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APR 24 1989

APPROPRIATIONS CALENDAR

HOUSE FILE 774
BY COMMITTEE ON APPROPRIATIONS

Passed House, Date 4-25-89 (p. 1890) Passed Senate, Date _____
Vote: Ayes 99 Nays 0 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the funding of, operation of, and
2 appropriation of moneys to agencies, institutions,
3 commissions, departments, and boards responsible for
4 educational and cultural programs of this state, and providing
5 effective dates.

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

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8

HOUSE FILE 774

H-4180

1 Amend House File 774 as follows:
2 1. Page 39, by striking lines 23 and 24 and
3 inserting the following: "twenty-eight thirty million
4 eight seven hundred ninety-four twelve thousand seven
5 five hundred sixty-five dollars for".

By LAGESCHULTE of Bremer

H-4180 FILED APRIL 25, 1989

LOST 4-25-89 (p. 1886)

774

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DIVISION I

DEPARTMENT OF CULTURAL AFFAIRS

Section 1. There is appropriated from the general fund of the state to the department of cultural affairs for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	351,323
.....	FTEs	9.0

As a condition, limitation, and qualification of the appropriation in this subsection, one of the full-time equivalent positions employed by the administration division shall be assigned marketing duties relating to the divisions and agencies of the department of cultural affairs.

As a condition, limitation, and qualification of the appropriation in this subsection, the administration division shall expend moneys to cultivate and promote Iowa's major cultural resources by working with the Iowa humanities board to sponsor a major three-day conference and a comprehensive guide to cultural resources for dissemination throughout the state.

2. ARTS DIVISION

For salaries, support, maintenance, miscellaneous purposes, including funds to match federal grants, and for not more than the following full-time equivalent positions:

.....	\$	925,280
.....	FTEs	12.0

As a condition, limitation, and qualification of the appropriation in this subsection, the arts division shall expend moneys to implement a program for basic arts education, increase the artists-in-school residency program, increase the

1 operational support grants for arts organizations, and provide
2 funds for rural arts organizations. Notwithstanding section
3 8.33, unobligated or unencumbered funds appropriated in this
4 subsection to be used as matching funds for federal grant
5 moneys administered by the arts division and remaining on June
6 30, 1990, shall not revert to the general fund of the state,
7 but shall remain available for expenditure by the arts
8 division for those purposes for the fiscal year beginning July
9 1, 1990.

10 As a condition, limitation, and qualification of the
11 appropriation in this subsection, not more than ten percent of
12 difference between the moneys appropriated in this subsection
13 and the moneys appropriated in 1988 Iowa Acts, chapter 1284,
14 section 1, subsection 2, shall be expended by the arts
15 division for administrative costs.

16 3. HISTORICAL DIVISION

17 a. For salaries, support, maintenance, miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:.

20	\$	2,455,253
21	FTEs	67.0

4192-22 As a condition, limitation, and qualification of the
23 appropriation in this subsection, the historical division
24 shall expend moneys to provide moneys for the Italian-American
25 cultural center located in Des Moines and for remedial
26 conservation and preservation of collections of the historical
4185-27 division, including newspapers, and establish a video history
28 library collection.

29 b. For the payment of interest owed on moneys borrowed
30 from the permanent school fund under section 303.18:

31	\$	94,000
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32 4. LIBRARY DIVISION

33 For salaries, support, maintenance, miscellaneous purposes,
34 and for not more than the following full-time equivalent
35 positions:

1 \$ 1,977,406
2 FTEs 40.5

3 As a condition, limitation, and qualification of the
4 appropriation in this subsection, the library division shall
5 expend moneys for office equipment, to fund a statewide open
6 access program, for collections development, and for the
7 interlibrary loan service as recommended in the blue ribbon
8 task force on library cooperation and technology final report.
9 The library division shall not allocate moneys to a local
10 library for collections development, unless the local library
11 is participating in the statewide local access program. The
12 library division shall also expend funds to comply with a
13 federal audit report issued February 23, 1988.

14 5. PUBLIC BROADCASTING DIVISION

15 For salaries, support, maintenance, capital expenditures,
16 miscellaneous purposes, and for not more than the following
17 full-time equivalent positions:

18 \$ 6,860,000
19 FTEs 103.0

20 As a condition, limitation, and qualification of the
21 appropriation in this subsection, the public broadcasting
22 division shall expend moneys on instructional schedule guide
23 books and teachers' guide materials, repairs, and deferred
24 maintenance required for safety provisions.

25 6. TERRACE HILL COMMISSION

26 For salaries, support, maintenance, miscellaneous purposes,
27 for the operation of Terrace Hill and for conducting tours,
28 and for not more than the following full-time equivalent
29 positions:

30 \$ 200,000
31 FTEs 5.25

32 7. REGIONAL LIBRARY SYSTEM

33 For state aid:

34 \$ 1,539,785

35 As a condition, limitation, and qualification of the

1 appropriation in this subsection, the regional library system
2 shall expend moneys to provide access to special collections,
3 for additional interlibrary loan services, and for additional
4 reference services.

4185-

5 Sec. 2. As a condition, limitation, and qualification of
6 funds appropriated in section 1, subsection 3, of this Act,
7 the historical division solicit voluntary contributions on
8 behalf of the historical division at entrance locations and
9 other locations throughout the historical building. Voluntary
10 contributions collected in this manner and entrance fees for
11 the Montauk governor's mansion shall be used to pay principal
12 and interest on moneys borrowed from the permanent school fund
13 under section 303.18.

4323-

14 Sec. 3. Notwithstanding sections 302.1 and 302.1A, for the
15 fiscal year beginning July 1, 1989, and ending June 30, 1990,
16 the portion of the interest earned on the permanent school
17 fund that is not transferred to the credit of the first in the
18 nation in education foundation and not transferred to the
19 credit of the national center for gifted and talented
20 education shall be credited as a payment by the historical
21 division of the department of cultural affairs of principal
22 and interest due on moneys loaned to the historical division
23 under section 303.18. Moneys credited under this section are
24 in addition to funds appropriated in section 1, subsection 3,
25 paragraph "b", of this Act.

26 Sec. 4. The public broadcasting division of the department
27 of cultural affairs may use the state of Iowa facilities
28 improvement corporation to purchase energy efficiency packages
29 for its ultrahigh frequency transmitters without meeting the
30 requirements of section 19.34.

4222,
4189, 4185-

31 DIVISION II

32 COLLEGE AID COMMISSION

33 Sec. 5. There is appropriated from the general fund of the
34 state to the college aid commission for the fiscal year
35 beginning July 1, 1989, and ending June 30, 1990, the

1 following amounts, or so much thereof as may be necessary, to
2 be used by the following agency for the purposes designated:

3 COLLEGE AID COMMISSION

4 1. GENERAL ADMINISTRATION

5 For salaries, support, maintenance, miscellaneous purposes,
6 and for not more than the following full-time equivalent
7 positions:

8	\$	302,852
9	FTEs	6.24

10 As a condition, limitation, and qualification of the
 11 appropriation in this section, the college aid commission
 12 shall determine the number of Iowa resident students who have
 13 demonstrated superior academic achievement either by
 14 graduating from high school ranked in the top ten percent of
 15 the class academically or by earning composite scores on
 16 either the American college testing program examination or the
 17 scholastic aptitude test of the college entrance examination
 18 board that ranked in the top fifteen percent of the Iowa
 19 residents taking the applicable examination at the same time,
 20 and determine the number of those students who are attending
 21 institutions of higher education in this state. The college
 22 aid commission shall report the results of its information to
 23 the general assembly meeting in 1990.

24 As a condition, limitation, and qualification of the moneys
 25 appropriated in this section, the college aid commission shall
 26 establish a committee to conduct a study to determine whether
 27 there is a shortage of trained health care practitioners,
 28 particularly in rural areas. The committee shall collect
 29 statements from affected professional health care or-
 30 ganizations and health care practitioner training and
 31 education institutions, review the need for health care
 32 practitioners in certain areas of the state, the salary ranges
 33 for health care practitioners in those areas, and the impact
 34 of shortages of health care practitioners on access to health
 35 care in the areas of the state where there are shortages. The

1 committee shall also develop strategies for alleviating the
2 shortage of health care practitioners. The members of the
3 committee shall include representatives from associations
4 which represent the interests of health care practitioners,
5 the Iowa department of public health, the department of human
6 services, and other organizations, associations, or entities
7 concerned about the shortage of health care practitioners.
8 Staff assistance for the committee shall be provided by the
9 Iowa department of public health. The committee shall report
10 the results of the study to the college aid commission and the
11 joint education appropriations subcommittee not later than
12 December 15, 1989.

13 2. STUDENT AID PROGRAMS

4221-14 For payments for students for the education savings program
15 if an education savings program is enacted by the general
16 assembly, for the work for college program if a work for
17 college program is enacted by the general assembly, for the
18 teacher loan payment program in section 261.45, for the
19 occupational therapists loan program in section 261.46, for
20 the nursing loan program if a nursing loan program is enacted
21 by the general assembly, and for the national guard loan
22 program if a national guard loan program is enacted by the
23 general assembly:

4221-24 \$ 700,000
4221, 4209

25 Notwithstanding the amount appropriated in this subsection
26 for the purposes designated, if the education savings program
27 is not enacted by the general assembly, \$100,000 shall be
28 deducted from the moneys appropriated in this subsection; if
29 the work for college program is not enacted by the general
30 assembly, \$100,000 shall be deducted from the moneys
31 appropriated in this subsection; if the nursing loan program
32 is not enacted by the general assembly, \$155,000 shall be
33 deducted from the moneys appropriated in this subsection; and
34 if the national guard loan program is not enacted by the
35 general assembly, \$250,000 shall be deducted from the moneys

4187-1 appropriated in this subsection. Moneys deducted from the
2 moneys appropriated in this subsection, not exceeding
3 \$173,644, shall be used by the college aid commission for
4 vocational-technical tuition grants and shall supplement
5 moneys appropriated in section 261.25, subsection 3.

6 3. IOWA MINORITY ACADEMIC GRANTS FOR ECONOMIC SUCCESS
7 PROGRAM

8 For the Iowa minority academic grants for economic success
9 program for grants to independent colleges and universities if
10 the program is enacted by the general assembly:

11 \$ 50,000

12 Sec. 6. There is appropriated from the general fund of the
13 state to the college aid commission for the fiscal year
14 beginning July 1, 1989, and ending June 30, 1990, the
15 following amounts, or so much thereof as may be necessary, to
16 be used for the purposes designated:

17 1. UNIVERSITY OF OSTEOPATHIC MEDICINE AND HEALTH SCIENCES

18 a. For grants to Iowa students attending the university of
19 osteopathic medicine and health sciences under the grant
20 program pursuant to section 261.18:

21 \$ 426,000

22 b. For the university of osteopathic medicine and health
23 sciences for the admission and education of Iowa students in
24 each of the four years of classes in the university of
25 osteopathic medicine and health sciences pursuant to section
26 261.19:

27 \$ 374,000

28 2. In addition to the requirements of section 261.19, the
29 allocation of funds appropriated by this section is subject to
30 the condition that one-half of the funds appropriated for the
31 fiscal year beginning July 1, 1989, shall not be released
32 until delivery to the legislative fiscal bureau of the June
33 30, 1989, financial audits, conducted by an independent third
34 party, of the university of osteopathic medicine and health
35 sciences.

1 Sec. 7. Notwithstanding section 261.85, from moneys
2 appropriated to the college aid commission in section 261.85
3 for the work-study program, for the fiscal year commencing
4 July 1, 1989, and ending June 30, 1990, the college aid
5 commission shall retain \$100,000 for allocation to pilot
6 projects for the Iowa heritage corps created in section
7 261.81A.

8 Sec. 8. There is appropriated from the loan reserve
9 account to the college aid commission for the fiscal year
10 beginning July 1, 1989, and ending June 30, 1990, the
11 following amount, or so much thereof as may be necessary, to
12 be used for the operating costs of the Stafford loan program:

13	OPERATING COSTS	
14	For salaries, support, maintenance, miscellaneous purposes,	
15	and for not more than the following full-time equivalent	
16	positions:	
17	\$ 2,515,438
18	FTEs 31.23

19 DIVISION III
20 DEPARTMENT OF EDUCATION

21 Sec. 9. There is appropriated from the general fund of the
22 state to the department of education for the fiscal year
23 beginning July 1, 1989, and ending June 30, 1990, the
24 following amounts, or so much thereof as may be necessary, to
25 be used for the purposes designated:

26	1. GENERAL ADMINISTRATION	
27	For salaries, support, maintenance, miscellaneous purposes,	
28	and for not more than the following full-time equivalent	
29	positions:.	
30	\$ 5,781,426
31	FTEs 125.85

32 As a condition, limitation, and qualification of the
33 appropriation in this subsection, the department of education
34 shall expend moneys to contract with institutions of higher
35 education to provide a summer residence program for gifted and

1 talented elementary and secondary school students and to
2 support existing law-related education centers for training
3 seminars and workshops in law-related education, summer
4 institutes relating to law-related education and methodology
5 and substance, and mock trial competitions for junior and
6 senior high school students. The law-related education
7 program shall include the legislative lawmaking process.
8 Educational materials for this segment of the program shall be
9 developed by the law-related education centers in consultation
10 with the legislative council.

11 As a condition, limitation, and qualification of the
12 appropriation in this subsection, the department of education
13 shall expend moneys to provide funds for the employment
14 resources center administered by the first and fifth judicial
15 districts' departments of correctional services to assist
16 clients. The department of education shall assist the first
17 and fifth judicial districts' departments of correctional
18 services in the development of an analysis of the
19 effectiveness of the program. The department of correctional
20 services shall submit a report analyzing the effectiveness of
21 the program to the chairpersons and ranking members of the
22 education appropriations subcommittee and to the legislative
23 fiscal bureau not later than December 15, 1989.

24 As a condition, limitation, and qualification of the
25 appropriation in this subsection, the department of education,
26 in cooperation with the department of corrections, shall study
27 the feasibility of providing educational programs to residents
28 of institutions of the department of corrections, with
29 consideration given to integration of the programs with
30 programs of the merged area schools. A report containing the
31 recommendations for establishing programs and a funding
32 mechanism shall be presented to the joint education
33 appropriations subcommittee and to the general assembly not
34 later than December 15, 1989.

35 As a condition, limitation, and qualification of the

1 appropriation in this subsection, the department of education
2 shall conduct a survey of each school district to determine
3 the curriculum included in the general science courses being
4 offered by the school district in grades nine through twelve
5 and the department shall determine from the survey whether
6 ecological and environmental issues are being included as a
7 part of the curriculum. The department shall report the
8 results of its study, together with recommendations for
9 integrating ecological and environmental issues into the
10 general science curriculum, to the joint education
11 appropriations subcommittee not later than December 15, 1989.

12 As a condition, limitation, and qualification of the
13 appropriation in this subsection, the department of education
14 shall develop and establish a conflict resolution program to
15 assist teachers and administrators in the management of
16 disputes between students. The department shall establish at
17 least one pilot project in a district within the state. The
18 department shall notify all districts of the development of
19 the program and make its selection on the basis of interest
20 and ability to implement the program. In developing the
21 conflict resolution program and pilot projects, the department
22 shall consult with the Iowa peace institute office of dispute
23 resolution, representatives of the national association for
24 mediation in education, and other persons and groups with
25 expertise and experience in the area of conflict resolution.
26 The department shall summarize the results of the conflict
27 resolution program and submit the summary, along with any
28 recommendations relating to statewide implementation of
29 conflict resolution programs, in a report to the general
30 assembly by January 1, 1991.

31 As a condition, limitation, and qualification of the
32 appropriation in this subsection, the department shall expend
33 moneys for an autism specialist who will work with the autism
34 resource team at the child health specialty clinic at the
35 university of Iowa. The autism specialist shall provide

1 ongoing, comprehensive educational and technical services for
2 autistic individuals and their families.

3 As a condition, limitation, and qualification of the moneys
4 appropriated in this subsection, the department of education
5 shall instruct the area schools to notify the department of
6 economic development that fees paid by the area schools
7 pursuant to section 15.255 for the fiscal year beginning July
8 1, 1989, shall not be expended during that fiscal year, but
9 shall remain on deposit in the jobs now account within the
10 Iowa plan fund for economic development until the general
11 assembly has considered the results of the study of chapter
4185-12 280B conducted under this subsection and takes action to allow
13 the expenditure of the fees.

4188-14 As a condition, limitation, and qualification of the
15 appropriation in this subsection, the department of education
16 shall prepare a report summarizing the kinds of activities
17 contained in approved phase III plans under chapter 294A. The
18 report shall include the years of teaching experience and
19 education level of teachers receiving additional supplemental
20 pay and of teachers receiving performance-based pay; types of
21 workshops and programs which teachers are attending for
22 supplemental pay, including a listing of workshop providers; a
23 listing of additional instructional work assignments for which
24 teachers are receiving supplemental pay, grouped by similarity
25 of assignment; a description of the approved performance-based
26 pay plans; and other information the department deems
27 pertinent. The report shall be made to the legislative fiscal
28 committee not later than November 1, 1989, for approved phase
29 III plans for the fiscal year beginning July 1, 1988.

30 As a condition, limitation, and qualification of the
31 appropriation in this subsection, the department of education
32 shall ensure that media services at an area education agency
33 are provided by a separate media services division in the area
34 education agency and the cost of providing media services is
35 paid from moneys provided specifically for media services

1 under the state school foundation formula. The media services
2 division shall be directed by an administrator who has
3 received a degree from an institution of higher education with
4 an emphasis on school library and media services and who
H2045 reports directly to the area education agency administrator.
6 The media services divisions of the area education agencies
7 shall cooperate with the library services delivery system in
8 this state.

9 2. SPECIAL PROGRAMS AND PROJECTS

10 a. For enhancing the preparation, teaching experiences,
11 and induction of educators, and for assisting educators in the
12 use of technology for instructional and administrative
13 purposes:

14 \$ 500,000

15 The department shall expend the moneys appropriated in this
16 paragraph for the following programs:

17 (1) Provide a support system for beginning teachers that
18 is a collaborative effort involving local schools, area
19 education agencies, professional associations, and approved
20 teacher preparation programs in institutions of higher
21 education in this state.

22 (2) Fund a grant program enabling school districts to be
23 actively involved in the student teaching process.

24 (3) Continue funding an evaluation system to be used by
25 evaluator panels that are evaluating teachers after the
26 initial certification and before advancement to the next
27 certification level.

28 (4) Disseminate information to all school districts and
29 area education agencies relating to innovative phase III
30 programs funded under chapter 294A. The information shall be
31 provided at no cost to the school districts and area education
32 agencies and shall include program plans, curricula, and other
33 pertinent information.

34 (5) Provide funding for grants for pilot projects under
35 section 256.23.

