

Reprinted 5/85

SENATE FILE 575

BY COMMITTEE ON APPROPRIATIONS

FILED APR 26 1985
Appropriations (p. 1719)

Passed Senate, Date 5-1-85 (p. 1867) Passed House, Date 5-3-85 (p. 2284)

Vote: Ayes 45 Nays 1 Vote: Ayes 94 Nays 0

Approved May 31, 1985

A BILL FOR

1 An Act relating to and making appropriations to state agen-
2 cies for capital projects and providing that the Act takes
3 effect upon its publication.

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

- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

87575

1 Section 1. There is appropriated from the general fund of
2 the state to the following state agencies for the fiscal year
3 beginning July 1, 1985, and ending June 30, 1986 the following
4 amounts, or so much thereof as is necessary, to be used in the
5 manner designated:

	1985-1986 <u>Fiscal Year</u>
6	
7	
8 1. DEPARTMENT OF HUMAN SERVICES	
9 For capital improvements, including	
10 engineering analysis and design of me-	
11 chanical and electrical system improve-	
12 ments, at the various institutions un-	
13 der the control of the department	\$ 1,000,000
14 2. IOWA STATE HISTORICAL DEPARTMENT	
15 a. For the purchase of property ad-	
16 jacent to the gravesite at Gardner cabin	\$ 30,000
17 b. For capital improvements for the	
18 Matthew Edel blacksmith shop in Haverhill,	
19 Iowa referred to in House Concurrent	
20 Resolution 107 adopted during the 1984	
21 Session of the Seventieth General Assembly	\$ 20,000
22 3. DEPARTMENT OF CORRECTIONS	
23 For capital improvements at the vari-	
24 ous institutions under the control of	
25 the department	\$ 500,000
26 4. STATE CONSERVATION COMMISSION	
27 For general maintenance capitals	\$ 500,000
28 5. DEPARTMENT OF GENERAL SERVICES	
29 For renovation of the Robert Lucas	
30 building	\$ 800,000

31 Sec. 2. There is appropriated from the general fund of the
32 state to the state conservation commission on the effective
33 date of this Act the sum of forty-three thousand five hundred
34 fifty-four dollars and twenty-seven cents (\$43,554.27) or so
35 much as is necessary to pay the drainage assessment and

1 interest for the closed tile drain work at Lake Cornelia of
2 drainage district 14, subdistrict 3, in Wright county.

3 Sec. 3. This Act, being deemed of immediate importance,
4 takes effect from and after its publication in The Cascade
5 Pioneer-Advertiser, a newspaper published in Cascade, Iowa,
6 and in The Guttenberg Press, a newspaper published in
7 Guttenberg, Iowa.

8 EXPLANATION

9 This bill makes appropriations for the 1984-1985 and 1985-
10 1986 fiscal years for capital projects. The Act contains a
11 publication clause.

12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35

S-4125

SENATE FILE 575

- 1 Amend Senate File 575 as follows:
- 2 1. By striking page 1, line 31 through page 2,
- 3 line 7.
- 4 2. Amend the title, lines 2 and 3, by striking
- 5 the words "and providing that the Act takes effect
- 6 upon its publication".

S-4125 Filed April 29, 1985

By WELSH

4/15 5/1 (p. 1855)

S-4165

SENATE FILE 575

- 1 Amend Senate File 575 as follows:
- 2 1. Page 1, line 30, by striking the figure
- 3 "800,000" and inserting the figure "200,000".

S-4165 Filed May 1, 1985

By WELSH

Adopted 5-1-85 (p. 1855)

S-4182

SENATE FILE 575

- 1 Amend Senate File 575 as follows:
- 2 1. Page 1, line 27, by striking the figure
- 3 "500,000" and inserting the following: "300,000".

S-4182 Filed May 1, 1985

By WELSH

Adopted 5/1/85 (p. 1867)

S-4184

SENATE FILE 575

- 1 Amend Senate File 575 as follows:
- 2 1. By striking page 1, line 31 through page 2,
- 3 line 7.
- 4 2. Amend the title, lines 2 and 3, by striking
- 5 the words "and providing that the Act takes effect
- 6 upon its publication".

