

Senate File 510

H-1558

1 Amend Senate File 510, as passed by the Senate, as
2 follows:

3 1. By striking everything after the enacting clause
4 and inserting:

5 <DIVISION I

6 FY 2011-2012

7 Section 1. DEPARTMENT OF JUSTICE.

8 1. There is appropriated from the general fund
9 of the state to the department of justice for the
10 fiscal year beginning July 1, 2011, and ending June 30,
11 2012, the following amounts, or so much thereof as is
12 necessary, to be used for the purposes designated:

13 a. For the general office of attorney general for
14 salaries, support, maintenance, and miscellaneous
15 purposes, including the prosecuting attorneys training
16 program, matching funds for federal violence against
17 women grant programs, victim assistance grants, office
18 of drug control policy prosecuting attorney program,
19 and odometer fraud enforcement, and for not more than
20 the following full-time equivalent positions:

21 \$ 7,292,930
22 FTEs 212.00

23 It is the intent of the general assembly that as
24 a condition of receiving the appropriation provided
25 in this lettered paragraph, the department of justice
26 shall maintain a record of the estimated time incurred
27 representing each agency or department.

28 b. For victim assistance grants:
29 \$ 2,876,400

30 The funds appropriated in this lettered paragraph
31 shall be used to provide grants to care providers
32 providing services to crime victims of domestic abuse
33 or to crime victims of rape and sexual assault.

34 The balance of the victim compensation fund
35 established in section 915.94 may be used to provide
36 salary and support of not more than 24 FTEs and
37 to provide maintenance for the victim compensation
38 functions of the department of justice.

39 The department of justice may transfer moneys from
40 the victim compensation fund established in section
41 915.94 to the victim assistance grant program.

42 c. For legal services for persons in poverty grants
43 as provided in section 13.34:
44 \$ 1,000,000

45 2. a. The department of justice, in submitting
46 budget estimates for the fiscal year commencing July
47 1, 2012, pursuant to section 8.23, shall include a
48 report of funding from sources other than amounts
49 appropriated directly from the general fund of the
50 state to the department of justice or to the office of

1 consumer advocate. These funding sources shall include
2 but are not limited to reimbursements from other state
3 agencies, commissions, boards, or similar entities, and
4 reimbursements from special funds or internal accounts
5 within the department of justice. The department of
6 justice shall also report actual reimbursements for the
7 fiscal year commencing July 1, 2010, and actual and
8 expected reimbursements for the fiscal year commencing
9 July 1, 2011.

10 b. The department of justice shall include the
11 report required under paragraph "a", as well as
12 information regarding any revisions occurring as a
13 result of reimbursements actually received or expected
14 at a later date, in a report to the co-chairpersons
15 and ranking members of the joint appropriations
16 subcommittee on the justice system and the legislative
17 services agency. The department of justice shall
18 submit the report on or before January 15, 2012.

19 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is
20 appropriated from the department of commerce revolving
21 fund created in section 546.12 to the office of
22 consumer advocate of the department of justice for the
23 fiscal year beginning July 1, 2011, and ending June 30,
24 2012, the following amount, or so much thereof as is
25 necessary, to be used for the purposes designated:

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

29 \$ 3,136,163
30 FTEs 22.00

31 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

32 1. There is appropriated from the general fund of
33 the state to the department of corrections for the
34 fiscal year beginning July 1, 2011, and ending June
35 30, 2012, the following amounts, or so much thereof as
36 is necessary, to be used for the operation of adult
37 correctional institutions, reimbursement of counties
38 for certain confinement costs, and federal prison
39 reimbursement, to be allocated as follows:

40 a. For the operation of the Fort Madison
41 correctional facility, including salaries, support,
42 maintenance, and miscellaneous purposes:

43 \$ 41,031,283

44 b. For the operation of the Anamosa correctional
45 facility, including salaries, support, maintenance, and
46 miscellaneous purposes:

47 \$ 31,985,974

48 c. For the operation of the Oakdale correctional
49 facility, including salaries, support, maintenance, and
50 miscellaneous purposes:

1 \$ 54,374,426

2 d. For the operation of the Newton correctional
3 facility, including salaries, support, maintenance, and
4 miscellaneous purposes:

5 \$ 25,958,757

6 e. For the operation of the Mt. Pleasant
7 correctional facility, including salaries, support,
8 maintenance, and miscellaneous purposes:

9 \$ 25,917,815

10 f. For the operation of the Rockwell City
11 correctional facility, including salaries, support,
12 maintenance, and miscellaneous purposes:

13 \$ 9,316,466

14 g. For the operation of the Clarinda correctional
15 facility, including salaries, support, maintenance, and
16 miscellaneous purposes:

17 \$ 24,639,518

18 Moneys received by the department of corrections as
19 reimbursement for services provided to the Clarinda
20 youth corporation are appropriated to the department
21 and shall be used for the purpose of operating the
22 Clarinda correctional facility.

23 h. For the operation of the Mitchellville
24 correctional facility, including salaries, support,
25 maintenance, and miscellaneous purposes:

26 \$ 15,615,374

27 i. For the operation of the Fort Dodge correctional
28 facility, including salaries, support, maintenance, and
29 miscellaneous purposes:

30 \$ 29,062,235

31 j. For reimbursement of counties for temporary
32 confinement of work release and parole violators, as
33 provided in sections 901.7, 904.908, and 906.17, and
34 for offenders confined pursuant to section 904.513:

35 \$ 775,092

36 k. For federal prison reimbursement, reimbursements
37 for out-of-state placements, and miscellaneous
38 contracts:

39 \$ 239,411

40 2. The department of corrections shall use moneys
41 appropriated in subsection 1 to continue to contract
42 for the services of a Muslim imam and a Native American
43 spiritual leader.

44 Sec. 4. DEPARTMENT OF CORRECTIONS —
45 ADMINISTRATION. There is appropriated from the general
46 fund of the state to the department of corrections for
47 the fiscal year beginning July 1, 2011, and ending June
48 30, 2012, the following amounts, or so much thereof as
49 is necessary, to be used for the purposes designated:

50 1. For general administration, including salaries,

1 support, maintenance, employment of an education
2 director to administer a centralized education
3 program for the correctional system, and miscellaneous
4 purposes:

5 \$ 4,835,542

6 a. It is the intent of the general assembly
7 that as a condition of receiving the appropriation
8 provided in this lettered paragraph the department of
9 corrections shall not, except as otherwise provided
10 in paragraph "c", enter into a new contract, unless
11 the contract is a renewal of an existing contract,
12 for the expenditure of moneys in excess of \$100,000
13 during the fiscal year beginning July 1, 2011, for the
14 privatization of services performed by the department
15 using state employees as of July 1, 2011, or for the
16 privatization of new services by the department without
17 prior consultation with any applicable state employee
18 organization affected by the proposed new contract and
19 prior notification of the co-chairpersons and ranking
20 members of the joint appropriations subcommittee on the
21 justice system.