1 (6) In consultation with school administrators and
2 teachers, develop plans for the establishment of a data base
3 that would be electronically accessible to school
4 corporations, and determine the information the data base will
5 contain, including statewide school statistical data, school
6 personnel information, information about approved phase III
7 programs, student records, and department of education
8 publications and information.

9 (7) Fund pilot or demonstration projects that will
10 encourage school administrators and teachers to use electronic
11 technology in classroom instruction and for school
12 administration purposes. The projects may include the use of
13 electronic technology by students for research or
14 informational purposes, the development of personnel
15 accounting systems, maintenance of student records, assistance
16 in identification of at-risk students, use for innovative
17 teaching techniques for at-risk students, and other uses to
18 enhance student learning.

19 (8) Establish a technology consultant position with duties
20 that include developing and coordinating a statewide
21 technology plan for education, providing assistance to school
22 corporations to develop technology plans, assisting in the
23 development of long-range plans for the use of technology in
24 school classrooms in the future, and coordinating and
415-25 administering grants provided under subparagraph (7).

26 Notwithstanding the maximum number of full-time equivalent
27 employees authorized in subsection 1, the department may
28 employ a full-time equivalent individual to assist the
29 employees of the department in fulfilling the requirements of
30 this paragraph.

31 Notwithstanding section 8.33, moneys appropriated in this
32 paragraph shall not revert to the general fund of the state
33 but shall remain available for expenditure for the purposes
34 specified until June 30, 1991.

35 b. For development, in conjunction with the university of

1 northern Iowa, of a networking system that translates
2 effective teaching methods through the use of a computer
3 conferencing system to form information exchange networks:
4 \$ 90,000

5 c. To provide leadership and support to early childhood
6 education programs:
7 \$ 50,000
8FTEs 1

9 As a condition, limitation, and qualification of the
10 appropriation in this paragraph, the early childhood
485 11 consultant employed by the department shall provide leadership
12 and coordination for community planning models; develop
13 curriculum guides and materials; provide training for area
14 education agency early childhood consultants, teachers, and
15 administrators; and plan program evaluation techniques and
16 reporting systems.

17 d. For programs and grants for educational technology
18 under section 256.33:
19 \$ 150,000

20 As a condition, limitation, and qualification of moneys
21 appropriated in this paragraph, at least fifty percent of the
22 moneys shall be used for programs for elementary or secondary
23 education, or both.

4006 24 3. VOCATIONAL EDUCATION ADMINISTRATION

25 For salaries, support, maintenance, miscellaneous purposes,
26 and for not more than the following full-time equivalent
27 positions:

28 \$ 916,447
29 FTEs 44.0

30 4. VOCATIONAL EDUCATION AID

31 For vocational education aid to secondary schools:
32 \$ 3,666,360

33 Funds appropriated by this subsection shall be used for aid
485 34 to school districts for development and the conduct of both
35 continuing and new vocational programs, services and

1 activities of vocational education through secondary schools,
2 and for aid to existing jointly administered secondary
3 vocational education programs, in accordance with chapter 258
4 and chapter 280A, and to purchase instructional equipment for
5 vocational and technical courses of instruction in such
6 schools.

7 5. YOUTH LEADERSHIP GRANT PROGRAM

8 For grants to youth leadership programs:

9 \$ 30,000

10 Funds appropriated by this subsection shall be used to
11 emphasize and support youth leadership skills for students
12 participating in Iowa activities and students representing
13 Iowa in regional and national activities.

14 6. SCHOOL FOOD SERVICE

15 For the purpose of providing assistance to students en-
16 rolled in public school districts and nonpublic schools of the
17 state for breakfasts, lunches and minimal equipment programs
18 with the funds being used as state matching funds for federal
19 programs and which shall be disbursed according to federal
20 regulations, including salaries and support and for not more
21 than the following full-time equivalent positions:

22 \$ 3,146,215
23 FTEs 16.0

24 7. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

25 To provide funds for costs of providing textbooks to each
26 resident pupil who attends a nonpublic school as authorized by
27 section 301.1. The funding is limited to \$10 per pupil and
28 shall not exceed the comparable services offered to resident
29 public school pupils:

30 \$ 348,413

4211

31 8. PROFESSIONAL TEACHING PRACTICES COMMISSION

32 For the use of the commission to carry out chapter 272A,
33 including salaries and support, and for not more than the
34 following full-time equivalent positions:.

35 \$ 65,962

1 FTEs 1.20

2 9. IOWA ACADEMY OF SCIENCE

3 For support and maintenance:

4210-4 \$ 50,000

4210-5 As a condition, limitation, and qualification of the
6 appropriation in this subsection, no more than ten percent of
7 the funds appropriated in this subsection shall be used for
8 administrative purposes and the remainder shall be expended
9 for grants for research projects and studies awarded by the
10 Iowa academy of science.

11 As a condition, limitation, and qualification of the
12 appropriation in this subsection, the Iowa academy of science
13 shall permit all grant recipients to publish the results of
14 the recipients' research projects and studies in the Iowa
15 academy of science journal at no cost to the recipient.

16 As a condition, limitation, and qualification of the
17 appropriation in this subsection, the Iowa academy of science
18 annually shall submit a report of its activities, including a
19 report of its expenditures, accounting for the moneys expended
20 for administrative purposes and the moneys expended for
21 grants, income from all sources, and the current asset and
22 liability base, for each fiscal year beginning with the fiscal
23 year commencing July 1, 1988, to the legislative fiscal bureau
24 not later than December 15 of the following fiscal year.

4226 25 10. VOCATIONAL REHABILITATION DIVISION

26 a. For salaries, support, maintenance, miscellaneous
27 purposes, and for not more than the following full-time
28 equivalent positions:

29 \$ 2,930,690

30 FTEs 314.5

31 b. For matching funds for programs to enable severely
32 physically or mentally disabled persons to function more
33 independently, including salaries and support and for not more
34 than the following full-time equivalent positions:

35 \$ 17,715

1 FTEs 1.5

2 11. MERGED AREA SCHOOLS

3 For general state financial aid to merged areas as defined
 4 in section 280A.2 and for vocational education programs in
 5 accordance with chapters 258 and 280A, to purchase
 6 instructional equipment for vocational and technical courses
 7 of instruction in such schools, and for salary increases, the

41858 amount of \$59,695,728 to be allocated as follows:

9	a.	Merged Area I	\$ 2,726,283
10	b.	Merged Area II	\$ 3,467,613
11	c.	Merged Area III	\$ 3,238,641
12	d.	Merged Area IV	\$ 1,633,190
13	e.	Merged Area V	\$ 3,425,226
14	f.	Merged Area VI	\$ 3,510,919
15	g.	Merged Area VII	\$ 4,819,510
16	h.	Merged Area IX	\$ 4,868,607
17	i.	Merged Area X	\$ 7,757,711
18	j.	Merged Area XI	\$ 7,940,409
19	k.	Merged Area XII	\$ 3,624,107
20	l.	Merged Area XIII	\$ 3,599,440
21	m.	Merged Area XIV	\$ 1,562,664
22	n.	Merged Area XV	\$ 4,745,194
23	o.	Merged Area XVI	\$ 2,776,214

24 12. MERGED AREA SCHOOL PERSONAL PROPERTY TAX REPLACEMENT

25 For general financial aid to merged areas in lieu of
 26 personal property replacement payments under section 427A.13,
 27 the amount of \$828,012 to be allocated as follows:

28	a.	Merged Area I	\$ 65,152
29	b.	Merged Area II	\$ 50,567
30	c.	Merged Area III	\$ 33,891
31	d.	Merged Area IV	\$ 23,204
32	e.	Merged Area V	\$ 60,042
33	f.	Merged Area VI	\$ 34,514
34	g.	Merged Area VII	\$ 57,884
35	h.	Merged Area IX	\$ 69,103

1	i.	Merged Area X	\$	97,180
2	j.	Merged Area XI	\$	142,463
3	k.	Merged Area XII	\$	46,200
4	l.	Merged Area XIII	\$	40,972
5	m.	Merged Area XIV	\$	20,826
6	n.	Merged Area XV	\$	55,026
7	o.	Merged Area XVI	\$	30,988

4200

8 Sec. 10. There is appropriated from the general fund of
 9 the state to the department of education for the fiscal year
 10 beginning July 1, 1990, and ending June 30, 1991, the follow-
 11 ing amounts, or so much thereof as is necessary, to be used
 12 for the purposes designated:

485-13 1. For state financial aid to merged areas the amount of
 14 \$25,579,598, to be accrued as income and used for expenditures
 15 incurred by the area schools during the fiscal year beginning
 16 July 1, 1989, and ending June 30, 1990, to be allocated to
 17 each area school as follows:

18	a.	Merged Area I	\$	1,168,407
19	b.	Merged Area II	\$	1,486,120
20	c.	Merged Area III	\$	1,387,989
21	d.	Merged Area IV	\$	695,653
22	e.	Merged Area V	\$	1,467,954
23	f.	Merged Area VI	\$	1,504,680
24	g.	Merged Area VII	\$	2,065,504
25	h.	Merged Area IX	\$	2,086,546
26	i.	Merged Area X	\$	3,324,733
27	j.	Merged Area XI	\$	3,403,033
28	k.	Merged Area XII	\$	1,553,189
29	l.	Merged Area XIII	\$	1,542,617
30	m.	Merged Area XIV	\$	669,713
31	n.	Merged Area XV	\$	2,033,654
32	o.	Merged Area XVI	\$	1,189,806

33 2. Funds appropriated by subsection 1 shall be allocated
 34 pursuant to this section and paid on or about August 15, 1990.

35 Sec. 11. There is appropriated from the general fund of

1 the state to the department of education for the fiscal year
2 beginning July 1, 1990, and ending June 30, 1991, to be used
3 for the purposes designated:

4 1. For general financial aid to merged areas in lieu of
5 property tax replacement payments under section 427A.13, the
6 amount of \$354,840, to be accrued as income and used for
7 expenditures incurred by the area schools during the fiscal
8 year beginning July 1, 1989, and ending June 30, 1990, to be
9 allocated to each area as follows:

10	a.	Merged Area I	\$	27,922
11	b.	Merged Area II	\$	21,671
12	c.	Merged Area III	\$	14,525
13	d.	Merged Area IV	\$	9,924
14	e.	Merged Area V	\$	25,732
15	f.	Merged Area VI	\$	14,792
16	g.	Merged Area VII	\$	24,807
17	h.	Merged Area IX	\$	29,615
18	i.	Merged Area X	\$	41,649
19	j.	Merged Area XI	\$	61,056
20	k.	Merged Area XII	\$	19,800
21	l.	Merged Area XIII	\$	17,559
22	m.	Merged Area XIV	\$	8,925
23	n.	Merged Area XV	\$	23,582
24	o.	Merged Area XVI	\$	13,281

25 2. Funds appropriated in subsection 1 shall be allocated
26 pursuant to this section and paid on or about August 15, 1990.

27 Sec. 12. Moneys allocated to area schools under section 9,
28 subsections 11 and 12, of this Act, for expenditures incurred
29 during the fiscal year beginning July 1, 1989, and ending June
30 30, 1990, shall be paid by the department of revenue and
31 finance in installments due on or about November 15, February
32 15, and May 15 of that fiscal year. The payments received by
33 area schools on or about August 15 under sections 10 and 11 of
34 this Act are accounts receivable for the previous fiscal year.
35 The installments shall be as nearly equal as possible as

1 determined by the department of management, taking into
2 consideration the relative budget and cash position of the
3 state resources.

4 Sec. 13. Notwithstanding 1988 Iowa Acts, chapter 1284,
5 section 34, the department of education is directed to reduce
6 the total of the moneys appropriated in 1988 Iowa Acts,
7 chapter 1284, section 34, subsections 1 and 2, by \$119,312 and
8 to adjust the amounts allocated the merged areas in which
9 there was a change in the assessed valuation of taxable
10 property in the merged areas from January 1, 1986, to January
11 1, 1987, accordingly.

12 Sec. 14. Notwithstanding the appropriation provided in
13 section 294A.25, subsection 1, there is appropriated from the
14 general fund of the state to the department of education, for
15 the fiscal year beginning July 1, 1989, and ending June 30,
16 1990, the following amount, or so much thereof as may be
17 necessary to be used for the purpose designated:

18 For the educational excellence program:

19 \$ 92,007,985

488

20 Sec. 15. There is appropriated from the general fund of
21 the state to the department of education for the fiscal year
22 beginning July 1, 1989, and ending June 30, 1990, the
23 following amount, or so much thereof as may be necessary, to
24 be used for child development grants under 1988 Iowa Acts,
25 chapter 1130:

26 \$ 1,175,700

27 Section 256A.3, subsection 6, relating to funds
28 appropriated for child development purposes applies to the
29 moneys appropriated in this section.

30 As a condition, limitation, and qualification of the
31 appropriation in this section, the funds shall be used to
32 renew grants awarded under this program during the fiscal year
33 commencing July 1, 1988. Grants shall be awarded not later
34 than January 1, 1990.

35

DIVISION IV

STATE BOARD OF REGENTS

1
2 Sec. 16. There is appropriated from the general fund of
3 the state to the state board of regents for the fiscal year
4 beginning July 1, 1989, and ending June 30, 1990, the
5 following amounts, or so much thereof as may be necessary, to
6 be used for the purposes designated:

7 1. OFFICE OF STATE BOARD OF REGENTS

8 a. For salaries, support, maintenance, miscellaneous
9 purposes, during the fiscal year beginning July 1, 1989, and
10 ending June 30, 1990, but not for expenditures for relocation
11 or rental of office space at a location removed from the
12 capitol complex, and for not more than the following full-time
13 equivalent positions:

42)4	14	\$ 1,050,546
	15	FTEs 19.63

16 As a condition, limitation, and qualification of funds
17 appropriated in this paragraph, the state board of regents
18 shall establish a consortium consisting of representatives of
19 Iowa state university, the university of Iowa, and the
20 university of northern Iowa as equal participants to establish
21 and use a process for the exchange and integration of
22 knowledge among the universities in the fields, including but
23 not limited to, food production, food processing, food
24 preservation, nutrition, medicine, pharmacy, chemical-free
25 water, clean air, and environmental safety. The consortium
26 shall also establish a means for the integration of knowledge
27 across disciplines in each of the universities. In the
28 establishment of the process for integration and exchange of
29 knowledge for these purposes, the consortium shall also
30 develop a process for disseminating this knowledge to the
31 public for personal and business use by Iowans.

32 As a condition, limitation, and qualification of funds
33 appropriated in this paragraph, the state board of regents
34 shall direct its institutions of higher education to
35 collaborate in categorizing research concerning this state's

1 capabilities in reducing global warming and reducing ozone
2 depletion and to make recommendations to the joint
3 appropriations subcommittee on education no later than
4 December 15, 1989, outlining future collaborative research
5 efforts that the institutions can conduct for these purposes.

6 As a condition, limitation, and qualification of the funds
7 appropriated in this paragraph, the state board of regents
8 shall prepare a regulatory flexibility analysis of 681 Iowa
9 administrative code, rule 9.4 as required in section 17A.31.

10 The office of the state board of regents shall update the
11 study that was initiated in 1988 of the child care needs of
12 faculty members, other staff members, and students at each
13 institution of higher education under its control. The state
14 board of regents shall solicit input for the study from the
15 state student association composed of students from the three
16 institutions. Each institution shall develop alternatives for
17 providing assistance for child care and present a report
18 listing those alternatives to the general assembly not later
19 than December 15, 1989. Each institution shall provide one or
20 more of those alternatives for assistance for child care no
21 later than the regular fall semester in 1990.

22 As a condition, limitation, and qualification of the funds
23 appropriated in this paragraph, the state board of regents
24 shall not take action on requests for proposals, accept bids,
25 or expend funds for the acquisition of a financial information
26 system without the approval of the joint education

27 appropriations subcommittee. The board shall provide the

4185- 28 results of the request for proposal study being conducted for
29 the board, relating to the acquisition of a financial
30 information system, to the joint education appropriations
31 subcommittee and the legislative fiscal bureau. The board
32 shall provide to the joint education appropriations
33 subcommittee and the legislative fiscal bureau a comparison as
34 to the compatibility with the Iowa financial accounting
35 system, and the advantages and disadvantages of each bid for a

1 financial information system for the board.

2 As a condition, limitation, and qualification of the
3 appropriation in this subsection, the state board of regents
4 shall prepare and submit budgets for the fiscal year beginning
5 July 1, 1990, for the Iowa school for the deaf; the Iowa
6 braille and sight-saving school; the university of Iowa
7 hospital-school; the university of Iowa hygienic laboratory;
8 Iowa state university cooperative extension service; and the
9 laboratory school at the university of northern Iowa using a
10 zero-based budget procedure. The state board of regents shall
11 submit no fewer than fifteen separate decision packages that
12 will bring the budget for a department or program up to the
13 level of funding provided for the fiscal year beginning July
14 1, 1989. Each decision package shall be listed in priority
15 order and shall include the purpose or objective of the
16 department or program; a description of actions, costs, and
17 benefits; performance measures; and alternative means of
18 accomplishing the objectives. The department of management
19 and the legislative fiscal bureau shall jointly establish
20 forms, procedures, and the degree of detail to be used for the
21 decision packages.

22 As a condition, limitation, and qualification of the moneys
23 appropriated in this paragraph, the state board of regents
24 shall not use reimbursements from the institutions under the
25 control of the state board of regents for funding the office
26 of the state board of regents.

27 b. For allocation by the state board of regents to the
28 state university of Iowa, the Iowa state university of science
29 and technology, and the university of northern Iowa to
30 reimburse the institutions for deficiencies in their operating
31 funds resulting from the pledging of tuitions, student fees
32 and charges and institutional income to finance the cost of
33 providing academic and administrative buildings and facilities
34 and utility services at the institutions:

35 \$ 18,946,283

1 c. For funds for assisting a nonprofit corporation to
2 create a tristate graduate center under section 262.9,
3 subsection 20:

4 \$ 40,000

5 2. STATE UNIVERSITY OF IOWA

6 a. General university, including lakeside laboratory

7 (1) For salaries, support, maintenance, equipment,
8 miscellaneous purposes, and for not more than the following
9 full-time equivalent positions:

10 \$149,732,881

11 FTEs 4,345.69

12 From moneys appropriated in this subparagraph, \$900,000
13 shall be used to improve undergraduate education at the state
14 university of Iowa.

15 As a condition, limitation, and qualification of moneys
16 appropriated in this subparagraph, from moneys available to
17 the state university of Iowa, \$750,000 shall be expended for
18 teaching excellence awards to teaching faculty members and
19 teaching assistants.

