

House Amendment To
Senate File 2313

S-5114

1 Amend Senate File 2313, as amended, passed, and
2 reprinted by the Senate, as follows:

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

5 <Section 1. 2011 Iowa Acts, chapter 127, section
6 9, subsection 2, paragraph c, is amended by adding the
7 following new subparagraph:

8 NEW SUBPARAGRAPH. (3) Notwithstanding section
9 8.33 or any other provision to the contrary,
10 any unencumbered or unobligated balance of the
11 appropriation made in this paragraph for the
12 insurance division or any other appropriation made for
13 operational purposes for the fiscal year beginning July
14 1, 2011, and ending June 30, 2012, that remains unused,
15 unencumbered, or unobligated at the close of the fiscal
16 year shall not revert but shall remain available to be
17 used for any relocation costs of the division in the
18 succeeding fiscal year.

19 Sec. 2. 2011 Iowa Acts, chapter 127, section 61, is
20 amended to read as follows:

21 SEC. 61. DEPARTMENT OF ADMINISTRATIVE SERVICES.

22 1. There is appropriated from the general fund of
23 the state to the department of administrative services
24 for the fiscal year beginning July 1, 2012, and ending
25 June 30, 2013, the following amounts, or so much
26 thereof as is necessary, to be used for the purposes
27 designated, and for not more than the following
28 full-time equivalent positions:

29 a. For salaries, support, maintenance, and
30 miscellaneous purposes:

.....	\$	2,010,172
		<u>3,901,735</u>
.....	FTEs	84.18
		<u>78.37</u>

35 b. For the payment of utility costs:

.....	\$	1,313,230
		<u>2,548,973</u>
.....	FTEs	1.00

39 Notwithstanding section 8.33, any excess funds
40 appropriated for utility costs in this lettered
41 paragraph shall not revert to the general fund of the
42 state at the end of the fiscal year but shall remain
43 available for expenditure for the purposes of this
44 lettered paragraph during the succeeding fiscal year.

45 c. For Terrace Hill operations:

.....	\$	202,957
		<u>393,939</u>
.....	FTEs	6.88

49 d. For the I3 distribution account:

.....	\$	1,638,973
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e. For operations and maintenance of the Iowa building:

.....	\$	497,768
.....		966,164
.....	FTEs	<u>7.00</u>
		<u>6.78</u>

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

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

Sec. 3. DEPARTMENT OF ADMINISTRATIVE SERVICES — TRANSFER — MEDICATION THERAPY MANAGEMENT PROGRAM. Contingent upon the enactment of legislation during the 2012 legislative session establishing a medication therapy management program, there is transferred from the fees collected by the board of pharmacy pursuant to chapter 155A and retained by the board pursuant to the authority granted in section 147.82 to the department of administrative services for the fiscal year beginning July 1, 2012, and ending June 30, 2013, \$510,000 to be used for the medication therapy management program.

Sec. 4. 2011 Iowa Acts, chapter 127, section 65, is amended to read as follows:

SEC. 65. AUDITOR OF STATE.

1. There is appropriated from the general fund of the state to the office of the auditor of state for the fiscal year beginning July 1, 2012, and ending June 30, 2013, subject to subsection 3 of this section, the following amount, or so much thereof as is necessary, to be used for the purposes designated, and for not more than the following full-time equivalent positions:

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	452,734
		<u>878,755</u>

1 FTEs 103.00

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

14 3. The auditor of state shall allocate resources
15 from the appropriation in this section solely for audit
16 work related to the comprehensive annual financial
17 report, federally required audits, and investigations
18 of embezzlement, theft, or other significant financial
19 irregularities until the audit of the comprehensive
20 annual financial report is complete.