22 b. It is the intent of the general assembly
23 that each lease negotiated by the department of
24 corrections with a private corporation for the purpose
25 of providing private industry employment of inmates in
26 a correctional institution shall prohibit the private
27 corporation from utilizing inmate labor for partisan
28 political purposes for any person seeking election to
29 public office in this state and that a violation of
30 this requirement shall result in a termination of the
31 lease agreement.

32 c. It is the intent of the general assembly that as
33 a condition of receiving the appropriation provided in
34 this subsection the department of corrections shall not
35 enter into a lease or contractual agreement pursuant to
36 section 904.809 with a private corporation for the use
37 of building space for the purpose of providing inmate
38 employment without providing that the terms of the
39 lease or contract establish safeguards to restrict, to
40 the greatest extent feasible, access by inmates working
41 for the private corporation to personal identifying
42 information of citizens.

43 2. For educational programs for inmates at state
44 penal institutions:

45 \$ 2,308,109

46 a. As a condition of receiving the appropriation in
47 this subsection, the department of corrections shall
48 transfer at least \$300,000 from the canteen operating
49 funds established pursuant to section 904.310 to be
50 used for correctional educational programs funded in

1 this subsection.

2 b. It is the intent of the general assembly that
3 moneys appropriated in this subsection shall be used
4 solely for the purpose indicated and that the moneys
5 shall not be transferred for any other purpose. In
6 addition, it is the intent of the general assembly
7 that the department shall consult with the community
8 colleges in the areas in which the institutions
9 are located to utilize moneys appropriated in this
10 subsection to fund the high school completion, high
11 school equivalency diploma, adult literacy, and adult
12 basic education programs in a manner so as to maintain
13 these programs at the institutions.

14 c. To maximize the funding for educational
15 programs, the department shall establish guidelines
16 and procedures to prioritize the availability of
17 educational and vocational training for inmates based
18 upon the goal of facilitating an inmate's successful
19 release from the correctional institution.

20 d. The director of the department of corrections
21 may transfer moneys from Iowa prison industries for use
22 in educational programs for inmates.

23 e. Notwithstanding section 8.33, moneys
24 appropriated in this subsection that remain unobligated
25 or unexpended at the close of the fiscal year shall not
26 revert but shall remain available to be used only for
27 the purposes designated in this subsection until the
28 close of the succeeding fiscal year.

29 3. For the development of the Iowa corrections
30 offender network (ICON) data system:

31 \$ 424,364

32 4. For offender mental health and substance abuse
33 treatment:

34 \$ 22,319

35 5. For viral hepatitis prevention and treatment:

36 \$ 167,881

37 Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF
38 CORRECTIONAL SERVICES.

39 1. There is appropriated from the general fund of
40 the state to the department of corrections for the
41 fiscal year beginning July 1, 2011, and ending June
42 30, 2012, for salaries, support, maintenance, and
43 miscellaneous purposes, the following amounts, or
44 so much thereof as is necessary, to be allocated as
45 follows:

46 a. For the first judicial district department of
47 correctional services:

48 \$ 12,020,098

49 b. For the second judicial district department of
50 correctional services:

1 \$ 10,336,948
2 c. For the third judicial district department of
3 correctional services:
4 \$ 5,599,765
5 d. For the fourth judicial district department of
6 correctional services:
7 \$ 5,391,355
8 e. For the fifth judicial district department of
9 correctional services, including funding for electronic
10 monitoring devices for use on a statewide basis:
11 \$ 18,742,129
12 f. For the sixth judicial district department of
13 correctional services:
14 \$ 13,112,563
15 g. For the seventh judicial district department of
16 correctional services:
17 \$ 6,492,814
18 h. For the eighth judicial district department of
19 correctional services:
20 \$ 6,731,055
21 2. Each judicial district department of
22 correctional services, within the funding available,
23 shall continue programs and plans established within
24 that district to provide for intensive supervision, sex
25 offender treatment, diversion of low-risk offenders
26 to the least restrictive sanction available, job
27 development, and expanded use of intermediate criminal
28 sanctions.
29 3. Each judicial district department of
30 correctional services shall provide alternatives to
31 prison consistent with chapter 901B. The alternatives
32 to prison shall ensure public safety while providing
33 maximum rehabilitation to the offender. A judicial
34 district department of correctional services may also
35 establish a day program.
36 4. The governor's office of drug control policy
37 shall consider federal grants made to the department
38 of corrections for the benefit of each of the eight
39 judicial district departments of correctional services
40 as local government grants, as defined pursuant to
41 federal regulations.
42 5. The department of corrections shall continue
43 to contract with a judicial district department
44 of correctional services to provide for the rental
45 of electronic monitoring equipment which shall be
46 available statewide.
47 6. A judicial district department of correctional
48 services shall accept into the facilities of the
49 district department, offenders assigned from other
50 judicial district departments of correctional services.

1 Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION
2 OF APPROPRIATIONS. Notwithstanding section 8.39,
3 within the moneys appropriated in this Act to the
4 department of corrections, the department may
5 reallocate the moneys appropriated and allocated as
6 necessary to best fulfill the needs of the correctional
7 institutions, administration of the department, and the
8 judicial district departments of correctional services.
9 However, in addition to complying with the requirements
10 of sections 904.116 and 905.8 and providing notice
11 to the legislative services agency, the department
12 of corrections shall also provide notice to the
13 department of management, prior to the effective date
14 of the revision or reallocation of an appropriation
15 made pursuant to this section. The department of
16 corrections shall not reallocate an appropriation or
17 allocation for the purpose of eliminating any program.

18 Sec. 7. INTENT — REPORTS.

19 1. The department of corrections in cooperation
20 with townships, the Iowa cemetery associations, and
21 other nonprofit or governmental entities may use inmate
22 labor during the fiscal year beginning July 1, 2011,
23 to restore or preserve rural cemeteries and historical
24 landmarks. The department in cooperation with the
25 counties may also use inmate labor to clean up roads,
26 major water sources, and other water sources around the
27 state.

28 2. On a quarterly basis the department shall
29 provide a status report regarding private-sector
30 employment to the legislative services agency beginning
31 on July 1, 2011. The report shall include the number
32 of offenders employed in the private sector, the
33 combined number of hours worked by the offenders, the
34 total amount of allowances, and the distribution of
35 allowances pursuant to section 904.702, including any
36 moneys deposited in the general fund of the state.

37 Sec. 8. ELECTRONIC MONITORING REPORT. The
38 department of corrections shall submit a report on
39 electronic monitoring to the general assembly, to the
40 co-chairpersons and the ranking members of the joint
41 appropriations subcommittee on the justice system, and
42 to the legislative services agency by January 15, 2012.
43 The report shall specifically address the number of
44 persons being electronically monitored and break down
45 the number of persons being electronically monitored
46 by offense committed. The report shall also include a
47 comparison of any data from the prior fiscal year with
48 the current year.

