

CHAPTER 1219**APPROPRIATIONS — INFRASTRUCTURE AND CAPITAL PROJECTS***S.F. 2381*

AN ACT making appropriations from and to the rebuild Iowa infrastructure fund for the fiscal year beginning July 1, 1998, to the division of soil conservation for deposit in the Loess Hills development and conservation fund; department of corrections for renovation of the power plant and improvements to the water system at the Iowa correctional institution for women, for the construction of two additional cellblocks at the Fort Dodge correctional facility, for a prior fiscal year, and for the construction of a 200-bed facility at the Iowa state penitentiary at Fort Madison, and for construction and renovation of community-based correctional facilities; department of cultural affairs for the creation of a historical site preservation grant program; department of economic development for a welcome center at Hamburg, to be deposited in the physical infrastructure assistance fund, and for deposit in the rural enterprise fund to be used for a dry fire hydrant and rural water supply education and demonstration project; department of education for infrastructure improvements to the community colleges, for completion of the training facility and site development phase of the national education center for agricultural safety; department of general services for major renovation needs for state-owned buildings and facilities, for critical and deferred maintenance at Terrace Hill, for relocation of offices and other transition costs associated with the renovation of the Lucas state office building and the old historical building, for renovation of the Lucas state office building, for developing a master plan for the capitol complex, for planning and design of a parking structure located at the northwest corner of the capitol complex, and for capitol interior restoration; department of public defense for maintenance and repair of national guard armories and facilities; department of public safety for construction of a new patrol post in District 1; department of natural resources for the purpose of funding capital projects from marine fuel tax receipts for expenditures for local cost-share grants to be used for capital expenditures to local governmental units for boating accessibility, for the construction of the Elinor Bedell state park and wildlife conservation area, for a recreational grant matching program, creation of a lake rehabilitation pilot program, for the bluffslands protection revolving fund, and for the dredging of lakes; department of transportation for capital improvements at all 10 of the commercial air service airports and for an automated weather observation system; for the Iowa state fair foundation for renovation, restoration, and improvement of the cattle barn and horse barn at the state fairgrounds and for county fair infrastructure improvements; judicial department for capital projects at the capitol building; and state board of regents for capital projects at the Iowa school for the deaf and the Iowa braille and sight saving school; making appropriations of the marine fuel tax receipts from the rebuild Iowa infrastructure fund; providing a reversion date to funds appropriated to the department of revenue and finance in the fiscal year beginning July 1, 1997, and ending June 30, 1998; making statutory changes relating to appropriations by establishing the bluffslands protection program and revolving fund, by reducing the overall appropriation for the restore outdoors program for the fiscal period beginning July 1, 1997, and ending June 30, 2001, as a result of the governor's item veto, by providing for coordination of vertical infrastructure databases, by eliminating a matching contribution requirement on certain funds appropriated to the department of cultural affairs for the fiscal year beginning July 1, 1997, by extending the allowable time to enter into contracts to provide alternative drainage outlets, by allocating part of the funds derived from the excise tax on the sale of motor fuel used in watercraft from the general fund to the rebuild Iowa infrastructure fund, by reallocating certain funds to design and construct new or replacement buildings at the state training school; and providing effective dates.

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

CAPITAL PROJECTS
DEPARTMENT OF AGRICULTURE
AND LAND STEWARDSHIP

Section 1. There is appropriated from the rebuild Iowa infrastructure fund, notwithstanding section 8.57, subsection 5, paragraph "c", to the division of soil conservation located in the department of agriculture and land stewardship for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For deposit in the Loess Hills development and conservation fund created in section 161D.2 and shall be used for the purposes specified in section 161D.1:
..... \$ 1,200,000

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2000, from the funds appropriated in this section shall revert to the rebuild Iowa infrastructure fund on August 31, 2000.

DEPARTMENT OF CORRECTIONS

Sec. 2. There is appropriated from the rebuild Iowa infrastructure fund to the department of corrections for the fiscal year indicated, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For the fiscal year beginning July 1, 1998, and ending June 30, 1999, for renovation of the power plant and improvements to the water system at the Iowa correctional institution for women:
..... \$ 1,400,000

2. For the fiscal year beginning July 1, 1997, and ending June 30, 1998, for the construction of two additional cellblocks at the Fort Dodge correctional facility:
..... \$ 10,000,000

It is the intent of the general assembly that the amount appropriated in this subsection shall only be used to fund the design, construction services related to, and construction of the additional cellblocks.

