

June 16, 1967
Appropriations Calendar
" -6-20, Paw6-22

House File 754

By COMMITTEE ON APPROPRIATIONS

Passed House, Date 6-19-67 Passed Senate, Date 6-23-67
Vote: Ayes 94 Nays 11 Vote: Ayes 57 Nays 0
Approved _____

A BILL FOR

An Act to establish an Iowa comprehensive alcoholism project; to provide for the administration thereof and to make appropriations therefor, and to ratify and approve acts heretofore done to initiate, and in pursuance of, the functions and purposes of the project.

Be It Enacted by the General Assembly of the State of Iowa:

1 Section 1. There is hereby established the Iowa comprehen-
2 sive alcoholism project, hereinafter referred to as I.C.A.P.

1 Sec. 2. The I.C.A.P. shall develop and carry on a state-
2 wide program to combat alcoholism, in cooperaton with the
3 federal office of economic opportunity and the federal voca-
4 tional rehabilitation administration. The I.C.A.P. shall
5 establish a system of coordination and interagency coopera-
6 tion, at all levels of state government, to stimulate the
7 development of services for alcoholics; and interagency system
8 for the provision and expansion of services to the alcoholic
9 at the community level; and a community-based support staff
10 of subprofessional alcoholism aides.

11 The I.C.A.P. also shall establish community service centers
12 which shall serve the basic purposes of acting as catalyst for
13 local planning, programming and coordination in the respective
14 geographical areas; and providing direct services to the in-
15 digent alcoholic through assessment, referral, intensive
16 follow-through, follow-up, and residential care. The project
17 also shall establish, as may be found necessary, residential
18 settings to provide the transition between existing facilities
19 and the community.

20 The policy of the state of Iowa hereby is declared to be
21 the development of maximum services to alcoholics through
22 the coordination and full utilization, of all state and
23 local, public and private agencies; and the I.C.A.P. is autho-
24 rized and directed to cooperate fully with all appropriate
25 agencies and the furtherance of this policy.

1 Sec. 3. The I.C.A.P., during the continuance of its
2 operations, shall file periodic reports of its progress
3 with the governor, board of welfare, board of control, al-
4 cohol study commission and as shall be required by such
5 federal agencies as may be cooperating with the project
6 in its operations and activities, and shall report to the
7 next regular session of the Iowa general assembly.

1 Sec. 4. The director may accept funds, property, or
2 services from any source, for the project and all revenue
3 received by the I.C.A.P. in any manner including gifts,
4 grants in aid, reimbursement, or sale of articles or ser-
5 vices is hereby appropriated and shall be used in carrying
6 out the provisions of this chapter. Expenditure of any
7 funds available to the I.C.A.P. shall be made upon vouchers
8 signed by the director.

9 To the extent any federal grants accepted by authority
10 of this chapter require the return to the federal government
11 of any unexpended portion thereof, I.C.A.P. is hereby autho-
12 rized to return said funds at the time and in the manner re-
13 quired.

1 Sec. 5. The I.C.A.P. shall be administered by a director,
2 who shall be appointed by the governor, with the approval of
3 two-thirds of the members of the senate. The director's
4 salary shall be fixed by the governor at a level consistent
5 with the policy of this state with regard to compensation for
6 such services, and with the regulations and policies of the
7 federal agencies cooperating with I.C.A.P. in its activities,
8 but not to exceed twenty thousand dollars per annum. The
9 director shall serve until June 30, 1969, or until the governor

10 shall determine that the work of the I.C.A.P. is complete and
11 direct its termination, but not beyond June 30, 1969.

1 Sec. 6. With the approval of the governor, the director
2 shall organize the work of the project, establish programs
3 consistent with the purposes herein declared, arrange for such
4 quarters, supplies and facilities as may be necessary, and
5 employ such personnel as may be needed, but not to exceed one
6 hundred persons, and provide for their compensation at a level
7 consistent with the policy of this state with regard to com-
8 pensation for such services and with the regulations and
9 policies of the federal agencies cooperating with I.C.A.P. in
10 its activities.

1 Sec. 7. Such funds as may be needed for the purpose of
2 matching federal grants, are hereby appropriated from the
3 revenue derived from the operations of the Iowa state liquor
4 commission, but not to exceed fifty thousand dollars.

1 Sec. 8. The acts of the governor preliminary to establish-
2 ment of I.C.A.P., with respect to funds accepted under author-
3 ity of section seven point nine (7.9) of the Code and all acts
4 and provisions made by the interim agency designated by the
5 governor to initiate the operations of the project, which
6 otherwise are lawful and proper, are hereby ratified, approved
7 and legalized.

1 Sec. 9. This Act being deemed of immediate importance,
2 shall be in full force and effect from and after its passage
3 and publication in the Oelwein Daily Register, a newspaper
4 published in Oelwein, Iowa, and in The Evening Sentinel, a
5 newspaper published in Shenandoah, Iowa.

EXPLANATION

The alcohol project is an experiment humane in concept and noble in purpose, which surely has the approval and good wishes of all citizens. Either in his dedication to the enterprise, or perhaps because of what has proven to be unsound counsel, the governor has somewhat exceeded his authority under the law

and the Constitution, in establishing the project and initiating its operations. While regrettable, this is by no means irreparable.

When the attorney general held, as he was by his duty obliged to hold, that these operations were not consistent with the law and the Constitution of this state, he wisely recommended that the factual situation be clarified by action on the part of the general assembly.

Better procedure would have brought forth a recommendation for proper action months ago. But neither the irregularities noted by the attorney general nor the lack of recommendations by the governor ought to divert our judgment from proper and constructive action.

Accordingly we are offering this bill to accomplish the purposes of the Iowa Comprehensive Alcoholism Project under the law of Iowa, with the requisite standards prescribed so as to vest in the governor authority to complete the experiment in as broad and liberal a manner as possible.

The bill would adopt and enact organization and procedure which the governor has indicated he considers best for the project, and ratify and legalize all things done heretofore that otherwise are proper and lawful.