

Senate File 447

H-1329

1 Amend Senate File 447, as amended, passed, and
2 reprinted by the Senate, as follows:

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

5 <DIVISION I
6 FY 2013-2014
7 APPROPRIATIONS

8 Section 1. DEPARTMENT OF JUSTICE.

9 1. There is appropriated from the general fund
10 of the state to the department of justice for the
11 fiscal year beginning July 1, 2013, and ending June 30,
12 2014, the following amounts, or so much thereof as is
13 necessary, to be used for the purposes designated:

14 a. For the general office of attorney general for
15 salaries, support, maintenance, and miscellaneous
16 purposes, including the prosecuting attorneys training
17 program, matching funds for federal violence against
18 women grant programs, victim assistance grants, office
19 of drug control policy prosecuting attorney program,
20 and odometer fraud enforcement, and for not more than
21 the following full-time equivalent positions:
22 \$ 7,221,367
23 FTEs 214.00

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

29 b. For victim assistance grants:
30 \$ 2,876,400

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

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

40 The department of justice shall transfer at least
41 \$150,000 from the victim compensation fund established
42 in section 915.94 to the victim assistance grant
43 program.

44 c. For legal services for persons in poverty grants
45 as provided in section 13.34:
46 \$ 2,107,416

47 2. a. The department of justice, in submitting
48 budget estimates for the fiscal year commencing July
49 1, 2014, pursuant to section 8.23, shall include a
50 report of funding from sources other than amounts

1 appropriated directly from the general fund of the
2 state to the department of justice or to the office of
3 consumer advocate. These funding sources shall include
4 but are not limited to reimbursements from other state
5 agencies, commissions, boards, or similar entities, and
6 reimbursements from special funds or internal accounts
7 within the department of justice. The department of
8 justice shall also report actual reimbursements for the
9 fiscal year commencing July 1, 2012, and actual and
10 expected reimbursements for the fiscal year commencing
11 July 1, 2013.

12 b. The department of justice shall include the
13 report required under paragraph "a", as well as
14 information regarding any revisions occurring as a
15 result of reimbursements actually received or expected
16 at a later date, in a report to the co-chairpersons
17 and ranking members of the joint appropriations
18 subcommittee on the justice system and the legislative
19 services agency. The department of justice shall
20 submit the report on or before January 15, 2014.

21 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is
22 appropriated from the department of commerce revolving
23 fund created in section 546.12 to the office of
24 consumer advocate of the department of justice for the
25 fiscal year beginning July 1, 2013, and ending June 30,
26 2014, the following amount, or so much thereof as is
27 necessary, to be used for the purposes designated:

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

31 \$ 3,136,163
32 FTEs 22.00

33 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

34 1. There is appropriated from the general fund of
35 the state to the department of corrections for the
36 fiscal year beginning July 1, 2013, and ending June
37 30, 2014, the following amounts, or so much thereof as
38 is necessary, to be used for the operation of adult
39 correctional institutions, reimbursement of counties
40 for certain confinement costs, and federal prison
41 reimbursement, to be allocated as follows:

42 a. For the operation of the Fort Madison
43 correctional facility, including salaries, support,
44 maintenance, and miscellaneous purposes:
45 \$ 43,107,133

46 The department of corrections shall submit, to
47 the co-chairpersons and ranking members of the joint
48 appropriations subcommittee on the justice system by
49 January 15, 2014, the plans for the integration of the
50 John Bennett facility and the clinical care unit into

1 the new Fort Madison maximum security correctional
2 facility and the future plans for the use of the
3 current Fort Madison maximum security correctional
4 facility after the inmates are transferred to the new
5 facility.

6 b. For the operation of the Anamosa correctional
7 facility, including salaries, support, maintenance, and
8 miscellaneous purposes:
9 \$ 31,277,482

10 c. For the operation of the Oakdale correctional
11 facility, including salaries, support, maintenance, and
12 miscellaneous purposes:
13 \$ 58,550,123

14 d. For the operation of the Newton correctional
15 facility, including salaries, support, maintenance, and
16 miscellaneous purposes:
17 \$ 27,127,290

18 e. For the operation of the Mt. Pleasant
19 correctional facility, including salaries, support,
20 maintenance, and miscellaneous purposes:
21 \$ 24,811,427

22 f. For the operation of the Rockwell City
23 correctional facility, including salaries, support,
24 maintenance, and miscellaneous purposes:
25 \$ 9,671,148

26 g. For the operation of the Clarinda correctional
27 facility, including salaries, support, maintenance, and
28 miscellaneous purposes:
29 \$ 25,241,616

30 Moneys received by the department of corrections as
31 reimbursement for services provided to the Clarinda
32 youth corporation are appropriated to the department
33 and shall be used for the purpose of operating the
34 Clarinda correctional facility.

35 h. For the operation of the Mitchellville
36 correctional facility, including salaries, support,
37 maintenance, and miscellaneous purposes:
38 \$ 21,604,035

39 i. For the operation of the Fort Dodge correctional
40 facility, including salaries, support, maintenance, and
41 miscellaneous purposes:
42 \$ 29,865,232

43 j. For reimbursement of counties for temporary
44 confinement of work release and parole violators, as
45 provided in sections 901.7, 904.908, and 906.17, and
46 for offenders confined pursuant to section 904.513:
47 \$ 1,075,092

48 k. For federal prison reimbursement, reimbursements
49 for out-of-state placements, and miscellaneous
50 contracts:

1 \$ 484,411

2 2. The department of corrections shall use moneys
3 appropriated in subsection 1 to continue to contract
4 for the services of a Muslim imam and a Native American
5 spiritual leader.

6 Sec. 4. DEPARTMENT OF CORRECTIONS —
7 ADMINISTRATION. There is appropriated from the general
8 fund of the state to the department of corrections for
9 the fiscal year beginning July 1, 2013, and ending June
10 30, 2014, the following amounts, or so much thereof as
11 is necessary, to be used for the purposes designated:

12 1. For general administration, including salaries,
13 support, maintenance, employment of an education
14 director to administer a centralized education
15 program for the correctional system, and miscellaneous
16 purposes:

17 \$ 5,081,582

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

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

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

41 \$ 2,358,109

42 a. To maximize the funding for educational
43 programs, the department shall establish guidelines
44 and procedures to prioritize the availability of
45 educational and vocational training for inmates based
46 upon the goal of facilitating an inmate's successful
47 release from the correctional institution.

48 b. The director of the department of corrections
49 may transfer moneys from Iowa prison industries and the
50 canteen operating funds established pursuant to section

1 904.310, for use in educational programs for inmates.
2 c. Notwithstanding section 8.33, moneys
3 appropriated in this subsection that remain unobligated
4 or unexpended at the close of the fiscal year shall not
5 revert but shall remain available to be used only for
6 the purposes designated in this subsection until the
7 close of the succeeding fiscal year.

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

10 \$ 2,000,000

11 4. For offender mental health and substance abuse
12 treatment:

13 \$ 22,319

14 5. For viral hepatitis prevention and treatment:

15 \$ 167,881

16 Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF
17 CORRECTIONAL SERVICES.