4203-20 Teaching excellence awards shall be granted to faculty
21 members and teaching assistants for excellence in the quality
22 of classroom instruction. An award is for a one-year period
23 and is in addition to the faculty member or teaching
24 assistant's salary. Not later than December 15, 1989, the
25 state board of regents shall report the names of recipients of
26 teaching excellence awards and the amounts of the awards
27 granted to the joint education appropriations subcommittee and
28 to the legislative fiscal bureau.

29 (2) Agriculture health and safety service pilot programs,
30 including salaries and support, and for not more than the
31 following full-time equivalent positions:

32 \$ 59,940

33 FTEs 1.28

34 b. Faculty salary increases

35 For increases in faculty salaries for the fiscal year

1 beginning July 1, 1989, and ending June 30, 1990, that are in
2 addition to the total faculty salaries paid during the fiscal
3 year beginning July 1, 1988:

4 \$ 3,311,000

5 If the receipts from tuition, student fees and charges and
6 institutional income at the institution for the fiscal year
7 are less than or exceed the receipts estimated by the
8 institution, the institution may request that the moneys
9 appropriated in this paragraph be adjusted by the joint
10 education appropriations committee and the general assembly
11 meeting in 1990.

12 c. Minority and women educators enhancement program

13 From the moneys appropriated in paragraph "a", \$80,000
14 shall be used for implementing the minority and women
15 educators enhancement program if the program is enacted by the
16 general assembly.

17 d. College-bound voucher program

18 From the moneys appropriated in paragraph "a", \$110,000
19 shall be used for implementing the college-bound voucher
20 program if the program is enacted by the general assembly.

21 e. Iowa minority academic grants for economic success
22 program

23 From the moneys appropriated in paragraph "a", \$200,000
24 shall be used for the Iowa minority academic grants for
25 economic success program if the program is enacted by the
26 general assembly.

27 It is the intent of the general assembly that moneys will
28 be appropriated for the program for the fiscal year beginning
29 July 1, 1990, in an amount equal to two times the amount
30 specified in this paragraph.

31 f. Student aid increases

32 For increases in general student financial aid for the
33 fiscal year beginning July 1, 1989, and ending June 30, 1990:
34 \$ 798,000

35 g. University hospitals

1 (1) For salaries, support, maintenance, equipment,
2 miscellaneous purposes, and for not more than the following
3 full-time equivalent positions for medical and surgical
4 treatment of indigent patients as provided in chapter 255:

4194- 5 \$ 26,648,221
6 FTEs 5,180.64

7 (2) For allocation by the dean of the college of medicine,
8 with approval of the advisory board, to qualified
9 participants, to carry out chapter 148C for the family
10 practice program, including salaries and support, and for not
11 more than the following full-time equivalent positions:

12 \$ 1,601,805
13 FTEs 175.42

14 (3) For specialized child health care services, including
15 childhood cancer diagnostic and treatment network programs;
16 rural comprehensive care for hemophilia patients; and Iowa
17 high risk infant follow-up program, including salaries and
18 support, and for not more than the following full-time
19 equivalent positions:

20 \$ 362,242
21 FTEs 12.61

22 h. As a condition, limitation, and qualification of the
23 appropriation made in paragraph "g", subparagraph (1), the
24 county quotas for indigent patients for the fiscal year
25 commencing July 1, 1989, shall not be lower than the county
26 quotas for the fiscal year commencing July 1, 1988. Before a
27 patient is eligible for the indigent patient program, the
28 county general relief director shall first ascertain from the
29 local office of human services if the applicant would qualify
30 for medical assistance or the medically needy program without
31 the spend-down provision under chapter 249A. If the applicant
32 qualifies, then the patient shall be certified for medical
33 assistance and shall not be counted under chapter 255.
34 Transportation shall be provided at no charge to a patient who
35 is certified for medical assistance under chapter 249A.

1 i. As a condition, limitation, and qualification of the
2 appropriation made in paragraph "g", subparagraph (1), funds
3 appropriated in that subparagraph shall not be allocated to
4 the university hospitals until the superintendent has filed
4185-5 with the department of management and the legislative fiscal
6 bureau a quarterly report containing the account required in
7 section 255.24. The report shall include the information
8 required in section 255.24 for patients by the type of service
9 provided.

10 j. As a condition, limitation, and qualification of the
11 appropriation made in paragraph "g", subparagraph (1), funds
12 appropriated in that subparagraph shall not be used to perform
13 abortions except medically necessary abortions, and shall not
14 be used to operate the early termination of pregnancy clinic
15 except for the performance of medically necessary abortions.
16 For the purpose of this paragraph, an abortion is the
17 purposeful interruption of pregnancy with the intention other
18 than to produce a live-born infant or to remove a dead fetus,
19 and a medically necessary abortion is one performed under one
20 of the following conditions:

21 (1) The attending physician certifies that continuing the
22 pregnancy would endanger the life of the pregnant woman.

23 (2) The attending physician certifies that the fetus is
24 physically deformed, mentally deficient, or afflicted with a
25 congenital illness.

26 (3) The pregnancy is the result of a rape which is
27 reported within forty-five days of the incident to a law
28 enforcement agency or public or private health agency which
29 may include a family physician.

30 (4) The pregnancy is the result of incest which is
31 reported within one hundred fifty days of the incident to a
32 law enforcement agency or public or private health agency
33 which may include a family physician.

34 (5) The abortion is a spontaneous abortion, commonly known
35 as a miscarriage, wherein not all of the products of

1 conception are expelled.

2 k. Psychiatric hospital

3 For salaries, support, maintenance, equipment,
4 miscellaneous purposes, and for not more than the following
5 full-time equivalent positions and for the care, treatment,
6 and maintenance of committed and voluntary public patients:

7 \$ 6,271,551
8 FTEs 282.92

9 1. State hygienic laboratory

10 For salaries, support, maintenance, miscellaneous purposes,
11 and for not more than the following full-time equivalent
12 positions:

13 \$ 2,681,766
14 FTEs 108.86

15 m. Hospital-school

16 For salaries, support, maintenance, miscellaneous purposes,
17 and for not more than the following full-time equivalent
18 positions:

19 \$ 4,859,012
20 FTEs 186.9

21 n. Oakdale campus

22 For salaries, support, maintenance, miscellaneous purposes,
23 and for not more than the following full-time equivalent
24 positions:

25 \$ 2,701,938
26 FTEs 66.1

27 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

28 a. General university

29 For salaries, support, maintenance, miscellaneous purposes,
30 and for not more than the following full-time equivalent
31 positions:

32 \$120,656,526
33 FTEs 3,708.0

34 From moneys appropriated in this paragraph, \$200,000 shall
35 be used to improve undergraduate education at Iowa state

1 university of science and technology.

2 As a condition, limitation, and qualification of moneys
3 appropriated in this paragraph, from moneys available to Iowa
42034 state university, \$750,000 shall be expended for teaching
5 excellence awards to teaching faculty members and teaching
6 assistants.

4203-7 Teaching excellence awards shall be granted to faculty
8 members and teaching assistants for excellence in the quality
9 of classroom instruction. An award is for a one-year period
10 and is in addition to the faculty member or teaching
11 assistant's salary. Not later than December 15, 1989, the
12 state board of regents shall report the names of recipients of
13 teaching excellence awards and the amounts of the awards
14 granted to the joint education appropriations subcommittee and
15 to the legislative fiscal bureau.

16 b. Faculty salary increases

17 For increases in faculty salaries for the fiscal year
18 beginning July 1, 1989, and ending June 30, 1990, that are in
19 addition to the total faculty salaries paid during the fiscal
20 year beginning July 1, 1988:

21 \$ 3,950,000

22 If the receipts from tuition, student fees and charges and
23 institutional income at the institution for the fiscal year
24 are less than or exceed the receipts estimated by the
25 institution, the institution may request that the moneys
26 appropriated in this paragraph be adjusted by the joint
27 education appropriations committee and the general assembly
28 meeting in 1990.

29 c. Minority and women educators enhancement program

30 From the moneys appropriated in paragraph "a", \$80,000
31 shall be used for implementing the minority and women
32 educators enhancement program if the program is enacted by the
33 general assembly.

34 d. College-bound voucher program

35 From the moneys appropriated in paragraph "a", \$110,000

1 shall be used for implementing the college-bound voucher
2 program if the program is enacted by the general assembly.

3 e. Iowa minority academic grants for economic success
4 program

5 From the moneys appropriated in paragraph "a", \$200,000
6 shall be used for the Iowa minority academic grants for
7 economic success program if the program is enacted by the
8 general assembly.

9 It is the intent of the general assembly that moneys will
10 be appropriated for the program for the fiscal year beginning
11 July 1, 1990, in an amount equal to two times the amount
12 specified in this paragraph.

13 f. Student aid increases

14 For increases in general student financial aid for the
15 fiscal year beginning July 1, 1989, and ending June 30, 1990:
16 \$ 547,000

17 g. Agricultural experiment station

4195-18 For salaries, support, maintenance, miscellaneous purposes,
19 and for not more than the following full-time equivalent
20 positions:

21 \$ 15,923,598
22 FTEs 419.0

4195-23 h. Leopold center

24 For agricultural research grants awarded under section
25 266.39B:
26 \$ 750,000

27 i. Cooperative extension service in agriculture and home
28 economics

29 For salaries, support, maintenance, miscellaneous purposes,
30 and for not more than the following full-time equivalent
31 positions:

32 \$ 14,485,806
33 FTEs 480.0

34 j. Fire service education, including salaries and support,
35 and for not more than the following full-time equivalent

1 positions:

2 \$ 410,000

3 FTEs 11.0

4 4. UNIVERSITY OF NORTHERN IOWA

5 a. For salaries, support, maintenance, miscellaneous
6 purposes, and for not more than the following full-time
7 equivalent positions:

8 \$ 48,765,750

9 FTEs 1,347.25

10 From moneys in this paragraph, \$600,000 shall be used to
11 improve undergraduate education at the university of northern
12 Iowa.

13 As a condition, limitation, and qualification of moneys
14 appropriated in this paragraph, from moneys available to the
15 university of northern Iowa, \$375,000 shall be expended for
16 teaching excellence awards to teaching faculty members and
17 teaching assistants.

18 Teaching excellence awards shall be granted to faculty
19 members and teaching assistants for excellence in the quality
20 of classroom instruction. An award shall be built into the
21 faculty member's or teaching assistant's base salary. Not
22 later than December 15, 1989, the state board of regents shall
23 report the names of recipients of teaching excellence awards
24 and the amounts of the awards granted to the joint education
25 appropriations subcommittee and to the legislative fiscal
26 bureau.

27 b. Faculty salary increases

28 For increases in faculty salaries for the fiscal year
29 beginning July 1, 1989, and ending June 30, 1990, that are in
30 addition to the total faculty salaries paid during the fiscal
31 year beginning July 1, 1988:

32 \$ 617,000

33 If the receipts from tuition, student fees and charges and
34 institutional income at the institution for the fiscal year
35 are less than or exceed the receipts estimated by the

1 institution, the institution may request that the moneys
2 appropriated in this paragraph be adjusted by the joint
3 education appropriations committee and the general assembly
4 meeting in 1990.

5 c. Minority and women educators enhancement program
6 From the moneys appropriated in paragraph "a", \$40,000
7 shall be used for implementing the minority and women
8 educators enhancement program if the program is enacted by the
9 general assembly.

10 d. College-bound voucher program
11 From the moneys appropriated in paragraph "a", \$80,000
12 shall be used for implementing the college-bound voucher
13 program if the program is enacted by the general assembly.

14 e. Iowa minority academic grants for economic success
4185-15 program.

16 From the moneys appropriated in paragraph "a", \$100,000
17 shall be used for the Iowa minority academic grants for
18 economic success program if the program is enacted by the
19 general assembly.

20 It is the intent of the general assembly that moneys will
21 be appropriated for the program for the fiscal year beginning
22 July 1, 1990, in an amount equal to two times the amount
23 specified in this paragraph.

24 f. Student aid increases
25 For increases in general student financial aid for the
26 fiscal year beginning July 1, 1989, and ending June 30, 1990:
27 \$ 214,000

28 g. For the center for early developmental education:
29 \$ 400,000

30 5. STATE SCHOOL FOR THE DEAF

31 For salaries, support, maintenance, miscellaneous purposes,
32 and for not more than the following full-time equivalent
33 positions:

34 \$ 5,375,212
35 FTEs 133.27

4181-

1 6. IOWA BRAILLE AND SIGHT-SAVING SCHOOL

2 For salaries, support, maintenance, miscellaneous purposes,
3 and for not more than the following full-time equivalent
4 positions:

5	\$	2,976,814
6	FTEs	92.45

7 Sec. 17. Moneys appropriated in section 16, subsection 2,
8 paragraph "a", subparagraph (1); section 16, subsection 3,
9 paragraph "a"; and section 16, subsection 4, paragraph "a",
10 and allocated for the minority and women educators enhancement
11 program under paragraph "c" of those subsections shall be used
12 solely for the purposes for which they have been allocated and
13 not for general university purposes.

14 Sec. 18. Moneys appropriated in section 16, subsection 2,
15 paragraph "a", subparagraph (1); section 16, subsection 3,
16 paragraph "a"; and section 16, subsection 4, paragraph "a",
17 and allocated for the Iowa minority academic grants for
18 economic success program under paragraph "e" of those
19 subsections shall be used solely for the purposes for which
20 they have been allocated and not for general university
21 purposes.

22 Sec. 19. There is appropriated from the general fund of
23 the state to the state board of regents for the fiscal year
24 beginning July 1, 1988, and ending June 30, 1989, the
25 following amounts, or so much thereof as is necessary, to be
26 used for the purposes designated:

- 27 1. For library automation at the university of Iowa:
- 28 \$ 400,000
- 29 2. For library automation at Iowa state university:
- 30 \$ 325,000
- 31 3. For library automation at the university of northern
- 32 Iowa:
- 33 \$ 325,000

34 4. Notwithstanding section 8.33, unobligated or
35 unencumbered funds appropriated in this section remaining on

1 June 30, 1989, shall not revert to the general fund of the
2 state, but shall remain available for expenditure until June
3 30, 1990.

4 Sec. 20. Moneys appropriated to each university in section
5 19 of this Act shall be added to the moneys appropriated in
6 section 16, subsection 2, paragraph "a", subsection 3,
7 paragraph "a", and subsection 4, paragraph "a", for the
8 purposes of determining each university's general university
9 budget base for appropriations for the fiscal year beginning
10 July 1, 1990.

11 Sec. 21. Notwithstanding section 8.33, unobligated or
12 unencumbered funds appropriated in 1988 Iowa Acts, chapter
13 1284, section 52, subsection 1, paragraph "b", shall not
14 revert to the general fund of the state on June 30, 1989, but
15 shall be available for expenditure for the purposes listed in
16 section 16, subsection 1, paragraph "b", of this Act during
17 the fiscal year beginning July 1, 1989, and ending June 30,
18 1990.

19 Sec. 22. As a condition, limitation, and qualification of
20 the appropriations made in section 16, subsection 2, paragraph
21 "a", subparagraph (1); section 16, subsection 3, paragraph
22 "a"; and section 16, subsection 4, paragraph "a", sales by an
23 institution of computer equipment, computer software, and
24 computer supplies to students and faculty at the institution
25 are retail sales for the purpose of chapter 422, division IV.

26 Sec. 23. As a condition, limitation, and qualification of
27 the appropriations made to the state board of regents and
28 regents' institutions under this Act, for the fiscal years
29 beginning July 1, 1989, and July 1, 1990, the state board of
30 regents shall use notes, bonds, or other evidences of
31 indebtedness issued under section 262.48 to finance projects
32 that will result in energy cost savings in an amount that will
33 cause the state board to recover the cost of the projects
34 within an average of six years.

35 Sec. 24. It is the intent of the general assembly to

1 appropriate \$4,000,000 to the university of Iowa driving
2 simulation center for the fiscal period commencing July 1,
3 1990, and ending June 30, 1994, if funds from federal and
4 private sources are available for expenditure by the center
5 for that time period and appropriate documentation of those
6 funding sources is provided to and approved by the general
7 assembly.

8 Sec. 25. The legislative fiscal bureau, with the
9 cooperation of the state board of regents, shall examine the
10 cost of retiring the self-liquidating bonds that have been
11 issued for the construction of utilities at the university of
12 Iowa and Iowa state university of science and technology and
13 to study the impact that the payments to retire the bonds have
14 had and will have on the moneys available for educational
15 purposes at each of the two institutions of higher education.
16 The legislative fiscal bureau shall report the results of the
17 study to the joint appropriations subcommittee on education
18 not later than December 15, 1989.

HAR-19 Sec. 26. The legislative council is requested to establish
20 an interim study committee to conduct a comprehensive study of
21 the Iowa industrial new jobs training Act in chapter 280B and
22 the manner in which projects have been approved and program
23 services provided by the merged area schools. The study shall
24 include but not be limited to analyses of the appropriateness
25 of projects, purposes of the expenditures for program services
26 and for administrative costs, adequacy of recordkeeping,
27 defaults on payments by type of employer and actions taken by
28 area schools to minimize defaults, and numbers of jobs
29 actually created.

30 The study committee shall develop recommendations to be
31 submitted to the legislative council and the general assembly
32 meeting in 1990.

33 DIVISION V

34 Sec. 27. Section 255.24, unnumbered paragraph 2, Code
35 1989, is amended to read as follows:

1 All purchases of materials, appliances, instruments and
2 supplies by ~~said~~ the university hospital, in cases where more
3 than one hundred dollars is to be expended, and where the
4 prices of the commodity or commodities to be purchased are
5 subject to competition, shall be upon open competitive ;
6 quotations, and all contracts therefor shall be subject to the
7 provisions of chapter 72. However, purchases may be made
8 through a hospital group purchasing organization provided that
9 university hospitals is a member of the organization and the
10 group purchasing organization selects the items to be offered
11 to members through a competitive bidding process.

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12 Sec. 28. NEW SECTION. 256.33 EDUCATIONAL TECHNOLOGY
13 ASSISTANCE.

14 The department shall consort with school districts, area
15 education agencies, merged area schools, and colleges and
16 universities to provide assistance to them in the use of
17 educational technology for instruction purposes. The
18 department shall consult with the advisory committee on the
19 operation of the narrowcast system, established in section
20 303.77, the advisory committee on telecommunications,
21 established in section 256.7, subsection 9, and other users of
22 educational technology on the development and operation of
23 programs under this section.

24 If moneys are appropriated by the general assembly for a
25 fiscal year for purposes provided in this section, the
26 programs funded by the department may include but not be
27 limited to:

- 28 1. The development and delivery of in-service training,
29 including summer institutes and workshops for individuals
30 employed by elementary, secondary, and higher education
31 corporations and institutions who are using educational
32 technology for instructional purposes. The in-service
33 programs shall include the use of hardware as well as
34 effective methods of delivery and maintenance of a learning
35 environment.