3. For the fiscal year beginning July 1, 1998, and ending June 30, 1999, for construction of a 200-bed facility at the Iowa state penitentiary at Fort Madison:
..... \$ 6,500,000

*4. For the construction, renovation, and expansion of community-based correctional facilities:
..... \$ 1,500,000*

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2001, from the funds appropriated in this section shall revert to the rebuild Iowa infrastructure fund on August 31, 2001.

DEPARTMENT OF CULTURAL AFFAIRS

Sec. 3. There is appropriated from the rebuild Iowa infrastructure fund to the department of cultural affairs for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For the creation of a historical site preservation grant program, to be used as provided in this section for the restoration, preservation, and development of historical sites:
..... \$ 2,425,000

1. Of the amount appropriated in this section, not more than \$600,000 may be used to fund a state contribution toward the restoration and renovation of the Salisbury house in Des Moines.

* Item veto; see message at end of the Act

2. Of the amount appropriated in this section, not more than \$100,000 may be used to fund the planning phase for the design and construction of an Iowa hall of pride.

3. Of the amount appropriated in this section, not more than \$16,000 may be used to fund a state contribution toward the restoration of Iowa monuments located at Shiloh national military park in Tennessee.

4. Of the amount appropriated in this section, not more than \$250,000 may be used to fund a state contribution toward the construction of the Fort Des Moines black officers memorial.

The department shall adopt administrative rules pursuant to chapter 17A to administer the disbursement of funds.

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2001, from the funds appropriated in this section shall revert to the rebuild Iowa infrastructure fund on August 31, 2001.

DEPARTMENT OF ECONOMIC DEVELOPMENT

Sec. 4. There is appropriated from the rebuild Iowa infrastructure fund to the department of economic development for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

- 1. For a welcome center at Hamburg: \$ 250,000
- 2. To be deposited in the physical infrastructure assistance fund created in section 15E.175, notwithstanding section 8.57, subsection 5, paragraph "c": \$ 5,000,000

The department shall maximize the funds appropriated in this subsection for vertical infrastructure projects and the department shall report to the general assembly on the amount of funds provided for vertical infrastructure and shall report any indirect vertical infrastructure projects that resulted from this appropriation.

- 3. For deposit in the rural enterprise fund to be used for the project specified in this subsection, notwithstanding section 8.57, subsection 5, paragraph "c": \$ 100,000

The moneys appropriated in this subsection shall be used by the department of economic development for a dry fire hydrant and rural water supply education and demonstration project. The project shall provide both collaborative and technical education to fire departments and provide grants for demonstration installations on a shared basis. The project shall utilize, to the extent possible, resources from the fire service institute at Iowa state university of science and technology, United States department of agriculture rural development, Iowa department of economic development, and rural conservation development areas. The department of economic development shall create a panel to review applications for project grants. The department shall invite each of the following to designate a member for the panel: the Iowa firemen's association and other members of the Iowa joint council of fire service organizations, the fire service institute at Iowa state university of science and technology, the Iowa league of cities, state fire marshal, and the department of economic development. The panel shall review each application and make a recommendation to the department for selection of applications.

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2001, from the funds appropriated in this section shall revert to the rebuild Iowa infrastructure fund on August 31, 2001.

DEPARTMENT OF EDUCATION

Sec. 5. There is appropriated from the rebuild Iowa infrastructure fund, to the department of education for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the

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

*1. For vertical infrastructure improvements to the community colleges to be allocated by the department of education to each community college in the same proportionate share that all state general aid funds are to be distributed to each community college for the 1999 fiscal year:

..... \$ 2,000,000*

2. For the completion of the training facility infrastructure and site development phase of the national education center for agriculture safety, on the campus of the northeast Iowa community college in the City of Peosta:

..... \$ 450,000

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2000, from the funds appropriated in this section shall revert to the rebuild Iowa infrastructure fund on August 31, 2000.