18 1. There is appropriated from the general fund of
19 the state to the department of corrections for the
20 fiscal year beginning July 1, 2013, and ending June
21 30, 2014, for salaries, support, maintenance, and
22 miscellaneous purposes, the following amounts, or
23 so much thereof as is necessary, to be allocated as
24 follows:

25 a. For the first judicial district department of
26 correctional services:

27 \$ 13,646,172

28 b. For the second judicial district department of
29 correctional services:

30 \$ 10,870,425

31 c. For the third judicial district department of
32 correctional services:

33 \$ 6,885,470

34 d. For the fourth judicial district department of
35 correctional services:

36 \$ 5,495,309

37 e. For the fifth judicial district department of
38 correctional services, including funding for electronic
39 monitoring devices for use on a statewide basis:

40 \$ 19,375,428

41 f. For the sixth judicial district department of
42 correctional services:

43 \$ 14,095,408

44 g. For the seventh judicial district department of
45 correctional services:

46 \$ 7,363,514

47 h. For the eighth judicial district department of
48 correctional services:

49 \$ 7,869,317

50 2. Each judicial district department of

1 correctional services, within the funding available,
2 shall continue programs and plans established within
3 that district to provide for intensive supervision, sex
4 offender treatment, diversion of low-risk offenders
5 to the least restrictive sanction available, job
6 development, and expanded use of intermediate criminal
7 sanctions.

8 3. Each judicial district department of
9 correctional services shall provide alternatives to
10 prison consistent with chapter 901B. The alternatives
11 to prison shall ensure public safety while providing
12 maximum rehabilitation to the offender. A judicial
13 district department of correctional services may also
14 establish a day program.

15 4. The governor's office of drug control policy
16 shall consider federal grants made to the department
17 of corrections for the benefit of each of the eight
18 judicial district departments of correctional services
19 as local government grants, as defined pursuant to
20 federal regulations.

21 5. The department of corrections shall continue
22 to contract with a judicial district department
23 of correctional services to provide for the rental
24 of electronic monitoring equipment which shall be
25 available statewide.

26 Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION
27 OF APPROPRIATIONS. Notwithstanding section 8.39,
28 within the moneys appropriated in this division of this
29 Act to the department of corrections, the department
30 may reallocate the moneys appropriated and allocated as
31 necessary to best fulfill the needs of the correctional
32 institutions, administration of the department, and the
33 judicial district departments of correctional services.
34 However, in addition to complying with the requirements
35 of sections 904.116 and 905.8 and providing notice
36 to the legislative services agency, the department
37 of corrections shall also provide notice to the
38 department of management, prior to the effective date
39 of the revision or reallocation of an appropriation
40 made pursuant to this section. The department of
41 corrections shall not reallocate an appropriation or
42 allocation for the purpose of eliminating any program.

43 Sec. 7. INTENT — REPORTS.

44 1. The department of corrections in cooperation
45 with townships, the Iowa cemetery associations, and
46 other nonprofit or governmental entities may use inmate
47 labor during the fiscal year beginning July 1, 2013,
48 to restore or preserve rural cemeteries and historical
49 landmarks. The department in cooperation with the
50 counties may also use inmate labor to clean up roads,

1 major water sources, and other water sources around the
2 state.

3 2. On a quarterly basis the department shall
4 provide a status report regarding private-sector
5 employment to the legislative services agency beginning
6 on July 1, 2013. The report shall include the number
7 of offenders employed in the private sector, the
8 combined number of hours worked by the offenders, the
9 total amount of allowances, and the distribution of
10 allowances pursuant to section 904.702, including any
11 moneys deposited in the general fund of the state.

12 Sec. 8. ELECTRONIC MONITORING REPORT. The
13 department of corrections shall submit a report on
14 electronic monitoring to the general assembly, to the
15 co-chairpersons and the ranking members of the joint
16 appropriations subcommittee on the justice system, and
17 to the legislative services agency by January 15, 2014.
18 The report shall specifically address the number of
19 persons being electronically monitored and break down
20 the number of persons being electronically monitored
21 by offense committed. The report shall also include a
22 comparison of any data from the prior fiscal year with
23 the current year.

24 Sec. 9. STATE AGENCY PURCHASES FROM PRISON
25 INDUSTRIES.

26 1. As used in this section, unless the context
27 otherwise requires, "state agency" means the government
28 of the state of Iowa, including but not limited to
29 all executive branch departments, agencies, boards,
30 bureaus, and commissions, the judicial branch,
31 the general assembly and all legislative agencies,
32 institutions within the purview of the state board of
33 regents, and any corporation whose primary function is
34 to act as an instrumentality of the state.

35 2. State agencies are hereby encouraged to purchase
36 products from Iowa state industries, as defined in
37 section 904.802, when purchases are required and the
38 products are available from Iowa state industries.
39 State agencies shall obtain bids from Iowa state
40 industries for purchases of office furniture during the
41 fiscal year beginning July 1, 2013, exceeding \$5,000
42 or in accordance with applicable administrative rules
43 related to purchases for the agency.

44 Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

45 1. There is appropriated from the general fund of
46 the state to the Iowa law enforcement academy for the
47 fiscal year beginning July 1, 2013, and ending June 30,
48 2014, the following amount, or so much thereof as is
49 necessary, to be used for the purposes designated:

50 For salaries, support, maintenance, miscellaneous

1 purposes, including jailer training and technical
2 assistance, and for not more than the following
3 full-time equivalent positions:

4 \$ 1,001,698
5 FTEs 23.88

6 It is the intent of the general assembly that the
7 Iowa law enforcement academy may provide training of
8 state and local law enforcement personnel concerning
9 the recognition of and response to persons with
10 Alzheimer's disease.

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

18 2. The Iowa law enforcement academy may select
19 at least five automobiles of the department of public
20 safety, division of state patrol, prior to turning over
21 the automobiles to the department of administrative
22 services to be disposed of by public auction, and
23 the Iowa law enforcement academy may exchange any
24 automobile owned by the academy for each automobile
25 selected if the selected automobile is used in training
26 law enforcement officers at the academy. However,
27 any automobile exchanged by the academy shall be
28 substituted for the selected vehicle of the department
29 of public safety and sold by public auction with the
30 receipts being deposited in the depreciation fund to
31 the credit of the department of public safety, division
32 of state patrol.

33 Sec. 11. STATE PUBLIC DEFENDER. There is
34 appropriated from the general fund of the state to the
35 office of the state public defender of the department
36 of inspections and appeals for the fiscal year
37 beginning July 1, 2013, and ending June 30, 2014, the
38 following amounts, or so much thereof as is necessary,
39 to be allocated as follows for the purposes designated:

40 1. For salaries, support, maintenance,
41 miscellaneous purposes, and for not more than the
42 following full-time equivalent positions:
43 \$ 25,862,182
44 FTEs 219.00

45 2. For payments on behalf of eligible adults and
46 juveniles from the indigent defense fund, in accordance
47 with section 815.11:
48 \$ 29,901,929

49 Sec. 12. BOARD OF PAROLE. There is appropriated
50 from the general fund of the state to the board of

1 parole for the fiscal year beginning July 1, 2013, and
2 ending June 30, 2014, the following amount, or so much
3 thereof as is necessary, to be used for the purposes
4 designated:

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

8 \$ 1,203,835
9 FTEs 11.00

10 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE. There is
11 appropriated from the general fund of the state to
12 the department of public defense for the fiscal year
13 beginning July 1, 2013, and ending June 30, 2014, the
14 following amounts, or so much thereof as is necessary,
15 to be used for the purposes designated:

16 1. MILITARY DIVISION

17 For salaries, support, maintenance, miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:

20 \$ 6,527,042
21 FTEs 293.61

22 The military division may temporarily exceed
23 and draw more than the amount appropriated in this
24 subsection and incur a negative cash balance as long
25 as there are receivables of federal funds equal to
26 or greater than the negative balance and the amount
27 appropriated in this subsection is not exceeded at the
28 close of the fiscal year.

29 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT
30 DIVISION OR SUCCESSOR AGENCY

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

34 \$ 2,174,277
35 FTEs 37.40

36 a. The homeland security and emergency management
37 division or successor agency may temporarily exceed
38 and draw more than the amount appropriated in this
39 subsection and incur a negative cash balance as long
40 as there are receivables of federal funds equal to
41 or greater than the negative balance and the amount
42 appropriated in this subsection is not exceeded at the
43 close of the fiscal year.