49 Sec. 9. STATE AGENCY PURCHASES FROM PRISON
50 INDUSTRIES.

1 1. As used in this section, unless the context
2 otherwise requires, "state agency" means the government
3 of the state of Iowa, including but not limited to
4 all executive branch departments, agencies, boards,
5 bureaus, and commissions, the judicial branch,
6 the general assembly and all legislative agencies,
7 institutions within the purview of the state board of
8 regents, and any corporation whose primary function is
9 to act as an instrumentality of the state.

10 2. State agencies are hereby encouraged to purchase
11 products from Iowa state industries, as defined in
12 section 904.802, when purchases are required and the
13 products are available from Iowa state industries.
14 State agencies shall obtain bids from Iowa state
15 industries for purchases of office furniture during the
16 fiscal year beginning July 1, 2011, exceeding \$5,000
17 or in accordance with applicable administrative rules
18 related to purchases for the agency.

19 Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

20 1. There is appropriated from the general fund of
21 the state to the Iowa law enforcement academy for the
22 fiscal year beginning July 1, 2011, and ending June 30,
23 2012, the following amount, or so much thereof as is
24 necessary, to be used for the purposes designated:

25 For salaries, support, maintenance, miscellaneous
26 purposes, including jailer training and technical
27 assistance, and for not more than the following
28 full-time equivalent positions:
29 \$ 448,500
30 FTEs 24.55

31 It is the intent of the general assembly that the
32 Iowa law enforcement academy may provide training of
33 state and local law enforcement personnel concerning
34 the recognition of and response to persons with
35 Alzheimer's disease.

36 The Iowa law enforcement academy may temporarily
37 exceed and draw more than the amount appropriated in
38 this subsection and incur a negative cash balance as
39 long as there are receivables equal to or greater than
40 the negative balance and the amount appropriated in
41 this subsection is not exceeded at the close of the
42 fiscal year.

43 2. The Iowa law enforcement academy may select
44 at least five automobiles of the department of public
45 safety, division of state patrol, prior to turning over
46 the automobiles to the department of administrative
47 services to be disposed of by public auction, and
48 the Iowa law enforcement academy may exchange any
49 automobile owned by the academy for each automobile
50 selected if the selected automobile is used in training

1 law enforcement officers at the academy. However,
2 any automobile exchanged by the academy shall be
3 substituted for the selected vehicle of the department
4 of public safety and sold by public auction with the
5 receipts being deposited in the depreciation fund to
6 the credit of the department of public safety, division
7 of state patrol.

8 Sec. 11. STATE PUBLIC DEFENDER. There is
9 appropriated from the general fund of the state to the
10 office of the state public defender of the department
11 of inspections and appeals for the fiscal year
12 beginning July 1, 2011, and ending June 30, 2012, the
13 following amounts, or so much thereof as is necessary,
14 to be allocated as follows for the purposes designated:

15 1. For salaries, support, maintenance,
16 miscellaneous purposes, and for not more than the
17 following full-time equivalent positions:
18 \$ 24,083,182
19 FTEs 219.00

20 2. For the fees of court-appointed attorneys for
21 indigent adults and juveniles, in accordance with
22 section 232.141 and chapter 815:
23 \$ 29,680,929

24 Sec. 12. BOARD OF PAROLE. There is appropriated
25 from the general fund of the state to the board of
26 parole for the fiscal year beginning July 1, 2011, and
27 ending June 30, 2012, the following amount, or so much
28 thereof as is necessary, to be used for the purposes
29 designated:

30 For salaries, support, maintenance, miscellaneous
31 purposes, and for not more than the following full-time
32 equivalent positions:
33 \$ 1,053,835
34 FTEs 12.50

35 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE. There is
36 appropriated from the general fund of the state to
37 the department of public defense for the fiscal year
38 beginning July 1, 2011, and ending June 30, 2012, the
39 following amounts, or so much thereof as is necessary,
40 to be used for the purposes designated:

41 1. MILITARY DIVISION
42 For salaries, support, maintenance, miscellaneous
43 purposes, and for not more than the following full-time
44 equivalent positions:
45 \$ 5,527,042
46 FTEs 313.00

47 The military division may temporarily exceed
48 and draw more than the amount appropriated in this
49 subsection and incur a negative cash balance as long
50 as there are receivables of federal funds equal to

1 or greater than the negative balance and the amount
2 appropriated in this subsection is not exceeded at the
3 close of the fiscal year.

4 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT
5 DIVISION

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

9 \$ 1,836,877
10 FTEs 40.00

11 a. The homeland security and emergency management
12 division may temporarily exceed and draw more than the
13 amount appropriated in this subsection and incur a
14 negative cash balance as long as there are receivables
15 of federal funds equal to or greater than the negative
16 balance and the amount appropriated in this subsection
17 is not exceeded at the close of the fiscal year.

18 b. It is the intent of the general assembly that
19 the homeland security and emergency management division
20 work in conjunction with the department of public
21 safety, to the extent possible, when gathering and
22 analyzing information related to potential domestic
23 or foreign security threats, and when monitoring such
24 threats.

25 Sec. 14. DEPARTMENT OF PUBLIC SAFETY. There is
26 appropriated from the general fund of the state to
27 the department of public safety for the fiscal year
28 beginning July 1, 2011, and ending June 30, 2012, the
29 following amounts, or so much thereof as is necessary,
30 to be used for the purposes designated:

31 1. For the department's administrative functions,
32 including the criminal justice information system, and
33 for not more than the following full-time equivalent
34 positions:

35 \$ 4,007,075
36 FTEs 36.00

37 2. For the division of criminal investigation,
38 including the state's contribution to the peace
39 officers' retirement, accident, and disability system
40 provided in chapter 97A in the amount of the state's
41 normal contribution rate, as defined in section
42 97A.8, multiplied by the salaries for which the
43 funds are appropriated, to meet federal fund matching
44 requirements, and for not more than the following
45 full-time equivalent positions:

46 \$ 12,533,931
47 FTEs 159.10

48 The department shall employ one additional special
49 agent and one additional criminalist for the purpose
50 of investigating cold cases. Prior to employing the

1 additional special agent and criminalist authorized
2 in this paragraph, the department shall provide a
3 written statement to prospective employees that states
4 to the effect that the positions are being funded by
5 a temporary federal grant and there are no assurances
6 that funds from other sources will be available after
7 the federal funding expires. If the federal funding
8 for the additional positions expires during the fiscal
9 year, the number of full-time equivalent positions
10 authorized in this subsection is reduced by 2.00 FTEs.

