

March 30, 1970
Passed on File

Reprinted 4/3
SENATE FILE 1312

By COMMITTEE ON APPROPRIATIONS

Passed Senate, Date.....*4-2-70*..... Passed House, Date

Vote: Ayes.....*39*..... Nays.....*16*..... Vote: Ayes..... Nays.....

Approved.....

A BILL FOR

1 An Act relating to the budgeting and financing of governmental
2 programs.

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

4 Section 1. Chapter two hundred forty-nine (249), section
5 one (1), subsection five (5), Acts of the Sixty-third General
6 Assembly, First Session, is hereby amended by striking lines
7 twenty-nine (29) through thirty-eight (38), inclusive, and
8 inserting in lieu thereof the following:

9 "5. This subsection shall be effective for the fiscal year
10 commencing July 1, 1971 and each fiscal year thereafter. Dur-
11 ing the last quarter of each fiscal year an amount equal to
12 ten percent of the net receipts from two-thirds of the sales
13 tax collected under division four (IV) of this chapter for the
14 fiscal year, less the amount transferred during such fiscal
15 year for motor vehicles registration plates, shall be trans-
16 ferred to the road use tax fund created by section three hun-
17 dred twelve point one (312.1) of the Code. The remainder of
18 the net receipts from the sales tax shall be credited to the
19 general fund.

20 6. Notwithstanding the provisions of subsection five (5),
21 the following distribution shall be in lieu of the provisions
22 of subsection five (5) for the fiscal years ending June 30,
23 1970 and 1971, and for those years only:

24 a. Fiscal year ending June 30, 1970. During the last
25 quarter of the fiscal year ending June 30, 1970, an amount

1 equal to ten percent of the net receipts from two-thirds of
2 the sales tax collected under divisions four (IV) of this
3 chapter, less the following deductions, shall be transferred
4 to the road use tax fund created by section three hundred twelve
5 point one (312.1) of the Code:

6 (1) The amounts transferred during the fiscal year ending
7 June 30, 1970, for motor vehicle registration plates.

8 (2) The amount appropriated by the general assembly for the
9 fiscal year ending June 30, 1970, for drivers' training aid
10 under the provisions of chapter three hundred twenty-one (321)
11 of the Code.

12 The remainder of the net receipts from the sales tax shall be
13 credited to the general fund.

14 b. Fiscal year ending June 30, 1971. During the last
15 quarter of the fiscal year ending June 30, 1971, the net re-
16 ceipts of all the sales tax collected under division four (IV)
17 of this chapter, less the amount transferred during the fiscal
18 year ending June 30, 1971, for motor vehicle registration plates,
19 shall be credited to the general fund."

20 Sec. 2. Section three hundred thirteen point four (313.4),
21 Code 1966, is hereby amended by adding in line twelve (12) after
22 the period the following:

23 "Specific appropriations may be made from the primary road
24 fund to the secondary road fund, the farm-to-market road fund,
25 and the street construction fund of the cities and towns."

26 Sec. 3. There is hereby appropriated to the secondary road
27 fund of the state from the primary road fund for the fiscal
28 year ending June 30, 1971, the sum of two million nine hundred
29 thousand (2,900,000) dollars, to be paid in equal monthly in-
30 stallments.

31 There is hereby appropriated to the farm-to-market road fund
32 of the state from the primary road fund for the fiscal year end-
33 ing June 30, 1971, the sum of nine hundred thousand (900,000)
34 dollars, to be paid in equal monthly installments.

35 There is hereby appropriated to the street construction fund

1 of the state from the primary road fund for the fiscal year
2 ending June 30, 1971, the sum of one million five hundred
3 thousand (1,500,000) dollars, to be paid in equal monthly in-
4 stallments.

5 Sec. 4. Chapter forty-six (46), section one (1), Acts of
6 the Sixty-third General Assembly, First Session, is hereby
7 amended as follows:

8 1. By striking everything after the period in line twenty-
9 four (24).

10 2. By striking lines twenty-five (25) through twenty-nine
11 (29), inclusive, and inserting in lieu thereof the following:

12 "The salaries for the other peace officer classifications
13 of the division as defined in section ninety-seven A point one
14 (97A.1) of the Code, shall be for the 1969-1971 fiscal biennium
15 as provided in a pay plan approved by the executive council."

16 3. By striking from line fifty-six (56), the word "The".

17 4. By striking lines fifty-seven (57) through sixty (60),
18 inclusive, and inserting in lieu thereof the following:

19 "The salaries for the other peace officer classifications
20 in the highway patrol shall be for the 1969-1971 fiscal bien-
21 nium as provided in a pay plan approved by the executive
22 council."

23 5. Line sixty-five (65), by striking the figures
24 "\$4,714,160.00" and inserting in lieu thereof the figures
25 "\$4,814,160.00".

26 6. Line seventy (70), by striking the figures "\$6,619,160.00"
27 and inserting in lieu thereof the figures "\$6,719,160.00".

28 7. Line ninety-three (93), by striking the figures
29 "\$9,173,400.00" and inserting in lieu thereof the figures
30 "\$9,273,400.00".

31 Sec. 5. Chapter fifty-seven (57), section one (1), subsec-
32 tion four (4), Acts of the Sixty-third General Assembly, First
33 Session, is hereby amended as follows:

34 1. Line seventy-six (76), by striking the figures
35 "11,800,000.00" and inserting in lieu thereof the figures

1 "12,300,000.00".
2 2. Line eighty-three (83), by striking the figures
3 "35,474,410.00" and inserting in lieu thereof the figures
4 "35,974,410.00".

5 Sec. 6. There is hereby appropriated to the state conserva-
6 tion commission from the general fund of the state the sum of
7 five thousand (5,000) dollars for the acquisition of surface
8 and subsurface land rights by purchase, condemnation, easement,
9 lease or any other available means, for surveys, engineering
10 services, research, development, construction, and scientific
11 exploration at the site of the Cold Water Cave located in
12 Winneshiek county.

13 The state conservation commission may enter into agreements
14 with other state agencies, the federal government, and any
15 other organizations to achieve the objectives of this section.

16 The state conservation commission, the governor, and the
17 state comptroller may obtain and accept federal grants to the
18 state to be used in connection with the funds appropriated by
19 this section.

20 Sec. 7. There is hereby established a fund to be known as
21 the "sewage works construction fund". All moneys appropriated
22 to and deposited in the sewage works construction fund are
23 hereby appropriated for and shall be used by the Iowa water
24 pollution control commission in carrying out the purposes of
25 sections seven (7) through thirteen (13), inclusive, of this
26 Act.

27 1. Definitions. When used in sections eight (8) through
28 thirteen (13), inclusive, of this Act, and unless the context
29 requires otherwise:

30 a. "Treatment works" means any plant, disposal field, lagoon,
31 holding or flow-regulating basin, pumping station, or other
32 works installed for the purpose of treating, stabilizing, or
33 disposing of sewage, industrial waste, or other wastes.

34 b. "Sewer system" means pipelines or conduits, pumping
35 stations, force mains, and all other constructions, devices,

1 and appliances appurtenant thereto used for conducting sewage
2 or industrial waste or other wastes to a point of ultimate
3 disposal, which qualify for federal grants pursuant to the
4 federal water pollution Act of 1956 (P.L. 84-660, 33 USC 466-
5 466K) as amended, or any other federal act or program.

6 c. "Commission" means the Iowa water pollution control com-
7 mission.

8 d. "Construction" means the erection, building, acquisition,
9 alteration, reconstruction, improvement, or extension of sewer
10 systems and treatment works; preliminary planning to determine
11 the economic and engineering feasibility of said systems and
12 works; the engineering, architectural, legal, fiscal, and ec-
13 onomic investigations and studies, surveys, designs, plans,
14 working drawings, specifications, procedures, inspection, and
15 supervision, and other action necessary in the construction of
16 said systems and works.

17 e. "Eligible project" means a project for construction of
18 sewer systems and sewage treatment works:

19 (1) For which approval of the commission is required under
20 chapter four hundred fifty-five B (455B) of the Code.

21 (2) Which is, in the judgment of the commission, eligible
22 for federal pollution abatement assistance, whether or not
23 federal funds are then available for such purpose. Eligible
24 projects shall be those which the construction contract there-
25 for shall have been entered into subsequent to July 1, 1966.

26 (3) Which conforms with applicable rules and regulations
27 of the commission.

28 (4) Which is, in the judgment of the commission, necessary
29 for the accomplishment of the state's policy of water purity
30 as stated in section four hundred fifty-five B point one (455B.1)
31 of the Code.

32 f. "Municipality" means the city, town, sanitary district,
33 or other governmental body or corporation empowered to provide
34 sewage collection and treatment services, or any combination of
35 two or more of such governmental bodies or corporations acting

1 jointly, in connection with an eligible project.

2 g. "Federal pollution abatement assistance" means funds
3 available to a municipality, either directly or through alloca-
4 tion by the state, from the federal government as grants for
5 construction of sewer systems or sewage treatment works pursuant
6 to the federal water pollution Act of 1956 (P.L. 84-660, 33 USC
7 446-466K) as amended, or pursuant to any other federal act or
8 program.

9 Sec. 8. The commission may make grants as funds are avail-
10 able to any municipality to assist such municipality in the
11 construction of sewer systems or sewage treatment works.

12 Sec. 9. The commission shall accept and administer all
13 funds granted by the state pursuant to sections seven (7)
14 through thirteen (13), inclusive, of this Act.

15 In allocating state grants under sections seven (7) through
16 thirteen (13), inclusive, of this Act, the commission shall
17 give consideration to:

18 1. The public benefits to be derived by the construction.

19 2. The ultimate cost of constructing and maintaining the
20 works.

21 3. The public interest and public necessity for the works.

22 4. The adequacy of the provisions made or proposed by the
23 municipality for assuring proper and efficient operation and
24 maintenance of the treatment works after the completion of con-
25 structions thereof.

26 5. The applicant's readiness to start construction, includ-
27 ing financing and planning.

28 Sec. 10. The commission may, in the name of the state,
29 contract with any municipality concerning eligible projects.
30 Any such contract may include such provisions as may be agreed
31 upon by the parties, and shall include, in substance, the fol-
32 lowing provisions:

33 1. An estimate of the reasonable cost of the project as
34 determined by the commission.

35 2. An agreement by the commission to pay to the municipality,

1 during the progress of construction or following completion of
2 the construction as may be agreed upon by the parties, an amount
3 equal to one-half of that portion of the actual cost of the
4 project, or the reasonable cost of the project as determined
5 by the commission, whichever is less, that is not paid by the
6 federal government but not less than twenty-five percent of
7 the cost as determined.

8 3. An agreement by the municipality:

9 a. To proceed expeditiously with, and complete, the project
10 in accordance with plans approved pursuant to sections seven
11 (7) through thirteen (13), inclusive, of this Act, and pursuant
12 to chapter four hundred fifty-five B (455B) of the Code.

13 b. To commence operation of the sewage treatment works on
14 completion of the project, and not to discontinue operation or
15 dispose of the sewage treatment works without the approval of
16 the commission.

17 c. To operate and maintain the sewage treatment works in
18 accordance with applicable provisions of chapter four hundred
19 fifty-five B (455B) of the Code and rules and regulations of
20 the commission.

21 d. To secure approval of the commission before applying for
22 federal assistance for pollution abatement, in order to maximize
23 the amounts of such assistance received or to be received for
24 all projects in Iowa.

25 e. To provide for the payment by the municipality of its
26 share of the cost of the project.

27 4. A provision that, in the event federal assistance which
28 was not included in the calculation of the state payment pursuant
29 to subsection two (2) of this section becomes available to the
30 municipality, the amount of the state payment shall be recal-
31 culated with the inclusion of such additional federal assistance
32 and the municipality shall pay to the state the amount by which
33 the state payment actually made exceeds the state payment de-
34 termined by the recalculation.

35 Sec. 11. The commission may adopt such rules and regulations

1 as are necessary for the effective administration of sections
2 seven (7) through thirteen (13), inclusive, of this Act.

3 Sec. 12. All contracts entered into pursuant to sections
4 seven (7) through thirteen (13), inclusive, of this Act shall
5 be subject to approval of the attorney general as to form.
6 All payments by the state pursuant to such contracts shall
7 be made after review and by warrant of the state comptroller
8 to the credit of the municipality and shall be used for the
9 payment of costs of construction of an eligible project. How-
10 ever, if such costs have been paid by the municipality, then
11 such payment may be used by the municipality for:

12 1. The payment of outstanding bonds or obligations incurred
13 for any such eligible project.

14 2. Any improvement or extension of an eligible project.

15 3. Any other lawful municipal purpose determined to be
16 necessary, reasonable, and in the interest of the public wel-
17 fare.

18 Sec. 13. There is hereby appropriated from the general fund
19 of the state to the sewage works construction fund the sum of
20 seven million two hundred thousand (7,200,000) dollars for
21 matching federal funds available for eligible projects attrib-
22 utable to the fiscal year ending June 30, 1970, and prior.

23 Sec. 14. Section three hundred twenty-one point one hundred
24 ninety-one (321.191), Code 1966, is amended by adding the fol-
25 lowing new paragraph:

26 "There shall be a fee of twenty dollars for reinstatement
27 of an instruction permit, chauffeur's license or operator's
28 license, which has been suspended or revoked as the result of
29 a traffic violation."

30 Sec. 15. There is hereby appropriated to the state board of
31 regents from the general fund of the state for the fiscal year
32 beginning July 1, 1970 and ending June 30, 1971, the sum of
33 one hundred forty-five thousand (145,000) dollars, or so much
34 thereof as may be necessary to be allocated by said board to the
35 state university of Iowa, the Iowa State university of science

1 and technology, and the university of northern Iowa in such
2 amounts as may be necessary to supplement the appropriation
3 made by chapter fifty (50), Acts of the Sixty-third General As-
4 sembly, First Session, to reimburse such institutions for de-
5 ficiencies in their operating funds resulting from the pledging
6 of tuitions, student fees and charges and institutional income
7 to finance the cost of providing academic and administrative
8 buildings and facilities and utilities services at said in-
9 stitutions of higher learning.

10 No later than April 1, 1917 the board of regents shall
11 establish and submit to the general assembly for the biennium
12 commencing July 1, 1971 and ending June 30, 1973 for each
13 state university an enumeration of the charges to be made to
14 students whether in the form of fees or tuition.

15 Sec. 16. Chapter one hundred ninety (190), section five
16 (5), Acts of the Sixty-third General Assembly, First Session,
17 is hereby ammended by inserting after line forty-three (43) the
18 following:

19 "If the Emmetsburg Community College merges with Area III
20 school, funds appropriated to the Emmetsburg Community College
21 pursuant to this section shall be transferred by the state
22 comptroller to the Area III school for the purpose of operating
23 the campus located at Emmetsburg, Iowa."

24 Sec. 17. Chapter three hundred twenty-nine (329), section
25 four (4), Acts of the Sixty-third General Assembly, First Ses-
26 sion, is hereby amended by striking from line two (2) the words
27 and figures "two thousand five hundred (2,500)", and inserting
28 in lieu thereof the words and figures "twelve thousand five
29 hundred (12,500)".

30 Sec. 18. This Act being deemed of immediate importance
31 shall be in full force and effect from and after its final
32 approval and publication in the Waterloo Daily Courier, a
33 newspaper published at Waterloo, Iowa, and The DeWitt Observer,
34 a newspaper published at DeWitt, Iowa.

EXPLANATION

This bill provides for a number of changes in the budgeting and financing of various governmental programs.

Section 1 provides for the use of 10% of $\frac{2}{3}$ of sales tax receipts in the following manner:

1. First, it provides that 10% of $\frac{2}{3}$ of the sales tax receipts shall be transferred to the road use tax fund, after the deduction of funds for motor vehicle registration plates, for fiscal years commencing July 1, 1971 and thereafter. This provision is basically the same as it was prior to the first session of the Sixty-third General Assembly. The first session of the Sixty-third General Assembly had amended this section to provide for the use of a portion of the 10% of the $\frac{2}{3}$ of the sales tax receipts for fiscal biennium ending June 30, 1971 for drivers' education, in addition to motor vehicle registration plates.

2. Second, it provides that for fiscal year ending June 30, 1970 the 10% of the $\frac{2}{3}$ of the sales tax, after the deduction of motor vehicle registration fees and drivers' education funds, shall be transferred to the road use tax fund during the last quarter of the fiscal year. This is a temporary provision.

3. Third, it provides that during the last quarter of the fiscal year ending June 30, 1971, all of the sales tax receipts, less the amount used for motor vehicle registration plates, shall be deposited in the general fund. It is not necessary to provide in this subsection for deduction of drivers' education funds since all sales tax receipts, except those to be used for registration plates, are deposited in the general fund.

Sections 2 and 3 provide for making appropriations from the primary road fund to the secondary road fund, farm-to-market road fund, and the street construction fund for the fiscal year ending June 30, 1971 in order that these funds will not lose revenue they would otherwise receive if the 10% of the $\frac{2}{3}$ of the sales tax were not deposited in the general fund.

Section 4 provides for adjustments in department of public safety peace officer salaries and the budget of the department of public safety.

Section 5 provides for an adjustment in old age assistance. Section 6 provides an appropriation for the development of Cold Water Cave.

Sections 7 through 13 provide for state aid to municipalities for projects involving sewer systems and sewage treatment works. These sections contemplate greater participation by the federal government in providing federal funds for these sections.

Section 14 provides a fee of twenty dollars for reinstatement of suspended or revoked drivers' permits or licenses. Section 15 appropriates money to the board of regents for certain deficiencies in their operating funds and requires that tuition and fee rates be set by April 1, 1971. Section 16 transfers certain funds relating to the Emmetsburg Community college. Section 17 increases the appropriation for the world food fair committee.

- 1 Amend Senate File 1312 as follows:
- 2 Page 8, by striking from lines 28 and 29 the words " , which
- 3 has been suspended or revoked as the result of a traffic violation"
- 4 and inserting in lieu thereof the words "which is, after notice and
- 5 opportunity for hearing, suspended or revoked as a result of a
- 6 traffic violation".