44 b. It is the intent of the general assembly that
45 the homeland security and emergency management division
46 or successor agency work in conjunction with the
47 department of public safety, to the extent possible,
48 when gathering and analyzing information related to
49 potential domestic or foreign security threats, and
50 when monitoring such threats.

1 Sec. 14. DEPARTMENT OF PUBLIC SAFETY. There is
2 appropriated from the general fund of the state to
3 the department of public safety for the fiscal year
4 beginning July 1, 2013, and ending June 30, 2014, the
5 following amounts, or so much thereof as is necessary,
6 to be used for the purposes designated:

7 1. For the department's administrative functions,
8 including the criminal justice information system, and
9 for not more than the following full-time equivalent
10 positions:

11	\$	4,067,054
12	FTEs	41.00

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

22	\$	12,933,414
23	FTEs	149.60

24 3. For the criminalistics laboratory fund created
25 in section 691.9:

26	\$	302,345
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27 4. a. For the division of narcotics enforcement,
28 including the state's contribution to the peace
29 officers' retirement, accident, and disability system
30 provided in chapter 97A in the amount of the state's
31 normal contribution rate, as defined in section
32 97A.8, multiplied by the salaries for which the
33 moneys are appropriated, to meet federal fund matching
34 requirements, and for not more than the following
35 full-time equivalent positions:

36	\$	6,755,855
37	FTEs	66.00

38 b. For the division of narcotics enforcement for
39 undercover purchases:

40	\$	109,042
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41 5. For the division of state fire marshal, for fire
42 protection services as provided through the state fire
43 service and emergency response council as created in
44 the department, and for the state's contribution to the
45 peace officers' retirement, accident, and disability
46 system provided in chapter 97A in the amount of the
47 state's normal contribution rate, as defined in section
48 97A.8, multiplied by the salaries for which the moneys
49 are appropriated, and for not more than the following
50 full-time equivalent positions:

1 \$ 4,470,556
2 FTEs 54.00

3 6. For the division of state patrol, for salaries,
4 support, maintenance, workers' compensation costs,
5 and miscellaneous purposes, including the state's
6 contribution to the peace officers' retirement,
7 accident, and disability system provided in chapter 97A
8 in the amount of the state's normal contribution rate,
9 as defined in section 97A.8, multiplied by the salaries
10 for which the moneys are appropriated, and for not more
11 than the following full-time equivalent positions:

12 \$ 55,536,208
13 FTEs 499.00

14 It is the intent of the general assembly that
15 members of the state patrol be assigned to patrol
16 the highways and roads in lieu of assignments for
17 inspecting school buses for the school districts.

18 7. For deposit in the sick leave benefits fund
19 established under section 80.42 for all departmental
20 employees eligible to receive benefits for accrued sick
21 leave under the collective bargaining agreement:

22 \$ 279,517

23 8. For costs associated with the training and
24 equipment needs of volunteer fire fighters:

25 \$ 725,520

26 a. Notwithstanding section 8.33, moneys
27 appropriated in this subsection that remain
28 unencumbered or unobligated at the close of the fiscal
29 year shall not revert but shall remain available for
30 expenditure only for the purpose designated in this
31 subsection until the close of the succeeding fiscal
32 year.

33 b. Notwithstanding section 8.39, the department
34 of public safety may reallocate moneys appropriated
35 in this section as necessary to best fulfill the
36 needs provided for in the appropriation. However, the
37 department shall not reallocate moneys appropriated
38 to the department in this section unless notice of
39 the reallocation is given to the legislative services
40 agency and the department of management prior to
41 the effective date of the reallocation. The notice
42 shall include information regarding the rationale for
43 reallocating the moneys. The department shall not
44 reallocate moneys appropriated in this section for the
45 purpose of eliminating any program.

46 Sec. 15. GAMING ENFORCEMENT.

47 1. There is appropriated from the gaming
48 enforcement revolving fund created in section 80.43 to
49 the department of public safety for the fiscal year
50 beginning July 1, 2013, and ending June 30, 2014, the

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

3 For any direct support costs for agents and officers
4 of the division of criminal investigation's excursion
5 gambling boat, gambling structure, and racetrack
6 enclosure enforcement activities, including salaries,
7 support, maintenance, miscellaneous purposes, and
8 for not more than the following full-time equivalent
9 positions:

10 \$ 10,898,008
11 FTEs 115.00

12 2. For each additional license to conduct gambling
13 games on an excursion gambling boat, gambling
14 structure, or racetrack enclosure issued during
15 the fiscal year beginning July 1, 2013, there is
16 appropriated from the gaming enforcement fund to
17 the department of public safety for the fiscal year
18 beginning July 1, 2013, and ending June 30, 2014, an
19 additional amount of not more than \$300,000 to be used
20 for not more than 3.00 additional full-time equivalent
21 positions.

22 3. The department of public safety, with the
23 approval of the department of management, may employ
24 no more than three special agents for each additional
25 riverboat or gambling structure regulated after July 1,
26 2013, and three special agents for each racing facility
27 which becomes operational during the fiscal year which
28 begins July 1, 2013. Positions authorized in this
29 subsection are in addition to the full-time equivalent
30 positions otherwise authorized in this section.

31 Sec. 16. CIVIL RIGHTS COMMISSION. There is
32 appropriated from the general fund of the state to the
33 Iowa state civil rights commission for the fiscal year
34 beginning July 1, 2013, and ending June 30, 2014, the
35 following amount, or so much thereof as is necessary,
36 to be used for the purposes designated:

37 For salaries, support, maintenance, miscellaneous
38 purposes, and for not more than the following full-time
39 equivalent positions:

40 \$ 1,297,069
41 FTEs 28.00

42 The Iowa state civil rights commission may enter
43 into a contract with a nonprofit organization to
44 provide legal assistance to resolve civil rights
45 complaints.

46 Sec. 17. CRIMINAL AND JUVENILE JUSTICE PLANNING
47 DIVISION. There is appropriated from the general fund
48 of the state to the criminal and juvenile justice
49 planning division of the department of human rights for
50 the fiscal year beginning July 1, 2013, and ending June

1 30, 2014, the following amounts, or so much thereof as
 2 is necessary, to be used for the purposes designated:
 3 For salaries, support, maintenance, and
 4 miscellaneous purposes, and for not more than the
 5 following full-time equivalent positions:
 6 \$ 1,100,105
 7 FTEs 9.81

8 The criminal and juvenile justice planning advisory
 9 council and the juvenile justice advisory council
 10 shall coordinate their efforts in carrying out their
 11 respective duties relative to juvenile justice.

12 Sec. 18. HOMELAND SECURITY AND EMERGENCY MANAGEMENT
 13 DIVISION OR SUCCESSOR AGENCY. There is appropriated
 14 from the E911 emergency communications fund created in
 15 section 34A.7A to the homeland security and emergency
 16 management division of the department of public defense
 17 or successor agency for the fiscal year beginning
 18 July 1, 2013, and ending June 30, 2014, an amount not
 19 exceeding \$250,000 to be used for implementation,
 20 support, and maintenance of the functions of the
 21 administrator and program manager under chapter 34A and
 22 to employ the auditor of the state to perform an annual
 23 audit of the wireless E911 emergency communications
 24 fund.

