judicial district department of correctional services, the following amount, or so much thereof as is necessary:

b. For staffing 25 additional beds authorized during the 1989 session of the general assembly and for not more than the following full-time equivalent positions:	\$	18,278
.....		<u>0</u>
.....	FTEs	.50

d. For funding of the intensive supervision program and for not more than the following full-time equivalent positions:

.....	\$	62,327
		<u>48,163</u>
.....	FTEs	1.58

Sec. 809. 1990 Iowa Acts, chapter 1268, section 6, subsection 5, unnumbered paragraph 1 and paragraph b, are amended to read as follows:

For the fifth judicial district department of correctional services, the following amount, or so much thereof as is necessary:

b. For additional funding of the intensive supervision program and for not more than the following full-time equivalent positions:	\$	410,348
.....		<u>203,409</u>
.....	FTEs	6.26

Sec. 810. 1990 Iowa Acts, chapter 1268, section 6, subsection 6, unnumbered paragraph 1, and paragraph d, are amended to read as follows:

For the sixth judicial district department of correctional services, the following amount, or so much thereof as is necessary:

d. For staffing of additional new beds at the Cedar Rapids residential facility as authorized during the 1989 session of the general assembly and for not more than the following full-time equivalent positions:	\$	337,733
.....		<u>0</u>
.....	FTEs	7.70

Sec. 811. 1990 Iowa Acts, chapter 1268, section 6, subsection 7, unnumbered paragraph 1, and paragraph c, are amended to read as follows:

For the seventh judicial district department of correctional services, the following amount, or so much thereof as is necessary:

c. For additional funding of the intensive supervision program and for not more than the following full-time equivalent positions:

.....	\$	57,131
.....		<u>48,721</u>
.....	FTEs	1.00

Sec. 812. 1990 Iowa Acts, chapter 1268, section 6, subsection 8, unnumbered paragraph 1, and paragraph d, are amended to read as follows:

For the eighth judicial district department of correctional services, the following amount, or so much thereof as is necessary:

d. For staffing of additional new beds at the Ottumwa facility authorized during the 1989 session of the general assembly and for not more than the following full-time equivalent positions:

.....	\$	570,035
.....		<u>550,035</u>
.....	FTEs	13.28

Sec. 813. 1990 Iowa Acts, chapter 1268, section 6, subsection 9, paragraphs a and b, are amended to read as follows:

a. For the assistance and support of each judicial district department of correctional services:

.....	\$	201,798
.....		<u>317,081</u>

b. For additional funding of the intensive supervision programs in conjunction with electronic monitoring established within the districts and for not more than the following full-time equivalent positions:

.....	\$	85,272
.....		<u>76,972</u>
.....	FTEs	1.37

JUDICIAL DEPARTMENT

Sec. 814. 1990 Iowa Acts, chapter 1268, section 7, subsection 1, unnumbered paragraph 1, is amended to read as follows:

For salaries of supreme court justices, appellate court judges, district court judges, district associate judges, judicial magistrates and staff, state court administrator, clerk of the supreme court, district court administrators, clerks of the district court, juvenile court officers, board of law examiners and board of examiners of shorthand reporters and judicial qualifications commission, receipt and disbursement of child support payments, and maintenance, equipment, and miscellaneous purposes:

.....	\$	70,272,600
.....		<u>69,672,600</u>

Sec. 815. 1990 Iowa Acts, chapter 1271, section 601, unnumbered paragraph 2, is amended to read as follows:

For annual payment relating to the financial arrangement for the construction of expansion in prison capacity as provided in 1990 Iowa Acts, Senate File 2212 chapter 1257, section 24:

.....	\$	1,028,000
.....		<u>1,026,000</u>

Sec. 816. Section 911.2, unnumbered paragraph 1, Code 1991, is amended to read as follows:

When a court imposes a fine or forfeiture for a violation of a state law, or of a city or county ordinance except an ordinance regulating the parking of motor vehicles, the court shall assess an additional penalty in the form of a surcharge equal to ~~twenty~~ twenty-five percent of the fine or forfeiture imposed. In the event of multiple offenses, the surcharge shall be based upon the total amount of fines or forfeitures imposed for all offenses. When a fine or forfeiture is suspended in whole or in part, the surcharge shall be reduced in proportion to the amount suspended.

Sec. 817. Section 911.3, Code 1991, is amended to read as follows:

911.3 DISPOSITION OF SURCHARGE.

When a court assesses a surcharge under section 911.2, the clerk of the district court shall transmit ~~twenty-five~~ twenty percent of the surcharge collected to the treasurer of state to be deposited pursuant to section 321J.17. Ninety percent of the remainder of the surcharge collected shall be transmitted to the treasurer of state by the fifteenth day of the following month. The treasurer of state shall deposit that money in the general fund of the state. The clerk of the district court shall transmit ten percent of the remainder of the surcharge to the county treasurer or shall remit ten percent of the remainder of the surcharge to the city that was the plaintiff in any action for deposit in the general fund of the city.

Sec. 818. EFFECTIVE DATE. Sections 816 and 817 of this Act, relating to court surcharges, take effect April 1, 1991, and apply to penalties incurred for violations committed on or after that date.

DIVISION IX
DEPARTMENT OF CULTURAL AFFAIRS

Sec. 901. 1990 Iowa Acts, chapter 1272, section 1, as item vetoed by the governor, is amended to read as follows:

SECTION 1. There is appropriated from the general fund of the state to the department of cultural affairs for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION DIVISION

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

Table with 2 columns: Amount (\$) and FTEs. Values: \$ 468,735, 426,562; FTEs 10.

2. ARTS DIVISION

For salaries, support, maintenance, miscellaneous purposes, including funds to match federal grants, and for not more than the following full-time equivalent positions:

Table with 2 columns: Amount (\$) and FTEs. Values: \$ 1,239,125, 1,166,805; FTEs 13.

As a condition, limitation, and qualification of the appropriation in this subsection, not more than 10 percent of the difference between the moneys appropriated in this subsection and the moneys appropriated in 1989 Iowa Acts, chapter 319, section 1, subsection 2, shall be expended by the arts division for administrative costs.

3. HISTORICAL DIVISION

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

Table with 2 columns: Amount (\$) and FTEs. Values: \$ 2,775,453, 2,592,496; FTEs 76.

4. LIBRARY DIVISION

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

Table with 2 columns: Amount (\$) and FTEs. Values: \$ 2,326,277, 2,183,629; FTEs 41.

As a condition, limitation, and qualification of the funds appropriated in this subsection, the department of cultural affairs shall adopt, by January 1, 1991, rules relating to the copying of library material and the defraying of copying expenses, including, but not limited to, the charging of reasonable fees for the copying of library material for nonresident persons.

5. PUBLIC BROADCASTING DIVISION

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

.....	\$	6,947,451
.....		<u>6,576,287</u>
.....	FTEs	104
6. TERRACE HILL COMMISSION		
For salaries, support, maintenance, miscellaneous purposes, for the operation of Terrace Hill and for not more than the following full-time equivalent positions:		
.....	\$	211,581
.....		<u>204,240</u>
.....	FTEs	5.25
7. REGIONAL LIBRARY SYSTEM		
a- For state aid:		
.....	\$	1,530,655
8. IOWA PEACE INSTITUTE		
For allocation to the Iowa peace institute established in chapter 38:		
.....	\$	286,600
9. For planning and programming for the community cultural grants program established under section 303.89:		
.....	\$	885,000
.....		<u>805,000</u>
10. For the Iowa town square project:		
.....	\$	150,000
.....		<u>70,000</u>

IOWA PEACE INSTITUTE

Sec. 902. 1990 Iowa Acts, chapter 1271, section 1601, is amended to read as follows:

SECTION 1601. FEASIBILITY STUDY. There is appropriated from the general fund of the state to the Iowa peace institute established in chapter 38 for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For a study of the feasibility of establishing an international museum:

.....	\$	35,000
.....		<u>0</u>

COLLEGE STUDENT AID COMMISSION

Sec. 903. 1990 Iowa Acts, chapter 1272, section 3, subsections 1 and 2, are amended to read as follows:

1. GENERAL ADMINISTRATION

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

.....	\$	326,271
.....		<u>324,271</u>
.....	FTEs	8.05

As a condition, limitation, and qualification of the appropriation in this subsection, the college student aid commission shall conduct a study of the cosmetology and chiropractic programs available to Iowans at both private and public postsecondary institutions. The study shall include the number of students attending the programs, the type of financial aid that is available to the students, a description of the accreditation standards which are required to be met by each program, a listing of those areas in which programs have failed to meet accreditation standards, the number of students placed within 1 year of graduation in professions for which they have been trained, and the number of students who have continued in the professions for which they have been trained 5 years after graduation from a professional program.

