

# House Amendment 8405

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1 1 Amend the amendment, H=8367, to House File 2662 as  
1 2 follows:

1 3 #1. Page 1, by inserting after line 25 the  
1 4 following:

1 5 <#\_\_\_\_. Page 17, by inserting after line 5 the  
1 6 following:

1 7 <DIVISION \_\_\_\_  
1 8 STATE GENERAL FUND EXPENDITURE LIMITATION

1 9 Sec. \_\_\_\_ Section 8.54, subsection 2, Code 2007,  
1 10 is amended to read as follows:

1 11 2. There is created a state general fund  
1 12 expenditure limitation for each fiscal year calculated  
1 13 as provided in this section. An expenditure  
1 14 limitation shall be used for ~~the portion of the budget~~  
1 15 process commencing on the date the revenue estimating  
1 16 conference agrees to a revenue estimate for the  
1 17 following fiscal year in accordance with section  
1 18 8.22A, subsection 3, and ending with the ~~governor's~~  
~~1 19 final approval or disapproval of the appropriations~~  
~~1 20 bills applicable to that fiscal year that were passed~~  
~~1 21 prior to July 1 of that fiscal year in a regular or~~  
~~1 22 extraordinary legislative session close of the fiscal~~  
~~1 23 year for which the expenditure limitation was~~  
~~1 24 calculated. Once the fiscal year for which the~~  
~~1 25 expenditure limitation was calculated commences, the~~  
~~1 26 expenditure limitation for that fiscal year is not~~  
~~1 27 subject to adjustment or readjustment except by law~~  
~~1 28 enacted for that purpose.~~

1 29 Sec. \_\_\_\_ Section 8.54, Code 2007, is amended by  
1 30 adding the following new subsections:

1 31 NEW SUBSECTION. 8. a. The requirements of this  
1 32 subsection are only applicable under the state general  
1 33 fund expenditure limitation for a fiscal year when the  
1 34 adjusted revenue estimate used to establish the  
1 35 expenditure limitation for that fiscal year represents  
1 36 an increase of more than two percent over the adjusted  
1 37 revenue estimate used to establish the expenditure  
1 38 limitation for the immediately preceding fiscal year.

1 39 b. If an appropriation is made for a fiscal year  
1 40 from a source other than the general fund of the state  
1 41 for a designated purpose and in either of the two  
1 42 fiscal years immediately preceding that fiscal year  
1 43 the designated purpose was funded by an appropriation  
1 44 from the general fund of the state, for the purposes  
1 45 of the state general fund expenditure limitation, the  
1 46 amount of the appropriation from the other source  
1 47 shall be considered to have been transferred to and  
1 48 appropriated from the general fund of the state and  
1 49 shall be counted as both a new revenue causing  
1 50 readjustment of the expenditure limitation amount and

2 1 as an appropriation made under the expenditure  
2 2 limitation amount. Subject to the applicability  
2 3 condition in paragraph "a", the requirements of this  
2 4 subsection shall apply to either or both the initial  
2 5 and immediately succeeding fiscal years for which the  
2 6 appropriation is made from the other funding source.

2 7 NEW SUBSECTION. 9. a. Commencing during the  
2 8 fiscal year that begins July 1, 2008, if the adjusted  
2 9 revenue estimate used to establish the expenditure  
2 10 limitation for the succeeding fiscal year represents  
2 11 an increase over the adjusted revenue estimate used to  
2 12 establish the expenditure limitation for the fiscal  
2 13 year in progress by a percentage amount listed in this  
2 14 paragraph, there is appropriated from the general fund  
2 15 of the state to the office of the treasurer of state  
2 16 for the succeeding fiscal year, the indicated amount.  
2 17 An appropriation made pursuant to this subsection  
2 18 shall be counted under the state general fund  
2 19 expenditure limitation amount for the fiscal year for  
2 20 which the appropriation is made. The treasurer of  
2 21 state shall distribute the appropriation as provided  
2 22 in paragraph "b" to be used to restore funding that  
2 23 was transferred to the general fund of the state or  
2 24 appropriated from various funds and accounts in lieu

2 25 of funding from the general fund of the state. The  
2 26 appropriation made in this paragraph shall continue on  
2 27 an annual basis until the amounts listed in paragraph  
2 28 "b" have all been distributed. If the amount  
2 29 appropriated would exceed the amount remaining to be  
2 30 distributed, the appropriation shall be reduced by the  
2 31 excess.