25 DIVISION II
 26 FY 2014-2015
 27 APPROPRIATIONS

28 Sec. 19. DEPARTMENT OF JUSTICE.
 29 1. There is appropriated from the general fund
 30 of the state to the department of justice for the
 31 fiscal year beginning July 1, 2014, and ending June 30,
 32 2015, the following amounts, or so much thereof as is
 33 necessary, to be used for the purposes designated:
 34 a. For the general office of attorney general for
 35 salaries, support, maintenance, and miscellaneous
 36 purposes, including the prosecuting attorneys training
 37 program, matching funds for federal violence against
 38 women grant programs, victim assistance grants, office
 39 of drug control policy prosecuting attorney program,
 40 and odometer fraud enforcement, and for not more than
 41 the following full-time equivalent positions:

42 \$ 6,138,162
 43 FTEs 214.00

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

49 b. For victim assistance grants:
 50 \$ 2,444,940

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

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

10 The department of justice shall transfer at least
11 \$150,000 from the victim compensation fund established
12 in section 915.94 to the victim assistance grant
13 program.

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

16 \$ 1,791,304

17 2. a. The department of justice, in submitting
18 budget estimates for the fiscal year commencing July
19 1, 2015, pursuant to section 8.23, shall include a
20 report of funding from sources other than amounts
21 appropriated directly from the general fund of the
22 state to the department of justice or to the office of
23 consumer advocate. These funding sources shall include
24 but are not limited to reimbursements from other state
25 agencies, commissions, boards, or similar entities, and
26 reimbursements from special funds or internal accounts
27 within the department of justice. The department of
28 justice shall also report actual reimbursements for the
29 fiscal year commencing July 1, 2013, and actual and
30 expected reimbursements for the fiscal year commencing
31 July 1, 2014.

32 b. The department of justice shall include the
33 report required under paragraph "a", as well as
34 information regarding any revisions occurring as a
35 result of reimbursements actually received or expected
36 at a later date, in a report to the co-chairpersons
37 and ranking members of the joint appropriations
38 subcommittee on the justice system and the legislative
39 services agency. The department of justice shall
40 submit the report on or before January 15, 2015.

41 Sec. 20. OFFICE OF CONSUMER ADVOCATE. There is
42 appropriated from the department of commerce revolving
43 fund created in section 546.12 to the office of
44 consumer advocate of the department of justice for the
45 fiscal year beginning July 1, 2014, and ending June 30,
46 2015, the following amount, or so much thereof as is
47 necessary, to be used for the purposes designated:

48 For salaries, support, maintenance, miscellaneous
49 purposes, and for not more than the following full-time
50 equivalent positions:

1 \$ 2,665,739
2 FTEs 22.00

3 Sec. 21. DEPARTMENT OF CORRECTIONS — FACILITIES.

4 1. There is appropriated from the general fund of
5 the state to the department of corrections for the
6 fiscal year beginning July 1, 2014, and ending June
7 30, 2015, the following amounts, or so much thereof as
8 is necessary, to be used for the operation of adult
9 correctional institutions, reimbursement of counties
10 for certain confinement costs, and federal prison
11 reimbursement, to be allocated as follows:

12 a. For the operation of the Fort Madison
13 correctional facility, including salaries, support,
14 maintenance, and miscellaneous purposes:

15 \$ 36,641,063

16 The department of corrections shall submit, to
17 the co-chairpersons and ranking members of the joint
18 appropriations subcommittee on the justice system by
19 January 15, 2015, the plans for the integration of the
20 John Bennett facility and the clinical care unit into
21 the new Fort Madison maximum security correctional
22 facility and the future plans for the use of the
23 current Fort Madison maximum security correctional
24 facility after the inmates are transferred to the new
25 facility.

26 b. For the operation of the Anamosa correctional
27 facility, including salaries, support, maintenance, and
28 miscellaneous purposes:

29 \$ 26,585,860

30 c. For the operation of the Oakdale correctional
31 facility, including salaries, support, maintenance, and
32 miscellaneous purposes:

33 \$ 49,767,605

34 d. For the operation of the Newton correctional
35 facility, including salaries, support, maintenance, and
36 miscellaneous purposes:

37 \$ 23,058,197

38 e. For the operation of the Mt. Pleasant
39 correctional facility, including salaries, support,
40 maintenance, and miscellaneous purposes:

41 \$ 21,089,713

42 f. For the operation of the Rockwell City
43 correctional facility, including salaries, support,
44 maintenance, and miscellaneous purposes:

45 \$ 8,220,476

46 g. For the operation of the Clarinda correctional
47 facility, including salaries, support, maintenance, and
48 miscellaneous purposes:

49 \$ 21,455,374

50 Moneys received by the department of corrections as

1 reimbursement for services provided to the Clarinda
2 youth corporation are appropriated to the department
3 and shall be used for the purpose of operating the
4 Clarinda correctional facility.

5 h. For the operation of the Mitchellville
6 correctional facility, including salaries, support,
7 maintenance, and miscellaneous purposes:
8 \$ 18,363,430

9 i. For the operation of the Fort Dodge correctional
10 facility, including salaries, support, maintenance, and
11 miscellaneous purposes:
12 \$ 25,385,447

13 j. For reimbursement of counties for temporary
14 confinement of work release and parole violators, as
15 provided in sections 901.7, 904.908, and 906.17, and
16 for offenders confined pursuant to section 904.513:
17 \$ 913,828

18 k. For federal prison reimbursement, reimbursements
19 for out-of-state placements, and miscellaneous
20 contracts:
21 \$ 411,749

22 2. The department of corrections shall use moneys
23 appropriated in subsection 1 to continue to contract
24 for the services of a Muslim imam and a Native American
25 spiritual leader.

26 Sec. 22. DEPARTMENT OF CORRECTIONS —
27 ADMINISTRATION. There is appropriated from the general
28 fund of the state to the department of corrections for
29 the fiscal year beginning July 1, 2014, and ending June
30 30, 2015, the following amounts, or so much thereof as
31 is necessary, to be used for the purposes designated:

32 1. For general administration, including salaries,
33 support, maintenance, employment of an education
34 director to administer a centralized education
35 program for the correctional system, and miscellaneous
36 purposes:
37 \$ 4,319,345

38 a. It is the intent of the general assembly
39 that each lease negotiated by the department of
40 corrections with a private corporation for the purpose
41 of providing private industry employment of inmates in
42 a correctional institution shall prohibit the private
43 corporation from utilizing inmate labor for partisan
44 political purposes for any person seeking election to
45 public office in this state and that a violation of
46 this requirement shall result in a termination of the
47 lease agreement.

48 b. It is the intent of the general assembly that as
49 a condition of receiving the appropriation provided in
50 this subsection the department of corrections shall not

1 enter into a lease or contractual agreement pursuant to
2 section 904.809 with a private corporation for the use
3 of building space for the purpose of providing inmate
4 employment without providing that the terms of the
5 lease or contract establish safeguards to restrict, to
6 the greatest extent feasible, access by inmates working
7 for the private corporation to personal identifying
8 information of citizens.

9 2. For educational programs for inmates at state
10 penal institutions:

11 \$ 2,004,393

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

18 b. The director of the department of corrections
19 may transfer moneys from Iowa prison industries and the
20 canteen operating funds established pursuant to section
21 904.310, for use in educational programs for inmates.