Filed - *Withdrawn 4/2*
March 31, 1970

By O'MALLEY

- 1 Amend Senate File 1312 as follows:
- 2 Page 8, line 26, by striking the word "twenty"
- 3 and inserting in lieu thereof the word "ten".

Filed - *Lost 4/2*
March 31, 1970

By GLENN

- 1 Amend Senate File 1312, page 8, by inserting in line
- 2 21 after the word "funds" the words "which are or would
- 3 have been".

Filed - *Adopted 4/2*
March 31, 1970

By GAUDINEER

- 1 Amend Senate File 1312 as follows:
- 2 1. Page 9, line 14, by adding the following
- 3 new sentence after the period:
- 4 "Resident tuition charges at each such university
- 5 shall not exceed five hundred fifty dollars
- 6 per academic year, and tuition charges for any other
- 7 period of study shall be pro-rated accordingly."
- 8 2. Page 9, line 14, by adding the following new
- 9 section after the period:
- 10 "There is hereby annually appropriated out of any
- 11 funds in the state treasury not otherwise appropriated
- 12 a sum sufficient to reimburse the State University of
- 13 Iowa, the Iowa State University of Science and Technology,
- 14 and the University of Northern Iowa for deficiencies
- 15 in their operating funds that may be incurred by reason
- 16 of the difference between the resident tuition charges
- 17 projected and certified as necessary by the board of
- 18 regents, and the charge of five hundred fifty dollars
- 19 per academic year."
- 20 3. By renumbering the following sections.

Filed - *Lost 4/2*
March 31, 1970

By GLENN

1 Amend Senate File 1312 as follows:
2 1. Page 1, by striking lines 9 through 19, inclusive, and
3 inserting in lieu thereof the following:
4 "5. a. During the last quarter of the fiscal years ending
5 June 30, 1972 and June 30, 1973 an amount equal to ten percent
6 of the net receipts from the sales tax collected under division
7 four (IV) of this chapter for such fiscal years, less the amount
8 transferred for motor vehicle registration plates, shall be
9 transferred to the road use tax fund created by section three
10 hundred twelve point one (312.1) of the Code. The remainder
11 shall be credited to the general fund.
12 b. During the last quarter of the fiscal year ending June
13 30, 1974, and each fiscal year thereafter, an amount equal to ten
14 percent of the net receipts from two-thirds of the sales tax col-
15 lected under division four (IV) of this chapter for the fiscal
16 year, less the amount transferred during such fiscal year for
17 motor vehicle registration plates, shall be transferred to the
18 road use tax fund created by section three hundred twelve point
19 one (312.1) of the Code. The remainder of the net receipts from
20 the sales tax shall be credited to the general fund."
21 2. Page 2, by adding in line 19 after the word "fund" the words
22 "and such credit to the general fund of all such net receipts
23 less the deduction for motor vehicle registration plates, shall
24 be considered a loan to be repaid pursuant to the provisions of
25 subsection five (5), subdivision a, of this section, as created
26 by this Act".

*Let
Recommended
and let
4/2*

Filed - *Let 4/2*
March 30, 1970

By HOUGEN, GRIFFIN,
LAMBORN, MOGGED,
KYHL and POTTER

1 Amend Senate File 1312 as follows:
2 1. Page 1, line 5, by striking the words and figure "sub-
3 section five (5)".
4 2. Page 1, by striking from lines 20 and 21 the words
5 "Notwithstanding the provisions of subsection five (5),
6 the" and inserting in lieu thereof the word "The".
7 3. Page 3, by striking from lines 31 and 32 the words
8 "subsection four (4)".
9 4. Page 7, line 21, by striking the word "secure" and
10 inserting in lieu thereof the word "obtain".

*Adopted
4/2*

*Adopted
4/2*

Filed - *Adopted 4/2*
March 31, 1970

By MESSERLY

1 Amend Senate File 1312, page 3, by adding after line 4
2 the following new paragraph:
3 "During the fiscal year ending June 30, 1971, the high-
4 way commission may expend from the primary road construction
5 fund an amount not to exceed three million dollars in addition
6 to the limits set by section three hundred thirteen point
7 twenty-one (313.21) of the Code for the purposes set forth
8 in such section."

Filed - *Adopted 4/2*
March 31, 1970

By GAUDINEER

1 Amend Senate File 1312, page 9, by adding after line
2 29 the following new section and renumbering the remaining
3 section:

4 "Sec. 18. Chapter one (1), Acts of the Sixty-third
5 General Assembly, First Session, is hereby amended by
6 inserting after line one hundred forty (140) the following
7 new sentences:

8 "The salaries for the narcotic enforcement personnel
9 transferred to the department of public safety pursuant to
10 Senate File two hundred thirty-eight (238), Acts of the
11 Sixty-third General Assembly, Second Session, shall be as
12 provided in a pay plan approved by the executive council,
13 the provisions of chapter ninety-five (95), Acts of the
14 Sixty-second General Assembly, notwithstanding."

Filed - *Adopted 4/2*
March 31, 1970

By GAUDINEER and CLARKE

1 Amend Senate File 1312 as follows:
2 Page 2, line 23, by inserting after the word "appropriations"
3 the words "for the fiscal year ending June 30, 1971,".

Filed - *Adopted 4/2*
April 1, 1970

By LAMBORN

1 Amend Senate File 1312, page 4, line 12, by inserting after
2 the period the following sentence: "There is hereby appropriated
3 to the state conservation commission from the general fund of the
4 state the sum of twenty-five thousand (25,000) dollars for furn-
5 ings and equipment at the new state conservation education
6 training center, Spring Brook state park."

Filed - *Adopted 4/2*
April 1, 1970

By ERSKINE, SHIRLEY and BORTELL

1 Amend Senate File 1312 as follows:
2 1. By striking on page 4, line 1, the figures
3 "12,300,000.00" and inserting in lieu thereof the
4 figures "12,800,000.00".
5 2. By striking on page 4, line 4, the figures
6 "35,974,410.00" and inserting in lieu thereof the
7 figures "36,474,410.00".

Filed - *Last 4/2*
April 1, 1970

By DODERER, KOSEK, REICHARDT,
O'MALLEY, WALSH and FROMMELT

1 Amend Senate File 1312 by striking lines
2 10 through 14 on page 9.

Filed - *Moving amendments*
April 1, 1970 *substituted*
4/2

By O'MALLEY, SHIRLEY, DODERER, NEU,
DeKOSTER, CLARKE, WALSH, POTGETER,
DAVIS, DeHART, FREY, SHAFF, OLLEN-
BURG, LAMBORN, POTTER and GAUDINEER

- 1 Amend Senate File 1312 as follows:
- 2 1. By inserting after line twenty-nine (29), page nine
- 3 (9), the following new section:
- 4 "There is hereby transferred to the state comptroller
- 5 from the printing board appropriation provided in chapter one (1),
- 6 section one (1), subsection twenty-five (25), Acts of the Sixty-
- 7 third General Assembly, First Session, the sum of eight thousand
- 8 (8,000) dollars for the Iowa Academy of Science for the fiscal
- 9 year beginning July 1, 1970 and ending June 30, 1971."
- 10 2. By renumbering the following section.

Filed - *Adopted 4/2*
April 1, 1970

By BALLOUN and MESSERLY

- 1 Amend Senate File 1312 by striking on page 1,
- 2 lines 4 through 25, inclusive; page 2, lines 1
- 3 through 35, inclusive; and on page 3, lines
- 4 through 4, inclusive and by renumbering the
- 5 remaining sections in conformity herewith.

Filed and lost
April 2, 1970

By HILL

- 1 Amend the Hougen, et al., amendment, filed March 30,
- 2 1970, to Senate File 1312, line 5, after the word
- 3 "percent" by adding the following:
- 4 " , not to exceed five million dollars (\$5,000,000.00)
- 5 per annum,".

Filed, adopted, reconsidered, withdrawn
April 2, 1970

By HOUGEN

SENATE FILE 1312

- 1 Amend the Hougen, et al, amendment to Senate File 1913,
- 2 filed March 30, 1970, as follows:
- 3 1. By inserting in line 6 after the word "of" the
- 4 words "two-thirds of".
- 5 2. By inserting in line 6 after the word "tax" the
- 6 words "plus five million (5,000,000) dollars".

Filed and adopted
April 2, 1970

By HOUGEN

- 1 Amend the Potter, et al amendment filed April 2, 1970 to Senate
- 2 File 1312, by striking lines 2 and 3 and inserting in lieu thereof
- 3 the following: "30, inclusive, and inserting in lieu thereof
- 4 the following as a new section and renumbering the remaining
- 5 sections:".

Filed and adopted
April 2, 1970

By POTTER

1 Amend Senate File 1312, page 3, by striking lines 23 through
2 30, inclusive, and inserting after the period in line 22 the
3 following sentence:

4 "There is hereby appropriated to the Iowa highway safety
5 patrol from the general fund of the state for the fiscal year
6 ending June 30, 1971, the sum of five hundred thousand (500,000)
7 dollars for salaries in addition to amounts appropriated by
8 chapter forty-six (46), Acts of the Sixty-third General
9 Assembly, First Session."

Filed, amended, adopted By POTTER, FREY, POTGETER, GILLEY,
April 2, 1970 NICHOLSON, LANGE, LAMBORN, BRILES,
THORSEN, DENMAN, SULLIVAN,
MOGGED, GRIFFIN, NEU, ANDERSON,
RABEDEAUX, KEITH, BORTELL, KLINK,
DAVIS, DeHART, CONKLIN, WALSH,
WEIMER, GAUDINEER, OLLENBURG, VAN
GILST, DODERER, KOSEK, CURRAN, DODDS
and ORR

1 Amend Senate File 1312, page 8, by striking from lines 28
2 and 29 the words ", which has been suspended or revoked as the
3 result of a traffic violation" and inserting in lieu thereof
4 the words "which is, after notice and opportunity for hearing,
5 suspended or revoked as a result of a violation involving the use
6 of a motor vehicle".

Filed, amended and adopted.
April 2, 1970

By O'MALLEY

1 Amend the O'Malley amendment to Senate File 1312, filed
2 April 2, 1970, by striking from lines 5 and 6 the words "as
3 a result of a violation involving the use of a motor vehicle"
4 and inserting in lieu thereof the words "pursuant to sections
5 three hundred twenty-one point two hundred nine (321.209),
6 three hundred twenty-one point two hundred ten (321.210), except
7 subsection four (4) thereof, and three hundred twenty-one B
8 point seven (321B.7) of the Code."

Filed and adopted
April 2, 1970

By O'MALLEY and GAUDINEER

1 Amend Senate File 1312, page 8, by inserting after line 29 the
2 following new sentences: "Such twenty dollar fee shall be
3 collected only if the person whose license was suspended or
4 revoked was served personally with notice thereof. If the person
5 whose license was suspended or revoked was served notice thereof
6 by restricted certified mail, the reinstatement fee shall be
7 ten dollars."

Filed and adopted
April 2, 1970

By VAN GILST

- 1 1. Amend Senate File 1312, page 9, line 11, by
- 2 striking the words "establish and"
- 3 2. Amend page 9, line 13, by inserting after the word
- 4 "the" the word "anticipated".

Filed, substituted, adopted
April 2, 1970

By MOWRY

- 1 Amend Senate File 1312, page 8, by striking in line 27
- 2 the words "an instruction permit," and inserting in lieu
- 3 thereof the word "a".

Filed and adopted
April 2, 1970

By GAUDINEER

April 3, 1970

SENATE FILE 1312

*Use Appropriations 4/6
Pass per amendment 4/7*

By COMMITTEE ON APPROPRIATIONS
(AS PASSED BY THE SENATE)

Passed Senate, Date 4-2-70 Passed House, Date 4-10-70

Vote: Ayes 39 Nays 16 Vote: Ayes 84 Nays 36

Approved.....

*Passed as amended by House and
further amended by
Senate 4/14
ayes 43, nays 16*

A BILL FOR

*Passed House as further
amended by Senate 4/15
ayes 83, nays 35*

- 1 An Act relating to the budgeting and financing of governmental
- 2 programs.
- 3 *Be It Enacted by the General Assembly of the State of Iowa:*
- 4 Section 1. Chapter two hundred forty-nine (249), section
- 5 one (1), Acts of the Sixty-third General
- 6 Assembly, First Session, is hereby amended by striking lines
- 7 twenty-nine (29) through thirty-eight (38), inclusive, and
- 8 inserting in lieu thereof the following:
- 9 "5. This subsection shall be effective for the fiscal year
- 10 commencing July 1, 1971 and each fiscal year thereafter. Dur-
- 11 ing the last quarter of each fiscal year an amount equal to
- 12 ten percent of the net receipts from two-thirds of the sales
- 13 tax collected under division four (IV) of this chapter for the
- 14 fiscal year, less the amount transferred during such fiscal
- 15 year for motor vehicle registration plates, shall be trans-
- 16 ferred to the road use tax fund created by section three hun-
- 17 dred twelve point one (312.1) of the Code. The remainder of
- 18 the net receipts from the sales tax shall be credited to the
- 19 general fund.
- 20 6. The following distribution shall be in lieu of the provisions
- 21 of subsection five (5) for the fiscal years ending June 30,
- 22 1970 and 1971, and for those years only:
- 23 a. Fiscal year ending June 30, 1970. During the last
- 24 quarter of the fiscal year ending June 30, 1970, an amount

1 equal to ten percent of the net receipts from two-thirds of
2 the sales tax collected under division four (IV) of this
3 chapter, less the following deductions, shall be transferred
4 to the road use tax fund created by section three hundred twelve
5 point one (312.1) of the Code:

6 (1) The amounts transferred during the fiscal year ending
7 June 30, 1970, for motor vehicle registration plates.

8 (2) The amount appropriated by the general assembly for the
9 fiscal year ending June 30, 1970, for drivers' training aid
10 under the provisions of chapter three hundred twenty-one (321)
11 of the Code.

12 The remainder of the net receipts from the sales tax shall be
13 credited to the general fund.

14 b. Fiscal year ending June 30, 1971. During the last
15 quarter of the fiscal year ending June 30, 1971, the net re-
16 ceipts of all the sales tax collected under division four (IV)
17 of this chapter, less the amount transferred during the fiscal
18 year ending June 30, 1971, for motor vehicle registration plates,
19 shall be credited to the general fund.

20 Sec. 2. Section three hundred thirteen point four (313.4),
21 Code 1966, is hereby amended by adding in line twelve (12) after
22 the period the following:

23 "Specific appropriations *for the fiscal year ending June 30,*
24 *1971, may be made from the primary road*
25 *fund to the secondary road fund, the farm-to-market road fund,*
26 *and the street construction fund of the cities and towns."*

27 Sec. 3. There is hereby appropriated to the secondary road
28 fund of the state from the primary road fund for the fiscal
29 year ending June 30, 1971, the sum of two million nine hundred
30 thousand (2,900,000) dollars, to be paid in equal monthly in-
31 stallments.

32 There is hereby appropriated to the farm-to-market road fund
33 of the state from the primary road fund for the fiscal year end-
34 ing June 30, 1971, the sum of nine hundred thousand (900,000)
35 dollars, to be paid in equal monthly installments.

1 There is hereby appropriated to the street construction fund
2 of the state from the primary road fund for the fiscal year
3 ending June 30, 1971, the sum of one million five hundred
4 thousand (1,500,000) dollars, to be paid in equal monthly in-
5 stallments.

6 *During the fiscal year ending June 30, 1971, the highway*
7 *commission may expend from the primary road construction*
8 *fund an amount not to exceed three million dollars in addition*
9 *to the limits set by section three hundred thirteen point*
10 *twenty-one (313.21) of the Code for the purposes set forth*
11 *in such section.*

12 Sec. 4. Chapter forty-six (46), section one (1), Acts of
13 the Sixty-third General Assembly, First Session, is hereby
14 amended as follows:

15 1. By striking everything after the period in line twenty-
16 four (24).

17 2. By striking lines twenty-five (25) through twenty-nine
18 (29), inclusive, and inserting in lieu thereof the following:

19 "The salaries for the other peace officer classifications
20 of the division as defined in section ninety-seven A point one
21 (97A.1) of the Code, shall be for the 1969-1971 fiscal biennium
22 as provided in a pay plan approved by the executive council."

23 3. By striking from line fifty-six (56), the word "The".

24 4. By striking lines fifty-seven (57) through sixty (60),
25 inclusive, and inserting in lieu thereof the following:

26 "The salaries for the other peace officer classifications
27 in the highway patrol shall be for the 1969-1971 fiscal bien-
28 nium as provided in a pay plan approved by the executive
29 council."

30 *Sec. 5. There is hereby appropriated to the Iowa highway*
31 *safety patrol from the general fund of the state for the fiscal*
32 *year ending June 30, 1971, the sum of five hundred thousand*
33 *(500,000) dollars for salaries in addition to amounts*
34 *appropriated by chapter forty-six (46), Acts of the Sixty-*
35 *third General Assembly, First Session.*

- 1 Sec. 6. Chapter fifty-seven (57), section one (1),
2 Acts of the Sixty-third General Assembly, First
3 Session, is hereby amended as follows:
- 4 1. Line seventy-six (76), by striking the figures
5 "11,800,000.00" and inserting in lieu thereof the figures
6 "12,300,000.00".
- 7 2. Line eighty-three (83), by striking the figures
8 "35,474,410.00" and inserting in lieu thereof the figures
9 "35,974,410.00".
- 10 Sec. 7. There is hereby appropriated to the state conserva-
11 tion commission from the general fund of the state the sum of
12 five thousand (5,000) dollars for the acquisition of surface
13 and subsurface land rights by purchase, condemnation, easement,
14 lease or any other available means, for surveys, engineering
15 services, research, development, construction, and scientific
16 exploration at the site of the Cold Water Cave located in
17 Winneshiek county. *There is hereby appropriated to the*
18 *state conservation commission from the general fund of*
19 *the state the sum of twenty-five thousand (25,000) dollars*
20 *for furnishings and equipment at the new state conservation*
21 *education training center, Spring Brook state park.*
- 22 The state conservation commission may enter into agreements
23 with other state agencies, the federal government, and any
24 other organizations to achieve the objectives of this section.
- 25 The state conservation commission, the governor, and the
26 state comptroller may obtain and accept federal grants to the
27 state to be used in connection with the funds appropriated by
28 this section.
- 29 Sec. 8. There is hereby established a fund to be known as
30 the "sewage works construction fund". All moneys appropriated
31 to and deposited in the sewage works construction fund are
32 hereby appropriated for and shall be used by the Iowa water
33 pollution control commission in carrying out the purposes of
34 sections *eight (8) through fourteen (14)*, inclusive, of this
35 Act.