1 2. Research projects on ways to improve instruction at all
2 educational levels using educational technology.

3 3. Demonstration projects which model effective uses of
4 educational technology.

5 4. Establishment of a clearinghouse for information and
6 research concerning practices relating to and uses of
7 educational technology.

8 5. Development of curricula that could be used by approved
9 teacher preparation institutions to prepare teachers to use
10 educational technology in the classroom.

11 6. Pursuit of additional funding from public and private
12 sources for the functions listed in this section.

13 Priority shall be given to programs integrating
14 telecommunications into the classroom. That department may
15 award grants to school corporations and higher education
16 institutions to perform the functions listed in this section.

4185- 17 Sec. 29. Section 261.12, subsection 2, Code 1989, is
18 amended by striking the subsection and inserting in lieu
19 thereof the following:

20 2. The amount of a tuition grant to a qualified part-time
21 student enrolled in a course of study including at least three
22 semester hours but fewer than twelve semester hours for the
23 fall and spring semesters, or the trimester or quarter
24 equivalent, shall be equal to the amount of a tuition grant
25 that would be paid to a full-time student times a number which
26 represents twelve semester hours, or the trimester or quarter
27 equivalent, divided by the number of hours in which the part-
28 time student is actually enrolled.

29 Sec. 30. Section 261.18, Code 1989, is amended to read as
30 follows:

31 261.18 ~~SUBVENTION~~ OSTEOPATHIC GRANT PROGRAM.

32 1. There is established ~~a-subvention~~ an osteopathic grant
33 program for resident students who are enrolled in the
34 university of osteopathic medicine and health sciences of Des
35 Moines, Iowa. The ~~subvention~~ osteopathic grant program shall

1 be administered by the commission in the manner provided in
2 this section ~~and section-261.19~~. The commission shall
3 initiate an affirmative action program to ensure equal
4 opportunity for participation by women, men, and minority
5 students in the program provided for in this section and
6 ~~section-261.19~~.

7 2. In making a final determination of who is a resident of
8 Iowa, the commission shall adopt rules for the academic year
9 commencing in 1976 and for each academic year thereafter
10 consistent with those followed for determining Iowa resident
11 students in section 261.15 and the rules shall be subject to
12 ~~the-provisions-of~~ chapter 17A.

13 3. Of the funds appropriated for the ~~subvention~~
14 osteopathic grant program, the commission shall provide a
15 three thousand dollars-of-subvention dollar grant to the
16 ~~university-of-osteopathic-medicine-and-health-sciences-for~~
17 each Iowa resident student, ~~to-be-credited-against-the-tuition~~
18 ~~charged-for-the-Iowa-student-by-the-university-of-osteopathic~~
19 ~~medicine-and-health-sciences,-and-the-remaining-funds-shall-be~~
20 ~~allocated-to-the-university-of-osteopathic-medicine-and-health~~
21 ~~sciences~~ enrolled in the university of osteopathic medicine
22 and health sciences. If insufficient funds are available to
23 pay the entire amount of the grant to each eligible student,
24 the amount of the grant shall be prorated.

25 Sec. 31. Section 261.19, Code 1989, is amended by striking
26 the section and inserting in lieu thereof the following:

27 261.19 PAYMENT OF SUBVENTION.

28 A subvention program for the university of osteopathic
29 medicine and health sciences is established. The subvention
30 program shall provide funds to the university for Iowa
31 resident students. The total amount of moneys appropriated to
32 the college aid commission for the subvention program shall be
33 paid to the university if the university certifies to the
34 college aid commission not later than September 15 and January
35 15 of each fiscal year that at least twenty percent of the

1 total students enrolled are Iowa residents. The certification
2 shall contain the number, names, and addresses of all students
3 enrolled, by class, and shall indicate which students are
4 resident students.

5 The college aid commission shall determine a subvention
6 amount per resident student by dividing the funds appropriated
7 for this section by a number equal to the total of twenty
8 percent of the total students enrolled. If fewer than twenty
9 percent of the total number of students enrolled are Iowa
10 residents, the college aid commission shall deduct from the
11 funds appropriated an amount equal to the subvention amount
12 per resident student multiplied by the number of students
13 required to equal twenty percent of the total students
14 enrolled.

15 The commission shall compute the amount of moneys to be
16 paid to the university and transmit the funds to the
17 university of osteopathic medicine and health sciences within
18 ten days following receipt of the certification.

19 Sec. 32. Section 261.25, subsections 1, 2, and 3, Code
20 1989, are amended to read as follows:

418 21 1. There is appropriated from the general fund of the
22 state to the commission for each fiscal year the sum of
4187-23 twenty-eight thirty million eight six hundred ninety-four
24 sixty-two thousand seven five hundred sixty-five dollars for
25 tuition grants.

26 2. There is appropriated from the general fund of the
27 state to the commission for each fiscal year the sum of seven
28 eight hundred fifty thousand dollars for scholarships.

4187-29 3. There is appropriated from the general fund of the
30 state to the commission for each fiscal year the sum of six
31 seven hundred seventy-two fifty thousand four-hundred-seventy-
32 two dollars for vocational-technical tuition grants.

33 Sec. 33. Section 261.25, Code 1989, is amended by adding
34 the following new subsection:

35 NEW SUBSECTION. 5. For the fiscal year beginning July 1,

1 1989, and in succeeding years, the institutions of higher
2 education that enroll recipients of Iowa tuition grants shall
3 transmit to the Iowa college aid commission information about
4 the numbers of minority students enrolled and minority faculty
5 members employed at the institution, and existing or proposed
6 plans for the recruitment and retention of minority students
7 and faculty as well as existing or proposed plans to serve
8 nontraditional students. The Iowa college aid commission
9 shall compile and report the enrollment and employment
10 information and plans to the chairpersons and ranking members
11 of the house and senate education committees, members of the
12 joint education appropriations subcommittee, the governor, and
13 the legislative fiscal bureau by December 15 of each year.

14 Sec. 34. Section 261.45, unnumbered paragraph 3, Code
15 1989, is amended by striking the unnumbered paragraph.

16 Sec. 35. Section 261.54, unnumbered paragraphs 1 and 2,
17 Code 1989, are amended to read as follows:

18 Repayment of the a loan made under the science and
19 mathematics loan program prior to July 1, 1988, shall begin
20 one year after the recipient completes the educational program
21 for which tuition and fees are were received except as
22 otherwise provided in this section. If a recipient submits
23 evidence to the commission that the recipient was employed as
24 a teacher of one or more science or mathematics courses or as
25 an elementary teacher teaching science and mathematics in a
26 public school district or nonpublic school in this state or at
27 the Iowa braille and sight-saving school or the Iowa school
28 for the deaf during that year, fifty percent of the amount of
29 the loan is canceled. If the recipient continues employment
30 as a teacher of science or mathematics courses or as an
31 elementary teacher teaching science and mathematics during the
32 next succeeding school year and submits evidence to the
33 commission of the continuation of teaching employment, the
34 recipient is not required to commence repayment during that
35 school year and at the end of that school year the remaining

1 fifty percent of the loan is canceled.

2 There is created a science and mathematics loan repayment
3 fund for deposit of payments made by recipients. Payments
4 made by recipients of the loans shall be used to supplement
5 moneys appropriated to the guaranteed loan payment program.
6 Any funds remaining on June 30 of a fiscal year shall be
7 transferred on each June 30 from the fund created in this
8 section to the general fund of the state.

9 Sec. 36. Section 261.81, Code 1989, is amended to read as
10 follows:

11 261.81 WORK-STUDY PROGRAM.

12 The Iowa college work-study program is established to
13 stimulate and promote the part-time employment of students
14 attending Iowa postsecondary educational institutions, and the
15 part-time or full-time summer employment of students
16 registered for classes at Iowa postsecondary institutions
17 during the succeeding school year, who are in need of
18 employment earnings in order to pursue postsecondary
19 education. The program shall be administered by the
20 commission. The commission shall adopt rules under chapter
21 17A to carry out the program. The employment under the
22 program shall be employment by the postsecondary education
23 institution itself or work in a public agency or private
24 nonprofit organization under a contract between the
25 institution or the commission and the agency or organization.
26 An eligible postsecondary institution that is allocated twenty
27 thousand dollars or more for the work-study program by the
28 commission shall allocate at least ten percent of the funds
29 received for student employment in a public agency or private
30 nonprofit organization that is accredited, approved, licensed,
31 registered, certified, or operated by the department of human
32 services, the department of natural resources, the department
33 of agriculture and land stewardship, or the department of
34 corrections, or is part of the Iowa heritage corps established
35 in section 261.81A. However, if by October 1, for the first

1 semester-of-an-academic-year,--or-by-March-1,--for-the-second
2 semester-of-an-academic-year,--contracts-have-not-been-signed,
3 the-funds-may-be-used-for-employment-by-the-postsecondary
4 institution-itself. The work shall not result in the
5 displacement of employed workers or impair or affect existing
6 contracts for services. Moneys used by an institution for the
7 work-study program shall supplement and not supplant jobs and
8 existing financial aid programs provided for students through
9 the institution.

10 Sec. 37. NEW SECTION. 261.81A IOWA HERITAGE CORPS.

11 An Iowa heritage corps is created. The objectives of the
12 corps are to promote public appreciation of Iowa's natural and
13 cultural heritage, promote the economic development of Iowa
14 tourism, and provide meaningful and productive service and
15 research opportunities for students enrolled in public and
16 private colleges and universities in the state. The corps
17 shall provide opportunities in the areas of historical and
18 cultural preservation and education, community improvement,
19 public policy research, and tourism. The corps shall provide
20 participants with an opportunity to explore careers, gain work
21 experience and college credit, and to contribute to the
22 general welfare of their communities and state.

23 The commission shall solicit participation in the Iowa
24 heritage corps and cooperate with museums, historical
25 organizations, public and nonprofit agencies, and community
26 development organizations in the development of pilot projects
27 for internship positions to be included in the work-study
28 program under section 261.81 and shall allocate moneys to
29 participating museums, organizations, and agencies for the
30 employment of the students under a pilot project. The
31 internships shall include programs which increase public
32 awareness of, and appreciation for, Iowa's natural and
33 cultural heritage. A public or private person using interns
34 under the corps for a pilot project shall contribute to the
35 eligible postsecondary institution in which the intern is

1 enrolled the cost of tuition for credits earned by the intern
2 and all costs for materials, supplies, travel, and other work-
3 related expenses of the project.

4 Sec. 38. Section 261.82, Code 1989, is amended by adding
5 the following new subsection:

6 NEW SUBSECTION. 2A. Allocate work-study moneys
7 appropriated to the commission to museums, historical
8 organizations, public and nonprofit agencies, and community
9 development organizations for pilot projects for internships
10 for the Iowa heritage corps.

11 Sec. 39. Section 261.85, Code 1989, is amended to read as
12 follows:

13 261.85 APPROPRIATION.

14 There is appropriated from the general fund of the state to
15 the commission for each fiscal year the sum of ~~two~~ three
4216- 16 million ~~six-hundred-fifty-thousand~~ dollars for the work-study
17 program.

18 From moneys appropriated in this section, one million five
19 hundred thousand dollars shall be allocated to institutions of
20 higher education under the state board of regents and merged
21 area schools and the remaining dollars appropriated in this
22 section shall be allocated by the commission on the basis of
23 need as determined by the portion of the federal formula for
24 distribution of work study funds that relates to the current
25 need of institutions.

26 Sec. 40. Section 262.9, Code 1989, is amended by adding
27 the following new subsection:

28 NEW SUBSECTION. 20. Assist a nonprofit organization
29 located in Sioux City in the creation of a tristate graduate
30 center, comparable to the quad cities graduate center, located
31 in the quad cities in Iowa. The purpose of the Sioux City
32 graduate center shall be to create graduate education
33 opportunities for students living in northwest Iowa.

34 Sec. 41. Section 262.12, Code 1989, is amended to read as
35 follows:

1 262.12 COMMITTEES AND ADMINISTRATIVE OFFICES UNDER BOARD.

2 The board of regents shall also have and exercise all the
3 powers necessary and convenient for the effective
4 administration of its office and of the institutions under its
5 control, and to this end may create such committees, offices
6 and agencies from its own members or others, and employ
7 persons to staff the same, fix their compensation and tenure
8 and delegate thereto, or to the administrative officers and
9 faculty of the institutions under its control, such part of
10 the authority and duties vested by statute in the board, and
11 shall formulate and establish such rules, outline such
12 policies and prescribe such procedures therefor, all as may be
13 desired or determined by the board as recorded in their
14 minutes. However, the powers of the board of regents, and
15 rules, policies, and procedures, shall not include a power to
16 or a provision for the funding of the board of regents' board
17 office by reimbursements from the institutions under its
18 control.

19 Sec. 42. NEW SECTION. 263.8B INTEREST EARNINGS. If the
20 interest earned on moneys accumulated by campus organizations
21 at the university of Iowa is not available for expenditure by
22 those respective campus organizations, the university of Iowa
23 shall allocate that interest to campus improvements that are
24 of benefit to students and have been accepted by the student
25 government or to the student financial aid office to be used
26 for the work-study program.

27 Sec. 43. NEW SECTION. 263A.13 HOSPITAL REPORTS TO
28 GENERAL ASSEMBLY.

29 The university of Iowa hospitals and clinics shall compile
30 and transmit to the general assembly the following information
31 by December 15 of each fiscal year:

32 1. Revenue from all income sources, by source, including
33 but not limited to state appropriations, other state funds,
34 tuition income, patient charges, payments from political
35 subdivisions, interest income, and gifts, and grants from

1 public and private sources.

2 2. Expenditures by program and revenue source.

3 3. Net revenue over spending from hospital operations,
4 including the method used to calculate the results.

5 The legislative fiscal bureau shall develop forms for
6 collecting the information required in this subparagraph.

7 Sec. 44. NEW SECTION. 266.20 INTEREST EARNINGS.

8 If the interest earned on moneys accumulated by campus
9 organizations at the Iowa state university of science and
10 technology is not available for expenditure by those
11 respective campus organizations, the Iowa state university of
12 science and technology shall allocate that interest to campus
13 improvements that are of benefit to students and have been
14 accepted by the student government or to the student financial
15 aid office to be used for the work-study program.

16 Sec. 45. NEW SECTION. 266.39A AGRICULTURAL RESEARCH.

17 Iowa state university of science and technology shall con-
18 duct continuing agricultural research to provide information
19 about environmental and social impacts of agricultural
20 research on the small or family farm and information about
21 population trends and impact of the trends on Iowa
22 agriculture, in addition to research that may include the
23 categories specified in section 266.39B, subsection 2. The
24 research shall include an agricultural land tenure study
25 conducted every five years to determine the ownership of
26 farmland, by county, and to analyze the ownership trends,
27 using the categories of land ownership defined in chapter
28 172C.

4195-29 Sec. 46. NEW SECTION. 266.39B RESEARCH GRANTS.

30 1. A comprehensive agricultural research program is
31 established at the Leopold center for sustainable agriculture
32 at Iowa state university of science and technology to provide
33 financial assistance for agricultural research within Iowa.
34 The Leopold center shall establish a grant program for
35 projects designated by the general assembly and other projects

1 deemed necessary for the betterment of agriculture within the
2 state. All funds from the program shall be available to
3 public and private entities in Iowa on a competitive grant
4 basis. Approved research proposals shall meet all of the
5 following criteria:

6 a. The research shall assist Iowa in maintaining pro-
7 ductive soil, viable communities, and farms with incomes
8 sufficient to support a family.

9 b. The research shall enhance the profitability of
10 farmers.

11 c. The research shall lead to farming which enhances and
12 preserves Iowa's environment.

13 2. The research grants shall include:

14 a. Long-term and basic research with preference given to
15 projects which have no traditional funding sources or require
16 a long period of time to produce positive or negative results.

17 b. Emergency response research with preference given to
18 projects which relate to issues expected to address problems
19 occurring within the next five years, which relate to problems
20 that could have substantial social and economic costs, or
21 which offer research opportunities that may be lost if a delay
22 occurs.

23 c. Grants available for matching federal or private funds
24 for projects which are a necessary component of other grants
25 or will produce the highest ratio of outside funds to state
26 funds.

27 d. Crop and livestock research relating to the growth,
28 processing, or marketing of agricultural output, the
29 enhancement of the quality of crops, the lowering of the costs
30 of production, or the avoidance of contamination to food,
31 water, or soil.

32 e. Alternative crop research to enhance the opportunity
33 for self-employment, to promote site-appropriate crops, to
34 assist the state in becoming more self-sufficient in food and
35 energy resources, to grow, process, and market new crops, or

1 to develop the infrastructure to support new crops.

2 f. Research dissemination which will expand the knowledge
3 of potential producers, or will collect, create, or
4 disseminate agricultural knowledge, which will encourage the
5 exchange of agriculturally related information among
6 researchers, or which will provide access to farmers to
7 information resources related to agriculture.

8 g. Agriculture health and safety research to identify,
9 investigate, and increase awareness of agriculture safety
10 problems, develop practical solutions to agriculture safety
11 problems, develop ways to increase awareness and use of safety
12 practices and devices, to improve medical professionals'
13 ability to diagnose farm-related problems, or to reduce the
14 accident and mortality rate in the agricultural industry.

4186 - 15 Sec. 47. NEW SECTION. 266.39C LEGISLATIVE REVIEW
16 COMMITTEE.

17 An agricultural research review committee is established to
18 review the research conducted by Iowa state university, the
19 comprehensive agricultural research program at the Leopold
20 center for sustainable agriculture, grants awarded for
21 projects under section 266.39B, and the results of the
22 research. The committee shall make recommendations to the
23 general assembly concerning the funding of agricultural
24 research. The committee shall be composed of the chairpersons
25 of the house and senate committees on agriculture; the
26 chairpersons of the joint appropriations subcommittees on
27 education and agriculture and natural resources; or the
28 designees of those chairpersons; and two minority party
29 members appointed by the respective minority leaders of the
30 house and senate for each committee or subcommittee.

31 The minority party members shall be appointed prior to the
32 adjournment of the first regular session of each general
33 assembly and shall serve for terms ending upon the convening
34 of the following general assembly or when their successors are
35 appointed, whichever is later.

1 The members shall be reimbursed for actual and necessary
2 expenses incurred in the performance of their duties and shall
3 receive forty dollars for each day in which engaged in their
4 duties. However, per diem compensation and expenses shall not
5 be paid when the general assembly is actually in session at
6 the seat of government. Expenses and per diem shall be paid
7 from funds appropriated pursuant to section 2.12.

