

FEB 25 1987

APPROPRIATIONS CALENDAR

HOUSE FILE 355
BY COMMITTEE ON APPROPRIATIONS

Passed House, Date 2-27-87 (p 480) Passed Senate, Date 3-11-87 (p 646)

Vote: Ayes 67 Nays 28 Vote: Ayes 29 Nays 20

Approved May 5 1987 Sten Vedund (See letter/enclosed copy)

Passed for Conference Committee Report

Passed s/w Conference Committee Report

4-8-87 (p 1224)

4-13-87 (p 1227)

61-36

A BILL FOR

26-22

1 An Act relating to and making supplemental appropriations for the
2 fiscal year beginning July 1, 1986 and ending June 30, 1987
3 and providing an effective date.

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

5

6

Conference Committee Appointed

7

Representatives [illegible] [illegible] [illegible] [illegible] [illegible] [illegible] [illegible]

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Senators Walsh (Chair), Huesch, Vora, Jindal, Jensen 3/10/87 (p 717)

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HF 355

1 Section 1. There is appropriated from the general fund of
2 the state for the fiscal year beginning July 1, 1986 and end-
3 ing June 30, 1987, to the department of human services, the
4 following amounts, or so much thereof as is necessary, to sup-
5 plement prior appropriations:

6
7 1986-1987
Fiscal Year

8 1. For aid to families with depen-
9 dent children to be used for the same
10 purposes and to supplement funds ap-
11 propriated by 1986 Iowa Acts, chapter
12 1246, section 303, subsection 1 \$ 900,000

13 2. For medical assistance to be
14 used for the same purposes and to
15 supplement funds appropriated by
16 1986 Iowa Acts, chapter 1246, sec-
17 tion 303, subsection 2, paragraph "e" \$ 8,000,000

18 3. For medical contracts to be
19 used for the same purpose and to
20 supplement funds appropriated by
21 1986 Iowa Acts, chapter 1246, sec-
22 tion 303, subsection 3 \$ 214,600

23 4. For state supplementary assis-
24 tance to be used for the same purpose
25 and to supplement funds appropriated
26 by 1986 Iowa Acts, chapter 1246, sec-
27 tion 303, subsection 5 \$ 730,000

28 5. For home-based services to be
29 used for the same purpose and to sup-
30 plement funds appropriated by 1986
31 Iowa Acts, chapter 1246, section 303,
32 subsection 7 \$ 52,116

33 6. For foster care to be used for
34 the same purpose and to supplement
35 funds appropriated by 1986 Iowa Acts,

1 chapter 1246, section 303, subsec-
2 tion 8 \$ 3,208,193

3 7. For county-based juvenile jus-
4 tice to be used for the same purpose
5 and to supplement funds appropriated
6 by 1986 Iowa Acts, chapter 1246, sec-
7 tion 303, subsection 10 \$ 900,000

8 8. For supplementation of federal
9 social services block grant and to
10 supplement funds appropriated by 1986
11 Iowa Acts, chapter 1246, section 308 \$ 392,437

12 Sec. 2. There is appropriated from the general fund of the
13 state for the fiscal year beginning July 1, 1986 and ending
14 June 30, 1987, to the department of human services, the
15 following amounts, or so much thereof as is necessary, to be
16 used for the purposes designated:

- 17 1. For a work incentive program \$ 400,000
- 18 2. For food stamp employment and
19 training program \$ 100,000

20 Sec. 3. 1986 Iowa Acts, chapter 1246, section 103,
21 subsection 8, is amended to read as follows:

22 8. For the ~~old-territorial-capital-in~~
23 Port of Burlington building in Burlington
24 for restoration renovation \$ 22,000

25 Sec. 4. 1986 Iowa Acts, chapter 1246, section 303, subsec-
26 tion 9, is amended to read as follows:

27 9. For community-based programs \$ ~~2,883,000~~
28 2,698,500

29 Sec. 5. 1986 Iowa Acts, chapter 1246, section 303, sub-
30 section 9, paragraph h, is amended to read as follows:

31 h. Of the funds appropriated by this subsection, ~~one~~
32 ~~million-one~~ nine hundred fifteen thousand five hundred
33 ~~(+1,100,000)~~ (915,500) dollars, or so much thereof as is
34 necessary, is allocated for protective day care.

35 Sec. 6. Notwithstanding the 1986 Iowa Acts, chapter 1246,

1 section 111, subsection 7, the moneys appropriated to the
2 obstetrical patient care fund which remain unobligated and
3 unencumbered on June 30, 1987, shall not revert to the general
4 fund of the state and shall not be transferred to the indigent
5 patient care fund established pursuant to chapter 255 but
6 shall be used by the Iowa department of public health during
7 the fiscal period beginning with the effective date of this
8 Act and ending June 30, 1987 for the purposes designated as
9 follows:

10 1. Three hundred thousand (300,000) dollars or so much
11 thereof as is necessary, for statewide expansion of the
12 maternal health and children health centers.

13 2. Seventy-seven thousand five hundred sixty (77,560)
14 dollars or so much thereof as is necessary, to complete the
15 regional centers necessary to provide for statewide coverage
16 of developmental educationally related programs of the mobile
17 and regional child health specialty clinics of the child
18 health care services program.

19 3. Notwithstanding section 8.33, the remaining funds of
20 the obstetrical patient care fund, which remain unobligated
21 and unencumbered, for the purposes specified in the 1986 Iowa
22 Acts, chapter 1246, section 111, subsection 1, shall remain in
23 the fund.

24 Sec. 7. There is appropriated from the general fund of the
25 state for the fiscal year beginning July 1, 1986 and ending
26 June 30, 1987 to the historical division of the department of
27 cultural affairs the sum of one hundred thirty thousand
28 (130,000) dollars, or so much thereof as is necessary, to be
29 used for the same purposes and to supplement funds
30 appropriated by 1986 Iowa Acts, chapter 1246, section 101,
31 subsection 2.

32 Sec. 8. There is appropriated from the general fund of the
33 state for the fiscal year beginning July 1, 1986 and ending
34 June 30, 1987 to the state board of regents the sum of sixty-
35 five thousand (65,000) dollars, or so much thereof as is

1 necessary, to be used for the same purposes and to supplement
2 funds appropriated by 1986 Iowa Acts, chapter 1246, section
3 110, subsection 3, paragraph "c", subparagraph (2).

4 Sec. 9. There is appropriated from the general fund of the
5 state for the fiscal year beginning July 1, 1986 and ending
6 June 30, 1987 to the judicial department, the sum of three
7 hundred fifty-one thousand four hundred sixty-five (351,465)
8 dollars, or so much thereof as is necessary, to be used for
9 the same purposes and to supplement funds appropriated by 1986
10 Iowa Acts, chapter 1246, section 406.

11 Sec. 10. There is appropriated from the general fund of
12 the state for the fiscal year beginning July 1, 1986 and end-
13 ing June 30, 1987 to the department of natural resources the
14 sum of twenty thousand (20,000) dollars, or so much thereof as
15 is necessary, to supplement funds appropriated by 1986 Iowa
16 Acts, chapter 1246, section 505 to fund the costs of a pilot
17 project for toxic waste cleanup days.

18 Sec. 11. There is appropriated from the general fund of
19 the state for the fiscal year beginning July 1, 1986 and
20 ending June 30, 1987 to the department of general services the
21 sum of one million (1,000,000) dollars, or so much thereof as
22 is necessary, to be used for capitol complex renovation.

23 Sec. 12. This Act, being deemed of immediate importance,
24 takes effect upon its enactment.

25 EXPLANATION

26 The bill appropriates additional funds to the department of
27 human services, the department of general services, the
28 department of cultural affairs, the department of natural
29 resources, the state board of regents, and the judicial
30 department for the fiscal year beginning July 1, 1986 and
31 ending June 30, 1987. The bill also reallocates funds for
32 restoration of the old territorial capitol in Burlington to
33 the renovation of the port of Burlington building. The bill
34 also provides that moneys in the obstetrical patient care fund
35 can be used for statewide expansion of maternal health and

1 children health centers and regional centers for developmental
2 educationally related programs and remaining funds in the
3 obstetrical patient care fund shall not revert. The bill
4 takes effect upon its enactment.

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HOUSE FILE 355

S-3132

- 1 Amend the Committee on Appropriations amendment, S-
- 2 3123, to House File 355, as passed by the House, as
- 3 follows:
- 4 1. Page 3, line 7, by inserting after the word
- 5 "project" the following: "prior to July 1, 1988".

S-3132

Filed March 10, 1987
Adopted 3/11/87 (p. 645)

BY RICHARD F. DRAKE
JOE J. WELSH

HOUSE FILE 355

S-3133

- 1 Amend the Committee on Appropriations amendment, S-
- 2 3123, to House File 355, as passed by the House, as
- 3 follows:
- 4 1. Page 2, line 21, by striking the figure
- 5 "25,000" and inserting the following: "50,000".
- 6 2. Page 2, line 24, by striking the figure
- 7 "25,000" and inserting the following: "50,000".
- 8 3. Page 2, line 30, by striking the figure
- 9 "150,000" and inserting the following: "~~150,000~~
- 10 30,000".

S-3133

Filed March 10, 1987
Adopted 3/11 (p. 630)

BY JIM LIND

HOUSE FILE 355

S-3138

- 1 Amend the Committee on Appropriations amendment, S-
- 2 3123, to House File 355, as passed by the House, as
- 3 follows:
- 4 1. Page 1, line 47, by striking the figure
- 5 "250,000" and inserting the following: "500,000".

S-3138

Filed March 10, 1987
Adopted 3/11/87 (p. 630)

BY LEONARD L. BOSWELL

HOUSE FILE 355

S-3139

- 1 Amend the Committee on Appropriations amendment, S-
- 2 3123, to House File 355, as passed by the House as
- 3 follows:
- 4 1. Page 2, by striking lines 22 through 24.

S-3139

Filed March 10, 1987
Adopted 3/11 (p. 631)

BY JOHN W. JENSEN

HOUSE FILE 355

S-3134

1 Amend the Committee on Appropriations amendment, S-
2 3123, to House File 355, as passed by the House, as
3 follows:

4 1. Page 2, by inserting after line 3 the
5 following:

6 "Sec. ____ . 1986 Iowa Acts, chapter 1246, section
7 501, subsection 3, is amended to read as follows:

8 3. INDEMNITY FUND AND ESCROW.

9 From the general fund of the state as an
10 advance for administration of the indemnity
11 fund and escrow provision created by the 1986
12 Iowa Acts, Senate File 2116, for not more than
13 five full-time equivalent positions

\$ 100,000
50,000

14
15 ~~It is a condition of the funds appropriated by this~~
16 ~~subsection that the general fund be reimbursed from~~
17 ~~the interest accruing to the indemnity fund, no later~~
18 ~~than June 30, 1987, for the advance made by this~~
19 ~~subsection. Notwithstanding 1986 Iowa Acts, Senate~~
20 ~~File 2116, section 337, only interest accruing to the~~
21 ~~indemnity fund may be used for administration costs of~~
22 ~~the indemnity fund. In addition, interest accruing to~~
23 ~~the indemnity fund may be used for the expenses of~~
24 ~~administration of the escrow provision, subject to the~~
25 ~~approval of the Iowa grain indemnity fund board,~~
26 ~~notwithstanding 1986 Iowa Acts, Senate File 2116,~~
27 ~~section 337."~~

S-3134

Filed March 10, 1987
Adopted 3/11/87 (p. 630)

BY EMIL J. HUSAK
JOE J. WELSH

HOUSE FILE 355

S-3135

1 Amend the Committee on Appropriations amendment, S-
2 3123, to House File 355, as passed by the House, as
3 follows:

4 1. Page 2, by inserting after line 39 the
5 following:

6 "Sec. ____ . There is appropriated from the general
7 fund of the state for the fiscal year beginning July
8 1, 1986 and ending June 30, 1987 to the department of
9 justice the sum of one hundred thousand (100,000)
10 dollars, or so much thereof as is necessary, to be
11 used for the same purposes and to supplement funds
12 appropriated by 1986 Iowa Acts, chapter 1246, section
13 414."

S-3135

Filed March 10, 1987
Adopted 3/11 (p. 632)

BY EMIL J. HUSAK

HOUSE FILE 355

5-3123

1 Amend House File 355, as passed by the House, as
2 follows:

3 1. Page 1, line 3, by inserting after the word
4 "services," the following: "if the department of
5 human services cooperates with and assists the
6 judicial department in the transfer and establishment
7 of a uniform collection services system for the
8 receipt and disbursement of child support payments in
9 the judicial department,".