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

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

30 \$ 1,700,000

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

33 \$ 18,971

34 5. For viral hepatitis prevention and treatment:

35 \$ 142,699

36 Sec. 23. JUDICIAL DISTRICT DEPARTMENTS OF
37 CORRECTIONAL SERVICES.

38 1. There is appropriated from the general fund of
39 the state to the department of corrections for the
40 fiscal year beginning July 1, 2014, and ending June
41 30, 2015, for salaries, support, maintenance, and
42 miscellaneous purposes, the following amounts, or
43 so much thereof as is necessary, to be allocated as
44 follows:

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

47 \$ 11,599,246

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

50 \$ 9,239,861

1 c. For the third judicial district department of
2 correctional services:

3 \$ 5,852,650

4 d. For the fourth judicial district department of
5 correctional services:

6 \$ 4,671,013

7 e. For the fifth judicial district department of
8 correctional services, including funding for electronic
9 monitoring devices for use on a statewide basis:

10 \$ 16,469,114

11 f. For the sixth judicial district department of
12 correctional services:

13 \$ 11,981,097

14 g. For the seventh judicial district department of
15 correctional services:

16 \$ 6,258,987

17 h. For the eighth judicial district department of
18 correctional services:

19 \$ 6,688,919

20 2. Each judicial district department of
21 correctional services, within the funding available,
22 shall continue programs and plans established within
23 that district to provide for intensive supervision, sex
24 offender treatment, diversion of low-risk offenders
25 to the least restrictive sanction available, job
26 development, and expanded use of intermediate criminal
27 sanctions.

28 3. Each judicial district department of
29 correctional services shall provide alternatives to
30 prison consistent with chapter 901B. The alternatives
31 to prison shall ensure public safety while providing
32 maximum rehabilitation to the offender. A judicial
33 district department of correctional services may also
34 establish a day program.

35 4. The governor's office of drug control policy
36 shall consider federal grants made to the department
37 of corrections for the benefit of each of the eight
38 judicial district departments of correctional services
39 as local government grants, as defined pursuant to
40 federal regulations.

41 5. The department of corrections shall continue
42 to contract with a judicial district department
43 of correctional services to provide for the rental
44 of electronic monitoring equipment which shall be
45 available statewide.

46 Sec. 24. DEPARTMENT OF CORRECTIONS — REALLOCATION
47 OF APPROPRIATIONS. Notwithstanding section 8.39,
48 within the moneys appropriated in this division of this
49 Act to the department of corrections, the department
50 may reallocate the moneys appropriated and allocated as

1 necessary to best fulfill the needs of the correctional
2 institutions, administration of the department, and the
3 judicial district departments of correctional services.
4 However, in addition to complying with the requirements
5 of sections 904.116 and 905.8 and providing notice
6 to the legislative services agency, the department
7 of corrections shall also provide notice to the
8 department of management, prior to the effective date
9 of the revision or reallocation of an appropriation
10 made pursuant to this section. The department of
11 corrections shall not reallocate an appropriation or
12 allocation for the purpose of eliminating any program.

13 Sec. 25. INTENT — REPORTS.

14 1. The department of corrections in cooperation
15 with townships, the Iowa cemetery associations, and
16 other nonprofit or governmental entities may use inmate
17 labor during the fiscal year beginning July 1, 2014,
18 to restore or preserve rural cemeteries and historical
19 landmarks. The department in cooperation with the
20 counties may also use inmate labor to clean up roads,
21 major water sources, and other water sources around the
22 state.

23 2. On a quarterly basis the department shall
24 provide a status report regarding private-sector
25 employment to the legislative services agency beginning
26 on July 1, 2014. The report shall include the number
27 of offenders employed in the private sector, the
28 combined number of hours worked by the offenders, the
29 total amount of allowances, and the distribution of
30 allowances pursuant to section 904.702, including any
31 moneys deposited in the general fund of the state.

32 Sec. 26. ELECTRONIC MONITORING REPORT. The
33 department of corrections shall submit a report on
34 electronic monitoring to the general assembly, to the
35 co-chairpersons and the ranking members of the joint
36 appropriations subcommittee on the justice system, and
37 to the legislative services agency by January 15, 2015.
38 The report shall specifically address the number of
39 persons being electronically monitored and break down
40 the number of persons being electronically monitored
41 by offense committed. The report shall also include a
42 comparison of any data from the prior fiscal year with
43 the current year.

44 Sec. 27. STATE AGENCY PURCHASES FROM PRISON
45 INDUSTRIES.

46 1. As used in this section, unless the context
47 otherwise requires, "state agency" means the government
48 of the state of Iowa, including but not limited to
49 all executive branch departments, agencies, boards,
50 bureaus, and commissions, the judicial branch,

1 the general assembly and all legislative agencies,
2 institutions within the purview of the state board of
3 regents, and any corporation whose primary function is
4 to act as an instrumentality of the state.

5 2. State agencies are hereby encouraged to purchase
6 products from Iowa state industries, as defined in
7 section 904.802, when purchases are required and the
8 products are available from Iowa state industries.
9 State agencies shall obtain bids from Iowa state
10 industries for purchases of office furniture during the
11 fiscal year beginning July 1, 2014, exceeding \$5,000
12 or in accordance with applicable administrative rules
13 related to purchases for the agency.

14 Sec. 28. IOWA LAW ENFORCEMENT ACADEMY.

15 1. There is appropriated from the general fund of
16 the state to the Iowa law enforcement academy for the
17 fiscal year beginning July 1, 2014, and ending June 30,
18 2015, the following amount, or so much thereof as is
19 necessary, to be used for the purposes designated:

20 For salaries, support, maintenance, miscellaneous
21 purposes, including jailer training and technical
22 assistance, and for not more than the following
23 full-time equivalent positions:

24	\$	851,443
25	FTEs	23.88

26 It is the intent of the general assembly that the
27 Iowa law enforcement academy may provide training of
28 state and local law enforcement personnel concerning
29 the recognition of and response to persons with
30 Alzheimer's disease.

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

38 2. The Iowa law enforcement academy may select
39 at least five automobiles of the department of public
40 safety, division of state patrol, prior to turning over
41 the automobiles to the department of administrative
42 services to be disposed of by public auction, and
43 the Iowa law enforcement academy may exchange any
44 automobile owned by the academy for each automobile
45 selected if the selected automobile is used in training
46 law enforcement officers at the academy. However,
47 any automobile exchanged by the academy shall be
48 substituted for the selected vehicle of the department
49 of public safety and sold by public auction with the
50 receipts being deposited in the depreciation fund to

1 the credit of the department of public safety, division
2 of state patrol.

3 Sec. 29. STATE PUBLIC DEFENDER. There is
4 appropriated from the general fund of the state to the
5 office of the state public defender of the department
6 of inspections and appeals for the fiscal year
7 beginning July 1, 2014, and ending June 30, 2015, the
8 following amounts, or so much thereof as is necessary,
9 to be allocated as follows for the purposes designated:

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

13 \$ 21,982,855
14 FTEs 219.00

15 2. For payments on behalf of eligible adults and
16 juveniles from the indigent defense fund, in accordance
17 with section 815.11:

18 \$ 25,416,640

19 Sec. 30. BOARD OF PAROLE. There is appropriated
20 from the general fund of the state to the board of
21 parole for the fiscal year beginning July 1, 2014, and
22 ending June 30, 2015, the following amount, or so much
23 thereof as is necessary, to be used for the purposes
24 designated:

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

28 \$ 1,023,260
29 FTEs 11.00

30 Sec. 31. DEPARTMENT OF PUBLIC DEFENSE. There is
31 appropriated from the general fund of the state to
32 the department of public defense for the fiscal year
33 beginning July 1, 2014, and ending June 30, 2015, the
34 following amounts, or so much thereof as is necessary,
35 to be used for the purposes designated:

36 1. MILITARY DIVISION

37 For salaries, support, maintenance, miscellaneous
38 purposes, and for not more than the following full-time
39 equivalent positions:

40 \$ 5,547,986
41 FTEs 308.21

42 The military division may temporarily exceed
43 and draw more than the amount appropriated in this
44 subsection and incur a negative cash balance as long
45 as there are receivables of federal funds equal to
46 or greater than the negative balance and the amount
47 appropriated in this subsection is not exceeded at the
48 close of the fiscal year.