2. STUDENT AID PROGRAMS

For payments to students for student aid programs:

.....	\$	2,570,100
		<u>2,008,100</u>

As a condition, limitation, and qualification of the funds appropriated in this subsection, \$1,850,000 shall be expended for an Iowa grant program, with funds to be allocated to institutions in the following manner:

- a. Total allocations to students attending regents' institutions shall be determined by multiplying 72.973 percent of \$1,850,000 by 37.6 percent.
- b. Total allocations to students attending community colleges shall be determined by multiplying 72.973 percent of \$1,850,000 by 25.9 percent and by 2.43.
- c. Total allocations to students attending private colleges and universities shall be determined by multiplying 72.973 percent of \$1,850,000 by 36.5 percent.

Sec. 904. 1990 Iowa Acts, chapter 1272, section 3, subsection 4, unnumbered paragraph 1, is amended to read as follows:

For payments to institutions for attendance of displaced workers:

.....	\$	500,000
	\$	<u>292,732</u>

Sec. 905. 1990 Iowa Acts, chapter 1272, section 4, subsections 1 and 2, are amended to read as follows:

UNIVERSITY OF OSTEOPATHIC MEDICINE AND HEALTH SCIENCES

1. For grants to sophomores, juniors, and seniors and for forgivable loans to freshmen, who are Iowa students attending the university of osteopathic medicine and health sciences, under the grant program pursuant to section 261.18 and the forgivable loan program pursuant to section 261.19A:

.....	\$	497,000
		<u>422,000</u>

2. For the university of osteopathic medicine and health sciences for the admission and education of Iowa students in each of the 4 years of classes at the university of osteopathic medicine and health sciences pursuant to section 261.19:

.....	\$	497,000
		<u>452,000</u>

Sec. 906. 1990 Iowa Acts, chapter 1272, section 55, is amended to read as follows:

SEC. 55. Of the ~~\$32,912,800~~ 32,608,795 appropriated for tuition grants, for the fiscal year beginning July 1, 1990, and ending June 30, 1991, \$400,000 shall be expended by the college aid commission for the Iowa minority academic grants for economic success program for grants to independent colleges and universities under sections 261.101 through 261.105.

Sec. 907. From the funds available in the scholarship and tuition grant reserve fund created by section 261.20, \$224,000 shall be transferred to and deposited in the general fund of the state on June 30, 1991.

Sec. 908. Section 261.25, subsections 1, 2, and 3, Code 1991, are amended to read as follows:

1. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of thirty-two million ~~nine six~~ hundred ~~twelve eight~~ thousand ~~eight hundred seven hundred ninety-five~~ dollars for tuition grants.

2. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of one million ~~twenty-three eight hundred thirteen~~ thousand eight hundred forty dollars for scholarships.

3. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of one million three hundred ~~thirty~~ fifteen thousand six hundred forty-seven dollars for vocational-technical tuition grants.

Sec. 909. Section 261.85, unnumbered paragraph 1, Code 1991, is amended to read as follows:

There is appropriated from the general fund of the state to the commission for each fiscal year the sum of three million ~~two hundred ten thousand~~ eighty-five thousand six hundred eighty-four dollars for the work-study program.

DEPARTMENT OF EDUCATION

Sec. 910. 1990 Iowa Acts, chapter 1264, section 1, unnumbered paragraph 2, is amended to read as follows:

For the youth 2000 coordinating council for awarding community planning grants for collaborative efforts to establish local drug prevention and youth development programs as provided in section 256.42, subsection 5:

.....	\$	80,000
		<u>5,000</u>

Sec. 911. 1990 Iowa Acts, chapter 1272, section 8, subsections 1, 3, 4, 6, 7, 10, and 11, as item vetoed by the governor, are amended to read as follows:

1. GENERAL ADMINISTRATION

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

.....	\$	6,495,093
		<u>5,805,290</u>
.....	FTEs	135.75

As a condition, limitation, and qualification of the appropriation in this subsection, the department of education shall expend moneys to contract with institutions of higher education to provide a summer residence program for gifted and talented elementary and secondary school students and to support existing law-related education centers for training seminars and workshops in law-related education, summer institutes relating to law-related education and methodology and substance, and mock trial competitions for junior and senior high school students. The law-related education program shall include the legislative lawmaking process. Educational materials for the legislative lawmaking process segment of the program shall be developed by the law-related education centers in consultation with the legislative council.

As a condition, limitation, and qualification of the appropriation in this subsection, the department of education shall expend moneys to provide funds for the employment resources center administered by the fifth judicial district's department of correctional services to assist clients.

As a condition, limitation, and qualification of the appropriation in this subsection, the bureau of special education of the department of education shall study the impact of student weighting on the appropriateness of student placement in the least restrictive environment. Depending on the results of the study, alternatives to the assignment of student weightings that will encourage the placement of students in the least restrictive appropriate placement shall be developed accordingly. The bureau of special education shall report the findings of the study and any identified alternatives to the state special education advisory panel and the school budget review committee, and the department shall include the findings in a report to the legislative fiscal bureau and the general assembly by December 1, 1990.

3. BOARD OF EDUCATIONAL EXAMINERS

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

.....	\$	150,007
		<u>138,607</u>
.....	FTEs	2

4. VOCATIONAL EDUCATION ADMINISTRATION

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

.....	\$	931,636
		<u>809,793</u>
.....	FTEs	39.6

6. PENAL INSTITUTION EDUCATION PROGRAM

For educational programs at state penal institutions:

.....	\$	2,293,893
		<u>2,193,893</u>

Funds appropriated by this subsection shall be used by the department of education, in coordination with the department of corrections, to provide expanded educational programs to inmates of the Iowa penal institutions and develop education program plans for the offenders and ex-offenders in the community-based corrections system. Educational programs shall emphasize assessment, cognition, literacy, and social skills, and shall provide continuity of instruction as the inmate progresses through the penal system. Educational technology learning systems which would support the continuity of instruction shall be used in combination with an information management system to track student progress. The information tracking system shall be available throughout the state. An information management system shall be implemented to transmit education information, including the inmate's plan, programs provided, and program outcomes to institutions under whose control the inmate is placed. Evaluation of the results shall be made annually to determine needed changes and to assess results. The department of education, in coordination with the department of corrections, shall investigate, evaluate, and analyze educational technology systems which reflect inmate needs before selection of any system or systems. Funds appropriated in this subsection may be used for individualized, personal development, life management programs established by the general assembly in 1990 Iowa Acts, Senate File 2212 chapter 1257, section 23, under the department of corrections, and to provide the results of the establishment of the individualized, personal development, life management programs to the cochairpersons and ranking members of the joint education appropriations subcommittee and the legislative fiscal bureau.

7. YOUTH LEADERSHIP GRANT PROGRAM

For grants to youth leadership programs:

.....	\$	25,000
		<u>18,700</u>

Funds appropriated by this subsection shall be used to emphasize and support youth leadership skills for students participating in Iowa activities and students representing Iowa in regional and national activities.

10. VOCATIONAL REHABILITATION DIVISION

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

.....	\$	3,998,358
		<u>3,584,746</u>
.....	FTEs	319.50

b. For matching funds for programs to enable severely physically or mentally disabled persons to function more independently, including salaries and support, for not more than the following full-time equivalent positions:

.....	\$	19,367
.....	FTEs	1.50

11. CAREER INFORMATION SYSTEM OF IOWA

For the purpose of providing educational information to students in public and nonpublic schools:

.....	\$	84,000
		<u>27,482</u>
.....	FTEs	5

As a condition, limitation, and qualification of the funds appropriated in this subsection, the educational information to students shall include, but is not limited to, information relating to the likelihood of employment in Iowa in the students' career choice areas.