DEPARTMENT OF GENERAL SERVICES

Sec. 6. There is appropriated from the rebuild Iowa infrastructure fund to the department of general services for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For major renovation needs including health, life, and fire safety, for compliance with the federal Americans With Disabilities Act for state-owned buildings and facilities:

..... \$ 8,800,000

Notwithstanding section 8.57, subsection 5, paragraph "c", of the amount appropriated in this subsection, up to \$600,000 may be used by the department for maintenance needs for the capitol complex.

Of the amount appropriated in this subsection, up to \$1,250,000 may be used by the department for the purchase of property located at the southwest corner of Lyon street and East Tenth street in the city of Des Moines.

2. For critical and deferred maintenance at Terrace Hill:

..... \$ 700,000

If there is an unobligated or unencumbered balance in the rebuild Iowa infrastructure fund on June 30, 1999, the remaining balance of the funds up to an additional \$700,000 shall be appropriated for the fiscal year beginning July 1, 1998, for funding more critical and deferred maintenance needs at Terrace Hill.

3. For relocation of offices and other transition costs associated with renovation of the Lucas state office building and the old historical building:

..... \$ 1,300,000

4. For renovation of the Lucas state office building:

..... \$ 4,500,000

5. For developing a master plan for the capitol complex, including planning for the capitol terrace project and design costs for underground parking on the capitol complex:

..... \$ 390,000

It is the intent of the general assembly that the department coordinate with the city of Des Moines on construction projects located at the capitol complex and surrounding areas.

6. Planning, design, and construction of a parking structure located at the northwest corner of the capitol complex:

..... \$ 5,820,000

7. For capitol interior restoration:

..... \$ 1,027,600

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2002, from the funds appropriated in this section, shall revert to the rebuild Iowa infrastructure fund on August 31, 2002.

* Item veto; see message at end of the Act

IOWA STATE FAIR FOUNDATION

Sec. 7. There is appropriated from the rebuild Iowa infrastructure fund of the state to the Iowa state fair foundation for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For renovation, restoration, and improvement of the cattle barn and horse barn at the state fairgrounds:

..... \$ 4,360,000

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2001, from the funds appropriated in this subsection shall revert to the rebuild Iowa infrastructure fund on August 31, 2001.

2. For county fair infrastructure improvements for distribution in accordance with chapter 174 to qualified fairs which belong to the association of Iowa fairs:

..... \$ 1,060,000

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 1999, from the funds appropriated in this subsection shall revert to the rebuild Iowa infrastructure fund on August 31, 1999.

JUDICIAL DEPARTMENT

Sec. 8. There is appropriated from the rebuild Iowa infrastructure fund to the judicial department for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For capital projects at the capitol building:

..... \$ 250,000

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2000, from the funds appropriated in this section shall revert to the rebuild Iowa infrastructure fund on August 31, 2000.

DEPARTMENT OF NATURAL RESOURCES

Sec. 9. There is appropriated from the marine fuel tax receipts deposited in the rebuild Iowa infrastructure fund to the department of natural resources for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For the purpose of funding capital projects from marine fuel tax receipts for the purposes specified in section 452A.79, and notwithstanding section 8.57, subsection 5, paragraph "c", for expenditures for local cost share grants to be used for capital expenditures to local governmental units for boating accessibility:

..... \$ 2,288,689

Of the amount appropriated in this section, up to \$200,000 may be used for expenditure purposes for local cost share grants to local governmental units for boating accessibility.

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2000, and shall revert to the rebuild Iowa infrastructure fund on August 31, 2000.

Sec. 10. There is appropriated from the rebuild Iowa infrastructure fund to the department of natural resources for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the purposes indicated:

1. For the construction of the Elinor Bedell state park and wildlife conservation area:

..... \$ 430,000

It is the intent of the general assembly to fund the remaining costs to construct the Elinor Bedell state park in the fiscal year beginning July 1, 1999, and ending June 30, 2000, in the amount of \$278,000 and in the fiscal year beginning July 1, 2000, and ending June 30, 2001, in the amount of \$50,000.