S-4184 Filed May 1, 1985

By WELSH

Adopted 5/1 (p. 1867)

Appropriation Amended (4222) + Do Pass 5/2/85

SENATE FILE 575

BY COMMITTEE ON APPROPRIATIONS

(AS AMENDED AND PASSED BY THE SENATE MAY 1, 1985)

Re Passed Senate, Date 5-4-85 (p. 1985) Passed House, Date 5-3-85 (p. 2284)

Vote: Ayes 43 Nays 3 Vote: Ayes 94 Nays 0

Approved May 31, 1985

Repassed House 5-4-85 (p. 2342)
91-0

A BILL FOR ³

1 An Act relating to and making appropriations to state agen-
* 2 cies for capital projects.

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

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25.

_____ = New Language
by the Senate
* = Language Stricken
by the Senate

1 Section 1. There is appropriated from the general fund of
 2 the state to the following state agencies for the fiscal year
 3 beginning July 1, 1985, and ending June 30, 1986 the following
 4 amounts, or so much thereof as is necessary, to be used in the
 5 manner designated:

	1985-1986 <u>Fiscal Year</u>
6	
7	
8 1. DEPARTMENT OF HUMAN SERVICES	
9 For capital improvements, including	
10 engineering analysis and design of me-	
11 chanical and electrical system improve-	
12 ments, at the various institutions un-	
13 der the control of the department	\$ 1,000,000
14 2. IOWA STATE HISTORICAL DEPARTMENT	
15 a. For the purchase of property ad-	
16 jacent to the gravesite at Gardner cabin	\$ 30,000
17 b. For capital improvements for the	
18 Matthew Edel blacksmith shop in Haverhill,	
19 Iowa referred to in House Concurrent	
20 Resolution 107 adopted during the 1984	
21 Session of the Seventieth General Assembly	\$ 20,000
22 3. DEPARTMENT OF CORRECTIONS	
23 For capital improvements at the vari-	
24 ous institutions under the control of	
25 the department	\$ 500,000
26 4. STATE CONSERVATION COMMISSION	
27 For general maintenance capitals	\$ <u>300,000</u>
28 5. DEPARTMENT OF GENERAL SERVICES	
29 For renovation of the Robert Lucas	
30 building	\$ <u>200,000</u>

* 31
 32
 33
 34
 35

H-4210

1 Amend Senate File 575 as amended, passed, and
2 reprinted by the Senate as follows:

3 1. Page 1, by inserting after line 30 the
4 following:

5 "Sec. 2. There is appropriated from the general
6 fund of the state to the state conservation commission
7 on the effective date of this Act the sum of forty-
8 three thousand five hundred fifty-four dollars and
9 twenty-seven cents (\$43,554.27) or so much as is
10 necessary to pay the drainage assessment and interest
11 for the closed tile drain work at Lake Cornelia of
12 drainage district 19, subdistrict 3, in Wright county.
13 An amount equal to the amount expended pursuant to
14 this section shall be subtracted from the funds
15 appropriated to the state conservation commission
16 under 1985 Iowa Acts, House File 225, section 301,
17 subsection 3, paragraph "a", and deposited in the
18 general fund of the state by the state comptroller.

19 Sec. 3. Section 455.50, unnumbered paragraphs 3
20 and 4, Code 1985, are amended to read as follows:

21 When any state-owned lands under the jurisdiction
22 of the state conservation commission are situated
23 within a levee or drainage district, the commissioners
24 to assess benefits shall ascertain and return in their
25 report the amount of benefits and the apportionment of
26 costs and expenses to such lands and the board of
27 supervisors shall assess the same against such lands.
28 However, the commissioners shall not assess benefits
29 to property below the ordinary high water mark in a
30 sovereign state-owned lake, marsh or stream under the
31 jurisdiction of the state conservation commission.

32 Such The assessments against lands used-by-the-fish
33 and-game-division under the jurisdiction of the state
34 conservation commission shall be paid by the state
35 conservation-commission-from-the-state-fish-and-game
36 protection-fund executive council on due certification
37 of the amount by the county treasurer to-said
38 commission, and-against-lands-used-by-the-division-of
39 lands-and-waters-from-the-state-conservation-funds.
40 There is appropriated from any funds in the general
41 fund not otherwise appropriated amounts sufficient to
42 pay the certified assessments."