21 Sec. 5. 2011 Iowa Acts, chapter 127, section 66, is
22 amended to read as follows:

23 SEC. 66. IOWA ETHICS AND CAMPAIGN DISCLOSURE
24 BOARD. There is appropriated from the general fund of
25 the state to the Iowa ethics and campaign disclosure
26 board 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, for the purposes designated:

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

32 \$ 237,500
33 475,000
34 FTEs 5.00

35 Sec. 6. 2011 Iowa Acts, chapter 127, section 67,
36 subsection 1, is amended to read as follows:

37 1. There is appropriated from the general fund
38 of the state to the department of commerce for the
39 fiscal year beginning July 1, 2012, and ending June 30,
40 2013, the following amounts, or so much thereof as is
41 necessary, for the purposes designated:

42 a. ALCOHOLIC BEVERAGES DIVISION

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

46 \$ 610,196
47 1,184,387
48 FTEs 21.00
49 18.50

50 b. PROFESSIONAL LICENSING AND REGULATION BUREAU

1 For salaries, support, maintenance, and
 2 miscellaneous purposes, and for not more than the
 3 following full-time equivalent positions:
 4 \$ 300,177
 5 582,641
 6 FTEs 12.00

7 Sec. 7. 2011 Iowa Acts, chapter 127, section 67,
 8 subsection 2, paragraphs a, b, and c, are amended to
 9 read as follows:

10 a. BANKING DIVISION

11 For salaries, support, maintenance, and
 12 miscellaneous purposes, and for not more than the
 13 following full-time equivalent positions:
 14 \$ 4,425,835
 15 9,098,170
 16 FTEs 80.00
 17 70.50

18 b. CREDIT UNION DIVISION

19 For salaries, support, maintenance, and
 20 miscellaneous purposes, and for not more than the
 21 following full-time equivalent positions:
 22 \$ 863,998
 23 1,792,995
 24 FTEs 19.00
 25 15.00

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 \$ 2,491,622
 31 4,983,244
 32 FTEs 106.50
 33 99.50

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

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

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

1 Sec. 8. 2011 Iowa Acts, chapter 127, section 67,
2 subsection 2, paragraph d, subparagraphs (1) and (2),
3 are amended to read as follows:

4 (1) For salaries, support, maintenance, and
5 miscellaneous purposes, and for not more than the
6 following full-time equivalent positions:
7 \$ 4,086,535
8 8,173,069
9 FTEs 79.00

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

18 (a) Notify the department of management, the
19 legislative services agency, and the legislative fiscal
20 committee of the need for the expenditures.

21 (b) File with each of the entities named in
22 subparagraph division (a) the legislative and
23 regulatory justification for the expenditures, along
24 with an estimate of the expenditures.

25 Sec. 9. 2011 Iowa Acts, chapter 127, section 67,
26 subsection 2, paragraph d, subparagraph (4), is amended
27 to read as follows:

28 (4) In addition to the funds otherwise appropriated
29 to the division in subparagraph (1), and contingent
30 upon the enactment of legislation during the ~~2011~~
31 2012 legislative session relating to the permitting,
32 licensing, construction, and operation of nuclear
33 generation facilities and establishing rate-making
34 principles in relation thereto, for salaries, support,
35 consulting, maintenance, and miscellaneous purposes,
36 and for not more than the following full-time
37 equivalent positions:

38 \$ 425,000
39 FTEs 3.50

40 Sec. 10. 2011 Iowa Acts, chapter 127, section 68,
41 is amended to read as follows:

42 SEC. 68. DEPARTMENT OF COMMERCE — PROFESSIONAL
43 LICENSING AND REGULATION BUREAU. There is appropriated
44 from the housing trust fund of the Iowa finance
45 authority created in section 16.181, to the bureau of
46 professional licensing and regulation of the banking
47 division of the department of commerce for the fiscal
48 year beginning July 1, 2012, and ending June 30,
49 2013, the following amount, or so much thereof as is
50 necessary, to be used for the purposes designated:

1 For salaries, support, maintenance, and
 2 miscellaneous purposes:
 3 \$ 31,159
 4 62,317

5 Sec. 11. IOWA TELECOMMUNICATIONS AND TECHNOLOGY
 6 COMMISSION — REGIONAL TELECOMMUNICATIONS
 7 COUNCILS. There is appropriated from the general
 8 fund of the state to the Iowa telecommunications and
 9 technology commission for the fiscal year beginning
 10 July 1, 2012, and ending June 30, 2013, the following
 11 amounts, or so much thereof as is necessary, to be used
 12 for the purposes designated:

13 For state aid for regional telecommunications
 14 councils:
 15 \$ 992,913

16 The regional telecommunications councils established
 17 in section 8D.5 shall use the moneys appropriated
 18 in this section to provide technical assistance for
 19 network classrooms, planning and troubleshooting for
 20 local area networks, scheduling of video sites, and
 21 other related support activities.

22 Sec. 12. 2011 Iowa Acts, chapter 127, section 69,
 23 is amended to read as follows:

24 SEC. 69. GOVERNOR AND LIEUTENANT GOVERNOR. There
 25 is appropriated from the general fund of the state to
 26 the offices of the governor and the lieutenant governor
 27 for the fiscal year beginning July 1, 2012, and ending
 28 June 30, 2013, the following amounts, or so much
 29 thereof as is necessary, to be used for the purposes
 30 designated:

31 For salaries, support, maintenance, and
 32 miscellaneous purposes:
 33 \$ 1,144,013
 34 2,220,523
 35 FTEs 22.88
 36 22.00

37 Sec. 13. 2011 Iowa Acts, chapter 127, section 70,
 38 is amended to read as follows:

39 SEC. 70. GOVERNOR'S OFFICE OF DRUG CONTROL
 40 POLICY. There is appropriated from the general fund
 41 of the state to the governor's office of drug control
 42 policy for the fiscal year beginning July 1, 2012, and
 43 ending June 30, 2013, the following amount, or so much
 44 thereof as is necessary, to be used for the purposes
 45 designated:

46 For salaries, support, maintenance, and
 47 miscellaneous purposes, including statewide
 48 coordination of the drug abuse resistance education
 49 (D.A.R.E.) programs or similar programs, and for not
 50 more than the following full-time equivalent positions:

1 \$ 145,000
 2 290,000
 3 FTEs 8.00
 4 6.00

5 Sec. 14. 2011 Iowa Acts, chapter 127, section 71,
 6 is amended to read as follows:

7 SEC. 71. DEPARTMENT OF HUMAN RIGHTS. There is
 8 appropriated from the general fund of the state to
 9 the department of human rights for the fiscal year
 10 beginning July 1, 2012, and ending June 30, 2013, the
 11 following amounts, or so much thereof as is necessary,
 12 to be used for the purposes designated:

13 1. CENTRAL ADMINISTRATION DIVISION
 14 For salaries, support, maintenance, and
 15 miscellaneous purposes, and for not more than the
 16 following full-time equivalent positions:
 17 \$ 103,052
 18 200,022
 19 FTEs 7.00
 20 5.35

21 2. COMMUNITY ADVOCACY AND SERVICES DIVISION
 22 For salaries, support, maintenance, and
 23 miscellaneous purposes, and for not more than the
 24 following full-time equivalent positions:
 25 \$ 514,039
 26 997,746
 27 FTEs 17.00
 28 9.38

29 3. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION
 30 For salaries, support, maintenance, and
 31 miscellaneous purposes, and for not more than the
 32 following full-time equivalent positions:
 33 \$ 511,946
 34 993,685
 35 FTEs 10.00

36 The criminal and juvenile justice planning advisory
 37 council and the juvenile justice advisory council
 38 shall coordinate their efforts in carrying out their
 39 respective duties relative to juvenile justice.