2. For a recreational grant matching program:

..... \$ 2,500,000

The department shall adopt administrative rules pursuant to chapter 17A to administer the disbursement of funds. Matching grants are to be awarded only to communities, organizations, and associations for the restoration or construction of recreational complexes or facilities. Each applicant shall be awarded a matching grant of one dollar for every two dollars the applicant has raised. Each grant shall not exceed \$100,000 per project.

3. For the blufflands protection program and revolving fund created in section 161A.80, notwithstanding section 8.57, subsection 5, paragraph "c":

..... \$ 500,000

4. For the dredging of lakes, including necessary preparation for dredging, in accordance with the department's classification of Iowa lakes restoration report, notwithstanding section 8.57, subsection 5, paragraph "c":

..... \$ 2,200,000

Of the amount appropriated in this subsection up to \$200,000 shall be used by the department to implement a lake rehabilitation pilot program for state-owned or public lakes in cooperation with local project sponsors. The department shall adopt rules to administer the program to include requirements for the development of diagnostic feasibility lake studies, development of plans for lakes judged suitable for restoration, and provisions for grants to local sponsors by which the department shall match the cost of studies and plans at a rate of one dollar of state appropriated moneys for every three dollars of local project moneys raised.

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2001, from the funds appropriated in this section shall revert to the rebuild Iowa infrastructure fund on August 31, 2001.

DEPARTMENT OF PUBLIC DEFENSE

Sec. 11. There is appropriated from the rebuild Iowa infrastructure fund to the department of public defense for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For maintenance and repair of national guard armories and facilities:

..... \$ 680,000

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2000, from the funds appropriated in this section shall revert to the rebuild Iowa infrastructure fund on August 31, 2000.

DEPARTMENT OF PUBLIC SAFETY

Sec. 12. There is appropriated from the rebuild Iowa infrastructure fund to the department of public safety for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For construction of a new patrol post in District 1:

..... \$ 1,700,000

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2001, from the funds appropriated in this section shall revert to the rebuild Iowa infrastructure fund on August 31, 2001.

STATE BOARD OF REGENTS

Sec. 13. There is appropriated from the rebuild Iowa infrastructure fund of the state to the state board of regents for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the projects designated:

For capital projects at the Iowa school for the deaf and the Iowa braille and sight saving school as approved by the state board of regents:

..... \$ 335,000

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2001, from the funds appropriated in this section shall revert to the rebuild Iowa infrastructure fund on August 31, 2001.

STATE DEPARTMENT OF TRANSPORTATION

Sec. 14. There is appropriated from the rebuild Iowa infrastructure fund to the state department of transportation for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

1. For an automated weather observation system at the city of Harlan airport:

..... \$ 55,000

2. For improvements at all 10 of the commercial air service airports within the state:

..... \$ 945,000

One-half of the funds appropriated in this section* shall be allocated equally between each commercial service airport and one-half of the funds shall be allocated based on the percentage enplaned passengers at each commercial service airport bears to the total enplaned passengers in the state during the previous fiscal year. In order for a commercial service airport to receive funding under this section,* the airport shall be required to submit applications for funding of specific projects to the department for approval by the transportation commission. The department shall adopt rules pursuant to chapter 17A to establish application eligibility criteria.

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2001, from the funds appropriated in this section shall revert to the rebuild Iowa infrastructure fund on August 31, 2001.

**Sec. 15. NEW SECTION. 18.24 COORDINATION OF VERTICAL INFRASTRUCTURE DATABASES.

1. The director shall establish by administrative rule, and as part of a survey conducted regarding the condition of state-owned property, a uniform system for evaluating and rating vertical infrastructure needs in the state so that the vertical infrastructure needs of each state entity and proposed vertical infrastructure projects, including the state board of regents, can be compared. The director shall consult with state entities which already have databases regarding their vertical infrastructure needs and shall seek input from individuals or organizations with expertise in public vertical infrastructure assessment in drafting proposed rules.

2. As used in this section, "vertical infrastructure" has the same meaning as in section 8.57, subsection 5, paragraph "c".**

Sec. 16. Section 174.15, Code 1997, is amended to read as follows:

174.15 PURCHASE AND MANAGEMENT.

Title to land purchased or received for fairground purposes shall be taken in the name of the county or a society, but the board of supervisors shall place it under the control and management of an incorporated county or district fair a society. The society may act as agent for the county in the erection of buildings, maintenance of grounds and buildings, or improvements constructed on the grounds. Title to new buildings or improvements shall be taken in the name of the county or a society, but the county is not liable for the improvements or expenditures for them.

