

FILED MAR 3 1977

Reprinted 4/77

SENATE FILE 185

By BUDGET STATE GOVERNMENT
SUBCOMMITTEE
Approved 2/3/77 (533)

Passed Senate, Date 4-15-77 (A 1052) Passed House, Date _____
Vote: Ayes 42 Nays 0 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

- 1 An Act making appropriations to the department of justice.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 3

SENATE FILE 185

S-3128

- 1 Amend Senate File 185 as follows:
- 2 1. Page 1, line 30, by striking the words
- 3 "and special".

S-3128 FILED
MARCH 8, 1977

BY EARL M. WILLITS

RULED OUT OF ORDER
with adoption of H-3130 (544)

SENATE FILE 185

S-3129

- 1 Amend Senate File 185 as follows:
- 2 1. Page 1, line 17, by striking the figure
- 3 "273,000" and inserting in lieu thereof the figure
- 4 "287,712".

S-3129 FILED & LOST (543)
MARCH 8, 1977

BY RICHARD R. RAMSEY

SENATE FILE 185

S-3130

- 1 Amend Senate File 185 as follows:
- 2 1. Page 1, by striking line 26 through page 2,
- 3 line 8.

S-3130 FILED & ADOPTED (544)
MARCH 8, 1977

BY RICHARD R. RAMSEY
IRVIN L. BERGMAN
LOUIS P. CULVER
RICHARD F. DRAKE
LUCAS J. DE KOSTER

1 Section 1. There is appropriated from the general fund
2 of the state for the fiscal year beginning July 1, 1977 and
3 ending June 30, 1978 to the following named department, the
4 following amounts, or so much thereof as is necessary, to
5 be used for the purposes designated:

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1977-1978
Fiscal Year

DEPARTMENT OF JUSTICE

1. For the office of attorney general for salaries, support, maintenance and miscellaneous purposes \$ 1,067,978

2. For the criminal division for the following programs:

- a. Area prosecutors program \$ 273,000
- b. Special prosecutors program \$ 140,382
- c. Criminal appeals \$ 190,297

3. Prosecuting attorney training program
For salaries, support, maintenance and miscellaneous purposes \$ 13,774

4. a. The funds appropriated by subsection two (2) of this section are appropriated subject to the condition that the attorney general implement a program which shall provide for billing counties for the costs of services rendered by area and special prosecutors to counties. Costs shall be based upon the actual cost of the legal service provided. Funds received by the attorney general shall be remitted to the treasurer of state and deposited in the general fund of the state.

b. Counties shall be exempt from the payment and billing

1 requirements of paragraph a of this subsection if applica-
2 tion is made to the executive council of the state for the
3 exemption. The executive council shall approve an exemption
4 if it finds that a conflict of interest exists which pre-
5 vents county officials from effectively carrying out prose-
6 cution duties or if it finds that other extraordinary cir-
7 cumstances exist which prevent county officials from effec-
8 tively prosecuting a criminal case.

9 EXPLANATION

10 This bill appropriates \$1,685,431 to maintain existing
11 programs and includes \$273,000 for the area prosecutors
12 program. There is an appropriation of \$140,382 for the special
13 prosecutors program, and \$190,297 for the criminal appeals
14 program. It is the intent of the general assembly that
15 counties be billed for the cost of services rendered by area
16 and special prosecutors.

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S-3162

SENATE FILE 185

1 Amend Senate File 185 as follows:

2 1. Page 1, by inserting after line 17 the follow-
3 ing:

4 "At least twenty-five percent of the foregoing
5 appropriation for the area prosecutors program shall
6 be expended for the purpose of, and at least two of
7 the area prosecutors employed pursuant to this
8 appropriation shall be assigned to work on, the
9 prosecution of fraud occurring in any of the programs
10 of public assistance administered by the department
11 of social services."

S-3162 FILED. *Withdrawn 4/15(1951)* BY BERL E. PRIEBE
MARCH 15, 1977

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LSB 1170S
sg/jw/5

SENATE FILE 185

By BUDGET STATE GOVERNMENT
SUBCOMMITTEE

(AS AMENDED AND PASSED BY THE SENATE APRIL 15, 1977)

Passed Senate, Date 5-19-77 (p. 1745) Passed House, Date 4-24-77 (1738)

Vote: Ayes 44 Nays 0 Vote: Ayes 84 Nays 2

Approved June 29, 1977

*Motion to reconsider p. 1746 as 2. 5/19 (p. 2114)
Passed House per Senate amendment (4306)
5-19-77 (p. 2429)
88-1*

A BILL FOR

- 1 An Act making appropriations to the department of justice.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 3
- 4

SENATE FILE 185

H-3764

- 1 Amend Senate File 185 as amended, passed, and
- 2 reprinted by the Senate as follows:
- 3 1. Page 1, by inserting after line 25 the
- 4 following:
- 5 "4. Prosecuting intern program.....\$35,000
- 6 Funds appropriated by this
- 7 subsection may be used to
- 8 match federal funds. Counties
- 9 participating in the prosecuting
- 10 intern program shall provide funds
- 11 that total the amount appropriated
- 12 by this subsection."