2 32 (1) For an increase in the adjusted revenue  
2 33 estimate of more than two percent but less than four  
2 34 percent, the appropriation made in this paragraph "a"  
2 35 shall be an amount equal to one-half of one percent of  
2 36 the adjusted revenue estimate used to establish the  
2 37 state general fund expenditure limitation for the  
2 38 fiscal year for which the appropriation is made.

2 39 (2) For an increase in the adjusted revenue  
2 40 estimate of at least four percent but less than six  
2 41 percent, the appropriation made in this paragraph "a"  
2 42 shall be an amount equal to one percent of the  
2 43 adjusted revenue estimate used to establish the state  
2 44 general fund expenditure limitation for the fiscal  
2 45 year for which the appropriation is made.

2 46 (3) For an increase in the adjusted revenue  
2 47 estimate of at least six percent but less than eight  
2 48 percent, the appropriation made in this paragraph "a"  
2 49 shall be an amount equal to one and one-half percent  
2 50 of the adjusted revenue estimate used to establish the  
3 1 state general fund expenditure limitation for the  
3 2 fiscal year for which the appropriation is made.

3 3 (4) For an increase in the adjusted revenue  
3 4 estimate of eight percent or more, the appropriation  
3 5 made in this paragraph "a" shall be an amount equal to  
3 6 two percent of the adjusted revenue estimate used to  
3 7 establish the state general fund expenditure  
3 8 limitation for the fiscal year for which the  
3 9 appropriation is made.

3 10 b. The appropriation made in paragraph "a" shall  
3 11 be annually, if necessary, distributed as provided in  
3 12 this paragraph "b". Unless otherwise provided by law,  
3 13 notwithstanding section 8.33, moneys distributed in  
3 14 accordance with this paragraph that remain  
3 15 unencumbered or unobligated at the close of the fiscal  
3 16 year shall not revert but shall remain available for  
3 17 expenditure for the purposes designated until  
3 18 expended.

3 19 (1) Moneys appropriated in paragraph "a" shall be  
3 20 distributed to the funds and departments listed in  
3 21 this subparagraph, in the order and amounts listed  
3 22 until the full amounts listed have been distributed.  
3 23 To the extent the appropriation for a fiscal year is  
3 24 insufficient to fully fund an amount listed or  
3 25 remaining, the amount of the insufficiency shall be  
3 26 distributed from the next succeeding appropriation or  
3 27 appropriations. When all amounts listed in this  
3 28 subparagraph have been distributed in full, any  
3 29 remaining amounts of the appropriation made in  
3 30 paragraph "a" shall be distributed as provided in  
3 31 subparagraph (2). Moneys distributed pursuant to this  
3 32 subparagraph (1) shall be used for the purposes of the  
3 33 fund or department to which distributed, unless a  
3 34 purpose is stated with the amount:

3 35 (a) The innovations fund created in section 8.63,  
3 36 four hundred thousand dollars.

3 37 (b) The state department of transportation to be  
3 38 used for aviation hangars, three hundred sixty  
3 39 thousand dollars, and for airport engineering studies  
3 40 and improvement projects, three hundred forty-seven  
3 41 thousand dollars.

3 42 (c) The special all-terrain vehicle fund created  
3 43 pursuant to section 321I.8, twenty-five thousand  
3 44 dollars.

3 45 (d) The victim compensation fund established in  
3 46 section 915.94, one million dollars.

3 47 (e) The special snowmobile fund created pursuant  
3 48 to section 321G.7, fifty thousand dollars.

3 49 (f) The revolving fund created in section  
3 50 602.1302, for the purpose of paying jury and witness  
4 1 fees and mileage by the judicial branch, and for  
4 2 payment of other trial-related expenses, one million  
4 3 dollars.

