

House Amendment to
Senate File 615

S-3215

1 Amend Senate File 615, as amended, passed, and reprinted by
2 the Senate, as follows:

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

5 <DIVISION I

6 FY 2019-2020

7 APPROPRIATIONS

8 Section 1. DEPARTMENT OF JUSTICE.

9 1. There is appropriated from the general fund of the state
10 to the department of justice for the fiscal year beginning July
11 1, 2019, and ending June 30, 2020, the following amounts, or
12 so much thereof as is necessary, to be used for the purposes
13 designated:

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

21 \$ 5,989,473
22 FTEs 215.00

23 As a condition of receiving the appropriation provided
24 in this lettered paragraph, the department of justice shall
25 maintain a record of the estimated time incurred representing
26 each agency or department.

27 The general office of attorney general may temporarily
28 exceed and draw more than the amount appropriated in this
29 lettered paragraph and incur a negative cash balance as long
30 as there are receivables equal to or greater than the negative
31 balances and the amount appropriated in this paragraph is not
32 exceeded at the close of the fiscal year.

33 b. For victim assistance grants:

34 \$ 5,016,708

35 The moneys appropriated in this lettered paragraph shall be

1 used to provide grants to care providers providing services to
2 crime victims of domestic abuse or to crime victims of rape and
3 sexual assault.

4 The balance of the victim compensation fund established
5 in section 915.94 may be used to provide salary and support
6 of not more than 24.00 full-time equivalent positions and to
7 provide maintenance for the victim compensation functions
8 of the department of justice. In addition to the full-time
9 equivalent positions authorized pursuant to this paragraph,
10 5.00 full-time equivalent positions are authorized and shall
11 be used by the department of justice to employ one accountant
12 and four program planners. The department of justice may
13 employ the additional 5.00 full-time equivalent positions
14 authorized pursuant to this paragraph that are in excess of the
15 number of full-time equivalent positions authorized only if
16 the department of justice receives sufficient federal moneys
17 to maintain employment for the additional full-time equivalent
18 positions during the current fiscal year. The department
19 of justice shall only employ the additional 5.00 full-time
20 equivalent positions in succeeding fiscal years if sufficient
21 federal moneys are received during each of those succeeding
22 fiscal years.

23 The department of justice shall transfer at least \$150,000
24 from the victim compensation fund established in section 915.94
25 to the victim assistance grant program.

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

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

33 \$ 2,634,601

34 2. a. The department of justice, in submitting budget
35 estimates for the fiscal year commencing July 1, 2020, pursuant

1 to section 8.23, shall include a report of funding from sources
2 other than amounts appropriated directly from the general fund
3 of the state to the department of justice or to the office of
4 consumer advocate. These funding sources shall include but
5 are not limited to reimbursements from other state agencies,
6 commissions, boards, or similar entities, and reimbursements
7 from special funds or internal accounts within the department
8 of justice. The department of justice shall also report actual
9 reimbursements for the fiscal year commencing July 1, 2018,
10 and actual and expected reimbursements for the fiscal year
11 commencing July 1, 2019.

12 b. The department of justice shall include the report
13 required under paragraph "a", as well as information regarding
14 any revisions occurring as a result of reimbursements actually
15 received or expected at a later date, in a report to the
16 co-chairpersons and ranking members of the joint appropriations
17 subcommittee on the justice system and the legislative services
18 agency. The department of justice shall submit the report on
19 or before January 15, 2020.

20 3. a. The department of justice shall fully reimburse
21 the costs and necessary related expenses incurred by the Iowa
22 law enforcement academy to continue to employ one additional
23 instructor position who shall provide training for human
24 trafficking-related issues throughout the state.

25 b. The department of justice shall obtain the moneys
26 necessary to reimburse the Iowa law enforcement academy to
27 employ such an instructor from unrestricted moneys from either
28 the victim compensation fund established in section 915.94, the
29 human trafficking victim fund established in section 915.95, or
30 the human trafficking enforcement fund established in 2015 Iowa
31 Acts, chapter 138, section 141.

