

House File 646

S-3239

1 Amend House File 646, as amended, passed, and  
2 reprinted by the House, as follows:

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

5 <Section 1. DEPARTMENT OF ADMINISTRATIVE SERVICES.

6 1. There is appropriated from the general fund of  
7 the state to the department of administrative services  
8 for the fiscal year beginning July 1, 2011, and ending  
9 June 30, 2012, the following amounts, or so much  
10 thereof as is necessary, to be used for the purposes  
11 designated, and for not more than the following  
12 full-time equivalent positions:

13 a. For salaries, support, maintenance, and  
14 miscellaneous purposes:

15 ..... \$ 4,210,319  
16 ..... FTEs 84.18

17 b. For the payment of utility costs:  
18 ..... \$ 2,739,460  
19 ..... FTEs 1.00

20 Notwithstanding section 8.33, any excess funds  
21 appropriated for utility costs in this lettered  
22 paragraph shall not revert to the general fund of the  
23 state at the end of the fiscal year but shall remain  
24 available for expenditure for the purposes of this  
25 lettered paragraph during the succeeding fiscal year.

26 c. For Terrace Hill operations:  
27 ..... \$ 405,914  
28 ..... FTEs 6.88

29 d. For the I3 distribution account:  
30 ..... \$ 3,328,000

31 e. For operations and maintenance of the Iowa  
32 building:  
33 ..... \$ 1,018,185  
34 ..... FTEs 4.00

35 2. Members of the general assembly serving as  
36 members of the deferred compensation advisory board  
37 shall be entitled to receive per diem and necessary  
38 travel and actual expenses pursuant to section 2.10,  
39 subsection 5, while carrying out their official duties  
40 as members of the board.

41 3. Any funds and premiums collected by the  
42 department for workers' compensation shall be  
43 segregated into a separate workers' compensation  
44 fund in the state treasury to be used for payment of  
45 state employees' workers' compensation claims and  
46 administrative costs. Notwithstanding section 8.33,  
47 unencumbered or unobligated moneys remaining in this  
48 workers' compensation fund at the end of the fiscal  
49 year shall not revert but shall be available for  
50 expenditure for purposes of the fund for subsequent

1 fiscal years.

2 Sec. 2. REVOLVING FUNDS. There is appropriated  
3 to the department of administrative services for the  
4 fiscal year beginning July 1, 2011, and ending June  
5 30, 2012, from the revolving funds designated in  
6 chapter 8A and from internal service funds created  
7 by the department such amounts as the department  
8 deems necessary for the operation of the department  
9 consistent with the requirements of chapter 8A.

10 Sec. 3. FUNDING FOR IOWACCESS.

11 1. Notwithstanding section 321A.3, subsection  
12 1, for the fiscal year beginning July 1, 2011, and  
13 ending June 30, 2012, the first \$750,000 collected  
14 and transferred by the department of transportation  
15 to the treasurer of state with respect to the fees  
16 for transactions involving the furnishing of a  
17 certified abstract of a vehicle operating record under  
18 section 321A.3, subsection 1, shall be transferred  
19 to the IowAccess revolving fund for the purposes of  
20 developing, implementing, maintaining, and expanding  
21 electronic access to government records as provided by  
22 law.

23 2. All fees collected with respect to transactions  
24 involving IowAccess shall be deposited in the IowAccess  
25 revolving fund and shall be used only for the support  
26 of IowAccess projects.

27 3. For the fiscal year beginning July 1, 2011,  
28 and ending June 30, 2012, there is appropriated from  
29 the IowAccess revolving fund, to the office of the  
30 secretary of state \$75,000 for costs associated with  
31 decennial redistricting.

32 Sec. 4. STATE EMPLOYEE HEALTH INSURANCE  
33 ADMINISTRATION CHARGE. For the fiscal year beginning  
34 July 1, 2011, and ending June 30, 2012, the monthly per  
35 contract administrative charge which may be assessed by  
36 the department of administrative services shall be \$2  
37 per contract on all health insurance plans administered  
38 by the department.

39 Sec. 5. AUDITOR OF STATE.

40 1. There is appropriated from the general fund of  
41 the state to the office of the auditor of state for the  
42 fiscal year beginning July 1, 2011, and ending June  
43 30, 2012, subject to subsection 3 of this section, the  
44 following amount, or so much thereof as is necessary,  
45 to be used for the purposes designated, and for not  
46 more than the following full-time equivalent positions:

47	For salaries, support, maintenance, and	
48	miscellaneous purposes:	
49	..... \$	814,921
50	..... FTEs	103.00

1 2. The auditor of state may retain additional  
2 full-time equivalent positions as is reasonable and  
3 necessary to perform governmental subdivision audits  
4 which are reimbursable pursuant to section 11.20  
5 or 11.21, to perform audits which are requested by  
6 and reimbursable from the federal government, and  
7 to perform work requested by and reimbursable from  
8 departments or agencies pursuant to section 11.5A  
9 or 11.5B. The auditor of state shall notify the  
10 department of management, the legislative fiscal  
11 committee, and the legislative services agency of the  
12 additional full-time equivalent positions retained.

13 3. Notwithstanding section 8.31, the director of  
14 the department of management shall not approve the  
15 allotment of moneys appropriated pursuant to subsection  
16 1 of this section to the office of the auditor of  
17 state until completion of the audit of the state's  
18 comprehensive annual financial report as specified in  
19 section 8A.502, subsection 8.

20 Sec. 6. IOWA ETHICS AND CAMPAIGN DISCLOSURE  
21 BOARD. There is appropriated from the general fund of  
22 the state to the Iowa ethics and campaign disclosure  
23 board for the fiscal year beginning July 1, 2011, and  
24 ending June 30, 2012, the following amount, or so much  
25 thereof as is necessary, for the purposes designated:

26 For salaries, support, maintenance, and  
27 miscellaneous purposes, and for not more than the  
28 following full-time equivalent positions:  
29 ..... \$ 525,000  
30 ..... FTEs 5.00

31 Sec. 7. DEPARTMENT OF COMMERCE.

32 1. There is appropriated from the general fund  
33 of the state to the department of commerce for the  
34 fiscal year beginning July 1, 2011, and ending June 30,  
35 2012, the following amounts, or so much thereof as is  
36 necessary, for the purposes designated:

37 a. ALCOHOLIC BEVERAGES DIVISION

38 (1) For salaries, support, maintenance, and  
39 miscellaneous purposes, and for not more than the  
40 following full-time equivalent positions:  
41 ..... \$ 1,370,391  
42 ..... FTEs 23.00

43 (2) Of the funds appropriated pursuant to this  
44 paragraph, up to \$60,000 shall be used to establish  
45 and implement a web-based alcohol compliance employee  
46 training program for alcoholic beverage sales  
47 personnel.