H-3764 FILED - *Adopted 4/24* BY COMMITTEE ON BUDGET
APRIL 26, 1977 (*p. 1736*) CUSACK of Scott, Chair

SENATE FILE 185

H-3622

- 1 Amend Senate File 185 as amended and passed by
- 2 the Senate as follows:
- 3 Page 1, by inserting after line 12, the following:
- 4 "The state comptroller shall not issue any warrants
- 5 for the payment of funds appropriated by this
- 6 subsection until such time as the office of attorney
- 7 general complies with the provisions of sections
- 8 seventeen A point three (17A.3) and seventeen A point
- 9 nine (17A.9) of the Code."

H-3622 FILED - *Adopted 4/29* BY MONROE of Des Moines
APRIL 18, 1977 (*p. 1737*)

1 Section 1. There is appropriated from the general fund
2 of the state for the fiscal year beginning July 1, 1977 and
3 ending June 30, 1978 to the following named department, the
4 following amounts, or so much thereof as is necessary, to
5 be used for the purposes designated:

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7 Fiscal Year 1977-1978

8 DEPARTMENT OF JUSTICE

9 1. For the office of at-
10 torney general for salaries,
11 support, maintenance and mis-
12 cellaneous purposes \$ 1,067,978

13 2. For the criminal di-
14 vision for the following pro-
15 grams:

16 a. Area prosecutors pro-
17 gram \$ 273,000

18 b. Special prosecutors
19 program \$ 140,382

20 c. Criminal appeals \$ 190,297

21 3. Prosecuting attorney
22 training program

23 For salaries, support,
24 maintenance and miscellaneous
* 25 purposes \$ 13,774

26 EXPLANATION

27 This bill appropriates \$1,685,431 to maintain existing
28 programs and includes \$273,000 for the area prosecutors
29 program. There is an appropriation of \$140,382 for the special
30 prosecutors program, and \$190,297 for the criminal appeals
31 program. It is the intent of the general assembly that
32 counties be billed for the cost of services rendered by area
33 and special prosecutors.

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House Amendment to Senate File 185

S-3692

1 Amend Senate File 185 as follows:
 2 1. Page 1, by inserting after line 12, the
 3 following:
 4 "The state comptroller shall not issue any warrants
 5 for the payment of funds appropriated by this
 6 subsection until such time as the office of attorney
 7 general complies with the provisions of sections
 8 seventeen A point three [17A.3] and seventeen A point
 9 nine [17A.9] of the Code."
 10 2. Page 1, by inserting after line 25 the
 11 following:
 12 "4. Prosecuting intern program.....\$35,000
 13 Funds appropriated by this
 14 subsection may be used to
 15 match federal funds. Counties
 16 participating in the prosecuting
 17 intern program shall provide funds
 18 that total the amount appropriated
 19 by this subsection."

S-3692 FILED
MAY 19, 1977

RECEIVED FROM THE HOUSE
Senate amended & concurred 5/19 (p. 1742)

SENATE FILE 185

S-3697

1 Amend the House amendment, S-3692, to Senate
 2 File 185 as follows:
 3 1. Page 1, by striking lines 4 through 9.

S-3697 FILED & ADOPTED
MAY 19, 1977 *no amendment by 3699 (p. 1742)*

BY RICHARD RAMSEY
C. JOSEPH COLEMAN
PHILIP HILL

SENATE FILE 185

S-3699

1 Amend the Ramsey et al. amendment, S-3697, to
 2 House amendment, S-3692, to Senate File 185 as
 3 follows:
 4 1. Page 1, line 3, by striking the figure "4"
 5 and inserting in lieu thereof the figure "2".

S-3699 FILED & ADOPTED (p. 1740) BY RICHARD R. RAMSEY
MAY 19, 1977

SENATE AMENDMENT TO HOUSE AMENDMENT
TO SENATE FILE 185

H-4306

- 1 Amend the House amendment, S-3692, to Senate
- 2 File 185 as follows:
- 3 1. Page 1, by striking lines 2 through 9.

H-4306 FILED

RECEIVED FROM SENATE

MAY 19, 1977

Have reviewed 5/19 (p. 2489)

SENATE FILE 185

AN ACT

MAKING APPROPRIATIONS TO THE DEPARTMENT OF JUSTICE.

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

Section 1. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1977 and ending June 30, 1978 to the following named department, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1977-1978
Fiscal Year

DEPARTMENT OF JUSTICE

1. For the office of attorney general for salaries, support, maintenance and miscellaneous purposes \$ 1,067,978

2. For the criminal division for the following programs:

 a. Area prosecutors program \$ 273,000

 b. Special prosecutors program \$ 140,382

 c. Criminal appeals \$ 190,297

3. Prosecuting attorney training program
 For salaries, support, maintenance and miscellaneous purposes \$ 13,774

4. Prosecuting intern program..... \$ 35,000

Funds appropriated by this subsection may be used to match federal funds. Counties participating in the prosecuting in-

tern program shall provide funds that total the amount appropriated by this subsection.

ARTHUR A. TRO
President of the Senate

DALE H. COCHRAN
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 185, Sixty-seventh General Assembly.

STEVEN C. CROSS
Secretary of the Senate

Approved June 29, 1977

ROBERT D. RAY
Governor