8 Sec. 48. NEW SECTION. 268.3 INTEREST EARNINGS.

9 If the interest earned on moneys accumulated by campus
10 organizations at the university of northern Iowa is not
11 available for expenditure by those respective campus
12 organizations, the university of northern Iowa shall allocate
13 that interest to campus improvements that are of benefit to
14 students and have been accepted by the student government or
15 to the student financial aid office to be used for the work-
16 study program.

17 Sec. 49. Section 294A.19, Code 1989, is amended by adding
18 the following new unnumbered paragraph:

19 NEW UNNUMBERED PARAGRAPH. School districts and area
20 education agencies shall not charge other school districts or
21 area education agencies for plans or information about
22 innovative phase III plans that they have developed.

23 Sec. 50. Section 302.1A, subsection 2, unnumbered
24 paragraph 1, Code 1989, is amended to read as follows:

25 For a transfer of interest earned to the first in the
26 nation in education foundation, prior to July 1, October 1,
27 January 1, and March 1 of each year, the governing board of
28 the first in the nation in education foundation established in
29 section 257A.2 shall certify to the director of revenue and
30 finance the cumulative total value of contributions received
31 under section 257A.7 for deposit in the fund and for the use
32 of the foundation. The cumulative total value of
33 contributions received includes the value of the amount
34 deposited in the national center endowment fund established in
35 section 263.8A in excess of seven eight hundred fifty seventy-

1 five thousand dollars. The value of in-kind contributions
2 shall be based upon the fair market value of the contribution
3 determined for income tax purposes.

4 Sec. 51. Section 302.1A, subsection 3, Code 1989, is
5 amended to read as follows:

6 3. For a transfer of interest earned to the national
7 center endowment fund established in section 263.8A, prior to
8 July 1, October 1, January 1, and March 1 of each year, the
9 state University of Iowa shall certify to the department of
10 revenue and finance the cumulative total value of
11 contributions received and deposited in the national center
12 endowment fund. The department of revenue and finance shall
13 dedicate the interest earned on a portion of the permanent
14 school fund to the national center in the manner provided in
15 this subsection. The portion of the permanent school fund
16 that is used to determine the dedicated amount of interest
17 earned for a year shall equal one-half the cumulative total
18 value of the contributions deposited in the national center
19 endowment fund, not to exceed seven eight hundred fifty
20 seventy-five thousand dollars. The department of revenue and
21 finance shall transmit the interest earned on the dedicated
22 amount to the state University of Iowa for the use of the
23 national center for gifted and talented education.

24 Sec. 52. Sections 261.51 through 261.53, Code 1989, are
25 repealed.

26 Sec. 53. All federal grants to and the federal receipts of
27 agencies appropriated funds under this Act not otherwise
28 appropriated are appropriated for the purposes set forth in
29 the federal grants or receipts unless otherwise provided by
30 the general assembly.

4185 31 Sec. 54. Sections 13, 19, 21, and 47 of this Act take
32 effect upon their enactment.

33 EXPLANATION

34 This bill appropriates funds to the department of cultural
35 affairs, college aid commission, department of education, and

1 the state board of regents for the fiscal year beginning July
2 1, 1989, and ending June 30, 1990.

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HOUSE FILE 774

H-4181

Amend House File 774 as follows:

2 1. Page 32, by inserting after line 35 the
3 following:

4 "As a condition, qualification, and limitation of
5 the appropriation in this subsection, the state school
6 for the deaf shall conduct a planning study for con-
7 struction of a new recreation facility for the state
8 school for the deaf. The recreation facility shall be
9 located in Council Bluffs."

By SIEGRIST of Pottawattamie

PAVICH of Pottawattamie

JOCHUM of Dubuque

HARBOR of Mills

HESTER of Pottawattamie

H-4181 FILED APRIL 25, 1989

ADOPTED 4-23-89 (p.1885)

HOUSE FILE 774

H-4186

1 Amend House File 774 as follows:

2 1. By striking page 47, line 15, through page 48,
3 line 7.

4 2. By renumbering as necessary.

By BLANSHAN of Greene

TABOR of Jackson

H-4186 FILED APRIL 25, 1989

ADOPTED 4-25-89 (p.1887)

HOUSE FILE 774

H-4185

Amend House File 774 as follows:

- 1. Page 2, line 27, by striking the word "establish" and inserting the following: "the establishment of".
- 2. Page 4, line 7, by inserting after the word "division" the following: "shall".
- 3. Page 4, by inserting after line 30 the following:

"Sec. 100. Notwithstanding section 8.33, if moneys are appropriated by the general assembly from the general fund of the state, for the fiscal year beginning July 1, 1988, and ending June 30, 1989, to the department of cultural affairs for the replacement of the public broadcasting division's channel 12 transmitter, unobligated and unencumbered funds from that appropriation remaining on June 30, 1989, shall not revert to the general fund of the state but shall remain available for expenditure during the fiscal year beginning July 1, 1989, for the same purpose."

4. Page 11, line 12, by striking the words "this subsection" and inserting the following: "section 26 of this Act".

5. Page 13, line 25, by striking the word "grants" and inserting the following: "projects".

6. Page 14, line 11, by inserting after the word "department" the following: "under this paragraph".

7. Page 14, line 34, by striking the word "conduct" and inserting the following: "conducting".

8. Page 17, by striking lines 8 through 23, and inserting the following: "amount of \$71,695,728 to be allocated as follows:

a. Merged Area I	\$ 3,282,803
b. Merged Area II	\$ 4,158,725
c. Merged Area III	\$ 3,886,681
d. Merged Area IV	\$ 1,951,546
e. Merged Area V	\$ 4,147,889
f. Merged Area VI	\$ 4,233,481
g. Merged Area VII	\$ 5,779,023
h. Merged Area IX	\$ 5,855,658
i. Merged Area X	\$ 9,337,877
j. Merged Area XI	\$ 9,468,405
k. Merged Area XII	\$ 4,342,035
l. Merged Area XIII	\$ 4,344,526
m. Merged Area XIV	\$ 1,878,402
n. Merged Area XV	\$ 5,681,797
o. Merged Area XVI	\$ 3,346,880".

9. Page 18, line 14, by striking the figure "25,579,598" and inserting the following: "13,579,598".

10. Page 18, by striking lines 18 through 32 and

H-4185

Page 2

- 1 inserting the following:
- 2 "a. Merged Area I \$ 611,887
- 3 b. Merged Area II \$ 795,008
- 4 c. Merged Area III \$ 739,949
- 5 d. Merged Area IV \$ 377,297
- 6 e. Merged Area V \$ 745,291
- 7 f. Merged Area VI \$ 782,118
- 8 g. Merged Area VII \$ 1,105,991
- 9 h. Merged Area IX \$ 1,099,495
- 10 i. Merged Area X \$ 1,744,567
- 11 j. Merged Area XI \$ 1,875,037
- 12 k. Merged Area XII \$ 835,261
- 13 l. Merged Area XIII \$ 797,531
- 14 m. Merged Area XIV \$ 353,975
- 15 n. Merged Area XV \$ 1,097,051
- 16 o. Merged Area XVI \$ 619,140".
- 17 11. Page 22, line 28, by striking the word "study"
- 18 and inserting the following: "study,".
- 19 12. Page 27, line 5, by striking the word "management"
- 20 and inserting the following: "revenue and finance".
- 21 13. Page 32, line 15, by striking the word "program."
- 22 and inserting the following: "program".
- 23 14. Page 37, by inserting after line 16 the following:
- 24 "Sec. _____. Section 261.17, subsection 3, Code 1989,
- 25 is amended to read as follows:
- 26 3. The amount of a vocational-technical tuition
- 27 grant shall not exceed the lesser of ~~four~~ five hundred
- 28 ~~fifty~~ dollars per year or the amount of the student's
- 29 established financial need."
- 30 15. Page 49, line 31, by striking the word and
- 31 figure "and 47" and inserting the following: "47, and
- 32 100".
- 33 16. By renumbering as necessary.

By HATCH of Polk

H-4185 FILED APRIL 25, 1989

ADOPTED, LINES 30-32 OUT OF ORDER

4-25-89 (p. 1879)

HOUSE FILE 774

H-4188

1 Amend House File 774 as follows:

2 1. Page 11, by striking lines 14 through 29 and
3 inserting the following:

4 "As a condition, limitation, and qualification of
5 the appropriation in this subsection, the department
6 of education shall create an evaluation system
7 reporting on educational excellence program phase III
8 activities under chapter 294A. Issues to be addressed
9 in the system shall include, but are not limited to,
10 an analysis of the expenditures of phase III funds
11 including the types of activities and specific
12 additional work assignments for which teachers are
13 receiving supplemental pay, information about the
14 subject areas and educational levels involved in the
15 phase III activities, a description of types of
16 significant staff development efforts being conducted
17 under phase III and the providers of the staff
18 development, a description of the different types of
19 approved performance-based pay plans, descriptive
20 information on teachers receiving phase III funds, and
21 other information the department deems pertinent. A
22 report on the evaluation system and the results of the
23 evaluation of phase III programs for the fiscal year
24 beginning July 1, 1989, shall be submitted to the
25 general assembly by January 1, 1991. The department
26 of education shall disseminate information to all
27 school districts and area education agencies relating
28 to innovative phase III programs. The information
29 shall be provided at no cost to the school districts
30 and the area education agencies."

31 2. Page 20, by inserting after line 19 the
32 following:

33 "Sec. ____ . Notwithstanding the allocation of phase
34 III moneys under section 294A.14, for the fiscal year
35 beginning July 1, 1989, prior to the allocation to
36 school districts and area education agencies, \$50,000
37 of the moneys appropriated for phase III shall be
38 retained by the department of education to be used to
39 develop the phase III evaluation and reporting system
40 required under section 9, subsection 1, of this Act."

By SHOULTZ of Black Hawk
HATCH of Polk

H-4188 FILED APRIL 25, 1989

ADOPTED

425.89 (p.1881)

HOUSE FILE 774

H-4187

1 Amend House File 774 as follows:
2 1. Page 7, by striking lines 1 through 5 and
3 inserting the following: "appropriated in this
4 subsection."
5 2. Page 39, line 23, by striking the word "six"
6 and inserting the following: "seven".
7 3. Page 39, by striking lines 31 and 32 and
8 inserting the following: "nine hundred seventy-two
9 twenty-three thousand ~~four~~ six hundred ~~seventy-two~~
10 forty-four dollars for vocational-technical tuition
11 grants."

By BANKS of Plymouth
TYRRELL of Iowa

H-4187 FILED APRIL 25, 1989

LOST

4-25-89 (p-1880)

HOUSE FILE 774

H-4195

1 Amend House File 774 as follows:

2 1. Page 30, line 18, by striking the word "For"
3 and inserting the following:

4 "(1) For".

5 2. Page 30, by striking lines 23 through 25 and
6 inserting the following:

7 "(2) For agricultural research:".

8 3. By striking page 45, line 29, through page 48,
9 line 7.

10 4. By renumbering as necessary.

By MAULSBY of Calhoun

H-4195 FILED APRIL 25, 1989

LOST 4-25-89 (p185)

HOUSE FILE 774

H-4200

1 Amend House File 774 as follows:

2 1. Page 18, by inserting after line 7, the
3 following:

4 "13. CAREER INFORMATION SYSTEM OF IOWA

5 For the purpose of providing educational
6 information to students in public and nonpublic
7 schools:

8 \$ 84,814".

By GARMAN of Story

H-4200 FILED APRIL 25, 1989

LOST 4-25-89 (p183)

HOUSE FILE 774

H-4189

- 1 Amend House File 774 as follows:
 2 1. Page 4, by inserting after line 30 the
 3 following:
 4 "Sec. _____. Notwithstanding 1986 Iowa Acts, chapter
 5 1246, section 102 and section 103, as amended by 1987
 6 Iowa Acts, chapter 228, section 7, moneys appropriated
 7 in those sections that remain unobligated and
 8 unencumbered on June 30, 1989, shall not revert to the
 9 general fund, but shall remain available for
 10 expenditure for the purposes specified until June 30,
 11 1991."
 12 2. By renumbering as necessary.

By DE GROOT of Lyon

H-4189 FILED APRIL 25, 1989

WITHDRAWN

4-25-89 (p. 1886)

HOUSE FILE 774

H-4192

- 1 Amend House File 774 as follows:
 2 1. Page 2, by striking lines 24 and 25, and
 3 inserting the following: "shall expend \$55,000 for a
 4 Norwegian cultural center located in northeast Iowa
 5 and for remedial".

By HALVORSON of Clayton

H-4192 FILED APRIL 25, 1989

LOST

4-25-89 (p. 1879)

HOUSE FILE 774

H-4194

- 1 Amend House File 774 as follows:
 2 1. Page 26, line 5, by striking the figure
 3 "26,648,221" and inserting the following:
 4 "26,827,221".

By MAULSBY of Calhoun
 TYRRELL of Iowa
 HALVORSON of Clayton

H-4194 FILED APRIL 25, 1989

LOST

4-25-89 (p. 1884)

HOUSE FILE 774

H-4209

- 1 Amend House File 774 as follows:
- 2 1. Page 6, by inserting after line 24 the
- 3 following:
- 4 "As a condition, limitation, and qualification of
- 5 the appropriation in this subsection, \$100,000 is
- 6 allocated for the education savings program; \$100,000
- 7 is allocated for the work for college program; \$75,000
- 8 is allocated for the teacher loan payment program;
- 9 \$20,000 is allocated for the occupational therapists
- 10 loan program; \$250,000 is allocated for the nursing
- 11 loan program; and \$155,000 is allocated for the
- 12 national guard loan program."
- 13 2. Page 6, line 32, by striking the figure
- 14 "155,000" and inserting the following: "250,000".
- 15 3. Page 6, line 35, by striking the figure
- 16 "250,000" and inserting the following: "155,000".

By LAGESCHULTE of Bremer

H-4209 FILED APRIL 25, 1989

LOST 4-25-89 (p. 1880)

HOUSE FILE 774

H-4210

- 1 Amend House File 774 as follows:
- 2 1. Page 16, line 4, by striking the figure
- A 3 "50,000" and inserting the following: "60,000".
- 4 2. Page 16, line 6, by striking the word "ten"
- 5 and inserting the following: "fifteen".
- B 6 3. Page 16, line 8, by inserting after the word
- 7 "purposes" the following: "or for publication of the
- 8 Iowa academy of science journal".

By SHOULTZ of Black Hawk

H-4210 FILED APRIL 25, 1989

DIVISION A - WITHDRAWN, DIVISION B - ADOPTED - 4-25-89 (p. 1883)
(p. 1888)

HOUSE FILE 774

H-4203

1 Amend House File 774 as follows:
 2 1. Page 24, line 17, by striking the figure
 3 "750,000" and inserting the following: "550,000".
 4 2. Page 24, by striking lines 20 through 22 and
 5 inserting the following:
 6 "Of the \$550,000 available for teaching excellence
 7 awards, \$50,000 shall be awarded to faculty members
 8 and teaching assistants who have been recognized for
 9 exceptional teaching. An exceptional teaching
 10 recognition award is for a one-year period".
 11 3. Page 29, line 4, by striking the figure
 12 "750,000" and inserting the following: "550,000".
 13 4. Page 29, by striking lines 7 through 9 and
 14 inserting the following:
 15 "Of the \$550,000 available for teaching excellence
 16 awards, \$50,000 shall be awarded to faculty members
 17 and teaching assistants who have been recognized for
 18 exceptional teaching. An exceptional teaching
 19 recognition award is for a one-year period".

By HATCH of Polk
 MAULSBY of Calhoun

H-4203 FILED APRIL 25, 1989

ADOPTED 4-25-89 (p.1884)

HOUSE FILE 774

H-4204

1 Amend House File 774 as follows:
 2 1. Page 12, line 5 by inserting after the word
 3 "administrator." the following: "An area education
 4 agency which has an administrative structure in place
 5 on or before July 1, 1989, which does not conform with
 6 this section, may be granted an exemption by the
 7 department of education."

By SIEGRIST of Pottawattamie HESTER of Pottawattamie
 PAVICH of Pottawattamie HARBOR of Mills
 OLLIE of Clinton

H-4204 FILED APRIL 25, 1989

ADOPTED 4-25-89 (p.1882)

HOUSE FILE 774

H-4206

1 Amend House File 774 as follows:
 2 1. Page 14, by inserting after line 23, the
 3 following:
 4 "e. For administrative staff developmental
 5 programs:
 6 \$ 51,600".

By MAULSBY of Calhoun

H-4206 FILED APRIL 25, 1989

LOST 4-25-89 (p.1882)

HOUSE FILE 774

H-4216

- 1 Amend House File 774 as follows:
- 2 1. Page 43, line 16, by striking the words
- 3 "hundred-fifty-thousand" and inserting the following:
- 4 "four hundred fifty thousand".

By STROMER of Hancock

H-4216 FILED APRIL 25, 1989

LOST 4-25-89 (p. 1810)

HOUSE FILE 774

H-4218

- 1 Amend House File 774 as follows:
- 2 1. Page 35, by striking lines 19 through 32.
- 3 2. By renumbering as necessary.

By STROMER of Hancock

H-4218 FILED APRIL 25, 1989

LOST 4-25-89 (p. 1855)

HOUSE FILE 774

H-4221

- 1 Amend House File 774 as follows:
- 2 1. Page 6, by striking lines 14 through 17 and
- 3 inserting the following:
- 4 "For payments for the".
- 5 2. Page 6, by striking line 24 and inserting the
- 6 following:
- 7 "..... \$ 500,800"
- 8 3. Page 6, by striking lines 26 through 31 and
- 9 inserting the following: "for the purposes
- 10 designated, if the nursing loan program".
- 11 4. Page 9, by inserting after line 23 the
- 12 following:
- 13 "As a condition, limitation, and qualification of
- 14 the appropriation in this subseciton, \$200,000 shall
- 15 be expended for drug abuse education in the elementary
- 16 and secondary schools."

By STROMER of Hancock

H-4221 FILED APRIL 25, 1989

LOST 4-25-89 (p. 1880)

HOUSE FILE 774

H-4211

1 Amend House File 774 as follows:

2 1. Page 15, by inserting after line 30, the
3 following:

4 "The appropriation in this subsection is contingent
5 upon the enactment of section 1001 of this Act."

6 2. Page 36, by inserting after line 11, the
7 following:

8 "Sec. 1001. Section 256.11, unnumbered paragraph
9 1, Code 1989, is amended to read as follows:

10 The state board shall adopt rules under chapter 17A
11 and a procedure for accrediting all public and
12 nonpublic schools in Iowa offering instruction at any
13 or all levels from the prekindergarten level through
14 grade twelve. The rules of the state board shall
15 require that a multicultural, nonsexist approach is
16 used by school districts. The rules of the state
17 board shall also require that a multicultural,
18 nonsexist approach is used by nonpublic schools unless
19 such an approach would conflict with a bona fide
20 religious belief or purposes of a bona fide religious
21 institution. The educational program shall be taught
22 from a multicultural, nonsexist approach. Global
23 perspectives shall be incorporated into all levels of
24 the educational program."