48 (3) Two of the full-time equivalent positions  
49 authorized pursuant to subparagraph (1) shall  
50 be allocated for purposes associated with the

1 implementation of 2011 Iowa Acts, House File 617.  
 2 b. PROFESSIONAL LICENSING AND REGULATION BUREAU  
 3 For salaries, support, maintenance, and  
 4 miscellaneous purposes, and for not more than the  
 5 following full-time equivalent positions:  
 6 ..... \$ 609,353  
 7 ..... FTEs 12.00

8 2. There is appropriated from the department of  
 9 commerce revolving fund created in section 546.12  
 10 to the department of commerce for the fiscal year  
 11 beginning July 1, 2011, and ending June 30, 2012, the  
 12 following amounts, or so much thereof as is necessary,  
 13 for the purposes designated:

14 a. BANKING DIVISION  
 15 For salaries, support, maintenance, and  
 16 miscellaneous purposes, and for not more than the  
 17 following full-time equivalent positions:  
 18 ..... \$ 8,851,670  
 19 ..... FTEs 80.00

20 b. CREDIT UNION DIVISION  
 21 For salaries, support, maintenance, and  
 22 miscellaneous purposes, and for not more than the  
 23 following full-time equivalent positions:  
 24 ..... \$ 1,727,995  
 25 ..... FTEs 19.00

26 c. INSURANCE DIVISION  
 27 (1) For salaries, support, maintenance, and  
 28 miscellaneous purposes, and for not more than the  
 29 following full-time equivalent positions:  
 30 ..... \$ 4,983,244  
 31 ..... FTEs 106.50

32 (2) The insurance division may reallocate  
 33 authorized full-time equivalent positions as necessary  
 34 to respond to accreditation recommendations or  
 35 requirements. The insurance division expenditures  
 36 for examination purposes may exceed the projected  
 37 receipts, refunds, and reimbursements, estimated  
 38 pursuant to section 505.7, subsection 7, including the  
 39 expenditures for retention of additional personnel,  
 40 if the expenditures are fully reimbursable and the  
 41 division first does both of the following:

42 (a) Notifies the department of management, the  
 43 legislative services agency, and the legislative fiscal  
 44 committee of the need for the expenditures.

45 (b) Files with each of the entities named in  
 46 subparagraph division (a) the legislative and  
 47 regulatory justification for the expenditures, along  
 48 with an estimate of the expenditures.

49 d. UTILITIES DIVISION  
 50 (1) For salaries, support, maintenance, and

1 miscellaneous purposes, and for not more than the  
2 following full-time equivalent positions:  
3 ..... \$ 8,173,069  
4 ..... FTEs 79.00

5 (2) The utilities division may expend additional  
6 funds, including funds for additional personnel, if  
7 those additional expenditures are actual expenses which  
8 exceed the funds budgeted for utility regulation and  
9 the expenditures are fully reimbursable. Before the  
10 division expends or encumbers an amount in excess of  
11 the funds budgeted for regulation, the division shall  
12 first do both of the following:

13 (a) Notify the department of management, the  
14 legislative services agency, and the legislative fiscal  
15 committee of the need for the expenditures.

16 (b) File with each of the entities named in  
17 subparagraph division (a) the legislative and  
18 regulatory justification for the expenditures, along  
19 with an estimate of the expenditures.

20 (3) Notwithstanding sections 8.33 and 476.10 or  
21 any other provisions to the contrary, any unencumbered  
22 or unobligated balance of the appropriation made in  
23 this paragraph for the utilities division or any other  
24 operational appropriation made for the fiscal year  
25 beginning July 1, 2011, and ending June 30, 2012,  
26 that remains unused, unencumbered, or unobligated  
27 at the close of the fiscal year shall not revert but  
28 shall remain available to be used for purposes of the  
29 energy-efficient building project authorized under  
30 section 476.10B, or for relocation costs in succeeding  
31 fiscal years.

32 3. CHARGES. Each division and the office of  
33 consumer advocate shall include in its charges  
34 assessed or revenues generated an amount sufficient  
35 to cover the amount stated in its appropriation and  
36 any state-assessed indirect costs determined by the  
37 department of administrative services.

38 Sec. 8. DEPARTMENT OF COMMERCE — PROFESSIONAL  
39 LICENSING AND REGULATION BUREAU. There is appropriated  
40 from the housing trust fund of the Iowa finance  
41 authority created in section 16.181, to the bureau of  
42 professional licensing and regulation of the banking  
43 division of the department of commerce for the fiscal  
44 year beginning July 1, 2011, and ending June 30,  
45 2012, the following amount, or so much thereof as is  
46 necessary, to be used for the purposes designated:

47 For salaries, support, maintenance, and  
48 miscellaneous purposes:

49 ..... \$ 62,317

50 Sec. 9. GOVERNOR AND LIEUTENANT GOVERNOR. There is

1 appropriated from the general fund of the state to the  
2 offices of the governor and the lieutenant governor for  
3 the fiscal year beginning July 1, 2011, and ending June  
4 30, 2012, the following amounts, or so much thereof as  
5 is necessary, to be used for the purposes designated:

6 1. GENERAL OFFICE  
7 For salaries, support, maintenance, and  
8 miscellaneous purposes for the general office of the  
9 governor and the general office of the lieutenant  
10 governor, and for not more than the following full-time  
11 equivalent positions:  
12 ..... \$ 2,163,492  
13 ..... FTEs 21.00

14 2. TERRACE HILL QUARTERS  
15 For salaries, support, maintenance, and  
16 miscellaneous purposes for the governor's quarters  
17 at Terrace Hill, and for not more than the following  
18 full-time equivalent positions:  
19 ..... \$ 69,533  
20 ..... FTEs 0.88

21 Sec. 10. GOVERNOR'S OFFICE OF DRUG CONTROL  
22 POLICY. There is appropriated from the general fund  
23 of the state to the governor's office of drug control  
24 policy for the fiscal year beginning July 1, 2011, and  
25 ending June 30, 2012, the following amount, or so much  
26 thereof as is necessary, to be used for the purposes  
27 designated:

28 For salaries, support, maintenance, and  
29 miscellaneous purposes, including statewide  
30 coordination of the drug abuse resistance education  
31 (D.A.R.E.) programs or similar programs, and for not  
32 more than the following full-time equivalent positions:  
33 ..... \$ 326,043  
34 ..... FTEs 8.00

35 Sec. 11. DEPARTMENT OF HUMAN RIGHTS. There is  
36 appropriated from the general fund of the state to  
37 the department of human rights 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. CENTRAL ADMINISTRATION DIVISION  
42 For salaries, support, maintenance, and  
43 miscellaneous purposes, and for not more than the  
44 following full-time equivalent positions:  
45 ..... \$ 206,103  
46 ..... FTEs 7.00