Sec. 912. 1990 Iowa Acts, chapter 1272, section 8, subsection 12, unnumbered paragraph 1 and paragraphs a through o, are amended to read as follows:

For general state financial aid to merged areas as defined in section 280A.2, for vocational education programs in accordance with chapters 258 and 280A, to purchase instructional equipment for vocational and technical courses of instruction in such schools, and for salary increases, the amount of ~~\$86,316,796~~ 84,679,234 to be allocated as follows:

a. Merged Area I	\$	<u>3,936,168</u>
		3,861,450
b. Merged Area II	\$	<u>4,909,784</u>
		4,816,369
c. Merged Area III	\$	<u>4,646,626</u>
		4,556,783
d. Merged Area IV	\$	<u>2,301,829</u>
		2,258,078
e. Merged Area V	\$	<u>4,714,422</u>
		4,620,616
f. Merged Area VI	\$	<u>4,731,678</u>
		4,644,143
g. Merged Area VII	\$	<u>6,656,574</u>
		6,531,633
h. Merged Area IX	\$	<u>7,339,996</u>
		7,198,011
i. Merged Area X	\$	<u>11,444,016</u>
		11,229,974
j. Merged Area XI	\$	<u>12,349,593</u>
		12,121,021
k. Merged Area XII	\$	<u>6,144,554</u>
		5,044,871
l. Merged Area XIII	\$	<u>5,081,696</u>
		4,981,908
m. Merged Area XIV	\$	<u>2,252,941</u>
		2,209,640
n. Merged Area XV	\$	<u>6,866,253</u>
		6,739,065
o. Merged Area XVI	\$	<u>3,940,668</u>
		3,865,672

Sec. 913. 1990 Iowa Acts, chapter 1272, section 12, is amended to read as follows:

SEC. 12. Notwithstanding the appropriation provided in section 294A.25, subsection 1, there is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amount, or so much thereof as may be necessary, to be used for the purpose designated:

For the educational excellence program:

.....	\$	<u>92,007,985</u>
		91,662,500

STATE BOARD OF REGENTS

*Sec. 914. 1990 Iowa Acts, chapter 1272, section 14, subsection 1, paragraph a, unnumbered paragraph 1, is amended to read as follows:

For salaries, support, maintenance, miscellaneous purposes, during the fiscal year beginning July 1, 1990, and ending June 30, 1991, and for not more than the following full-time equivalent positions:

.....	\$	<u>1,136,134</u>
		1,055,821
.....	FTEs	<u>19.63*</u>

Sec. 915. 1990 Iowa Acts, chapter 1272, section 14, subsection 1, paragraph b, is amended to read as follows:

*Item veto; see message at end of the Act

b. For allocation by the state board of regents to the state university of Iowa, the Iowa state university of science and technology, and the university of northern Iowa to reimburse the institutions for deficiencies in their operating funds resulting from the pledging of tuitions, student fees and charges, and institutional income to finance the cost of providing academic and administrative buildings and facilities and utility services at the institutions:

.....	\$	17,338,340
		<u>17,238,340</u>

Sec. 916. 1990 Iowa Acts, chapter 1272, section 14, subsection 5, as item vetoed by the governor, and subsection 6, are amended to read as follows:

5. STATE SCHOOL FOR THE DEAF

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

.....	\$	5,770,768
		<u>5,751,541</u>
.....	FTEs	133.24

6. IOWA BRAILLE AND SIGHT-SAVING SCHOOL

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

.....	\$	3,197,141
		<u>3,186,439</u>
.....	FTEs	92.45

Sec. 917. 1989 Iowa Acts, chapter 319, section 11, subsection 2, paragraph a, unnumbered paragraph 1, is amended to read as follows:

For enhancing the preparation, teaching experiences, and induction of educators, and for assisting educators in the use of technology for instructional and administrative purposes:

.....	\$	500,000
		<u>246,038</u>

Sec. 918. 1990 Iowa Acts, chapter 1271, section 1701, subsections 1 and 2, are amended to read as follows:

1. For the fiscal year beginning July 1, 1990, and ending June 30, 1991:

.....	\$	10,925,405
		<u>856,124</u>

2. For the fiscal year beginning July 1, 1991, and ending June 30, 1992:

.....	\$	13,530,400
		<u>0</u>

Sec. 919. APPROPRIATIONS REDUCED – REGENTS’ INSTITUTIONS.

1. The funds appropriated to the state university of Iowa for the fiscal year beginning July 1, 1990, and ending June 30, 1991, by 1990 Iowa Acts, chapter 1272, section 14, subsection 2, shall be reduced by the department of management in the amount of \$3,523,628. Within one day of the date this Act takes effect, the state university shall notify the department of management of the amount of reduction established by the university for each budget unit in order to achieve the total reduction amount required by this subsection.

2. The funds appropriated to the Iowa state university of science and technology for the fiscal year beginning July 1, 1990, and ending June 30, 1991, by 1990 Iowa Acts, chapter 1272, section 14, subsection 3, shall be reduced by the department of management in the amount of \$2,813,456. Within one day of the effective date of this Act, the state university shall notify the department of management of the amount of reduction established by the university for each budget unit in order to achieve the total reduction amount required by this subsection.

3. The funds appropriated to the university of northern Iowa for the fiscal year beginning July 1, 1990, and ending June 30, 1991, by 1990 Iowa Acts, chapter 1272, section 14, subsection 4, shall be reduced by the department of management in the amount of \$899,425. Within one

day of the effective date of this Act, the state university shall notify the department of management of the amount of reduction established by the university for each budget unit in order to achieve the total reduction amount required by this subsection.

Sec. 920. The general assembly declares that the state board of regents has met the requirements of section 262A.3 regarding the preparation and submission to the general assembly of the proposed ten-year building program for each institution of higher learning under the jurisdiction of the state board of regents, and the general assembly approves that ten-year building program as submitted. For the period beginning on the effective date of this section, and ending on June 30, 1992, the projects authorized by 1989 Iowa Acts, chapter 322, section 3, subsections 3, 4, 6, and 8, and planning for the projects authorized by 1989 Iowa Acts, chapter 322, section 3, subsections 2 and 7, may be funded in the manner provided in 1989 Iowa Acts, chapter 322, section 4, and the authorizations by the general assembly and the governor to the state board of regents in connection with the initial financing of those projects as made under sections 262A.4, 262A.5, and 262A.6 are extended to June 30, 1992, less the amount of appropriations received prior to the effective date of this section pursuant to 1989 Iowa Acts, chapter 322, section 3. **However, financing authorized pursuant to this section for the purposes of equipment purchases shall provide for an accelerated limited repayment structure over no more than a five-year period. Subject to the maximum authorization for bonding in 1989 Iowa Acts, chapter 322, section 4, and this section, the authorization made in this section for financing the projects listed includes authorization by the general assembly and approval by the governor for equipment purchases for the project listed in 1989 Iowa Acts, chapter 322, section 3, subsection 8. The amount of bonds issued for the project listed in 1989 Iowa Acts, chapter 322, section 3, subsection 8, may exceed the amount listed in 1989 Iowa Acts, chapter 322, section 3, subsection 8, in an amount approved by the state board of regents for equipment purchases not exceeding \$500,000 for the project listed in subsection 8.** It is the intent of this section that such financing be limited to the completion of the projects authorized by 1989 Iowa Acts, chapter 322, section 3, subsections 3, 4, 6, and 8 and this section and planning for the projects authorized by 1989 Iowa Acts, chapter 322, section 3, subsections 2 and 7.

DIVISION X LOTTERY

Sec. 1001. 1990 Iowa Acts, chapter 1255, section 37, subsection 1, is amended to read as follows:

1. Notwithstanding the nonreversion provision in section 99E.32, subsection 7, or any other provision, all unencumbered or unobligated moneys remaining on June 30, 1990, and all encumbered or obligated moneys as of June 30, 1990, from appropriations made from the surplus account, jobs now account, education and agricultural research and development account, and the jobs now capitals account to the department of economic development for purposes for which moneys are appropriated for the fiscal year beginning July 1, 1990, in Senate File 2327, if enacted by the Seventy-third General Assembly, 1990 Session by 1990 Iowa Acts, chapter 1262, except those amounts which are reduced by a 1991 Act passed by the Seventy-fourth General Assembly, shall be transferred to the corresponding account of the department within the general fund of the state and shall be available for expenditure for those same purposes as provided in Senate File 2327, if enacted 1990 Iowa Acts, chapter 1262, and are in addition to moneys appropriated for those same purposes for the fiscal year beginning July 1, 1990.