4 4 (g) The brucellosis and tuberculosis eradication  
4 5 fund created in section 165.18, one million dollars.

4 6 (h) The agricultural drainage well water quality  
4 7 assistance fund created in section 460.303, one  
4 8 million one hundred thousand dollars.  
4 9 (i) The property tax relief fund risk pool created  
4 10 in section 426B.5, subsection 2, three million five  
4 11 hundred thousand dollars.  
4 12 (j) The title guaranty fund created in section  
4 13 16.91, two million seven hundred thousand dollars.  
4 14 (k) The waste tire management fund created in  
4 15 section 455D.11C, four million six hundred thousand  
4 16 dollars.  
4 17 (l) The groundwater protection fund established in  
4 18 section 455E.11, five million two hundred thousand  
4 19 dollars.  
4 20 (m) The state department of transportation to be  
4 21 used for recreational trails projects, five million  
4 22 five hundred thousand dollars.  
4 23 (n) The strategic investment fund created in  
4 24 section 15.313, three million dollars.  
4 25 (o) The physical infrastructure assistance fund  
4 26 created in section 15E.175, two million five hundred  
4 27 thousand dollars.  
4 28 (p) The value-added agricultural products and  
4 29 processes financial assistance fund created in section  
4 30 15E.112, seven hundred fifty thousand dollars.  
4 31 (q) The school infrastructure fund created in  
4 32 section 12.82, twenty-two million dollars.  
4 33 (2) When the amounts listed in subparagraph (1)  
4 34 have all been distributed, any remaining amounts of  
4 35 the appropriation made in paragraph "a" shall be  
4 36 annually distributed to the account and funds listed  
4 37 in this subparagraph (2) until the full amounts listed  
4 38 have been distributed. If the appropriation is  
4 39 insufficient to fully fund all amounts listed or  
4 40 remaining, the appropriation shall be prorated among  
4 41 the account and funds based upon an amount's  
4 42 proportion of the total amount to be distributed. The  
4 43 distribution of the appropriation made in paragraph  
4 44 "a" shall continue in succeeding fiscal years until  
4 45 the entire amount listed for each account or fund in  
4 46 this subparagraph (2) has been distributed. Moneys  
4 47 distributed shall be used for the purposes of the  
4 48 account or fund to which distributed:  
4 49 (a) The environment first fund created in section  
4 50 8.57A, sixty-nine million five hundred thousand  
5 1 dollars.  
5 2 (b) The rebuild Iowa infrastructure fund created  
5 3 in section 8.57, subsection 6, sixty million five  
5 4 hundred sixty thousand dollars.  
5 5 (c) The Iowa comprehensive petroleum underground  
5 6 storage tank fund created in section 455G.3,  
5 7 forty-eight million dollars.  
5 8 c. This subsection is repealed on July 1 following  
5 9 the fiscal year in which all amounts listed in  
5 10 paragraph "b" have been paid in full. The treasurer  
5 11 of state shall notify the Code editor when the amounts  
5 12 have been paid in full.  
5 13 Sec. \_\_\_\_\_. EFFECTIVE AND APPLICABILITY DATES. The  
5 14 section of this Act amending section 8.54, subsection  
5 15 2, and the provision of the section of this Act  
5 16 enacting section 8.54, subsection 8, take effect July  
5 17 1, 2008, and are first applicable to the state general  
5 18 fund expenditure limitation established for the fiscal  
5 19 year beginning July 1, 2009.>  
5 20 #\_\_\_\_\_. Title page, line 3, by inserting after the  
5 21 word <protection> the following: <, and addressing  
5 22 the state general fund expenditure limitation>.>  
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5 26 \_\_\_\_\_  
5 27 SANDS of Louisa  
5 28  
5 29 \_\_\_\_\_  
5 30 RAECKER of Polk  
5 31  
5 32  
5 33 \_\_\_\_\_  
5 34 DE BOEF of Keokuk  
5 35 HF 2662.501 82  
5 36 da/jp/11452