47 2. COMMUNITY ADVOCACY AND SERVICES DIVISION  
48 For salaries, support, maintenance, and  
49 miscellaneous purposes, and for not more than the  
50 following full-time equivalent positions:

1 ..... \$ 1,056,792  
2 ..... FTEs 17.00  
3 3. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION  
4 For salaries, support, maintenance, and  
5 miscellaneous purposes, and for not more than the  
6 following full-time equivalent positions:  
7 ..... \$ 1,073,892  
8 ..... FTEs 10.00  
9 The criminal and juvenile justice planning advisory  
10 council and the juvenile justice advisory council  
11 shall coordinate their efforts in carrying out their  
12 respective duties relative to juvenile justice.  
13 Sec. 12. DEPARTMENT OF INSPECTIONS AND  
14 APPEALS. There is appropriated from the general fund  
15 of the state to the department of inspections and  
16 appeals for the fiscal year beginning July 1, 2011, and  
17 ending June 30, 2012, the following amounts, or so much  
18 thereof as is necessary, for the purposes designated:  
19 1. ADMINISTRATION DIVISION  
20 For salaries, support, maintenance, and  
21 miscellaneous purposes, and for not more than the  
22 following full-time equivalent positions:  
23 ..... \$ 1,611,061  
24 ..... FTEs 37.40  
25 2. ADMINISTRATIVE HEARINGS DIVISION  
26 For salaries, support, maintenance, and  
27 miscellaneous purposes, and for not more than the  
28 following full-time equivalent positions:  
29 ..... \$ 553,973  
30 ..... FTEs 23.00  
31 3. INVESTIGATIONS DIVISION  
32 a. For salaries, support, maintenance, and  
33 miscellaneous purposes, and for not more than the  
34 following full-time equivalent positions:  
35 ..... \$ 1,168,639  
36 ..... FTEs 58.50  
37 b. The department, in coordination with the  
38 investigations division, shall provide a report to  
39 the general assembly by January 10, 2012, concerning  
40 the fiscal impact of additional full-time equivalent  
41 positions on the department's efforts relative to the  
42 Medicaid divestiture program under chapter 249F.  
43 4. HEALTH FACILITIES DIVISION  
44 a. For salaries, support, maintenance, and  
45 miscellaneous purposes, and for not more than the  
46 following full-time equivalent positions:  
47 ..... \$ 3,562,739  
48 ..... FTEs 134.75  
49 b. The department shall, in coordination with  
50 the health facilities division, make the following

1 information available to the public in a timely  
2 manner, to include providing the information on the  
3 department's internet website, during the fiscal year  
4 beginning July 1, 2011, and ending June 30, 2012:

5 (1) The number of inspections conducted by the  
6 division annually by type of service provider and type  
7 of inspection.

8 (2) The total annual operations budget for the  
9 division, including general fund appropriations and  
10 federal contract dollars received by type of service  
11 provider inspected.

12 (3) The total number of full-time equivalent  
13 positions in the division, to include the number of  
14 full-time equivalent positions serving in a supervisory  
15 capacity, and serving as surveyors, inspectors, or  
16 monitors in the field by type of service provider  
17 inspected.

18 (4) Identification of state and federal survey  
19 trends, cited regulations, the scope and severity of  
20 deficiencies identified, and federal and state fines  
21 assessed and collected concerning nursing and assisted  
22 living facilities and programs.

23 c. It is the intent of the general assembly that  
24 the department and division continuously solicit input  
25 from facilities regulated by the division to assess and  
26 improve the division's level of collaboration and to  
27 identify new opportunities for cooperation.

28 5. EMPLOYMENT APPEAL BOARD

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

32 .....	\$	42,215
33 .....	FTEs	14.00

34 b. The employment appeal board shall be reimbursed  
35 by the labor services division of the department  
36 of workforce development for all costs associated  
37 with hearings conducted under chapter 91C, related  
38 to contractor registration. The board may expend,  
39 in addition to the amount appropriated under this  
40 subsection, additional amounts as are directly billable  
41 to the labor services division under this subsection  
42 and to retain the additional full-time equivalent  
43 positions as needed to conduct hearings required  
44 pursuant to chapter 91C.

45 6. CHILD ADVOCACY BOARD

46 a. For foster care review and the court appointed  
47 special advocate program, including salaries, support,  
48 maintenance, and miscellaneous purposes, and for not  
49 more than the following full-time equivalent positions:

50 .....	\$	2,794,473
----------	----	-----------

1 ..... FTEs 40.80

2 b. The department of human services, in  
3 coordination with the child advocacy board and the  
4 department of inspections and appeals, shall submit an  
5 application for funding available pursuant to Tit. IV-E  
6 of the federal Social Security Act for claims for child  
7 advocacy board administrative review costs.

8 c. The court appointed special advocate program  
9 shall investigate and develop opportunities for  
10 expanding fund-raising for the program.

11 d. Administrative costs charged by the department  
12 of inspections and appeals for items funded under this  
13 subsection shall not exceed 4 percent of the amount  
14 appropriated in this subsection.

15 Sec. 13. DEPARTMENT OF INSPECTIONS AND APPEALS  
16 — MUNICIPAL CORPORATION FOOD INSPECTIONS. For the  
17 fiscal year beginning July 1, 2011, and ending June 30,  
18 2012, the department of inspections and appeals shall  
19 retain any license fees generated during the fiscal  
20 year as a result of actions under section 137F.3A  
21 occurring during the period beginning July 1, 2009, and  
22 ending June 30, 2011, for the purpose of enforcing the  
23 provisions of chapters 137C, 137D, and 137F.

24 Sec. 14. DEPARTMENT OF INSPECTIONS AND APPEALS —  
25 HEALTH CARE FACILITIES INSPECTIONS. Notwithstanding  
26 any provision of section 135C.16 to the contrary,  
27 inspections of health care facilities that are only  
28 state-licensed and not certified under the Medicare  
29 or Medicaid programs shall not be inspected by the  
30 department of inspections and appeals every thirty  
31 months, but only as provided pursuant to sections  
32 135C.9 and 135C.38.