32 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is appropriated
33 from the department of commerce revolving fund created in
34 section 546.12 to the office of consumer advocate of the
35 department of justice for the fiscal year beginning July 1,

1 2019, and ending June 30, 2020, the following amount, or so
2 much thereof as is necessary, to be used for the purposes
3 designated:

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

7 \$ 3,137,588
8 FTEs 22.00

9 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

10 1. There is appropriated from the general fund of the state
11 to the department of corrections for the fiscal year beginning
12 July 1, 2019, and ending June 30, 2020, the following amounts,
13 or so much thereof as is necessary, to be used for the purposes
14 designated:

15 a. For the operation of the Fort Madison correctional
16 facility, including salaries, support, maintenance, and
17 miscellaneous purposes:

18 \$ 41,213,841

19 b. For the operation of the Anamosa correctional facility,
20 including salaries, support, maintenance, and miscellaneous
21 purposes:

22 \$ 32,414,148

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

26 \$ 61,812,427

27 d. For the operation of the Newton correctional facility,
28 including salaries, support, maintenance, and miscellaneous
29 purposes:

30 \$ 28,327,158

31 e. For the operation of the Mount Pleasant correctional
32 facility, including salaries, support, maintenance, and
33 miscellaneous purposes:

34 \$ 25,676,413

35 f. For the operation of the Rockwell City correctional

1 facility, including salaries, support, maintenance, and
2 miscellaneous purposes:

3 \$ 10,521,861

4 g. For the operation of the Clarinda correctional facility,
5 including salaries, support, maintenance, and miscellaneous
6 purposes:

7 \$ 24,847,950

8 Moneys received by the department of corrections as
9 reimbursement for services provided to the Clarinda youth
10 corporation are appropriated to the department and shall be
11 used for the purpose of operating the Clarinda correctional
12 facility.

13 h. For the operation of the Mitchellville correctional
14 facility, including salaries, support, maintenance, and
15 miscellaneous purposes:

16 \$ 23,294,090

17 i. For the operation of the Fort Dodge correctional
18 facility, including salaries, support, maintenance, and
19 miscellaneous purposes:

20 \$ 30,067,231

21 j. For reimbursement of counties for temporary confinement
22 of prisoners, as provided in sections 901.7, 904.908, and
23 906.17, and for offenders confined pursuant to section 904.513:

24 \$ 1,082,635

25 k. For federal prison reimbursement, reimbursements for
26 out-of-state placements, and miscellaneous contracts:

27 \$ 234,411

28 2. The department of corrections shall use moneys
29 appropriated in subsection 1 to continue to contract for the
30 services of a Muslim imam and a Native American spiritual
31 leader.

32 Sec. 4. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

33 There is appropriated from the general fund of the state to the
34 department of corrections for the fiscal year beginning July
35 1, 2019, and ending June 30, 2020, the following amounts, or

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

3 1. For general administration, including salaries and the
4 adjustment of salaries throughout the department, support,
5 maintenance, employment of an education director to administer
6 a centralized education program for the correctional system,
7 and miscellaneous purposes:

8 \$ 8,773,216

9 a. It is the intent of the general assembly that each
10 lease negotiated by the department of corrections with a
11 private corporation for the purpose of providing private
12 industry employment of inmates in a correctional institution
13 shall prohibit the private corporation from utilizing inmate
14 labor for partisan political purposes for any person seeking
15 election to public office in this state and that a violation
16 of this requirement shall result in a termination of the lease
17 agreement.

18 b. It is the intent of the general assembly that as a
19 condition of receiving the appropriation provided in this
20 subsection the department of corrections shall not enter into
21 a lease or contractual agreement pursuant to section 904.809
22 with a private corporation for the use of building space for
23 the purpose of providing inmate employment without providing
24 that the terms of the lease or contract establish safeguards to
25 restrict, to the greatest extent feasible, access by inmates
26 working for the private corporation to personal identifying
27 information of citizens.

28 2. For educational programs for inmates at state penal
29 institutions:

30 \$ 2,608,109

31 a. To maximize the funding for educational programs,
32 the department shall establish guidelines and procedures to
33 prioritize the availability of educational and vocational
34 training for inmates based upon the goal of facilitating an
35 inmate's successful release from the correctional institution.

1 b. The director of the department of corrections may
2 transfer moneys from Iowa prison industries and the canteen
3 operating funds established pursuant to section 904.310, for
4 use in educational programs for inmates.

5 c. Notwithstanding section 8.33, moneys appropriated in
6 this subsection that remain unobligated or unexpended at the
7 close of the fiscal year shall not revert but shall remain
8 available to be used only for the purposes designated in this
9 subsection until the close of the succeeding fiscal year.