10 2. Page 2, by inserting after line 11 the follow-
11 ing:

12 "Sec. ____ . The department of human services may
13 continue the use of the health maintenance
14 organizations to provide medical and health care
15 services to Title XIX recipients in the pilot project
16 in Scott county. Any further use of health
17 maintenance organizations in other counties for Title
18 XIX purposes shall be suspended while the department
19 does a comparison of savings and health services
20 quality. The comparison shall be between the special
21 case management approaches used in other states which
22 had problems with the health maintenance organization
23 methodology and the health maintenance organization
24 approach used in the pilot project. The department
25 shall use Dubuque county as the other county for the
26 special case management comparison. The study shall
27 continue for at least eighteen months and the
28 department shall modify its rules to implement this
29 study. The fiscal committee of the legislative
30 council shall monitor the study and establish the
31 methodology for making the comparison. The department
32 must receive the approval of the fiscal committee to
33 make any changes under this Act."

34 3. Page 2, by inserting after line 19 the follow-
35 ing:

36 "Sec. ____ . 1986 Iowa Acts, chapter 1246, section
37 1, subsection 4, unnumbered paragraph 1, is amended to
38 read as follows:

39 For establishment and maintenance
40 of an ambassador's program \$ ~~1,000,000~~
41 250,000

42 Sec. ____ . 1986 Iowa Acts, chapter 1246, section 1,
43 subsection 6, unnumbered paragraph 1, is amended to
44 read as follows:

45 For establishment and maintenance
46 of an export finance program \$ ~~1,000,000~~
47 250,000"

48 4. Page 2, by striking lines 20 through 24.

49 5. By striking page 2, line 35 through page 3,
50 line 23.

S-3123 pg. 2

1 6. Page 3, by striking lines 24 through 31.
2 7. Page 4, by inserting after line 3 the follow-
3 ing:

4 "Sec. _____. 1986 Iowa Acts, chapter 1246, section
5 713, is amended to read as follows:
6 SEC. 713. 1985 Iowa Acts, chapter 254, section 1,
7 subsection 1, paragraph b, is amended to read as
8 follows:

9 b. For the fiscal year beginning
10 July 1, 1986 \$44,000,000
11 40,500,000

12 Sec. _____. There is appropriated from the general
13 fund of the state for the fiscal year beginning July
14 1, 1986 and ending June 30, 1987, to the department of
15 agriculture and land stewardship, the following
16 amounts, or so much thereof as is necessary, to be
17 used for the following purposes:

	1986-1987 Fiscal Year
18 1. Startup funding for the Iowa	
19 grain quality program	\$ 25,000
20 2. Startup funding of an organic	
21 farming demonstration-education pro-	
22 gram	\$ 25,000

23 Sec. _____. 1986 Iowa Acts, chapter 1249, section 4,
24 subsection 9, is amended to read as follows:

25 9. For a solar an ethanol and corn
26 starch project to be administered by
27 the center for industrial research and
28 service \$ 150,000"

29 8. Page 4, by striking lines 4 through 10.

30 9. Page 4, line 22, by inserting after the word
31 "renovation." the following: "Notwithstanding section
32 8.33, funds appropriated by this section which are
33 unexpended or unencumbered shall carry forward to the
34 1987-1988 fiscal year for the same purpose as
35 originally appropriated."

36 10. Page 4, by inserting after line 22 the
37 following:

38 "Sec. _____. Notwithstanding section 8.55, the
39 moneys in the Iowa economic emergency fund on the
40 effective date of this Act are transferred to the
41 general fund of the state. Funds transferred to the
42 general fund of the state shall be used to defray
43 expenses incurred for the fiscal year beginning July
44 1, 1986 and ending June 30, 1987.

45 46 Sec. _____. The transportation commission may
47 authorize the temporary transfer of funds between the
48 department's share of the RISE fund under section
49 315.4 to the primary road fund in an amount not to
50

S-3123 pg. 3

1 exceed twenty-five million dollars. Transferred funds
2 shall be repaid within ninety days to the fund from
3 which they came upon receipt of federal highway trust
4 fund reimbursements and not later than July 1, 1988.
5 However, the commission shall not authorize the
6 transfer of any RISE funds already allocated for
7 expenditure on a specific RISE project.

8 Sec. _____.

9 1. The transportation commission may issue
10 anticipatory certificates in an amount not to exceed
11 fifty million dollars prior to July 1, 1987. If by
12 July 1, 1987, the state has not received the full
13 allotment of the appropriate federal highway trust
14 funds, the transportation commission may issue
15 additional anticipatory certificates. The total
16 amount of anticipatory certificates issued shall not
17 exceed seventy-five percent of the total federal
18 highway trust funds which would have accrued to the
19 state between October 1, 1986 and February 1, 1988.
20 However, the commission shall not issue more than one
21 hundred fifty million dollars in anticipatory
22 certificates. The certificates shall be retired as
23 federal highway trust funds are received but not later
24 than July 1, 1988.

25 2. The certificates shall be authorized by a
26 resolution adopted by the commission which shall
27 specify:

28 a. The primary road funds, specifying the year or
29 years, which are to be anticipated.

30 b. The amount of certificates authorized.

31 c. The denomination of each certificate.

32 d. The rate of interest which each certificate
33 shall bear which shall not exceed that permitted by
34 chapter 74A, payable annually.

35 e. The authorization for the chairperson of the
36 commission and the treasurer of state to sign and
37 countersign the certificates.

38 3. Each certificate shall specify on its face the
39 following information:

40 a. The annual accruing primary road funds, naming
41 the year, of which the certificate is anticipatory.

42 b. That the certificate shall be payable on or
43 before December 31 of a specified year.

44 c. That the certificate is payable solely from
45 accruing primary road funds.

46 4. The series of certificates which anticipate the
47 accruing of primary road funds during a specified year
48 shall be numbered consecutively and paid in the order
49 of the numbering.

50 5. Upon the signing of each of the certificates by

S-3123 pg. 4

1 the chairperson of the commission, the certificates
2 shall be delivered to the treasurer of state, who
3 shall countersign the certificates and pay the amount
4 of the certificates to the state department of
5 transportation.

6 6. The certificates shall be exempt from taxation.

7 7. The treasurer of state shall sell the
8 certificates. If the treasurer of state is unable to
9 sell the certificates for face value plus interest,
10 the treasurer of state may apply the certificates at
11 face value plus interest in payment of any warrants
12 duly authorized and issued for primary road work.

13 8. The treasurer of state shall enter on a record
14 to be kept and maintained by the treasurer of state
15 the name and address of all persons to whom the
16 certificates are issued, with a particular designation
17 of the certificate delivered to each person.

18 9. Any subsequent holder of a certificate may
19 present the certificate to the treasurer of state who
20 shall enter the subsequent holder's name and address
21 in place of the name and address of the previous
22 holder.

23 10. When the accruing funds on deposit with the
24 treasurer of state in the primary road fund, for a
25 year covered by the anticipatory certificates, are
26 sufficient to pay the first retirable certificate or
27 certificates, the treasurer of state shall, by
28 ordinary mail to the holder's address, as shown on the
29 records, promptly notify the holder of a certificate
30 of such fact. Thirty days following the mailing of
31 the notice to the holder of the certificate, all
32 interest on the certificate shall cease.

33 Sec. ____ . Section 598.22, Code 1987, is amended to
34 read as follows:

35 598.22 SUPPORT PAYMENTS -- CLERK OF COURT --

36 COLLECTION-SERVICES-CENTER--- DEFAULTS -- SECURITY.

37 ~~This section applies to all initial or modified~~
38 ~~orders for support entered under this chapter, chapter~~
39 ~~234, 252A, 252B, 675, or any other chapter of the~~
40 ~~Code. All orders or judgments for support entered on~~
41 ~~or before March 31, 1987, entered under chapter 252A,~~
42 ~~chapter 675, or this chapter which provide for~~

43 temporary or permanent support payments shall direct
44 the payment of those sums to the clerk of the district
45 court for the use of the person for whom the payments
46 have been awarded. All orders or judgments for
47 support entered on or after April 1, 1987, shall
48 direct the payment of those sums to the collection
49 services center established pursuant to section
50 252B-13. Payments to persons other than the clerk of

3123 pg. 5

1 the district court and the collection services center
2 do not satisfy the support obligations created by the
3 orders or judgments, except as provided for trusts in
4 section 252D.1, 598.23, or this section or for tax
5 refunds or rebates in section 602.8102, subsection 47.

6 Upon a finding of previous failure to pay child
7 support, the court may order the person obligated for
8 permanent child support to make an assignment of
9 periodic earnings or trust income to the clerk of
10 court or the collection services center established
11 pursuant to section 252B.13 for the use of the person
12 for whom the assignment is ordered. The assignment of
13 earnings ordered by the court shall not exceed the
14 amounts set forth in 15 U.S.C. § 1673(b)(1982). The
15 assignment is binding on the employer, trustee, or
16 other payor of the funds two weeks after service upon
17 that person of notice that the assignment has been
18 made. The payor shall withhold from the earnings or
19 trust income payable to the person obligated the
20 amount specified in the assignment and shall transmit
21 the payments to the clerk or the collection services
22 center, as appropriate. However, for trusts governed
23 by the federal Retirement Equity Act of 1984, Pub. L.
24 No. 98-397, the payor shall transmit the payments to
25 the alternate payee in accordance with the federal
26 Act. The payor may deduct from each payment a sum not
27 exceeding two dollars as a reimbursement for costs.

28 An employer who dismisses an employee due to the entry
29 of an assignment order commits a simple misdemeanor.

30 An order or judgment entered by the court for
31 temporary or permanent support or for an assignment
32 shall be filed with the clerk. The orders have the
33 same force and effect as judgments when entered in the
34 judgment docket and lien index and are records open to
35 the public. The clerk or the collection services
36 center, as appropriate, shall disburse the payments
37 received pursuant to the orders or judgments within
38 ten working days of the receipt of the payments. All
39 moneys received or disbursed under this section shall
40 be entered in a record book kept by the clerk, or the
41 collection services center, as appropriate, which
42 shall be open to the public. The clerk or the
43 collection services center shall not enter any moneys
44 paid in the record book if not paid directly to the
45 clerk or the center, as appropriate, except as
46 provided for trusts in section 252D.1, 598.23 or this
47 section or for tax refunds or rebates in section
48 602.8102, subsection 47.

49 If the sums ordered to be paid in a support payment
50 order are not paid to the clerk or the collection

S-3123 pg. 6

1 ~~services-center, as appropriate,~~ at the time provided
2 in the order or judgment, the clerk ~~at the collection~~
3 ~~services-center, as appropriate,~~ shall certify a
4 default to the court which may, on its own motion,
5 proceed as provided in section 598.23.

6 Prompt payment of sums required to be paid under
7 sections 598.11 and 598.21 shall be the essence of
8 such orders or judgments and the court may act
9 pursuant to section 598.23 regardless of whether the
10 amounts in default are paid prior to the contempt
11 hearing.

12 Upon entry of an order for support or upon the
13 failure of a person to make payments pursuant to an
14 order for support, the court may require the person to
15 provide security, a bond, or other guarantee which the
16 court determines is satisfactory to secure the payment
17 of the support. Upon the person's failure to pay the
18 support under the order, the court may declare the
19 security, bond, or other guarantee forfeited.

20 ~~AS~~ Sec. ____ . NEW SECTION. 602.1614 COLLECTION
21 SERVICES FOR SUPPORT PAYMENTS.

22 The judicial department shall establish a uniform
23 collection services system for the receipt and
24 disbursement of all support payments as defined in
25 section 598.1. The judicial department shall submit
26 an annual report to the governor and the general
27 assembly on the operations of the system.

28 ~~AS~~ Sec. ____ . Sections 2525.13 through 252B.17, and
29 252D.6, Code 1987, are repealed. 1986 Iowa Acts,
30 chapter 1246, sections 317 and 323, are repealed.

31 ~~AS~~ Sec. ____ . By January 1, 1988, the judicial depart-
32 ment shall standardize the procedures to be used by
33 the clerks of the district court in the collection and
34 disbursement of support obligations ordered by the
35 court and a detailed report of these procedures shall
36 be submitted to the general assembly."

37 11. Renumber sections and correct internal refer-
38 ences as are necessary in accordance with this
39 amendment.

S-3123

Filed March 10, 1987

*Adopted as amended by 3132, 3134, 3145,
3138, 3135, 3155, 3148, 3147, 3154,
3158, 3/11/87 (p. 646)*

BY COMMITTEE ON APPROPRIATIONS
JOE J. WELSH, Chairperson

HOUSE FILE 355

S-3150

- 1 Amend the Committee on Appropriations amendment,
- 2 S-3123, to House File 355 as passed by the House as
- 3 follows:
- 4 1. Page 1, by striking lines 3 through 9.
- 5 2. By striking page 4, line 33 through page 6,
- 6 line 36.