Sec. 17. NEW SECTION. 161A.80 BLUFFLANDS PROTECTION PROGRAM AND REVOLVING FUND.

1. As used in this section, unless the context otherwise requires:

* The word "subsection" probably intended

** Item veto; see message at end of the Act

a. For purposes of this section only, "bluffland" means a cliff, headland, or hill with a broad, steep face along the channel or floodplain of the Missouri or Mississippi river and their tributaries.

b. "Conservation organization" means a nonprofit corporation incorporated in Iowa or an entity organized and operated primarily to enhance and protect natural resources in this state.

2. A bluffs protection revolving fund is created in the state treasury. All proceeds shall be divided into two equal accounts. One account shall be used for the purchase of bluffs along the Mississippi river and its tributaries and the other account shall be used for the purchase of bluffs along the Missouri river and its tributaries. The proceeds of the revolving fund are appropriated to make loans to conservation organizations which agree to purchase bluffland properties adjacent to state public lands. The department shall adopt rules pursuant to chapter 17A to administer the disbursement of funds. Notwithstanding section 12C.7, interest or earnings on investments made pursuant to this section or as provided in section 12B.10 shall be credited to the bluffs protection revolving fund. Notwithstanding section 8.33, unobligated or unencumbered funds credited to the bluffs protection revolving fund shall not revert at the close of a fiscal year. However, the maximum balance in the bluffs protection fund shall not exceed two million five hundred thousand dollars. Any funds in excess of two million five hundred thousand dollars shall be credited to the rebuild Iowa infrastructure fund.

a. This section is repealed on July 1, 2005.

b. The principal and interest from any bluffs protection loan outstanding on July 1, 2005, and payable to the bluffs protection revolving fund, shall be paid to the administrative director of the division of soil conservation on or after July 1, 2005, pursuant to the terms of the loan agreement and shall be credited to the rebuild Iowa infrastructure fund.

Sec. 18. Section 452A.79, unnumbered paragraph 2, Code 1997, is amended to read as follows:

All moneys ~~Annually, the first four hundred eleven thousand three hundred eleven dollars~~ derived from the excise tax on the sale of motor fuel used in watercraft shall be deposited in the general fund of the state. The moneys in excess of four hundred eleven thousand three hundred eleven dollars shall be deposited in the rebuild Iowa infrastructure fund. Moneys deposited to the general fund and to the rebuild Iowa infrastructure fund under this section and section 452A.84 are subject to the requirements of section 8.60 and are subject to appropriation by the general assembly to the department of natural resources for use in its recreational boating program, which may include but is not limited to:

Sec. 19. Section 461A.3A, subsection 2, unnumbered paragraph 1, Code Supplement 1997, is amended to read as follows:

There is appropriated from the rebuild Iowa infrastructure fund for each fiscal year of the fiscal period beginning July 1, 1997, and ending June 30, 2001, the sum of ~~four~~ three million dollars to the department for use in the restore the outdoors program. Notwithstanding section 8.33, unencumbered or unobligated moneys remaining at the end of a fiscal year shall not revert but shall remain available for expenditure during the following fiscal year for purposes of the restore the outdoors program.

Sec. 20. 1997 Iowa Acts, chapter 215, section 1, subsection 3, unnumbered paragraph 2, is amended by striking the unnumbered paragraph.