43 Sec. 4. This Act, being deemed of immediate
44 importance, except section 3 which takes effect July 1
45 following enactment, takes effect from and after its
46 publication in The Cascade Pioneer-Advertiser, a
47 newspaper published in Cascade, Iowa, and in The
48 Guttenberg Press, a newspaper published in Guttenberg,
49 Iowa."

50 2. Title page, line 2, by inserting after the

H-4210

Page Two

1 word "projects" the words "and providing that the Act
2 takes effect upon publication".

H-4210 FILED MAY 2, 1985

BY JOCHUM of Dubuque

Class of 5/2 (p. 2283)

SENATE FILE 575

H-4222

1 Amend Senate File 575 as amended, passed and
2 reprinted by the Senate, as follows:

3 1. Page 1, by inserting after line 30 the
4 following:

5 " . COMMISSION FOR THE BLIND

6 For beginning the installation

7 of a fire sprinkler system \$ 63,000".

8 2. Page 1, by inserting after line 30 the
9 following:

10 "Sec. 2. There is appropriated from the general
11 fund of the state to the state conservation commission
12 on the effective date of this Act the sum of forty-
13 three thousand five hundred fifty-four dollars and
14 twenty-seven cents (\$43,554.27) or so much as is
15 necessary to pay the drainage assessment and interest
16 for the closed tile drain work at Lake Cornelia of
17 drainage district 14, subdistrict 3, in Wright county.

18 An amount equal to the amount expended pursuant to
19 this section shall be subtracted from the funds
20 appropriated to the state conservation commission
21 under 1985 Iowa Acts, House File 225, section 301,
22 subsection 3, paragraph "a", and deposited in the
23 general fund of the state by the state comptroller.

24 Sec. 3. Section 455.50, unnumbered paragraphs 3
25 and 4, Code 1985, are amended to read as follows:

26 When any state-owned lands under the jurisdiction
27 of the state conservation commission are situated
28 within a levee or drainage district, the commissioners
29 to assess benefits shall ascertain and return in their
30 report the amount of benefits and the apportionment of
31 costs and expenses to such lands and the board of
32 supervisors shall assess the same against such lands.
33 However, the commissioners shall not assess benefits
34 to property below the ordinary high water mark in a
35 sovereign state-owned lake, marsh or stream under the
36 jurisdiction of the state conservation commission.

37 Such The assessments against lands used-by-the-fish
38 and-game-division under the jurisdiction of the state
39 conservation commission shall be paid by the state
40 conservation-commission-from-the-state-fish-and-game
41 protection-fund executive council on due certification
42 of the amount by the county treasurer to-said
43 commission,-and-against-lands-used-by-the-division-of
44 lands-and-waters-from-the-state-conservation-funds.
45 There is appropriated from any funds in the general
46 fund not otherwise appropriated amounts sufficient to
47 pay the certified assessments.

48 Sec. 4. This Act, being deemed of immediate
49 importance, except sections 1 and 3 which take effect
50 July 1 following enactment, takes effect from and

H-4222

Page Two

1 after its publication in The Cascade Pioneer-
2 Advertiser, a newspaper published in Cascade, Iowa,
3 and in The Guttenberg Press, a newspaper published in
4 Guttenberg, Iowa."

5 2. Title page, line 2, by inserting after the
6 word "projects" the words "and providing that part of
7 the Act takes effect upon publication".

H-4222 FILED MAY 2, 1985

BY COMMITTEE ON APPROPRIATIONS

Adopted 5-3-85 (p 2282)

HOUSE AMENDMENT TO
SENATE FILE 575

1 Amend Senate File 575 as amended, passed and
2 reprinted by the Senate, as follows:

3 1. Page 1, by inserting after line 30 the
4 following:

5 "_____. COMMISSION FOR THE BLIND

6 For beginning the installation
7 of a fire sprinkler system \$ 63,000".

8 2. Page 1, by inserting after line 30 the
9 following:

10 "Sec. 2. There is appropriated from the general
11 fund of the state to the state conservation commission
12 on the effective date of this Act the sum of forty-
13 three thousand five hundred fifty-four dollars and
14 twenty-seven cents (\$43,554.27) or so much as is
15 necessary to pay the drainage assessment and interest
16 for the closed tile drain work at Lake Cornelia of
17 drainage district 14, subdistrict 3, in Wright county.
18 An amount equal to the amount expended pursuant to
19 this section shall be subtracted from the funds
20 appropriated to the state conservation commission
21 under 1985 Iowa Acts, House File 225, section 301,
22 subsection 3, paragraph "a", and deposited in the
23 general fund of the state by the state comptroller.