S-3150

Filed March 11, 1987
WITHDRAWN (p. 644)

BY MICHAEL E. GRONSTAL

HOUSE FILE 355

S-3154

- 1 Amend the Committee on Appropriations amendment, S-
- 2 3123, to House File 355, as passed by the House as
- 3 follows:
- 4 1. Page 3, line 15, by striking the words "The
- 5 total".
- 6 2. Page 3, by striking lines 16 through 19.

S-3154

Filed March 11, 1987
ADOPTED (p. 645)

BY RICHARD F. DRAKE

HOUSE FILE 355

S-3155

- 1 Amend Senate amendment S-3123 to House File 355
- 2 as follows:
- 3 1. Page 1, by striking lines 12 through 33
- 4 and inserting in lieu thereof the following:
- 5 "Sec. ____ . The department of human services shall
- 6 not implement any mandatory coverage system for
- 7 Title XIX recipients for enrollment in health
- 8 maintenance organizations. The department shall
- 9 work to develop policies and guidelines to implement
- 10 on a pilot basis a special case management program
- 11 for Title XIX enrollees, after reviewing programs in
- 12 place in other states. The department, in consul-
- 13 tation with the legislative fiscal bureau and under
- 14 monitoring by the fiscal committee of the legislative
- 15 council, shall develop a methodology to evaluate
- 16 and compare the effectiveness of the provision of
- 17 Title XIX services through case management and
- 18 through health maintenance organizations, in terms of
- 19 both cost and health outcomes. The evaluation shall
- 20 continue for at least eighteen months subsequent to
- 21 the implementation of the programs. Administrative
- 22 rule 498--88.3(3) is rescinded."

S-3155

Filed March 11, 1987
ADOPTED (p. 644)

BY CHARLES BRUNER
JOE J. WELSH

HOUSE FILE 355

S-3143

1 Amend the Committee on Appropriations amendment, S-
2 3123, to House File 355, as passed by the House as
3 follows:

4 1. Page 2, line 37, by inserting after the word
5 "appropriated." the words "Funds appropriated by this
6 section shall not be used for moving the present
7 offices of the auditor of state, the secretary of
8 state, or the treasurer of state from their present
9 location in the state house or for remodeling or
10 renovating space to which the offices of the auditor
11 of state, the secretary of state or the treasurer of
12 state may be moved."

S-3143

Filed March 11, 1987

BY JULIA GENTLEMAN

LOST (p. 632)

HOUSE FILE 355

S-3147

1 Amend the Appropriations Committee amendment, S-3123,
2 to House File 355, as passed by the House as follows:

3 1. Page 1. by striking line 48.

S-3147

Filed March 11, 1987

BY EUGENE S. FRAISE

ADOPTED (p. 644)

HOUSE FILE 355

S-3148

1 Amend the Committee on Appropriations amendment, S-
2 3123, to House File 355, as passed by the House, as
3 follows:

4 1. Page 1, line 41, by striking the figure
5 "250,000" and inserting the following" "500,000".

S-3148

Filed March 11, 1987

BY LEONARD L. BOSWELL

ADOPTED (p. 644)

DAVID M. READINGER

S-3149

HOUSE FILE 355

1 Amend the Committee on Appropriations amendment, S-
2 3123, to House File 355, as passed by the House, as
3 follows:

4 1. Page 1, by striking lines 49 and 50.

S-3149

Filed March 11, 1987

BY MICHAEL E. GRONSTAL

LOST (p. 645)

HOUSE FILE 355

S-3157

- 1 Amend the Committee on Appropriations amendment,
2 S-3123, to House File 355 as passed by the House as
3 follows:
4 1. Page 1, by striking lines 3 through 9.
5 2. By striking page 4, line 33 through page 6,
6 line 36.

S-3157

Filed March 11, 1987

BY JULIA GENTLEMAN

LOST (p. 645)

HOUSE FILE 355

S-3158

- 1 Amend the Committee on Appropriations amendment, S-
2 3123, to House File 355, as passed by the House, as
3 follows:
4 1. Page 2, by inserting after line 46 the follow-
5 ing:
6 "Sec. _____. The department of general services
7 shall not obtain a letter of credit to enter into
8 lease-purchase agreements for the fiscal period
9 beginning July 1, 1986 and ending June 30, 1988, and
10 the department shall not enter into any new lease-
11 purchase agreements for any expenditure in excess of
12 \$100,000 for the fiscal period beginning July 1, 1986
13 and ending June 30, 1988."

S-3158

Filed March 11, 1987

BY JOE J. WELSH

ADOPTED (p. 646)

SENATE AMENDMENT TO HOUSE FILE 355

H-3179

1 Amend House File 355, as passed by the House, as
2 follows:

3 1. Page 1, line 3, by inserting after the word
4 "services," the following: "if the department of
5 human services cooperates with and assists the
6 judicial department in the transfer and establishment
7 of a uniform collection services system for the
8 receipt and disbursement of child support payments in
9 the judicial department,".

10 2. Page 2, by inserting after line 11 the follow-
11 ing:

12 "Sec. _____. The department of human services shall
13 not implement any mandatory coverage system for Title
14 XIX recipients for enrollment in health maintenance
15 organizations. The department shall work to develop
16 policies and guidelines to implement on a pilot basis
17 a special case management program for Title XIX
18 enrollees, after reviewing programs in place in other
19 states. The department, in consultation with the
20 legislative fiscal bureau and under monitoring by the
21 fiscal committee of the legislative council, shall
22 develop a methodology to evaluate and compare the
23 effectiveness of the provision of Title XIX services
24 through case management and through health maintenance
25 organizations, in terms of both cost and health
26 outcomes. The evaluation shall continue for at least
27 eighteen months subsequent to the implementation of
28 the programs. Administrative rule 498--88.3(3) is
29 rescinded."

30 3. Page 2, by inserting after line 19 the follow-
31 ing:

32 "Sec. _____. 1986 Iowa Acts, chapter 1246, section
33 1, subsection 4, unnumbered paragraph 1, is amended to
34 read as follows:

35 For establishment and maintenance
36 of an ambassador's program \$ ~~17,000,000~~
37 500,000

38 Sec. _____. 1986 Iowa Acts, chapter 1246, section 1,
39 subsection 6, unnumbered paragraph 1, is amended to
40 read as follows:

41 For establishment and maintenance
42 of an export finance program \$ ~~17,000,000~~
43 500,000"

44 4. By striking page 2, line 35 through page 3,
45 line 23.

46 5. Page 3, by striking lines 24 through 31.

47 6. Page 4, by inserting after line 3 the follow-
48 ing:

49 "Sec. _____. 1986 Iowa Acts, chapter 1246, section
50 501, subsection 3, is amended to read as follows:

H-3179
Page Two

1 3. INDEMNITY FUND AND ESCROW.

2 From the general fund of the state as an
3 advance for administration of the indemnity
4 fund and escrow provision created by the 1986
5 Iowa Acts, Senate File 2116, for not more than
6 five full-time equivalent positions \$ 100,000
7 50,000

8 ~~It is a condition of the funds appropriated by this~~
9 ~~subsection that the general fund be reimbursed from~~
10 ~~the interest accruing to the indemnity fund, no later~~
11 ~~than June 30, 1987, for the advance made by this~~
12 ~~subsection. Notwithstanding 1986 Iowa Acts, Senate~~
13 ~~File 2116, section 33, only interest accruing to the~~
14 ~~indemnity fund may be used for administration costs of~~
15 ~~the indemnity fund. In addition, interest accruing to~~
16 ~~the indemnity fund may be used for the expenses of~~
17 ~~administration of the escrow provision, subject to the~~
18 ~~approval of the Iowa grain indemnity fund board,~~
19 ~~notwithstanding 1986 Iowa Acts, Senate File 2116,~~
20 ~~section 33.~~

21 Sec. ____ . 1986 Iowa Acts, chapter 1246, section
22 713, is amended to read as follows:

23 SEC. 713. 1985 Iowa Acts, chapter 254, section 1,
24 subsection 1, paragraph b, is amended to read as
25 follows:

26 b. For the fiscal year beginning
27 July 1, 1986 \$44,000,000
28 40,500,000

29 Sec. ____ . There is appropriated from the general
30 fund of the state for the fiscal year beginning July
31 1, 1986 and ending June 30, 1987, to the department of
32 agriculture and land stewardship, the following
33 amounts, or so much thereof as is necessary, to be
34 used for the following purposes:

1986-1987
Fiscal Year

37 1. Startup funding for the Iowa
38 grain quality program \$ 25,000

39 2. Startup funding of an organic
40 farming demonstration-education pro-
41 gram \$ 25,000

42 Sec. ____ . 1986 Iowa Acts, chapter 1249, section 4,
43 subsection 9, is amended to read as follows:

44 9. For a ~~sole~~ an ethanol and corn
45 starch project to be administered by
46 the center for industrial research and
47 service \$ 150,000"

48 7. Page 4, by striking lines 4 through 10.

49 8. Page 4, line 22, by inserting after the word
50 "renovation." the following: "Notwithstanding section

H-3179

Page Three

1 8.33, funds appropriated by this section which are
2 unexpended or unencumbered shall carry forward to the
3 1987-1988 fiscal year for the same purpose as
4 originally appropriated."

5 9. Page 4, by inserting after line 22 the
6 following:

7 "Sec. _____. There is appropriated from the general
8 fund of the state for the fiscal year beginning July
9 1, 1986 and ending June 30, 1987 to the department of
10 justice the sum of one hundred thousand (100,000)
11 dollars, or so much thereof as is necessary, to be
12 used for the same purposes and to supplement funds
13 appropriated by 1986 Iowa Acts, chapter 1246, section
14 414.

15 Sec. _____. Notwithstanding section 8.55, the moneys
16 in the Iowa economic emergency fund on the effective
17 date of this Act are transferred to the general fund
18 of the state. Funds transferred to the general fund
19 of the state shall be used to defray expenses incurred
20 for the fiscal year beginning July 1, 1986 and ending
21 June 30, 1987.

22 Sec. _____. The department of general services shall
23 not obtain a letter of credit to enter into lease-
24 purchase agreements for the fiscal period beginning
25 July 1, 1986 and ending June 30, 1988, and the
26 department shall not enter into any new lease-purchase
27 agreements for any expenditure in excess of \$100,000
28 for the fiscal period beginning July 1, 1986 and
29 ending June 30, 1988.

30 Sec. _____. The transportation commission may
31 authorize the temporary transfer of funds between the
32 department's share of the RISE fund under section
33 315.4 to the primary road fund in an amount not to
34 exceed twenty-five million dollars. Transferred funds
35 shall be repaid within ninety days to the fund from
36 which they came upon receipt of federal highway trust
37 fund reimbursements and not later than July 1, 1988.
38 However, the commission shall not authorize the
39 transfer of any RISE funds already allocated for
40 expenditure on a specific RISE project prior to July
41 1, 1988.

42 Sec. _____.
43 1. The transportation commission may issue
44 anticipatory certificates in an amount not to exceed
45 fifty million dollars prior to July 1, 1987. If by
46 July 1, 1987, the state has not received the full
47 allotment of the appropriate federal highway trust
48 funds, the transportation commission may issue
49 additional anticipatory certificates. However, the
50 commission shall not issue more than one hundred fifty

H-3179

Page Four

1 million dollars in anticipatory certificates. The
2 certificates shall be retired as federal highway trust
3 funds are received but not later than July 1, 1988.

4 2. The certificates shall be authorized by a
5 resolution adopted by the commission which shall
6 specify:

7 a. The primary road funds, specifying the year or
8 years, which are to be anticipated.

9 b. The amount of certificates authorized.

10 c. The denomination of each certificate.

11 d. The rate of interest which each certificate
12 shall bear which shall not exceed that permitted by
13 chapter 74A, payable annually.

14 e. The authorization for the chairperson of the
15 commission and the treasurer of state to sign and
16 countersign the certificates.

17 3. Each certificate shall specify on its face the
18 following information:

19 a. The annual accruing primary road funds, naming
20 the year, of which the certificate is anticipatory.

21 b. That the certificate shall be payable on or
22 before December 31 of a specified year.

23 c. That the certificate is payable solely from
24 accruing primary road funds.

25 4. The series of certificates which anticipate the
26 accruing of primary road funds during a specified year
27 shall be numbered consecutively and paid in the order
28 of the numbering.

29 5. Upon the signing of each of the certificates by
30 the chairperson of the commission, the certificates
31 shall be delivered to the treasurer of state, who
32 shall countersign the certificates and pay the amount
33 of the certificates to the state department of
34 transportation.

35 6. The certificates shall be exempt from taxation.

36 7. The treasurer of state shall sell the
37 certificates. If the treasurer of state is unable to
38 sell the certificates for face value plus interest,
39 the treasurer of state may apply the certificates at
40 face value plus interest in payment of any warrants
41 duly authorized and issued for primary road work.