10 3. For the development and operation of the Iowa corrections
11 offender network (ICON) data system:

12 \$ 2,000,000

13 4. For offender mental health and substance abuse
14 treatment:

15 \$ 28,065

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

18 1. There is appropriated from the general fund of the state
19 to the department of corrections for the fiscal year beginning
20 July 1, 2019, and ending June 30, 2020, for salaries, support,
21 maintenance, and miscellaneous purposes, the following amounts,
22 or so much thereof as is necessary, to be used for the purposes
23 designated:

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

26 \$ 15,069,356

27 It is the intent of the general assembly that the first
28 judicial district department of correctional services maintain
29 the drug courts operated by the district department.

30 b. For the second judicial district department of
31 correctional services:

32 \$ 11,618,090

33 It is the intent of the general assembly that the second
34 judicial district department of correctional services maintain
35 two drug courts to be operated by the district department.

1 c. For the third judicial district department of
2 correctional services:
3 \$ 7,318,308

4 d. For the fourth judicial district department of
5 correctional services:
6 \$ 5,811,273

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 \$ 21,986,762

11 It is the intent of the general assembly that the fifth
12 judicial district department of correctional services maintain
13 the drug court operated by the district department.

14 f. For the sixth judicial district department of
15 correctional services:
16 \$ 14,839,165

17 It is the intent of the general assembly that the sixth
18 judicial district department of correctional services maintain
19 the drug court operated by the district department.

20 g. For the seventh judicial district department of
21 correctional services:
22 \$ 7,919,692

23 It is the intent of the general assembly that the seventh
24 judicial district department of correctional services maintain
25 the drug court operated by the district department.

26 h. For the eighth judicial district department of
27 correctional services:
28 \$ 8,443,071

29 2. Each judicial district department of correctional
30 services, within the funding available, shall continue programs
31 and plans established within that district to provide for
32 intensive supervision, sex offender treatment, diversion of
33 low-risk offenders to the least restrictive sanction available,
34 job development, and expanded use of intermediate criminal
35 sanctions.

1 3. Each judicial district department of correctional
2 services shall provide alternatives to prison consistent with
3 chapter 901B. The alternatives to prison shall ensure public
4 safety while providing maximum rehabilitation to the offender.
5 A judicial district department of correctional services may
6 also establish a day program.

7 4. The governor's office of drug control policy shall
8 consider federal grants made to the department of corrections
9 for the benefit of each of the eight judicial district
10 departments of correctional services as local government
11 grants, as defined pursuant to federal regulations.

12 5. The department of corrections shall continue to contract
13 with a judicial district department of correctional services to
14 provide for the rental of electronic monitoring equipment which
15 shall be available statewide.

16 6. The public safety assessment shall not be utilized
17 in pretrial hearings when determining whether to detain or
18 release a defendant before trial, and the use of the public
19 safety assessment pilot program shall be terminated as of the
20 effective date of this subsection, until such time the use of
21 the public safety assessment has been specifically authorized
22 by the general assembly.

23 Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION OF
24 APPROPRIATIONS. Notwithstanding section 8.39, within the
25 moneys appropriated in this division of this Act to the
26 department of corrections, the department may reallocate the
27 moneys appropriated and allocated as necessary to best fulfill
28 the needs of the correctional institutions, administration
29 of the department, and the judicial district departments of
30 correctional services. However, in addition to complying with
31 the requirements of sections 904.116 and 905.8 and providing
32 notice to the legislative services agency, the department
33 of corrections shall also provide notice to the department
34 of management, prior to the effective date of the revision
35 or reallocation of an appropriation made pursuant to this

1 section. The department of corrections shall not reallocate an
2 appropriation or allocation for the purpose of eliminating any
3 program.

4 Sec. 7. INTENT — REPORTS.

5 1. The department of corrections in cooperation with
6 townships, the Iowa cemetery associations, and other nonprofit
7 or governmental entities may use inmate labor during the
8 fiscal year beginning July 1, 2019, to restore or preserve
9 rural cemeteries and historical landmarks. The department in
10 cooperation with the counties may also use inmate labor to
11 clean up roads, major water sources, and other water sources
12 around the state.

13 2. On a quarterly basis the department shall provide a
14 status report regarding private-sector employment to the
15 legislative services agency beginning on July 1, 2019. The
16 report shall include the number of offenders employed in the
17 private sector, the combined number of hours worked by the
18 offenders, the total amount of allowances, and the distribution
19 of allowances pursuant to section 904.702, including any moneys
20 deposited in the general fund of the state.