24 Sec. 3. Section 455.50, unnumbered paragraphs 3
25 and 4, Code 1985, are amended to read as follows:

26 When any state-owned lands under the jurisdiction
27 of the state conservation commission are situated
28 within a levee or drainage district, the commissioners
29 to assess benefits shall ascertain and return in their
30 report the amount of benefits and the apportionment of
31 costs and expenses to such lands and the board of
32 supervisors shall assess the same against such lands.
33 However, the commissioners shall not assess benefits
34 to property below the ordinary high water mark in a
35 sovereign state-owned lake, marsh or stream under the
36 jurisdiction of the state conservation commission.

37 Such The assessments against lands used-by-the-fish
38 and-game-division under the jurisdiction of the state
39 conservation commission shall be paid by the state
40 conservation-commission-from-the-state-fish-and-game
41 protection-fund executive council on due certification
42 of the amount by the county treasurer to-said
43 commission,-and-against-lands-used-by-the-division-of
44 lands-and-waters-from-the-state-conservation-funds.
45 There is appropriated from any funds in the general
46 fund not otherwise appropriated amounts sufficient to
47 pay the certified assessments.

48 Sec. 4. This Act, being deemed of immediate
49 importance, except sections 1 and 3 which take effect
50 July 1 following enactment, takes effect from and

SENATE 15
May 4 amendments

S-4238 page 2

1 after its publication in The Cascade Pioneer-
2 Advertiser, a newspaper published in Cascade, Iowa,
3 and in The Guttenberg Press, a newspaper published in
4 Guttenberg, Iowa."
5 - 2. Title page, line 2, by inserting after the
6 word "projects" the words "and providing that part of
7 the Act takes effect upon publication".

S-4238 Filed May 4, 1985

RECEIVED FROM THE HOUSE

Senate refused to concur S-4 (j. 1980)

Reconsidered, amended (4252) + Concurred (j. 1984)

S-4245

SENATE FILE 575

1 Amend the House amendment, S-4238, to Senate File
2 575, as amended, passed, and reprinted by the Senate,
3 as follows:
4 1. By striking page 1, line 8 through page 2,
5 line 7.

S-4245 Filed May 4, 1985 | By WELSH
o/c (p. 1974)

S-4252

SENATE FILE 575

1 Amend the amendment S- 4238 to Senate File 575 as
2 amended, passed and reprinted by the Senate as
3 follows:
4 1. Page 1, line 39, by striking the word "shall"
5 and inserting the following: "~~shall~~ may".

S-4252 Filed May 4, 1985 | By WELSH, JUNKINS, HALL &
Adopted 5-4 (p. 1984) PRIEBE

SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 575
H-4266

1 Amend the House amendment, S-4238, to Senate File
2 575, as amended, passed, and reprinted by the Senate,
3 as follows:
4 1. Page 1, line 39, by striking the word "shall"
5 and inserting the following: "~~shall~~ may".
6 2. By renumbering, relettering, or redesignating
7 and correcting internal references as necessary.

H-4266 FILED MAY 4, 1985 | RECEIVED FROM THE SENATE
CONCURRED (*f 2542*)

1 Amend the House amendment S- 4238 to Senate File 575
 2 as follows:
 3 1. Page 1, by inserting after line 47 the
 4 following:
 5 "____. Page 1, by inserting after line 30 the
 6 following:
 7 "Sec. _____. Notwithstanding the date specified in
 8 1984 Iowa Acts, chapter 1306, section 2, subsection 2,
 9 the department of corrections, by July 1, 1985, shall
 10 provide the evidence from independent experts of the
 11 validity and effectiveness of the inmate
 12 classification system and shall suggest changes in the
 13 system to make it more effective. If the department
 14 fails to comply with 1984 Iowa Acts, chapter 1306,
 15 section 2, subsection 2, by July 1, 1985, the state
 16 comptroller shall withhold one percent of the funds
 17 appropriated to the department in section 1,
 18 subsection 3, of this Act when funds are allocated to
 19 the department, until the evidence has been presented
 20 to the general assembly."