42 8. The treasurer of state shall enter on a record
43 to be kept and maintained by the treasurer of state
44 the name and address of all persons to whom the
45 certificates are issued, with a particular designation
46 of the certificate delivered to each person.

47 9. Any subsequent holder of a certificate may
48 present the certificate to the treasurer of state who
49 shall enter the subsequent holder's name and address
50 in place of the name and address of the previous

H-3179

Page Five

1 holder.

2 10. When the accruing funds on deposit with the
3 treasurer of state in the primary road fund, for a
4 year covered by the anticipatory certificates, are
5 sufficient to pay the first retirable certificate or
6 certificates, the treasurer of state shall, by
7 ordinary mail to the holder's address, as shown on the
8 records, promptly notify the holder of a certificate
9 of such fact. Thirty days following the mailing of
10 the notice to the holder of the certificate, all
11 interest on the certificate shall cease.

12 Sec. ____ . Section 598.22, Code 1987, is amended to
13 read as follows:

14 598.22 SUPPORT PAYMENTS -- CLERK OF COURT --

15 ~~COLLECTION-SERVICES-CENTER~~--- DEFAULTS -- SECURITY.

16 ~~This section applies to all initial or modified~~
17 ~~orders for support entered under this chapter, chapter~~
18 ~~234, 252A, 252B, 675 or any other chapter of the~~
19 ~~Code. All orders or judgments for support entered on~~
20 ~~or before March 31, 1987, entered under chapter 252A,~~
21 ~~chapter 675, or this chapter which provide for~~

22 temporary or permanent support payments shall direct
23 the payment of those sums to the clerk of the district
24 court for the use of the person for whom the payments
25 have been awarded. All orders or judgments for
26 support entered on or after April 1, 1987, shall
27 direct the payment of those sums to the collection
28 services center established pursuant to section
29 252B-13. Payments to persons other than the clerk of
30 the district court and the collection services center
31 do not satisfy the support obligations created by the
32 orders or judgments, except as provided for trusts in
33 section 252D.1, 598.23, or this section or for tax
34 refunds or rebates in section 602.8102, subsection 47.

35 Upon a finding of previous failure to pay child
36 support, the court may order the person obligated for
37 permanent child support to make an assignment of
38 periodic earnings or trust income to the clerk of
39 court ~~or the collection services center established~~
40 ~~pursuant to section 252B-13~~ for the use of the person
41 for whom the assignment is ordered. The assignment of
42 earnings ordered by the court shall not exceed the
43 amounts set forth in 15 U.S.C. § 1673(b)(1982). The
44 assignment is binding on the employer, trustee, or
45 other payor of the funds two weeks after service upon
46 that person of notice that the assignment has been
47 made. The payor shall withhold from the earnings or
48 trust income payable to the person obligated the
49 amount specified in the assignment and shall transmit
50 the payments to the clerk ~~or the collection services~~

H-3179

Page Six

1 center, ~~as appropriate~~. However, for trusts governed
2 by the federal Retirement Equity Act of 1984, Pub. L.
3 No. 98-397, the payor shall transmit the payments to
4 the alternate payee in accordance with the federal
5 Act. The payor may deduct from each payment a sum not
6 exceeding two dollars as a reimbursement for costs.

7 An employer who dismisses an employee due to the entry
8 of an assignment order commits a simple misdemeanor.

9 An order or judgment entered by the court for
10 temporary or permanent support or for an assignment
11 shall be filed with the clerk. The orders have the
12 same force and effect as judgments when entered in the
13 judgment docket and lien index and are records open to
14 the public. The clerk or ~~the collection services~~
15 center, ~~as appropriate~~, shall disburse the payments
16 received pursuant to the orders or judgments within
17 ten working days of the receipt of the payments. All
18 moneys received or disbursed under this section shall
19 be entered in a record book kept by the clerk, or ~~the~~
20 collection services center, ~~as appropriate~~, which
21 shall be open to the public. The clerk or ~~the~~
22 collection services center shall not enter any moneys
23 paid in the record book if not paid directly to the
24 clerk or ~~the center, as appropriate~~, except as
25 provided for trusts in section 252D.1, 598.23 or this
26 section or for tax refunds or rebates in section
27 602.8102, subsection 47.

28 If the sums ordered to be paid in a support payment
29 order are not paid to the clerk or ~~the collection~~
30 services center, ~~as appropriate~~, at the time provided
31 in the order or judgment, the clerk or ~~the collection~~
32 services center, ~~as appropriate~~, shall certify a
33 default to the court which may, on its own motion,
34 proceed as provided in section 598.23.

35 Prompt payment of sums required to be paid under
36 sections 598.11 and 598.21 shall be the essence of
37 such orders or judgments and the court may act
38 pursuant to section 598.23 regardless of whether the
39 amounts in default are paid prior to the contempt
40 hearing.

41 Upon entry of an order for support or upon the
42 failure of a person to make payments pursuant to an
43 order for support, the court may require the person to
44 provide security, a bond, or other guarantee which the
45 court determines is satisfactory to secure the payment
46 of the support. Upon the person's failure to pay the
47 support under the order, the court may declare the
48 security, bond, or other guarantee forfeited.

49 * Sec. ____ . NEW SECTION. 602.1614 COLLECTION
50 SERVICES FOR SUPPORT PAYMENTS.

H-3179

Page Seven

1 The judicial department shall establish a uniform
2 collection services system for the receipt and
3 disbursement of all support payments as defined in
4 section 598.1. The judicial department shall submit
5 an annual report to the governor and the general
6 assembly on the operations of the system.

7 Sec. ____ . Sections 252B.13 through 252B.17, and
8 252D.6, Code 1987, are repealed. 1986 Iowa Acts,
9 chapter 1246, sections 317 and 323, are repealed.

10 Sec. ____ . By January 1, 1988, the judicial depart-
11 ment shall standardize the procedures to be used by
12 the clerks of the district court in the collection and
13 disbursement of support obligations ordered by the
14 court and a detailed report of these procedures shall
15 be submitted to the general assembly."

16 10. Renumber sections and correct internal refer-
17 ences as are necessary in accordance with this
18 amendment.

H-3179 FILED MARCH 12, 1987 RECEIVED FROM THE SENATE

House referred to committee 3/13/87 (p. 623)
Senate inserted 3/16 (p. 714)

HOUSE FILE 355

H-3117

- 1 Amend House File 355 as follows:
- 2 1. Page 4, by striking lines 18 through 22.
- 3 2. Renumber sections and correct internal
- 4 references as necessary in accordance with this
- 5 amendment.

H-3117 FILED FEBRUARY 25, 1987 BY HUMMEL of Benton
Loose 2/27/87

HOUSE FILE 355

H-3118

- 1 Amend House File 355 as follows:
- 2 1. Page 2, by striking lines 20 through 24.
- 3 2. By striking page 2, line 35 through page 4,
- 4 line 22.
- 5 3. Renumber sections and correct internal
- 6 references as necessary in accordance with this
- 7 amendment.

H-3118 FILED FEBRUARY 25, 1987 BY HALVORSON of Clayton
HARBOR of Mills
Loose 2/27/87 (p. 476)

HOUSE FILE 355

H-3119

- 1 Amend House File 355 as follows:
- 2 1. Page 4, line 22, by inserting after the word
- 3 "renovation." the words "Funds appropriated by this
- 4 section shall not be used for moving the present
- 5 offices of the auditor of state, the secretary of
- 6 state, or the treasurer of state from their present
- 7 location in the state house or for remodeling or
- 8 renovating space to which the offices of the auditor
- 9 of state, the secretary of state or the treasurer of
- 10 state may be moved."

BY VAN MAANEN of Mahaska MCKEAN of Jones
HARBOR of Mills MAULSBY of Calhoun
HUMMEL of Benton HALVORSON of Clayton
BRANSTAD of Winnebago STUELAND of Clinton

H-3119 FILED FEBRUARY 25, 1987 MULLINS of Kossuth
Loose 2/27/87 (p 478)

HOUSE FILE 355

H-3121

- 1 Amend House File 355 as follows:
- 2 1. By striking page 2, line 35 through page 3,
- 3 line 23.
- 4 2. Renumber sections and correct internal
- 5 references as necessary in accordance with this
- 6 amendment.

H-3121 FILED FEBRUARY 26, 1987 BY MAULSBY of Calhoun
VAN MAANEN of Mahaska
Loose 2/27/87 (p 477)

REPORT OF THE CONFERENCE COMMITTEE
ON HOUSE FILE 355

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and the House of Representatives on House File 355, a bill for An Act relating to and making supplemental appropriations for the fiscal year beginning July 1, 1986 and ending June 30, 1987 and providing an effective date, respectfully make the following report:

1. That the Senate recede from its amendment, H-3179, to House File 355, as passed by the House.

2. That House File 355, as passed by the House, is amended as follows:

1. By striking everything after the enacting clause and inserting the following:

"Section 1. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1986 and ending June 30, 1987, to the department of human services, the following amounts, or so much thereof as is necessary, to supplement prior appropriations:

1986-1987
Fiscal Year

- 1. For aid to families with dependent children to be used for the same purposes and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 303, subsection 1 \$ 900,000
- 2. For medical assistance to be used for the same purposes and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 303, subsection 2, paragraph "e" \$ 8,000,000
- 3. For medical contracts to be used for the same purpose and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 303, subsection 3 \$ 214,600
- 4. For state supplementary assistance to be used for the same purpose and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 303, subsection 5 \$ 730,000
- 5. For home-based services to be used for the same purpose and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 303, subsection 7 \$ 52,116
- 6. For foster care to be used for the same purpose and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 303, subsection 8 \$ 3,208,193
- 7. For county-based juvenile justice to be used for the same purpose and to supplement funds appropriated

by 1986 Iowa Acts, chapter 1246, section 303, subsection 10 \$ 900,000

8. For supplementation of federal social services block grant and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 308 \$ 392,437

Sec. 2. The department of human services shall not implement any mandatory coverage system for Title XIX recipients for enrollment in health maintenance organizations. The department shall work to develop policies and guidelines to implement on a pilot basis a special case management program for Title XIX enrollees, after reviewing programs in place in other states. The department, in consultation with the legislative fiscal bureau and under monitoring by the fiscal committee of the legislative council, shall develop a methodology to evaluate and compare the effectiveness of the provision of Title XIX services through case management and through health maintenance organizations, in terms of both cost and health outcomes. The evaluation shall continue for at least eighteen months subsequent to the implementation of the programs.

Sec. 3. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1986 and ending June 30, 1987, to the department of human services, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

- 1. For a work incentive program \$ 400,000
- 2. For food stamp employment and training program \$ 100,000

Sec. 4. 1986 Iowa Acts, chapter 1246, section 1, subsection 4, unnumbered paragraph 1, is amended to read as follows:

For establishment and maintenance of an ambassador's program \$ ~~1,000,000~~
500,000

Of the funds appropriated by this subsection, the department of economic development shall spend one hundred thousand (100,000) dollars for the special marketing project to develop a marketing and promotion plan for the Quad Cities area in cooperation with the state of Illinois.

Sec. 5. 1986 Iowa Acts, chapter 1246, section 1, subsection 6, unnumbered paragraph 1, is amended to read as follows:

For establishment and maintenance of an export finance program \$ ~~2,000,000~~
500,000

Sec. 6. 1986 Iowa Acts, chapter 1249, section 4, subsection 9, is amended to read as follows:

9. For ~~a center~~ an ethanol and corn starch project to be administered by the center for industrial research and service \$ 150,000

Sec. 7. 1986 Iowa Acts, chapter 1246, section 103, subsection 8, is amended to read as follows:

8. For the ~~old territorial capitol in~~ Port of Burlington building in Burlington for ~~restoration~~ renovation \$ 22,000

Sec. 8. 1986 Iowa Acts, chapter 1246, section 303, subsection 9, is amended to read as follows:

9. For community-based programs \$ ~~2,883,000~~
2,698,500

Sec. 9. 1986 Iowa Acts, chapter 1246, section 303, subsection 9, paragraph h, is amended to read as follows:

h. Of the funds appropriated by this subsection, one million-one nine hundred fifteen thousand five hundred ~~(1,100,000)~~ (915,500) dollars, or so much thereof as is necessary, is allocated for protective day care.

Sec. 10. 1986 Iowa Acts, chapter 1246, section 501, subsection 3, is amended to read as follows:

3. INDEMNITY FUND AND ESCROW.

From the general fund of the state as an advance for administration of the indemnity fund and escrow provision created by the 1986 Iowa Acts, Senate File 2116, for not more than five full-time equivalent positions \$ 100,000

~~It is a condition of the funds appropriated by this subsection that the general fund be reimbursed from the interest accruing to the indemnity fund, no later than June 30, 1987, for the advance made by this subsection. Notwithstanding 1986 Iowa Acts, Senate File 2116, section 33, only interest accruing to the indemnity fund may be used for administration costs of the indemnity fund. In addition, interest accruing to the indemnity fund may be used for the expenses of administration of the escrow provision, subject to the approval of the Iowa grain indemnity fund board, notwithstanding 1986 Iowa Acts, Senate File 2116, section 33.~~

The general assembly authorizes the transfer of funds appropriated under this section by the department of management to the department of justice to fund farm mediation services.