11 3. For the criminalistics laboratory fund created
12 in section 691.9:

13 \$ 302,345

14 4. a. For the division of narcotics enforcement,
15 including the state's contribution to the peace
16 officers' retirement, accident, and disability system
17 provided in chapter 97A in the amount of the state's
18 normal contribution rate, as defined in section
19 97A.8, multiplied by the salaries for which the
20 funds are appropriated, to meet federal fund matching
21 requirements, and for not more than the following
22 full-time equivalent positions:

23 \$ 6,429,884

24 FTEs 74.00

25 b. For the division of narcotics enforcement for
26 undercover purchases:

27 \$ 109,042

28 5. For the division of state fire marshal, for fire
29 protection services as provided through the state fire
30 service and emergency response council as created in
31 the department, and for the state's contribution to the
32 peace officers' retirement, accident, and disability
33 system provided in chapter 97A in the amount of the
34 state's normal contribution rate, as defined in section
35 97A.8, multiplied by the salaries for which the funds
36 are appropriated, and for not more than the following
37 full-time equivalent positions:

38 \$ 4,298,707

39 FTEs 55.00

40 6. For the division of state patrol, for salaries,
41 support, maintenance, workers' compensation costs,
42 and miscellaneous purposes, including the state's
43 contribution to the peace officers' retirement,
44 accident, and disability system provided in chapter 97A
45 in the amount of the state's normal contribution rate,
46 as defined in section 97A.8, multiplied by the salaries
47 for which the funds are appropriated, and for not more
48 than the following full-time equivalent positions:

49 \$ 51,903,233

50 FTEs 513.00

1 It is the intent of the general assembly that
2 members of the state patrol be assigned to patrol
3 the highways and roads in lieu of assignments for
4 inspecting school buses for the school districts.

5 7. For deposit in the sick leave benefits fund
6 established under section 80.42 for all departmental
7 employees eligible to receive benefits for accrued sick
8 leave under the collective bargaining agreement:
9 \$ 279,517

10 8. For costs associated with the training and
11 equipment needs of volunteer fire fighters:
12 \$ 575,520

13 a. Notwithstanding section 8.33, moneys
14 appropriated in this subsection that remain
15 unencumbered or unobligated at the close of the fiscal
16 year shall not revert but shall remain available for
17 expenditure only for the purpose designated in this
18 subsection until the close of the succeeding fiscal
19 year.

20 b. Notwithstanding section 8.39, within the
21 moneys appropriated in this section, the department
22 of public safety may reallocate moneys as necessary
23 to best fulfill the needs provided for in the
24 appropriation. However, the department shall not
25 reallocate an appropriation made to the department
26 in this section unless notice of the reallocation
27 is given to the legislative services agency and
28 the department of management prior to the effective
29 date of the reallocation. The notice shall include
30 information regarding the rationale for reallocating
31 the appropriation. The department shall not reallocate
32 an appropriation made in this section for the purpose
33 of eliminating any program.

34 Sec. 15. GAMING ENFORCEMENT.

35 1. There is appropriated from the gaming
36 enforcement revolving fund created in section 80.43 to
37 the department of public safety for the fiscal year
38 beginning July 1, 2011, and ending June 30, 2012, the
39 following amount, or so much thereof as is necessary,
40 to be used for the purposes designated:

41 For any direct and indirect support costs for
42 agents and officers of the division of criminal
43 investigation's excursion gambling boat, gambling
44 structure, and racetrack enclosure enforcement
45 activities, including salaries, support, maintenance,
46 miscellaneous purposes, and for not more than the
47 following full-time equivalent positions:
48 \$ 9,836,306
49 FTEs 120.00

50 2. For each additional license to conduct gambling

1 games on an excursion gambling boat, gambling
2 structure, or racetrack enclosure issued during
3 the fiscal year beginning July 1, 2011, there is
4 appropriated from the gaming enforcement fund to
5 the department of public safety for the fiscal year
6 beginning July 1, 2011, and ending June 30, 2012, an
7 additional amount of not more than \$521,000 to be used
8 for not more than 6.00 additional full-time equivalent
9 positions.

10 3. The department of public safety, with the
11 approval of the department of management, may employ
12 no more than two special agents and four gaming
13 enforcement officers for each additional riverboat
14 or gambling structure regulated after July 1, 2011,
15 and one special agent for each racing facility which
16 becomes operational during the fiscal year which
17 begins July 1, 2011. One additional gaming enforcement
18 officer, up to a total of four per riverboat or
19 gambling structure, may be employed for each riverboat
20 or gambling structure that has extended operations to
21 24 hours and has not previously operated with a 24-hour
22 schedule. Positions authorized in this subsection
23 are in addition to the full-time equivalent positions
24 otherwise authorized in this section.

25 Sec. 16. CIVIL RIGHTS COMMISSION. There is
26 appropriated from the general fund of the state to the
27 Iowa state civil rights commission for the fiscal year
28 beginning July 1, 2011, and ending June 30, 2012, the
29 following amount, or so much thereof as is necessary,
30 to be used for the purposes designated:

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

34 \$ 1,297,069
35 FTEs 28.00

36 The Iowa state civil rights commission may enter
37 into a contract with a nonprofit organization to
38 provide legal assistance to resolve civil rights
39 complaints.

40 Sec. 17. 2009 Iowa Acts, chapter 178, section 20,
41 is amended to read as follows:

42 SEC. 20. CONSUMER EDUCATION AND LITIGATION
43 FUND. Notwithstanding section 714.16C, for each
44 fiscal year of the period beginning July 1, 2008, and
45 ending June 30, ~~2011~~ 2013, the annual appropriations
46 in section 714.16C, are increased from \$1,125,000 to
47 \$1,875,000, and \$75,000 to \$125,000 respectively.
48 Moneys appropriated from the consumer education and
49 litigation fund may be allocated for cash flow purposes
50 to the victim compensation fund established in section

1 915.94 during each of the fiscal years enumerated,
2 provided that any moneys so allocated are returned to
3 the consumer education and litigation fund by the end
4 of each fiscal year an allocation occurs.

5 Sec. 18. IOWA COMMUNICATIONS NETWORK. It is the
6 intent of the general assembly that the executive
7 branch agencies receiving an appropriation in this Act
8 utilize the Iowa communications network or secure other
9 electronic communications in lieu of traveling for the
10 fiscal year addressed by the appropriations.

11 Sec. 19. HOMELAND SECURITY AND EMERGENCY MANAGEMENT
12 DIVISION. There is appropriated from the wireless
13 E911 emergency communications fund created in section
14 34A.7A to the administrator of the homeland security
15 and emergency management division of the department of
16 public defense for the fiscal year beginning July 1,
17 2011, and ending June 30, 2012, an amount not exceeding
18 \$200,000 to be used for implementation, support, and
19 maintenance of the functions of the administrator and
20 program manager under chapter 34A and to employ the
21 auditor of the state to perform an annual audit of the
22 wireless E911 emergency communications fund.

23 Sec. 20. SUPERVISORY EMPLOYEES TO OTHER EMPLOYEES
24 — RATIO. Notwithstanding section 8A.402, subsection
25 2, paragraph "g", for the fiscal year beginning July
26 1, 2011, the department of corrections, department of
27 public safety, and the judicial district departments of
28 correctional services shall be exempt from the target
29 ratio of supervisory employees to other employees
30 otherwise applicable for that fiscal year under section
31 8A.402, subsection 2, paragraph "g".