1 1. Definitions. When used in sections *nine (9)* through
2 *fourteen (14)*, inclusive, of this Act, and unless the context
3 requires otherwise:

4 a. "Treatment works" means any plant, disposal field, lagoon,
5 holding or flow-regulating basin, pumping station, or other
6 works installed for the purpose of treating, stabilizing, or
7 disposing of sewage, industrial waste, or other wastes.

8 b. "Sewer system" means pipelines or conduits, pumping
9 stations, force mains, and all other constructions, devices,
10 and appliances appurtenant thereto used for conducting sewage
11 or industrial waste or other wastes to a point of ultimate
12 disposal, which qualify for federal grants pursuant to the
13 federal water pollution Act of 1956 (P. L. 84-660, 33 USC 466-
14 466K) as amended, or any other federal act or program.

15 c. "Commission" means the Iowa water pollution control com-
16 mission.

17 d. "Construction" means the erection, building, acquisition,
18 alteration, reconstruction, improvement, or extension of sewer
19 systems and treatment works; preliminary planning to determine
20 the economic and engineering feasibility of said systems and
21 works; the engineering, architectural, legal, fiscal, and ec-
22 onomic investigations and studies, surveys, designs, plans,
23 working drawings, specifications, procedures, inspection, and
24 supervision, and other action necessary in the construction of
25 said systems and works.

26 e. "Eligible project" means a project for construction of
27 sewer systems and sewage treatment works:

28 (1) For which approval of the commission is required under
29 chapter four hundred fifty-five B (455B) of the Code.

30 (2) Which is, in the judgment of the commission, eligible
31 for federal pollution abatement assistance, whether or not
32 federal funds are then available for such purpose. Eligible
33 projects shall be those which the construction contract there-
34 for shall have been entered into subsequent to July 1, 1966.

35 (3) Which conforms with applicable rules and regulations

1 of the commission.

2 (4) Which is, in the judgment of the commission, necessary
3 for the accomplishment of the state's policy of water purity
4 as stated in section four hundred fifty-five B point one (455B.1)
5 of the Code.

6 f. "Municipality" means the city, town, sanitary district,
7 or other governmental body or corporation empowered to provide
8 sewage collection and treatment services, or any combination of
9 two or more of such governmental bodies or corporations acting
10 jointly, in connection with an eligible project.

11 g. "Federal pollution abatement assistance" means funds
12 available to a municipality, either directly or through alloca-
13 tion by the state, from the federal government as grants for
14 constuction of sewer systems or sewage treatment works pursuant
15 to the federal water pollution Act of 1956 (P. L. 84-660, 33 USC
16 446-466K) as amended, or pursuant to any other federal act or
17 program.

18 Sec. 9. The commission may make grants as funds are avail-
19 able to any municipality to assist such municipality in the
20 construction of sewer systems or sewage treatment works.

21 Sec. 10. The commission shall accept and administer all
22 funds granted by the state pursuant to sections *eight (8)*
23 through *fourteen (14)*, inclusive, of this Act.

24 In allocating state grants under sections *eight (8)* through
25 *fourteen (14)*, inclusive, of this Act, the commission shall
26 give consideration to:

27 1. The public benefits to be derived by the construction.

28 2. The ultimate cost of constructing and maintaining the
29 works.

30 3. The public interest and public necessity for the works.

31 4. The adequacy of the provisions made or proposed by the
32 municipality for assuring proper and efficient operation and
33 maintenance of the treatment works after the completion of con-
34 struction thereof.

35 5. The applicant's readiness to start construction, includ-

1 ing financing and planning.

2 Sec. 11. The commission may, in the name of the state,
3 contract with any municipality concerning eligible projects.

4 Any such contract may include such provisions as may be agreed
5 upon by the parties, and shall include, in substance, the fol-
6 lowing provisions:

7 1. An estimate of the reasonable cost of the project as
8 determined by the commission.

9 2. An agreement by the commission to pay to the municipality,
10 during the progress of construction or following completion of
11 the construction as may be agreed upon by the parties, an amount
12 equal to one-half of that portion of the actual cost of the
13 project, or the reasonable cost of the project as determined
14 by the commission, whichever is less, that is not paid by the
15 federal government but not less than twenty-five percent of
16 the cost as determined.

17 3. An agreement by the municipality:

18 a. To proceed expeditiously with, and complete, the project
19 in accordance with plans approved pursuant to sections *eight*
20 *(8)* through *fourteen (14)*, inclusive, of this Act, and pursuant
21 to chapter four hundred fifty-five B (455B) of the Code.

22 b. To commence operation of the sewage treatment works on
23 completion of the project, and not to discontinue operation or
24 dispose of the sewage treatment works without the approval of
25 the commission.

26 c. To operate and maintain the sewage treatment works in
27 accordance with applicable provisions of chapter four hundred
28 fifty-five B (455B) of the Code and rules and regulations of
29 the commission.

30 d. To *obtain* approval of the commission before applying for
31 federal assistance for pollution abatement, in order to maximize
32 the amounts of such assistance received or to be received for
33 all projects in Iowa.

34 e. To provide for the payment by the municipality of its
35 share of the cost of the project.

1 4. A provision that, in the event federal assistance which
2 was not included in the calculation of the state payment pursuant
3 to subsection two (2) of this section becomes available to the
4 municipality, the amount of the state payment shall be recal-
5 culated with the inclusion of such additional federal assistance
6 and the municipality shall pay to the state the amount by which
7 the state payment actually made exceeds the state payment de-
8 termined by the recalculation.

9 Sec. 12. The commission may adopt such rules and regulations
10 as are necessary for the effective administration of sections
11 *eight (8) through fourteen (14)*, inclusive of this Act,

12 Sec. 13. All contracts entered into pursuant to sections
13 *eight (8) through fourteen (14)*, inclusive, of this Act shall
14 be subject to approval of the attorney general as to form.

15 All payments by the state pursuant to such contracts shall
16 be made after review and by warrant of the state comptroller
17 to the credit of the municipality and shall be used for the
18 payment of costs of construction of an eligible project. How-
19 ever, if such costs have been paid by the municipality, then
20 such payment may be used by the municipality for:

21 1. The payment of outstanding bonds or obligations incurred
22 for any such eligible project.

23 2. Any improvement or extension of an eligible project.

24 3. Any other lawful municipal purpose determined to be
25 necessary, reasonable, and in the interest of the public wel-
26 fare.

27 Sec. 14. There is hereby appropriated from the general fund
28 of the state to the sewage works construction fund the sum of
29 seven million two hundred thousand (7,200,000) dollars for
30 matching federal funds *which are or would have been available*
31 for eligible projects attributable to the fiscal year ending
32 June 30, 1970, and prior.

33 Sec. 15. Section three hundred twenty-one point one hundred
34 ninety-one (321.191), Code 1966, is amended by adding the fol-
35 lowing new paragraph:

1 "There shall be a fee of twenty dollars for reinstatement
2 of a chauffeur's license or operator's
3 license *which is, after notice and opportunity for hearing,*
4 *suspended or revoked pursuant to sections three hundred*
5 *twenty-one point two hundred nine (321.209), three hundred*
6 *twenty-one point two hundred ten (321.210), except subsection*
7 *four (4) thereof, and three hundred twenty-one B point seven*
8 *(321B.7) of the Code. Such twenty dollar fee shall be*
9 *collected only if the person whose license was suspended*
10 *or revoked was served personally with notice thereof. If*
11 *the person whose license was suspended or revoked was*
12 *served notice thereof by restricted certified mail, the*
13 *reinstatement fee shall be ten dollars."*

14 Sec. 16. There is hereby appropriated to the state board of
15 regents from the general fund of the state for the fiscal year
16 beginning July 1, 1970 and ending June 30, 1971, the sum of
17 one hundred forty-five thousand (145,000) dollars, or so much
18 thereof as may be necessary to be allocated by said board to the
19 state university of Iowa, the Iowa state university of science
20 and technology, and the university of northern Iowa in such
21 amounts as may be necessary to supplement the appropriation
22 made by chapter fifty (50), Acts of the Sixty-third General As-
23 sembly, First Session, to reimburse such institutions for de-
24 ficiencies in their operating funds resulting from the pledging
25 of tuitions, student fees and charges and institutional income
26 to finance the cost of providing academic and administrative
27 buildings and facilities and utilities services at said in-
28 stitutions of higher learning.

29 No later than April 1, 1971 the board of regents shall
30 submit to the general assembly for the biennium
31 commencing July 1, 1971 and ending June 30, 1973 for each
32 state university an enumeration of the *anticipated* charges
33 to be made to students whether in the form of fees or tuition.

34 Sec. 17. Chapter one hundred ninety (190), section five
35 (5), Acts of the Sixty-third General Assembly, First Session,

1 is hereby amended by inserting after line forty-three (43) the
2 following:

3 "If the Emmetsburg Community College merges with Area III
4 school, funds appropriated to the Emmetsburg Community College
5 pursuant to this section shall be transferred by the state
6 comptroller to the Area III school for the purpose of operating
7 the campus located at Emmetsburg, Iowa."

8 Sec. 18. Chapter three hundred twenty-nine (329), section
9 four (4), Acts of the Sixty-third General Assembly, First Ses-
10 sion, is hereby amended by striking from line two (2) the words
11 and figures "two thousand five hundred (2,500)", and inserting
12 in lieu thereof the words and figures "twelve thousand five
13 hundred (12,500)".

14 *Sec. 19. Chapter one (1), Acts of the Sixty-third*
15 *General Assembly, First Session, is hereby amended by*
16 *inserting after line one hundred forty (140) the following*
17 *new sentences:*

18 *"The salaries for the narcotic enforcement personnel*
19 *transferred to the department of public safety pursuant*
20 *to Senate File two hundred thirty-eight (238), Acts of the*
21 *Sixty-third General Assembly, Second Session, shall be as*
22 *provided in a pay plan approved by the executive council,*
23 *the provisions of chapter ninety-five (95), Acts of the*
24 *Sixty-second General Assembly, notwithstanding."*

25 *Sec. 20. There is hereby transferred to the state*
26 *comptroller from the printing board appropriation provided*
27 *in chapter one (1), section one (1), subsection twenty-five*
28 *(25), Acts of the Sixty-third General Assembly, First*
29 *Session, the sum of eight thousand (8,000) dollars for*
30 *the Iowa Academy of Science for the fiscal year beginning*
31 *July 1, 1970 and ending June 30, 1971.*

32 Sec. 21. This Act being deemed of immediate importance
33 shall be in full force and effect from and after its final
34 approval and publication in the Waterloo Daily Courier, a
35 newspaper published at Waterloo, Iowa, and The DeWitt Observer,

- 1 a newspaper published at DeWitt, Iowa.

EXPLANATION

This bill provides for a number of changes in the budgeting and financing of various governmental programs.

Section 1 provides for the use of 10% of $\frac{2}{3}$ of sales tax receipts in the following manner:

1. First, it provides that 10% of $\frac{2}{3}$ of the sales tax receipts shall be transferred to the road use tax fund, after the deduction of funds for motor vehicle registration plates, for fiscal years commencing July 1, 1971 and thereafter. This provision is basically the same as it was prior to the first session of the Sixty-third General Assembly. The first session of the Sixty-third General Assembly had amended this section to provide for the use of a portion of the 10% of the $\frac{2}{3}$ of the sales tax receipts for fiscal biennium ending June 30, 1971 for drivers' education, in addition to motor vehicle registration plates.

2. Second, it provides that for fiscal year ending June 30, 1970 the 10% of the $\frac{2}{3}$ of the sales tax, after the deduction of motor vehicle registration fees and drivers' education funds, shall be transferred to the road use tax fund during the last quarter of the fiscal year. This is a temporary provision.

3. Third, it provides that during the last quarter of the fiscal year ending June 30, 1971, all of the sales tax receipts, less the amount used for motor vehicle registration plates, shall be deposited in the general fund. It is not necessary to provide in this subsection for deduction of drivers' education funds since all sales tax receipts, except those to be used for registration plates, are deposited in the general fund.

Sections 2 and 3 provide for making appropriations from the primary road fund to the secondary road fund, farm-to-market road fund, and the street construction fund for the fiscal year ending June 30, 1971 in order that these funds will not lose revenue they would otherwise receive if the 10% of the $\frac{2}{3}$ of the sales tax were not deposited in the general fund.

Section 4 provides for adjustments in department of public safety peace officer salaries and the budget of the department of public safety.

Section 5 provides for an adjustment in old age assistance. Section 6 provides an appropriation for the development of Cold Water Cave.

Sections 7 through 13 provide for state aid to municipalities for projects involving sewer systems and sewage treatment works. These sections contemplate greater participation by the federal government in providing federal funds for these sections.

Section 14 provides a fee of twenty dollars for reinstatement of suspended or revoked drivers' permits or licenses. Section 15 appropriates money to the board of regents for certain deficiencies in their operating funds and requires that tuition and fee rates be set by April 1, 1971. Section 16 transfers certain funds relating to the Emmetsburg Community college. Section 17 increases the appropriation for the world food fair committee.

1 Amend Senate File 1312 as amended and passed by the
2 Senate and reprinted by adding thereto the following
3 sections:

4 1. Section four hundred twenty-seven point thirteen
5 (427.13), subsection two (2), Code 1966, is hereby amended
6 by inserting after the period in line two (2) the following:
7 "However, for the purposes of the personal property tax
8 imposed on cattle, bovine females three years of age or older
9 shall be exempt. Such cattle shall be assessed for each
10 year to determine the tax credit such taxing district shall
11 receive.

12 The tax credit shall be based upon the amount of taxes
13 which are not collected because of the exemption granted in
14 this section. The credit for the year 1970 and each year
15 thereafter shall be one hundred percent of the taxes levied.

16 On or before January first of each year the auditor of
17 each county shall prepare a statement listing for each
18 taxing district in the county all bovine females three years
19 of age or older upon which taxes shall not be collected due
20 to the tax exemption granted in this Act. The statement
21 shall show the tax rates of the various taxing districts
22 and the total amount of taxes which shall not be collected
23 because of the tax exemption. The auditor shall certify
24 and forward copies of the statement to the state comptroller
25 and the director of revenue not later than January fifteenth
26 of each year. The director of revenue shall compute the
27 applicable tax credit each year and certify to the treasurer
28 of state the amount due to each taxing district, which amount
29 shall be the dollar amounts which would be payable if such
30 cattle were taxed.

31 The amounts due each taxing district shall be paid in
32 two equal payments by the treasurer of state on March
33 fifteenth and September fifteenth of each year, drawn
34 upon warrants payable to the respective county treasurers.
35 The county treasurer shall pay the proceeds to the various
36 taxing districts in the county.

37 In the event that the amount appropriated for reimburse-
38 ment of the taxing districts is insufficient to pay in full
39 the amounts due to each of the taxing districts, then the
40 amount of each payment shall be reduced by the treasurer of
41 state according to the ratio that the total amount of funds
42 to be paid to each taxing district bears to the total amount
43 to be paid to all taxing districts in the state."

44 2. There is hereby appropriated from the general fund
45 of the state of Iowa to the treasurer of state for the
46 fiscal year beginning July 1, 1970 and ending June 30, 1971
47 the sum of one million five hundred thousand (1,500,000)
48 dollars, or so much thereof as may be necessary, to carry
49 out the provisions of this Act.

Filed - *Adopted 4/10*
April 9, 1970

CAMP of Clinton
FISHER of Greene
TIEDEN of Clayton
PRIEBE of Kossuth
KRUSE of O'Brien
NIELSEN of Shelby
CHRISTENSEN of Clarke-Union
KNOBLAUCH of Carroll
CRABB of Crawford
JOHNSON of Audubon-Guthrie

SENATE FILE 1312

1 Amend Senate File 1312 as passed by the Senate by
2 inserting after section 20 the following new sections and
3 renumbering the succeeding section accordingly:

4 Sec. 21. Sections twenty-one (21) through forty-seven
5 (47) of this Act shall be cited as the "Iowa Racing Act".

6 The objective of the Iowa Racing Act shall be to encourage,
7 promote, and advance the interests of agriculture, including
8 horse husbandry and kindred and allied industries. The Act
9 shall be deemed an exercise of the police power of the state
10 for the protection of the welfare, health, peace, morals, and
11 safety of the people of the state, and all of its provisions
12 shall be liberally construed for the accomplishment of such
13 objects and purposes. It is declared to be public policy that
14 wagering is so affected with a public interest that it should
15 be regulated to the extent of prohibiting all wagering of every
16 sort, except as provided in this Act, through the medium of
17 an Iowa racing commission created by this Act, in which is vested
18 sole and exclusive authority to control and regulate pari-mutuel
19 wagering on races within the state and to control and regulate
20 all races within the state upon the results of which pari-mutuel
21 wagering is conducted.

22 Sec. 22. For the purpose of this Act, unless the context
23 otherwise requires:

24 1. "Commission" means the Iowa racing commission created
25 by this Act.

26 2. "Pari-mutuel wagering" means that system of wagering
27 in which persons placing wagers on the winners of a particular
28 race divide, in proportion to their wagers, the entire amount
29 wagered on that race, except for a percentage or portion re-
30 served by the agency conducting the wagering.