40 Sec. 15. 2011 Iowa Acts, chapter 127, section 72,
 41 is amended to read as follows:

42 SEC. 72. DEPARTMENT OF INSPECTIONS AND
 43 APPEALS. There is appropriated from the general fund
 44 of the state to the department of inspections and
 45 appeals for the fiscal year beginning July 1, 2012, and
 46 ending June 30, 2013, the following amounts, or so much
 47 thereof as is necessary, for the purposes designated:

48 1. ADMINISTRATION DIVISION
 49 For salaries, support, maintenance, and
 50 miscellaneous purposes, and for not more than the

1 following full-time equivalent positions:
 2 \$ 763,870
 3 248,409
 4 FTEs 37.40
 5 14.25

6 2. ADMINISTRATIVE HEARINGS DIVISION

7 For salaries, support, maintenance, and
 8 miscellaneous purposes, and for not more than the
 9 following full-time equivalent positions:
 10 \$ 264,377
 11 528,753
 12 FTEs 23.00

13 3. INVESTIGATIONS DIVISION

14 a. For salaries, support, maintenance, and
 15 miscellaneous purposes, and for not more than the
 16 following full-time equivalent positions:
 17 \$ 584,320
 18 1,168,639
 19 FTEs 58.50

20 b. The department, in coordination with the
 21 investigations division, shall provide a report to
 22 the general assembly by January 10, 2013, concerning
 23 the fiscal impact of additional full-time equivalent
 24 positions on the department's efforts relative to the
 25 Medicaid divestiture program under chapter 249F.

26 4. HEALTH FACILITIES DIVISION

27 a. For salaries, support, maintenance, and
 28 miscellaneous purposes, and for not more than the
 29 following full-time equivalent positions:
 30 \$ 1,777,664
 31 3,917,666
 32 FTEs 134.75
 33 121.75

34 b. The department shall, in coordination with
 35 the health facilities division, make the following
 36 information available to the public in a timely manner,
 37 ~~to include providing the information on as part of~~
 38 ~~the department's development efforts to revise the~~
 39 ~~department's internet website, during the fiscal year~~
 40 ~~beginning July 1, 2012, and ending June 30, 2013:~~

41 (1) The number of inspections conducted by the
 42 division annually by type of service provider and type
 43 of inspection.

44 (2) The total annual operations budget for the
 45 division, including general fund appropriations and
 46 federal contract dollars received by type of service
 47 provider inspected.

48 (3) The total number of full-time equivalent
 49 positions in the division, to include the number of
 50 full-time equivalent positions serving in a supervisory

1 capacity, and serving as surveyors, inspectors, or
2 monitors in the field by type of service provider
3 inspected.

4 (4) Identification of state and federal survey
5 trends, cited regulations, the scope and severity of
6 deficiencies identified, and federal and state fines
7 assessed and collected concerning nursing and assisted
8 living facilities and programs.

9 c. It is the intent of the general assembly that
10 the department and division continuously solicit input
11 from facilities regulated by the division to assess and
12 improve the division's level of collaboration and to
13 identify new opportunities for cooperation.

14 5. EMPLOYMENT APPEAL BOARD

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

18	\$	21,108
19		<u>42,215</u>
20	FTEs	14.00

21 b. The employment appeal board shall be reimbursed
22 by the labor services division of the department
23 of workforce development for all costs associated
24 with hearings conducted under chapter 91C, related
25 to contractor registration. The board may expend,
26 in addition to the amount appropriated under this
27 subsection, additional amounts as are directly billable
28 to the labor services division under this subsection
29 and to retain the additional full-time equivalent
30 positions as needed to conduct hearings required
31 pursuant to chapter 91C.

32 6. CHILD ADVOCACY BOARD

33 a. For foster care review and the court appointed
34 special advocate program, including salaries, support,
35 maintenance, and miscellaneous purposes, and for not
36 more than the following full-time equivalent positions:

37	\$	1,340,145
38		<u>2,680,290</u>
39	FTEs	<u>40.80</u>
40		32.35

41 b. The department of human services, in
42 coordination with the child advocacy board and the
43 department of inspections and appeals, shall submit an
44 application for funding available pursuant to Tit. IV-E
45 of the federal Social Security Act for claims for child
46 advocacy board administrative review costs.

47 c. The court appointed special advocate program
48 shall investigate and develop opportunities for
49 expanding fund-raising for the program.