32 Sec. 21. GERIATRIC AND PSYCHIATRIC TREATMENT
33 REPORT. The departments of corrections, human
34 services, inspections and appeals, and public health,
35 and the board of parole, shall jointly study the
36 development and establishment of treatment options
37 for geriatric and psychiatric patients currently
38 under the care, custody, and control of the state
39 to provide maximum treatment opportunities for such
40 persons while achieving fiscal efficiencies. The
41 department of corrections in consultation with the
42 other departments and the board of parole, shall
43 provide a report detailing the results of the study
44 to the co-chairpersons and the ranking members of the
45 joint appropriations subcommittee on health and human
46 services, the co-chairpersons and ranking members
47 of the joint appropriations subcommittee on justice
48 system, and the legislative services agency by November
49 15, 2011.

50 DIVISION II

FY 2012-2013

Sec. 22. DEPARTMENT OF JUSTICE.

1. There is appropriated from the general fund of the state to the department of justice for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the general office of attorney general for salaries, support, maintenance, and miscellaneous purposes, including the prosecuting attorneys training program, matching funds for federal violence against women grant programs, victim assistance grants, office of drug control policy prosecuting attorney program, and odometer fraud enforcement, and for not more than the following full-time equivalent positions:

..... \$ 7,942,930
..... FTEs 212.00

It is the intent of the general assembly that as a condition of receiving the appropriation provided in this lettered paragraph, the department of justice shall maintain a record of the estimated time incurred representing each agency or department.

b. For victim assistance grants:

..... \$ 2,876,400

The funds appropriated in this lettered paragraph shall be used to provide grants to care providers providing services to crime victims of domestic abuse or to crime victims of rape and sexual assault.

The balance of the victim compensation fund established in section 915.94 may be used to provide salary and support of not more than 24 FTEs and to provide maintenance for the victim compensation functions of the department of justice.

The department of justice may transfer moneys from the victim compensation fund established in section 915.94 to the victim assistance grant program.

c. For legal services for persons in poverty grants as provided in section 13.34:

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

2. a. The department of justice, in submitting budget estimates for the fiscal year commencing July 1, 2013, pursuant to section 8.23, shall include a report of funding from sources other than amounts appropriated directly from the general fund of the state to the department of justice or to the office of consumer advocate. These funding sources shall include but are not limited to reimbursements from other state agencies, commissions, boards, or similar entities, and reimbursements from special funds or internal accounts within the department of justice. The department of

1 justice shall also report actual reimbursements for the
2 fiscal year commencing July 1, 2011, and actual and
3 expected reimbursements for the fiscal year commencing
4 July 1, 2012.

5 b. The department of justice shall include the
6 report required under paragraph "a", as well as
7 information regarding any revisions occurring as a
8 result of reimbursements actually received or expected
9 at a later date, in a report to the co-chairpersons
10 and ranking members of the joint appropriations
11 subcommittee on the justice system and the legislative
12 services agency. The department of justice shall
13 submit the report on or before January 15, 2013.

14 Sec. 23. OFFICE OF CONSUMER ADVOCATE. There is
15 appropriated from the department of commerce revolving
16 fund created in section 546.12 to the office of
17 consumer advocate of the department of justice for the
18 fiscal year beginning July 1, 2012, and ending June 30,
19 2013, the following amount, or so much thereof as is
20 necessary, to be used for the purposes designated:

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

24 \$ 3,136,163
25 FTEs 22.00

26 Sec. 24. DEPARTMENT OF CORRECTIONS — FACILITIES.

27 1. There is appropriated from the general fund of
28 the state to the department of corrections for the
29 fiscal year beginning July 1, 2012, and ending June
30 30, 2013, the following amounts, or so much thereof as
31 is necessary, to be used for the operation of adult
32 correctional institutions, reimbursement of counties
33 for certain confinement costs, and federal prison
34 reimbursement, to be allocated as follows:

35 a. For the operation of the Fort Madison
36 correctional facility, including salaries, support,
37 maintenance, and miscellaneous purposes:
38 \$ 41,031,283

39 b. For the operation of the Anamosa correctional
40 facility, including salaries, support, maintenance, and
41 miscellaneous purposes:
42 \$ 31,985,974

43 c. For the operation of the Oakdale correctional
44 facility, including salaries, support, maintenance, and
45 miscellaneous purposes:
46 \$ 54,374,426

47 d. For the operation of the Newton correctional
48 facility, including salaries, support, maintenance, and
49 miscellaneous purposes:
50 \$ 25,958,757

1 e. For the operation of the Mt. Pleasant
2 correctional facility, including salaries, support,
3 maintenance, and miscellaneous purposes:
4 \$ 25,917,815

5 f. For the operation of the Rockwell City
6 correctional facility, including salaries, support,
7 maintenance, and miscellaneous purposes:
8 \$ 9,316,466

9 g. For the operation of the Clarinda correctional
10 facility, including salaries, support, maintenance, and
11 miscellaneous purposes:
12 \$ 24,639,518

13 Moneys received by the department of corrections as
14 reimbursement for services provided to the Clarinda
15 youth corporation are appropriated to the department
16 and shall be used for the purpose of operating the
17 Clarinda correctional facility.

18 h. For the operation of the Mitchellville
19 correctional facility, including salaries, support,
20 maintenance, and miscellaneous purposes:
21 \$ 15,615,374

22 i. For the operation of the Fort Dodge correctional
23 facility, including salaries, support, maintenance, and
24 miscellaneous purposes:
25 \$ 29,062,235

26 j. For reimbursement of counties for temporary
27 confinement of work release and parole violators, as
28 provided in sections 901.7, 904.908, and 906.17, and
29 for offenders confined pursuant to section 904.513:
30 \$ 775,092

31 k. For federal prison reimbursement, reimbursements
32 for out-of-state placements, and miscellaneous
33 contracts:
34 \$ 239,411

35 2. The department of corrections shall use moneys
36 appropriated in subsection 1 to continue to contract
37 for the services of a Muslim imam and a Native American
38 spiritual leader.

39 Sec. 25. DEPARTMENT OF CORRECTIONS —
40 ADMINISTRATION.

41 There is appropriated from the general fund of
42 the state to the department of corrections for the
43 fiscal year beginning July 1, 2012, and ending June 30,
44 2013, the following amounts, or so much thereof as is
45 necessary, to be used for the purposes designated:

46 1. For general administration, including salaries,
47 support, maintenance, employment of an education
48 director to administer a centralized education
49 program for the correctional system, and miscellaneous
50 purposes:

1 \$ 4,835,542

2 a. It is the intent of the general assembly
3 that as a condition of receiving the appropriation
4 provided in this lettered paragraph the department of
5 corrections shall not, except as otherwise provided
6 in paragraph "c", enter into a new contract, unless
7 the contract is a renewal of an existing contract,
8 for the expenditure of moneys in excess of \$100,000
9 during the fiscal year beginning July 1, 2012, for the
10 privatization of services performed by the department
11 using state employees as of July 1, 2012, or for the
12 privatization of new services by the department without
13 prior consultation with any applicable state employee
14 organization affected by the proposed new contract and
15 prior notification of the co-chairpersons and ranking
16 members of the joint appropriations subcommittee on the
17 justice system.