33 Sec. 15. DEPARTMENT OF INSPECTIONS AND APPEALS  
34 — GENERAL SUPPORT — MEDICAID FRAUD ACCOUNT  
35 APPROPRIATION. There is appropriated from the  
36 Medicaid fraud account created in section 249A.7 to  
37 the department of inspections and appeals for the  
38 fiscal year beginning July 1, 2011, and ending June 30,  
39 2012, the following amount, or so much thereof as is  
40 necessary, to be used for the purposes designated:

41 For general support of the health facilities  
42 division:  
43 ..... \$ 650,000

44 Sec. 16. DEPARTMENT OF INSPECTIONS AND APPEALS  
45 — STATE MATCH REQUIREMENTS — MEDICAID FRAUD ACCOUNT  
46 APPROPRIATION. There is appropriated from the  
47 Medicaid fraud account created in section 249A.7 to the  
48 department of inspections and appeals for the fiscal  
49 year beginning July 1, 2011, and ending June 30, 2012,  
50 the amounts necessary for the purposes designated:

1 1. To cover the cost of any state match to draw  
2 down matching federal funds through the department of  
3 human services for additional full-time equivalent  
4 positions for conducting investigations of alleged  
5 fraud and overpayments of food assistance benefits  
6 through electronic benefits transfer.

7 2. For the state financial match requirement  
8 for meeting the federal mandates connected with the  
9 department's Medicaid fraud and abuse activities, and  
10 the amount necessary to cover costs incurred by the  
11 department or other agencies in providing regulation,  
12 responding to allegations, or other activity involving  
13 chapter 1350.

14 Sec. 17. DEPARTMENT OF INSPECTIONS AND APPEALS  
15 — LEGISLATIVE IMPLEMENTATION — MEDICAID FRAUD  
16 ACCOUNT APPROPRIATION. There is appropriated from  
17 the Medicaid fraud account created in section 249A.7  
18 to the department of inspections and appeals for the  
19 fiscal year beginning July 1, 2011, and ending June 30,  
20 2012, the following amount, or so much thereof as is  
21 necessary, to be used for the purposes designated:

22 For salaries, support, maintenance, miscellaneous  
23 purposes, administration, and other costs associated  
24 with implementation of 2010 Iowa Acts, chapter 1177:  
25 ..... \$ 250,000

26 Sec. 18. RACING AND GAMING COMMISSION.

27 1. RACETRACK REGULATION

28 There is appropriated from the gaming regulatory  
29 revolving fund established in section 99F.20 to the  
30 racing and gaming commission of the department of  
31 inspections and appeals for the fiscal year beginning  
32 July 1, 2011, and ending June 30, 2012, the following  
33 amount, or so much thereof as is necessary, to be used  
34 for the purposes designated:

35 For salaries, support, maintenance, and  
36 miscellaneous purposes for the regulation of  
37 pari-mutuel racetracks, and for not more than the  
38 following full-time equivalent positions:  
39 ..... \$ 2,511,440  
40 ..... FTEs 28.53

41 2. EXCURSION BOAT AND GAMBLING STRUCTURE REGULATION

42 There is appropriated from the gaming regulatory  
43 revolving fund established in section 99F.20 to the  
44 racing and gaming commission of the department of  
45 inspections and appeals for the fiscal year beginning  
46 July 1, 2011, and ending June 30, 2012, the following  
47 amount, or so much thereof as is necessary, to be used  
48 for the purposes designated:

49 For salaries, support, maintenance, and  
50 miscellaneous purposes for administration and

1 enforcement of the excursion boat gambling and gambling  
2 structure laws, and for not more than the following  
3 full-time equivalent positions:

4 ..... \$ 3,078,100  
5 ..... FTEs 44.22

6 Sec. 19. ROAD USE TAX FUND APPROPRIATION —  
7 DEPARTMENT OF INSPECTIONS AND APPEALS. There is  
8 appropriated from the road use tax fund created in  
9 section 312.1 to the administrative hearings division  
10 of the department of inspections and appeals for the  
11 fiscal year beginning July 1, 2011, and ending June 30,  
12 2012, the following amount, or so much thereof as is  
13 necessary, for the purposes designated:

14 For salaries, support, maintenance, and  
15 miscellaneous purposes:  
16 ..... \$ 1,623,897

17 Sec. 20. DEPARTMENT OF MANAGEMENT.

18 1. There is appropriated from the general fund  
19 of the state to the department of management for the  
20 fiscal year beginning July 1, 2011, and ending June 30,  
21 2012, the following amounts, or so much thereof as is  
22 necessary, to be used for the purposes designated:

23 For salaries, support, maintenance, and  
24 miscellaneous purposes, and for not more than the  
25 following full-time equivalent positions:  
26 ..... \$ 2,163,998  
27 ..... FTEs 25.00

28 2. Of the moneys appropriated in this section, the  
29 department shall use a portion for enterprise resource  
30 planning, providing for a salary model administrator,  
31 conducting performance audits, and for the department's  
32 LEAN process.

33 Sec. 21. ROAD USE TAX APPROPRIATION — DEPARTMENT  
34 OF MANAGEMENT. There is appropriated from the road use  
35 tax fund created in section 312.1 to the department  
36 of management for the fiscal year beginning July 1,  
37 2011, and ending June 30, 2012, the following amount,  
38 or so much thereof as is necessary, to be used for the  
39 purposes designated:

40 For salaries, support, maintenance, and  
41 miscellaneous purposes:  
42 ..... \$ 56,000

43 Sec. 22. DEPARTMENT OF REVENUE.

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

49 For salaries, support, maintenance, and  
50 miscellaneous purposes, and for not more than the

1 following full-time equivalent positions:  
2 ..... \$ 17,805,459  
3 ..... FTEs 303.48

4 2. Of the funds appropriated pursuant to this  
5 section, \$400,000 shall be used to pay the direct  
6 costs of compliance related to the collection and  
7 distribution of local sales and services taxes imposed  
8 pursuant to chapters 423B and 423E.

9 3. The director of revenue shall prepare and issue  
10 a state appraisal manual and the revisions to the  
11 state appraisal manual as provided in section 421.17,  
12 subsection 17, without cost to a city or county.

13 Sec. 23. MOTOR VEHICLE FUEL TAX  
14 APPROPRIATION. There is appropriated from the motor  
15 fuel tax fund created by section 452A.77 to the  
16 department of revenue for the fiscal year beginning  
17 July 1, 2011, and ending June 30, 2012, the following  
18 amount, or so much thereof as is necessary, to be used  
19 for the purposes designated:

20 For salaries, support, maintenance, miscellaneous  
21 purposes, and for administration and enforcement of the  
22 provisions of chapter 452A and the motor vehicle use  
23 tax program:  
24 ..... \$ 1,305,775

25 Sec. 24. SECRETARY OF STATE.

26 1. There is appropriated from the general fund of  
27 the state to the office of the secretary of state for  
28 the fiscal year beginning July 1, 2011, and ending June  
29 30, 2012, the following amounts, or so much thereof as  
30 is necessary, to be used for the purposes designated:

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

34 ..... \$ 2,895,585  
35 ..... FTEs 45.00

36 2. The state department or state agency which  
37 provides data processing services to support voter  
38 registration file maintenance and storage shall provide  
39 those services without charge.