31 3. "Recognized racing association" means those national or
32 international associations which promulgate racing rules, and
33 which are extended recognition under this Act. Recognition is
34 hereby extended to the jockey club of America, the United States
35 trotting association, the American quarter horse association,
36 the appaloosa horse club, the paint horse association, and the
37 arabian horse racing association of America. The commission,
38 upon application and after hearing, may extend recognition to
39 other associations if it finds that the applicant association
40 has promulgated and does enforce adequate and satisfactory rules
41 for racing, and that recognition would be in the best interests
42 of racing in Iowa. The commission, upon application or upon
43 its own motion, after hearing, may withdraw recognition from
44 any association if it finds that the association fails to have
45 or fails to enforce adequate rules for racing, and that with-
46 drawal of recognition is in the best interests of racing in
47 Iowa.

48 4. "Track" means a facility adequate for the conduct of
49 racing under the racing rules of recognized racing associations,
50 which is owned and operated by:

51 a. An Iowa business corporation duly incorporated under the
52 provisions of chapter four hundred ninety-six A (496A) of the
53 Code, in which all officers and directors are, and are required
54 by its articles of incorporation to be, electors of the state
55 of Iowa.

56 b. The Iowa state fair board.

57 c. A society as defined in section one hundred seventy-
58 four point one (174.1), subsection two (2), of the Code.

59 5. "Race meet" means a program of horse racing, extend-
60 ing over a period of one or more days at a specific track,
61 comprised wholly of races conducted according to the rules of
62 recognized racing associations.

63 6. "Contract race meet" means a race meet, conducted
64 according to a contract between the commission and a track,
65 at which all racing is conducted under the control and regu-
66 lation of the commission, and at which pari-mutuel wagering
67 is conducted under the control and regulation of the commis-
68 sion.

69 7. "Breakage" means the aggregate amount by which the
70 amount payable to wagerers on each dollar wagered exceeds a
71 multiple of ten cents.

72 8. "Unclaimed money" means the aggregate amount by which
73 the amount payable to wagerers, after deduction of breakage,
74 exceeds the amount claimed by and paid to wagerers.

75 9. "Claimed money" means the aggregate amount claimed by
76 and paid to wagerers.

77 10. "Handle" means the aggregate amount wagered.

78 Sec. 23. There is hereby created a commission, composed of
79 six electors of this state, to be known and designated as the
80 Iowa racing commission. No more than four of the commission
81 members shall belong to the same political party and no more
82 than two shall, at the time of appointment, reside in the same
83 congressional district. The commission shall enforce the pro-
84 vision of this Act.

85 Sec. 24. The members of the first commission shall be ap-
86 pointed by the governor, with the approval of two-thirds of
87 the members of the senate, as follows:

88 1. One for a term to expire July 1, 1971.

89 2. One for a term to expire July 1, 1972.

90 3. One for a term to expire July 1, 1973.

91 4. One for a term to expire July 1, 1974.

92 5. One for a term to expire July 1, 1975.

93 6. One for a term to expire July 1, 1976.

94 Terms shall begin immediately upon appointment, approval,
95 and qualification.

96 Thereafter, the term of each member of the commission shall
97 be six years. The governor, within sixty days following the
98 organization of each regular session of the general assembly,
99 shall appoint, with the approval of two-thirds of the members
100 of the senate, a successor to the member of the commission
101 whose term of office will expire July first next following.

102 Sec. 25. Any vacancy on the commission which occurs when

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103 the general assembly is not in session shall be filled by ap-
104 pointment by the governor, which appointment shall expire at
105 the end of thirty days following the organization of the next
106 general assembly. Prior to the expiration of the thirty-day
107 period, the governor shall transmit to the senate for approval
108 an appointment for the unexpired portion of the regular term.
109 Any vacancy occurring when the general assembly is in session
110 shall be filled before the end of such session, in the same
111 manner as regular appointments are made, and for the unexpired
112 portion of the regular term.

113 Sec. 26. Each commissioner shall post a bond, at the expense
114 of the racing fund, with such sureties as the executive council
115 approves, to guarantee to the state the proper handling and
116 accounting of moneys and other properties required in the ad-
117 ministration of this Act. It shall be the duty of the commis-
118 sion to secure from each agent, servant, and employee of the
119 commission, holding a position of trust, a bond with such
120 sureties as the commission approves, to guarantee to the state
121 the proper handling and accounting of moneys and other proper-
122 ties.

123 Sec. 27. The commission shall be organized as follows:

124 1. On July first of each year the commission shall select
125 one of its members as chairman, who shall serve in that capacity
126 for the succeeding year. Each member of the commission shall
127 receive a salary, payable from the racing fund, as fixed by
128 the general assembly.

129 2. The commission may employ a secretary and other assis-
130 tants and employees as reasonably necessary. Members of the
131 commission and its employees shall be exempt from the provi-
132 sions of chapter ninety-five (95), Acts of the Sixty-second
133 General Assembly.

134 Sec. 28. Members of the commission and each employee of the
135 commission, shall be allowed their actual and necessary ex-
136 penses while traveling on commission business outside of their
137 place of residence. However, an itemized account of expenses
138 shall be verified by the person making claim for payment, and
139 shall be approved by a majority of the members of the commis-
140 sion. If the account is paid, it shall be filed in the office
141 of the commission and remain a part of the commission's perma-
142 nent records. All expenses shall be payable from the racing
143 fund.

144 Sec. 29. Any member, secretary, officer, or employee of
145 the commission may be removed for any of the causes and in the
146 manner provided by chapter sixty-six (66) of the Code relating
147 to removal from office. Removal shall not be in lieu of any
148 other punishment prescribed by law.

149 Sec. 30. The commission, or any member of the commission,
150 shall not be personally liable in any action at law for dam-
151 ages sustained by any person because of any action by the com-
152 mission or any member of the commission, in the performance
153 of their duties in the administration of this Act.

154 Sec. 31. No member, officer, or employee of the commission,

155 while holding such office or position, shall hold any other
156 office or position under the laws of this state or of any other
157 state or of the United States, and shall not engage in any
158 occupation or business inconsistent or interfering with the
159 duties of such employment. No member, officer, or employee,
160 while holding office or position, shall serve on or under or
161 be a member of any committee of any political party. A member,
162 officer, or employee shall not, directly or indirectly, use
163 his influence to induce any other officer, employee, or elector
164 of this state to adopt his political views or to favor any
165 particular candidate for office. No member, officer, or
166 employee shall contribute in any manner, directly or in-
167 directly, any money or other thing of value to or for any
168 person or committee for campaign or election purposes.

169 Sec. 32. The principal place of business of the commis-
170 sion shall be at the seat of government.

171 Sec. 33. The duties of the commission shall be:

172 1. To enforce all provisions of this Act.

173 2. To extend recognition to or withdraw recognition from
174 racing associations as prescribed in section twenty-two (22),
175 subsection three (3) of this Act.

176 3. To adopt and enforce regulations not inconsistent with
177 this Act:

178 a. For the implementation of any provision of this Act.

179 b. Governing the duties and responsibilities of its offi-
180 cers and employees and the conduct of its business, and pre-
181 scribing the qualifications to be possessed by persons desiring
182 employment by the commission or by the enforcement division.

183 c. For the control and regulation of all pari-mutuel wager-
184 ing.

185 d. For the control and regulation of horse racing at con-
186 tract race meets by the adoption and enforcement, with respect
187 to each race, of the rules of racing of the recognized racing
188 association applicable thereto, and by the adoption and en-
189 forcement of such additional regulations as the commission may
190 deem necessary and desirable in the best interests of racing,
191 including provisions for the manner of designation of racing
192 officials.

193 e. To such extent, and on such terms and conditions, and
194 for such fee as the commission may deem necessary and desir-
195 able, to provide for the licensing by the commission of: racing
196 officials; track officials, employees, and concessionaires;
197 and owners of animals and the owners' agents and employees
198 participating in any contract race meet.

199 f. To limit entry into any portion of the track where
200 horses are, or may be at any time during a contract race meet,
201 to persons having a valid license issued by the commission
202 permitting entry.

203 g. To impose upon any person licensed by the commission,
204 for any violation of this Act, or regulations of the commission,
205 or of the applicable rules of racing of a recognized racing

206 association, a penalty of not to exceed one hundred dollars, or
207 suspension of license for any period of time and upon such terms
208 and conditions as the commission deems appropriate, or both
209 fine and suspension, and to delegate to designated racing
210 officials authority to impose such penalties.

211 h. To exclude from any track, during the period of a con-
212 tract race meet, any person whom the commission finds, upon
213 hearing after notice, to have violated this Act, any regula-
214 tion of the commission, or any similar law or regulation in
215 another jurisdiction.

216 4. To publish and distribute its regulations.

217 5. To engage and dismiss officers and employees as nec-
218 essary and desirable in the execution of its powers and duties.

219 6. To purchase all supplies necessary to its functioning;
220 to acquire by purchase or lease other personal property nec-
221 essary and desirable; to acquire by lease real property nec-
222 essary for its operation; to provide for the storage, care,
223 and maintenance of any property; to insure its property in-
224 terest against loss; and to sell any property which it no
225 longer needs.

226 7. At its discretion, and upon finding that the terms and
227 conditions are in the best interests of horse racing, the com-
228 mission may enter into a contract with a track for the conduct
229 of a contract race meet. The contract, in addition to any
230 other provisions deemed desirable, shall include:

231 a. The dates and duration of the race meet, the specifi-
232 cation of each race to be conducted, and the recognized racing
233 association rules applicable. However, no contract race meet
234 shall be scheduled for or conducted on Sunday.

235 b. A schedule of all charges to be made by the track for
236 gate admission, seats, entry fees, ground fees, stable charges,
237 concessionaire rentals, and any services rendered by the track.

238 c. A description of all facilities and services to be of-
239 fered by the track for the conduct of racing, care and mainte-
240 nance of animals, convenience of personnel attending animals,
241 and for the comfort and convenience of persons attending races.
242 Each track shall include adequate space and facilities, within
243 the enclosure to which admission is charged, for the conduct
244 and operation of pari-mutuel wagering. Such space for the
245 conduct of pari-mutuel wagering shall be clearly and completely
246 separated from the remainder of the enclosure to which admis-
247 sion is charged.

248 d. The agreement of the track to conduct all horse racing
249 in strict accordance with applicable commission regulations
250 and with the rules of racing of the recognized racing associa-
251 tion applicable thereto, and to pay purses as specified in the
252 various races.

253 e. The agreement of the track to conduct pari-mutuel wager-
254 ing in strict accordance with the provisions of this Act, with
255 all regulations of the commission, and with any additional pro-
256 visions contained in the contract.

257 f. Provision that an amount equal to ten percent of any

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258 purse won by an Iowa-bred animal shall be paid by the track
259 to the breeder of the animal.

260 g. Provision that, on each racing day, there shall be one
261 race open only to Iowa-bred entries, except that if, for any
262 such race, there are insufficient entries, a race not so limited
263 may be substituted.

264 h. The details of any financial arrangements and agreements
265 between the commission and the track.

266 8. To enforce any contract for a contract race meet against
267 all parties affected.

268 Sec. 34. Contracts for contract race meets shall be subject
269 to the following limitations:

270 1. Subject to the further provisions of this subsection,
271 the commission shall not enter into contracts for contract race
272 meets with more than two tracks organized pursuant to section
273 twenty-two (22), subsection four (4), paragraph a of this Act.
274 Upon the expiration of two years after its entry into the second
275 of such contracts, the commission shall hold a public hearing
276 with respect to the propriety of the limitation placed on the
277 number of tracks by this paragraph. If, upon such hearing,
278 or later, the commission finds and determines that the best
279 interests of racing will be served, it shall by resolution terminate
280 the limitation imposed in this paragraph.

281 2. Subject to the further provisions of this subsection,
282 the commission shall not enter into contracts for contract race
283 meets with more than two tracks organized pursuant to section
284 twenty-two (22), subsection four (4), paragraph c of this Act.
285 Upon the expiration of two years from and after its entry into
286 the second of such contracts, the commission shall hold a public
287 hearing with respect to the propriety of the limitation placed
288 on the number of tracks by this Act. If, upon such hearing,
289 or later, the commission finds and determines that the best
290 interests of racing will be served, it shall by resolution
291 terminate the limitation imposed in this paragraph.

292 Sec. 35. The commission shall be responsible for the en-
293 forcement of this Act, of any regulations promulgated by the
294 commission, and of any contract to which the commission is a
295 party. It may enforce the same in the name of the state in
296 proceedings before any court.

297 The department of public safety, the county attorney and
298 sheriff of every county, the police department of every city,
299 and the day and night marshal of any incorporated town, shall
300 be supplementary aids to such enforcement. Any neglect, mis-
301 feasance, or malfeasance shown by any peace officer included
302 in this section will be sufficient cause for his removal as
303 provided for by the statutes of the state. Nothing in this
304 section shall be construed to remove or lessen the duties or
305 responsibilities of any county attorney or peace officer with
306 respect to law enforcement.

307 Sec. 36. No member, officer, or employee shall receive,
directly or indirectly, any profit from any contract race meet,
including a contract for a contract race meet.

310 Sec. 37. For the purpose of enabling the commission to
311 carry out the provisions of this Act, there is hereby created
312 in the office of the treasurer of state a fund to be known as
313 the racing fund. All moneys hereafter received by the commis-
314 sion from any source shall become a part of the fund.

315 1. There is hereby appropriated from the funds of the state
316 treasury not otherwise appropriated to the racing fund the sum
317 of one hundred thousand (100,000) dollars for the payment of
318 expenses as necessary to carry out the provisions of this Act.

319 2. Disbursements from the racing fund may be made by the
320 commission for all salaries or other compensation, expenses
321 or other obligations which may be incurred by the commission
322 pursuant to the Iowa Racing Act, including any obligation
323 assumed by the commission under a contract for a contract
324 race meet.

325 3. Immediately following December thirty-first of each
326 year, the state comptroller shall set aside from the racing
327 fund any amount by which the balance in the racing fund ex-
328 ceeds the aggregate of the following: one hundred thousand
329 dollars and the sum of any outstanding unpaid obligations of
330 the commission on December thirty-first.

331 4. From that sum set aside by the comptroller pursuant to
332 subsection three (3) of this section, the comptroller shall
333 make the following allocation and disposition:

334 a. To the state fair board for state aid to agricultural
335 societies, eighteen percent.

336 b. To the Iowa state fair board for the state fair, ten
337 percent.

338 c. To the Iowa horse and mule breeder's association, two
339 percent.

340 d. To the state fair board for the purpose of financing the
341 Iowa development and world fair exposition, seventy percent.

342 Sec. 38. The provisions of this section shall govern
343 pari-mutuel wagering in this state.

344 1. Pari-mutuel wagering shall be conducted only:

345 a. By a track.

346 b. At a contract race meet.

347 c. Within a space which is clearly and completely sepa-
348 rated from the remainder of the enclosure to which admission
349 is charged.

350 d. Subject to the provisions of this Act, to all regula-
351 tions of the commission, and to the provisions of the contract
352 under which the contract race meet is held.

353 2. The handle shall be distributed as follows:

354 a. Claimed money plus unclaimed money plus breakage shall
355 equal not less than eighty-five percent of the handle.

356 b. Properly claimed money shall be paid to those persons
357 entitled thereto.

358 c. Unclaimed money, after reasonable time as the commission
359 prescribes, shall be paid to the commission.

360 d. Breakage shall be retained by the track.

361 e. With respect to the aggregate handle at any contract

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362 race meet, the track shall pay to the commission four and one-
363 half percent.

364 f. The track shall retain the remaining handle.

365 Sec. 39. With respect to each contract race meet, the track
366 conducting the meet shall make a full and complete report to
367 the commission, in such form as the commission shall by regula-
368 tion prescribe, showing in detail the entries in and results
369 of each race scheduled, and accounting for every receipt and
370 disbursement of money in connection with the contract race meet.

371 Sec. 40. The commission shall make an annual report to the
372 governor and to the general assembly of the state for each
373 calendar year, showing fully the results of the operations of
374 the commission during the period since the last previous re-
375 port. The report shall show:

376 1. With respect to each contract race meet held:

377 a. The place and inclusive dates of the meet.

378 b. The number of races held at the meet, according to the
379 rules of each recognized racing association, and purses paid.

380 c. The aggregate handle, breakage, unclaimed money, claimed
381 money, amounts of handle paid to the commission and amounts of
382 handle retained by the track.

383 d. Any sums received by the commission from sources other
384 than handle.

385 e. Any expenses or disbursements of the commission directly
386 attributable to the contract race meet.

387 f. The net income to the commission.

388 2. With respect to the period covered by the report, the
389 totals, for all contract race meets held, of days of racing
390 and of paragraphs b, c, d, e, and f of subsection one (1) of
391 this section.

392 3. In reasonably itemized form all receipts by the commis-
393 sion from sources not included in subsections one (1) and two
394 (2) of this section and all expenses and disbursements not in-
395 cluded in subsections one (1) and two (2) of this section.

396 4. The status of the racing fund at the close of the period,
397 including the balance therein and all dispositions made under
398 section thirty-seven (37) of this Act.

399 Sec. 41. This Act shall not impair or affect any act done;
400 offense committed; right accrued, secured, or acquired; or
401 penalty, forfeiture, or punishment incurred prior to the time
402 this Act takes effect.

403 Sec. 42. The commission shall cause the financial condi-
404 tion, transactions, and accounts of each track conducting a
405 contract racing meet to be examined and audited immediately
406 following the close of the meet. The commission shall cause
407 the financial condition, transactions, and accounts of the
408 commission to be examined and audited as of December thirty-
409 first of each year, and at other times as requested by the
410 commission, the governor, or the executive council.

411 Sec. 43. Any member, officer, or employee of the commission
412 who knowingly or willfully violates any of the provisions of

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413 this Act, or knowingly and willingly aids, assists, or permits
414 any violation, shall be guilty of a misdemeanor and be punish-
415 able by a fine of not to exceed one thousand dollars, nor less
416 than three hundred dollars, or by imprisonment in the county
417 jail for not less than three months or more than one year, or
418 by both fine and imprisonment.

419 Section seven hundred thirty-nine point two (739.2) of the
420 Code shall be applicable to the members, officers, and em-
421 ployees of the racing commission.