21 Sec. 8. ELECTRONIC MONITORING REPORT. The department of
22 corrections shall submit a report on electronic monitoring to
23 the general assembly, to the co-chairpersons and the ranking
24 members of the joint appropriations subcommittee on the justice
25 system, and to the legislative services agency by January
26 15, 2020. The report shall specifically address the number
27 of persons being electronically monitored and break down the
28 number of persons being electronically monitored by offense
29 committed. The report shall also include a comparison of any
30 data from the prior fiscal year with the current year.

31 Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

32 1. As used in this section, unless the context otherwise
33 requires, "state agency" means the government of the state
34 of Iowa, including but not limited to all executive branch
35 departments, agencies, boards, bureaus, and commissions, the

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

5 2. State agencies are encouraged to purchase products from
6 Iowa state industries, as defined in section 904.802, when
7 purchases are required and the products are available from
8 Iowa state industries. State agencies shall obtain bids from
9 Iowa state industries for purchases of office furniture during
10 the fiscal year beginning July 1, 2019, exceeding \$5,000 or
11 in accordance with applicable administrative rules related to
12 purchases for the agency.

13 Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

14 1. There is appropriated from the general fund of the
15 state to the Iowa law enforcement academy for the fiscal year
16 beginning July 1, 2019, and ending June 30, 2020, the following
17 amount, or so much thereof as is necessary, to be used for the
18 purposes designated:

19 a. (1) For salaries, support, maintenance, and
20 miscellaneous purposes, including jailer training and technical
21 assistance, and for not more than the following full-time
22 equivalent positions:

23	\$	980,767
24	FTEs	27.26

25 (2) For the costs associated with temporary relocation of
26 the Iowa law enforcement academy:

27	\$	1,015,442
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28 b. The Iowa law enforcement academy may temporarily exceed
29 and draw more than the amount appropriated in this subsection
30 and incur a negative cash balance as long as there are
31 receivables equal to or greater than the negative balance and
32 the amount appropriated in this subsection is not exceeded at
33 the close of the fiscal year.

34 2. The Iowa law enforcement academy may select at least
35 five automobiles of the department of public safety, division

1 of state patrol, prior to turning over the automobiles to
2 the department of administrative services to be disposed
3 of by public auction, and the Iowa law enforcement academy
4 may exchange any automobile owned by the academy for each
5 automobile selected if the selected automobile is used in
6 training law enforcement officers at the academy. However, any
7 automobile exchanged by the academy shall be substituted for
8 the selected vehicle of the department of public safety and
9 sold by public auction with the receipts being deposited in the
10 depreciation fund to the credit of the department of public
11 safety, division of state patrol.

12 3. The Iowa law enforcement academy shall provide training
13 for domestic abuse and human trafficking-related issues
14 throughout the state. The training shall be offered at no
15 cost to the attendees and the training shall not replace any
16 existing domestic abuse or human trafficking training offered
17 by the academy.

18 Sec. 11. STATE PUBLIC DEFENDER. There is appropriated from
19 the general fund of the state to the office of the state public
20 defender of the department of inspections and appeals for the
21 fiscal year beginning July 1, 2019, and ending June 30, 2020,
22 the following amounts, or so much thereof as is necessary, to
23 be used for the purposes designated:

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

27 \$ 26,955,139
28 FTEs 223.00

29 2. For payments on behalf of eligible adults and juveniles
30 from the indigent defense fund, in accordance with section
31 815.11:

32 \$ 40,760,448

33 Sec. 12. BOARD OF PAROLE. There is appropriated from the
34 general fund of the state to the board of parole for the fiscal
35 year beginning July 1, 2019, and ending June 30, 2020, the

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

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

6 \$ 1,234,687
7 FTEs 10.50

8 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE.

9 1. There is appropriated from the general fund of the
10 state to the department of public defense, for the fiscal year
11 beginning July 1, 2019, and ending June 30, 2020, the following
12 amounts, or so much thereof as is necessary, to be used for the
13 purposes designated:

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

17 \$ 6,405,545
18 FTEs 249.00

19 2. The department of public defense may temporarily exceed
20 and draw more than the amount appropriated in this section and
21 incur a negative cash balance as long as there are receivables
22 of federal funds equal to or greater than the negative balance
23 and the amount appropriated in this section is not exceeded at
24 the close of the fiscal year.

25 Sec. 14. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
26 MANAGEMENT.

27 1. There is appropriated from the general fund of the state
28 to the department of homeland security and emergency management
29 for the fiscal year beginning July 1, 2019, and ending June
30 30, 2020, the following amounts, or so much thereof as is
31 necessary, to be used for the purposes designated:

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

35 \$ 2,124,877

1 FTEs 31.03

2 2. The department of homeland security and emergency
3 management may temporarily exceed and draw more than the amount
4 appropriated in this section and incur a negative cash balance
5 as long as there are receivables of federal funds equal to or
6 greater than the negative balance and the amount appropriated
7 in this section is not exceeded at the close of the fiscal
8 year.