49 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT
50 DIVISION OR SUCCESSOR AGENCY

1 For salaries, support, maintenance, miscellaneous
2 purposes, and for not more than the following full-time
3 equivalent positions:

4 \$ 1,848,135
5 FTEs 37.40

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

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

21 Sec. 32. DEPARTMENT OF PUBLIC SAFETY. There is
22 appropriated from the general fund of the state to
23 the department of public safety for the fiscal year
24 beginning July 1, 2014, and ending June 30, 2015, the
25 following amounts, or so much thereof as is necessary,
26 to be used for the purposes designated:

27 1. For the department's administrative functions,
28 including the criminal justice information system, and
29 for not more than the following full-time equivalent
30 positions:

31 \$ 3,456,996
32 FTEs 41.00

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

42 \$ 10,993,402
43 FTEs 149.60

44 3. For the criminalistics laboratory fund created
45 in section 691.9:

46 \$ 256,993

47 4. a. For the division of narcotics enforcement,
48 including the state's contribution to the peace
49 officers' retirement, accident, and disability system
50 provided in chapter 97A in the amount of the state's

1 normal contribution rate, as defined in section
2 97A.8, multiplied by the salaries for which the
3 moneys are appropriated, to meet federal fund matching
4 requirements, and for not more than the following
5 full-time equivalent positions:

6 \$ 5,742,477
7 FTEs 66.00

8 b. For the division of narcotics enforcement for
9 undercover purchases:

10 \$ 92,686

11 5. For the division of state fire marshal, for fire
12 protection services as provided through the state fire
13 service and emergency response council as created in
14 the department, and for the state's contribution to the
15 peace officers' retirement, accident, and disability
16 system provided in chapter 97A in the amount of the
17 state's normal contribution rate, as defined in section
18 97A.8, multiplied by the salaries for which the moneys
19 are appropriated, and for not more than the following
20 full-time equivalent positions:

21 \$ 3,799,973
22 FTEs 54.00

23 6. For the division of state patrol, for salaries,
24 support, maintenance, workers' compensation costs,
25 and miscellaneous purposes, including the state's
26 contribution to the peace officers' retirement,
27 accident, and disability system provided in chapter 97A
28 in the amount of the state's normal contribution rate,
29 as defined in section 97A.8, multiplied by the salaries
30 for which the moneys are appropriated, and for not more
31 than the following full-time equivalent positions:

32 \$ 47,205,777
33 FTEs 499.00

34 It is the intent of the general assembly that
35 members of the state patrol be assigned to patrol
36 the highways and roads in lieu of assignments for
37 inspecting school buses for the school districts.

38 7. For deposit in the sick leave benefits fund
39 established under section 80.42 for all departmental
40 employees eligible to receive benefits for accrued sick
41 leave under the collective bargaining agreement:

42 \$ 237,589

43 8. For costs associated with the training and
44 equipment needs of volunteer fire fighters:

45 \$ 616,692

46 a. Notwithstanding section 8.33, moneys
47 appropriated in this subsection that remain
48 unencumbered or unobligated at the close of the fiscal
49 year shall not revert but shall remain available for
50 expenditure only for the purpose designated in this

1 subsection until the close of the succeeding fiscal
2 year.

3 b. Notwithstanding section 8.39, the department
4 of public safety may reallocate moneys appropriated
5 in this section as necessary to best fulfill the
6 needs provided for in the appropriation. However, the
7 department shall not reallocate moneys appropriated
8 to the department in this section unless notice of
9 the reallocation is given to the legislative services
10 agency and the department of management prior to
11 the effective date of the reallocation. The notice
12 shall include information regarding the rationale for
13 reallocating the moneys. The department shall not
14 reallocate moneys appropriated in this section for the
15 purpose of eliminating any program.

16 Sec. 33. GAMING ENFORCEMENT.

17 1. There is appropriated from the gaming
18 enforcement revolving fund created in section 80.43 to
19 the department of public safety for the fiscal year
20 beginning July 1, 2014, and ending June 30, 2015, the
21 following amount, or so much thereof as is necessary,
22 to be used for the purposes designated:

23 For any direct support costs for agents and officers
24 of the division of criminal investigation's excursion
25 gambling boat, gambling structure, and racetrack
26 enclosure enforcement activities, including salaries,
27 support, maintenance, miscellaneous purposes, and
28 for not more than the following full-time equivalent
29 positions:

30	\$	9,263,307
31	FTEs	115.00

32 2. For each additional license to conduct gambling
33 games on an excursion gambling boat, gambling
34 structure, or racetrack enclosure issued during
35 the fiscal year beginning July 1, 2014, there is
36 appropriated from the gaming enforcement fund to
37 the department of public safety for the fiscal year
38 beginning July 1, 2014, and ending June 30, 2015, an
39 additional amount of not more than \$300,000 to be used
40 for not more than 3.00 additional full-time equivalent
41 positions.

42 3. The department of public safety, with the
43 approval of the department of management, may employ
44 no more than three special agents for each additional
45 riverboat or gambling structure regulated after July 1,
46 2014, and three special agents for each racing facility
47 which becomes operational during the fiscal year which
48 begins July 1, 2014. Positions authorized in this
49 subsection are in addition to the full-time equivalent
50 positions otherwise authorized in this section.

1 office of the treasurer of state under the control of
2 the department of public safety. Any moneys annually
3 appropriated, granted, or credited to the fund,
4 including any federal moneys, are appropriated to
5 the department of public safety for the planning and
6 development of a statewide public safety interoperable
7 and broadband communications system.

8 2. Notwithstanding section 12C.7, subsection 2,
9 interest and earnings on moneys deposited in the fund
10 shall be credited to the fund. Notwithstanding section
11 8.33, moneys remaining in the fund at the end of the
12 fiscal year shall not revert to any other fund but
13 shall remain available to be used for the purposes
14 specified in subsection 1.

15 Sec. 38. 2011 Iowa Acts, chapter 134, section 43,
16 subsection 9, as amended by 2012 Iowa Acts, chapter
17 1134, section 10, is amended to read as follows:

18 9. For costs associated with the training and
19 operation of the statewide interoperable communications
20 system board ~~excluding salaries and contracts or~~
21 deposit in the statewide public safety interoperable
22 and broadband communications fund established in
23 section 80.44, as determined by the department:

24 \$ 48,000

25 Sec. 39. EFFECTIVE UPON ENACTMENT. The following
26 provision or provisions of this division of this Act,
27 being deemed of immediate importance, take effect upon
28 enactment:

29 1. The section of this division amending 2011 Iowa
30 Acts, chapter 134, section 43, subsection 9, as amended
31 by 2012 Iowa Acts, chapter 1134, section 10.

32 2. The section of this division enacting the
33 section tentatively numbered 80.44.

34 DIVISION IV

35 PUBLIC SAFETY AND TRAINING TASK FORCE APPROPRIATION

36 Sec. 40. PUBLIC SAFETY TRAINING AND FACILITIES TASK
37 FORCE.

38 1. A public safety training and facilities task
39 force is established. The department of public safety
40 shall provide administrative support for the task
41 force.

42 2. The task force shall consist of the following
43 members:

44 a. One member appointed by the Iowa state sheriffs'
45 and deputies' association.

46 b. One member appointed by the Iowa police chiefs
47 association.

48 c. One member who is a fire fighter appointed by
49 the Iowa professional fire fighters association.

50 d. One member who is the administrator of the Iowa

1 fire service training bureau or the administrator's
2 designee.

3 e. One member who is a representative of the fire
4 service who is not a fire chief appointed by the Iowa
5 firefighters association.

6 f. The director of the Iowa law enforcement academy
7 or the director's designee.

8 g. The commissioner of public safety or the
9 training coordinator of the department of public
10 safety, as designated by the commissioner.