25 3. Renumber as necessary.

By NIELSEN of Linn
HARPER of Black Hawk
TEAFORD of Black Hawk

H-4211 FILED APRIL 25, 1989
NOT GERMANE 4-25-89 (p. 1888)

HOUSE FILE 774

H-4214

1 Amend House File 774 as follows:

2 1. Page 21, line 14, by striking the figure
3 "1,050,546" and inserting the following: "1,134,882".

4 2. Page 21, line 15, by striking the figure
5 "19.63" and inserting the following: "21.63".

6 3. Page 21, by inserting after line 15, the
7 following:

8 "As a condition, limitation, and qualification of
9 funds appropriated in this paragraph, the state board
10 of regents shall reestablish the position of associate
11 director for academic affairs and research."

By STROMER of Hancock

H-4214 FILED APRIL 25, 1989

LOST 4-25-89 (p. 1889)

HOUSE FILE 774

H-4222

- 1 Amend House File 774 as follows:
 2 1. Page 4, by inserting after line 30 the
 3 following:
 4 "Sec. _____. Notwithstanding 1986 Iowa Acts, chapter
 5 1246, section 2, section 102, and section 103, as
 6 amended by 1987 Iowa Acts, chapter 228, section 7,
 7 moneys appropriated in those sections that remain
 8 unobligated and unencumbered on June 30, 1989, shall
 9 not revert to the general fund, but shall remain
 10 available for expenditure for the purposes specified
 11 until June 30, 1991."
 12 2. By renumbering as necessary.

By DE GROOT of Lyon

H-4222 FILED APRIL 25, 1989

ADOPTED 4-25-89 (P.1857)

HOUSE FILE 774

H-4223

- 1 Amend House File 774 as follows:
 2 1. Page 2, by striking lines 24 and 25 and
 3 inserting the following: "shall expend moneys for
 4 remedial".

By CLARK of Cerro Gordo
GARMAN of Story

H-4223 FILED APRIL 25, 1989

LOST 4-25-89 (P.1857)

HOUSE FILE 774

H-4226

- 1 Amend House File 774 as follows:
 2 1. Page 16, by inserting after line 24 the
 3 following:
 4 "_____. LITERACY STUDY. The department of education
 5 shall solicit gifts and grants from the federal
 6 government and private nonprofit foundations to award
 7 a contract for a study of the literacy of young adults
 8 in Iowa to an independent testing corporation located
 9 in this state. The specifications for the study shall
 10 be substantially similar to the specifications used
 11 for the national assessment of education progress
 12 study of the literacy of young adults in the United
 13 States conducted by the educational testing service."
 14 2. By renumbering as necessary.

By ADAMS of Hamilton
OLLIE of Clinton

H-4226 FILED APRIL 25, 1989

ADOPTED 4-25-89 (P.1883)

HOUSE FILE 774

S-3978

1 Amend House File 774 as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 1, by striking line 34, and inserting the
4 following: "expend \$50,000 to implement a program for
5 basic arts education, \$154,000 to".

6 2. Page 1, line 35, by inserting after the word
7 "program," the following: "\$154,000 to".

8 3. Page 2, line 1, by inserting after the word
9 "and" the following: "\$45,000 to".

10 4. Page 2, line 24, by striking the word "moneys"
11 and inserting the following: "\$50,000".

12 5. Page 2, line 25, by inserting after the word
13 "and" the following: "\$166,672".

14 6. Page 2, line 27, by inserting after the word
15 "and" the following: "\$40,000 for".

16 7. Page 4, by inserting after line 4, the
17 following:

18 "____. IOWA PEACE INSTITUTE

19 For allocation to the Iowa peace institute
20 established in chapter 38:

21 \$ 250,000".

22 8. Page 5, by inserting after line 12, the
23 following:

24 "Sec. 100. Notwithstanding section 8.33, moneys
25 appropriated in 1988 Iowa Acts, chapter 1284, section
26 1, subsection 8, that remain unobligated and
27 unencumbered on June 30, 1989, shall not revert to the
28 general fund of the state, but shall remain available
29 for expenditure for the purpose specified until June
30 30, 1990."

31 3992 9. Page 6, by striking lines 33 and 34, and
32 inserting the following: "assembly, for the".

33 10. Page 7, line 9, by striking the figure
34 "100,000" and inserting the following: "200,000".

35 11. Page 7, by striking lines 10 through 13 and
36 inserting the following: "deducted from the moneys
37 appropriated in this subsection; if the nursing loan
38 program".

39 12. Page 7, by inserting after line 22, the
40 following:

41 "As a condition, limitation, and qualification of
42 the appropriation in this subsection, the college aid
43 commission shall develop plans for administering a
44 work for college program if a work for college program
45 is enacted by the general assembly. The college aid
46 commission shall define a methodology for selecting
47 participants, shall identify appropriate employment
48 opportunities, and shall report its plans to the
49 education appropriations subcommittee not later than
50 January 15, 1990."

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Page 2

1 13. Page 9, by striking line 13, and inserting
2 the following:

3 "..... FTEs 126.85".

4 14. Page 9, line 16, by striking the word
5 "moneys" and inserting the following: "70,000".

6 15. Page 9, line 18, by inserting after the words
7 "students and" the following: "\$25,000".

398-8 16. Page 9, line 30, by striking the word
9 "moneys" and inserting the following: "\$45,000".

10 17. Page 11, line 15, by striking the word
11 "moneys" and inserting the following: "\$50,000".

12 18. Page 13, line 9, by inserting after the word
13 "Provide" the following: "a plan for".

14 19. Page 13, by striking lines 20 through 25.

15 20. Page 13, by inserting before line 26, the
16 following:

409-17 "___". Develop and begin implementation of a
18 program plan for administrative staff development for
19 school corporation administrators. The plan shall
20 include program goals, specific activities for meeting
21 those goals, and an implementation process and
22 delivery system, with consideration given to existing
23 staff development efforts by area education agencies
24 and school districts. Incentives for encouraging
25 administrators to participate in the program shall be
26 identified.

27 Notwithstanding the maximum number of full-time
28 equivalent employees authorized in subsection 1, the
29 department may employ a full-time equivalent
30 individual to assist the employees of the department
31 in fulfilling the requirements of this subparagraph."

32 21. Page 14, line 22, by striking the word
33 "paragraph" and inserting the following:

404, 387-34 "subparagraph".

35 22. Page 16, by inserting after line 22 the
36 following:

37 "Notwithstanding section 301.1, as a condition,
38 limitation, and qualification of this subsection, the
39 department of education shall only make payments under
40 this subsection for a nonpublic school pupil who at-
41 tends a nonpublic school that uses a multicultural,
42 nonsexist approach, as that approach is required for
43 school districts under section 256.11."

401-44 23. Page 16, by inserting after line 22 the
45 following:

46 "It is the intent of the general assembly that if
47 the moneys appropriated in this subsection are insuf-
48 ficient to make the payments to nonpublic school
49 pupils under this subsection, for the fiscal year
50 beginning July 1, 1989, the department of education

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Page 3

1 may seek supplemental funding for those payments from
2 the general assembly meeting in 1990."

3 24. Page 16, line 33, by striking the word
4 "fifteen" and inserting the following: "twenty".

5 25. Page 23, by striking lines 17 and 18 and in-
6 serting the following: "shall prepare the regulatory
7 flexibility analysis required in section 17A.31 for
8 rules proposed or adopted under chapter 23A."

9 26. Page 37, by inserting after line 13 the
10 following:

B
11 "Sec. 110. Notwithstanding section 442.10, the
12 amounts deducted from the portions of school district
13 budgets that fund special education support services
14 in an area education agency under section 442.10, for
15 each of the fiscal years beginning July 1, 1988, and
16 July 1, 1989, in an amount not exceeding \$300,000 for
17 each fiscal year, shall not be deposited in the
18 general fund of the state, but shall be paid to area
19 education agencies that have fewer than three and one-
20 half public school pupils per square mile, to be
21 expended for special education support services of the
22 area education agencies for the fiscal years beginning
23 July 1, 1989, and July 1, 1990."

404
24 27. Page 38, by inserting after line 32 the fol-
25 lowing:

26 "Sec. ____ . NEW SECTION. 256.34 CERTIFICATES FOR
27 NEW JOBS TRAINING PROGRAMS.

28 1. The department of education shall ensure that
29 an area school that issues and sells certificates to
30 pay the costs of new jobs training programs under
31 section 280B.6 shall meet the requirement that
32 administrative costs include only the following as
33 they relate to programs funded by the certificates:

34 a. Auditing and accounting costs.

A
35 b. The portion of general administration and
36 business office costs at an area school that are
37 attributable to the programs.

38 c. Staffing costs for the economic development
39 staff of the area school.

40 d. The portion of media services costs at an area
41 school that are attributable to the programs.

42 e. Costs of staff development for employees of the
43 area school that are necessary for the programs.

44 f. Costs of necessary equipment.

45 g. Costs of innovative programs developed to
46 support economic development in communities.

47 h. Costs of issuance of the certificates.

386
48 i. Payments to the special fund created in section
49 280B.6, subsection 4.

50 2. Annually, each area school shall notify the

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Page 4

1 department of education of the total value of
2 certificates issued and sold under section 280B.6 and
3 the names of the purchasers.

A

4 Sec. ____ . NEW SECTION. 256.35 REPORTS REQUIRED.
5 Not later than December 15 of each year, for the
6 preceding fiscal year, each area school shall report
7 to the department of education, the joint education
8 appropriations subcommittee, and the legislative
9 fiscal bureau its expenditures related to industrial
10 new jobs training programs under chapter 280B."

11 28. Page 39, by inserting after line 3 the fol-
12 lowing:

13 "Sec. ____ . Section 261.12, subsection 1, paragraph
14 b, Code 1989, is amended by striking the paragraph and
15 inserting in lieu thereof the following:

16 b. For the fiscal year beginning July 1, 1989, and
17 for each following fiscal year, two thousand five
18 hundred dollars."

19 29. Page 49, by inserting after line 10, the
20 following:

21 "Sec. ____ . Section 282.19, Code 1989, is amended
22 to read as follows:

23 282.19 CHILD LIVING IN FOSTER CARE FACILITY.

B

24 A child who is living in a licensed child foster
25 care facility as defined in section 237.1, ~~in this~~
26 state or in a facility that provides residential
27 treatment as "facility" is defined in section 125.2,
28 which is located in a school district other than the
29 school district in which the child resided before
30 receiving foster care may enroll in and attend an
31 accredited school in the school district in which the
32 child is living. The instructional costs for students
33 who do not require special education shall be paid as
34 provided in section 282.31, subsection 1, paragraph
35 "b" or for students who require special education
36 shall be paid as provided in section 282.31,
37 subsections 2 or 3."

38 30. Page 50, by inserting after line 17 the
39 following:

40 "Sec. ____ . 1989 Iowa Acts, Senate File 59, section
41 1, unnumbered paragraphs 2, 3, 4, 9, 10, 11, and 12,
42 are amended to read as follows:

43 By September 15 of the preceding school year the
44 parent or guardian shall informally notify the
45 district of residence, and not later than November 1
46 of the preceding school year, the parent or guardian
47 shall send notification to the district of residence
48 and to the department of education on forms prescribed
49 by the department of education that the parent or
50 guardian intends to enroll the parent's or guardian's

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1 child in a public school in another school district.
2 The parent or guardian shall describe the reason that
3 exists for enrollment in the receiving district that
4 is not present in the district of residence. The
5 board of the district of residence shall transmit a
6 copy of the form to the receiving school district
7 within five days after its receipt. During the 1990-
8 1991 school year, if the board of the district of
9 residence determines that transmission of the request
10 will result in a loss of greater than five percent of
11 the district's certified enrollment for ~~that the~~
12 previous year, the board of the district of residence
13 may deny the request for the 1990-1991 school year.
14 During the 1991-1992 school year, if the board of the
15 district of residence determines that transmission of
16 the request will result in a loss of greater than ten
17 percent of the district's certified enrollment for the
18 previous year, the board of the district of residence
19 may deny the request for the 1991-1992 school year.
20 If, however, a failure to transmit a request will
21 result in enrollment of students from the same nuclear
22 family in different school districts, the request
23 shall be transmitted to the receiving district for
24 enrollment. The board of each school district shall
25 adopt a policy relating to the order in which requests
26 for enrollment in other districts shall be considered.
27 The board of the receiving school district shall
28 enroll the pupil in a school in the receiving district
29 for the following school year unless the receiving
30 district does not have classroom space for the pupil.
31 In all districts involved with volunteer or court-
32 ordered desegregation, minority and nonminority
33 student ratios shall be maintained according to the
34 desegregation plan or order. The superintendent of a
35 district subject to volunteer or court-ordered
36 desegregation may deny a request for transfer under
37 this section if the superintendent finds that
38 enrollment or release of a pupil will adversely affect
39 the district's implementation of the desegregation
40 order or plan. If, however, a transfer request would
41 facilitate a voluntary or court-ordered desegregation
42 plan, the district shall give priority to granting the
43 request over other requests. A parent or guardian,
44 whose request has been denied because of a
45 desegregation order or plan, may appeal the decision
46 of the superintendent to the board of the district in
47 which the request was denied. The board may either
48 uphold or overturn the superintendent's decision. A
49 decision of the board to uphold the denial of the
50 request is subject to appeal under section 290.1.

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1 Each district shall provide notification to the
2 parent or guardian relating to the transmission or
3 denial of the request. A district of residence shall
4 provide for notification of transmission or denial to
5 a parent or guardian within three days of board action
6 on the request. A receiving district shall provide
7 notification to a parent or guardian, within fifteen
8 days of receipt of the request, of whether the child
9 will be enrolled in that district or whether the
10 request is to be denied.

11 A request under this section is for a period of not
12 less than four years unless the pupil will graduate,
13 the pupil's family moves to another school district,
14 or the parent or guardian petitions the receiving
15 district for permission to enroll the child in a
16 different district, which may include the district of
17 residence, within the four-year period. If the parent
18 or guardian requests permission of the receiving
19 district to enroll the child in a different district
20 within the four-year period, the receiving district
21 school board may transmit a copy of the request to the
22 other school district within five days of the receipt
23 of the request. The new receiving district shall
24 enroll the pupil in a school in the district unless
25 there is insufficient classroom space in the district
26 or unless enrollment of the pupil would adversely
27 affect court ordered or voluntary desegregation orders
28 affecting a district. A denial of a request to change
29 district enrollment within the four-year period shall
30 be subject to appeal under section 290.1.

31 The board of directors of the district of residence
32 shall pay to the receiving district the lower district
33 cost per pupil of the two districts, plus any moneys
34 received for the pupil as a result of non-English
35 speaking weighting under section 442.4, subsection 6,
36 for each school year. The district of residence shall
37 also transmit the phase III moneys allocated to the
38 district for the full-time equivalent attendance of
39 the pupil, who is the subject of the request, to the
40 receiving district specified in the request for
41 transfer. However, ~~if the district of residence has~~
42 ~~outstanding obligations on school bonds, has entered~~
43 ~~into a rental or lease arrangement under section~~
44 ~~279.26, or has entered into a loan agreement in~~
45 ~~anticipation of the collection of the schoolhouse tax~~
46 ~~under section 297.36, only fifty percent of the~~
47 ~~property tax portion of the district cost per pupil~~
48 ~~shall be paid to the receiving district for the first~~
49 ~~three years of the transfer, unless the debt is paid~~
50 ~~before the end of the three years. -- If the debt is~~

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1 paid-in-less-than-three-years-from-the-date-of-the
2 transfer-or-if-three-years-pass,-from-the-date-of-the
3 transfer,-without-retirement-of-the-district-of
4 residence's-debt-obligation,-whichever-date-is-sooner,
5 the-full-amount-of-the-district-cost-per-pupil-shall
6 then-be-paid-to-the-receiving-district. If a request
7 filed under this section is for a child requiring
8 special education under chapter 281, the request to
9 transfer to the other district shall only be granted
10 if the receiving district maintains a special
11 education instructional program which is appropriate
12 to meet the child's educational needs and the
13 enrollment of the child in the receiving district's
14 program would not cause the size of the class in that
15 special education instructional program in the
16 receiving district to exceed the maximum class size in
17 rules adopted by the state board of education for that
18 program. For pupils requiring special education, the
19 board of directors of the district of residence shall
20 pay to the receiving district the actual costs
21 incurred in providing the appropriate special
22 education. Quarterly payments shall be made to the
23 receiving district. If the transfer of a pupil from
24 one district to another results in a transfer from one
25 area education agency to another, the sending district
26 shall forward a copy of the request to the sending
27 district's area education agency. The receiving
28 district shall forward a copy of the request to the
29 receiving district's area education agency. Any
30 moneys received by the area education agency of the
31 sending district for the child who is the subject of
32 the request shall be forwarded to the receiving
33 district's area education agency. Notwithstanding
34 section 285.1 relating to transportation of
35 nonresident pupils, the parent or guardian is
36 responsible for transporting the pupil without
37 reimbursement to and from a point on a regular school
38 bus route of the receiving district. A receiving
39 district shall not send school vehicles into the
40 district of residence of the pupil using the open
41 enrollment option under this section, for the purpose
42 of transporting the pupil to and from school in the
43 receiving district,-unless. If the child meets the
44 economic eligibility requirements, established under
45 the federal National School Lunch and Child Nutrition
46 Acts, 42 U.S.C. § 1751-1785, for free or reduced price
47 lunches--~~if the child meets those requirements~~, the
48 sending district shall be responsible for providing
49 transportation or paying the pro rata cost of the
50 transportation to a parent or guardian for

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Page 8

1 transporting the child to and from a point on a
 2 regular school bus route of a contiguous receiving
 3 district unless the cost of providing transportation
 4 or the pro rata cost of the transportation to a parent
 5 or guardian exceeds the average transportation cost
 6 per pupil transported for the previous school year in
 7 the district. If the cost exceeds the average
 8 transportation cost per pupil transported for the
 9 previous school year, the sending district shall only
 10 be responsible for that average per pupil amount. A
 11 sending district which provides transportation for a
 12 child to a contiguous receiving district under this
 13 paragraph may withhold from the district cost per
 14 pupil amount, that is to be paid to the receiving
 15 district, an amount which represents the average or
 16 pro rata cost per pupil for transportation, whichever
 17 is less.

B

405 -

18 A student who has been paying tuition and attending
 19 school on or before June 1, 1989, in a district other
 20 than the student's district of residence shall be
 21 permitted to attend school in the district where the
 22 student has been paying tuition, during the 1989-1990
 23 school year, by filing a request to use the open
 24 enrollment option under this section by August 1,
 25 1989.