422 Sec. 44. No member, officer, or employee of the commis-
423 sion, by reason of the performance of any duty or act per-
424 mitted or required under this Act, shall be guilty of, or
425 called to account for, any crime cognizable under the laws
426 of this state. No person, by reason of making or receiving
427 a wager or claiming money in any pari-mutuel wagering con-
428 ducted pursuant to this Act, shall be guilty of, or called
429 to account for, any crime cognizable under the laws of this
430 state. However, any person who makes or receives a wager,
431 other than as provided in this Act, shall be guilty of vio-
432 lation of this Act.

433 Sec. 45. No person who has not attained the age of twenty-
434 one years shall be permitted to make a pari-mutuel wager at
435 any contract race meet.

436 Sec. 46. Any person, firm, or corporation who knowingly
437 violates any provision of this Act shall be punished, upon
438 conviction, by a fine of not more than one thousand dollars,
439 or by imprisonment in the county jail for not more than six
440 months, or by both fine and imprisonment. Any person, firm,
441 or corporation who knowingly violates any valid regulation
442 promulgated by the commission under this Act shall be punished,
443 upon conviction, by a fine of not more than one hundred dollars,
444 or by imprisonment in the county jail for not more than thirty
445 days, or by both fine and imprisonment.

446 Sec. 47. Any track which violates any provision of this
447 Act, any regulation of the commission, or any provision of a
448 contract under which it holds a contract race meet, in addition
449 to any other penalty to which it may be subject, may have its
450 corporate charter revoked in an action of quo warranto brought
451 in the name of the state by the attorney general.

Filed - *Withdrawn 4/10*
April 7, 1970

BENNETT of Polk
BLOUIN of Dubuque
BATTLES of Jackson
PERKINS of Pottawattamie
KEHE of Bremer
RENDA of Polk

1 Amend Senate File 1312, as amended, passed and reprinted,
2 as follows:

3 Page 1, by striking lines 9 through 19, inclusive, and insert-
4 ing in lieu thereof the following:

5 "5. a. During the last quarter of the fiscal years ending
6 June 30, 1972, and June 30, 1973, an amount equal to ten percent
7 of the net receipts from two-thirds of the sales tax, plus an
8 amount equal to ten percent of the net receipts from one-third of
9 the sales tax collected under division four (IV) of this chapter
10 for each such fiscal years, less the amount transferred for motor
11 vehicle registration plates, shall be transferred to the road use
12 tax fund created by section three hundred twelve point one (312.1)
13 of the Code. The remainder of the net receipts from the sales tax
14 shall be credited to the general fund.

15 During the last quarter of the fiscal years ending June 30,
16 1972 and June 30, 1973, one-third of the amount transferred by
17 this paragraph to the road use tax fund shall be credited directly
18 to the primary road fund during such fiscal years. This provision
19 shall not otherwise affect the distribution of the road use tax
20 fund as provided in section three hundred twelve point two (312.2)
21 of the Code insofar as the remaining two-thirds of the amounts
22 transferred by this paragraph to the road use tax fund are concerned.

23 b. During the last quarter of the fiscal year ending June 30,
24 1974, and each fiscal year thereafter, an amount equal to ten percent
25 of the net receipts from two-thirds of the sales tax collected under
26 division four (IV) of this chapter for the fiscal year, less the
27 amount transferred during such fiscal year for motor vehicle regis-
28 tration plates, shall be transferred to the road use tax fund created
29 by section three hundred twelve point one (312.1) of the Code. The
30 remainder of the net receipts from the sales tax shall be credited to
31 the general fund."

Filed - Last 4/9
April 6, 1970

MILLER of Page

1 Amend Senate File 1312, as amended, passed, and reprinted,
2 by inserting on page 10 after line 31 the following new section:

3 "There is hereby appropriated from the general fund of the
4 state the sum of eight thousand (8,000) dollars, or so much
5 thereof as may be necessary, for the use of the Iowa criminal
6 code review study committee, created by Senate Joint Resolution
7 18, chapter three hundred thirty (330), Acts of the Sixty-third
8 General Assembly, First Session."

9 Further amend Senate File 1312 by renumbering the remaining
10 section.

Filed
April 6, 1970

HILL of Marshall

1 Amend Senate File 1312, as amended and passed by the
2 Senate, as follows:

3 Page 10, by inserting after line 31 the following new
4 sections:

5 1. "As used in this Act, unless the context otherwise re-
6 quires:

7 1. 'Trading stamps' means stamps meant to be distributed
8 to retailers, and to be further distributed by retailers to
9 consumers, in proportion to the amount of their purchase, and
10 to be redeemed by the consumer for cash or merchandise.

11 2. 'Department' means the department of revenue."

12 2. "A tax is hereby imposed upon all trading stamps distributed
13 to retailers in the state, at the rate of ten percent of the
14 cost of the trading stamps to the retailer. All revenue derived
15 from the tax herein imposed shall be credited to the road use
16 tax fund established pursuant to section three hundred twelve
17 point one (312.1) of the Code. The tax shall be paid by the
18 distributor, before the trading stamps are distributed to the
19 retailer. Payment of the tax shall be indicated by a distinctive
20 mark placed upon each stamp by the distributor, according to
21 rules and regulations issued by the department."

22 3. "Every distributor of trading stamps to retailers in the
23 state shall obtain a trading stamp permit from the department
24 of revenue. An application for a trading stamp permit shall be
25 accompanied by an annual fee of fifty dollars, and a bond, in
26 the amount of at least one thousand dollars, approved by the
27 department, in favor of the state, and conditioned upon the pay-
28 ment of taxes, fines, penalties, and costs which may be adjudged
29 against the permit holder for violation of the provisions of
30 this Act."

31 4. "The department shall issue trading-stamp permits good for
32 one year to every distributor who applies and qualifies accord-
33 ing to the terms of this Act and rules and regulations issued
34 by the department. The department shall authorize each permit
35 holder to place a distinctive mark upon each trading stamp
36 distributed, to indicate that the tax has been paid."

37 5. "Quarterly, not later than the thirteenth day of April,
38 the thirty-first day of July, the thirty-first day of October,
39 and the thirty-first day of January, each permit holder shall
40 remit to the department the tax due on trading stamps dis-
41 tributed in Iowa during the previous calendar quarter, along

42 with completed tax report forms supplied by the department.
43 Trading stamp distributors shall maintain all records required
44 by the department."

45 6. "The department shall administer the provisions of this
46 Act and shall adopt rules and regulations and provide forms
47 necessary for this purpose. All applicable provisions of sec-
48 tions four hundred twenty-two point twenty-six (422.26), four
49 hundred twenty-two point thirty (422.30), four hundred twenty-
50 two point fifty-four (422.54), four hundred twenty-two point
51 fifty-five (422.55), four hundred twenty-two point fifty-seven
52 (422.57), and four hundred twenty-two point sixty-three (422.63)
53 through four hundred twenty-two point sixty-eight (422.68), in-
54 clusive, are hereby adopted for purposes of administration of
55 this Act."

56 7. "It is a violation of this Act for any:

57 1. Retailer to distribute trading stamps to purchasers
58 unless the stamps are marked to indicate that the trading stamp
59 tax has been paid, and unless the retailer reasonably believes

60 the tax has been paid.

- 61 2. Trading stamp distributor to distribute trading stamps
 62 to a retailer without obtaining a trading stamp permit, and
 63 marking each stamp with a mark prescribed by the department.
 64 3. Trading stamp distributor to fail to file with the de-
 65 partment a completed tax report form, along with the amount of
 66 trading stamp tax due, during the time specified in this Act
 67 4. Retailer or distributor to file with the department
 68 a false report.”
 69 8. “Any trading stamp distributor who fails to file a completed
 70 quarterly tax report form and pay the tax due within the time
 71 specified in this Act is subject to a penalty of five percent
 72 of the tax due, plus one-half of one percent of the tax due
 73 for each month or fraction of a month of delay.
 74 Any trading stamp distributor who willfully violates a
 75 requirement of this Act shall have his permit revoked for at
 76 least one year.
 77 Any other violation of this Act, or of the rules and
 78 regulations of the department issued to enforce the provisions
 79 of this Act, shall subject the violator to a fine not to exceed
 80 one thousand dollars.”
 81 2. By renumbering the remaining section.

Filed - *Revised out of order 4/10*
 April 7, 1970

RODGERS of Dallas
 FISCHER of Grundy
 HOLDEN of Scott
 DUNTON of Keokuk
 RADL of Linn
 STRAND of Poweshiek
 MAYBERRY of Webster
 COCHRAN of Webster
 MILLER of Jones
 KLUEVER of Cass
 KENNEDY of Chickasaw

- 1 Amend Senate File 1312, as passed by the Senate and
 2 reprinted, as follows:
 3 1. Page 3, line 22, by inserting after the word “by”
 4 the words “the state comptroller and”.
 5 2. Page 3, line 28, by inserting after the word “by”
 6 the words “the state comptroller and”.
 7 3. Page 3, line 33, by striking the figures “500,000”
 8 and inserting in lieu thereof the figures “200,000”.
 9 4. Page 10, line 22, by inserting after the word “by”
 10 the words “the state comptroller and”.
 11 5. Page 9, by striking lines 14 through 28 inclusive.

Adopted 4/9

adopted 4/9

Withdrawn 4/9

Filed - *Last 4/9*
 April 7, 1970

COMMITTEE ON APPROPRIATIONS
 JOHN CAMP, Chairman

- 1 Amend Senate File 1312, as passed by the Senate, as follows:
 2 1. Page three (3) by striking line six (6) through eleven (11).

Filed - *Adopted 4/9*
 April 7, 1970

GOODE of Appanoose-Davis
 KEHE of Bremer
 WELDEN of Hardin

1 Amend Senate File 1312, as amended and passed by the
2 Senate and reprinted, by adding thereto the following
3 sections:
4 1. Section four hundred thirty-two point one
5 (432.1), Code 1966, is hereby amended as follows:
6 (1.) By striking from lines three (3) and four (4)
7 the words "fraternal beneficiary associations, and".
8 (2.) By striking from subsection one (1), lines four (4)
9 through seven (7), inclusive, the words "not including frater-
10 nal beneficiary associations, or the gross payments or deposits
11 collected from holders of fraternal beneficiary association
12 certificates,".
13 (3) By adding to the end of subsection one (1) the
14 following new paragraph:
15 "Any fraternal beneficiary association with admitted assets
16 of less than ten million dollars as the beginning of the tax-
17 able year shall be entirely exempt for that year from the pay-
18 ment of the premium tax as herein provided. A fraternal bene-
19 ficiary association whose admitted assets exceed ten million
20 dollars at the beginning of the taxable year shall have the
21 total premium tax reduced by a percentage equal to ten million
22 dollars divided by its admitted assets."
23 2. Section five hundred twelve point twelve (512.12),
24 Code 1966, is hereby amended by striking all of line six (6)
25 and inserting in lieu thereof the words "except as provided by
26 section four hundred thirty-two point one (432.1) of the Code
27 or the provisions of this chapter."
28 3. The provisions of this amendment shall be effective
29 January 1, 1971.

Filed - *Withdrawn 4/10*
April 8, 1970

McINTYRE of Linn

1 Amend Senate File 1312, as amended and reprinted, as follows:
2 1. Page 5, line 5, by inserting after the word "station," the
3 words "interceptor sewer,".
4 2. Page 5, line 7, by inserting after the word "wastes" the words
5 " , which qualify for federal grants pursuant to the federal water
6 pollution Act of 1956, as amended, or any other federal act or
7 program".
8 3. Page 5, by striking lines 8 through 14, inclusive, and re-
9 lettering the remaining paragraphs.
10 4. Page 5, line 18, by striking the word "sewer".
11 5. Page 5, line 19, by striking the words "systems and".
12 6. Page 5, line 20, by striking the words "systems and".
13 7. Page 5, line 25, by striking the words "systems and".
14 8. Page 5, line 27, by striking the words "sewer systems and".
15 9. Page 6, line 14, by striking the words "sewer systems or".
16 10. Page 6, by striking from lines 15, 16, and 17 the words
17 "(P. L. 84-660, 33 USC 446-466K) as amended, or pursuant to any
18 other federal act or program" and inserting in lieu thereof the
19 words "as amended".
20 11. Page 6, line 20, by striking the words "sewer systems or".

Filed - *Adopted 4/9*
April 8, 1970

CAMP of Clinton
KEHE of Bremer

1 Amend Senate File 1312, as amended, passed and reprinted,
2 as follows:
3 1. Page 2, by inserting after line 19 the following new section:
4 "There is hereby appropriated from the general fund of the
5 state to the road use tax fund created by section three hundred
6 twelve point one (312.1) of the Code, to be credited to the
7 primary road fund in two equal installments during the fiscal
8 years ending June 30, 1972 and June 30, 1973, the sum of ten
9 million (10,000,000) dollars."
10 2. By renumbering the remaining sections.

Filed - *Withdrawn 4/9*
April 7, 1970

MILLER of Page

1 Amend Senate File 1312, as amended, passed and reprinted,
2 as follows:
3 1. Page 10, by inserting after line 31 the following new
4 section:
5 "Chapter two hundred forty-eight (248), section ten (10),
6 Acts of the Sixty-second General Assembly, First Session, is
7 hereby amended by striking lines four (4), five (5), and
8 six (6) and inserting in lieu thereof the following:
9 'a. For a statewide community improvement program, special
10 studies, technical services, and research projects relating to
11 local affairs that would be beneficial to the entire state.'
12 2. By renumbering the remaining sections.

Filed - *Adopted 4/10*
April 8, 1970

VARLEY of Adair-Madison

1 Amend Senate File 1312, as passed by the Senate and
2 reprinted, by adding as a new section preceding the
3 publication clause the following:
4 "There is hereby appropriated to the state department
5 of health from the general fund of the state of Iowa
6 for the fiscal year beginning July 1, 1970 and ending
7 June 30, 1971, the sum of twenty thousand (20,000) dollars,
8 or so much thereof as may be necessary, to supplement
9 moneys appropriated by chapter twenty-eight (28), section
10 one (1), subsection thirteen (13), Acts of the Sixty-third
11 General Assembly, First Session, to be used for implement-
12 ing legislation passed by the Sixty-third General Assembly
13 for minimum standards regarding the health, safety, and
14 welfare of migratory labor camps. Any unencumbered balance
15 remaining as of June 30, 1971 of the funds appropriated
16 by this Act shall revert to the general fund of the state
17 in the manner provided by section eight point thirty-three
18 (8.33) of the Code."

Filed - *Last 4/10*
April 8, 1970

TAPSCOTT of Polk
JOHNSTON of Johnson
McINTYRE of Linn

1 Amend Senate File 1312, as passed by the Senate and reprinted,
2 as follows:
3 1. Page 5, line 34, by striking the following:
4 "July 1, 1966" and inserting in lieu thereof the follow-
5 ing: "July 1, 1969 or which may be approved to receive federal
6 grants from the 1970 fiscal year allocation".
7 2. Page 8, by striking all of line 29 and inserting in lieu
8 thereof the words "six million (6,000,000) dollars for".

Filed - *Lost 4/9*
April 8, 1970

KEHE of Bremer
WELDEN of Hardin

1 Amend Senate File 1312, as passed and reprinted, as follows:
2 1. By adding to page 2 after line 19 the following new section:
3 "Sec. 2. In addition to the taxes imposed by section four
4 hundred twenty-two point five (422.5) of the Code, a tax is here-
5 by imposed upon every resident of the state and upon that part of
6 the taxable income of any nonresident which is derived from any
7 property, trust, or other source within this state, including any
8 business, trade, profession, or occupation carried on within this
9 state, which tax shall be levied, collected, and paid annually as
10 herein provided upon and with respect to taxable income as herein
11 defined at rates as follows:
12 1. On taxable income of ten thousand dollars or more, but
13 not exceeding twenty thousand dollars, an additional one percent.
14 2. On taxable income of more than twenty thousand dollars,
15 but not exceeding thirty thousand dollars, an additional two
16 percent.
17 3. On taxable income of thirty-thousand dollars or more an
18 additional three percent.
19 The taxes levied by this section shall be imposed on all
20 income earned or accrued during the years 1970 and 1971 regard-
21 less of when the taxpayer's tax year begins and ends. The pro-
22 visions of chapter four hundred twenty-two of the Code applicable
23 to taxes levied under section four hundred twenty-two point five
24 (422.5) of the Code shall apply to the taxes levied by this sec-
25 tion, unless otherwise inconsistent. All revenues received by
26 the taxes imposed by this section shall be deposited in the road
27 use tax fund."
28 2. By renumbering the remaining sections accordingly.

Filed - *Filed met germane 4/9*
April 8, 1970

SKINNER of Polk
DUNTON of Keokuk

1 Amend Senate File 1312, as passed by the Senate and
2 reprinted, as follows:
3 1. Page 9, line 29, by inserting after the word "shall"
4 the words "establish and".
5 2. Page 9, line 32, by striking the word "anticipated".

Filed - *Adopted 4/10*
April 8, 1970

GRASSLEY of Butler

1 Amend Senate File 1312, as passed by the Senate and
2 reprinted as follows:
3 1. Page 9, after line 33, by adding the following:
4 "The board of regents shall terminate all actions with
5 respect to further expansion at the University of Northern
6 Iowa, State University of Iowa, and Iowa State University,
7 or construction of any new building for which the contract
8 has not been let prior to July 1, 1970, and shall not proceed
9 with the purchase of any land at or for the State University
10 of Iowa, or the Iowa State University, or University of
11 Northern Iowa until the governor's advisory committee on
12 education completes its study and files its recommendations
13 regarding higher education and the facilities therefor
14 needed in the state of Iowa."

Filed - *Withdrawn 4/10*

April 8, 1970

SCHROEDER of Pottawattamie

In: Appropriations

1 Amend Senate File 1312, as passed by the Senate and
2 reprinted, by adding after line 33, page 9, the following
3 new paragraph:
4 "The board of regents is hereby directed to project for
5 ten years and to adopt and submit to the Sixty-fourth General
6 Assembly the following established policies:
7 1. The maximum enrollment that will be permitted
8 at each university.
9 2. The ratio of undergraduate students to graduate
10 students at each university.
11 3. The ratio of undergraduate out-of-state students
12 to undergraduate in-state students at each
13 university.
14 4. The ratio of graduate out-of-state students to
15 graduate in-state students at each university."