Sec. 1002. 1990 Iowa Acts, chapter 1255, section 37, subsection 3, is amended to read as follows:

3. The agency, board, commission, or overseer of the funds to which moneys have been appropriated from any of the accounts in the Iowa plan fund for economic development for any of the fiscal years beginning July 1, 1985, July 1, 1986, July 1, 1987, July 1, 1988, and July 1, 1989, shall provide by December 15, 1990, to the department of management a status report ~~and any encumbered or obligated moneys remaining unspent on June 30, 1990, from moneys~~

*Item veto; see message at end of the Act

appropriated from the Iowa plan fund for any fiscal year, except the fiscal year beginning July 1, 1989, shall be available for expenditure by the department of economic development for purposes of chapter 15. The status report shall specify the status of the moneys appropriated as of June 30, 1990, or such later date as designated by the department of management, and the amount of loans outstanding, if any, that were made from those moneys appropriated, and other information relating to the status of the moneys appropriated as required by the department of management.

Sec. 1003. Section 99E.32, subsection 1, paragraph d, Code 1991, is amended to read as follows:

d. Notwithstanding paragraph "c", after the allotments have been made for the fiscal year years beginning July 1, 1988, and July 1, 1989, under paragraphs "a" and "b", the total excess is allotted to the surplus account. Of the amount allotted for the fiscal year beginning July 1, 1989, the sum of five hundred ninety-six thousand dollars shall be transferred prior to July 1, 1991, to the general fund of the state.

Sec. 1004. Section 99E.34, subsection 1, paragraphs a and b, Code 1991, are amended to read as follows:

a. For each fiscal year, sixty-two and five-tenths percent to the Iowa resources enhancement and protection fund created in section 455A.18 and which amount is appropriated for the purposes of that fund. However, the total amount allotted under this paragraph in any single fiscal year the fiscal year beginning July 1, 1990, shall not exceed twenty million dollars and in each of the following fiscal years shall not exceed twenty-five million dollars.

b. For each fiscal year, six percent to the soil conservation account. However, the total amount allotted under this paragraph in the fiscal year beginning July 1, 1990, shall not exceed two million four hundred thousand dollars.

Sec. 1005. Notwithstanding any other provision of law, the treasurer of state shall initiate the transfer to the general fund of the state from the CLEAN fund created in section 99E.10 the amount of revenues considered transferred to the CLEAN fund as provided in section 99E.10 during the fiscal year beginning July 1, 1990, and ending June 30, 1991, which is in excess of the amount needed to make the allotments within the CLEAN fund as provided in section 99E.34, subsection 1. The transfers under this section shall be made during the period beginning April 16, 1991, and ending June 30, 1991.

Sec. 1006. Notwithstanding the nonreversion provision in section 99E.32, subsection 7, and the reversion provision in 1990 Iowa Acts, chapter 1255, section 37, subsection 2, all interest and earnings on the deposits and investments credited to the Iowa plan fund that remain unappropriated on June 30, 1991, and all funds in the surplus account of the Iowa plan fund that remain unappropriated on June 30, 1991, shall be transferred to the general fund of the state. The transfers under this section shall be made during the period beginning April 16, 1991, and ending June 30, 1991.

Sec. 1007. Notwithstanding the provisions in section 99E.10, subsection 1, unnumbered paragraph 3, all interest or earnings paid on the deposits or investments of moneys in the lottery fund or the CLEAN fund during the fiscal year beginning July 1, 1990, shall be transferred to the general fund of the state.

Sec. 1008. Notwithstanding the amount of the appropriation under section 99E.31 or 99E.32, the nonreversion provision in section 99E.32, subsection 7, or any other provision, from the appropriations made from the designated accounts of the Iowa plan fund for the designated fiscal years for the specified purposes or programs, the following amounts shall be transferred prior to July 1, 1991, from such designated accounts to the general fund of the state:

1. From the jobs now account from the appropriations made in section 99E.32, subsection 3, for:

- a. Regional centers under paragraph "d", subparagraph (1), for the 1990 fiscal year:

.....	\$	730,294
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b. Iowa main street program under paragraph "d", subparagraph (3), for the 1990 fiscal year:	\$ 118,221
c. Technical assistance for businesses under paragraph "d", subparagraph (4), for the 1990 fiscal year:	\$ 39,632
d. Business incubators under paragraph "d", subparagraph (5), for the 1990 fiscal year:	\$ 183,932
e. Rural incubators under paragraph "d", subparagraph (6), for the 1990 fiscal year:	\$ 233,425
f. Rural development programs under paragraph "d", subparagraph (7), for the 1990 fiscal year:	\$ 45,625
h. Welcome centers under paragraph "l" for the 1990 fiscal year:	\$ 27,738
i. Preservation, exhibition, or development of historic resources under paragraph "x" for the 1990 fiscal year:	\$ 80,726
j. Rural main street program under paragraph "z" for the 1990 fiscal year:	\$ 83,957
2. From the education and agriculture research and development account from the appropriations made in section 99E.32, subsection 4, for:	
a. Summer institute program under paragraph "c" for the 1987 fiscal year and 1988 fiscal year:	\$ 27,621
b. Economic development training program under paragraph "b", subparagraph (4), for the 1990 fiscal year:	\$ 25,000
c. INTERNET for allocation to the Wallace technology transfer foundation of Iowa under paragraph "b", subparagraph (4), for the 1990 fiscal year:	\$ 300,000
d. Iowa state university water resource research institute under paragraph "e" for the 1990 fiscal year:	\$ 25,406
e. Technology transfer for the livestock industry under paragraph "g" for the 1990 fiscal year:	\$ 136,067
3. From the jobs now capital account from the appropriations made in section 99E.31, subsection 5, for:	
The architect, engineering, equipment, and construction of the armory in Carroll for the 1986 fiscal year:	\$ 1,666
4. From the jobs now capitals account from the appropriations made in section 99E.32, subsection 5, for:	
a. Allocation to the center for industrial research and service for the hazardous waste research program under paragraph "d" for the 1987 fiscal year:	\$ 50,000
b. Construction, equipment, renovation, and other costs associated with buildings in the capitol complex and allocation for Terrace Hill under paragraph "j" for the 1989 fiscal year:	\$ 225,072
5. From the surplus account from the appropriations made in 1989 Iowa Acts, chapter 314, section 8, for:	
a. Promoting, equipping, and staffing a "Drug Tip Hotline" under paragraph "f" for the 1989 fiscal year:	\$ 2,751

b. Regulation activities required pursuant to the excursion boat gambling Act under paragraph "h" for the 1989 fiscal year:
 \$ 25,457

Sec. 1009. Sections 1001 through 1003 of this Act are retroactive to July 1, 1990.

DIVISION XI
 TRANSFERS

Sec. 1101. Notwithstanding any other provision of law, the cash balances remaining on June 30, 1991, that are not needed to pay expenses of the fiscal year ending June 30, 1991, in the following designated accounts shall revert or be transferred to the general fund of the state:

1. Energy research and development fund created in section 93.14.
2. Pari-mutuel regulation fund created in section 99D.17.
3. Excursion boat gambling revolving fund created in 1989 Iowa Acts, chapter 321, section 22.
4. State conservation fund created in section 107.17.
5. Administration fund created in section 107.17.
6. Public outdoor recreation and resources fund created in section 107.17.
7. County conservation board fund created in section 107.17.
8. Milk fund created in section 192.47.
9. Dairy trade practices trust fund pursuant to section 192A.30.
10. Commercial feed fund created in section 198.9.
11. Fertilizer fund created in section 200.9.
12. Pesticide fund created in section 206.12.
13. Special railroad facility fund created in section 307B.23.
14. Motor vehicle fraud account pursuant to section 312.2, subsection 13.
15. Salvage vehicle account pursuant to section 321.52.
16. Marine fuel tax fund created in section 324.79.
17. State aviation fund created in section 328.36.
18. Railroad assistance fund created in section 327H.18.
19. Security deposit account pursuant to section 422.52.
20. GAAP escrow account created in section 422.69.
21. Utilities trust fund created in section 476.10.
22. Insurance revolving fund created in section 505.7.
23. Banking revolving fund created in section 524.207.
24. Credit union revolving fund created in section 533.67.
25. Savings and loan revolving fund created in section 534.408.
26. Professional licensing revolving fund created in section 546.10.
27. Administrative services trust fund created in section 546.11.
28. Public transit assistance fund created in section 601J.6.