40 Sec. 25. SECRETARY OF STATE FILING FEES REFUND.  
41 Notwithstanding the obligation to collect fees pursuant  
42 to the provisions of section 490.122, subsection 1,  
43 paragraphs "a" and "s", and section 504.113, subsection  
44 1, paragraphs "a", "c", "d", "j", "k", "l", and  
45 "m", for the fiscal year beginning July 1, 2011, the  
46 secretary of state may refund these fees to the filer  
47 pursuant to rules established by the secretary of  
48 state. The decision of the secretary of state not to  
49 issue a refund under rules established by the secretary  
50 of state is final and not subject to review pursuant

1 to chapter 17A.

2 Sec. 26. TREASURER.

3 1. There is appropriated from the general fund of  
4 the state to the office of treasurer of state for the  
5 fiscal year beginning July 1, 2011, and ending June 30,  
6 2012, the following amount, or so much thereof as is  
7 necessary, to be used for the purposes designated:

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

11 ..... \$ 854,289  
12 ..... FTEs 28.80

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

16 Sec. 27. ROAD USE TAX APPROPRIATION — OFFICE  
17 OF TREASURER OF STATE. There is appropriated from  
18 the road use tax fund created in section 312.1 to  
19 the office of treasurer of state for the fiscal year  
20 beginning July 1, 2011, and ending June 30, 2012, the  
21 following amount, or so much thereof as is necessary,  
22 to be used for the purposes designated:

23 For enterprise resource management costs related to  
24 the distribution of road use tax funds:

25 ..... \$ 93,148

26 Sec. 28. IPERS — GENERAL OFFICE. There is  
27 appropriated from the Iowa public employees' retirement  
28 system fund to the Iowa public employees' retirement  
29 system for the fiscal year beginning July 1, 2011, and  
30 ending June 30, 2012, the following amount, or so much  
31 thereof as is necessary, to be used for the purposes  
32 designated:

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

37 ..... \$ 17,686,968  
38 ..... FTEs 90.13

39 Sec. 29. STATE CAPITOL SIDEWALK HEATING —  
40 DISCONNECTION. The department of administrative  
41 services shall disconnect electricity to the heated  
42 sidewalk installed in the entry walkway on the East  
43 side of the state capitol building, and shall not  
44 reconnect the electricity without the authorization of  
45 the general assembly.

46 Sec. 30. Section 8A.111, subsection 4, Code 2011,  
47 is amended by striking the subsection.

48 Sec. 31. Section 8A.311, subsection 15, Code 2011,  
49 is amended to read as follows:

50 15. a. A bidder ~~awarded~~, to be considered for an

1 award of a state construction contract, shall disclose  
2 to the state agency awarding the contract the names of  
3 all subcontractors, and suppliers who will work on the  
4 project being bid, within forty-eight hours after the  
5 award of the contract published date and time by which  
6 bids must submitted.

7 b. A bidder shall not replace a subcontractor or  
8 supplier disclosed under paragraph "a" without the  
9 approval of the state agency awarding the contract.

10 c. A bidder, prior to an award or who is awarded a  
11 state construction contract, shall disclose all of the  
12 following, as applicable:

13 b. (1) If a subcontractor named or supplier  
14 disclosed under paragraph "a" by a bidder awarded  
15 a state construction contract is replaced, or if  
16 the reason for replacement and the name of the new  
17 subcontractor or supplier.

18 (2) If the cost of work to be done by a  
19 subcontractor or supplier is reduced, the bidder shall  
20 disclose the name of the new subcontractor or changed  
21 or if the replacement of a subcontractor or supplier  
22 results in a change in the cost, the amount of the  
23 reduced change in cost.

24 Sec. 32. Section 8A.315, subsection 1, paragraph d,  
25 Code 2011, is amended by striking the paragraph.

26 Sec. 33. Section 8A.321, subsection 6, Code 2011,  
27 is amended to read as follows:

28 6. a. Lease all buildings and office space  
29 necessary to carry out the provisions of this  
30 subchapter or necessary for the proper functioning of  
31 any state agency at the seat of government wherever  
32 located throughout the state. For state agencies  
33 at the seat of government, the director may lease  
34 buildings and office space in Polk county or in a  
35 county contiguous to Polk county. If no specific  
36 appropriation has been made, the proposed lease  
37 shall be submitted to the executive council for  
38 approval. The cost of any lease for which no specific  
39 appropriation has been made shall be paid from the fund  
40 provided in section 7D.29. Additionally, the director  
41 shall also develop cooperative relationships with the  
42 state board of regents in order to promote colocation  
43 of state agencies.

44 b. When the general assembly is not in session,  
45 the director may request moneys from the executive  
46 council for moving state agencies located at the seat  
47 of government from one location to another. The  
48 request may include moving costs, telecommunications  
49 costs, repair costs, or any other costs relating to the  
50 move. The executive council may approve and shall pay

1 the costs from funds provided in section 7D.29 if it  
2 determines the agency or department has no available  
3 funds for these expenses.

4 ~~c. Coordinate the leasing of buildings and office  
5 space by state agencies throughout the state and  
6 develop cooperative relationships with the state board  
7 of regents in order to promote the colocation of state  
8 agencies.~~

9 Sec. 34. Section 8A.327, subsection 1, Code 2011,  
10 is amended to read as follows:

11 1. A rent revolving fund is created in the state  
12 treasury under the control of the department to be used  
13 by the department to pay the lease or rental costs of  
14 all buildings and office space necessary for the proper  
15 functioning of any state agency ~~at the seat of state~~  
16 government wherever located throughout the state as  
17 provided in section 8A.321, subsection 6, except that  
18 this fund shall not be used to pay the rental or lease  
19 costs of a state agency which has not received funds  
20 budgeted for rental or lease purposes.

21 Sec. 35. Section 8A.361, Code 2011, is amended to  
22 read as follows:

23 **8A.361 Vehicle assignment — authority in**  
24 **department.**

25 The department shall provide for the assignment of  
26 all ~~state-owned~~ motor vehicles ~~to~~ utilized by all state  
27 officers and employees, and ~~to~~ by all state offices,  
28 departments, bureaus, and commissions, except the state  
29 department of transportation, institutions under the  
30 control of the state board of regents, the department  
31 for the blind, and any other agencies exempted by law.

32 Sec. 36. Section 8A.362, subsection 4, paragraphs a  
33 through c, Code 2011, are amended to read as follows:

34 a. The director shall provide for the purchase  
35 of ~~all~~ motor vehicles for all branches of the  
36 state government, except the state department of  
37 transportation, institutions under the control of the  
38 state board of regents, the department for the blind,  
39 and any other state agency exempted by law, which are  
40 not rented or leased pursuant to section 8A.367. The  
41 director shall purchase new vehicles in accordance with  
42 competitive bidding procedures for items or services as  
43 provided in this subchapter. The director may purchase  
44 used or preowned vehicles at governmental or dealer  
45 auctions if the purchase is determined to be in the  
46 best interests of the state.