50 d. Administrative costs charged by the department

1 of inspections and appeals for items funded under this
2 subsection shall not exceed 4 percent of the amount
3 appropriated in this subsection.

4 Sec. 16. 2011 Iowa Acts, chapter 127, section 72,
5 is amended by adding the following new subsection:

6 NEW SUBSECTION. 7. FOOD AND CONSUMER SAFETY
7 For salaries, support, maintenance, and
8 miscellaneous purposes, and for not more than the
9 following full-time equivalent positions:
10 \$ 1,279,331
11 FTEs 21.00

12 Sec. 17. 2011 Iowa Acts, chapter 127, section 73,
13 is amended to read as follows:

14 SEC. 73. DEPARTMENT OF INSPECTIONS AND APPEALS —
15 MUNICIPAL CORPORATION FOOD INSPECTIONS. For the fiscal
16 year beginning July 1, 2012, and ending June 30, 2013,
17 the department of inspections and appeals shall retain
18 any license fees generated during the fiscal year as
19 a result of actions under section 137F.3A occurring
20 during the period beginning July 1, 2009, and ending
21 June 30, ~~2011~~ 2013, for the purpose of enforcing the
22 provisions of chapters 137C, 137D, and 137F.

23 Sec. 18. DEPARTMENT OF INSPECTIONS AND
24 APPEALS — GENERAL SUPPORT — MEDICAID FRAUD FUND
25 APPROPRIATION. There is appropriated from the Medicaid
26 fraud fund created in section 249A.7 to the health
27 facilities division of the department of inspections
28 and appeals for the fiscal year beginning July 1, 2012,
29 and ending June 30, 2013, the following amount, or
30 so much thereof as is necessary, to be used for the
31 purposes designated:

32 For salaries, support, maintenance, and
33 miscellaneous purposes:
34 \$ 286,661

35 Sec. 19. DEPARTMENT OF INSPECTIONS AND APPEALS
36 — STATE MATCH REQUIREMENTS — MEDICAID FRAUD FUND
37 APPROPRIATION. There is appropriated from the Medicaid
38 fraud fund created in section 249A.7 to the department
39 of inspections and appeals for the fiscal year
40 beginning July 1, 2012, and ending June 30, 2013, the
41 following amounts, or so much thereof as is necessary,
42 to be used for the purposes designated:

43 1. To cover the cost of any state match to draw
44 down matching federal funds through the department of
45 human services for additional full-time equivalent
46 positions for conducting investigations of alleged
47 fraud and overpayments of food assistance benefits
48 through electronic benefits transfer:
49 \$ 119,070

50 2. For the state financial match requirement

1 for meeting the federal mandates connected with the
2 department's Medicaid fraud and abuse activities:

3 \$ 885,262

4 3. To cover costs incurred by the department or
5 other agencies in providing regulation, responding to
6 allegations, or other activity involving chapter 1350:

7 \$ 119,480

8 Sec. 20. DEPARTMENT OF INSPECTIONS AND APPEALS
9 — LEGISLATIVE IMPLEMENTATION — MEDICAID FRAUD FUND

10 APPROPRIATION. There is appropriated from the Medicaid
11 fraud fund created in section 249A.7 to the department
12 of inspections and appeals for the fiscal year
13 beginning July 1, 2012, and ending June 30, 2013, the
14 following amount, or so much thereof as is necessary,
15 to be used for the purposes designated:

16 For salaries, support, maintenance, miscellaneous
17 purposes, administration, and other costs associated
18 with implementation of 2010 Iowa Acts, chapter 1177:

19 \$ 250,000

20 Sec. 21. 2011 Iowa Acts, chapter 127, section 78,
21 is amended to read as follows:

22 SEC. 78. RACING AND GAMING COMMISSION.

23 1. RACETRACK REGULATION

24 There is appropriated from the gaming regulatory
25 revolving fund established in section 99F.20 to the
26 racing and gaming commission of the department of
27 inspections and appeals for the fiscal year beginning
28 July 1, 2012, and ending June 30, 2013, the following
29 amount, or so much thereof as is necessary, to be used
30 for the purposes designated:

31 For salaries, support, maintenance, and
32 miscellaneous purposes for the regulation of
33 pari-mutuel racetracks, and for not more than the
34 following full-time equivalent positions:

35 \$ ~~1,255,720~~

36 2,898,925

37 FTEs 28.53

38 32.03

39 2. EXCURSION BOAT AND GAMBLING STRUCTURE REGULATION

40 There is appropriated from the gaming regulatory
41 revolving fund established in section 99F.20 to the
42 racing and gaming commission of the department of
43 inspections and appeals for the fiscal year beginning
44 July 1, 2012, and ending June 30, 2013, the following
45 amount, or so much thereof as is necessary, to be used
46 for the purposes designated:

47 For salaries, support, maintenance, and
48 miscellaneous purposes for administration and
49 enforcement of the excursion boat gambling and gambling
50 structure laws, and for not more than the following

1 full-time equivalent positions:
 2 \$ 1,539,050
 3 2,923,838
 4 FTEs 44.22
 5 40.72

6 Sec. 22. 2011 Iowa Acts, chapter 127, section 79,
 7 is amended to read as follows:

8 SEC. 79. ROAD USE TAX FUND APPROPRIATION —
 9 DEPARTMENT OF INSPECTIONS AND APPEALS. There is
 10 appropriated from the road use tax fund created in
 11 section 312.1 to the administrative hearings division
 12 of the department of inspections and appeals for the
 13 fiscal year beginning July 1, 2012, and ending June 30,
 14 2013, the following amount, or so much thereof as is
 15 necessary, for the purposes designated:

16 For salaries, support, maintenance, and
 17 miscellaneous purposes:
 18 \$ 811,949
 19 1,623,897

20 Sec. 23. 2011 Iowa Acts, chapter 127, section 80,
 21 is amended to read as follows:

22 SEC. 80. DEPARTMENT OF MANAGEMENT.
 23 1. There is appropriated from the general fund
 24 of the state to the department of management for the
 25 fiscal year beginning July 1, 2012, and ending June 30,
 26 2013, the following amounts, or so much thereof as is
 27 necessary, to be used for the purposes designated:

28 For salaries, support, maintenance, and
 29 miscellaneous purposes, and for not more than the
 30 following full-time equivalent positions:
 31 \$ 1,196,999
 32 2,323,370
 33 FTEs 25.00
 34 20.00

35 2. Of the moneys appropriated in this section, the
 36 department shall use a portion for enterprise resource
 37 planning, providing for a salary model administrator,
 38 conducting performance audits, and for the department's
 39 LEAN process.

40 Sec. 24. 2011 Iowa Acts, chapter 127, section 81,
 41 is amended to read as follows:

42 SEC. 81. ROAD USE TAX APPROPRIATION — DEPARTMENT
 43 OF MANAGEMENT. There is appropriated from the road use
 44 tax fund created in section 312.1 to the department
 45 of management for the fiscal year beginning July 1,
 46 2012, and ending June 30, 2013, the following amount,
 47 or so much thereof as is necessary, to be used for the
 48 purposes designated:

49 For salaries, support, maintenance, and
 50 miscellaneous purposes:

1 \$ 28,000
2 56,000

3 Sec. 25. 2011 Iowa Acts, chapter 127, section 82,
4 is amended to read as follows:

5 SEC. 82. DEPARTMENT OF REVENUE.

6 1. There is appropriated from the general fund
7 of the state to the department of revenue for the
8 fiscal year beginning July 1, 2012, and ending June 30,
9 2013, the following amounts, or so much thereof as is
10 necessary, to be used for the purposes designated:

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

14 \$ 8,829,742
15 17,138,488
16 FTEs 303.48
17 245.46

18 2. Of the funds appropriated pursuant to this
19 section, \$400,000 shall be used to pay the direct
20 costs of compliance related to the collection and
21 distribution of local sales and services taxes imposed
22 pursuant to chapters 423B and 423E.