Filed - *Withdrawn 4/10*

April 8, 1970

VAN NOSTRAND of Pottawattamie

1 Amend Senate File 1312 by striking sections one, two,
2 and three.

Offered from the floor and lost
April 9, 1970

GANNON of Jasper

1 Amend Senate File 1312 as passed and reprinted
2 by the Senate, by striking from page 1 line three (3).

Filed - *Withdrawn 4/10*

April 9, 1970

MILLER of Page

1 Amend Senate File 1312, as amended and passed by the
2 Senate, as follows:

3 1. Page 10, by inserting after line 31 the following new
4 section:

5 Chapter two hundred forty-nine (249), section one (1),
6 Acts of the Sixty-third General Assembly, First Session,
7 which repealed and reacted section four hundred twenty-two
8 point sixty-two (422.62), Code 1966, is hereby amended by
9 striking lines nine (9) through fourteen (14), inclusive, and
10 inserting in lieu thereof the following:

11 "2. No later than January fifteenth of each year, the
12 treasurer of state shall transfer three million five hundred
13 thousand dollars to a permanent fund hereby established in
14 the office of the treasurer of state to be known as the 'moneys
15 and credits tax replacement fund'. The moneys transferred
16 to such fund shall be distributed pursuant to the provisions
17 of section four hundred twenty-two point seventy-one (422.71)
18 of the Code."

19 2. By renumbering the remaining section.

Filed - *Withdrawn 4/10*
April 9, 1970

BRINCK of Lee

1 Amend the Freeman amendment to Senate File 1312,
2 filed April 9, 1970, by adding thereto the following:
3 "Any such insurance premium tax does not apply to
4 nonprofit hospital and medical service corporations to
5 persons over sixty-five years of age."

Filed - *Withdrawn 4/10*
April 9, 1970

SCHWARTZ of Wapello
ELLSWORTH of Dubuque

1 Amend Senate File 1312, as passed and reprinted by the
2 Senate, by inserting in page 10 after line 31 the following
3 new section:
4 Section four hundred forty-five point five (445.5),
5 Code 1966, is hereby amended by adding the following:
6 In addition to the receipt required by this section,
7 the treasurer shall issue an itemized statement showing the
8 mill levy for each tax-levying body and each tax-certifying
9 body in the county, the dollar amount of the taxpayer's
10 total tax which is allocated to each tax-levying body and each
11 tax-certifying body, the amount of each credit paid by the
12 state, including but not limited to the homestead tax credit,
13 military service tax credit, the agricultural land tax
14 credit, and the personal property tax credit, which is allo-
15 cated to each tax-levying body and each tax-certifying body,
16 and the amount of state aid per pupil payable to the taxpayer's
17 school district for the current school year, expressed in
18 dollars and in terms of the mill levy which would have been
19 necessary in the school district to raise an equivalent total
20 amount. The treasurer shall not be required to issue more than
21 one such statement to each taxpayer.

Filed - *Repealed out of order 4/10*
April 9, 1970

LIPSKY of Linn

1 Amend Senate File 1312, as passed by the Senate and
2 reprinted, by adding thereto the following section:
3 Notwithstanding any of the provisions of sections
4 one hundred ninety-eight point seven (198.7) and two
5 hundred point nine (200.9) of the Code, there shall be
6 transferred from moneys deposited in the fund created by
7 section one hundred ninety-eight point seven (198.7), sub-
8 section three (3), of the Code, the sum of one hundred
9 thousand dollars, and from the fertilizer fund provided
10 for by section two hundred point nine (200.9) of the Code,
11 the sum of one hundred thousand dollars, which sums shall
12 be deposited in a special fund within the office of the
13 treasurer of state and used as provided in this section.

14 The moneys transferred by this section are hereby
15 appropriated for the purposes hereinafter specified.

16 The moneys transferred pursuant to this section shall
17 be used for preliminary study, the preparation of blue-
18 prints, specifications, and other contract documents
19 necessary to properly plan the construction of a building
20 to be located on the capitol grounds to house the adminis-
21 trative offices and laboratory of the Iowa department of
22 agriculture and such other state departments as the
23 capitol planning commission and the executive council may
24 agree upon. The executive council, in consultation with
25 the capitol planning commission, may employ architects and
26 such other personnel as may be needed and within the
27 limitations of the funds provided for by this section for
28 the purpose of planning the construction of the building
29 herein provided for, which plans shall provide for
30 future enlargement of the building. The state
31 comptroller shall draw such warrants as may be required
32 upon the submission by the secretary of the executive
33 council of vouchers for such purpose.

Filed - *Withdrawn 4/10*
April 8, 1970

PIERSON of Mahaska
STROTHMAN of Henry
CRABB of Crawford
KRUSE of O'Brien
ROORDA of Jasper
CAMPBELL of Washington
WAUGH of Monona

1 Amend Senate File 1312, as amended and passed by the Senate,
2 by adding thereto the following new section:
3 Section four hundred thirty-two point one (432.1), Code 1966,
4 is amended by striking from lines four (4) and five (5) the words
5 "and nonprofit hospital and medical service corporations.". The
6 provisions of this section relating to the transaction of nonprofit
7 hospital and medical service corporations shall become effective at
8 such time as a nonprofit hospital or medical service corporation
9 increases its premium or subscription rates over and above rates
10 being charged on the effective date of this Act and such provisions
11 shall apply only to the corporation effecting such increase; however,
12 on July 1, 1971 the tax imposed on nonprofit hospital and medical
13 service corporations shall, in any event, become effective.

Filed - *Withdrawn 4/10*
April 9, 1970

FREEMAN of Buena Vista

SENATE FILE 1312

- 1 Amend Senate File 1312, as amended and passed by the
- 2 Senate, as follows:
- 3 1. Page 1, by striking lines 4 through 24, inclusive, and
- 4 inserting in lieu thereof the following:
- 5 Section 1. Section four hundred twenty-two point five
- 6 (422.5), Code 1966, as amended by chapter three hundred forty-
- 7 eight (348), section fourteen (14), Acts of the Sixty-second
- 8 General Assembly, and chapter one hundred eleven (111), sec-
- 9 tion five (5), and chapter two hundred forty-three (243),
- 10 sections one (1) and four (4), Acts of the Sixty-third General
- 11 Assembly, First Session, is hereby further amended by striking
- 12 all of such section after line twelve (12) and inserting
- 13 in lieu thereof the following:
- 14 "1. On the first one thousand dollars of taxable income,
- 15 or any part thereof, nine-tenths of one percent.
- 16 2. On the second thousand dollars of taxable income, or
- 17 any part thereof, one and seven-eighths percent.
- 18 3. On the third thousand dollars of taxable income, or
- 19 any part thereof, two and four-fifths percent.
- 20 4. On the fourth thousand dollars of taxable income,

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21 or any part thereof, three and three-fourths percent.

22 5. On the fifth, sixth, and seventh thousand dollars
23 of taxable income, or any part thereof, four and two-thirds
24 percent.

25 6. On the eighth thousand dollars of taxable income, or
26 any part thereof, five and five-eighths percent.

27 7. On the ninth, tenth, eleventh, and twelfth thousand
28 dollars of taxable income, or any part thereof, six and one-
29 half percent.

30 8. On the thirteenth, fourteenth, fifteenth, sixteenth,
31 and seventeenth thousand dollars of taxable income, or any
32 part thereof, eight percent.

33 9. On the eighteenth, nineteenth, twentieth, twenty-first,
34 twenty-second, twenty-third, and twenty-fourth thousand dollars
35 of taxable income, or any part thereof, ten percent.

36 10. On twenty-five thousand dollars or more of taxable
37 income, twelve and one-half percent.

38 This tax shall be effective for all taxable years ending
39 after January 1, 1970, except that for taxable years beginning
40 before January 1, 1970, and ending thereafter, shall be col-
41 lected on the basis of the proportion which the number of
42 months in any such fiscal year, commencing with the month of
43 January, 1970, bears to the total fiscal year."

44 Sec. 2. Chapter three hundred forty-eight (348), sec-
45 tion twenty (20), Acts of the Sixty-second General Assembly,
46 amending section four hundred twenty-two point twenty-three
47 (422.23), Code 1966, is hereby amended as follows:

48 1. By striking from line four (4) the words and figures
49 "October 1, 1967" and inserting in lieu thereof the word and
50 figures "July 1, 1970".

51 2. By striking from lines four (4) and five (5) the
52 words and figures "three percent (3%)" and inserting in lieu
53 thereof the words "four percent".

54 3. By striking from line six (6) the word and figure
55 "October, 1967" and inserting in lieu thereof the word and
56 figure "July, 1970".

57 4. By inserting after line fifteen (15) the following
58 new paragraph:

59 "The rate of tax on the sale of tangible personal property
60 and services used in the performance of a building or con-
61 struction contract executed after October 1, 1967 and prior
62 to July 1, 1970 shall be three percent."

63 Sec. 3. Chapter one hundred eleven (111), section eleven
64 (11), Acts of the Sixty-third General Assembly, First Session,
65 amending section four hundred twenty-two point forty-three
66 (422.43), Code 1966, is hereby amended as follows:

67 1. By striking from line four (4) the word "three" and
68 inserting in lieu thereof the word "four".

69 2. By striking from line eight (8) the word "three" and
70 inserting in lieu thereof the word "four".

71 Sec. 4. Chapter three hundred forty-eight (348), section
72 thirty-five (35), Acts of the Sixty-second General Assembly,

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73 amending section four hundred twenty-three point two (423.2),
74 Code 1966, is hereby amended as follows:

75 1. By striking from line three (3) the word and figures
76 "October 1, 1967" and inserting in lieu thereof the word and
77 figures "July 1, 1970".

78 2. By striking from line six (6) the word "three" and
79 inserting in lieu thereof the word "four".

80 Sec. 5. Chapter three hundred forty-eight (348), sec-
81 tion thirty-six (36), Acts of the Sixty-second General Assembly,
82 amending section four hundred twenty-three point two (423.2),
83 Code 1966, is hereby amended as follows:

84 1. By striking from line three (3) the word "three" and
85 inserting in lieu thereof the word "four".

86 2. By striking line six (6) and inserting in lieu there-
87 of the words and figures "July 1, 1970, shall be three percent."

88 Sec. 6. Chapter three hundred forty-eight (348), sec-
89 tion forty (40), Acts of the Sixty-second General Assembly,
90 amending section four hundred twenty-three point thirteen
91 (423.13), Code 1966, is hereby amended by striking from line
92 four (4) the word "three" and inserting in lieu thereof the
93 word "four".

94 Sec. 7. Chapter four hundred twenty-two (422), Code
95 1966, is hereby amended by adding thereto the following new
96 section:

97 "In addition to the other provisions of this chapter,
98 every resident individual shall be entitled to a sales tax
99 refund for each taxable year with respect to himself and
100 each of the persons for whom he would be entitled to claim
101 as a personal exemption for purposes of the individual income
102 tax imposed under division two (II) of this chapter, whether
103 or not such resident individual is requested to file an indi-
104 vidual income tax return or pay such tax.

105 The amount of refund shall be computed in accordance
106 with the following table:

107 If the taxable income of the resident	The refund allowed to
108 individual for the taxable year is:	resident individual for
109	himself and for each
110	person for whom he is en-
111	titled to claim a personal
112	exemption is:
113 Under \$1,000	\$12.
114 Over \$1,000, but under \$2,000	11.
115 Over \$2,000, but under \$2,500	10.
116 Over \$2,500, but under \$3,000	9.
117 Over \$3,000, but under \$3,500	8.
118 Over \$3,500, but under \$4,000	7.
119 Over \$4,000, but under \$5,000	6.
120 Over \$5,000, but under \$5,500	5.
121 Over \$5,500 but under \$6,000	4.
122 Over \$6,000, but under \$6,500	3.
123 Over \$6,500, but under \$7,000	2.
124 Over \$7,000	0.

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125 No resident individual shall be eligible to claim the
126 sales tax refund if such individual has a net income of over
127 nine thousand dollars.

128 No resident individual shall be eligible to claim a sales
129 tax refund if such individual has been claimed as a dependent
130 or personal exemption on another resident individual's income
131 tax return.

132 No resident individual shall be eligible to claim a sales
133 tax refund if such individual has filed a joint federal in-
134 come tax return and the combined adjusted gross income on such
135 return exceeds nine thousand dollars.

136 The amount of the refund provided in this section shall
137 be allowed as a credit against the individual income tax imposed
138 under this chapter, provided the resident individual claims the
139 refund on his income tax return required to be filed under sec-
140 tion four hundred twenty-two point thirteen (422.13) of the
141 Code. If the income tax due a resident individual shown by his
142 tax return is less than the full amount of the refund to which
143 he is entitled under this section, the excess of the refund over
144 the income tax otherwise due shall be refunded to him by the
145 department of revenue.

146 If any resident individual entitled to a refund under this
147 section is not otherwise required by section four hundred
148 twenty-two point thirteen (422.13) of the Code to file an in-
149 come tax return, the refund to which he is entitled shall be
150 refunded to him upon furnishing the department of revenue with
151 proof of his taxable income and the number of his personal
152 exemptions.

152 For the purpose of this section, the term 'resident in-
154 dividual' means a natural person who has resided in the state
155 for the full taxable year. The term 'taxable income' means
156 taxable income as defined in section four hundred twenty-two
157 point four (422.4) of the Code. The term 'net income' means
158 net income as defined in section four hundred twenty-two point
159 seven (422.7) of the Code.

160 The department of revenue shall make all rules and regula-
161 tions with respect to the refunds for this section, including
162 the manner and requirements for claiming credit for or refund
163 of the amount thereof in the same manner as state income tax
164 refunds, and in accordance with the provisions of sections four
165 hundred twenty-two point sixteen (422.16) and four hundred
166 twenty-two point sixty-seven (422.67) of the Code."

167 Sec. 8. Chapter two hundred forty-four (244), Acts of
168 the Sixty-third General Assembly, First Session, is hereby re-
169 pealed.

170 Sec. 9. Section four hundred twenty-five point one
171 (425.1), Code 1966, as amended by chapter three hundred forty-
172 two (342), section one hundred forty-three (143), and chapter
173 three hundred fifty-six (356), section forty-eight (48),
174 Acts of the Sixty-second General Assembly, and chapter one
175 hundred eleven (111), section nineteen (19), and chapter
176 two hundred fifty-four (254), section six (6), Acts of the

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177 Sixty-third General Assembly, First Session, is hereby further
178 amended as follows:

179 1. By striking from subsection two (2), lines eight (8)
180 and nine (9), the words "twenty-five hundred" and inserting
181 in lieu thereof the words "five thousand".

182 2. By striking from subsection two (2), lines eleven (11)
183 and twelve (12), the words "twenty-five hundred" and inserting
184 in lieu thereof the words "five thousand".

185 3. By striking from subsection three (3), line seven
186 (7), the words "twenty-five hundred" and inserting in lieu
187 thereof the words "five thousand".

188 4. By striking from subsection three (3), lines ten
189 (10) and eleven (11), the words "twenty-five hundred" and in-
190 sserting in lieu thereof the words "five thousand".

191 5. By striking from subsection four (4), line three .
192 (3), the word "twenty-five" and inserting in lieu thereof
193 the word "forty".

194 Sec. 10. Section four hundred twenty-five point four
195 (425.4), Code 1966, is hereby amended as follows:

196 1. By striking from line nine (9) the words "twenty-
197 five hundred" and inserting in lieu thereof the words "five
198 thousand".

199 2. By striking from lines thirteen (13) and fourteen
200 (14) the words "twenty-five hundred" and inserting in lieu
201 thereof the words "five thousand".

202 Sec. 11. Section four hundred twenty-five point nine
203 (425.9), Code 1966, is hereby amended by striking from line
204 sixteen (16) the words "twenty-five hundred" and inserting
205 in lieu thereof the words "five thousand".

206 Sec. 12. Section four hundred twenty-five point eleven .
207 (425.11), subsection one (1), paragraph c, Code 1966, is
208 hereby amended by striking from lines three (3) and four
209 (4) the words "twenty-five hundred" and inserting in lieu
210 thereof the words "five thousand".

211 Sec. 13. Chapter three hundred fifty-six (356), section
212 forty-eight (48), Acts of the Sixty-second General Assembly,
213 amending section four hundred twenty-five point one (425.1),
214 Code 1966, and amended by chapter two hundred fifty-four (254),
215 section six (6), Acts of the Sixty-third General Assembly,
216 First Session, is hereby further amended by striking from lines
217 three (3) and four (4) the words and figures "twenty-five (25)
218 mills on twenty-five hundred (2,500)" and inserting in lieu
219 thereof the words "forty mills on five thousand".

220 2. Page 2, by striking lines 1 through 19, inclusive.

221 3. By renumbering the remaining sections.

Filed - *Buled out of order 4/7*
April 6, 1970

BRINCK of Lee

1 Amend the Brinck amendment to Senate File 1312, filed
2 April 6, 1970, and appearing on pages 1426 through 1431, in-
3 clusive, of the House Journal, as follows:

4 1. By striking from line 34 the words "and twenty-fourth"
5 and inserting in lieu thereof the words "twenty-fourth, and
6 twenty-fifth".

7 2. By striking from line 36 the words "twenty-five thousand
8 dollars or more" and inserting in lieu thereof the words
9 "more than twenty-five thousand dollars".

10 3. By inserting after line 219 the following new sections:

11 Sec. 14. Chapter three hundred, fifty-six (356), section
12 forty-two (42), Acts of the Sixty-second General Assembly, as
13 amended by chapter two hundred fifty-four (254), section two
14 (2), Acts of the Sixty-third General Assembly, First Session,
15 is hereby amended by striking lines nine (9) through thirty
16 (30), inclusive, and inserting in lieu thereof the following:

17 "The total assessed value of personal property for each
18 taxing district in 1969, after adjustment for equalization,
19 is the value for computation of the personal property tax credit
20 in 1970. In each succeeding year, value of personal property
21 for computation of the personal property tax credit shall be
22 determined as follows:

23 1. Determine a percentage which represents the ratio be-
24 tween the total assessed value of personal property and the
25 total assessed value of real property in each taxing district
26 in 1969.