26 A student, whose district of residence, for the
 27 purposes of school attendance, changes during the by
 28 August 1, 1989-1990-school-year, shall be permitted to
 29 attend school during the 1989-1990 school year in the
 30 district in which the student attended during the
 31 1988-1989 school year if a request to use the open
 32 enrollment option under this section is filed by
 33 August 1, 1989.

34 If a child, for which a request to transfer has
 35 been filed with the a district of-residence, has been
 36 suspended or expelled in the district of-residence,
 37 the receiving district named in the request may refuse
 38 the request to transfer until the child has been
 39 reinstated in the sending district of-residence.

400 -

40 A laboratory school under chapter 265 shall be
 41 exempt-from permitted to participate in open
 42 enrollment under the provisions of this section.
 43 However, if a child transfers to a laboratory school
 44 under this section, the district of residence shall
 45 retain the per pupil moneys generated by the inclusion
 46 of the child in the district's certified enrollment."

47 31. Page 50, by inserting before line 18, the
 48 following:

49 "Sec. ____ . NOTIFICATION OF RECEIPT OF NONSTATE
 50 FUNDS. All constitutional and statutory offices,

S-3978

Page 9

4014 1 administrative departments, and independent agencies
 2 shall notify the department of management, the
 3 chairpersons, vice chairpersons, and ranking members
 4 of the senate and house of representatives' committees
 5 on appropriations and of the appropriate joint
 6 appropriations subcommittees, and the legislative
 7 fiscal bureau of any request for, approval of, or an
 8 award of federal or other nonstate funds, or of the
 9 loss of federal or other nonstate funds during the
 10 fiscal period beginning October 1, 1988, and ending
 B 11 September 30, 1989. The notification shall be made no
 12 later than December 15, 1989, and shall include the
 13 name of the grantor and of the funding grant, the
 14 estimated amount of funds, and the planned
 4014 15 expenditures for the funds."
 16 32. Page 50, line 25, by striking the word and
 17 figure "and 24" and inserting the following: "24,
 18 100, and 110".

By COMMITTEE ON APPROPRIATIONS
 JOE WELSH, Chairperson

S-3978 FILED APRIL 27, 1989

3978 B - Adopted 4-28-89 (p.1763)
 3978 A - LOST 4-28-89 (p.1768)

MOTION to
 Reconsider (p.1768)
 motion prevailed
 Adopted (p.1768)

HOUSE FILE 774

S-3979

- 1 Amend House File 774 as follows:
- 2 1. Page 6, line 4, by striking the word
- 3 "information" and inserting the following: "study".
- 4 2. Page 6, line 23, by inserting after the word
- 5 "services," the following: "health care institutions,
- 6 medical education providers,".
- 7 3. Page 13, by striking line 15 and inserting the
- 8 following: "actively involved in programs for student
- 9 teachers."
- 10 4. Page 28, line 21, by striking the words
- 11 "appropriation made in paragraph "g", subparagraph
- 12 (1)" and inserting the following: "appropriations
- 13 made in this section".
- 14 5. Page 28, line 22, by striking the words "that
- 15 subparagraph" and inserting the following: "this
- 16 section".
- 17 6. Page 29, by inserting after line 11 the
- 18 following:
- 19 " . As a condition, limitation, and
- 20 qualification of the appropriations made in this
- 21 section, all aborted fetuses and other products of
- 22 conception shall be properly disposed of, and shall
- 23 not be sold or used for experimentation or
- 24 transplantation."
- 25 7. By renumbering and relettering as necessary.

By RAY TAYLOR

S-3979 FILED APRIL 28, 1989

RULED OUT OF ORDER

428-89 (p.1763)

HOUSE FILE 774

~~S-3987~~

- 1 Amend the amendment, S-3978, to House File 774 as
- 2 amended, passed and reprinted by the House as follows:
- 3 1. Page 2, by striking line 35 through page 3, line 2.
By WILLIAM DIELEMAN

S-3987 FILED APRIL 28, 1989

RULED OUT OF ORDER

4-28-89 (p.1760)

HOUSE FILE 774

S-3985

1 Amend ~~House File 774~~, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 49, by inserting after line 10, the
 4 following:
 5 "Sec. ____ . Section 280A.22, subsection 1,
 6 paragraph a, Code 1989, is amended to read as follows:
 7 a. In addition to the tax authorized under section
 8 280A.17, the voters in any merged area may at the
 9 annual school election vote a tax not exceeding twenty
 10 and one-fourth cents per thousand dollars of assessed
 11 value in any one year for a period not to exceed ten
 12 years for the purchase of grounds, construction of
 13 buildings, payment of debts contracted for the
 14 construction of buildings, purchase of buildings and
 15 equipment for buildings, and the acquisition of
 16 libraries, for the purpose of paying costs of
 17 utilities, and for the purpose of maintaining,
 18 remodeling, improving, or expanding the area
 19 vocational school or area community college of the
 20 merged area. ~~If the tax levy is approved under this~~
 21 ~~section, the costs of utilities shall be paid from the~~
 22 ~~proceeds of the levy.~~ The tax shall be collected by
 23 the county treasurers and remitted to the treasurer of
 24 the merged area as provided in section 331.552,
 25 subsection 29. The proceeds of the tax shall be
 26 deposited in a separate and distinct fund to be known
 27 as the voted tax fund, to be paid out upon warrants
 28 drawn by the president and secretary of the board of
 29 directors of the merged area district for the payment
 30 of costs incurred in providing the school facilities
 31 for which the tax was voted."

By WILMER RENSINK

JOHN KIBBIE

RICHARD VANDE HOEF

DALE L. TIEDEN

WALLY E. HORN

C. JOSEPH COLEMAN

S-3985 FILED APRIL 28, 1989

RULED OUT OF ORDER

4-28-89 (p. 1767)

HOUSE FILE 774

S-3986

1 Amend amendment, S-3978, to House File 774, as
 2 amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 2, line 9, by striking the figure
 5 "45,000" and inserting the following: "35,000".
 6 2. Page 3, by striking lines 48 and 49.

By RICHARD VARN

S-3986 FILED APRIL 28, 1989

ADOPTED

4-28-89 (p. 1759)

HOUSE FILE 774

S-3990

1 Amend House File 774, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 5, by inserting after line 12 the
4 following:

5 "Sec. ____ . Section 256.11, subsection 1, Code
6 1989, is amended to read as follows:

7 1. If a school offers a prekindergarten program,
8 the program shall be designed to help children to work
9 and play with others, to express themselves, to learn
10 to use and manage their bodies, and to extend their
11 interests and understanding of the world about them.
12 The prekindergarten program shall relate the role of
13 the family to the child's developing sense of self and
14 perception of others. Planning and carrying out
15 prekindergarten activities designed to encourage
16 cooperative efforts between home and school shall
17 focus on community resources. A Except as otherwise
18 provided in this subsection, a prekindergarten teacher
19 shall hold a certificate certifying that the holder is
20 qualified to teach in prekindergarten. A nonpublic
21 school which offers only a prekindergarten may, but is
22 not required to, seek and obtain accreditation.

23 Sec. ____ . Section 256.11, subsection 1, Code 1989,
24 is amended by adding the following new unnumbered
25 paragraph:

26 NEW UNNUMBERED PARAGRAPH. If the board of
27 directors of a school district contracts for the
28 operation of a prekindergarten program, the program
29 shall be under the oversight of an appropriately
30 certificated teacher. If the program contracted with
31 was in existence on the effective date of this Act,
32 oversight of the program shall be provided by the
33 district. If the program contracted with was not in
34 existence on the effective date of this Act, the
35 director of the program shall be a certificated
36 teacher and the director shall provide program
37 oversight. Any director of a program contracted with
38 by a school district under this section who is not a
39 certificated teacher is required to register with the
40 department of education."

41 2. Page 27, by striking line 15, and inserting
42 the following:

43 "..... \$ 26,827,131".

44 3. Page 31, by striking line 32, and inserting
45 the following:

46 "..... \$ 16,073,598".

47 4. Page 32, by striking line 2, and inserting the
48 following:

49 "..... \$ 600,000".

50 5. Page 37, line 4, by striking the word "The"

S-3990

Page 2

1 and inserting the following: "The study shall be
2 conducted by the legislative fiscal committee and the
3 co-chairpersons and ranking members of the joint
4 education appropriations subcommittee.

5 The".

6 6. Page 50, line 14, by striking the word "The"
7 and inserting the following: "The Within fifteen days
8 following certification by the state university of
9 Iowa, the".

By RICHARD VARN

S-3990 FILED APRIL 28, 1989

ADOPTED

4-28-89 (p-1763)

HOUSE FILE 774

S-3992

1 Amend the amendment, S-3978, to House File 774, as
2 amended, passed, and reprinted by the House, as
3 follows:
4 1. Page 1, by striking lines 31 through 38 and
5 inserting the following:
6 "_____. By striking page 6, line 31, through page
7 7, line 5, and inserting the following:
8 "For payments for students under the guaranteed
9 loan payment program if a guaranteed loan payment
10 program is enacted by the general assembly:"
11 _____. Page 7, by striking lines 7 through 22."

By BEVERLY HANNON
JIM RIORDAN
TOM MANN, JR.

S-3992 FILED APRIL 28, 1989

LOST 4-28-89 (p.1759)

HOUSE FILE 774

S-3993

1 Amend House File 774, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 12, by striking lines 30 through 33 and
4 inserting the following: "The media services
5 divisions of the".

By LARRY MURPHY
JOY CORNING

S-3993 FILED APRIL 28, 1989

ADOPTED 4-28-89 (p.1764)

HOUSE FILE 774

S-4001

1 Amend House File 774, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 26, by striking lines 11 through 13 and
4 inserting the following: "beginning July 1, 1989, and
5 ending June 30, 1990:".

6 2. Page 26, by inserting after line 14 the
7 following:

8 "As a condition, limitation, and qualification of
9 the appropriation in this paragraph, the university
10 shall report to the general assembly by August 1,
11 1989, the disposition of the proceeds from the tuition
12 rate increase."

13 3. Page 30, by striking lines 29 through 31, and
14 inserting the following: "beginning July 1, 1989, and
15 ending June 30, 1990:".

16 4. Page 30, by inserting after line 32 the
17 following:

18 "As a condition, limitation, and qualification of
19 the appropriation in this paragraph, the university
20 shall report to the general assembly by August 1,
21 1989, the disposition of the proceeds from the tuition
22 rate increase."

23 5. Page 33, by striking lines 5 through 7 and
24 inserting the following: "beginning July 1, 1989, and
25 ending June 30, 1990:".

26 6. Page 33, by inserting after line 8 the
27 following:

28 "As a condition, limitation, and qualification of
29 the appropriation in this paragraph, the university
30 shall report to the general assembly by August 1,
31 1989, the disposition of the proceeds from the tuition
32 rate increase."

By LINN FUHRMAN
WALLY HORN

CALVIN O. HULTMAN
JOE WELSH

S-4001 FILED APRIL 28, 1989

LOST

4-28-89 (p.1766)

HOUSE FILE 774

S-3998

- 1 Amend House File 774, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 24, by striking lines 11 through 30.

By CALVIN O. HULTMAN
WALLY HORN

S-3998 FILED APRIL 28, 1989

ADOPTED 4-28-89 (p.1766)

HOUSE FILE 774

S-3999

- 1 Amend House File 774, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 7, line 14, by striking the figure
- 4 "155,000" and inserting the following: "202,500".
- 5 2. Page 7, line 17, by striking the figure
- 6 "250,000" and inserting the following: "202,500".

By LARRY MURPHY

S-3999 FILED APRIL 28, 1989

LOST 4-28-89 (p.1764)

HOUSE FILE 774

S-4000

- 1 Amend the amendment, S-3978, to House File 774, as
- 2 amended, passed, and reprinted by the House, as
- 3 follows:
- 4 1. Page 8, by striking lines 40 through 46 and
- 5 inserting the following:
- 6 "~~A-laboratory-school-under-chapter-265-shall-be~~
- 7 ~~exempt-from-the-provisions-of-this-section.~~"

By LARRY MURPHY
RICHARD VARN

S-4000 FILED APRIL 28, 1989

ADOPTED 4-28-89 (p.1762)

HOUSE FILE 774

S-4004

1 Amend the amendment, S-3978, to House File 774, as
2 amended, passed, and reprinted by the House, as
3 follows:

4 1. Page 2, by striking lines 35 through 43 and
5 inserting the following:

6 "____". Page 16, line 19, by striking the figure
7 "10" and inserting the following: "20".

8 _____. Page 16, by striking line 22 and inserting
9 the following:

10 "..... \$ 548,413

11 The appropriation in this subsection is contingent
12 upon the enactment of section 1001 of this Act."

13 2. Page 3, by inserting after line 23 the fol-
14 lowing:

15 "____". Page 49, by inserting after line 32 the
16 following:

17 "Sec. 1001. Section 301.1, unnumbered paragraph 2,
18 Code 1989, is amended to read as follows:

19 Textbooks adopted and purchased by a school
20 district may, and shall to the extent funds are
21 appropriated by the general assembly, be made
22 available to pupils attending nonpublic schools upon
23 request of the pupil or the pupil's parent under
24 comparable terms as made available to pupils attending
25 public schools. However, funds appropriated by the
26 general assembly under this section shall only be used
27 for textbooks for a nonpublic school pupil who attends
28 a nonpublic school that uses a multicultural,
29 nonsexist approach as that approach is required for
30 school districts under section 256.11."

By BILL HUTCHINS RICHARD J. VARN
JIM LIND LARRY MURPHY
JOE WELSH RICHARD RUNNING

S-4004 FILED APRIL 28, 1989
ADOPTED 4-28-89 (p-1760)

HOUSE FILE 774

S-4005

1 Amend the amendment, S-3978, to House File 774, as
2 amended, passed, and reprinted by the House, as
3 follows:

4 1. Page 8, line 19, by striking the word and
5 figure "June 1" and inserting the following: "March
6 10".

By JOY CORNING
AL STURGEON

S-4005 FILED APRIL 28, 1989
LOST 4-28-89 (p-1762)

HOUSE FILE 774

S-4003

1 Amend amendment, S-3978, to House File 774, as
2 amended, passed, and reprinted by the House, as
3 follows:

-
- A 4 1. Page 3, line 16, by striking the figure
5 "300,000" and inserting the following: "500,000".
6 2. Page 3, line 23, by inserting after the figure
7 "1990." the following: "If the total amount deducted
8 from the area education agencies under section 442.10
9 for the school year beginning July 1, 1988, or July 1,
10 1989, to be deposited in the general fund of the
11 state, is less than five hundred thousand dollars,
12 there is appropriated from the general fund of the
13 state to the department of education for the fiscal
14 year beginning July 1, 1989, and for the fiscal year
15 beginning July 1, 1990, the difference between the
16 total amount deducted for the previous fiscal year
17 that would otherwise have been deposited in the
18 general fund of the state, and five hundred thousand
19 dollars, to be paid to area education agencies that
20 have fewer than three and one-half public school
21 pupils per square mile."
-
- B 22 3. Page 9, line 15, by inserting after the word
23 "funds." the following: "This section applies only to
24 awards or projects contingent upon the present or
25 future commitment of state resources or if loss of
26 funding would shift the responsibility for payment to
27 the state or its agencies, and it does not apply to
28 funds received for individual research projects,
29 private gifts, or payments for services actually
30 provided."
-

By LEONARD L. BOSWELL

S-4003 FILED APRIL 28, 1989

DIVISION A-ADOPTED, DIVISION B-WITHDRAWN

4-28-89 (p.1761)

Senate Approval
Amend + DO PASS per amend. 3978 (P. 174) 4-27-89

HOUSE FILE 774
BY COMMITTEE ON APPROPRIATIONS

(As Amended and Passed by the House April 25, 1989)

Passed House, Date See below Passed Senate, Date 4-28-89 (P. 1768)
Vote: Ayes _____ Nays _____ Vote: Ayes 39 Nays 2

Approved Item Vetoed 6/5/89
Passed for Conference Committee Report
House 5/6/89 (p. 2626) Senate 5/6/89 (p. 2049)
88-0 A BILL FOR 46.3

1 An Act relating to the funding of, operation of, and
2 appropriation of moneys to agencies, institutions,
3 commissions, departments, and boards responsible for
4 educational and cultural programs of this state, and providing
5 effective dates.

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

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House Amendments _____
Deleted Language, *

Conference Committee appointed.
Senate appointees are -
Senator Varn, Chair
Senators Welsh, Murphy, Rensink, & Tiedens
Herrel -
Rep's - Hatch, Chair; Shaultry, Maulsby,
Neuhauser, Siegrist,

DIVISION I

DEPARTMENT OF CULTURAL AFFAIRS

Section 1. There is appropriated from the general fund of the state to the department of cultural affairs for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	351,323
.....	FTEs	9.0

As a condition, limitation, and qualification of the appropriation in this subsection, one of the full-time equivalent positions employed by the administration division shall be assigned marketing duties relating to the divisions and agencies of the department of cultural affairs.

As a condition, limitation, and qualification of the appropriation in this subsection, the administration division shall expend moneys to cultivate and promote Iowa's major cultural resources by working with the Iowa humanities board to sponsor a major three-day conference and a comprehensive guide to cultural resources for dissemination throughout the state.

3978 2. ARTS DIVISION

For salaries, support, maintenance, miscellaneous purposes, including funds to match federal grants, and for not more than the following full-time equivalent positions:

.....	\$	925,280
.....	FTEs	12.0

As a condition, limitation, and qualification of the appropriation in this subsection, the arts division shall expend moneys to implement a program for basic arts education, increase the artists-in-school residency program, increase the

1 operational support grants for arts organizations, and provide
2 funds for rural arts organizations. Notwithstanding section
3 8.33, unobligated or unencumbered funds appropriated in this
4 subsection to be used as matching funds for federal grant
5 moneys administered by the arts division and remaining on June
6 30, 1990, shall not revert to the general fund of the state,
7 but shall remain available for expenditure by the arts
8 division for those purposes for the fiscal year beginning July
9 1, 1990.

10 As a condition, limitation, and qualification of the
11 appropriation in this subsection, not more than ten percent of
12 difference between the moneys appropriated in this subsection
13 and the moneys appropriated in 1988 Iowa Acts, chapter 1284,
14 section 1, subsection 2, shall be expended by the arts
15 division for administrative costs.

16 3. HISTORICAL DIVISION

17 a. For salaries, support, maintenance, miscellaneous
18 purposes, and for not more than the following full-time
19 equivalent positions:.

20	\$	2,455,253
21	FTEs	67.0

397822 As a condition, limitation, and qualification of the
23 appropriation in this subsection, the historical division
24 shall expend moneys to provide moneys for the Italian-American
25 cultural center located in Des Moines and for remedial
26 conservation and preservation of collections of the historical
27 division, including newspapers, and the establishment of a
28 video history library collection.