9 Sec. 15. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
10 from the general fund of the state to the department of public
11 safety for the fiscal year beginning July 1, 2019, and ending
12 June 30, 2020, the following amounts, or so much thereof as is
13 necessary, to be used for the purposes designated:

14 1. For administrative functions, including salaries and the
15 adjustment of salaries throughout the department, the criminal
16 justice information system, and for not more than the following
17 full-time equivalent positions:

18 \$ 4,734,703
19 FTEs 37.00

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

28 \$ 15,013,083
29 FTEs 162.00

30 3. For the criminalistics laboratory fund created in
31 section 691.9:

32 \$ 650,000

33 Notwithstanding section 8.33, moneys appropriated in this
34 subsection that remain unencumbered or unobligated at the close
35 of the fiscal year shall not revert but shall remain available

1 for expenditure for the purposes designated until the close of
2 the succeeding fiscal year.

3 4. a. For the division of narcotics enforcement, including
4 the state's contribution to the peace officers' retirement,
5 accident, and disability system provided in chapter 97A in the
6 amount of the state's normal contribution rate, as defined in
7 section 97A.8, multiplied by the salaries for which the moneys
8 are appropriated, to meet federal fund matching requirements,
9 and for not more than the following full-time equivalent
10 positions:

11	\$	7,985,873
12	FTEs	65.00

13 The division of narcotics enforcement is authorized an
14 additional 1.00 full-time equivalent position pursuant to
15 this lettered paragraph that is in excess of the number of
16 full-time equivalent positions authorized for the previous
17 fiscal year only if the division of narcotics enforcement
18 receives sufficient federal moneys to maintain employment
19 for the additional full-time equivalent position during the
20 current fiscal year. The division of narcotics enforcement
21 shall only employ the additional full-time equivalent position
22 in succeeding fiscal years if sufficient federal moneys are
23 received during each of those succeeding fiscal years.

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

26	\$	209,042
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27 5. For the division of state fire marshal, for fire
28 protection services as provided through the state fire service
29 and emergency response council as created in the department,
30 and for the state's contribution to the peace officers'
31 retirement, accident, and disability system provided in chapter
32 97A in the amount of the state's normal contribution rate,
33 as defined in section 97A.8, multiplied by the salaries for
34 which the moneys are appropriated, and for not more than the
35 following full-time equivalent positions:

1 \$ 4,965,056
2 FTEs 49.00

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

11 \$ 65,626,287
12 FTEs 512.00

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

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

21 \$ 279,517

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

24 \$ 825,520

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

30 b. Notwithstanding section 8.39, the department of public
31 safety may reallocate moneys appropriated in this section
32 as necessary to best fulfill the needs provided for in the
33 appropriation. However, the department shall not reallocate
34 moneys appropriated to the department in this section unless
35 notice of the reallocation is given to the legislative services

1 agency and the department of management prior to the effective
2 date of the reallocation. The notice shall include information
3 regarding the rationale for reallocating the moneys. The
4 department shall not reallocate moneys appropriated in this
5 section for the purpose of eliminating any program.

6 9. For the public safety interoperable and broadband
7 communications fund established in section 80.44:

8 \$ 115,661

9 10. For the office to combat human trafficking established
10 pursuant to section 80.45, including salaries, support,
11 maintenance, miscellaneous purposes, and for not more than the
12 following full-time equivalent positions:

13 \$ 150,000

14 FTEs 1.00

15 11. For department-wide duties, including operations,
16 costs, and miscellaneous purposes:

17 \$ 1,597,834

18 Sec. 16. GAMING ENFORCEMENT.

19 1. There is appropriated from the gaming enforcement
20 revolving fund created in section 80.43 to the department of
21 public safety for the fiscal year beginning July 1, 2019, and
22 ending June 30, 2020, the following amount, or so much thereof
23 as is necessary, to be used for the purposes designated:

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

30 \$ 10,469,077

31 FTEs 73.00

32 2. For each additional license to conduct gambling games on
33 an excursion gambling boat, gambling structure, or racetrack
34 enclosure issued during the fiscal year beginning July 1, 2019,
35 there is appropriated from the gaming enforcement fund to the

1 department of public safety for the fiscal year beginning July
2 1, 2019, and ending June 30, 2020, an additional amount of
3 not more than \$300,000 to be used for full-time equivalent
4 positions.