Sec. 11. 1986 Iowa Acts, chapter 1246, section 713, is amended to read as follows:

SEC. 713. 1985 Iowa Acts, chapter 254, section 1, subsection 1, paragraph b, is amended to read as follows:

b. For the fiscal year beginning July 1, 1986 \$44,000,000
40,500,000

Sec. 12. Notwithstanding the 1986 Iowa Acts, chapter 1246, section 111, subsection 7, there is appropriated from the moneys appropriated to the obstetrical patient care fund to the department of public health for the fiscal year beginning July 1, 1986 and ending June 30, 1987, the following amounts to be used as follows:

1. Three hundred thousand (300,000) dollars, or so much thereof as is necessary, for statewide expansion of the maternal health and child health centers.

2. Seventy-seven thousand five hundred sixty (77,560) dollars, or so much thereof as is necessary, to complete the regional centers necessary to provide for statewide coverage of developmental educationally related programs of the mobile and regional child health specialty clinics of the child health care services program.

3. Notwithstanding section 8.33, the funds appropriated under subsections 1 and 2 of this section which remain unobligated and unencumbered for the fiscal year beginning July 1, 1986 and ending June 30, 1987, shall remain available to the Iowa department of public health for the purposes specified in the fiscal year beginning July 1, 1987 and ending June 30, 1988.

Sec. 13. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1986 and ending June 30, 1987 to the state board of regents the sum of sixty-five thousand (65,000) dollars, or so much thereof as is necessary, to be used for the same purposes and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 110, subsection 3, paragraph "c", subparagraph (2).

Sec. 14. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1986 and ending June 30, 1987 to the judicial department, the sum of one hundred fifty thousand (150,000) dollars, or so much thereof as is necessary, to be credited to the fund established pursuant to section 602.1302, subsection 4, to be spent for jury and witness fees.

Sec. 15. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1986 and ending June 30, 1987 to the department of natural resources the sum of twenty thousand (20,000) dollars, or so much thereof as is necessary, to supplement funds appropriated by 1986 Iowa

Acts, chapter 1246, section 505 to fund the costs of a pilot project for toxic waste cleanup days.

Sec. 16. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1986 and ending June 30, 1987 to the department of general services the sum of four million (4,000,000) dollars, or so much thereof as is necessary, of which seven hundred fifty thousand (750,000) dollars shall be allocated to the historical division of the department of cultural affairs to equip the new historical building with the remainder to be used for capitol complex construction and renovation.

Notwithstanding section 8.33, funds appropriated by this section which are unexpended or unencumbered shall carry forward to the 1987-1988 fiscal year for the same purpose as originally appropriated.

Sec. 17. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1986 and ending June 30, 1987, to the department of agriculture and land stewardship, the following amounts, or so much thereof as is necessary, to be used for the following purposes:

	1986-1987
	<u>Fiscal Year</u>
1. Startup funding for the Iowa grain quality program	\$ 125,000
2. Startup funding of a regenerative, sustainable, biological and/or education and demonstration project	\$ 75,000

Notwithstanding section 8.33, the funds which remain unobligated or unencumbered for the purposes provided in this section for the fiscal year beginning July 1, 1986 and ending June 30, 1987 shall remain available for expenditure by the department of agriculture and land stewardship for the purposes specified in the fiscal year beginning July 1, 1987 and ending June 30, 1988.

Sec. 18. There is appropriated from the general fund of the state to the Iowa agricultural development authority for the fiscal year beginning July 1, 1986 and ending June 30, 1987, the amount of five million (5,000,000) dollars, or so much thereof as is necessary, to be used for providing assistance to Iowa farmers under and through the agricultural loan assistance programs. Not more than one hundred fifty thousand (150,000) dollars, or so much thereof as is necessary, shall be used for general administration, including salaries, support, maintenance, and miscellaneous purposes.

Not more than one-half of the funds appropriated shall be committed for grants pursuant to agreements under section 175.35 entered into on or after April 1, 1987 but before October 1, 1987. Notwithstanding section 8.33, moneys appropriated by this section which are committed for grants pursuant to agreements under section 175.35 entered into on or after April 1, 1987 but before October 1, 1987, shall not revert to the general fund of the state.

Not more than one-half of the funds appropriated shall be committed for assistance, training, and management programs for agricultural producers under the program established in House File 626, enacted by the Seventy-second General Assembly, 1987 Session. Notwithstanding section 8.33, the moneys appropriated for assistance, training, and management programs for agricultural producers under this section which are committed pursuant to agreements under House File 626 and entered into between April 1, 1987 and June 30, 1989 shall not revert to the general fund of the state.

If House File 626 does not become law, the moneys allocated for that program under this section shall be used for grants pursuant to agreements under section 175.35.

Sec. 19. There is appropriated from the general fund of the state to the historical division of the department of cultural affairs for the fiscal year beginning July 1, 1986 and ending June 30, 1987, the amount of one hundred thirty

thousand (130,000) dollars, or so much thereof as is necessary, to cover the expenses of moving the division's Des Moines collection into the new historical building or to be used to duplicate the Iowa City genealogical records and transferring the duplicates to Des Moines.

Notwithstanding section 8.33, the funds appropriated under this section which remain unobligated or unencumbered for the fiscal year beginning July 1, 1986 and ending June 30, 1987, shall remain available to the historical division of the department of cultural affairs for the purposes specified in the fiscal year beginning July 1, 1987 and ending June 30, 1988.

Sec. 20.

1. During the fiscal period beginning July 1, 1986 and ending June 30, 1990, upon the request of the public broadcasting division of the department of cultural affairs, the executive council shall sell the property and building located at 2801 Bell Avenue in Des Moines, Iowa, and used by the Iowa department of public broadcasting. For the fiscal period beginning July 1, 1986 and ending June 30, 1990, the proceeds from the sale of the property and building are appropriated to the public broadcasting division of the department of cultural affairs to pay a portion of the costs of construction of a new building for the public broadcasting division of the department of cultural affairs. However, the executive council may direct that the building and property located at 2801 Bell Avenue in Des Moines, Iowa, be used for another state purpose. The executive council shall determine by independent appraisal the fair market value of the building and property and, in that case, an appropriation equal to appraised value of the building and property may be considered by the general assembly to pay a portion of the costs of construction of a new building for the public broadcasting division of the department of cultural affairs.

2. During the fiscal period beginning July 1, 1986 and ending June 30, 1990, if the property and building are not sold or proceeds from the sale of the property have not been received at the time the public broadcasting division requires money to exercise the purchase option on its new building located at 6450 Corporate Drive, Johnston, Iowa, there is appropriated from the general fund of the state to the public broadcasting division of the department of cultural affairs, for the fiscal period beginning July 1, 1986 and ending June 30, 1990, the sum of five hundred thousand (500,000) dollars, or as much thereof as is necessary, to be used to purchase the new building. Notwithstanding section 8.33, moneys appropriated in this subsection shall revert on June 30, 1990.

3. If funds appropriated under subsection 1 are expended for the purpose provided in subsection 1, subsection 2 is void.

Sec. 21. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 1986 and ending June 30, 1987, the sum of four hundred thousand (400,000) dollars, or so much thereof as is necessary, to be used by Iowa State University of science and technology for the college of veterinary medicine. Notwithstanding section 8.33, the funds which remain unobligated or unencumbered for the purposes provided in this section for the fiscal year beginning July 1, 1986 and ending June 30, 1987 shall remain available for expenditure for the purposes specified in this section during the fiscal year beginning July 1, 1987 and ending June 30, 1988.

Sec. 22. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1986 and ending June 30, 1987 to the department of justice the sum of fifty thousand (50,000) dollars, or so much thereof as is necessary, to be used for the same purposes and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 414.

Sec. 23. Notwithstanding section 8.55, the moneys in the Iowa economic emergency fund on the effective date of this Act are transferred to the general fund of the state. Funds transferred to the general fund of the state shall be used to defray expenses incurred for the fiscal year beginning July 1, 1986 and ending June 30, 1987.

Sec. 24. The state transportation commission may authorize the temporary transfer of funds between the department's share of the RISE fund under section 315.4 to the primary road fund in an amount not to exceed twenty-five million dollars. Transferred funds shall be repaid within ninety days to the fund from which they came upon receipt of federal highway trust fund reimbursements and not later than July 1, 1988. However, the commission shall not authorize the transfer of any RISE funds already allocated for expenditure on a specific RISE project prior to July 1, 1988.

Sec. 25.

1. The state transportation commission may issue anticipatory certificates in an amount not to exceed fifty million dollars prior to July 1, 1987. If by July 1, 1987, the state has not received the full allotment of the appropriate federal highway trust funds, the state transportation commission may issue additional anticipatory certificates. However, the commission shall not issue more than one hundred fifty million dollars in anticipatory certificates. The certificates shall be retired at the time or times determined by the commission but not later than July 1, 1988.

2. The certificates shall be authorized by a resolution adopted by the commission which shall specify:

- a. The primary road funds, specifying the year or years, from which the certificates are payable.
- b. The amount of certificates authorized.
- c. The denomination, and place of payment, which may be at any bank within or without the state, of each certificate.

d. The rate of interest which each certificate shall bear which shall not exceed that permitted by chapter 74A, and the date or dates interest is payable.

e. The authorization for the chairperson of the commission and the treasurer of state to sign and countersign the certificates.

3. Each certificate shall specify on its face the following information:

a. The annual accruing primary road funds, naming the year from which the certificate is payable.

b. The date the certificate is payable.

c. That the certificate is payable solely from accruing primary road funds.

4. The state transportation commission is authorized to pledge all or any portion of the primary road fund toward the payment of the certificates and amounts in the primary road fund are appropriated, to the extent necessary, for payment of principal and interest on the certificates. The certificates shall be payable solely from the primary road fund and under no circumstance shall any certificate be or become or be construed to constitute a debt of or a charge against the state within the purview of any constitutional or statutory limitation or provision.

5. Each of the certificates shall be executed by the manual or facsimile signature of the chairperson of the commission and the treasurer of state.

6. Interest on the certificates shall be exempt from state income taxation.

7. The treasurer of state shall be responsible for the sale of the certificates. In lieu of selling the certificates, the treasurer of state may apply the certificates at face value plus interest in payment of any warrants duly authorized and issued for primary road work.

8. The treasurer of state, or the treasurer's designee, shall, if appropriate, enter on a record the name and address

of all persons to whom the certificates are issued, with a particular designation of the certificate delivered to each person.

9. Any subsequent holder of a certificate may present the certificate to the treasurer of state, or the treasurer's designee, who shall enter the subsequent holder's name and address in place of the name and address of the previous holder.

Sec. 26. The department of general services shall not purchase any equipment which requires an expenditure in excess of one hundred thousand (100,000) dollars during the remainder of the fiscal year beginning July 1, 1986 and ending June 30, 1987, unless the equipment purchase was approved in the department's budget for the fiscal year by the general assembly. The limitations imposed upon the department of general services under this section shall also apply to any state agency or department which purchases equipment through the department of general services. The limitations imposed under this section shall also apply to lease-purchase agreements. The limitations imposed by this section shall apply to the department of general services and any state agency or department for the fiscal year beginning July 1, 1987 and ending June 30, 1988.

Sec. 27. Section 8.23, Code 1987, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. On or before September 1, 1987, and each succeeding year, all agencies and departments of government shall transmit to the director and the director of the legislative fiscal bureau, as part of their recommendations for appropriations for administration, operations and maintenance, each item or expenditure, actual or estimated, planned equipment purchases in excess of one hundred thousand dollars during the fiscal year, and the costs of lease-purchase agreements for equipment which exceed one hundred thousand dollars in the fiscal year. Each lease-

purchase agreement or proposed purchase of equipment shall be listed as a separate item in the proposed budget.

Sec. 28. Section 99E.31, subsection 5, paragraph f, Code 1987, is amended to read as follows:

f. To the Iowa state university of science and technology the sum of two hundred fifty thousand dollars for allocation to the center for industrial research and service for a hazardous waste research program and ~~a-solar-energy-conversion program~~ an ethanol and corn starch project. Of the amount allocated under this paragraph, the sum of fifty thousand dollars shall be used for ~~a-solar-energy-conversion-program~~ an ethanol and corn starch project. The hazardous waste research program shall be created within the civil engineering department. This research program shall concentrate its efforts in the cleanup of industrial hazardous waste in the state with special emphasis upon new waste disposal techniques and applications. The center for industrial research and service shall administer the research funds and report to the general assembly on the program's progress and result.

