



OFFICE OF THE GOVERNOR

CHESTER J. CULVER
GOVERNOR

PATTY JUDGE
LT. GOVERNOR

April 17, 2008

The Honorable Michael Mauro
Secretary of State
State Capitol Building
L O C A L

Dear Mr. Secretary:

I hereby transmit:

House File 2393, an Act providing requirements for minority impact statements in relation to state grant applications and correctional impact statements for legislation, and providing effective and applicability dates.

The above House File is hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Chester J. Culver", with a long horizontal flourish extending to the right.

Chester J. Culver
Governor

CJC:bdj

cc: Secretary of the Senate
Chief Clerk of the House





HOUSE FILE 2393

AN ACT

PROVIDING REQUIREMENTS FOR MINORITY IMPACT STATEMENTS IN RELATION TO STATE GRANT APPLICATIONS AND CORRECTIONAL IMPACT STATEMENTS FOR LEGISLATION, AND PROVIDING EFFECTIVE AND APPLICABILITY DATES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 2.56, subsection 1, Code 2007, is amended to read as follows:

1. Prior to debate on the floor of a chamber of the general assembly, a correctional impact statement shall be attached to any bill, joint resolution, or amendment which proposes a change in the law which creates a public offense, significantly changes an existing public offense or the penalty for an existing offense, or changes existing sentencing, parole, or probation procedures. The statement shall include information concerning the estimated number of criminal cases per year that the legislation will impact, the fiscal impact of confining persons pursuant to the legislation, the impact of the legislation on minorities, the impact of the legislation upon existing correctional institutions, community-based correctional facilities and services, and jails, the likelihood that the legislation may create a need for additional prison capacity, and other relevant matters. The statement shall be factual and shall,

if possible, provide a reasonable estimate of both the immediate effect and the long-range impact upon prison capacity.

Sec. 2. Section 2.56, Code 2007, is amended by adding the following new subsection:

NEW SUBSECTION. 4A. The legislative services agency in cooperation with the division of criminal and juvenile justice planning of the department of human rights shall develop a protocol for analyzing the impact of the legislation on minorities.

Sec. 3. NEW SECTION. 8.11 GRANT APPLICATIONS -- MINORITY IMPACT STATEMENTS.

1. Each application for a grant from a state agency shall include a minority impact statement that contains the following information:

a. Any disproportionate or unique impact of proposed policies or programs on minority persons in this state.

b. A rationale for the existence of programs or policies having an impact on minority persons in this state.

c. Evidence of consultation of representatives of minority persons in cases where a policy or program has an identifiable impact on minority persons in this state.

2. For the purposes of this section, the following definitions shall apply:

a. "Disability" means the same as provided in section 15.102, subsection 5, paragraph "b", subparagraph (1).

b. "Minority persons" includes individuals who are women, persons with a disability, Blacks, Latinos, Asians or Pacific Islanders, American Indians, and Alaskan Native Americans.

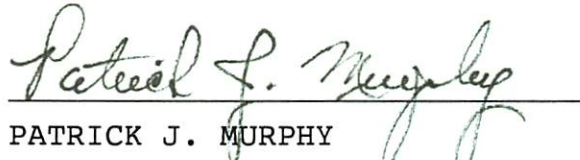
c. "State agency" means a department, board, bureau, commission, or other agency or authority of the state of Iowa.


3. The office of grants enterprise management shall create and distribute a minority impact statement form for state agencies and ensure its inclusion with applications for grants.

4. The directives of this section shall be carried out to the extent consistent with federal law.


5. The minority impact statement shall be used for informational purposes.

Sec. 4. EFFECTIVE AND APPLICABILITY DATES. This Act takes effect July 1, 2008, and shall apply to grants for which applications are due beginning January 1, 2009.



PATRICK J. MURPHY
Speaker of the House


JOHN P. KIBBIE
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2393, Eighty-second General Assembly.


MARK BRANDSGARD
Chief Clerk of the House

Approved 4/17, 2008


CHESTER J. CULVER
Governor