18 b. It is the intent of the general assembly
19 that each lease negotiated by the department of
20 corrections with a private corporation for the purpose
21 of providing private industry employment of inmates in
22 a correctional institution shall prohibit the private
23 corporation from utilizing inmate labor for partisan
24 political purposes for any person seeking election to
25 public office in this state and that a violation of
26 this requirement shall result in a termination of the
27 lease agreement.

28 c. It is the intent of the general assembly that as
29 a condition of receiving the appropriation provided in
30 this subsection the department of corrections shall not
31 enter into a lease or contractual agreement pursuant to
32 section 904.809 with a private corporation for the use
33 of building space for the purpose of providing inmate
34 employment without providing that the terms of the
35 lease or contract establish safeguards to restrict, to
36 the greatest extent feasible, access by inmates working
37 for the private corporation to personal identifying
38 information of citizens.

39 2. For educational programs for inmates at state
40 penal institutions:

41 \$ 2,308,109

42 a. As a condition of receiving the appropriation in
43 this subsection, the department of corrections shall
44 transfer at least \$300,000 from the canteen operating
45 funds established pursuant to section 904.310 to be
46 used for correctional educational programs funded in
47 this subsection.

48 b. It is the intent of the general assembly that
49 moneys appropriated in this subsection shall be used
50 solely for the purpose indicated and that the moneys

1 shall not be transferred for any other purpose. In
2 addition, it is the intent of the general assembly
3 that the department shall consult with the community
4 colleges in the areas in which the institutions
5 are located to utilize moneys appropriated in this
6 subsection to fund the high school completion, high
7 school equivalency diploma, adult literacy, and adult
8 basic education programs in a manner so as to maintain
9 these programs at the institutions.

10 c. To maximize the funding for educational
11 programs, the department shall establish guidelines
12 and procedures to prioritize the availability of
13 educational and vocational training for inmates based
14 upon the goal of facilitating an inmate's successful
15 release from the correctional institution.

16 d. The director of the department of corrections
17 may transfer moneys from Iowa prison industries for use
18 in educational programs for inmates.

19 e. Notwithstanding section 8.33, moneys
20 appropriated in this subsection that remain unobligated
21 or unexpended at the close of the fiscal year shall not
22 revert but shall remain available to be used only for
23 the purposes designated in this subsection until the
24 close of the succeeding fiscal year.

25 3. For the development of the Iowa corrections
26 offender network (ICON) data system:

27 \$ 424,364

28 4. For offender mental health and substance abuse
29 treatment:

30 \$ 22,319

31 5. For viral hepatitis prevention and treatment:

32 \$ 167,881

33 6. For a pilot project establishing a geriatric and
34 psychiatric unit for persons under the care, custody,
35 and control of the state:

36 \$ 1,665,000

37 Sec. 26. JUDICIAL DISTRICT DEPARTMENTS OF
38 CORRECTIONAL SERVICES.

39 1. There is appropriated from the general fund of
40 the state to the department of corrections for the
41 fiscal year beginning July 1, 2012, and ending June
42 30, 2013, for salaries, support, maintenance, and
43 miscellaneous purposes, the following amounts, or
44 so much thereof as is necessary, to be allocated as
45 follows:

46 a. For the first judicial district department of
47 correctional services:

48 \$ 12,020,098

49 b. For the second judicial district department of
50 correctional services:

1 \$ 10,336,948
2 c. For the third judicial district department of
3 correctional services:
4 \$ 5,599,765
5 d. For the fourth judicial district department of
6 correctional services:
7 \$ 5,391,355
8 e. For the fifth judicial district department of
9 correctional services, including funding for electronic
10 monitoring devices for use on a statewide basis:
11 \$ 18,742,129
12 f. For the sixth judicial district department of
13 correctional services:
14 \$ 13,112,563
15 g. For the seventh judicial district department of
16 correctional services:
17 \$ 6,492,814
18 h. For the eighth judicial district department of
19 correctional services:
20 \$ 6,731,055
21 2. Each judicial district department of
22 correctional services, within the funding available,
23 shall continue programs and plans established within
24 that district to provide for intensive supervision, sex
25 offender treatment, diversion of low-risk offenders
26 to the least restrictive sanction available, job
27 development, and expanded use of intermediate criminal
28 sanctions.
29 3. Each judicial district department of
30 correctional services shall provide alternatives to
31 prison consistent with chapter 901B. The alternatives
32 to prison shall ensure public safety while providing
33 maximum rehabilitation to the offender. A judicial
34 district department of correctional services may also
35 establish a day program.
36 4. The governor's office of drug control policy
37 shall consider federal grants made to the department
38 of corrections for the benefit of each of the eight
39 judicial district departments of correctional services
40 as local government grants, as defined pursuant to
41 federal regulations.
42 5. The department of corrections shall continue
43 to contract with a judicial district department
44 of correctional services to provide for the rental
45 of electronic monitoring equipment which shall be
46 available statewide.
47 6. A judicial district department of correctional
48 services shall accept into the facilities of the
49 district department, offenders assigned from other
50 judicial district departments of correctional services.

1 Sec. 27. DEPARTMENT OF CORRECTIONS — REALLOCATION
2 OF APPROPRIATIONS. Notwithstanding section 8.39,
3 within the moneys appropriated in this division of this
4 Act to the department of corrections, the department
5 may reallocate the moneys appropriated and allocated as
6 necessary to best fulfill the needs of the correctional
7 institutions, administration of the department, and the
8 judicial district departments of correctional services.
9 However, in addition to complying with the requirements
10 of sections 904.116 and 905.8 and providing notice
11 to the legislative services agency, the department
12 of corrections shall also provide notice to the
13 department of management, prior to the effective date
14 of the revision or reallocation of an appropriation
15 made pursuant to this section. The department of
16 corrections shall not reallocate an appropriation or
17 allocation for the purpose of eliminating any program.

18 Sec. 28. INTENT — REPORTS.

19 1. The department of corrections in cooperation
20 with townships, the Iowa cemetery associations, and
21 other nonprofit or governmental entities may use inmate
22 labor during the fiscal year beginning July 1, 2012,
23 to restore or preserve rural cemeteries and historical
24 landmarks. The department in cooperation with the
25 counties may also use inmate labor to clean up roads,
26 major water sources, and other water sources around the
27 state.

28 2. On a quarterly basis the department shall
29 provide a status report regarding private-sector
30 employment to the legislative services agency beginning
31 on July 1, 2012. The report shall include the number
32 of offenders employed in the private sector, the
33 combined number of hours worked by the offenders, the
34 total amount of allowances, and the distribution of
35 allowances pursuant to section 904.702, including any
36 moneys deposited in the general fund of the state.