Sec. 29. Section 99E.32, subsection 2, Code 1987, is amended by adding the following new lettered paragraph:

NEW LETTERED PARAGRAPH. h. For the fiscal year beginning on July 1, 1986 the department shall establish a pilot program entitled the new business opportunity program to provide financial and technical assistance to emerging businesses and industries that expand and diversify the state's economic base. Assistance may be in any form authorized under the community economic betterment account and the department may allocate up to one million dollars of the account's funds for the pilot program.

Sec. 30. Section 252B.13, Code 1987, is amended by striking the section and inserting in lieu thereof the following:

252B.13 COLLECTION SERVICES CENTER.

1. The department shall establish within the unit a collection services center for the receipt and disbursement of all support payments as defined in section 598.1. For purposes of this section, child support payments do not include attorney fees or court costs. The judicial department and the department of human services shall cooperate in the establishment of the center which will receive and disburse support payments.

2. The collection services center shall have no more than twenty-eight full-time equivalent positions. The department shall not transfer on a temporary or permanent basis any other personnel of the department to the center. The limitation on full-time equivalent positions does not apply to temporary conversion staff necessary to convert current records of the clerks of court into the center's data base. No temporary conversion staff are authorized on or after April 1, 1988.

3. The center shall establish a procedure to file and record complaints against the operation of the clearinghouse system. The center shall keep a record of all complaints received and the complaints shall be retained by the center. Upon request for the complaints, the center shall provide the complaints received, tallied and in the aggregate as a public record.

4. The center shall develop a system to provide certified child support arrearages through telephone communications, without costs, from the center to the clerks of the district court and the clerks of the district court are authorized to receive this information. The center shall also retain written documentation of these records to permit access to the records in those situations where the electronic data base is inoperable. All requests for information shall receive a response within a two-hour period of time during the regular business hours of the center.

5. The state of Iowa, subject to chapter 25A, shall be financially responsible for errors made by the center in

providing information to any person when that person acts on the basis of the information provided by the center.

6. The center shall submit a report relating to the time required between the time the payment is received and the time the funds are distributed to the recipient to the fiscal committee of the legislative council on August 1, 1987, November 1, 1987, January 1, 1988, and January 1 of each succeeding year.

Sec. 31. Section 252B.14, Code 1987, is amended by striking the section and inserting in lieu thereof the following:

252B.14 SUPPORT PAYMENTS -- CLERK OF COURT -- COLLECTION SERVICES CENTER.

Sections 252B.13 through 252B.17 apply to all initial or modified orders for support entered under this chapter, chapters 234, 252A, 252C, 598, and 675 of the Code. For purposes of this section, child support payments do not include attorney fees or court costs. All orders or judgments for support entered on or before March 31, 1987, shall direct the payment of such sums to the clerk of the district court for the use of the person for whom the payments have been awarded. All orders or judgments for support entered on or after April 1, 1987 shall direct the payment of such sums to the collection services center established pursuant to section 252B.13. Payments to persons other than the clerk of the district court and the collections services center do not satisfy the support obligations created by such orders or judgments, except as provided for trusts in sections 252D.1, 598.22, 598.23 or for tax refunds or rebates in section 602.8102, subsection 47.

Sec. 32. This Act, being deemed of immediate importance, takes effect upon its enactment."

2. Amend the title, lines 1 and 2, by striking the words "supplemental appropriations for the fiscal year beginning July 1, 1986 and ending June 30, 1987" and inserting the fol-

lowing: "appropriations for state agencies, by providing supplemental appropriations for the fiscal year beginning July 1, 1986 and ending June 30, 1987, by providing highway funding through loans and anticipatory certificates, by specifying responsibility of the collection services center relating to collection and disbursement of child support payments and information, by appropriating and reallocating funds for state agencies, by providing for limitations on certain expenditures,".

ON THE PART OF THE HOUSE:

THOMAS J. JOCHUM, Chair
ROD HALVORSON
MICHAEL K. PETERSON

ON THE PART OF THE SENATE:

JOE J. WELSH, CHAIR
EMIL J. HUSAK
RICHARD J. VARN

FILED APRIL 1, 1987

House adopted 4/8/87 (p. 1224)

Senate adopted 4/13/87 (p. 1227)



OFFICE OF THE GOVERNOR

STATE CAPITOL

DES MOINES, IOWA 50319

515 281-5211

BERRY E. BRANSTAD
GOVERNOR

May 5, 1987

The Honorable Donald Avenson
Speaker
House of Representatives
State Capitol Building
L O C A L

Dear Mr. Speaker:

I hereby transmit House File 355, an act relating to and making appropriations for state agencies, by providing supplemental appropriations for the fiscal year beginning July 1, 1986, and ending June 30, 1987, by providing highway funding through loans and anticipatory certificates, by specifying responsibility of the collection services center relating to collection and disbursement of child support payments and information, by appropriating and reallocating funds for state agencies, by providing for limitations on certain expenditures, and providing an effective date.

House File 355 provides essential supplemental funding to state agencies, particularly to human services programs. However, this bill also contains \$9 million of excessive spending in fiscal year 1987. As a result, action must be taken to reduce the level of spending contained in this bill.

In addition, this bill contains a number of budget gimmicks which are designed to mask the actual level of spending in fiscal year 1988. This bill appropriates over \$9 million in fiscal year 1987 while allowing those funds to be carried over to fiscal year 1988 -- when the expenditures are actually needed. That "appropriate-now and spend-later" budgetary practice is dangerous -- it results in \$9 million of excessive spending in fiscal year 1988 and an \$18 million budget problem the following year. Iowa taxpayers cannot afford double expenditures.

The Honorable Donald Avenson
May 5, 1987
Page 2

Many of these programs item vetoed are of high priority, and ought to be funded in fiscal year 1988 when the expenditures are actually anticipated. In that way we can forthrightly show the taxpayers of Iowa our budgetary priorities and avoid excessive spending which will cause additional burdens on taxpayers in the future.

House File 355 is, therefore, approved on this date with the following exceptions which I hereby disapprove.

I am unable to approve the item designated as Section 2 in its entirety.

Section 2 of House File 355 prohibits the Department of Human Service from implementing a mandatory coverage system for Title XIX recipients who are enrolled in a health maintenance organization. The Department of Human Services has been attempting to establish health maintenance organizations, consistent with federal law, to contain Medicaid costs. Such programs are already under way in Davenport and Dubuque and it is anticipated that an HMO project will soon be implemented in Des Moines.

Health care costs continue to increase dramatically and threaten taxpayers with excessive costs for the Medicaid program. While it is not palatable to reduce the available services under the Medicaid program, it would be appropriate to look for other reasonable cost containment measures. Contracting for medical services and mandatory HMO services are two such approaches. This would allow individuals eligible for Medicaid to receive appropriate and accessible health care within a predetermined cost to the state's taxpayers. The Department of Human Services is preparing a proposal for a pilot mandatory HMO project for consideration by the Council in January of next year. My budget for fiscal year 1988 assumes that we can save up to \$400,000 in Medicaid costs as a result of the mandatory HMO project. Therefore, in order to help limit the taxpayers' liability for Medicaid costs, I cannot accept provisions in Section 2 which would prohibit the Department of Human Services from establishing a mandatory coverage system for Title XIX recipients involved in HMO's.

The Honorable Donald Avenson
May 5, 1987
Page 3

I am unable to approve that portion of Section 4 of House File 355 which reads as follows:

"Sec. 4. 1986 Iowa Acts, chapter 1246, section 1, subsection 4, unnumbered paragraph 1, is amended to read as follows:

For establishment and maintenance
of an ambassador's program.....\$ ~~1,000,000~~
500,000"

Section 4 of House File 355 deappropriates \$500,000 for the Ambassador's program. It also sets aside \$100,000 for a special marketing project for the Quad Cities.

I have recommended and approved that portion of Section 4 which provides these funds for a joint marketing effort with the State of Illinois to promote the Quad Cities. However, I cannot approve the deappropriation of the \$500,000 for this program.

These funds cannot be used unless they are matched by private sector contributions. At the present time, a private sector board has been established for the Ambassador's program and private fundraising activities are under way. Many community leaders from throughout the state are excited about this program because it provides a way for them to promote their communities through a grassroots effort.

At the present time, Iowa ranks 35th in the nation in terms of its overall economic development marketing budget. We need more marketing funds - not fewer. I believe it would be inappropriate for us to hamper our private sector fundraising activities and reduce our limited commitment to the marketing and promotion of the State of Iowa by the deappropriation of these funds.

I am unable to approve the item designated as Section 5 in its entirety.

The Honorable Donald Avenson
May 5, 1987
Page 4

Section 5 of House File 355 deappropriates \$500,000 from the Export Finance Program. The Export Finance Program is a program unique to Iowa which provides interest rate reductions for companies interested in entering the export market. While this new program has had a relatively slow start-up, seventeen companies have now been assisted by it and \$11.4 million of export sales have been generated as a result. I do not believe it is appropriate to reduce our commitment to economic development efforts, particularly those designed to increase the export of Iowa-produced goods. Therefore, we should maintain the flexibility of the Department of Economic Development to utilize these available funds during the remainder of this fiscal year to enhance our export efforts.

I am unable to approve the item designated as Section 12 in its entirety.

Section 12 of House File 355 appropriates \$377,560 to the Department of Health or various health related programs. These are expansions of existing health services programs. In addition, this section allows the funds appropriated this year to be used next fiscal year as well.

Maternal and child health centers, as well as specialty clinics for child health services, are appropriate functions of government and are worthy of consideration for expansion. However, the legislature should not expand existing programs in this supplemental appropriation, given the state's tight finances.

In addition, I am concerned that this section of House File 355 appropriates funds during fiscal year 1987 for what are expected to be fiscal year 1988 expenditures. The legislature should consider funding for the expansion of these health services programs in the appropriate fiscal year budget before adjournment.

I am unable to approve the item designated as Section 16 in its entirety.

The Honorable Donald Avenson
May 5, 1987
Page 5

Section 16 of House File 355 appropriates \$4 million to the Department of General Services to equip the new Historical Building and to be used for Capitol Complex construction and renovation. There is some indication that a portion of these funds is designed to be used for preparatory work for a new legislative office facility. I have given my strong support for funds for the new Historical Building and Capitol Building renovation. Indeed, in my budget recommendation for fiscal year 1988, I asked that \$1 million be appropriated for Capitol restoration and \$1.5 million be provided to allow for the equipping of the new Historical Building. I urge the General Assembly to consider these items for full appropriation in the fiscal year 1988 budget before it is finalized.

However, an appropriation of \$4 million in fiscal year 1987 with the allowance that these funds be carried forward to fiscal year 1988 again creates a false fiscal year 1988 budget. A portion of these funds are needed and will be spent next fiscal year and that is the period for which they should be appropriated.

I am unable to approve the item designated as Section 17 in its entirety.

Section 17 of House File 355 appropriates \$125,000 to start-up funding for the Iowa Grain Quality Program and \$75,000 to fund a new demonstration project within the Department of Agriculture and Land Stewardship. In addition, these funds are allowed to be rolled over into the next fiscal year for expenditure. Again, I object to the legislature's efforts to appropriate fiscal year 1988 funds in fiscal year 1987 -- I cannot accept this method of false budgeting.

In addition, in this case, the Iowa Grain Quality Program has already begun through the assistance of the Iowa Corn Growers Association, the Iowa Soybean Association, and the Department of Economic Development. At the present time, offers are already on the table with a number of countries interested in purchasing Iowa certified quality grain and a trademark is being established. Therefore, these start-up funds are not necessary. With regard to the demonstration projects, funding

The Honorable Donald Avenson
May 5, 1987
Page 6

is provided for similar projects in the ground water protection bill which is now being considered by the General Assembly. It would be most appropriate for these projects to be considered in that bill.

I am unable to approve the item designated as Section 18 in its entirety.

Section 18 of House File 355 would provide \$5 million to the Iowa Agricultural Development Authority for interest buy-down programs and targeted assistance to livestock producers. I recommended that \$5 million be appropriated in fiscal year 1988 for this purpose. I believe that the Iowa legislature should provide assistance to agricultural producers who have difficulty obtaining operating credit. Last year, over 1,300 farmers were provided with assistance in this manner. In addition, I recommended that we provide financial assistance to Iowa farmers interested in re-entering the livestock market.

However, House File 355 again appropriates funds in fiscal year 1987 which, in fact, would not be expended until fiscal year 1988. While the Agricultural Development Authority does indicate the need for some minimal administrative costs in fiscal year 1987, most of these funds would not be needed until some time during the middle of fiscal year 1988. That is why I recommended the \$5 million appropriation for this purpose during that fiscal year. Therefore, I urge the legislature to appropriate the \$5 million for this purpose in the fiscal year 1988 budget to ensure that agricultural producers receive appropriate assistance. Such action is imperative for Iowa agriculture.