11 h. The state fire marshal or the state fire
12 marshal's designee.

13 i. One member appointed by the Iowa state police
14 association.

15 j. One member who is a fire chief appointed by the
16 Iowa fire chiefs association.

17 k. One member appointed by the Iowa emergency
18 medical services association.

19 l. One member appointed by the Iowa emergency
20 management association.

21 m. One member who is a fire chief appointed by the
22 Iowa association of professional fire chiefs.

23 n. One member who is a member of the office
24 of motor vehicle enforcement of the department of
25 transportation appointed by the director of the
26 department of transportation.

27 o. Four members of the general assembly serving
28 as ex officio, nonvoting members, one representative
29 to be appointed by the speaker of the house of
30 representatives, one representative to be appointed by
31 the minority leader of the house of representatives,
32 one senator to be appointed by the majority leader of
33 the senate, and one senator to be appointed by the
34 minority leader of the senate.

35 3. The members of the task force shall select
36 one chairperson and one vice chairperson. The vice
37 chairperson shall preside in the absence of the
38 chairperson. Section 69.16A shall apply to the voting
39 members of the task force.

40 4. It is the intent of the general assembly in
41 establishing this task force that the task force
42 develop a coordinated plan amongst all public safety
43 disciplines that would oversee the construction of a
44 consolidated fire and police public safety training
45 facility, provide for the establishment of a governance
46 board for the public safety disciplines and the
47 consolidated facility, and to establish a consistent
48 and steady funding mechanism to defray public safety
49 training costs on an ongoing basis.

50 5. The task force shall seek and consider input

1 from all interested stakeholders and members of the
2 public and shall include an emphasis on receiving input
3 from fire service, law enforcement, and emergency
4 medical services personnel. The task force shall
5 consider and develop strategies relating to public
6 safety training facility governance with the goal of
7 all public safety disciplines being represented. Each
8 public safety discipline shall advise the task force by
9 developing individual training policies as determined
10 by the discipline's governing bodies. The task force
11 shall also develop a proposal for a joint public safety
12 training facility, a budget for construction and future
13 operation of the facility, financing options, including
14 possible public-private partnerships, for construction
15 and operation of the facility, and potential locations
16 for the facility that are centrally located in this
17 state.

18 6. a. The task force shall provide interim reports
19 to the general assembly by December 31 of each year
20 concerning the activities of the task force and shall
21 submit its final report, including its findings and
22 recommendations, to the general assembly by December
23 31, 2016.

24 b. The final report shall include but not be
25 limited to recommendations concerning the following:

26 (1) Consolidation of public safety governance
27 within a single board and the membership of the board.
28 Board duties would include overseeing the construction
29 and maintenance of a consolidated fire and police
30 public safety training facility.

31 (2) Development of a consolidated fire and police
32 public safety training facility, including possible
33 locations, building recommendations, and financing
34 options.

35 (3) Any other recommendations relating to public
36 safety training and facilities requirements.

37 DIVISION V

38 CIGARETTE FIRE SAFETY STANDARD FUND — APPROPRIATION

39 Sec. 41. Section 101B.5, subsection 5, Code 2013,
40 is amended to read as follows:

41 5. For each cigarette listed in a certification, a
42 manufacturer shall pay a fee of one hundred dollars to
43 the department. The department shall deposit all fees
44 received pursuant to this subsection with the treasurer
45 of state for credit to the general fund of the state.

46 Sec. 42. Section 101B.8, Code 2013, is amended by
47 adding the following new subsection:

48 NEW SUBSECTION. 10. The department shall deposit
49 any moneys received from civil penalties assessed
50 pursuant to this section with the treasurer of state

1 for credit to the general fund of the state.

2 Sec. 43. Section 101B.9, Code 2013, is amended to
3 read as follows:

4 **101B.9 Cigarette fire safety standard fund.**

5 A cigarette fire safety standard fund is created as
6 a special fund in the state treasury under the control
7 of the department of public safety. The fund shall
8 consist of all moneys recovered from the assessment
9 of civil penalties or certification fees under this
10 chapter. ~~The moneys in the fund shall, in~~ In addition
11 to any moneys made available for such purpose, ~~be~~
12 ~~available, subject to appropriation,~~ moneys in the fund
13 are appropriated to the department of public safety for
14 the purpose of fire safety and prevention programs,
15 including for entry level fire fighter training,
16 equipment, and operations.

17 Sec. 44. REPEAL. Section 101B.9, Code 2013, is
18 repealed.

19 Sec. 45. CIGARETTE FIRE SAFETY STANDARD FUND.
20 Notwithstanding any provision of law to the contrary,
21 the first \$50,000 of the unencumbered or unobligated
22 balance of the cigarette fire safety standard fund at
23 the close of the fiscal year beginning July 1, 2012,
24 is appropriated to the department of public safety to
25 be used for the administrative support of the public
26 safety training and facilities task force established
27 in this Act, during the fiscal period beginning July
28 1, 2013, and ending June 30, 2017. Any remaining
29 balance of the cigarette fire and safety standard fund
30 at the close of the fiscal year beginning July 1,
31 2012, is transferred to the department of corrections
32 and is appropriated for use during the fiscal year
33 beginning July 1, 2013, and ending June 30, 2014, for
34 the renovation or replacement of the farm one bunkhouse
35 at the Fort Madison correctional facility.

36 Sec. 46. EFFECTIVE UPON ENACTMENT. The following
37 provision or provisions of this division of this Act,
38 being deemed of immediate importance, take effect upon
39 enactment:

40 1. The section of this division amending section
41 101B.9.

42 2. The section of this division providing for
43 retroactive applicability.

44 Sec. 47. RETROACTIVE APPLICABILITY. The following
45 provision or provisions of this division of this Act
46 apply retroactively to July 1, 2007:

47 1. The section of this division amending section
48 101B.9.

49 DIVISION VI
50 SPECIAL AGENTS — GAMING

1 Sec. 48. Section 99D.14, subsection 2, paragraph a,
2 Code 2013, is amended to read as follows:

3 a. (1) A licensee shall pay a regulatory fee to be
4 charged as provided in this section. In determining
5 the regulatory fee to be charged as provided under
6 this section, the commission shall use the amount
7 appropriated to the commission plus the cost of
8 salaries for no more than ~~two~~ three special agents for
9 each racetrack that has not been issued a table games
10 license under chapter 99F or no more than three special
11 agents for each racetrack that has been issued a table
12 games license under chapter 99F, plus any direct and
13 indirect support costs for the agents, for the division
14 of criminal investigation's racetrack activities, as
15 the basis for determining the amount of revenue to be
16 raised from the regulatory fee.

17 (2) Indirect support costs under this section shall
18 be calculated at the same rate used in accordance
19 with the federal office of management and budget
20 cost principles for state, local, and Indian tribal
21 governments that receive a federally approved indirect
22 cost rate.

23 Sec. 49. Section 99D.14, subsection 2, Code 2013,
24 is amended by adding the following new paragraphs:

25 NEW PARAGRAPH. d. The aggregate amount of the
26 regulatory fee assessed under paragraph "a" during each
27 fiscal year shall be reduced by an amount equal to the
28 unexpended moneys from the previous fiscal year that
29 were deposited into the revolving funds established in
30 sections 80.43 and 99F.20 during that previous fiscal
31 year.

32 NEW PARAGRAPH. e. By January 1, 2014, and by
33 January 1 of every year thereafter, the division of
34 criminal investigation shall provide the commission
35 with a report detailing the activities of the division
36 during the previous fiscal year for each racetrack
37 enclosure.