27 2. Apply the percentage determined under subsection one
28 (1) of this section for each taxing district to the current
29 total assessed value of real property in that district."

30 Sec. 15. Chapter two hundred fifty-four (254), section
31 three (3), Acts of the Sixty-third General Assembly, First
32 Session, amending chapter three hundred fifty-six (356), sec-
33 tion forty-three (43), Acts of the Sixty-second General Assembly,
34 is hereby repealed.

35 Sec. 16. Chapter two hundred fifty-four (254), section
36 four (4), Acts of the Sixty-third General Assembly, First
37 Session, amending chapter three hundred fifty-six (356), section
38 forty-four (44), Acts of the Sixty-second General Assembly, is
39 hereby repealed.

40 Sec. 17. Chapter two hundred fifty-four (254), section
41 five (5), Acts of the Sixty-third General Assembly, First
42 Session, amending chapter three hundred fifty-six (356), sec-
43 tion forty-five (45), Acts of the Sixty-second General Assembly,
44 is hereby amended by striking from lines seven (7) through fifteen
45 (15), inclusive, and inserting in lieu thereof the words "each
46 year."

47 Sec. 18. Chapter three hundred fifty-six (356), section
48 forty-six (46), Acts of the Sixty-second General Assembly, is
49 hereby amended by striking lines one (1) through four (4), in-
50 clusive, and inserting in lieu thereof the following:

51 "Sec. 46. Each taxing district shall be paid the total
52 amount of taxes which are not collected in that district because
53 of the personal property tax credit, based upon the value of
54 personal property each year, as determined under chapter three
55 hundred fifty-six (356), section forty-two (42), Acts of the
56 Sixty-second General Assembly, as amended by section three (3)
57 of this Act. The amounts due each taxing district for the per-
58 sonal property tax credit in the prior year, as certified by the
59 county auditor, shall be paid in two equal installments by the

60 state comptroller, on or before March fifteenth and September
61 fifteenth of each year".

62 Sec. 19. Chapter three hundred fifty-six (356), section
63 forty-seven (47), Acts of the Sixty-second General Assembly, as
64 amended by chapter two hundred fifty-two (252), section four
65 (4), Acts of the Sixty-third General Assembly, First Session,
66 is hereby further amended by striking lines three (3) and four
67 (4) and inserting in lieu thereof the following: "carry out
68 the provisions of chapter three hundred fifty-six (356), sec-
69 tions thirty-nine (39) through forty-six (46), inclusive, Acts
70 of the Sixty-second General Assembly, as amended by sections
71 two (2) through seven (7), inclusive, of this Act."

Filed - *Withdrawn 4/10*
April 8, 1970

BRINCK of Lee

1 Amend the Johnston of Johnson amendment to Senate File 1312,
2 filed April 8, 1970, by striking in line 56 the figure two
3 hundred thousand dollars (\$200,000) and by inserting in lieu
4 thereof the figure five hundred dollars (\$500).

Offered from the floor and adopted
April 10, 1970

VAN ROEKEL of Marion

1 Amend Senate File 1312, as amended and passed by the Senate, by
2 adding the following new section preceding the publication clause:
3 There is hereby established a fund to be known as the "renal
4 disease fund". All monies appropriated to and deposited in the renal
5 disease fund are hereby appropriated for and shall be used by the
6 State Department of Health in carrying out the purposes of this
section.

7 1. Chapter one hundred thirty-five (135), Code 1966, is hereby
8 amended by adding the following new sections:

9 a. "The commissioner shall establish a program for the care and
10 treatment of person suffering from chronic renal diseases. This
11 program shall assist persons suffering from chronic renal disease who
12 require lifesaving care and treatment for such renal disease, but who
13 are unable to pay for such service on a continuing basis.

14 b. The commissioner shall appoint a renal disease advisory
15 committee to consult with the department in the administration of
this
16 section. The committee shall be composed of eleven persons represent-
17 ing hospitals and medical schools which establish dialysis centers,
18 voluntary agencies interested in kidney diseases, local public health
19 agencies, physicians licensed to practice medicine in all of the
20 branches, and the general public. Each member shall hold office for
21 a term of four years and until his successor is appointed and
22 qualifies, except that the terms of the members first taking office
23 shall expire, as designated at the time of appointment, two at the end
24 of the first year, three at the end of the second year, three at the
25 end of the third year, and three at the end of the fourth year, after
26 the date of appointment. Any person appointed to fill a vacancy
27 occurring prior to the expiration of the term for which his predecessor
28 was appointed shall be appointed for the remainder of such term. The
29 committee shall meet as frequently as the commissioner deems

necessary,
30 but not less than one each year. The committee members shall receive
31 no compensation but shall be reimbursed for actual expenses incurred
32 in carrying out their duties as members of this committee.

33 c. The department shall:

34 (1) With the advice of the renal disease advisory committee,
35 develop standards for determining eligibility for care and treatment
36 under this program.

37 (2) Assist in the development and expansion of programs
38 for the care and treatment of persons suffering from chronic renal
39 diseases, including dialysis and other medical procedures and
techniques

40 which will have a lifesaving effect in the care and treatment of persons
41 suffering from these diseases.

42 (3) Assist in the development of programs for the preparation
43 of chronic renal diseases.

44 (4) Extend financial assistance to persons suffering from
45 chronic renal diseases in obtaining the medical, nursing, pharmaceutical,
46 and technical services necessary in caring for such diseases, including
47 the renting of home dialysis equipment.

48 (5) Assist in equipping dialysis centers.

49 (6) Institute and carry on an educational program among
50 physicians, hospitals, public health departments, and the public con-
51 cerning chronic renal diseases, including the dissemination of
52 information and the conducting of educational programs concerning
the

53 prevention of chronic renal diseases and the methods for the care
54 and treatment of persons suffering from these diseases."

55 2. There is hereby appropriated to the State Department of
56 Health from the general fund of the state the sum of \$200,000 to
57 effect the purposes of this section.

Filed - Amended and adopted 4/10
April 8, 1970

JOHNSTON of Johnson

SENATE FILE 1312

1 Amend Senate File 1312 by adding after line 3,
2 page 1, the following new sections:

3 Section 1. Section two point forty-seven (2.47), Code 1966,
4 is hereby amended as follows:

5 1. By striking from line one (1) of subsection two (2) the
6 word "biennial" and inserting in lieu thereof the word "a".

7 2. By striking from line two (2) of subsection three (3)
8 the word "biennial".

9 Sec. 2. Section eight point six (8.6), Code 1966, is hereby
10 amended as follows:

11 1. By striking from line two (2) of subsection ten (10) the
12 word "biennially" and inserting in lieu thereof the word
13 "annually".

14 2. By striking subsection thirteen (13), as amended by
15 section eight (8) of chapter three hundred forty-two (342),
16 Acts of the Sixty-second General Assembly, and inserting in
17 lieu thereof the following:

18 "On August first of each year, the state comptroller shall
19 certify to the department of revenue the amount of money to be
20 levied for general state taxes."

21 Sec. 3. Subsection seventeen (17) of section eight point
22 six (8.6), Code 1966, is hereby amended as follows:

23 1. By striking from line three (3) the word "even-numbered".

24 2. By striking from line ten (10) the word "biennium" and
25 inserting in lieu thereof the words "fiscal year".

26 3. By striking from line thirteen (13) the word "biennium"
27 and inserting in lieu thereof the words "fiscal year".

28 4. By striking from line fifteen (15) the word "bienniums"
29 and inserting in lieu thereof the words "fiscal years".

30 5. By striking from line twenty-three (23) the word
31 "biennium" and inserting in lieu thereof the words "fiscal
32 year".

33 6. By striking from line twenty-six (26) the word "bienniums"
34 and inserting in lieu thereof the words "fiscal years".

35 7. By striking from line thirty-two (32) the word "bienniums"
36 and inserting in lieu thereof the words "fiscal years".

House 17

37 8. By striking from line thirty-nine (39) the word "biennium"
38 and inserting in lieu thereof the words "fiscal year".

39 9. By striking from line forty-six (46) the word "biennium"
40 and inserting in lieu thereof the word "fiscal year".

41 Sec. 4. Section eight point twenty-one (8.21), Code 1966,
42 is hereby amended as follows:

43 1. By striking from lines two (2) and three (3) the words
44 "the year of each biennial legislative session" and inserting
45 in lieu thereof the words "each year".

46 2. By striking from lines six (6) and seven (7) the words
47 "each of the fiscal years of the ensuing biennium" and inserting
48 in lieu thereof the words "the next fiscal year".

49 Sec. 5. Section eight point twenty-two (8.22), Code 1966,
50 is hereby amended as follows:

51 1. By striking from lines nine (9), ten (10) and eleven
52 (11) the words "each of the years of the biennium to which the
53 budget relates" and inserting in lieu thereof the words "the
54 next fiscal year".

55 2. By striking from lines thirty (30) and thirty-one (31)
56 the words "for each of the two years of the biennium to which
57 the budget relates" and inserting in lieu thereof the words
58 "the next fiscal year".

59 3. By striking from lines thirty-eight (38), thirty-nine
60 (39) and forty (40) the words "each of the two years of the
61 biennium to which the budget relates" and inserting in lieu
62 thereof the word "the next fiscal year".

63 4. By striking from line fifty-three (53) the words "en-
64 suing biennium" and inserting in lieu thereof the words "next
65 fiscal year".

66 5. By striking from line fifty-seven (57) the words "en-
67 suing biennial period" and inserting in lieu thereof the words
68 "next fiscal year".

69 6. By striking from lines fifty-eight (58) and fifty-nine
70 (59) the words "ensuing biennial period" and inserting in lieu
71 thereof the words "next fiscal year".

72 7. By striking from line sixty-eight (68) the words
73 "ensuing biennial period" and inserting in lieu thereof the
74 words "next fiscal year".

75 8. By striking from line seventy-seven (77) and seventy-
76 eight (78) the words "each of the two years of the ensuing
77 biennium" and inserting in lieu thereof the words "the next
78 fiscal year".

79 9. By striking all of line one hundred seventeen (117) and
80 inserting in lieu thereof the words "for the fiscal year".

81 Sec. 6. Section eight point twenty-three (8.23), Code 1966,
82 is hereby amended as follows:

83 1. By striking from lines two (2) and three (3) the figure
84 and words "1, next prior to each biennial legislative session" and
85 inserting in lieu thereof the words "first of each year".

86 2. By striking from lines eight (8) and nine (9) the words
87 "each fiscal year of the biennium" and inserting in
88 lieu thereof the words "the next fiscal year".

House 18

89 Sec. 7. Section eight point twenty-four (8.24), Code 1966,
90 is hereby amended as follows:

91 1. By striking from lines two (2) and three (3) the figure
92 and words "1, next prior to each biennial legislative session"
93 and inserting in lieu thereof the words "first of each year".

94 2. By striking from lines five (5) and six (6) the words
95 "each fiscal year of the ensuing biennium" and inserting in
96 lieu thereof the words "the next fiscal year".

97 Sec. 8. Section eight point twenty-five (8.25), Code 1966,
98 is hereby amended by striking from lines five (5) and six (6)
99 the figure and words "1, next succeeding" and inserting in lieu
100 thereof the words "first of each year".

101 Sec. 9. Section eight point thirty (8.30), Code 1966, is
102 hereby amended by striking from line ten (10) the words "of
103 the biennium".

104 Sec. 10. Section eight point thirty-two (8.32), Code 1966,
105 is hereby amended as follows:

106 1. By striking from line thirty-four (34) the words "and/or"
107 and inserting in lieu thereof the word "and".

108 2. By striking from line thirty-seven (37) the words "and/or"
109 and inserting in lieu thereof the word "and".

110 Sec. 11. Section eight point thirty-three (8.33), Code
111 1966, is hereby amended as follows:

112 1. By striking from lines nine (9) and ten (10) the words
113 "the biennial fiscal term" and inserting in lieu thereof the
114 words "each fiscal year".

115 2. By striking from line eighteen (18) the words "each
116 biennial fiscal term" and inserting in lieu thereof the words
117 "the fiscal year".

118 3. By striking from line twenty (20) the words "biennial
119 fiscal term" and inserting in lieu thereof the words "fiscal
120 year".

121 Sec. 12. Section eight point thirty-four (8.34), Code 1966,
122 is hereby amended by striking from lines six (6) and seven (7)
123 the words "biennial fiscal term" and inserting in lieu thereof
124 the words "fiscal year".

125 Sec. 13. Section eight point thirty-nine (8.39), Code 1966,
126 is hereby amended by striking from lines nine (9) and ten (10)
127 the words "biennial fiscal term" and inserting in lieu thereof
128 the words "fiscal year".

129 Sec. 14. Section eight point forty (8.40), Code 1966, is
130 hereby amended by striking from line four (4) the words "and/or"
131 and inserting in lieu thereof the word "or".

132 Sec. 15. Section twelve point seventeen (12.17), Code
133 1966, is hereby amended by striking in line two (2) the
134 word "biennially" and inserting in lieu thereof the word
135 "annually".

136 Sec. 16. Section eight point thirty-seven (8.37), Code
137 1966, is hereby repealed.

Filed - *Last 4/9*
April 8, 1970

GANNON of Jasper

1 Amend Senate File 1312, as passed by the Senate and re-
2 printed, by adding the following sections:

3 1. "For the purposes of the following four sections of
4 this Act, unless the context clearly requires a different
5 meaning:

6 1. The term 'Wholesale Meat Act' means the Federal Meat
7 Inspection Act approved March 4, 1907 (34 Stat. 1260), as amend-
8 ed by the Wholesome Meat Act (81 Stat. 584).

9 2. The term 'Wholesale Poultry Products Act' means the
10 Federal Poultry Products Inspection Act approved August 28,
11 1957 (71 Stat. 411), as amended by the Wholesome Poultry
12 Products Act (82 Stat. 791).

13 3. The term 'department' means the Iowa department of
14 agriculture.

15 4. The term 'commerce' means commerce between any state,
16 any territory, or the District of Columbia, and any place out-
17 side thereof.

18 5. The term 'establishment' means all premises where
19 cattle, sheep, swine, goats, horses, mules, or other equines,
20 or poultry are slaughtered or otherwise prepared for food
21 purposes. 'Establishment' includes, but is not limited to,
22 meat or poultry canneries, sausage factories, smoking or curing
23 operations, and similar places.

24 6. The term 'carcass' means all parts including viscera
25 of slaughtered cattle, sheep, swine, goats, or poultry that
26 are capable of being used for human food.

27 7. The term 'meat food product' shall have the same
28 meaning for purposes of this Act as under the Wholesome Meat
29 Act.

30 8. The term 'poultry product' shall have the same meaning
31 for purposes of this Act as under the Wholesome Poultry Products
32 Act.

33 9. The term 'poultry' means any domesticated bird, whether
34 alive or dead.

35 10. The terms 'prepared' and 'processed' mean slaughtered,
36 canned, salted, stuffed, rendered, boned, cut up, or otherwise
37 manufactured or processed.

38 11. The terms 'hotel', 'restaurant', and 'food establish-
39 ment' shall have the same meaning for the purposes of the follow-
40 ing four sections of this Act as under chapter one hundred
41 seventy (170) of the Code.

42 12. The term 'state inspection' means the meat and poultry
43 inspection service conducted by the department of agriculture
44 of the state of Iowa."

45 2. "The governor, the secretary of agriculture, and the
46 department shall take such action as may be necessary to insure
47 that every establishment in the state of Iowa which slaughters
48 cattle, sheep, goats, horses, mules, and other equines or pre-
49 pares carcasses, parts thereof, or meat or meat food products
50 and is not exempt from the provisions of the Wholesome Meat
51 Act shall, after June 30, 1970, become subject to the provisions
52 of the Wholesome Meat Act as though engaged in commerce."

53 3. "The governor, the secretary of agriculture, and the
54 department shall take such action as may be necessary to insure
55 that every establishment in the state of Iowa which slaughters
56 poultry or processes poultry carcasses or parts thereof and
57 other poultry products and is not exempt from the provisions
58 of the Wholesome Poultry Act shall, after August 17, 1970, become
59 subject to the provisions of the Wholesome Poultry Act as
60 though engaged in commerce."

House 22

61 4. "Effective July 1, 1970, state inspection shall not
62 be provided for any establishment which slaughters cattle,
63 sheep, swine, goats, horses, mules, and other equines or pre-
64 pares the carcasses, parts thereof, meat or meat food products
65 subject to federal inspection under the provisions of the Whole-
66 some Meat Act. The provisions of the Wholesome Meat Act shall
67 supersede chapter one hundred eighty-nine A (189A) of the Code."

68 5. "Effective August 18, 1970, state inspection shall not
69 be provided for any establishment which slaughters poultry,
70 processes poultry carcasses and parts thereof and other poultry
71 products subject to federal inspection under the provisions of
72 th Wholesome Poultry Products Act. The provisions of the
73 Wholesome Poultry Products Act shall supersede chapter one
74 hundred eighty-nine A (189A) of the Code."

75 6. "Effective July 1, 1970, chapter one hundred eighty-
76 nine A (189A), Code 1966, as amended by chapters one hundred
77 seventy-eight (178), one hundred seventy-nine (179), and one
78 hundred eighty (180), Acts of the Sixty-second General Assembly,
79 and chapter one hundred forty-five (145), Acts of the Sixty-
80 third General Assembly, First Session, is hereby repealed."

81 7. "Effective July 1, 1970, chapter one hundred forty-
82 five (145), Acts of the Sixty-third General Assembly, First
83 Session, is hereby amended by striking sections sixteen (16),
84 seventeen (17), eighteen (18), and nineteen (19)."

Filed - *Withdrawn 4/10*
April 9, 1970

MEZVINSKY of Johnson

Senate 6

SENATE FILE 1312

- 1 Amend the House amendment to Senate File 1312, as amended
- 2 and passed by the Senate and reprinted, by adding the following
- 3 new sentence after the period in line 42:
- 4 "The results of, or any information obtained from, any
- 5 special study or research project, including raw statistical
- 6 data, shall be open for public inspection at all times."