5 3. The department of public safety, with the approval of the
6 department of management, may employ no more than three special
7 agents for each additional riverboat or gambling structure
8 regulated after July 1, 2020, and three special agents for
9 each racing facility which becomes operational during the
10 fiscal year which begins July 1, 2020. Positions authorized
11 in this subsection are in addition to the full-time equivalent
12 positions otherwise authorized in this section.

13 Sec. 17. CIVIL RIGHTS COMMISSION.

14 1. There is appropriated from the general fund of the state
15 to the Iowa state civil rights commission for the fiscal year
16 beginning July 1, 2019, and ending June 30, 2020, the following
17 amount, or so much thereof as is necessary, to be used for the
18 purposes designated:

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

22	\$ 1,237,756
23	FTEs 26.00

24 2. The Iowa state civil rights commission may enter into
25 a contract with a nonprofit organization to provide legal
26 assistance to resolve civil rights complaints.

27 Sec. 18. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

28 1. There is appropriated from the general fund of the state
29 to the criminal and juvenile justice planning division of the
30 department of human rights for the fiscal year beginning July
31 1, 2019, and ending June 30, 2020, the following amount or
32 so much thereof as is necessary, to be used for the purposes
33 designated:

34 a. For salaries, support, maintenance, and miscellaneous
35 purposes, and for not more than the following full-time

1 equivalent positions:

2 \$ 1,226,399

3 FTEs 8.99

4 b. (1) For a single grant to a program located in a city
5 with a higher than average juvenile crime rate as determined
6 by the criminal and juvenile justice planning division and
7 a population greater than 80,000 as determined by the 2010
8 federal decennial census, which may be used for studying,
9 planning, programming, and capital, that is committed to
10 deterring juvenile delinquency through early intervention in
11 the criminal justice system by providing a comprehensive,
12 multifaceted delivery of social services:

13 \$ 140,000

14 (2) The program shall use no more than 5 percent of the
15 grant for administrative costs.

16 2. The criminal and juvenile justice planning advisory
17 council and the juvenile justice advisory council shall
18 coordinate their efforts in carrying out their respective
19 duties relative to juvenile justice.

20 Sec. 19. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
21 MANAGEMENT. There is appropriated from the 911 emergency
22 communications fund created in section 34A.7A to the department
23 of homeland security and emergency management for the fiscal
24 year beginning July 1, 2019, and ending June 30, 2020, the
25 following amount, or so much thereof as is necessary, to be
26 used for the purposes designated:

27 For implementation, support, and maintenance of the
28 functions of the administrator and program manager under
29 chapter 34A and to employ the auditor of the state to perform
30 an annual audit of the 911 emergency communications fund:

31 \$ 250,000

32 Sec. 20. CONSUMER EDUCATION AND LITIGATION — FARM
33 MEDIATION AND PROSECUTIONS, APPEALS, AND CLAIMS.

34 Notwithstanding [section 714.16C](#), there is appropriated from the
35 consumer education and litigation fund to the department of

1 justice for the fiscal year beginning July 1, 2019, and ending
2 June 30, 2020, the following amount, or so much thereof as is
3 necessary, to be used for the purposes designated:

4 a. For farm mediation services as specified in section
5 13.13, subsection 2:
6 \$ 300,000

7 b. For salaries, support, maintenance, and miscellaneous
8 purposes for criminal prosecutions, criminal appeals, and
9 performing duties pursuant to chapter 669:
10 \$ 1,500,000

11 DIVISION II

12 SUPPLEMENTAL AND MISCELLANEOUS APPROPRIATIONS

13 Sec. 21. IOWA LAW ENFORCEMENT ACADEMY. There is
14 appropriated from the general fund of the state to the Iowa
15 law enforcement academy for the fiscal year beginning July
16 1, 2018, and ending June 30, 2019, the following amount, or
17 so much thereof as is necessary, to be used for the purposes
18 designated:

19 For relocation costs, including salaries, support,
20 maintenance, and miscellaneous purposes:
21 \$ 285,982

22 Sec. 22. 2017 Iowa Acts, chapter 167, section 37, subsection
23 2, as amended by 2018 Iowa Acts, chapter 1168, section 7, is
24 amended to read as follows:

25 2. For payments on behalf of eligible adults and juveniles
26 from the indigent defense fund, in accordance with section
27 815.11:
28 \$ ~~35,144,448~~
29 37,644,448

30 Sec. 23. EFFECTIVE DATE. The division of this Act, being
31 deemed of immediate importance, takes effect upon enactment.