Notwithstanding the provisions of this section, the amount of the cash balance in the public transit assistance fund on June 30, 1991, which is necessary to satisfy transit systems contracts covering the fiscal period beginning July 1, 1991, and ending September 30, 1991, shall not revert or be transferred to the general fund of the state but shall remain in the public transit assistance fund to be used for the contracts.

Cash transfers for financial management purposes may be made between June 15 and June 30, 1991, if necessary.

Moneys transferred pursuant to this section from the funds and accounts designated in this section shall only be used for the purposes for which the moneys were collected.

Notwithstanding the provisions relating to the setting of fees by the utility division under chapter 476, insurance division under chapter 505, banking division under chapter 524, credit union division under chapter 533, savings and loan division under chapter 534, and the professional licensing division under chapter 546, each division shall maintain billings for the remainder of the fiscal year so that the amount of unobligated and unencumbered moneys that will be transferred to the general fund from each of the revolving funds designated in subsections

*Item veto; see message at end of the Act

21 through 26 shall equal the sum of the amount of reduction in the appropriation to the division from the appropriate revolving fund under section 411, 414, 415, 416, or 417 of this Act plus the amount estimated to be transferred to the general fund under this section from each revolving fund as included in the governor's fiscal year 1991 budget documents.

If the transfer or reversion of any moneys from a fund or account designated for transfer or reversion in this section is held to be invalid or in violation of the state or federal constitution, federal law, or federal regulation, such invalidity or violation does not affect the validity of the transfer or reversion of moneys in any other fund or account in this section.

Sec. 1102. Notwithstanding section 18.120, \$3,800,000 of appropriated moneys which have been credited or accrued to the depreciation fund of the state vehicle dispatcher by a state department or agency and which are unencumbered balances to the state department or agency through June 30, 1991, shall revert to the general fund of the state. However, moneys credited or accrued to the depreciation fund which are associated with activities under the state fish and game protection fund created in section 107.17 shall not be a part of the reversion or transfer required under this section.

Sec. 1103. Notwithstanding section 509A.5, the executive council of the state shall initiate the transfer to the general fund of the state from the designated funds under the control of the executive council of the state under chapter 509A of the following amounts:

1. From the life basic operating fund:	\$	1,000,000
2. From the life basic reserve fund:	\$	1,000,000
3. From the long-term disability operating fund:	\$	10,000,000
4. From the long-term disability reserve fund:	\$	3,000,000

The transfers under this section shall be made during the period beginning April 16, 1991, and ending June 30, 1991.

Sec. 1104. Notwithstanding any other provision of law, the treasurer of state shall initiate the transfer to the general fund of the state of all unobligated or unencumbered funds remaining in the gamblers assistance fund on June 30, 1991. The transfers under this section shall be made during the period beginning April 16, 1991, and ending June 30, 1991.

Sec. 1105. Notwithstanding the provision of section 509A.5, unnumbered paragraph 2, any interest earnings from investments or time deposits of the funds under the control of the state executive council under chapter 509A, except for the health and dental insurance funds, during the fiscal period beginning April 1, 1990, and ending June 30, 1991, shall be transferred to the general fund of the state.

DIVISION XII CODE CHANGES

**Sec. 1201. Section 8.23, Code 1991, is amended by adding after unnumbered paragraph 1, the following new unnumbered paragraph:*

NEW UNNUMBERED PARAGRAPH. *Beginning with the budget estimates for the fiscal year beginning July 1, 1991, and for each subsequent fiscal year, the departments and other establishments of governments in preparing their budget estimates shall start with a base budget and line item appropriations that have been reduced to take into account the number of full-time equivalent positions and the amount of funds for their salaries and support which represent the prior fiscal year's vacancies in the department or other establishment of government.**

Sec. 1202. Section 28.112, Code 1991, is amended to read as follows:

*Item veto; see message at end of the Act

28.112 VALUE-ADDED AGRICULTURAL PRODUCTS AND PROCESSES FINANCIAL ASSISTANCE FUND.

1. The department may establish a value-added agricultural products and processes financial assistance fund. The fund shall be a revolving fund composed of any money appropriated by the general assembly for that purpose, and any other moneys available to and obtained or accepted by the department from the federal government or private sources for placement in the fund, and any earned interest. Except as otherwise provided in subsection 2, the assets of the fund shall be used by the department only for carrying out the purposes of section 28.111.

2. The department may use moneys in the fund to do any of the following:

a. Contract, sue and be sued, and adopt administrative rules necessary to carry out the provisions of this section and section 28.111, but the department shall not in any manner directly or indirectly pledge the credit of the state.

b. Authorize payment from the fund, ~~from any income received by investments of moneys in the fund~~ for costs, commissions, attorney fees, and other reasonable expenses related to and necessary for insuring or guaranteeing loans under section 28.111, and for the recovery of loan moneys insured or guaranteed or the management of property acquired in connection with such loans.

c. Section 8.33 shall not apply to moneys in the fund.

Sec. 1203. Section 93.14, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this section directing that moneys be deposited into the energy research and development fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all moneys shall be deposited into the general fund of the state. There is appropriated annually from the general fund of the state the sum of one hundred fifty thousand dollars to be used for purposes of this section.

Sec. 1204. Section 93.16, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this section directing that funds accepted be deposited into the energy research and development fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all funds accepted shall be deposited into the general fund of the state and shall be appropriated for purposes of section 93.14.

Sec. 1205. Section 99D.7, subsection 2, Code 1991, is amended to read as follows:

2. To identify occupations within the racing industry which require licensing and adopt standards for licensing the occupations including establishing fees for the occupational licenses. The fees shall be paid to the commission and used as required in section 99D.17 ~~and section 99D.18.~~

Sec. 1206. Section 99D.17, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this section directing that funds received be deposited into the pari-mutuel regulation fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all funds received shall be deposited into the general fund of the state.

Sec. 1207. Section 99F.4, subsection 2, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this subsection and sections 99F.10 and 99F.17 directing that all license and admission fees be paid to the commission or be deposited into a special account, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all fees shall be deposited into the general fund of the state.

**Sec. 1208. Section 107.17, Code 1991, is amended by adding the following new unnumbered paragraph:*

NEW UNNUMBERED PARAGRAPH. *Notwithstanding the provisions of this section, sections 111.80 and 321G.24, and section 455A.19, subsection 1, or any other provision of law directing that moneys be deposited or transferred into the funds or to be paid from the funds named in subsections 2, 3, 4, and 5, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all of such moneys shall be deposited into the general fund of the state and moneys to be paid from those funds shall be paid from appropriations made for those purposes.**

**Sec. 1209. Section 107.18, Code 1991, is amended to read as follows:*

107.18 REPORT OF FUNDS.

*The director shall, at least monthly, make return and pay to the treasurer of state all moneys then in the director's hands belonging to ~~the five funds~~ any fund created in section 107.17.**

**Sec. 1210. Section 107.19, unnumbered paragraph 1, Code 1991, is amended to read as follows:*

*All funds accruing to the fish and game protection fund, except an equitable portion of the administration fund, shall be expended solely in carrying on the activities embraced in the fish and wildlife division. Expenditures incurred by the division in carrying on the activities shall be only on authorization by the general assembly. However, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, no funds under this paragraph shall be deposited into the administration fund.**

**Sec. 1211. Section 107.19, Code 1991, is amended by adding the following new unnumbered paragraph:*

NEW UNNUMBERED PARAGRAPH. *Notwithstanding the provisions of unnumbered paragraphs 4 and 5, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, the administrative expenses and other expenditures that would have been paid from the administration fund and the conservation fund shall be paid from funds appropriated for those purposes.**