47 b. The director, and any other state agency,  
48 which for purposes of this subsection includes but is  
49 not limited to community colleges and institutions  
50 under the control of the state board of regents, or

1 local governmental subdivisions purchasing new motor  
2 vehicles, shall purchase ~~new passenger motor~~ vehicles  
3 and light trucks, which are not rented or leased  
4 pursuant to section 8A.367, so that the average fuel  
5 efficiency for the fleet of new passenger vehicles and  
6 light trucks purchased in that year equals or exceeds  
7 the average fuel economy standard for the vehicles'  
8 model year as established by the United States  
9 secretary of transportation under 15 U.S.C. § 2002.  
10 This paragraph does not apply to vehicles purchased  
11 for law enforcement purposes or used for off-road  
12 maintenance work, or work vehicles used to pull loaded  
13 trailers.

14 c. Not later than June 15 of each year, the  
15 director shall report compliance with the corporate  
16 average fuel economy standards published by the United  
17 States secretary of transportation for ~~new~~ assigned  
18 motor vehicles, other than motor vehicles purchased by  
19 the state department of transportation, institutions  
20 under the control of the state board of regents, the  
21 department for the blind, and any other state agency  
22 exempted from the requirements of this subsection.  
23 The report of compliance shall classify the vehicles  
24 ~~purchased~~ assigned for the current vehicle model year  
25 using the following categories: passenger automobiles,  
26 enforcement automobiles, vans, and light trucks.  
27 The director shall deliver a copy of the report to  
28 the office of energy independence. As used in this  
29 paragraph, "*corporate average fuel economy*" means the  
30 corporate average fuel economy as defined in 49 C.F.R.  
31 § 533.5.

32 Sec. 37. Section 8A.362, subsections 7 through 9,  
33 Code 2011, are amended to read as follows:

34 7. The director may authorize the establishment  
35 of motor pools consisting of a number of ~~state-owned~~  
36 state-assigned motor vehicles under the director's  
37 supervision. The director may store the motor vehicles  
38 in a public or private garage. If the director  
39 establishes a motor pool, any state officer or employee  
40 desiring the use of a ~~state-owned~~ state-assigned motor  
41 vehicle on state business shall notify the director  
42 of the need for a vehicle within a reasonable time  
43 prior to actual use of the motor vehicle. The director  
44 may assign a motor vehicle from the motor pool to the  
45 state officer or employee, or from the vendor awarded  
46 a contract pursuant to section 8A.367. If two or  
47 more state officers or employees desire the use of a  
48 ~~state-owned~~ state-assigned motor vehicle for a trip to  
49 the same destination for the same length of time, the  
50 director may assign one vehicle to make the trip.

1 8. The director shall require that a sign be placed  
2 on each state-owned motor vehicle in a conspicuous  
3 place which indicates its ownership by the state.  
4 This requirement shall not apply to motor vehicles  
5 requested to be exempt by the director or by the  
6 commissioner of public safety. All state-owned motor  
7 vehicles shall display registration plates bearing the  
8 word "official" except motor vehicles requested to be  
9 furnished with ordinary plates by the director or by  
10 the commissioner of public safety pursuant to section  
11 321.19. The director shall keep an accurate record  
12 of the registration plates used on all state-owned  
13 motor vehicles. This subsection shall not apply to an  
14 assigned vehicle rented or leased pursuant to section  
15 8A.367.

16 9. All fuel used in ~~state-owned~~ state-assigned  
17 automobiles shall be purchased at cost from the various  
18 installations or garages of the state department of  
19 transportation, state board of regents, department of  
20 human services, or state motor pools throughout the  
21 state, unless the state-owned sources for the purchase  
22 of fuel are not reasonably accessible. If the director  
23 determines that state-owned sources for the purchase of  
24 fuel are not reasonably accessible, the director shall  
25 authorize the purchase of fuel from other sources. The  
26 director may prescribe a manner, other than the use  
27 of the revolving fund, in which the purchase of fuel  
28 from state-owned sources is charged to the state agency  
29 responsible for the use of the motor vehicle. The  
30 director shall prescribe the manner in which oil and  
31 other normal motor vehicle maintenance for state-owned  
32 motor vehicles may be purchased from private sources,  
33 if they cannot be reasonably obtained from a state  
34 motor pool. The director may advertise for bids and  
35 award contracts in accordance with competitive bidding  
36 procedures for items and services as provided in  
37 this subchapter for furnishing fuel, oil, grease, and  
38 vehicle replacement parts for all state-owned motor  
39 vehicles. The director and other state agencies, when  
40 advertising for bids for gasoline, shall also seek bids  
41 for ethanol blended gasoline.

42 Sec. 38. Section 8A.363, subsection 1, Code 2011,  
43 is amended to read as follows:

44 1. A state officer or employee shall not use a  
45 ~~state-owned~~ state-assigned motor vehicle for personal  
46 private use. A state officer or employee shall not be  
47 compensated for driving a privately owned motor vehicle  
48 unless it is done on state business with the approval  
49 of the director. In that case the state officer or  
50 employee shall receive an amount to be determined by

1 the director. The amount shall not exceed the maximum  
2 allowable under the federal internal revenue service  
3 rules per mile, notwithstanding established mileage  
4 requirements or depreciation allowances. However, the  
5 director may authorize private motor vehicle rates in  
6 excess of the rate allowed under the federal internal  
7 revenue service rules for state business use of  
8 substantially modified or specially equipped privately  
9 owned vehicles required by persons with disabilities.  
10 A statutory provision establishing reimbursement for  
11 necessary mileage, travel, or actual expenses to a  
12 state officer falls under the private motor vehicle  
13 mileage rate limitation provided in this section  
14 unless specifically provided otherwise. Any peace  
15 officer employed by the state as defined in section  
16 801.4 who is required to use a private motor vehicle  
17 in the performance of official duties shall receive  
18 the private vehicle mileage rate at the rate provided  
19 in this section. However, the director may delegate  
20 authority to officials of the state, and department  
21 heads, for the use of private vehicles on state  
22 business up to a yearly mileage figure established  
23 by the director. If a state motor vehicle has been  
24 assigned to a state officer or employee, the officer  
25 or employee shall not collect mileage for the use of a  
26 privately owned motor vehicle unless the state motor  
27 vehicle assigned is not usable.

