

MAY 17 1973

HOUSE FILE 769

Appropriations *Calendar*
5/25, pass 5/31

BY COMMITTEE ON APPROPRIATIONS

House File 769
Appropriations—
Human resources

Passed House, Date 5-23-73 (1530) Passed Senate, Date 6-12-73 (1716)

Vote: Ayes 88 Nays 0 Vote: Ayes 42 Nays 1

Approved 7-21-73 - Item Veto (see letter)
Motion to reconsider filed 6/12 and prevailed
Passed Senate after reading from amendment
6-21-73 (1946)
37-1

A BILL FOR

1 An Act to appropriate from the general fund of the state for
2 capital improvements for institutions under the control
3 of the department of social services, including repairs,
4 improvements, replacements or alterations.

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

6 (House File 769)

7 Department of Social Services—Capitals

8 The committee recommendation is for an appropriation of \$3,000,000, or
9 so much as necessary, for the biennium to the Department of Social Services
10 for the purpose of capital improvements.

11 The appropriation is based on the list of priorities presented to the com-
12 mittee by the Department, and which are on file in the office of the Legis-
13 lative Fiscal Director. The committee's intent is that priorities 1-3 be
14 implemented to the furthest possible extent under the appropriation.

15 The committee recommendation does not fund the new construction of
16 Phase I—new Nursing Care Facility at the Iowa Soldiers Home, or the
17 new construction of five cottages at Glenwood State Hospital.

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1 Section 1. There is appropriated from the general fund
2 of the state to the department of social services for the
3 biennium commencing July 1, 1973 and ending June 30, 1975,
4 the sum of three million (3,000,000) dollars, or so much
5 thereof as is necessary, to be used to supplement any prior
6 appropriations for capital improvement items for repairs,
7 improvements, replacements, or alterations, or for any capital
8 expenditures the department of social services may deem
9 necessary, except as otherwise provided in this Act, for the
10 proper and necessary function of any institution under its
11 jurisdiction. Funds appropriated by this section shall not
12 be used to supplement the construction of new buildings.

13 Sec. 2. Plans and specifications for improvements for
14 which funds are appropriated by either this Act or previous
15 Acts of the general assembly, shall be submitted by the de-
16 partment of social services to the governor and state comp-
17 troller for approval, except that items commonly known as
18 change orders need not be submitted to the governor and
19 state comptroller unless such change orders increase the total
20 cost of that particular project.

21 Sec. 3. Funds appropriated by this Act shall not be used
22 for any capital improvements at the four mental health in-
23 stitutes, the institution for juveniles located at Davenport,
24 or the institution located at Rockwell City, under control
25 of the department of social services, however such funds may
26 be used for emergency repairs at such institutes and institu-
27 tions.

28 Sec. 4. The department of social services, the governor
29 and the state comptroller may obtain federal grants to the
30 state to be used in connection with the funds appropriated
31 by this Act.

32 Sec. 5. Funds appropriated by this Act shall not be sub-
33 ject to reversion as provided in section eight point thirty-
34 three (8.33) of the Code, however, any unencumbered balance
of the appropriation made by this Act remaining as of June

1 30, 1977, shall revert to the general fund of the state as
2 of June 30, 1977.

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S-751

- 1 Amend House File 769, page 2, line 11, by adding after the
- 2 word "jurisdiction" the following: "except for the Glenwood
- 3 State Hospital-School".

S-751 Filed *Adopted 6/12 Reconsidered* By HULTMAN
June 5, 1973 - *w. S. 6/12*

S-866

- 1 Amend House File 769, page 2, line 12, by inserting after
- 2 the word "buildings" the following: "except for the
- 3 Glenwood State Hospital-School".

S-866 Filed and adopted By HULTMAN
June 12, 1973

S-752

- 1 Amend House File 769 as follows:
- 2 1. Page 2, by striking lines 21 through 27.
- 3 2. By renumbering the remaining sections.

S-752 Filed - *Lost 6/12* By WINKELMAN
June 5, 1973

- 1 Amend House File 769, page 2, line 12, by inserting after
- 2 the word "buildings" the following: "except for the
- 3 Glenwood State Hospital-School".

Received from the Senate
June 13, 1973

House refused to concur 6-18-73. (2051)
Senate recorded 6/21

217. 769



Office of the Governor

STATE CAPITOL
DES MOINES, IOWA 50319

ROBERT D. RAY
GOVERNOR

July 21, 1973

The Honorable Melvin D. Synhorst
Secretary of State
State Capitol
L O C A L

Dear Mr. Synhorst:

I hereby transmit House File 769, an Act to appropriate from the general fund of the State for capital improvements for institutions under the control of the Department of Social Services, including repairs, improvements, replacements or alterations.

House File 769 is approved July 21, 1973 with the following exception which I hereby disapprove.

I am unable to approve that portion of Item 1 designated in the Act as the final sentence of Section 1 which reads as follows:

"Funds appropriated by this section shall not be used to supplement the construction of new buildings."

This provision places an unrealistic restriction on the Department of Social Services in using capital funds effectively.

While I understand that this sentence was originally inserted to insure that these funds would not be used for new construction at the Iowa Soldiers Home, for which a separate appropriation was eventually made, the wording applies to all departmental institutions. As a consequence, the Department of Social Services could not move forward as planned on high priority construction items if this restriction remains.

We have enjoyed some pride that Iowa is beginning to realize that big buildings that have the affect of imprisoning our handicapped youngsters are not healthy or encouraging to the patients--people who can often be returned to community living if properly prepared.

The Honorable Melvin D. Synhorst
July 21, 1973
Page Two

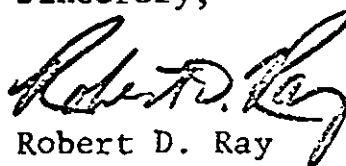
The cottage-living plan developed for Glenwood is an answer to this problem. Yet, construction on this cottage-living plan at Glenwood could not be constructed if this part of the Act remains. A maximum of five cottages have been planned for this biennium. These cottages are planned to replace living space that is obsolete and in poor repair. No additional bed capacity is to be realized through this effort.

I do not fault the intent of this provision to prevent the development of traditional outdated institutions. Neither can I look away from the human needs of the young people directly affected adversely by this provision that is so all inclusive that it would completely curtail any new building. If capital expenditures are to be made, the most modern thinking available must be utilized. The cottage program resulted from this kind of planning.

If the cottages are not built, I am advised that it then would be necessary to spend capital funds to maintain old buildings that have outlived their usefulness, and which do not meet many safety inspection requirements. This would be a poor utilization of funds.

For these reasons I hereby disapprove this item in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of House File 769 are hereby approved this date.

Sincerely,


Robert D. Ray
Governor

RDR/jn