Sec. 1212. Section 111.79, Code 1991, is amended by adding the following new subsection:
NEW SUBSECTION. 4. *Notwithstanding any other provision of law, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, funds that direct that moneys to be credited to or deposited in the public outdoor recreation and resources fund shall be credited to or deposited to the general fund of the state and appropriations made for purposes of this section shall not be deposited into the public outdoor recreation and resources fund but shall be allocated as provided in this section.*

Sec. 1213. Section 117.54, Code 1991, is amended to read as follows:

117.54 REAL ESTATE EDUCATION FUND.

The Iowa real estate education fund is created as a financial assurance mechanism to assist in the establishment and maintenance of a real estate education program at the university of northern Iowa and to assist the real estate commission in providing an education director. The fund is created as a separate fund in the state treasury, and any funds remaining in the fund at the end of each fiscal year shall not revert to the general fund, but shall remain in the Iowa real estate education fund. ~~Interest or other income earned by the fund shall be deposited in the fund.~~ Seventy percent of the moneys in the fund shall be distributed and are appropriated to the board of regents for the purpose of establishing and maintaining a real estate education program at the university of northern Iowa. Thirty percent of the moneys in the fund shall be distributed and are appropriated to the professional licensing and regulation division of the department of commerce for the purpose of hiring and compensating a real estate education director.

Sec. 1214. Section 192.47, subsection 3, Code 1991, is amended by adding the following new paragraph:

NEW PARAGRAPH. c. *Notwithstanding the provisions of paragraph "a", and sections 192.40, 194.14, 194.19, 194.20, and 195.9 directing that fees collected and appropriations made*

*Item veto; see message at end of the Act

for dairy control be deposited into the milk fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all fees collected under those sections shall be deposited into the general fund of the state. All moneys deposited in the general fund under this section shall be appropriated for the costs of inspection, sampling, analysis, and other expenses necessary for the administration of this chapter and chapters 194 and 195. Such appropriations shall not be deposited into the milk fund.

Sec. 1215. Section 192A.30, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this section fees paid to the secretary shall not be deposited into the dairy trade practices trust fund for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, but shall be deposited into the general fund of the state.

Sec. 1216. Section 198.9, subsection 3, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this subsection directing that fees collected be deposited into the commercial feed fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all fees collected shall be deposited into the general fund of the state.

Sec. 1217. Section 200.9, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this section and section 201.13 directing that those fees collected under sections 200.4 and 200.8 and moneys received under chapter 201 be deposited into the fertilizer fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all such fees and moneys shall be deposited into the general fund of the state. Moneys received under chapter 201 and deposited into the general fund of the state as a result of this paragraph are appropriated for purposes of section 201.13.

Sec. 1218. Section 206.12, subsection 3, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this subsection directing that fifty dollars of each fee collected be deposited into the pesticide fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, fifty dollars of each fee collected shall be deposited into the general fund of the state.

Sec. 1219. Section 208A.10, Code 1991, is amended to read as follows:

208A.10 FEES REMITTED.

All fees provided for in this chapter shall be collected by the secretary of agriculture and remitted to the state treasury shall be deposited in the general fund of the state.

Sec. 1220. Section 246.310, Code 1991, is amended to read as follows:

246.310 CANTEENS.

The director may maintain a canteen at ~~any~~ an institution under the director's jurisdiction for the sale to persons confined in the institution of items such as toilet articles, candy, tobacco products, notions, and other sundries, and may provide the necessary facilities, equipment, personnel, and merchandise for the canteen. The director shall specify the items to be sold in the canteen. The department may establish and maintain a permanent operating fund for each canteen. The fund shall consist of the receipts from the sale of commodities at the canteen ~~and any interest earned on the fund.~~ Any money in the fund over the amount needed to do normal business transactions, and to reimburse any accounts which have subsidized the canteen fund, shall be considered profit. This money may remain in the canteen fund and be used for any purchase which the superintendent approves that will directly and collectively benefit the inmates of the institution.

Sec. 1221. Section 246.706, unnumbered paragraph 1, Code 1991, is amended to read as follows:

A revolving farm fund is created in the state treasury in which the department shall deposit receipts from agricultural products, nursery stock, agricultural land rentals, and the sale of livestock. However, before any agricultural operation is phased out, the department which proposes to discontinue this operation shall notify the governor, chairpersons and ranking members of the house and senate appropriations committees, and cochairpersons and ranking members of the subcommittee in the senate and house of representatives which has handled the appropriation for this department in the past session of the legislature general assembly. Before the department sells farmland under the control of the department, the director shall notify the governor, chairpersons and ranking members of the house and senate appropriations committees, and cochairpersons and ranking members of the joint appropriations subcommittee that handled the appropriation for the department during the past legislative session of the general assembly. The department may pay from the fund for the operation, maintenance, and improvement of farms and agricultural or nursery property under the control of the department. A purchase order for five thousand dollars or less payable from the fund is exempt from the general purchasing requirements of chapter 18. Notwithstanding section 8.33, unencumbered or unobligated receipts in the revolving farm fund at the end of a fiscal year shall not revert to the general fund of the state and the investment proceeds earned from the balance of the fund shall be credited to the fund and used for the purposes provided for in this section.

Sec. 1222. Section 307B.23, Code 1991, is amended by adding the following new subsection: NEW SUBSECTION. 3. Notwithstanding the provisions of section 307B.7, subsection 14, and section 307B.26 and other provisions of law directing that moneys be deposited into the special railroad facility fund and directing that moneys in the fund be appropriated for purposes of the authority, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all moneys directed to be deposited in the fund shall be deposited into the general fund of the state and during that period moneys received under subsection 2 are appropriated to the authority for purposes of subsection 2 and other moneys appropriated to the authority may be used for purposes of this section.

Sec. 1223. Section 312.2, subsection 13, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this subsection directing that twenty-five cents on each title issuance be annually credited to the department of justice for deposit into the motor vehicle fraud account, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, the twenty-five cents on each title issuance shall be deposited into the general fund of the state.

Sec. 1224. Section 312.2, subsection 15, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this subsection directing that one-twentieth of the revenue credited to the road use tax fund under section 423.24, subsection 1, paragraph "b", be deposited into the public transit assistance fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, such amount shall be deposited into the general fund of the state. There is appropriated from the general fund of the state for each fiscal year to the state department of transportation the amount of revenues credited to the general fund of the state during the fiscal year under this subsection to be used for purposes of public transit assistance under chapter 601J.

Sec. 1225. Section 321.52, subsection 4, paragraph b, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this lettered paragraph directing that five dollars of each fee be paid to the Iowa law enforcement academy, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, such five dollars shall be deposited into the general fund of the state.

Sec. 1226. Section 321.52, subsection 4, paragraph c, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this lettered paragraph directing that five dollars of each fee be paid to the Iowa law enforcement academy, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, such five dollars shall be deposited into the general fund of the state.

Sec. 1227. Section 324.79, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this section and section 324.84 directing that certain moneys be transferred or deposited into the marine fuel tax fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, such moneys shall be deposited into the general fund of the state.

Sec. 1228. Section 327H.18, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this section and sections 307B.7, subsection 14, and 327H.20 directing that moneys received or reimbursements made be deposited into the railroad assistance fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, such moneys shall be deposited into the general fund of the state and for that period all moneys received by the department by agreements, grants, gifts, or other means which were deposited into the state general fund as a result of this paragraph are appropriated for state railroad assistance under this chapter. Such appropriations shall not be deposited into the railroad assistance fund.

Sec. 1229. Section 328.36, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this section and sections 324.82 and 328.21, directing that moneys remaining after the cost of administering the aviation fuel tax fund and money received by the department be deposited into the state aviation fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, such moneys shall be deposited into the general fund of the state and refunds under section 328.24 during that period shall be paid from the state general fund.

Sec. 1230. Section 422.52, subsection 3, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this subsection directing that securities be kept in the custody of the department for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all such securities shall be deposited into the general fund of the state.