38 NEW PARAGRAPH. f. The division of criminal
39 investigation shall conduct a study relating to the
40 number of special agents permitted for each racetrack
41 under this subsection and the activities of such
42 agents. The study shall also include input from the
43 commission and licensees and be combined with the
44 report under section 99F.10, subsection 2, paragraph
45 "e". The division of criminal investigation shall file
46 a final report with the co-chairpersons and ranking
47 members of the joint appropriations subcommittee on the
48 justice system and the legislative services agency by
49 July 1, 2020.

50 Sec. 50. Section 99F.10, subsection 4, Code 2013,

1 is amended to read as follows:

2 4. a. In determining the license fees and state
3 regulatory fees to be charged as provided under section
4 99F.4 and this section, the commission shall use as
5 the basis for determining the amount of revenue to
6 be raised from the license fees and regulatory fees
7 the amount appropriated to the commission plus the
8 following as applicable:

9 (1) Prior to July 1, 2016, the cost of salaries
10 for no more than two special agents for each excursion
11 gambling boat or gambling structure and no more than
12 four gaming enforcement officers for each excursion
13 gambling boat or gambling structure with a patron
14 capacity of less than two thousand persons or no
15 more than five gaming enforcement officers for each
16 excursion gambling boat or gambling structure with
17 a patron capacity of at least two thousand persons,
18 plus any direct and indirect support costs for the
19 agents and officers, for the division of criminal
20 investigation's excursion gambling boat or gambling
21 structure activities. However, the division of
22 criminal investigation may add one additional special
23 agent to the number of special agents specified in
24 this subparagraph for each excursion gambling boat or
25 gambling structure if at least two gaming enforcement
26 officer full-time equivalent positions are vacant.
27 Otherwise, the division of criminal investigation shall
28 not fill vacant gaming enforcement officer positions.

29 (2) On or after July 1, 2016, the cost of salaries
30 for no more than three special agents for each
31 excursion gambling boat or gambling structure, plus
32 any direct and indirect support costs for the agents,
33 for the division of criminal investigation's excursion
34 gambling boat or gambling structure activities.

35 b. Notwithstanding sections 8.60 and 99F.4, the
36 portion of the fee paid pursuant to paragraph "a"
37 relating to the costs of special agents and officers
38 plus any direct and indirect support costs for the
39 agents and officers, for the division of criminal
40 investigation's excursion gambling boat or gambling
41 structure activities, shall be deposited into the
42 gaming enforcement revolving fund established in
43 section 80.43. However, the department of public
44 safety shall transfer, on an annual basis, the portion
45 of the regulatory fee attributable to the indirect
46 support costs of the special agents and gaming
47 enforcement officers to the general fund of the state.

48 c. Notwithstanding sections 8.60 and 99F.4, the
49 portion of the fee paid pursuant to paragraph "a"
50 relating to the costs of the commission shall not be

1 deposited in the general fund of the state but instead
2 shall be deposited into the gaming regulatory revolving
3 fund established in section 99F.20.

4 d. Indirect support costs under paragraph "a" shall
5 be calculated at the same rate used in accordance
6 with the federal office of management and budget
7 cost principles for state, local, and Indian tribal
8 governments that receive a federally approved indirect
9 cost rate.

10 e. The aggregate amount of the regulatory fee
11 assessed under paragraph "a" during each fiscal year
12 shall be reduced by an amount equal to the unexpended
13 moneys from the previous fiscal year that were
14 deposited into the revolving funds established in
15 sections 80.43 or 99F.20 during that previous fiscal
16 year.

17 f. By January 1, 2014, and by January 1 of every
18 year thereafter, the division of criminal investigation
19 shall provide the commission with a report detailing
20 the activities of the division during the previous
21 fiscal year for each excursion gambling boat and
22 gambling structure.

23 g. The division of criminal investigation shall
24 conduct a study relating to the number of special
25 agents permitted for each excursion gambling boat
26 or gambling structure under this subsection and the
27 activities of such agents. The study shall also
28 include input from the commission and licensees and
29 be combined with the report under section 99D.14,
30 subsection 2, paragraph "d". The division of criminal
31 investigation shall file a final report with the
32 co-chairpersons and ranking members of the joint
33 appropriations subcommittee on the justice system and
34 the legislative services agency by July 1, 2020.

35 Sec. 51. GAMING ENFORCEMENT STUDY. The division
36 of criminal investigation of the department of public
37 safety and the Iowa gaming association shall jointly
38 or separately file a report with the co-chairpersons
39 and ranking members of the joint appropriations
40 subcommittee on the justice system and the legislative
41 services agency by December 15, 2013, detailing the
42 activities of gaming enforcement officers and special
43 agents working at excursion gambling boats, gambling
44 structures, and racetrack enclosures. The report shall
45 include the number of incidences the gaming enforcement
46 officers handle versus private security, the number of
47 fraud investigations and background checks performed
48 by the special agents, and the percentage of time
49 gaming enforcement officers and special agents work on
50 gaming-related and nongaming-related cases. The report

1 shall also include the time periods each excursion
2 gambling boat, gambling structure, and racetrack
3 enclosure are not staffed by at least one gaming
4 enforcement officer or special agent.

5 DIVISION VII

6 MISCELLANEOUS CODE CHANGES

7 Sec. 52. Section 85.67, Code 2013, is amended to
8 read as follows:

9 **85.67 Administration of fund — special counsel —**
10 **payment of award.**

11 The attorney general shall appoint a staff member to
12 represent the treasurer of state and the fund in all
13 proceedings and matters arising under this division.
14 The attorney general shall be reimbursed up to ~~one~~
15 hundred fifty two hundred fifteen thousand dollars
16 annually from the fund for services provided related
17 to the fund. The commissioner of insurance shall
18 consider the reimbursement to the attorney general as
19 an outstanding liability when making a determination of
20 funding availability under section 85.65A, subsection
21 2. In making an award under this division, the
22 workers' compensation commissioner shall specifically
23 find the amount the injured employee shall be paid
24 weekly, the number of weeks of compensation which shall
25 be paid by the employer, the date upon which payments
26 out of the fund shall begin, and, if possible, the
27 length of time the payments shall continue.

28 Sec. 53. Section 654.4B, subsection 2, paragraph b,
29 Code 2013, is amended by striking the paragraph.

30 Sec. 54. 2009 Iowa Acts, chapter 178, section 20,
31 as amended by 2011 Iowa Acts, chapter 134, section 21,
32 is amended to read as follows:

33 SEC. 20. CONSUMER EDUCATION AND LITIGATION
34 FUND. Notwithstanding section 714.16C, for each
35 fiscal year of the period beginning July 1, 2008, and
36 ending June 30, ~~2013~~ 2014, the annual appropriations
37 in section 714.16C, are increased from \$1,125,000 to
38 \$1,875,000, and \$75,000 to \$125,000 respectively.
39 Moneys appropriated from the consumer education and
40 litigation fund may be allocated for cash flow purposes
41 to the victim compensation fund established in section
42 915.94 during each of the fiscal years enumerated,
43 provided that any moneys so allocated are returned to
44 the consumer education and litigation fund by the end
45 of each fiscal year an allocation occurs.

46 Sec. 55. IOWA CORRECTIONS OFFENDER NETWORK —
47 FUND. Notwithstanding any provision of law to the
48 contrary, the unencumbered or unobligated balance of
49 the Iowa corrections offender network fund at the close
50 of the fiscal year beginning July 1, 2012, or the close

1 of any succeeding fiscal year that would otherwise be
2 required by law to revert to, be deposited in, or to
3 be credited to the Iowa offender network fund shall
4 instead be credited to the general fund of the state.
5 Sec. 56. REPEAL. Section 904.118, Code 2013, is
6 repealed.>

COMMITTEE ON APPROPRIATIONS
SODERBERG of Plymouth, Chairperson