

FILED FEB 25 1972

SENATE FILE 1182

By COMMITTEE ON APPROPRIATIONS

Do Pass - 3/7/72

Passed Senate, Date 3-2-72 Passed House, Date 3-20-72
Vote: Ayes 39 Nays 1 Vote: Ayes 81 Nays 6
Approved _____

A BILL FOR

1 An Act to appropriate funds from the general fund of the state
2 of Iowa to the Iowa crime commission for the purpose of
3 matching federal funds to support certain activities
4 within local government units.

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

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1 Section 1. There is appropriated from the general fund
 2 of the state to the Iowa crime commission for the fiscal year
 3 commencing July 1, 1972 and ending June 30, 1973, the sum
 4 of one hundred thousand (100,000) dollars, or so much thereof
 5 as may be necessary, to be used for the purpose of matching
 6 federal funds available to the Iowa crime commission through
 7 the Omnibus Crime Control and Safe Streets Act of 1968 as
 8 amended by the Omnibus Crime Control Act of 1970.

9 Sec. 2. The funds appropriated in this Act constitute
 10 a portion of the federal statutory requirement to provide
 11 in the aggregate not less than one-fourth of the nonfederal
 12 funding for projects conducted by units of general local
 13 government or combinations of such units for the development
 14 and implementation of programs and projects for the improvement
 15 of law enforcement.

16 Sec. 3. Unencumbered or unobligated balances of this
 17 appropriation as of June 30, 1975, shall revert to the general
 18 fund of the state.

19 Sec. 4. Any funds allocated from this appropriation shall
 20 be approved by the state comptroller and the governor.

21 EXPLANATION

22 The Omnibus Crime Control and Safe Streets Act of 1968
 23 as amended by the Omnibus Crime Control Act of 1970 allows
 24 the states to apply for an advance of the total amount of
 25 action funds available to the states to be used for con-
 26 tinuation of ongoing programs. It will be necessary for the
 27 general assembly to provide the remainder of the statutory
 28 one-fourth matching requirement for fiscal year 1973 federal
 29 monies in an appropriation by the first session of the Sixty-
 30 fifth General Assembly.

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SENATE FILE 1182

1 1. Amend Senate File 1182, page 2, by adding after line
2 20 the following new sections:
3 "Sec. 5. There is hereby created a legislative
4 advisory committee to the Iowa crime commission composed
5 of six members. Three members shall be appointed from
6 the senate by the lieutenant governor and three members
7 from the house of representatives by the speaker of the
8 house. The Iowa crime commission, prior to implementing
9 any program, shall consult with and receive the advice
10 of the legislative advisory committee. The commission
11 does not have to accept any advice offered by the
12 committee. Prior to consulting with its legislative
13 advisory committee the Iowa crime commission shall
14 submit to such committee, in writing, a concise state-
15 ment of the guidelines used to implement such program
16 and the objectives to be obtained or accomplished by
17 such program; what portion of its appropriation and
18 allocation of federal funds will be utilized to accom-
19 plish each guideline and objective; the unit cost basis
20 for implementing the guidelines and objectives; and any
21 other information the committee may request."
22 "Sec. 6. If federal guidelines permit and the Iowa
23 crime commission allocates the necessary funds, the
24 legislative advisory committee shall establish a post
25 audit evaluation of selected programs of the crime

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1 commission. The committee shall utilize the services of
2 the legislative fiscal director who shall employ such
3 additional personnel as is needed and supervise such
4 personnel in accomplishing the post audit evaluation of
5 the programs designated by the committee. Such personnel
6 shall be the employees of the committee."
7 "Sec. 7. The individual performing the post audit
8 evaluation shall, in respect to each program to be
9 evaluated, determine the number of individuals who have
10 participated in and benefited from such program; establish
11 a unit cost basis for accomplishing the guidelines and
12 objectives reported pursuant to section five (5) of this
13 Act; determine the amount spent for planning, administra-
14 tive salaries, office salaries, office space, equipment,
15 overhead, and support and the allocation thereof to each
16 guideline and objective; determine the amount of any
17 state and federal funds actually reaching the persons to
18 be benefited in the form of a direct service or benefit;
19 and determine any other criteria which will indicate if
20 the benefits to be derived from the program are justified
21 by the costs of such program."

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22 "Sec. 8. The individual performing the post audit
23 evaluation shall file a written report with the committee
24 concerning all of his examinations and audits required
25 in sections five (5) and seven (7) of this Act and also

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1 send a copy thereof the the Iowa crime commission and
2 local government or combination of such units who after
3 receiving, examining, and studying such report shall
4 file, within a reasonable period of time, with the
5 committee its written response thereto specifically
6 answering any alleged illegal expenditures, unbusiness-
7 like practices, excessive personnel, excessive personnel
8 positions, inefficient and uneconomical implementation
9 of a program, and any other specific criticisms and
10 recommendations made in the report. All such reports
11 and responses thereto shall be a public record."

12 "Sec. 9. The legislative advisory committee shall
13 meet to consider the reports filed and the responses
14 filed thereto and when there has been reported any
15 illegal expenditures, unbusinesslike practices, utiliza-
16 tion of excessive personnel or personnel positions,
17 inefficient or uneconomical implementation of a program,
18 or a program which is not accomplishing its purpose, the
19 committee shall hold a public hearing thereon where the
20 sworn testimony of the individual performing the post
21 audit evaluation and personnel of the Iowa crime commis-
22 sion and local government or combination of such units
23 involved shall be received, and the committee may
24 request any other evidence or testimony it deems relevant
25 and material."

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1 "Sec. 10. The legislative advisory committee shall
2 submit to the general assembly within thirty days of
3 its next convening a written report of its audits and
4 public hearings and any recommendations it may have
5 based thereon."

6 "Sec. 11. Any general local government, a unit
7 thereof, and combinations of such units that receive
8 any federal or state funds pursuant to action of the
9 Iowa crime commission shall, upon request of the
10 legislative advisory committee to the Iowa crime com-
11 mission, cooperate in the conducting of any such post
12 audit evaluation and appear and testify upon request."

13 2. Page 1, line 4, amend the title by inserting
14 after the word "units" the words "and creating a legisla-
15 tive advisory committee".

Filed - *Accepted 3/2 (648)*
February 29, 1972

By GAUDINEER and MESSERLY

Senate

1 Amend Senate File 1182, page 2, after line 20,
2 by adding the following new section: "Sec. ____ The funds
3 allocated from this appropriation shall follow the
4 percentage guide lines for various anticrime programs as
5 established by the regional anticrime commission office."

Filed - *Law 3/2 (645)* By TAPSCOTT
February 28, 1972

1 Amend Senate File 1182, page 2, line 4, by striking the words
2 "one hundred thousand (100,000)" and inserting in lieu thereof
3 "four hundred ninety-five thousand (495,000)".

Filed - *Law 3/2 (645)* By ARBUCKLE
February 28, 1972

1 Amend the Gaudineer and Messerly Amendment filed February 29,
1972
2 to Senate File 1182 by striking from page 2, line 6 the word
"com-
3 mittee" and substituting in lieu thereof the words "fiscal
director".

Filed - *Adopted 3/2 (647)* By MESSERLY
March 1, 1972

House

1 Amend the Gaudineer-Messerly amendment filed February
2 29, 1972 to Senate File 1182, page 1, line 9, by inserting
3 after the word "program," the words "subsequent to July
4 1, 1972."

Filed and adopted
March 2, 1972

By KENNEDY