Sec. 21. 1997 Iowa Acts, chapter 215, section 2, subsection 8, is amended to read as follows:

8. For the state training school for the design and construction of new or replacement buildings, ~~at the state training school by allocating not more than \$1,600,000 for design and construction of a living unit, allocating not more than \$800,000 for design and for construction of a multipurpose building, and allocating not more than \$200,000 for the design of a new school building, and for institution utilities infrastructure:~~

..... \$ 2,600,000

Sec. 22. 1997 Iowa Acts, chapter 215, section 4, subsection 4, is amended to read as follows:

4. For the state training school for the design and construction of new or replacement buildings ~~at the state training school by allocating not more than \$2,300,000 to complete, for~~ construction of the new school building, for institution utilities infrastructure, and allocating not more than \$400,000 for the design of the new gymnasium building:

..... \$ 2,700,000

Sec. 23. 1997 Iowa Acts, chapter 215, section 5, is amended to read as follows:

SEC. 5. There is appropriated from the rebuild Iowa infrastructure fund to the department of general services for the fiscal year beginning July 1, 1999, and ending June 30, 2000, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For construction of a new school and gymnasium building at the state training school:

..... \$ 4,000,000

Sec. 24. 1997 Iowa Acts, chapter 215, section 14, is amended to read as follows:

SEC. 14. Notwithstanding section 8.57, subsection 5, paragraph "c", there is appropriated from the rebuild Iowa infrastructure fund to the department of revenue and finance for the fiscal year beginning July 1, 1997, and ending June 30, 1998, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For upgrades to the Iowa financial accounting system, provided that none of the moneys appropriated in this section shall be used for personnel expenses not associated with the installation of the upgrades to the system or for training expenses:

..... \$ 1,875,000

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2001, from the funds appropriated in this section shall revert to the rebuild Iowa infrastructure fund on August 31, 2001.

Sec. 25. 1997 Iowa Acts, chapter 215, section 16, unnumbered paragraph 2, is amended to read as follows:

As a condition of receiving the appropriations in this section, the department shall allocate seventy-five percent of the estimated or actual cost of improvements as defined by section 468.3, not to exceed five hundred thousand dollars each fiscal year, for a single drainage improvement project, which will provide alternative drainage outlets to allow for the closing of thirty or more agricultural drainage wells, constructed by a drainage district established under section 468.22 on or after July 1, 1987, and prior to July 1, 1997, for which a construction contract for the project is successfully let prior to March 1, ~~1998~~ 1999.

Sec. 26. The following sections and subsections of this Act, being deemed of immediate importance, take effect upon enactment:

1. Section 2, subsection 2, appropriating funds for the construction of additional cellblocks at the Fort Dodge correctional facility.
2. Section 19, amending section 461A.3A.
3. Section 20, amending 1997 Iowa Acts, chapter 215, section 1, subsection 3, unnumbered paragraph 2.
4. Section 24, amending 1997 Iowa Acts, chapter 215, section 14.

Approved May 19, 1998, except the items which I hereby disapprove and which are designated as that portion of Section 2, subsection 4 which is herein bracketed in ink and initialed by me; Section 5, subsection 1, in its entirety; and Section 15, in its entirety. My reasons for vetoing these items are delineated in the item veto message pertaining to this Act to the Secretary of State this same date, a copy of which is attached hereto.

TERRY E. BRANSTAD, Governor

Dear Mr. Secretary:

I hereby transmit Senate File 2381, an Act making appropriations from and to the rebuild Iowa infrastructure fund for the fiscal year beginning July 1, 1998, to the Division of Soil Conservation for deposit in the Loess Hills development and conservation fund; Department of Corrections for renovation of the power plant and improvements to the water system at the Iowa Correctional Institution for Women, for the construction of two additional cellblocks at the Fort Dodge Correctional Facility, for a prior fiscal year, and for the construction of a 200-bed facility at the Iowa State Penitentiary at Fort Madison, and for the construction and renovation of community-based correctional facilities; Department of Cultural Affairs for the creation of a historical site preservation grant program; Department of Economic Development for a welcome center at Hamburg, to be deposited in the physical infrastructure assistance fund, and for deposit in the rural enterprise fund to be used for a dry fire hydrant and rural water supply education and demonstration project; Department of Education for infrastructure improvements to the community colleges, for completion of the training facility and site development phase of the National Education Center for Agricultural Safety; Department of General Services for major renovation needs for state-owned buildings and facilities, for critical and deferred maintenance at Terrace Hill, for relocation of offices and other transition costs associated with the renovation of the Lucas State Office Building and the Old Historical Building, for renovation of the Lucas State Office Building, for developing a master plan for the Capitol Complex, for planning and design of a parking structure located at the northwest corner of the Capitol Complex, and for Capitol interior restoration; Department of Public Defense for maintenance and repair of National Guard armories and facilities; Department of Public Safety for construction of a new patrol post in District 1; Department of Natural Resources for the purpose of funding capital projects from marine fuel tax receipts for expenditures for local cost-share grants to be used for capital expenditures to local governmental units for boating accessibility, for the construction of the Elinor Bedell state park and wildlife conservation area, for a recreational grant matching program, creation of a lake rehabilitation pilot program, for the blufflands protection revolving fund, and for the dredging of lakes; Department of Transportation for capital improvements at all ten of the commercial air service airports and for an automated weather observation system; for the Iowa State Fair foundation for renovation, restoration, and improvement of the cattle barn and horse barn at the State Fairgrounds and for county fair infrastructure improvements; judicial department for capital projects at the Capitol Building; and State Board of Regents for capital projects at the Iowa School for the Deaf and the Iowa Braille and Sight Saving School; making appropriations of the marine fuel tax receipts from the rebuild Iowa infrastructure fund; providing a reversion date to funds appropriated to the Department of Revenue and Finance in the fiscal year beginning July 1, 1997, and ending June 30, 1998; making statutory changes relating to appropriations by establishing the blufflands protection program and revolving fund, by reducing the overall appropriation for the restore outdoors program for the fiscal period beginning July 1, 1997, and ending June 30, 2001, as a result of the Governor's item veto, by providing for coordination of vertical infrastructure databases, by eliminating a matching contribution requirement on certain funds appropriated to the Department of Cultural Affairs for the fiscal year beginning July 1, 1997, by extending the allowable time to enter into contracts to provide alternative drainage outlets, by allocating part of the funds derived from the excise tax on the sale of motor fuel used in watercraft from the general fund to the rebuild Iowa infrastructure fund, by reallocating certain funds to design and construct new or replacement buildings at the state training school; and providing effective dates.

Senate File 2381 is, therefore, approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the designated portion of Section 2, subsection 4. This item appropriates \$1.5 million for improvements at the facilities of the judicial districts. This item was added late in the legislative session without full benefit of discussion and evaluation.

I am unable to approve the item designated as Section 5, subsection 1, in its entirety. This item appropriates \$2.0 million for improvements at the facilities of the community colleges. While I continue to support additional technology funding for community colleges, capital funding should remain a responsibility of the community college district, not the state.

I am unable to approve the item designated as Section 15, in its entirety. This item would require the Department of General Services to establish a system for comparative evaluation and rating of all state vertical infrastructure needs, including the Board of Regents' institutions. I am disappointed the legislature chose not to establish a citizen board as I recommended, and failed to provide adequate staffing and support to allow the state to become more systematic in its approach to prioritizing infrastructure needs. I believe the board and the additional staffing are necessary to developing a comparative evaluation methodology.

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 Senate File 2381 are hereby approved as of this date.

Sincerely,
TERRY E. BRANSTAD, Governor

CHAPTER 1220

APPROPRIATIONS — AGRICULTURE AND NATURAL RESOURCES

S.F. 2295

AN ACT relating to and making appropriations for agriculture and natural resources and providing an effective date.

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

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Section 1. **GENERAL APPROPRIATION.** There is appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATIVE DIVISION

a. For salaries, support, maintenance, the support of the state 4-H foundation, support of the statistics bureau, and miscellaneous purposes, and for the salaries and support of not more than the following full-time equivalent positions:

.....	\$	1,853,756
.....	FTEs	42.78

(1) Of the amount appropriated and full-time equivalent positions authorized in this paragraph "a", \$322,329 and 7.00 FTEs shall be used to support horticulture.

(2) Of the amount appropriated in this paragraph "a", \$55,000 shall be allocated to the state 4-H foundation to foster the development of Iowa's youth and to encourage them to study the subject of agriculture.

(3) Of the amount appropriated and full-time equivalent positions authorized in this paragraph "a", \$129,167 and 4.00 FTEs shall be allocated to the statistics bureau to provide county-by-county information on land in farms, production by crop, acres by crop, and county prices by crop. This information shall be made available to the department of revenue and finance for use in the productivity formula for valuing and equalizing the values of agricultural land.