32 DIVISION III

33 ATTORNEY GENERAL

34 Sec. 24. Section 13.2, subsection 1, paragraphs a and b,
35 Code 2019, are amended to read as follows:

1 a. Prosecute and defend all causes in the Iowa state
2 appellate courts in which the state is a party or interested.

3 b. (1) Prosecute and defend in any ~~other~~ Iowa state court
4 or tribunal, all actions and proceedings, civil or criminal,
5 in which the state may be a party or interested, when, in the
6 attorney general's judgment, the interest of the state requires
7 such action, or when requested to do so by the governor,
8 executive council, or general assembly.

9 (2) (a) Prosecute in any other court or tribunal other than
10 an Iowa state court or tribunal, all actions or proceedings
11 including signing onto or authoring amicus briefs or letters of
12 support, civil or criminal, in which the state may be a party
13 or interested, when requested to do so by or with the approval
14 of the governor, executive council, or general assembly.

15 (b) Defend in any other court or tribunal other than an
16 Iowa state court or tribunal, all actions or proceedings
17 including signing onto, civil or criminal, in which the state
18 may be a party or interested, when, in the attorney general's
19 judgment, the interest of the state requires such action, or
20 when requested to do so by the governor, executive council, or
21 general assembly.

22 (c) Subparagraph divisions (a) and (b) shall not be
23 construed to affect any pending litigation in which the
24 attorney general is engaged as of the effective date of this
25 Act.

26 (3) The authority of the attorney general under this
27 paragraph shall be determined at the time the action is
28 initiated. Transfer of an action to a different court or
29 tribunal shall not affect the attorney general's authority
30 under this paragraph if the attorney general had authority at
31 the time the action was initiated.

32 Sec. 25. NEW SECTION. 13.12 Report of money awards.

33 The attorney general shall report to the legislative
34 services agency and the department of management all money
35 settlement awards and court money awards which were awarded to

1 the state of Iowa. The attorney general shall report which
2 funds are designated to receive the moneys and under what legal
3 authority the designation is being made.

4 Sec. 26. 2014 Iowa Acts, chapter 1138, section 21, as
5 amended by 2016 Iowa Acts, chapter 1137, section 18, and 2017
6 Iowa Acts, chapter 167, section 24, is amended to read as
7 follows:

8 SEC. 21. CONSUMER EDUCATION AND LITIGATION
9 FUND. Notwithstanding [section 714.16C](#), for each fiscal
10 year of the period beginning July 1, 2014, and ending June
11 30, ~~2019~~ 2021, the annual appropriations in [section 714.16C](#),
12 are increased from \$1,125,000 to \$1,875,000, and \$75,000 to
13 \$125,000 respectively.

14 Sec. 27. REPEAL. Section 7A.6, Code 2019, is repealed.

15 Sec. 28. EFFECTIVE DATE. The following, being deemed of
16 immediate importance, takes effect upon enactment:

17 The section of this Act amending section 13.2.

18 DIVISION IV

19 FIRE SERVICE TRAINING REVOLVING FUND

20 Sec. 29. Section 100B.4, Code 2019, is amended to read as
21 follows:

22 **100B.4 Fees — retention — use — fund.**

23 1. Fees assessed pursuant to [this chapter](#) shall be retained
24 by the division of state fire marshal and such repayments
25 received shall be used exclusively to offset the cost of
26 fire service training. Fees charged by regional emergency
27 response training centers for fire service training programs as
28 described in [section 100B.6](#) shall not be greater than the fee
29 schedule established by rule by the state fire marshal.

30 2. Notwithstanding [section 8.33](#), repayment receipts
31 collected by the division of state fire marshal for the fire
32 service training bureau that remain unencumbered or unobligated
33 at the close of the fiscal year shall not revert but shall
34 remain available for expenditure for the purposes designated
35 until the close of the succeeding fiscal year.

1 to read as follows:

2 4. For appointments made on or after July 1, 2007, through
3 June 30, 2019, the reasonable compensation shall be calculated
4 on the basis of seventy dollars per hour for class "A"
5 felonies, sixty-five dollars per hour for class "B" felonies,
6 and sixty dollars per hour for all other cases.