I am unable to approve the item designated as Section 19 in its entirety.

Section 19 of House File 355 appropriates \$130,000 to cover the expenses of moving the Historical Division's genealogical records from Iowa City to Des Moines.

This section also contains language which allows the funds appropriated in this section to be spent during the fiscal year 1988.

The Honorable Donald Avenson
May 5, 1987
Page 7

I have recommended appropriate funding to the Department for moving central records to the new Historical Building during the fiscal year 1988. I strongly urge the legislature to adopt those funding recommendations.

I am unable to approve the item designated as Section 21 in its entirety.

Section 21 of House File 355 appropriates \$400,000 to Iowa State University for the College of Veterinary Medicine. The College of Veterinary Medicine has experienced a substantial reduction of operating funds due to the expiration of a contract with the State of Nebraska to teach Nebraska veterinary students at Iowa State.

This section also includes a clause allowing unexpended funds during this fiscal year to be utilized next fiscal year. It is anticipated that all of these funds are slated for use in fiscal year 1988.

Thus, despite the merits of this appropriation, Section 21 is but another legislative attempt to appropriate fiscal year 1988 funds in fiscal year 1987. If the legislature wishes to provide additional funds to the Iowa State University College of Veterinary Medicine, they should be provided in the fiscal year in which they are needed -- fiscal year 1988. I urge the General Assembly to consider it in that time period.

I am unable to approve the item designated as Section 25 in its entirety.

Section 25 of House File 355 provides the Transportation Commission with authority to issue anticipatory warrants not to exceed \$50 million prior to July 1, 1987. This language was included in the bill in order to give the Commission authority to deal with the severe cash flow problems caused by the threatened loss of federal highway funds earlier this year. Now that the federal funding for highways has been settled by the Congress, the authority to issue these certificates is no longer necessary.

The Honorable Donald Avenson
May 5, 1987
Page 8

I am unable to approve the item designated as Section 26 in its entirety.

Section 26 of House File 355 prohibits the Department of General Services from purchasing or lease-purchasing any equipment costing more than \$100,000 for the remainder of fiscal year 1987 and for fiscal year 1988.

This section of House File 355 unnecessarily restricts the ability of the Department of General Services to purchase equipment in a cost effective manner. The Department has effectively used the lease purchase option to minimize costs for essential equipment for state agencies. This restriction could drastically restrict the ability of state government to continue automation plans needed to further reduce the administrative costs of state government. In addition, restricting this method of purchasing would hamstring our ability to update our computer equipment. If such appropriate updating is not accomplished, the quality of services provided to the public would be significantly hampered.

I am unable to approve the item designated as Section 27 of House File 355 in its entirety.

This section of the bill will require all agencies, including the Regent institutions, to transmit to the Director of the Legislative Fiscal Bureau each item of anticipated equipment purchases in excess of \$100,000 during the fiscal year. These proposed items are also required to be listed as a separate line item in the proposed budgets by the agencies and the institutions.

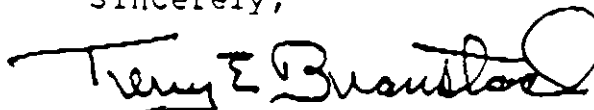
Section 27 of this bill is designed to assist the legislature in implementing the restriction on equipment purchases contained in Section 26 of the bill. Given the fact that Section 26 is item vetoed, state agencies and Regent institutions should not be required to do this unnecessary paperwork and reporting. Certainly, if the legislature desires to receive information regarding actual equipment purchases, the information should be made available upon request.

The Honorable Donald Avenson
May 5, 1967
Page 9

In summary, the state finances remain tight and House File 355 would result in \$9 million of excessive spending. Moreover, the state's budget requires a concerted effort over the next several years to restore it to a generally accepted system of accounting. Appropriating funds in one year and spending them in another would set the state back in our efforts to put the state's fiscal house in order.

For the above reasons, I hereby respectfully disapprove of these items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 355 are hereby approved as of this date.

Sincerely,

A handwritten signature in black ink, reading "Terry E. Branstad". The signature is written in a cursive style with a large, looped "T" and "B".

Terry E. Branstad
Governor

TEB/ps

cc: Secretary of State
Secretary of the Senate
Chief Clerk of the House

Item Veto

HOUSE FILE 355

AN ACT

RELATING TO AND MAKING APPROPRIATIONS FOR STATE AGENCIES, BY PROVIDING SUPPLEMENTAL APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 1986 AND ENDING JUNE 30, 1987, BY PROVIDING HIGHWAY FUNDING THROUGH LOANS AND ANTICIPATORY CERTIFICATES, BY SPECIFYING RESPONSIBILITY OF THE COLLECTION SERVICES CENTER RELATING TO COLLECTION AND DISBURSEMENT OF CHILD SUPPORT PAYMENTS AND INFORMATION, BY APPROPRIATING AND REALLOCATING FUNDS FOR STATE AGENCIES, BY PROVIDING FOR LIMITATIONS ON CERTAIN EXPENDITURES, AND PROVIDING AN EFFECTIVE DATE.

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, 1986 and ending June 30, 1987, to the department of human services, the following amounts, or so much thereof as is necessary, to supplement prior appropriations:

1986-1987
Fiscal Year

- 1. For aid to families with dependent children to be used for the same purposes and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 303, subsection 1 \$ 900,000
- 2. For medical assistance to be used for the same purposes and to supplement funds appropriated by

- 1986 Iowa Acts, chapter 1246, section 303, subsection 2, paragraph "e" \$ 3,000,000
 - 3. For medical contracts to be used for the same purpose and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 303, subsection 3 \$ 214,600
 - 4. For state supplementary assistance to be used for the same purpose and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 303, subsection 5 \$ 730,000
 - 5. For home-based services to be used for the same purpose and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 303, subsection 7 \$ 52,116
 - 6. For foster care to be used for the same purpose and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 303, subsection 8 \$ 3,208,193
 - 7. For county-based juvenile justice to be used for the same purpose and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 303, subsection 10 \$ 900,000
 - 8. For supplementation of federal social services block grant and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 308 \$ 392,437
- Sec. 2. The department of human services shall not implement any mandatory coverage system for Title XIV recipients for enrollment in health maintenance organizations. The department shall work to develop policies and guidelines to implement on a pilot basis a special case management

HF 355

HOUSE FILE 355 ITEM VETO: Section 2, a portion of Section 4, and Sections 5, 12, 16, 17, 18, 19, 21, 25, 26, and 27. 5/5/87

program for Title XIX enrollees, after reviewing programs in place in other states. The department, in consultation with the legislative fiscal Bureau and under monitoring by the fiscal committee of the legislative council, shall develop a methodology to evaluate and compare the effectiveness of the provision of Title XIX services through case management and through health maintenance organizations, in terms of both cost and health outcomes. The evaluation shall continue for at least eighteen months subsequent to the implementation of the programs.

Sec. 3. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1986 and ending June 30, 1987, to the department of human services, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

- 1. For a work incentive program \$ 400,000
- 2. For food stamp employment and training program \$ 100,000

Sec. 4. 1986 Iowa Acts, chapter 1246, section 1, subsection 4, unnumbered paragraph 1, is amended to read as follows:

For establishment and maintenance of an ambassador's program \$ ~~1,700,000~~
500,000

Of the funds appropriated by this subsection, the department of economic development shall spend one hundred thousand (100,000) dollars for the special marketing project to develop a marketing and promotion plan for the Quad Cities area in cooperation with the state of Illinois.

Sec. 5. 1986 Iowa Acts, chapter 1246, section 1, subsection 6, unnumbered paragraph 1, is amended to read as follows:

For establishment and maintenance of an export finance program \$ ~~1,700,000~~
500,000

Sec. 6. 1986 Iowa Acts, chapter 1249, section 4, subsection 9, is amended to read as follows:

9. For a ~~center an~~ ethanol and corn starch project to be administered by the center for industrial research and service \$ 150,000

Sec. 7. 1986 Iowa Acts, chapter 1246, section 103, subsection 8, is amended to read as follows:

8. For the ~~old-territorial-capitol-in~~ Port of Burlington building in Burlington for restoration renovation \$ 22,000

Sec. 8. 1986 Iowa Acts, chapter 1246, section 303, subsection 9, is amended to read as follows:

9. For community-based programs \$ ~~2,700,000~~
2,698,500

Sec. 9. 1986 Iowa Acts, chapter 1246, section 303, subsection 9, paragraph h, is amended to read as follows:

h. Of the funds appropriated by this subsection, one million-one nine hundred fifteen thousand five hundred ~~(1,100,000)~~ (915,500) dollars, or so much thereof as is necessary, is allocated for protective day care.

Sec. 10. 1986 Iowa Acts, chapter 1246, section 501, subsection 3, is amended to read as follows:

3. INDEMNITY FUND AND ESCROW.

From the general fund of the state as an advance for administration of the indemnity fund and escrow provision created by the 1986 Iowa Acts, Senate File 2116, for not more than five full-time equivalent positions \$ 100,000

~~It is a condition of the funds appropriated by this subsection that the general fund be reimbursed from the interest accruing to the indemnity fund, no later than June 30, 1987, for the advance made by this subsection. Notwithstanding 1986 Iowa Acts, Senate File 2116, section 33,~~

~~only interest accruing to the indemnity fund may be used for administration costs of the indemnity fund; in addition, interest accruing to the indemnity fund may be used for the expenses of administration of the escrow provision, subject to the approval of the Iowa grain indemnity fund board; notwithstanding 1986 Iowa Acts, Senate File 21367, section 33.~~

The general assembly authorizes the transfer of funds appropriated under this section by the department of management to the department of justice to fund farm mediation services.

Sec. 11. 1986 Iowa Acts, chapter 1246, section 713, is amended to read as follows:

SEC. 713. 1985 Iowa Acts, chapter 254, section 1, subsection 1, paragraph b, is amended to read as follows:

b. For the fiscal year beginning July 1, 1986 \$44,800,000
40,500,000

Sec. 12. Notwithstanding the 1986 Iowa Acts, chapter 1246, section 111, subsection 7, there is appropriated from the moneys appropriated to the obstetrical patient care fund to the department of public health for the fiscal year beginning July 1, 1986 and ending June 30, 1987, the following amounts to be used as follows:

1. Three hundred thousand (300,000) dollars, or so much thereof as is necessary, for statewide expansion of the maternal health and child health centers.
2. Seventy-seven thousand five hundred sixty (77,560) dollars, or so much thereof as is necessary, to complete the regional centers necessary to provide for statewide coverage of developmental educationally related programs of the mobile and regional child health specialty clinics of the child health care services program.
3. Notwithstanding section 8.33, the funds appropriated under subsections 1 and 2 of this section which remain unobligated and unencumbered for the fiscal year beginning July 1, 1986 and ending June 30, 1987, shall remain available

to the Iowa department of public health for the purposes specified in the fiscal year beginning July 1, 1987 and ending June 30, 1988.

Sec. 13. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1986 and ending June 30, 1987 to the state board of regents the sum of sixty-five thousand (65,000) dollars, or so much thereof as is necessary, to be used for the same purposes and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 110, subsection 3, paragraph "c", subparagraph (2).

Sec. 14. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1986 and ending June 30, 1987 to the judicial department, the sum of one hundred fifty thousand (150,000) dollars, or so much thereof as is necessary, to be credited to the fund established pursuant to section 602.1302, subsection 4, to be spent for jury and witness fees.

Sec. 15. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1986 and ending June 30, 1987 to the department of natural resources the sum of twenty thousand (20,000) dollars, or so much thereof as is necessary, to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 505 to fund the costs of a pilot project for toxic waste cleanup days.

Sec. 16. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1986 and ending June 30, 1987 to the department of general services the sum of four million (4,000,000) dollars, or so much thereof as is necessary, of which seven hundred fifty thousand (750,000) dollars shall be allocated to the historical division of the department of cultural affairs to equip the new historical building with the remainder to be used for capitol complex construction and renovation.

Notwithstanding section 8.33, funds appropriated by this section which are unexpended or unencumbered shall carry forward to the 1987-1988 fiscal year for the same purpose as originally appropriated.

Sec. 17. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1986 and ending June 30, 1987, to the department of agriculture and land stewardship, the following amounts, or so much thereof as is necessary, to be used for the following purposes:

1986-1987

Fiscal Year:

1. Startup funding for the Iowa grain quality program \$ 125,000
2. Startup funding of a regenerative, sustainable, biological and/or education and demonstration project \$ 75,000

Notwithstanding section 8.33, the funds which remain unobligated or unencumbered for the purposes provided in this section for the fiscal year beginning July 1, 1986 and ending June 30, 1987 shall remain available for expenditure by the department of agriculture and land stewardship for the purposes specified in the fiscal year beginning July 1, 1987 and ending June 30, 1988.