28 **Sec. 39. NEW SECTION. 8A.367 State-owned passenger**  
29 **vehicles — disposition and sale — fleet privatization.**

30 1. For purposes of this section, "*passenger*  
31 *vehicles*" means United States environmental protection  
32 agency designated compact sedans, compact wagon,  
33 midsize sedans, midsize wagons, full-size sedans,  
34 and passenger minivans, and additional vehicle  
35 classes determined by the department to be able to be  
36 reasonably supported by a private entity for rental or  
37 leasing. "*Passenger vehicles*" does not mean utility  
38 vehicles, vans other than passenger minivans, fire  
39 trucks, ambulances, motor homes, buses, medium-duty and  
40 heavy-duty trucks, heavy construction equipment, and  
41 other highway maintenance vehicles, vehicles assigned  
42 for law enforcement purposes, and any other classes  
43 of vehicles of limited application approved by the  
44 director of the department of administrative services.

45 2. On or before September 30, 2011, the department  
46 shall implement a request for proposal process to enter  
47 into a contract for the purpose of state passenger  
48 vehicle rental or leasing from a private entity.  
49 Prior to awarding a contract, a private entity shall  
50 demonstrate the following:

1 a. Existence of sufficient inventory of passenger  
2 vehicles within this state to accommodate the needs of  
3 the state in assigning passenger vehicles.

4 b. Existence of adequate personnel in any county  
5 within the state where rental and leasing activity can  
6 be supported to satisfy the terms of the contract in  
7 renting or leasing state-assigned vehicles.

8 c. Existence of adequate personnel to facilitate  
9 the sale and disposition of the existing state-owned  
10 passenger vehicles returned to the department pursuant  
11 to subsection 3 or otherwise under the control of the  
12 department. Notwithstanding the provisions of section  
13 8A.364 to the contrary, proceeds from the sale of  
14 motor vehicles as provided by this subsection shall be  
15 credited to the fund from which the motor vehicles were  
16 purchased.

17 3. By March 1, 2012, the department shall award  
18 a vehicle rental or leasing contract to a private  
19 entity, and shall assign passenger vehicles for rental  
20 or lease pursuant to that contract, to the extent the  
21 department determines doing so would be economically  
22 feasible and financially advantageous. By March 1,  
23 2012, all state-assigned passenger vehicles designated  
24 for use by multiple drivers, and located in any county  
25 of this state which can support the operation of a  
26 private entity for rental and leasing purposes, which  
27 the department determines would be suitable for rental  
28 or leasing shall be returned to the department for use  
29 and disposition as provided in this section.

30 4. Notwithstanding any other provision of state law  
31 to the contrary, a private entity awarded a contract  
32 pursuant to this section shall not be required to  
33 indemnify or hold harmless the state for any liability  
34 the state might have to any third party due to the  
35 negligence of the state or any of its employees.

36 5. The department shall conduct an ongoing  
37 evaluation regarding the economic advantages of  
38 renting or leasing state-assigned vehicles versus state  
39 ownership of such vehicles, and shall accordingly  
40 adjust the number of vehicles subject to the rental and  
41 leasing contract pursuant to this section at intervals  
42 specified in the contract.

43 Sec. 40. Section 22.3A, subsection 1, paragraph e,  
44 Code 2011, is amended to read as follows:

45 e. "*Data processing software*" means an ordered set  
46 of instructions or statements that, when executed by  
47 a computer, causes the computer to process data, and  
48 includes any program or set of programs, procedures,  
49 or routines used to employ and control capabilities of  
50 computer hardware. As used in this paragraph "*data*

1 *processing software* includes but is not limited to an  
2 operating system, compiler, assembler, utility, library  
3 resource, maintenance routine, application, or computer  
4 networking program, or the associated documentation.

5 Sec. 41. Section 99D.14, subsection 2, paragraph b,  
6 Code 2011, is amended to read as follows:

7 b. Notwithstanding sections 8.60 and 99D.17, the  
8 portion of the fee paid pursuant to paragraph "a"  
9 relating to the costs of special agents plus any  
10 direct and indirect support costs for the agents, for  
11 the division of criminal investigation's racetrack  
12 activities, shall not be deposited in the general fund  
13 of the state but instead shall be deposited into either  
14 the gaming enforcement revolving fund established in  
15 section 80.43 or the gaming regulatory revolving fund  
16 established in section 99F.20, as determined by the  
17 department.

18 Sec. 42. Section 99F.10, subsection 4, paragraph b,  
19 Code 2011, is amended to read as follows:

20 b. Notwithstanding sections 8.60 and 99F.4, the  
21 portion of the fee paid pursuant to paragraph "a"  
22 relating to the costs of special agents and officers  
23 plus any direct and indirect support costs for the  
24 agents and officers, for the division of criminal  
25 investigation's excursion gambling boat or gambling  
26 structure activities, shall not be deposited in  
27 the general fund of the state but instead shall be  
28 deposited into either the gaming enforcement revolving  
29 fund established in section 80.43 or the gaming  
30 regulatory revolving fund established in section  
31 99F.20, as determined by the department.

32 Sec. 43. **NEW SECTION. 99F.20 Gaming regulatory**  
33 **revolving fund.**

34 1. A gaming regulatory revolving fund is created in  
35 the state treasury under the control of the department.  
36 The fund shall consist of fees collected and deposited  
37 into the fund paid by licensees pursuant to section  
38 99D.14, subsection 2, paragraph "b", and fees paid  
39 by licensees pursuant to section 99F.10, subsection  
40 4, paragraph "b". All costs relating to racetrack,  
41 excursion boat, and gambling structure regulation shall  
42 be paid from the fund as provided in appropriations  
43 made for this purpose by the general assembly.

44 2. To meet the department's cash flow needs, the  
45 department may temporarily use funds from the general  
46 fund of the state to pay expenses in excess of moneys  
47 available in the revolving fund if those additional  
48 expenditures are fully reimbursable and the department  
49 reimburses the general fund of the state and ensures  
50 all moneys are repaid in full by the close of the

1 fiscal year. Because any general fund moneys used  
2 shall be fully reimbursed, such temporary use of funds  
3 from the general fund of the state shall not constitute  
4 an appropriation for purposes of calculating the state  
5 general fund expenditure limitation pursuant to section  
6 8.54.

7 3. Section 8.33 does not apply to any moneys  
8 credited or appropriated to the revolving fund from  
9 any other fund and, notwithstanding section 12C.7,  
10 subsection 2, earnings or interest on moneys deposited  
11 in the revolving fund shall be credited to the  
12 revolving fund.

13 4. The establishment of the revolving fund pursuant  
14 to this section shall not be interpreted in any  
15 manner to compromise or impact the accountability  
16 of, and limitation of authority with respect to, the  
17 department under state law. Any provision applicable  
18 to, or responsibility of, the department shall not be  
19 altered or impacted by the existence of the fund and  
20 shall remain applicable to the same extent as if the  
21 department were receiving moneys pursuant to a general  
22 fund appropriation.