37 Sec. 29. ELECTRONIC MONITORING REPORT. The
38 department of corrections shall submit a report on
39 electronic monitoring to the general assembly, to the
40 co-chairpersons and the ranking members of the joint
41 appropriations subcommittee on the justice system, and
42 to the legislative services agency by January 15, 2013.
43 The report shall specifically address the number of
44 persons being electronically monitored and break down
45 the number of persons being electronically monitored
46 by offense committed. The report shall also include a
47 comparison of any data from the prior fiscal year with
48 the current year.

49 Sec. 30. STATE AGENCY PURCHASES FROM PRISON
50 INDUSTRIES.

1 1. As used in this section, unless the context
2 otherwise requires, "state agency" means the government
3 of the state of Iowa, including but not limited to
4 all executive branch departments, agencies, boards,
5 bureaus, and commissions, the judicial branch,
6 the general assembly and all legislative agencies,
7 institutions within the purview of the state board of
8 regents, and any corporation whose primary function is
9 to act as an instrumentality of the state.

10 2. State agencies are hereby encouraged to purchase
11 products from Iowa state industries, as defined in
12 section 904.802, when purchases are required and the
13 products are available from Iowa state industries.
14 State agencies shall obtain bids from Iowa state
15 industries for purchases of office furniture during the
16 fiscal year beginning July 1, 2012, exceeding \$5,000
17 or in accordance with applicable administrative rules
18 related to purchases for the agency.

19 Sec. 31. IOWA LAW ENFORCEMENT ACADEMY.

20 1. There is appropriated from the general fund of
21 the state to the Iowa law enforcement academy for the
22 fiscal year beginning July 1, 2012, and ending June 30,
23 2013, the following amount, or so much thereof as is
24 necessary, to be used for the purposes designated:

25 For salaries, support, maintenance, miscellaneous
26 purposes, including jailer training and technical
27 assistance, and for not more than the following
28 full-time equivalent positions:
29 \$ 448,500
30 FTEs 24.55

31 It is the intent of the general assembly that the
32 Iowa law enforcement academy may provide training of
33 state and local law enforcement personnel concerning
34 the recognition of and response to persons with
35 Alzheimer's disease.

36 The Iowa law enforcement academy may temporarily
37 exceed and draw more than the amount appropriated in
38 this subsection and incur a negative cash balance as
39 long as there are receivables equal to or greater than
40 the negative balance and the amount appropriated in
41 this subsection is not exceeded at the close of the
42 fiscal year.

43 2. The Iowa law enforcement academy may select
44 at least five automobiles of the department of public
45 safety, division of state patrol, prior to turning over
46 the automobiles to the department of administrative
47 services to be disposed of by public auction, and
48 the Iowa law enforcement academy may exchange any
49 automobile owned by the academy for each automobile
50 selected if the selected automobile is used in training

1 law enforcement officers at the academy. However,
2 any automobile exchanged by the academy shall be
3 substituted for the selected vehicle of the department
4 of public safety and sold by public auction with the
5 receipts being deposited in the depreciation fund to
6 the credit of the department of public safety, division
7 of state patrol.

8 Sec. 32. STATE PUBLIC DEFENDER. There is
9 appropriated from the general fund of the state to the
10 office of the state public defender of the department
11 of inspections and appeals for the fiscal year
12 beginning July 1, 2012, and ending June 30, 2013, the
13 following amounts, or so much thereof as is necessary,
14 to be allocated as follows for the purposes designated:

15 1. For salaries, support, maintenance,
16 miscellaneous purposes, and for not more than the
17 following full-time equivalent positions:
18 \$ 24,083,182
19 FTEs 219.00

20 2. For the fees of court-appointed attorneys for
21 indigent adults and juveniles, in accordance with
22 section 232.141 and chapter 815:
23 \$ 29,680,929

24 Sec. 33. BOARD OF PAROLE. There is appropriated
25 from the general fund of the state to the board of
26 parole for the fiscal year beginning July 1, 2012, and
27 ending June 30, 2013, the following amount, or so much
28 thereof as is necessary, to be used for the purposes
29 designated:

30 For salaries, support, maintenance, miscellaneous
31 purposes, and for not more than the following full-time
32 equivalent positions:
33 \$ 1,053,835
34 FTEs 12.50

35 Sec. 34. DEPARTMENT OF PUBLIC DEFENSE. There is
36 appropriated from the general fund of the state to
37 the department of public defense for the fiscal year
38 beginning July 1, 2012, and ending June 30, 2013, the
39 following amounts, or so much thereof as is necessary,
40 to be used for the purposes designated:

41 1. MILITARY DIVISION
42 For salaries, support, maintenance, miscellaneous
43 purposes, and for not more than the following full-time
44 equivalent positions:
45 \$ 5,527,042
46 FTEs 313.00

47 The military division may temporarily exceed
48 and draw more than the amount appropriated in this
49 subsection and incur a negative cash balance as long
50 as there are receivables of federal funds equal to

1 or greater than the negative balance and the amount
2 appropriated in this subsection is not exceeded at the
3 close of the fiscal year.

4 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT
5 DIVISION

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

9 \$ 1,836,877
10 FTEs 40.00

11 a. The homeland security and emergency management
12 division may temporarily exceed and draw more than the
13 amount appropriated in this subsection and incur a
14 negative cash balance as long as there are receivables
15 of federal funds equal to or greater than the negative
16 balance and the amount appropriated in this subsection
17 is not exceeded at the close of the fiscal year.

18 b. It is the intent of the general assembly that
19 the homeland security and emergency management division
20 work in conjunction with the department of public
21 safety, to the extent possible, when gathering and
22 analyzing information related to potential domestic
23 or foreign security threats, and when monitoring such
24 threats.

25 Sec. 35. DEPARTMENT OF PUBLIC SAFETY. There is
26 appropriated from the general fund of the state to
27 the department of public safety for the fiscal year
28 beginning July 1, 2012, and ending June 30, 2013, the
29 following amounts, or so much thereof as is necessary,
30 to be used for the purposes designated:

31 1. For the department's administrative functions,
32 including the criminal justice information system, and
33 for not more than the following full-time equivalent
34 positions:

35 \$ 4,007,075
36 FTEs 36.00

37 2. For the division of criminal investigation,
38 including the state's contribution to the peace
39 officers' retirement, accident, and disability system
40 provided in chapter 97A in the amount of the state's
41 normal contribution rate, as defined in section
42 97A.8, multiplied by the salaries for which the
43 funds are appropriated, to meet federal fund matching
44 requirements, and for not more than the following
45 full-time equivalent positions:

46 \$ 12,533,931
47 FTEs 159.10

48 The department shall employ one additional special
49 agent and one additional criminalist for the purpose
50 of investigating cold cases. Prior to employing the

1 additional special agent and criminalist authorized
2 in this paragraph, the department shall provide a
3 written statement to prospective employees that states
4 to the effect that the positions are being funded by
5 a temporary federal grant and there are no assurances
6 that funds from other sources will be available after
7 the federal funding expires. If the federal funding
8 for the additional positions expires during the fiscal
9 year, the number of full-time equivalent positions
10 authorized in this subsection is reduced by 2.00 FTEs.