Filed and lost
April 14, 1970

By SHIRLEY

SENATE FILE 1312

- 1 Amend the House amendment to Senate File 1312, as
- 2 amended and passed by the Senate and reprinted, by striking
- 3 all after the word "exempt" in line 112, and all of lines
- 4 113 through 125 inclusive, and the words, "of the tax
- 5 exemption" in line 126, and by inserting in lieu thereof
- 6 the following:
- 7 "A tax credit shall be allowed each taxing district
- 8 for each bovine female that was assessed as a three year
- 9 old, or older, as of January 1, 1970. Such tax credit
- 10 shall commence for the tax year 1971 and each year there-
- 11 after based upon those assessed as of January 1, 1970.
- 12 On or before January 1, 1971, and each year there-
- 13 after, the auditor of each county shall prepare a statement
- 14 listing for each taxing district in the county all bovine
- 15 females that were three years old, or older, and assessed as
- 16 of January 1, 1970. The statement shall show the tax rates
- 17 of the various taxing districts and the total amount of
- 18 taxes which were not collected for the year 1970 and each
- 19 year thereafter by reason of the exemption herein granted
- 20 based upon those bovine females assessed as of January 1,
- 21 1970."
- 22 Further amend the House amendment to Senate File 1312
- 23 by inserting in line 133 after the word "taxed" the words,
- 24 ", based upon those assessed as of January 1, 1970".

Filed and adopted
April 14, 1970

By SCHABEN

Senate 7

SENATE FILE 1312

- 1 Amend the House amendment to Senate File 1312, as
- 2 amended and passed by the Senate and reprinted, by striking
- 3 lines 140 through 152, inclusive and by inserting in lieu
- 4 thereof the following:
- 5 "There is hereby appropriated from the general fund
- 6 of the state of Iowa from any funds not otherwise appropriated
- 7 to the treasurer of state commencing July 1, 1970, and upon
- 8 each July first thereafter a sum sufficient to pay the tax
- 9 credits as provided by the provisions of this section."

Filed and lost
April 14, 1970

By SCHABEN

SENATE FILE 1312

- 1 Amend the House amendment to Senate File 1312 as follows:
- 2 1. Line 130, strike the words "treasurer of state" and insert
- 3 in lieu thereof the words "state comptroller".
- 4 2. Line 135, strike the words "treasurer of state" and insert
- 5 in lieu thereof the words "state comptroller".
- 6 3. Lines 143 and 144, strike the words "treasurer of state"
- 7 and insert in lieu thereof the words "state comptroller".
- 8 4. Line 148, strike the words "treasurer of state" and insert
- 9 in lieu thereof the words "state comptroller".

Filed and adopted
April 14, 1970

By MESSERLY

SENATE FILE 1312

- 1 Amend the Griffin, et al., amendment filed April
- 2 14, 1970, to Senate File 1312 as follows:
- 3 1. By striking in line 11 the words, "the
- 4 pollution of" and by inserting in lieu thereof
- 5 the words "an existing condition which pollutes".
- 6 2. By striking in line 11 the second "or" and
- 7 all of line 12.
- 8 3. By inserting in line 20 after the word,
- 9 "abate" the words, "an existing condition causing".
- 10 4. By striking in line 36 the words, "'Enhance
- 11 the quality'" and all of lines 37 through 43, inclusive.

Filed and adopted
April 14, 1970

By GAUDINEER

SENATE FILE 1312

1 Amend the House amendment to Senate File 1312 by adding after
2 line 152 the following section and numbering as required:
3 Section four hundred twenty-seven point thirteen (427.13),
4 subsection six (6), Code 1966, is hereby amended by inserting
5 after line four (4) the following new paragraphs:
6 "However, for the purposes of the property tax imposed on
7 railroads, to the extent railroad companies shall each year
8 have paid sales or use tax under the provisions of chapter
9 four hundred twenty-two (422) and four hundred twenty-three (423)
10 of the Code on rolling stock and materials or parts therefore, there
11 shall be an offsetting credit against property taxes due and
12 payable in the subsequent year.
13 "The director of revenue shall, commencing in the year 1971, at
14 the time of certification of the assessed value per mile of rail-
15 road property under the provisions of section four hundred thirty-
16 four point seventeen (434.17) of the Code further certify the
17 tax credit resulting herefrom. There shall be paid annually, out
18 of any funds in the treasury not otherwise appropriated, no later
19 than September 15 of each year, to those counties affected by the
20 credit established herein, a sum equal to the credit allowed in
21 each such county."

Filed and lost
April 14, 1970

By MOWRY and WALSH

SENATE FILE 1312

1 Amend the House amendment to Senate File 1312, by adding
2 after line 152 the following section and renumbering as required:
3 Section four hundred twenty-seven point thirteen (427.13)
4 subsection six (6), Code 1966, is hereby amended by adding
5 after line four (4) the following new paragraphs:
6 "However, to the extent that a company shall each year
7 have paid sales or use tax under the provisions of chapters
8 four hundred twenty-two (422) and four hundred twenty-three
9 (423) of the Code on property purchased for use or services
10 rendered, furnished, or performed primarily to control or
11 abate the pollution of any waters or air of this state or
12 to enhance the quality of any waters or air of the state
13 there shall be an offsetting credit against property taxes
14 due and payable from such company in the subsequent year;
15 provided that as to such property or services a certificate
16 of necessity has been issued by the commissioner of public
17 health which states that the Iowa air pollution control
18 commission or the Iowa water pollution control commission
19 has directed the state department of health to certify
20 that such expenditures are necessary to control or abate
21 pollution and that such expenditures enhance the quality
22 of any waters or air of the state. Such certificates of

Senate 9

23 necessity are to be issued only for pollution control
24 devices, structures, facilities or expenditures for which
25 a permit is to be issued under subsection six (6) of
26 section four hundred fifty-five B point nine (455B.9) of
27 the Code or chapter one hundred sixty-two (162), section
28 five (5), subsection seven (7), Acts of the Sixty-second
29 General Assembly. For the purposes of this subsection,
30 'pollution' means air pollution as defined in chapter
31 one hundred sixty-two (162), section two (2), Acts of the
32 Sixty-second General Assembly, or water pollution as defined
33 in section four hundred fifty-five B point two (455B.2)
34 of the Code. 'Waters of the state' means waters of the
35 state as defined in section four hundred fifty-five B
36 Point two (455B.2) of the Code. 'Enhance the quality'
37 means improve by any purification process or operation
38 resulting in the diminution of pollutant emission below
39 the maximum quality standards for such emission as set by
40 either the Iowa water pollution control commission or the
41 Iowa air pollution control commission, whether or not
42 prior to the utilization of such property the emission of
43 pollutants was below such standard."
44 There is hereby appropriated annually from the state
45 treasury from funds not otherwise appropriated an amount
46 equal to the aggregate credit certified annually by the
47 director of revenue, which funds shall be allocated and
48 paid no later than September 15 of each year to the
49 counties which have allowed the credits herein provided.

Filed and lost By GRIFFIN, DAVIS, DeKOSTER, RABEDEAUX,
April 14, 1970 LANGE, WALSH and FREY

SENATE FILE 1312

- 1 Amend the House admendment to Senate File 1312 as
- 2 follows:
- 3 1. Line 58, by striking the word "eleven" and inserting
- 4 in lieu thereof the word "seven".
- 5 2. By striking all of line 68 and from line 69 the
- 6 words "end of the fourth year," and inserting in lieu thereof
- 7 the words "year, two at the end of the third year".
- 8 3. Line 105, by striking the words and figure "five
- 9 hundred (500)" and inserting in lieu thereof the words and
- 10 figure "two hundred thousand (200,000)".

Filed, division 1 adopted, division 2 lost
April 14, 1970

By DODERER

SENATE FILE 1312

- 1 Amend the House amendment to Senate File 1312, line
- 2 105, by striking the words and figure "five hundred (500)"
- 3 and inserting in lieu thereof the words and figure "one
- 4 hundred thousand (100,000)".

Filed and lost

By PARKER, POTGETER, NEU,
KOSSEK and LAMBORN

SENATE FILE 1312

- 1 Amend the House amendment to Senate File 1312
- 2 as follows:
- 3 1. By inserting, following line 29, the following
- 4 new lines:
- 5 "16. Page 9, line 29, by inserting following
- 6 the figures '1971' the words 'or at such time as
- 7 the General Assembly appropriates operating funds
- 8 to the state board of regents, whichever occurs
- 9 later,'".
- 10 2. By renumbering the subsequent divisions.

Filed and lost
April 14, 1970

By GLENN

SENATE FILE 1312

- 1 Amend the House amendment to Senate File 1312, as amended
- 2 and passed by the Senate and reprinted, by inserting the
- 3 following after the period in line 42:
- 4 "The approval of the budget and financial control committee
- 5 shall be obtained prior to the time any such program, study,
- 6 service, or project is undertaken."

Filed and lost
April 14, 1970

By GAUDINEER

SENATE FILE 1312

- 1 Amend the House amendment to Senate File 1312 by inserting
- 2 after the word "exempt" in line 112 the following:
- 3 "All cows born in the state of Iowa shall have a
- 4 birth certificate duly attested to by a licensed veterinar-
- 5 ian and one assessor and recorded in the county or origin.
- 6 The birth certificates shall state the date of birth,
- 7 place of birth and parents, if known.
- 8 All assessors shall be required to take a six weeks
- 9 course in veterinary, to be set up by the Secretary of
- 10 Agriculture in order to identify a cow and understand
- 11 cowology."

Filed and ruled out order, and withdrawn
April 14, 1970

By DENMAN, GAUDINEER, WALSH,
DAVIS, BRILES, NEU and SHIRLEY

SENATE FILE 1312

- 1 Amend the House amendment to Senate File 1312, as
- 2 amended and passed by the Senate and reprinted, by
- 3 inserting the following after the period in line 42:
- 4 "The approval of the Legislative Council shall
- 5 be obtained prior to the time any such program, study,
- 6 service, or project is undertaken."

Filed and lost
April 14, 1970

By GAUDINEER and FROMMELT

SENATE CLIP SHEET

Tuesday, April 14, 1970

HOUSE AMENDMENT TO SENATE FILE 1312

1 Amend Senate File 1312, as amended and passed by the Senate
2 and reprinted, as follows:

3 1. Page 3, by striking lines 6 through 11, inclusive.

4 2. Page 3, line 22, by inserting after the word "by" the
5 words "the state comptroller and".

6 3. Page 3, line 28, by inserting after the word "by" the
7 words "the state comptroller and".

8 4. Page 5, line 5, by inserting after the word "station," the
9 words "interceptor sewer,".

10 5. Page 5, line 7, by inserting after the word "wastes" the
11 words ", which qualify for federal grants pursuant to the
12 federal water pollution Act of 1953, as amended, or any other
13 federal act or program".

14 6. Page 5, by striking lines 8 through 14, inclusive, and
15 relettering the remaining paragraphs.

16 7. Page 5, line 18, by striking the word "sewer".

17 8. Page 5, line 19, by striking the words "systems and".

18 9. Page 5, line 20, by striking the words "systems and".

19 10. Page 5, line 25, by striking the words "systems and".

20 11. Page 5, line 27, by striking the words "sewer systems and".

21 12. Page 6, line 14, by striking the words "sewer systems or".

22 13. Page 6, by striking from lines 15, 16, and 17 the
23 following: "(P. L. 84-660, 33 USC 446-466K) as amended, or
24 pursuant to any other federal act or program" and inserting
25 in lieu thereof the words "as amended".

26 14. Page 6, line 20, by striking the words "sewer systems
27 or".

28 15. Page 9, line 29, by inserting after the word "shall"
29 the words "establish and".

30 16. Page 9, line 32, by striking the word "anticipated".

31 17. Page 10, line 22, by inserting after the word "by" the
32 words "the state comptroller and".

33 18. Page 10, by inserting after line 31 the following new
34 sections:

35 A. Chapter two hundred forty-eight (248), section ten (10),
36 Acts of the Sixty-third General Assembly, First Session, is
37 hereby amended by striking lines four (4), five (5), and
38 six (6) and inserting in lieu thereof the following:

39 "a. For a statewide community improvement program, special
40 studies, technical services, and research projects relating
41 to local affairs that would be beneficial to the entire
42 state."

43 B. There is hereby established a fund to be known as the
44 "renal disease fund". All moneys appropriated to and
45 deposited in the renal disease fund are hereby appropriated
46 for and shall be used by the state department of health in

Senate concurred 4/14
Senate concurred 4/14

Senate concurred 4/14

*Refused to concur 4/14
House received 4/15*
Senate concurred 4/14

concurrent 4/14

Refused to concur 4/14

Senate 2

47 carrying out the purposes of this section.

48 1. Chapter one hundred thirty-five (135), Code 1966, is
49 hereby amended by adding the following new sections:

50 a. The commissioner shall establish a program for the
51 care and treatment of persons suffering from chronic renal
52 diseases. This program shall assist persons suffering from
53 chronic renal diseases who require lifesaving care and treat-
54 ment for such renal disease, but who are unable to pay for
55 such service on a continuing basis.

56 b. The commissioner shall appoint a renal disease advisory
57 committee to consult with the department in the administration
58 of this section. The committee shall be composed of eleven
59 persons representing hospitals and medical schools which
60 establish dialysis centers, voluntary agencies interested in
61 kidney diseases, local public health agencies, physicians
62 licensed to practice medicine in all of its branches, and the
63 general public. Each member shall hold office for a term of
64 four years and until his successor is appointed and qualifies,
65 except that the terms of the members first taking office shall
66 expire, as designated at the time of appointment, two at
67 the end of the first year, three at the end of the second
68 year, three at the end of the third year, and three at the
69 end of the fourth year, after the date of appointment. Any
70 person appointed to fill a vacancy occurring prior to the
71 expiration of the term for which his predecessor was
72 appointed shall be appointed for the remainder of such term.
73 The committee shall meet as frequently as the commissioner
74 deems necessary, but not less than once each year. The
75 committee members shall receive no compensation but shall
76 be reimbursed for actual expenses incurred in carrying out
77 their duties as members of this committee.

78 c. The department shall:

79 (1) With the advice of the renal disease advisory
80 committee, develop standards for determining eligibility for
81 care and treatment under this program.

82 (2) Assist in the development and expansion of
83 programs for the care and treatment of persons suffering from
84 chronic renal diseases, including dialysis and other medical
85 procedures and techniques which will have a lifesaving effect
86 in the care and treatment of persons suffering from these
87 diseases.

88 (3) Assist in the development of programs for the
89 prevention of chronic renal diseases.

90 (4) Extend financial assistance to persons suffering
91 from chronic renal diseases in obtaining the medical, nursing,
92 pharmaceutical, and technical services necessary in caring
93 for such disease, including the renting of home dialysis
94 equipment.

95 (5) Assist in equipping dialysis centers.

96 (6) Institute and carry on an educational program among
97 physicians, hospitals, public health departments, and the
98 public concerning chronic renal diseases, including the

*Done
Referred
to Council
4/14*

Senate 3

99 dissemination of information and the conducting of educational
100 programs concerning the prevention of chronic renal diseases
101 and the methods for the care and treatment of persons
102 suffering from these diseases.

103 2. There is hereby appropriated to the state department
104 of health from the general fund of the state the sum of
105 five hundred (500) dollars to effect the purposes of this
106 section.

107 C. Section four hundred twenty-seven point thirteen
108 (427.13), subsection two (2), Code 1966, is hereby amended
109 by inserting after the period in line two (2) the following:

110 "However, for the purposes of the personal property tax
111 imposed on cattle, bovine females three years of age or
112 older shall be exempt. Such cattle shall be assessed for each
113 year to determine the tax credit such taxing district shall
114 receive.

115 The tax credit shall be based upon the amount of taxes
116 which are not collected because of the exemption granted in
117 this section. The credit for the year 1970 and each year
118 thereafter shall be one hundred percent of the taxes levied.

119 On or before January first of each year the auditor of
120 each county shall prepare a statement listing for each taxing
121 district in the county all bovine females three years of age or
122 older upon which taxes shall not be collected due to the
123 tax exemption granted in this section. The statement shall
124 show the tax rates of the various taxing districts and the
125 total amount of taxes which shall not be collected because
126 of the tax exemption. The auditor shall certify and forward
127 copies of the statement to the state comptroller and the
128 director of revenue not later than January fifteenth of each
129 year. The director of revenue shall compute the applicable
130 tax credit each year and certify to the ~~treasurer of state~~
131 the amount due to each taxing district, which amount shall
132 be the dollar amounts which would be payable if such cattle
133 were taxed.

134 The amounts due each taxing district shall be paid in
135 two equal payments by the treasurer of state on March
136 fifteenth and September fifteenth of each year, drawn
137 upon warrants payable to the respective county treasurers.
138 The county treasurer shall pay the proceeds to the various
139 taxing districts in the county.

140 In the event that the amount appropriated for reimburse-
141 ment of the taxing districts is insufficient to pay in full
142 the amount due to each of the taxing districts, then the
143 amount of each payment shall be reduced by the treasurer of
144 state according to the ratio that the total amount of funds
145 to be paid to each taxing district bears to the total
146 amount to be paid to all taxing districts in the state."

147 There is hereby appropriated from the general fund of
148 the state of Iowa to the treasurer of state for the fiscal
149 year beginning July 1, 1970 and ending June 30, 1971 the
150 sum of one million five hundred thousand (1,500,000) dollars,

*Div
7
Referred
to Council 4/14*

*Div 8
Senate
concurrent amend
4/14*

Senate 4

151 or so much thereof as may be necessary, to carry out the }
152 provisions of this section.

153 D. There is hereby appropriated from the general fund }
154 of the state the sum of eight thousand (8,000) dollars, or
155 so much thereof as may be necessary, for the use of the
156 Iowa criminal code study committee created by Senate Joint
157 Resolution 18, chapter three hundred thirty (330), Acts of
158 the Sixty-third General Assembly, First Session.
159 19. By renumbering the remaining section.

*Senate
concerned 4/14*

*Adopted
4/14*

Received from the House
April 13, 1970