S-4241 Filed May 4, 1985
Not german (p. 1980)

By MANN

1 Amend the House amendment, S-4238, to Senate File
 2 575, as amended, passed, and reprinted by the Senate,
 3 as follows:
 4 1. Page 1, lines 24 and 25, by striking the words
 5 and figures "paragraphs 3 and 4" and inserting the
 6 word and figure "paragraph 3".
 7 2. Page 1, by striking lines 37 through 47.

S-4242 Filed May 4, 1985

By PRIEBE, WALDSTEIN & TAYLOR

Adopted 5/4 (p. 1979)
Recommended 5/2 (p. 1984)

SENATE FILE 575

AN ACT

RELATING TO AND MAKING APPROPRIATIONS TO STATE AGENCIES FOR CAPITAL PROJECTS AND PROVIDING THAT PART OF THE ACT TAKES EFFECT UPON PUBLICATION.

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

Section 1. There is appropriated from the general fund of the state to the following state agencies for the fiscal year beginning July 1, 1985, and ending June 30, 1986 the following amounts, or so much thereof as is necessary, to be used in the manner designated:

1985-1986
Fiscal Year

1. DEPARTMENT OF HUMAN SERVICES	
For capital improvements, including engineering analysis and design of mechanical and electrical system improvements, at the various institutions under the control of the department	\$ 1,000,000
2. IOWA STATE HISTORICAL DEPARTMENT	
a. For the purchase of property adjacent to the gravesite at Gardner cabin	\$ 30,000
b. For capital improvements for the Matthew Edel blacksmith shop in Haverhill, Iowa referred to in House Concurrent Resolution 107 adopted during the 1984 Session of the Seventieth General Assembly	\$ 20,000
3. DEPARTMENT OF CORRECTIONS	
For capital improvements at the various institutions under the control of the department	\$ 500,000
4. STATE CONSERVATION COMMISSION	
For general maintenance capitals	\$ 300,000

5. DEPARTMENT OF GENERAL SERVICES	
For renovation of the Robert Lucas building	\$ 200,000
6. COMMISSION FOR THE BLIND	
For beginning the installation of a fire sprinkler system	\$ 63,000

Sec. 2. There is appropriated from the general fund of the state to the state conservation commission on the effective date of this Act the sum of forty-three thousand five hundred fifty-four dollars and twenty-seven cents (\$43,554.27) or so much as is necessary to pay the drainage assessment and interest for the closed tile drain work at Lake Cornelia of drainage district 14, subdistrict 3, in Wright county. An amount equal to the amount expended pursuant to this section shall be subtracted from the funds appropriated to the state conservation commission under 1985 Iowa Acts, House file 225, section 301, subsection 3, paragraph "a", and deposited in the general fund of the state by the state comptroller.

Sec. 3. Section 455.50, unnumbered paragraphs 3 and 4, Code 1985, are amended to read as follows:

When any state-owned lands under the jurisdiction of the state conservation commission are situated within a levee or drainage district, the commissioners to assess benefits shall ascertain and return in their report the amount of benefits and the apportionment of costs and expenses to such lands and the board of supervisors shall assess the same against such lands. However, the commissioners shall not assess benefits to property below the ordinary high water mark in a sovereign state-owned lake, marsh or stream under the jurisdiction of the state conservation commission.

Such the assessments against lands used by the fish and game division under the jurisdiction of the state conservation commission shall may be paid by the state conservation commission from the state fish and game protection fund executive council or due certification of the amount by the county treasurer to said commission and against taxes used by

~~the division of lands and waters from the state conservation funds.~~ There is appropriated from any funds in the general fund not otherwise appropriated amounts sufficient to pay the certified assessments.

Sec. 4. This Act, being deemed of immediate importance, except sections 1 and 3 which take effect July 1 following enactment, takes effect from and after its publication in The Cascade Pioneer-Advertiser, a newspaper published in Cascade, Iowa, and in The Guttenberg Press, a newspaper published in Guttenberg, Iowa.

ROBERT T. ANDERSON
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 575, Seventy-first General Assembly.

K. MARIE THAYER
Secretary of the Senate

Approved May 31, 1985

TERRY E. BRANSTAD
Governor