11 3. For the criminalistics laboratory fund created
12 in section 691.9:

13 \$ 302,345

14 4. a. For the division of narcotics enforcement,
15 including the state's contribution to the peace
16 officers' retirement, accident, and disability system
17 provided in chapter 97A in the amount of the state's
18 normal contribution rate, as defined in section
19 97A.8, multiplied by the salaries for which the
20 funds are appropriated, to meet federal fund matching
21 requirements, and for not more than the following
22 full-time equivalent positions:

23 \$ 6,429,884

24 FTEs 74.00

25 b. For the division of narcotics enforcement for
26 undercover purchases:

27 \$ 109,042

28 5. For the division of state fire marshal, for fire
29 protection services as provided through the state fire
30 service and emergency response council as created in
31 the department, and for the state's contribution to the
32 peace officers' retirement, accident, and disability
33 system provided in chapter 97A in the amount of the
34 state's normal contribution rate, as defined in section
35 97A.8, multiplied by the salaries for which the funds
36 are appropriated, and for not more than the following
37 full-time equivalent positions:

38 \$ 4,298,707

39 FTEs 55.00

40 6. For the division of state patrol, for salaries,
41 support, maintenance, workers' compensation costs,
42 and miscellaneous purposes, including the state's
43 contribution to the peace officers' retirement,
44 accident, and disability system provided in chapter 97A
45 in the amount of the state's normal contribution rate,
46 as defined in section 97A.8, multiplied by the salaries
47 for which the funds are appropriated, and for not more
48 than the following full-time equivalent positions:

49 \$ 55,403,233

50 FTEs 533.00

1 It is the intent of the general assembly that
 2 members of the state patrol be assigned to patrol
 3 the highways and roads in lieu of assignments for
 4 inspecting school buses for the school districts.
 5 7. For deposit in the sick leave benefits fund
 6 established under section 80.42 for all departmental
 7 employees eligible to receive benefits for accrued sick
 8 leave under the collective bargaining agreement:
 9 \$ 279,517

10 8. For costs associated with the training and
 11 equipment needs of volunteer fire fighters:
 12 \$ 760,520

13 a. Notwithstanding section 8.33, moneys
 14 appropriated in this subsection that remain
 15 unencumbered or unobligated at the close of the fiscal
 16 year shall not revert but shall remain available for
 17 expenditure only for the purpose designated in this
 18 subsection until the close of the succeeding fiscal
 19 year.

20 b. Notwithstanding section 8.39, within the
 21 moneys appropriated in this section, the department
 22 of public safety may reallocate moneys as necessary
 23 to best fulfill the needs provided for in the
 24 appropriation. However, the department shall not
 25 reallocate an appropriation made to the department
 26 in this section unless notice of the reallocation
 27 is given to the legislative services agency and
 28 the department of management prior to the effective
 29 date of the reallocation. The notice shall include
 30 information regarding the rationale for reallocating
 31 the appropriation. The department shall not reallocate
 32 an appropriation made in this section for the purpose
 33 of eliminating any program.

34 Sec. 36. GAMING ENFORCEMENT.

35 1. There is appropriated from the gaming
 36 enforcement revolving fund created in section 80.43 to
 37 the department of public safety for the fiscal year
 38 beginning July 1, 2012, and ending June 30, 2013, the
 39 following amount, or so much thereof as is necessary,
 40 to be used for the purposes designated:

41 For any direct and indirect support costs for
 42 agents and officers of the division of criminal
 43 investigation's excursion gambling boat, gambling
 44 structure, and racetrack enclosure enforcement
 45 activities, including salaries, support, maintenance,
 46 miscellaneous purposes, and for not more than the
 47 following full-time equivalent positions:
 48 \$ 9,836,306
 49 FTEs 120.00

50 2. For each additional license to conduct gambling

1 games on an excursion gambling boat, gambling
2 structure, or racetrack enclosure issued during
3 the fiscal year beginning July 1, 2012, there is
4 appropriated from the gaming enforcement fund to
5 the department of public safety for the fiscal year
6 beginning July 1, 2012, and ending June 30, 2013, an
7 additional amount of not more than \$521,000 to be used
8 for not more than 6.00 additional full-time equivalent
9 positions.

10 3. The department of public safety, with the
11 approval of the department of management, may employ
12 no more than two special agents and four gaming
13 enforcement officers for each additional riverboat
14 or gambling structure regulated after July 1, 2012,
15 and one special agent for each racing facility which
16 becomes operational during the fiscal year which
17 begins July 1, 2012. One additional gaming enforcement
18 officer, up to a total of four per riverboat or
19 gambling structure, may be employed for each riverboat
20 or gambling structure that has extended operations to
21 24 hours and has not previously operated with a 24-hour
22 schedule. Positions authorized in this subsection
23 are in addition to the full-time equivalent positions
24 otherwise authorized in this section.

25 Sec. 37. CIVIL RIGHTS COMMISSION. There is
26 appropriated from the general fund of the state to the
27 Iowa state civil rights commission for the fiscal year
28 beginning July 1, 2012, and ending June 30, 2013, the
29 following amount, or so much thereof as is necessary,
30 to be used for the purposes designated:

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

34 \$ 1,297,069
35 FTEs 28.00

36 The Iowa state civil rights commission may enter
37 into a contract with a nonprofit organization to
38 provide legal assistance to resolve civil rights
39 complaints.

40 Sec. 38. HOMELAND SECURITY AND EMERGENCY MANAGEMENT
41 DIVISION. There is appropriated from the wireless
42 E911 emergency communications fund created in section
43 34A.7A to the administrator of the homeland security
44 and emergency management division of the department of
45 public defense for the fiscal year beginning July 1,
46 2012, and ending June 30, 2013, an amount not exceeding
47 \$200,000 to be used for implementation, support, and
48 maintenance of the functions of the administrator and
49 program manager under chapter 34A and to employ the
50 auditor of the state to perform an annual audit of the

1 wireless E911 emergency communications fund.
2 Sec. 39. SUPERVISORY EMPLOYEES TO OTHER EMPLOYEES
3 — RATIO. Notwithstanding section 8A.402, subsection
4 2, paragraph "g", for the fiscal year beginning July
5 1, 2011, the department of corrections, department of
6 public safety, and the judicial district departments of
7 correctional services shall be exempt from the target
8 ratio of supervisory employees to other employees
9 otherwise applicable for that fiscal year under section
10 8A.402, subsection 2, paragraph "g".>

WORTHAN of Buena Vista