23 Sec. 44. Section 137F.3, subsection 5, Code 2011,  
24 is amended to read as follows:

25 5. a. The director shall monitor municipal  
26 corporations which have entered into an agreement  
27 pursuant to this section to determine if they are  
28 enforcing this chapter within their respective  
29 jurisdictions. If the director determines that this  
30 chapter is not enforced by a municipal corporation, the  
31 director may rescind the agreement after reasonable  
32 notice and an opportunity for a hearing. If the  
33 agreement is rescinded, the director shall assume  
34 responsibility for enforcement in the jurisdiction  
35 involved.

36 b. With respect to a municipal corporation  
37 consisting of a city with a population of not less than  
38 58,900 or more than 59,000 as of the 2010 decennial  
39 federal census, financial savings to the department or  
40 any reason other than the failure on the part of the  
41 municipal corporation to enforce this chapter or comply  
42 with the terms of the agreement shall not constitute  
43 sufficient cause for rescision.

44 Sec. 45. Section 546.12, Code 2011, is amended by  
45 adding the following new subsection:

46 NEW SUBSECTION. 3. The establishment of the  
47 revolving fund pursuant to this section shall not be  
48 interpreted in any manner to compromise or impact  
49 the accountability of, and limitation of authority  
50 with respect to, an agency or entity under state law.

1 Any provision applicable to, or responsibility of, a  
2 division or office collecting moneys for deposit into  
3 the fund established pursuant to this section shall not  
4 be altered or impacted by the existence of the fund and  
5 shall remain applicable to the same extent as if the  
6 division or office were receiving moneys pursuant to a  
7 general fund appropriation.

8 Sec. 46. Section 715C.2, subsection 1, Code 2011,  
9 is amended to read as follows:

10 1. Any person who owns or licenses computerized  
11 data that includes a consumer's personal information  
12 that is used in the course of the person's business,  
13 vocation, occupation, or volunteer activities and  
14 that was subject to a breach of security shall give  
15 notice of the breach of security following discovery  
16 of such breach of security, or receipt of notification  
17 under subsection 2, to any consumer whose personal  
18 information was included in the information that was  
19 breached. The consumer notification shall be made  
20 in the most expeditious manner possible and without  
21 unreasonable delay, consistent with the legitimate  
22 needs of law enforcement as provided in subsection  
23 3, and consistent with any measures necessary to  
24 sufficiently determine contact information for the  
25 affected consumers, determine the scope of the breach,  
26 and restore the reasonable integrity, security, and  
27 confidentiality of the data. A person required to  
28 provide notice of a breach of security under this  
29 section shall also notify the attorney general as to  
30 the timing, content, and distribution of the notice  
31 to consumers and an approximate number of affected  
32 consumers.

33 Sec. 47. REPEAL. 2009 Iowa Acts, chapter 179,  
34 section 146, is repealed.

35 Sec. 48. 2009 Iowa Acts, chapter 169, section 4,  
36 subsection 2, is amended to read as follows:

37 2. From the moneys appropriated in this section,  
38 there is transferred to the department of human rights  
39 two hundred fifty thousand dollars for deposit in the  
40 individual development account state match fund created  
41 in section 541A.7. Notwithstanding other provisions to  
42 the contrary in section 541A.3, subsection 1, moneys  
43 appropriated to the individual development account  
44 state match fund under this subsection ~~shall~~ may be  
45 used to provide the state match to account holders  
46 affected by a natural disaster occurring in 2008 for  
47 which the president of the United States declared a  
48 disaster area, and who have a household income that  
49 is equal to or less than three hundred percent of the  
50 federal poverty level as defined by the most recently

1 revised poverty income guidelines published by the  
2 United States department of health and human services.

3 Sec. 49. 2010 Iowa Acts, chapter 1193, section 84,  
4 subsection 2, is amended to read as follows:

5 2. DEPARTMENT OF REVENUE

6 For the duties of the office of the state debt  
7 coordinator established in 2010 Iowa Acts, Senate  
8 File 2383, if enacted, including salaries, support,  
9 maintenance, services, advertising, miscellaneous  
10 purposes, and for not more than the following full-time  
11 equivalent positions:

12 ..... \$ 300,000

13 ..... FTEs 3.00

14 ~~For the period beginning on the effective date of~~  
15 ~~the section establishing the debt amnesty program in~~  
16 ~~2010 Iowa Acts, Senate File 2383, through November 30,~~  
17 ~~2010, or when the program is ended, whichever is later,~~  
18 ~~an amount of the proceeds collected by the program~~  
19 ~~equal to the administrative, advertising, and other~~  
20 ~~costs of the program shall be considered repayment~~  
21 ~~receipts, as defined in section 8.2, and shall be used~~  
22 ~~by the office of the state debt coordinator for those~~  
23 ~~costs.~~

24 ~~Notwithstanding section 8.33, moneys appropriated in~~  
25 ~~this section that remain unencumbered or unobligated~~  
26 ~~at the close of the fiscal year shall not revert but~~  
27 ~~shall remain available for expenditure for the purposes~~  
28 ~~designated until the close of the succeeding fiscal~~  
29 ~~year.~~

30 Beginning on the effective date of this 2011 Iowa  
31 Act, moneys appropriated in this subsection that  
32 remain unencumbered or unobligated shall be used by  
33 the department of revenue for the administrative costs  
34 associated with state tax processing.

35 Sec. 50. CODE EDITOR DIRECTIVE. The Code editor  
36 is directed to change the words "state-owned" to  
37 "state-assigned", to the extent not otherwise changed  
38 pursuant to this Act, in Code sections 8A.362, 8A.363,  
39 8A.364, and 8A.366.

40 Sec. 51. EFFECTIVE UPON ENACTMENT.

41 1. The section of this Act directing the department  
42 of administrative services to disconnect electricity  
43 to the heated sidewalk installed at the state capitol  
44 building, being deemed of immediate importance, takes  
45 effect upon enactment.

46 2. The section of this Act amending 2009 Iowa Acts,  
47 chapter 169, section 4, in relation to utilization  
48 of moneys appropriated to the individual development  
49 account state match fund, being deemed of immediate  
50 importance, takes effect upon enactment.

1 3. The section of this Act amending 2010 Iowa Acts,  
2 chapter 1193, section 84, in relation to utilization  
3 of funds by the department of revenue for state tax  
4 processing, being deemed of immediate importance, takes  
5 effect upon enactment.>

---

COMMITTEE ON APPROPRIATIONS  
ROBERT E. DVORSKY, CHAIRPERSON