Sec. 1231. Section 422.69, subsection 3, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this subsection directing that certain revenues collected be deposited into the GAAP escrow account, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all such revenues shall be deposited into the general fund of the state.

Sec. 1232. Section 455A.18, subsection 3, Code 1991, is amended by striking the subsection.

Sec. 1233. Section 455A.18, subsection 4, unnumbered paragraph 2, Code 1991, is amended to read as follows:

Section 8.33 does not apply to moneys appropriated under this subsection. ~~Notwithstanding section 453.7, interest or earnings on moneys appropriated under this subsection shall be credited to the Iowa resources enhancement and protection fund.~~

Sec. 1234. Section 467A.71, subsection 3, paragraph b, Code 1991, is amended to read as follows:

b. Authorize payment from the conservation practices revolving loan fund; and from fees and from any income received by investments of money in the fund for costs, commissions, attorney fees and other reasonable expenses related to and necessary for making and protecting direct loans under this section, and for the recovery of moneys loaned or the management of property acquired in connection with such loans.

Sec. 1235. Section 467F.4, subsection 2, Code 1991, is amended to read as follows:

2. Authorize payment from the water protection fund; and from fees and from any income received by investments of money in the fund for costs, commissions, and other reasonable expenses.

Sec. 1236. Section 476.10, unnumbered paragraph 4, Code 1991, is amended to read as follows:

Whenever the board shall deem it necessary in order to carry out the duties imposed upon it in connection with rate regulation under section 476.6, investigations under section 476.3, or review proceedings under section 476.31, the board may employ additional temporary or permanent staff, or may contract with persons who are not state employees for engineering, accounting, or other professional services, or both. The costs of these additional employees and contract services shall be paid by the public utility whose rates are being reviewed in the same manner as other expenses are paid under this section. For the fiscal period beginning on July 1, 1991, and ending June 30, 1993, there is appropriated out of any funds in the state treasury not otherwise appropriated, such sums as may be necessary to enable the board to hire additional staff and contract for services under this section. The board shall increase quarterly assessments specified in unnumbered paragraph two, by amounts necessary to enable the board to hire additional staff and contract for services under this section. The authority to hire additional temporary or permanent staff that is granted to the board by this section shall not be subject to limitation by any administrative or executive order or decision that restricts the number of state employees or the filling of employee vacancies, and shall not be subject to limitation by any law of this state that restricts the number of state employees or the filling of employee vacancies unless that law is made applicable to this section by express reference to this section. Before the board expends or encumbers an amount in excess of the funds budgeted for rate regulation and before the board increases quarterly assessments pursuant to this paragraph, 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 expenses exceed the funds budgeted by the general assembly to the board for rate regulation and that the board does not have other funds from which the expenses can be paid. Upon approval of the director of the department of management the board may expend and encumber funds for the excess expenses, and increase quarterly assessments to raise the additional funds. The board and the office of consumer advocate may add additional personnel or contract for additional assistance to review and evaluate energy efficiency plans and the implementation of energy efficiency programs including, but not limited to, professionally trained engineers, accountants, attorneys, skilled examiners and inspectors, and secretaries and clerks. The board and the office of the consumer advocate may expend additional sums beyond those sums appropriated. However, the authority to add additional personnel or contract for additional assistance must first be approved by the department of management. The additional sums shall be provided to the board and the office of the consumer advocate by the utilities subject to the energy efficiency requirements in this chapter. The assessments shall be in addition to and separate from the quarterly assessment.

Sec. 1237. Section 476.10, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this section and sections 478.4, 479.16, and 479A.9 directing that fees paid to the utilities division or other moneys be deposited into the utilities trust fund and not to be transferred to the general fund of the state, and directing that expenses be paid from the utilities trust fund, for the fiscal period

beginning on July 1, 1991, and ending June 30, 1993, all such fees and other moneys collected under those sections shall be deposited into the general fund of the state and expenses required to be paid under this section shall be paid from funds appropriated for those purposes.

Sec. 1238. Section 476.51, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this section directing that civil penalties collected be deposited into the energy research and development fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all funds collected shall be deposited into the general fund of the state.

Sec. 1239. Section 505.7, Code 1991, is amended by striking the section and inserting in lieu thereof the following:

505.7 FEES — EXPENSES OF DIVISION.

1. All fees and charges which are required by law to be paid by insurance companies and associations shall be payable to the commissioner of the insurance division of the department of commerce or department of revenue and finance, as provided by law, whose duty it shall be to account for and pay over the same to the treasurer of state at the time and in the manner provided by law for deposit in the general fund of the state.

2. The commissioner shall account for receipts and disbursements according to the separate inspection and examination duties imposed upon the commissioner by the laws of this state and each separate inspection and examination duty shall be fiscally self-sustaining.

3. Forty percent of the nonexamination revenues payable to the division of insurance or the department of revenue and finance in connection with the regulation of insurance companies or other entities subject to the regulatory jurisdiction of the division shall be subject to annual appropriation to the division for its operations and is also subject to expenditure under subsection 6.

4. The insurance division shall in determining charges and assessments include an amount which represents the division's share of the estimated cost of consolidated administrative services within the department of commerce, such share to be in the same proportion as established by agreement in the fiscal year beginning July 1, 1986, and ending June 30, 1987.

5. The insurance division may transfer moneys between budgeted line items of its appropriation, but such transfers may not reduce moneys budgeted for examinations or professional services, including but not limited to actuarial and legal services.

6. The insurance division may expend additional funds, including funds for additional personnel if those additional expenditures are actual expenses which exceed the funds budgeted for insurance solvency oversight under the following conditions:

a. The division may exceed the line item budgets for examinations and professional services, including but not limited to legal and actuarial services, provided that the division funds the increased expenditures through assessments or increased nonexamination revenues payable to the division under subsection 1 or otherwise. The amounts necessary to fund the excess expenses may be collected from those regulated entities or class of entities which either cause or benefit from the expenditure or encumbrance.

b. Before the division expends or encumbers an amount in excess of the funds budgeted for line items other than examinations and professional services, 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 expenses can be paid from nonexamination revenues payable to the division under subsection 1 or otherwise. Upon the approval of the director of the department of management the division may expend and encumber funds for the excess expenses. The amounts necessary to fund the excess expenses may be collected from those regulated entities or class of entities which either cause or benefit from the expenditure or encumbrance.

**Sec. 1240. Section 507.8, Code 1991, is amended by adding the following new unnumbered paragraph:*

NEW UNNUMBERED PARAGRAPH. *An insurance examiner shall directly bill the company through the commissioner for expenses incurred, and the commissioner after review and approval of the actual and necessary expenses shall direct the company to reimburse the examiner directly. The commissioner shall review expenses under the geographical expense reimbursement plan of the national association of insurance commissioners and shall disallow a covered expense to the extent it exceeds the amount allowable under the plan. The commissioner shall retain all expense reports, receipts, and billings pursuant to this paragraph for a period of three years and shall assure that all necessary documentation is maintained to permit auditing of examination expenses.**

Sec. 1241. Section 523A.20, Code 1991, is amended to read as follows:
523A.20 INSURANCE DIVISION'S REGULATORY FUND.

The insurance division may authorize the creation of a special revenue fund in the state treasury, to be known as the insurance division regulatory fund. Commencing July 1, 1990, and annually thereafter, the commissioner shall allocate from the fees paid pursuant to section 523A.2, one dollar for each agreement reported on an establishment permit holder's annual report for deposit to the regulatory fund. The remainder of the fees collected pursuant to section 523A.2 shall be deposited into the insurance revolving fund; provided, however, that general fund of the state. However, if the balance of the regulatory fund on that July 1 exceeds two hundred thousand dollars, the allocation to the regulatory fund shall not be made and the total sum of the fees paid pursuant to section 523A.2 shall be deposited in the insurance revolving general fund of the state. The moneys in the regulatory fund shall be retained in the fund together with any interest or earnings that are earned on the balance. The moneys are appropriated and, subject to authorization by the commissioner, may be used to pay investigative expenses and the expenses of receiverships established pursuant to section 523A.19. An annual assessment shall not be imposed if the current balance of the fund exceeds two hundred thousand dollars.

Sec. 1242. Section 523E.20, Code 1991, is amended to read as follows:
523E.20 INSURANCE DIVISION'S REGULATORY FUND.