7 Sec. 35. Section 815.7, Code 2019, is amended by adding the
8 following new subsection:

9 NEW SUBSECTION. 4A. For appointments made on or after
10 July 1, 2019, the reasonable compensation shall be calculated
11 on the basis of seventy-three dollars per hour for class "A"
12 felonies, sixty-eight dollars per hour for class "B" felonies,
13 and sixty-three dollars per hour for all other cases.

14 Sec. 36. 2016 Iowa Acts, chapter 1137, section 21,
15 subsection 1, is amended to read as follows:

16 1. Notwithstanding any other provision of the law to the
17 contrary, for each fiscal year for the period beginning July 1,
18 2016, and ending June 30, ~~2019~~ 2022, the state public defender
19 may establish a pilot project allowing an indigent person to
20 choose an eligible attorney to represent the person in the
21 person's case that requires such representation. The state
22 public defender shall have sole discretion to establish the
23 pilot project in no more than four counties throughout the
24 state. The state public defender may coordinate with other
25 agencies and organizations in order to seek grant funding and
26 to measure the results of the pilot project.

27 Sec. 37. EFFECTIVE DATE. The following, being deemed of
28 immediate importance, takes effect upon enactment:

29 The section of this division of this Act amending 2016 Iowa
30 Acts, Chapter 1137, section 21, subsection 1.

31 DIVISION VII

32 PUBLIC SAFETY SURVIVOR BENEFITS FUND

33 Sec. 38. NEW SECTION. **80.47 Public safety survivor benefits**
34 **fund.**

35 1. A public safety survivor benefits fund is established in

1 the state treasury under the control of the department. The
2 fund shall consist of moneys transferred to the fund pursuant
3 to section 99G.39 and any other moneys appropriated to or
4 deposited in the fund. Moneys in the fund are appropriated to
5 the department for the purposes set forth in subsection 2.

6 2. a. Of the moneys credited to the fund in a fiscal year,
7 the department shall distribute fifty percent in the form of
8 grants to nonprofit organizations that provide resources to
9 assist surviving families of eligible peace officers killed in
10 the line of duty in paying costs associated with accident or
11 health care coverage pursuant to section 509A.13C. In awarding
12 such grants, the department shall give first consideration
13 to concerns of police survivors, inc., and similar nonprofit
14 organizations providing such resources.

15 b. Of the moneys credited to the fund in a fiscal year,
16 the department shall distribute fifty percent in the form of
17 grants to nonprofit organizations that provide resources to
18 assist surviving families of eligible fire fighters killed in
19 the line of duty in paying costs associated with accident or
20 health care coverage pursuant to section 509A.13C. In awarding
21 such grants, the department shall give first consideration to
22 Iowa professional fire fighters, inc., and similar nonprofit
23 organizations providing such resources.

24 3. Notwithstanding section 8.33, moneys in the fund
25 that remain unencumbered or unobligated at the close of a
26 fiscal year shall not revert but shall remain available for
27 expenditure for the purposes designated. Notwithstanding
28 section 12C.7, subsection 2, interest or earnings on moneys in
29 the fund shall be credited to the fund.

30 Sec. 39. Section 99G.39, Code 2019, is amended by adding the
31 following new subsection:

32 NEW SUBSECTION. 3A. One hundred thousand dollars in lottery
33 revenues shall be transferred each fiscal year to the public
34 safety survivor benefits fund established pursuant to section
35 80.47 prior to deposit of the lottery revenues in the general

1 fund pursuant to section 99G.40.

2 Sec. 40. Section 99G.39, subsection 4, paragraph a, Code
3 2019, is amended to read as follows:

4 a. Notwithstanding [subsection 1](#), if gaming revenues under
5 sections 99D.17 and [99F.11](#) are insufficient in a fiscal year to
6 meet the total amount of such revenues directed to be deposited
7 in the vision Iowa fund during the fiscal year pursuant to
8 section 8.57, subsection 5, paragraph "e", the difference shall
9 be paid from lottery revenues prior to deposit of the lottery
10 revenues in the general fund,and transfer of lottery revenues
11 to the veterans trust fund as provided in [subsection 3](#), and
12 the transfer of lottery revenues to the public safety survivor
13 benefits fund as provided in subsection 3A. If lottery
14 revenues are insufficient during the fiscal year to pay the
15 difference, the remaining difference shall be paid from lottery
16 revenues prior to deposit of lottery revenues in the general
17 fund,and the transfer of lottery revenues to the veterans
18 trust fund as provided in [subsection 3](#), and the transfer of
19 lottery revenues to the public safety survivor benefits fund as
20 provided in subsection 3A in subsequent fiscal years as such
21 revenues become available.>