Sec. 18. There is appropriated from the general fund of the state to the Iowa agricultural development authority for the fiscal year beginning July 1, 1986 and ending June 30, 1987, the amount of five million (5,000,000) dollars, or so much thereof as is necessary, to be used for providing assistance to Iowa farmers under and through the agricultural loan assistance programs. Not more than one hundred fifty thousand (150,000) dollars, or so much thereof as is necessary, shall be used for general administration, including salaries, support, maintenance, and miscellaneous purposes.

Not more than one-half of the funds appropriated shall be committed for grants pursuant to agreements under section 175.35 entered into on or after April 1, 1987 but before October 1, 1987. Notwithstanding section 8.33, moneys appropriated by this section which are committed for grants pursuant to agreements under section 175.35 entered into on or after April 1, 1987 but before October 1, 1987, shall not revert to the general fund of the state.

Not more than one-half of the funds appropriated shall be committed for assistance, training, and management programs for agricultural producers under the program established in House File 626, enacted by the Seventy-second General Assembly, 1987 Session. Notwithstanding section 8.33, the moneys appropriated for assistance, training, and management programs for agricultural producers under this section which are committed pursuant to agreements under House File 626 and entered into between April 1, 1987 and June 30, 1989 shall not revert to the general fund of the state.

If House File 626 does not become law, the moneys allocated for that program under this section shall be used for grants pursuant to agreements under section 175.35.

Sec. 19. There is appropriated from the general fund of the state to the historical division of the department of cultural affairs for the fiscal year beginning July 1, 1986 and ending June 30, 1987, the amount of one hundred thirty thousand (130,000) dollars, or so much thereof as is necessary, to cover the expenses of moving the division's Des Moines collection into the new historical building or to be used to duplicate the Iowa City genealogical records and transferring the duplicates to Des Moines.

Notwithstanding section 8.33, the funds appropriated under this section which remain unobligated or unencumbered for the fiscal year beginning July 1, 1986 and ending June 30, 1987, shall remain available to the historical division of the department of cultural affairs for the purposes specified in the fiscal year beginning July 1, 1987 and ending June 30, 1988.

Sec. 20.

1. During the fiscal period beginning July 1, 1986 and ending June 30, 1990, upon the request of the public broadcasting division of the department of cultural affairs, the executive council shall sell the property and building located at 2801 Bell Avenue in Des Moines, Iowa, and used by the Iowa department of public broadcasting. For the fiscal

period beginning July 1, 1986 and ending June 30, 1990, the proceeds from the sale of the property and building are appropriated to the public broadcasting division of the department of cultural affairs to pay a portion of the costs of construction of a new building for the public broadcasting division of the department of cultural affairs. However, the executive council may direct that the building and property located at 2801 Bell Avenue in Des Moines, Iowa, be used for another state purpose. The executive council shall determine by independent appraisal the fair market value of the building and property and, in that case, an appropriation equal to appraised value of the building and property may be considered by the general assembly to pay a portion of the costs of construction of a new building for the public broadcasting division of the department of cultural affairs.

2. During the fiscal period beginning July 1, 1986 and ending June 30, 1990, if the property and building are not sold or proceeds from the sale of the property have not been received at the time the public broadcasting division requires money to exercise the purchase option on its new building located at 6450 Corporate Drive, Johnston, Iowa, there is appropriated from the general fund of the state to the public broadcasting division of the department of cultural affairs, for the fiscal period beginning July 1, 1986 and ending June 30, 1990, the sum of five hundred thousand (500,000) dollars, or as much thereof as is necessary, to be used to purchase the new building. Notwithstanding section 8.33, moneys appropriated in this subsection shall revert on June 30, 1990.

3. If funds appropriated under subsection 1 are expended for the purpose provided in subsection 1, subsection 2 is void.

Sec. 21. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 1986 and ending June 30, 1987, the sum of four hundred thousand (400,000) dollars, or so much thereof as is necessary, to be used by Iowa State University of science

and technology for the college of veterinary medicine. Notwithstanding section 8.33, the funds which remain unobligated or unencumbered for the purposes provided in this section for the fiscal year beginning July 1, 1986 and ending June 30, 1987 shall remain available for expenditure for the purposes specified in this section during the fiscal year beginning July 1, 1987 and ending June 30, 1988.

Sec. 22. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 1986 and ending June 30, 1987 to the department of justice the sum of fifty thousand (50,000) dollars, or so much thereof as is necessary, to be used for the same purposes and to supplement funds appropriated by 1986 Iowa Acts, chapter 1246, section 414.

Sec. 23. Notwithstanding section 8.55, the moneys in the Iowa economic emergency fund on the effective date of this Act are transferred to the general fund of the state. Funds transferred to the general fund of the state shall be used to defray expenses incurred for the fiscal year beginning July 1, 1986 and ending June 30, 1987.

Sec. 24. The state transportation commission may authorize the temporary transfer of funds between the department's share of the RISE fund under section 315.4 to the primary road fund in an amount not to exceed twenty-five million dollars. Transferred funds shall be repaid within ninety days to the fund from which they came upon receipt of federal highway trust fund reimbursements and not later than July 1, 1988. However, the commission shall not authorize the transfer of any RISE funds already allocated for expenditure on a specific RISE project prior to July 1, 1988.

Sec. 25.

1. The state transportation commission may issue anticipatory certificates in an amount not to exceed fifty million dollars prior to July 1, 1987. If by July 1, 1987, the state has not received the full allotment of the appropriate federal highway trust funds, the state

transportation commission may issue additional anticipatory certificates. However, the commission shall not issue more than one hundred fifty million dollars in anticipatory certificates. The certificates shall be retired at the time or times determined by the commission but not later than July 1, 1988.

2. The certificates shall be authorized by a resolution adopted by the commission which shall specify:

- a. The primary road funds, specifying the year or years, from which the certificates are payable.
- b. The amount of certificates authorized.
- c. The denomination, and place of payment, which may be at any bank within or without the state, of each certificate.
- d. The rate of interest which each certificate shall bear which shall not exceed that permitted by chapter 74A, and the date or dates interest is payable.
- e. The authorization for the chairperson of the commission and the treasurer of state to sign and countersign the certificates.

3. Each certificate shall specify on its face the following information:

- a. The annual accruing primary road funds, naming the year from which the certificate is payable.
- b. The date the certificate is payable.
- c. That the certificate is payable solely from accruing primary road funds.

4. The state transportation commission is authorized to pledge all or any portion of the primary road fund toward the payment of the certificates and amounts in the primary road fund are appropriated, to the extent necessary, for payment of principal and interest on the certificates. The certificates shall be payable solely from the primary road fund and under no circumstance shall any certificate be or become or be construed to constitute a debt of or a charge against the state within the purview of any constitutional or statutory limitation or provision.

5. Each of the certificates shall be executed by the manual or facsimile signature of the chairperson of the commission and the treasurer of state.

6. Interest on the certificates shall be exempt from state income taxation.

7. The treasurer of state shall be responsible for the sale of the certificates. In lieu of selling the certificates, the treasurer of state may apply the certificates at face value plus interest in payment of any warrants duly authorized and issued for primary road work.

8. The treasurer of state, or the treasurer's designee, shall, if appropriate, enter on a record the name and address of all persons to whom the certificates are issued, with a particular designation of the certificate delivered to each person.

9. Any subsequent holder of a certificate may present the certificate to the treasurer of state, or the treasurer's designee, who shall enter the subsequent holder's name and address in place of the name and address of the previous holder.

Sec. 26. The department of general services shall not purchase any equipment which requires an expenditure in excess of one hundred thousand (100,000) dollars during the remainder of the fiscal year beginning July 1, 1986 and ending June 30, 1987, unless the equipment purchase was approved in the department's budget for the fiscal year by the general assembly. The limitations imposed upon the department of general services under this section shall also apply to any state agency or department which purchases equipment through the department of general services. The limitations imposed under this section shall also apply to lease-purchase agreements. The limitations imposed by this section shall apply to the department of general services and any state agency or department for the fiscal year beginning July 1, 1987 and ending June 30, 1988.

Sec. 27. Section 8.23, Code 1987, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. On or before September 1, 1987, and each succeeding year, all agencies and departments of government shall transmit to the director and the director of the legislative fiscal bureau, as part of their recommendations for appropriations for administration, operations and maintenance, each item or expenditure, actual or estimated, planned equipment purchases in excess of one hundred thousand dollars during the fiscal year, and the costs of lease-purchase agreements for equipment which exceed one hundred thousand dollars in the fiscal year. Each lease-purchase agreement or proposed purchase of equipment shall be listed as a separate item in the proposed budget.

Sec. 28. Section 99E.31, subsection 5, paragraph f, Code 1987, is amended to read as follows:

f. To the Iowa state university of science and technology the sum of two hundred fifty thousand dollars for allocation to the center for industrial research and service for a hazardous waste research program and a ~~solar-energy-conversion program~~ an ethanol and corn starch project. Of the amount allocated under this paragraph, the sum of fifty thousand dollars shall be used for a ~~solar-energy-conversion-program~~ an ethanol and corn starch project. The hazardous waste research program shall be created within the civil engineering department. This research program shall concentrate its efforts in the cleanup of industrial hazardous waste in the state with special emphasis upon new waste disposal techniques and applications. The center for industrial research and service shall administer the research funds and report to the general assembly on the program's progress and result.

Sec. 29. Section 99E.32, subsection 2, Code 1987, is amended by adding the following new lettered paragraph:

NEW LETTERED PARAGRAPH. h. For the fiscal year beginning on July 1, 1986 the department shall establish a pilot program entitled the new business opportunity program to provide

financial and technical assistance to emerging businesses and industries that expand and diversify the state's economic base. Assistance may be in any form authorized under the community economic betterment account and the department may allocate up to one million dollars of the account's funds for the pilot program.

Sec. 30. Section 252B.13, Code 1987, is amended by striking the section and inserting in lieu thereof the following:

252B.13 COLLECTION SERVICES CENTER.

1. The department shall establish within the unit a collection services center for the receipt and disbursement of all support payments as defined in section 598.1. For purposes of this section, child support payments do not include attorney fees or court costs. The judicial department and the department of human services shall cooperate in the establishment of the center which will receive and disburse support payments.

2. The collection services center shall have no more than twenty-eight full-time equivalent positions. The department shall not transfer on a temporary or permanent basis any other personnel of the department to the center. The limitation on full-time equivalent positions does not apply to temporary conversion staff necessary to convert current records of the clerks of court into the center's data base. No temporary conversion staff are authorized on or after April 1, 1988.

3. The center shall establish a procedure to file and record complaints against the operation of the clearinghouse system. The center shall keep a record of all complaints received and the complaints shall be retained by the center. Upon request for the complaints, the center shall provide the complaints received, tallied and in the aggregate as a public record.

4. The center shall develop a system to provide certified child support arrearages through telephone communications, without costs, from the center to the clerks of the district:

court and the clerks of the district court are authorized to receive this information. The center shall also retain written documentation of these records to permit access to the records in those situations where the electronic data base is inoperable. All requests for information shall receive a response within a two-hour period of time during the regular business hours of the center.

5. The state of Iowa, subject to chapter 25A, shall be financially responsible for errors made by the center in providing information to any person when that person acts on the basis of the information provided by the center.

6. The center shall submit a report relating to the time required between the time the payment is received and the time the funds are distributed to the recipient to the fiscal committee of the legislative council on August 1, 1987, November 1, 1987, January 1, 1988, and January 1 of each succeeding year.

Sec. 31. Section 252B.14, Code 1987, is amended by striking the section and inserting in lieu thereof the following:

252B.14 SUPPORT PAYMENTS -- CLERK OF COURT -- COLLECTION SERVICES CENTER.

Sections 252B.13 through 252B.17 apply to all initial or modified orders for support entered under this chapter, chapters 234, 252A, 252C, 598, and 675 of the Code. For purposes of this section, child support payments do not include attorney fees or court costs. All orders or judgments for support entered on or before March 31, 1987, shall direct the payment of such sums to the clerk of the district court for the use of the person for whom the payments have been awarded. All orders or judgments for support entered on or after April 1, 1987 shall direct the payment of such sums to the collection services center established pursuant to section 252B.13. Payments to persons other than the clerk of the district court and the collections services center do not satisfy the support obligations created by such orders or

judgments, except as provided for trusts in sections 252D.1, 598.22, 598.23 or for tax refunds or rebates in section 602.8102, subsection 47.

Sec. 32. This Act, being deemed of immediate importance, takes effect upon its enactment.

DONALD D. AVENSON
Speaker of the House

JO ANN ZIMMERMAN
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 355, Seventy-second General Assembly.

Stump
Mays

Approved _____, 1987

JOSEPH O'HERN
Chief Clerk of the House

TERRY E. BRANSTAD
Governor