The insurance division may authorize the creation of a special revenue fund in the state treasury, to be known as the insurance division regulatory fund. Commencing July 1, 1990, and annually thereafter, the commissioner shall allocate from the fees paid pursuant to section 523E.2, one dollar for each agreement reported on an establishment permit holder's annual report for deposit to the regulatory fund. The remainder of the fees collected pursuant to section 523E.2 shall be deposited into the insurance revolving fund; provided, however, that general fund of the state. However, if the balance of the regulatory fund on that July 1 exceeds two hundred thousand dollars, the allocation to the regulatory fund shall not be made and the total sum of the fees paid pursuant to section 523E.2 shall be deposited in the insurance revolving general fund of the state. The moneys in the regulatory fund shall be retained in the fund together with any interest or earnings that are earned on the balance. The moneys are appropriated and, subject to authorization by the commissioner, may be used to pay investigative expenses and the expenses of receiverships established pursuant to section 523E.19. An annual assessment shall not be imposed if the current balance of the fund exceeds two hundred thousand dollars.

Sec. 1243. Section 524.207, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this section directing that fees and other moneys received be deposited into the banking revolving fund and not to be transferred to the general fund of the state, and directing that expenses be paid from the banking revolving fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all fees and moneys collected shall be deposited into the general fund of the state and expenses required to be paid under this section shall be paid from funds appropriated for those purposes.

*Item veto: see message at end of the Act

Sec. 1244. Section 533.67, Code 1991, is amended by adding the following new unnumbered paragraphs:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this section directing that fees and other moneys received be deposited into the credit union revolving fund and not to be transferred to the general fund of the state, and directing that expenses be paid from the credit union revolving fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all fees and other moneys collected shall be deposited into the general fund of the state and expenses required to be paid under this section shall be paid from funds appropriated for those purposes.

NEW UNNUMBERED PARAGRAPH. The division may accept reimbursement of expenses related to the examination of a credit union from the national credit union administration or any other share guarantor or insurance plan authorized by this chapter.

Sec. 1245. Section 534.408, subsection 1, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this subsection and section 534.403 directing that fees and other moneys received be deposited into the savings and loan revolving fund and not to be transferred to the general fund of the state, and directing that expenses be paid from the savings and loan revolving fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all fees and other moneys collected shall be deposited into the general fund of the state and expenses required to be paid under this subsection and section 534.403 shall be paid from funds appropriated for those purposes.

Sec. 1246. Section 546.10, subsection 6, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this subsection and sections 114.12, 116.3, 117.14, 117B.6, 118.11, and 118A.14 directing that fees and other moneys be deposited into the professional licensing revolving fund and not to be transferred to the general fund of the state, and directing that expenses be paid from the professional licensing revolving fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all fees collected under those sections shall be deposited into the general fund of the state and expenses required to be paid under this subsection shall be paid from funds appropriated for those purposes.

Sec. 1247. Section 546.11, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding this section and sections 476.10, 524.207, 533.67, 534.408, 546.9, and 546.10 directing the utilities division, banking division, credit union division, savings and loan division, alcoholic beverages division, and the professional licensing division to transfer from appropriated trust funds to the administrative services trust fund the division's share of administrative services and directing that costs for administrative services provided by the department to the divisions be paid from the administrative services trust fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all expenses for administrative services shall be paid from appropriations made from the general fund of the state for these expenses.

Sec. 1248. Section 556.18, subsection 3, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this subsection directing that moneys received under section 556.4 be deposited into the energy research and development fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all funds received shall be deposited into the general fund of the state.

Sec. 1249. Section 601J.6, subsection 1, Code 1991, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding the provisions of this section and section 312.2, subsection 15, directing that moneys be deposited into the public transit assistance

fund, for the fiscal period beginning on July 1, 1991, and ending June 30, 1993, all such moneys under these sections shall be deposited into the general fund of the state. There is appropriated during this fiscal period from moneys received by the department by agreements, grants, gifts, or other means and deposited into the state general fund as a result of this paragraph to the department for purposes of this subsection. Moneys appropriated from the general fund under this paragraph and section 312.2, subsection 15, shall not be deposited into the public transit assistance fund.

Sec. 1250. Section 99D.18, Code 1991, is repealed.

Sec. 1251. 1989 Iowa Acts, chapter 321, section 22, subsections 1 and 4, are repealed.

Sec. 1252. EFFECTIVE DATE. This division takes effect July 1, 1991.

DIVISION XIII EFFECTIVE DATE

Sec. 1301. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved February 15, 1991, except the items which I hereby disapprove and which are designated as Section 615 in its entirety; Section 914 in its entirety; that portion of Section 920 which is herein bracketed in ink and initialed by me; Section 1101, unnumbered and unlettered paragraphs two and four in their entirety; Section 1201 in its entirety; Sections 1208, 1209, 1210, and 1211 in their entirety; and Section 1240 in its entirety. My reasons for vetoing these items are delineated in the item veto message pertaining to this Act to the Speaker of the House this same date, a copy of which is attached hereto.

TERRY E. BRANSTAD, *Governor*

Dear Mr. Speaker:

I hereby transmit House File 173, an Act relating to reductions in appropriations made for the fiscal year ending June 30, 1991, to departments and agencies of state government and to other public purposes, a supplemental appropriation, and transferring moneys from the Iowa plan fund and other funds to the general fund of the state, and providing for retroactive applicability and various effective dates.

By deauthorizing \$59.4 million of spending, this bill is a positive action to address the projected shortfall in fiscal year 1991. The bill is an important first step toward bringing state spending in line with revenue. The spirit of cooperation shown by both parties and both houses in accomplishing this difficult task will serve the state well as you now go on to hold the line on spending increases in the year ahead.

House File 173 is, therefore, approved on this date with the following exceptions which I hereby disapprove.

I am unable to approve the item designated as Section 615, in its entirety. This section requires the Department of Management to report monthly on furloughs, layoffs, and the effects on services provided by the agency. The Department of Management will work with the General Assembly to provide information as needed without the burden of a monthly report.

I am unable to approve the item designated as Section 914, in its entirety. This provision would reduce funding for the operation of the Office of the Board of Regents and would impair the Board in carrying out its mission to oversee our state universities. While I am unable to approve this section, I do anticipate that the Office of the Board of Regents will revert at least \$38,000 to the general fund.

I am unable to approve the designated portion of Section 920. This portion of the section provides \$500,000 of additional financing for purposes not originally included in the list of capital projects as provided in Chapter 322, Section 3. Because this spending is over and above previously authorized amounts, I am unable to approve it at this time.

I am unable to approve the item designated as Section 1101, unnumbered paragraph two, in its entirety. This item provides that the balance in the Public Transit Assistance fund on June 30, 1991, that is needed to satisfy transit system contracts for the period from July 1, 1991, to September 30, 1991, shall not revert to the general fund of the state. This section, in addition to my recommended appropriations for public transit assistance for fiscal year 1992, would result in duplicate funding for the first quarter of fiscal year 1992.

I am unable to approve the item designated as Section 1101, unnumbered paragraph four, in its entirety. This language is overly restrictive as it relates to the cash balances being transferred, although it is very appropriate for fiscal year 1992 and succeeding years. This item would also reduce our efforts to move toward generally accepted accounting principles.

I am unable to approve the item designated as Section 1201, in its entirety. This section has the desirable intent of making the base budget of subsequent fiscal years reflect savings from the prior fiscal year. However, the construction of the section is flawed. I am willing to work with the General Assembly to develop language that better accomplishes the intent.

I am unable to approve the items designated as Section 1208, Section 1209, Section 1210, and Section 1211, in their entirety. These sections would require additional expenditures by the general fund in fiscal year 1992 for the administration of the fish and game protection fund.

I am unable to approve the item designated as Section 1240, in its entirety. This section would allow Insurance Division examiners to be paid directly by the insurance company being examined. This would have the undesirable result of circumventing internal control functions within state government and would also allow regulatory entity employees to receive direct reimbursement from companies being audited.

For the above reasons, I hereby respectfully disapprove these items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 173 are hereby approved as of this date.

Sincerely,
TERRY E. BRANSTAD, *Governor*