23 3. The director of revenue shall prepare and issue
24 a state appraisal manual and the revisions to the
25 state appraisal manual as provided in section 421.17,
26 subsection 17, without cost to a city or county.

27 Sec. 26. 2011 Iowa Acts, chapter 127, section 83,
28 is amended to read as follows:

29 SEC. 83. MOTOR VEHICLE FUEL TAX

30 APPROPRIATION. There is appropriated from the motor
31 fuel tax fund created by section 452A.77 to the
32 department of revenue for the fiscal year beginning
33 July 1, 2012, and ending June 30, 2013, the following
34 amount, or so much thereof as is necessary, to be used
35 for the purposes designated:

36 For salaries, support, maintenance, miscellaneous
37 purposes, and for administration and enforcement of the
38 provisions of chapter 452A and the motor vehicle use
39 tax program:

40 \$ 652,888
41 1,305,775

42 Sec. 27. 2011 Iowa Acts, chapter 127, section 84,
43 is amended to read as follows:

44 SEC. 84. SECRETARY OF STATE.

45 1. There is appropriated from the general fund of
46 the state to the office of the secretary of state for
47 the fiscal year beginning July 1, 2012, and ending June
48 30, 2013, the following amounts, or so much thereof as
49 is necessary, to be used for the purposes designated:

50 For salaries, support, maintenance, and

1 miscellaneous purposes, and for not more than the
2 following full-time equivalent positions:

3	\$	1,447,793
4		2,810,159
5	FTEs	45.00
6		<u>34.00</u>

7 2. The state department or state agency which
8 provides data processing services to support voter
9 registration file maintenance and storage shall provide
10 those services without charge.

11 Sec. _____. 2011 Iowa Acts, chapter 127, section 85,
12 is amended to read as follows:

13 SEC. 85. SECRETARY OF STATE FILING FEES REFUND.
14 Notwithstanding the obligation to collect fees pursuant
15 to the provisions of section 489.117, subsection 1,
16 paragraphs "a" and "o", section 490.122, subsection
17 1, paragraphs "a" and "s", and section 504.113,
18 subsection 1, paragraphs "a", "c", "d", "j", "k", "l",
19 and "m", for the fiscal year beginning July 1, 2012,
20 the secretary of state may refund these fees to the
21 filer pursuant to rules established by the secretary of
22 state. The decision of the secretary of state not to
23 issue a refund under rules established by the secretary
24 of state is final and not subject to review pursuant
25 to chapter 17A.

26 Sec. 28. 2011 Iowa Acts, chapter 127, section 86,
27 is amended to read as follows:

28 SEC. 86. TREASURER.

29 1. There is appropriated from the general fund of
30 the state to the office of treasurer of state for the
31 fiscal year beginning July 1, 2012, and ending June 30,
32 2013, the following amount, or so much thereof as is
33 necessary, to be used for the purposes designated:

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

37	\$	427,145
38		829,086
39	FTEs	28.80

40 2. The office of treasurer of state shall supply
41 clerical and secretarial support for the executive
42 council.

43 Sec. 29. 2011 Iowa Acts, chapter 127, section 87,
44 is amended to read as follows:

45 SEC. 87. ROAD USE TAX APPROPRIATION — OFFICE
46 OF TREASURER OF STATE. There is appropriated from
47 the road use tax fund created in section 312.1 to
48 the office of treasurer of state for the fiscal year
49 beginning July 1, 2012, and ending June 30, 2013, the
50 following amount, or so much thereof as is necessary,

1 to be used for the purposes designated:

2 For enterprise resource management costs related to
3 the distribution of road use tax funds:

4 \$ 46,574
5 93,148

6 Sec. 30. 2011 Iowa Acts, chapter 127, section 88,
7 is amended to read as follows:

8 SEC. 88. IPERS — GENERAL OFFICE. There is
9 appropriated from the Iowa public employees' retirement
10 system fund to the Iowa public employees' retirement
11 system for the fiscal year beginning July 1, 2012, and
12 ending June 30, 2013, the following amount, or so much
13 thereof as is necessary, to be used for the purposes
14 designated:

15 For salaries, support, maintenance, and other
16 operational purposes to pay the costs of the Iowa
17 public employees' retirement system, and for not more
18 than the following full-time equivalent positions:

19 \$ 8,843,484
20 17,686,968
21 FTEs 90.13

22 Sec. 31. 2011 Iowa Acts, chapter 129, section 149,
23 is amended to read as follows:

24 SEC. 149. MEDICAID FRAUD ACCOUNT — DEPARTMENT OF
25 INSPECTIONS AND APPEALS. There is appropriated from
26 the Medicaid fraud account created in section 249A.7
27 to the department of inspections and appeals for the
28 fiscal year beginning July 1, 2012, and ending June 30,
29 2013, the following amount, or so much thereof as is
30 necessary, to be used for the purposes designated:

31 For the inspection and certification of assisted
32 living programs and adult day care services, including
33 program administration and costs associated with
34 implementation:

35 \$ 669,764
36 1,339,527

37 Sec. _____. Section 249A.7, subsection 3, paragraph
38 b, Code Supplement 2011, is amended to read as follows:

39 b. Notwithstanding section 8.33, moneys credited
40 to the fund from any other account or fund shall not
41 revert to the other account or fund. Moneys in the
42 fund shall only be used as provided in appropriations
43 from the fund and shall be used in accordance with
44 applicable laws, regulations, and the policies of
45 the office of inspector general of the United States
46 department of health and human services transferred to
47 the health care trust fund created in section 453A.35A.

48 Sec. _____. Section 453A.35A, subsection 1, Code
49 Supplement 2011, is amended to read as follows:

50 1. A health care trust fund is created in the

1 office of the treasurer of state. The fund consists
2 of the revenues generated from the tax on cigarettes
3 pursuant to section 453A.6, subsection 1, and from
4 the tax on tobacco products as specified in section
5 453A.43, subsections 1, 2, 3, and 4, that are credited
6 to the health care trust fund, annually, pursuant to
7 section 453A.35. The fund shall also consist of moneys
8 transferred from the Medicaid fraud fund created in
9 section 249A.7. Moneys in the fund shall be separate
10 from the general fund of the state and shall not be
11 considered part of the general fund of the state.
12 However, the fund shall be considered a special account
13 for the purposes of section 8.53 relating to generally
14 accepted accounting principles. Moneys in the fund
15 shall be used only as specified in this section and
16 shall be appropriated only for the uses specified.
17 Moneys in the fund are not subject to section 8.33
18 and shall not be transferred, used, obligated,
19 appropriated, or otherwise encumbered, except as
20 provided in this section. Notwithstanding section
21 12C.7, subsection 2, interest or earnings on moneys
22 deposited in the fund shall be credited to the fund.

23 Sec. 34. EFFECTIVE UPON ENACTMENT. The following
24 provision or provisions of this Act, being deemed of
25 immediate importance, take effect upon enactment:

26 1. The section of this Act amending 2011 Iowa Acts,
27 chapter 127, section 9, subsection 2, paragraph "c".

28 Sec. _____. EFFECTIVE DATE. The following provision
29 or provisions of this Act take effect July 1, 2013:

30 1. The section of this Act amending section 249A.7.

31 2. The section of this Act amending section
32 453A.35A.

33 Sec. 35. RETROACTIVE APPLICABILITY. The following
34 provision or provisions of this Act apply retroactively
35 to July 1, 2011:

36 1. The section of this Act amending 2011 Iowa Acts,
37 chapter 127, section 9, subsection 2, paragraph "c".>

38 2. Title page, line 3, after <atters> by inserting
39 <and including effective date and retroactive
40 applicability provisions>

41 3. By renumbering, redesignating, and correcting
42 internal references as necessary.