29 b. For the payment of interest owed on moneys borrowed
30 from the permanent school fund under section 303.18:

31	\$	94,000
----------	----	--------

32 4. LIBRARY DIVISION

33 For salaries, support, maintenance, miscellaneous purposes,
34 and for not more than the following full-time equivalent
35 positions:

1 \$ 1,977,406
2 FTEs 40.5

3 As a condition, limitation, and qualification of the
4 appropriation in this subsection, the library division shall
5 expend moneys for office equipment, to fund a statewide open
6 access program, for collections development, and for the
7 interlibrary loan service as recommended in the blue ribbon
8 task force on library cooperation and technology final report.
9 The library division shall not allocate moneys to a local
10 library for collections development, unless the local library
11 is participating in the statewide local access program. The
12 library division shall also expend funds to comply with a
13 federal audit report issued February 23, 1988.

14 5. PUBLIC BROADCASTING DIVISION

15 For salaries, support, maintenance, capital expenditures,
4003-16 miscellaneous purposes, and for not more than the following
17 full-time equivalent positions:

18 \$ 6,860,000
19 FTEs 103.0

20 As a condition, limitation, and qualification of the
21 appropriation in this subsection, the public broadcasting
22 division shall expend moneys on instructional schedule guide
4003-23 books and teachers' guide materials, repairs, and deferred
24 maintenance required for safety provisions.

25 6. TERRACE HILL COMMISSION

26 For salaries, support, maintenance, miscellaneous purposes,
27 for the operation of Terrace Hill and for conducting tours,
28 and for not more than the following full-time equivalent
29 positions:

30 \$ 200,000
31 FTEs 5.25

32 7. REGIONAL LIBRARY SYSTEM

33 For state aid:

34 \$ 1,539,785

35 As a condition, limitation, and qualification of the

1 appropriation in this subsection, the regional library system
2 shall expend moneys to provide access to special collections,
3 for additional interlibrary loan services, and for additional
4 reference services.

3978 >

5 Sec. 2. As a condition, limitation, and qualification of
6 funds appropriated in section 1, subsection 3, of this Act,
7 the historical division shall solicit voluntary contributions
8 on behalf of the historical division at entrance locations and
9 other locations throughout the historical building. Voluntary
10 contributions collected in this manner and entrance fees for
11 the Montauk governor's mansion shall be used to pay principal
12 and interest on moneys borrowed from the permanent school fund
13 under section 303.18.

14 Sec. 3. Notwithstanding sections 302.1 and 302.1A, for the
15 fiscal year beginning July 1, 1989, and ending June 30, 1990,
16 the portion of the interest earned on the permanent school
17 fund that is not transferred to the credit of the first in the
18 nation in education foundation and not transferred to the
19 credit of the national center for gifted and talented
20 education shall be credited as a payment by the historical
21 division of the department of cultural affairs of principal
22 and interest due on moneys loaned to the historical division
23 under section 303.18. Moneys credited under this section are
24 in addition to funds appropriated in section 1, subsection 3,
25 paragraph "b", of this Act.

26 Sec. 4. The public broadcasting division of the department
27 of cultural affairs may use the state of Iowa facilities
28 improvement corporation to purchase energy efficiency packages
29 for its ultrahigh frequency transmitters without meeting the
30 requirements of section 19.34.

31 Sec. 5. Notwithstanding section 8.33, if moneys are
32 appropriated by the general assembly from the general fund of
33 the state, for the fiscal year beginning July 1, 1988, and
34 ending June 30, 1989, to the department of cultural affairs
35 for the replacement of the public broadcasting division's

1 channel 12 transmitter, unobligated and unencumbered funds
2 from that appropriation remaining on June 30, 1989, shall not
3 revert to the general fund of the state but shall remain
4 available for expenditure during the fiscal year beginning
5 July 1, 1989, for the same purpose.

6 Sec. 6. Notwithstanding 1986 Iowa Acts, chapter 1246,
7 section 2, section 102, and section 103, as amended by 1987
8 Iowa Acts, chapter 228, section 7, moneys appropriated in
9 those sections that remain unobligated and unencumbered on
10 June 30, 1989, shall not revert to the general fund, but shall
11 remain available for expenditure for the purposes specified
12 until June 30, 1991.

390,
39787

13 DIVISION II

14 COLLEGE AID COMMISSION

15 Sec. 7. There is appropriated from the general fund of the
16 state to the college aid commission for the fiscal year
17 beginning July 1, 1989, and ending June 30, 1990, the
18 following amounts, or so much thereof as may be necessary, to
19 be used by the following agency for the purposes designated:

20 COLLEGE AID COMMISSION

21 1. GENERAL ADMINISTRATION

22 For salaries, support, maintenance, miscellaneous purposes,
23 and for not more than the following full-time equivalent
24 positions:

25	\$	302,852
26	FTEs	6.24

27 As a condition, limitation, and qualification of the
28 appropriation in this section, the college aid commission
29 shall determine the number of Iowa resident students who have
30 demonstrated superior academic achievement either by
31 graduating from high school ranked in the top ten percent of
32 the class academically or by earning composite scores on
33 either the American college testing program examination or the
34 scholastic aptitude test of the college entrance examination
35 board that ranked in the top fifteen percent of the Iowa

1 residents taking the applicable examination at the same time,
 2 and determine the number of those students who are attending
 3 institutions of higher education in this state. The college
 4 aid commission shall report the results of its information to
 5 the general assembly meeting in 1990.

6 As a condition, limitation, and qualification of the moneys
 7 appropriated in this section, the college aid commission shall
 8 establish a committee to conduct a study to determine whether
 9 there is a shortage of trained health care practitioners,
 10 particularly in rural areas. The committee shall collect
 11 statements from affected professional health care or-
 12 ganizations and health care practitioner training and
 13 education institutions, review the need for health care
 14 practitioners in certain areas of the state, the salary ranges
 15 for health care practitioners in those areas, and the impact
 16 of shortages of health care practitioners on access to health
 17 care in the areas of the state where there are shortages. The
 18 committee shall also develop strategies for alleviating the
 19 shortage of health care practitioners. The members of the
 20 committee shall include representatives from associations
 21 which represent the interests of health care practitioners,
 22 the Iowa department of public health, the department of human
 23 services, and other organizations, associations, or entities
 24 concerned about the shortage of health care practitioners.
 25 Staff assistance for the committee shall be provided by the
 26 Iowa department of public health. The committee shall report
 27 the results of the study to the college aid commission and the
 28 joint education appropriations subcommittee not later than
 29 December 15, 1989.

30 2. STUDENT AID PROGRAMS

31 For payments for students for the education savings program
 32 if an education savings program is enacted by the general
 33 assembly, for the work for college program if a work for
 34 college program is enacted by the general assembly, for the
 35 teacher loan payment program in section 261.45, for the

1 occupational therapists loan program in section 261.46, for
2 the nursing loan program if a nursing loan program is enacted
3 by the general assembly, and for the national guard loan
4 program if a national guard loan program is enacted by the
5 general assembly:

6 \$ 700,000

~~399~~ 7 Notwithstanding the amount appropriated in this subsection
8 for the purposes designated, if the education savings program
9 is not enacted by the general assembly, \$100,000 shall be
10 deducted from the moneys appropriated in this subsection; if
11 the work for college program is not enacted by the general
12 assembly, \$100,000 shall be deducted from the moneys
13 appropriated in this subsection; if the nursing loan program
14 is not enacted by the general assembly, \$155,000 shall be
15 deducted from the moneys appropriated in this subsection; and
16 if the national guard loan program is not enacted by the
17 general assembly, \$250,000 shall be deducted from the moneys
18 appropriated in this subsection. Moneys deducted from the
19 moneys appropriated in this subsection, not exceeding
20 \$173,644, shall be used by the college aid commission for
21 vocational-technical tuition grants and shall supplement
22 moneys appropriated in section 261.25, subsection 3.

~~39787~~ 23 3. IOWA MINORITY ACADEMIC GRANTS FOR ECONOMIC SUCCESS
24 PROGRAM

25 For the Iowa minority academic grants for economic success
26 program for grants to independent colleges and universities if
27 the program is enacted by the general assembly:

28 \$ 50,000

29 Sec. 8. There is appropriated from the general fund of the
30 state to the college aid commission for the fiscal year
31 beginning July 1, 1989, and ending June 30, 1990, the
32 following amounts, or so much thereof as may be necessary, to
33 be used for the purposes designated:

34 1. UNIVERSITY OF OSTEOPATHIC MEDICINE AND HEALTH SCIENCES

35 a. For grants to Iowa students attending the university of

1 osteopathic medicine and health sciences under the grant
2 program pursuant to section 261.18:
3 \$ 426,000

4 b. For the university of osteopathic medicine and health
5 sciences for the admission and education of Iowa students in
6 each of the four years of classes in the university of
7 osteopathic medicine and health sciences pursuant to section
8 261.19:

9 \$ 374,000

10 2. In addition to the requirements of section 261.19, the
11 allocation of funds appropriated by this section is subject to
12 the condition that one-half of the funds appropriated for the
13 fiscal year beginning July 1, 1989, shall not be released
14 until delivery to the legislative fiscal bureau of the June
15 30, 1989, financial audits, conducted by an independent third
16 party, of the university of osteopathic medicine and health
17 sciences.

18 Sec. 9. Notwithstanding section 261.85, from moneys
19 appropriated to the college aid commission in section 261.85
20 for the work-study program, for the fiscal year commencing
21 July 1, 1989, and ending June 30, 1990, the college aid
22 commission shall retain \$100,000 for allocation to pilot
23 projects for the Iowa heritage corps created in section
24 261.81A.

25 Sec. 10. There is appropriated from the loan reserve
26 account to the college aid commission for the fiscal year
27 beginning July 1, 1989, and ending June 30, 1990, the
28 following amount, or so much thereof as may be necessary, to
29 be used for the operating costs of the Stafford loan program:

30 OPERATING COSTS

31 For salaries, support, maintenance, miscellaneous purposes,
32 and for not more than the following full-time equivalent
33 positions:

34 \$ 2,515,438

35 FTEs 31.23

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DIVISION III
DEPARTMENT OF EDUCATION

Sec. 11. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the following amounts, or so much thereof as may be necessary, to be used for the purposes designated:

³⁹⁷⁸ 1. GENERAL ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:.

.....	\$	5,781,426
.....	FTEs	125.85

⁴⁰⁰³ As a condition, limitation, and qualification of the appropriation in this subsection, the department of education shall expend moneys to contract with institutions of higher education to provide a summer residence program for gifted and talented elementary and secondary school students and to support existing law-related education centers for training seminars and workshops in law-related education, summer institutes relating to law-related education and methodology and substance, and mock trial competitions for junior and senior high school students. The law-related education program shall include the legislative lawmaking process. Educational materials for this segment of the program shall be developed by the law-related education centers in consultation with the legislative council.

As a condition, limitation, and qualification of the appropriation in this subsection, the department of education shall expend moneys to provide funds for the employment resources center administered by the first and fifth judicial districts' departments of correctional services to assist clients. The department of education shall assist the first and fifth judicial districts' departments of correctional services in the development of an analysis of the

1 effectiveness of the program. The department of correctional
2 services shall submit a report analyzing the effectiveness of
3 the program to the chairpersons and ranking members of the
4 education appropriations subcommittee and to the legislative
5 fiscal bureau not later than December 15, 1989.

6 As a condition, limitation, and qualification of the
7 appropriation in this subsection, the department of education,
8 in cooperation with the department of corrections, shall study
9 the feasibility of providing educational programs to residents
10 of institutions of the department of corrections, with
11 consideration given to integration of the programs with
12 programs of the merged area schools. A report containing the
13 recommendations for establishing programs and a funding
14 mechanism shall be presented to the joint education
15 appropriations subcommittee and to the general assembly not
16 later than December 15, 1989.

17 As a condition, limitation, and qualification of the
18 appropriation in this subsection, the department of education
19 shall conduct a survey of each school district to determine
20 the curriculum included in the general science courses being
21 offered by the school district in grades nine through twelve
22 and the department shall determine from the survey whether
23 ecological and environmental issues are being included as a
24 part of the curriculum. The department shall report the
25 results of its study, together with recommendations for
26 integrating ecological and environmental issues into the
27 general science curriculum, to the joint education
28 appropriations subcommittee not later than December 15, 1989.

29 As a condition, limitation, and qualification of the
30 appropriation in this subsection, the department of education
31 shall develop and establish a conflict resolution program to
32 assist teachers and administrators in the management of
33 disputes between students. The department shall establish at
34 least one pilot project in a district within the state. The
35 department shall notify all districts of the development of

1 the program and make its selection on the basis of interest
2 and ability to implement the program. In developing the
3 conflict resolution program and pilot projects, the department
4 shall consult with the Iowa peace institute office of dispute
5 resolution, representatives of the national association for
6 mediation in education, and other persons and groups with
7 expertise and experience in the area of conflict resolution.
8 The department shall summarize the results of the conflict
9 resolution program and submit the summary, along with any
10 recommendations relating to statewide implementation of
11 conflict resolution programs, in a report to the general
12 assembly by January 1, 1991.

13 As a condition, limitation, and qualification of the
14 appropriation in this subsection, the department shall expend
15 moneys for an autism specialist who will work with the autism
16 resource team at the child health specialty clinic at the
17 university of Iowa. The autism specialist shall provide
18 ongoing, comprehensive educational and technical services for
19 autistic individuals and their families.

20 As a condition, limitation, and qualification of the moneys
21 appropriated in this subsection, the department of education
22 shall instruct the area schools to notify the department of
23 economic development that fees paid by the area schools
24 pursuant to section 15.255 for the fiscal year beginning July
25 1, 1989, shall not be expended during that fiscal year, but
26 shall remain on deposit in the jobs now account within the
27 Iowa plan fund for economic development until the general
28 assembly has considered the results of the study of chapter
29 280B conducted under section 29 of this Act and takes action
30 to allow the expenditure of the fees.

31 As a condition, limitation, and qualification of the
32 appropriation in this subsection, the department of education
33 shall create an evaluation system reporting on educational
34 excellence program phase III activities under chapter 294A.
35 Issues to be addressed in the system shall include, but are

1 not limited to, an analysis of the expenditures of phase III
 2 funds including the types of activities and specific
 3 additional work assignments for which teachers are receiving
 4 supplemental pay, information about the subject areas and
 5 educational levels involved in the phase III activities, a
 6 description of types of significant staff development efforts
 7 being conducted under phase III and the providers of the staff
 8 development, a description of the different types of approved
 9 performance-based pay plans, descriptive information on
 10 teachers receiving phase III funds, and other information the
 11 department deems pertinent. A report on the evaluation system
 12 and the results of the evaluation of phase III programs for
 13 the fiscal year beginning July 1, 1989, shall be submitted to
 14 the general assembly by January 1, 1991. The department of
 15 education shall disseminate information to all school
 16 districts and area education agencies relating to innovative
 17 phase III programs. The information shall be provided at no
 18 cost to the school districts and the area education agencies.

3443-19 As a condition, limitation, and qualification of the
 20 appropriation in this subsection, the department of education
 21 shall ensure that media services at an area education agency
 22 are provided by a separate media services division in the area
 23 education agency and the cost of providing media services is
 24 paid from moneys provided specifically for media services
 25 under the state school foundation formula. The media services
 26 division shall be directed by an administrator who has
 27 received a degree from an institution of higher education with
 28 an emphasis on school library and media services and who
 29 reports directly to the area education agency administrator.
 30 An area education agency which has an administrative structure
 4008-31 in place on or before July 1, 1989, which does not conform
 32 with this section, may be granted an exemption by the
 33 department of education. The media services divisions of the
 34 area education agencies shall cooperate with the library
 35 services delivery system in this state.

37781 2. SPECIAL PROGRAMS AND PROJECTS

2 a. For enhancing the preparation, teaching experiences,
3 and induction of educators, and for assisting educators in the
4 use of technology for instructional and administrative
5 purposes:

6 \$ 500,000

7 The department shall expend the moneys appropriated in this
8 paragraph for the following programs:

9 (1) Provide a support system for beginning teachers that
10 is a collaborative effort involving local schools, area
11 education agencies, professional associations, and approved
12 teacher preparation programs in institutions of higher
13 education in this state.

403, 3919-14 (2) Fund a grant program enabling school districts to be
15 actively involved in the student teaching process.

16 (3) Continue funding an evaluation system to be used by
17 evaluator panels that are evaluating teachers after the
18 initial certification and before advancement to the next
19 certification level.

20 (4) Disseminate information to all school districts and
21 area education agencies relating to innovative phase III
22 programs funded under chapter 294A. The information shall be
23 provided at no cost to the school districts and area education
24 agencies and shall include program plans, curricula, and other
25 pertinent information.

26 (5) Provide funding for grants for pilot projects under
27 section 256.23.

28 (6) In consultation with school administrators and
29 teachers, develop plans for the establishment of a data base
30 that would be electronically accessible to school
31 corporations, and determine the information the data base will
32 contain, including statewide school statistical data, school
33 personnel information, information about approved phase III
34 programs, student records, and department of education
35 publications and information.

1 (7) Fund pilot or demonstration projects that will
2 encourage school administrators and teachers to use electronic
3 technology in classroom instruction and for school
4 administration purposes. The projects may include the use of
5 electronic technology by students for research or
6 informational purposes, the development of personnel
7 accounting systems, maintenance of student records, assistance
8 in identification of at-risk students, use for innovative
9 teaching techniques for at-risk students, and other uses to
10 enhance student learning.

11 (8) Establish a technology consultant position with duties
12 that include developing and coordinating a statewide
13 technology plan for education, providing assistance to school
14 corporations to develop technology plans, assisting in the
15 development of long-range plans for the use of technology in
16 school classrooms in the future, and coordinating and
17 administering projects provided under subparagraph (7).

18 Notwithstanding the maximum number of full-time equivalent
19 employees authorized in subsection 1, the department may
20 employ a full-time equivalent individual to assist the
21 employees of the department in fulfilling the requirements of
22 this paragraph.

23 Notwithstanding section 8.33, moneys appropriated in this
24 paragraph shall not revert to the general fund of the state
25 but shall remain available for expenditure for the purposes
26 specified until June 30, 1991.

27 b. For development, in conjunction with the university of
28 northern Iowa, of a networking system that translates
29 effective teaching methods through the use of a computer
30 conferencing system to form information exchange networks:

31 \$ 90,000

32 c. To provide leadership and support to early childhood
33 education programs:

34 \$ 50,000

35FTEs 1

1 As a condition, limitation, and qualification of the
2 appropriation in this paragraph, the early childhood
3 consultant employed by the department under this paragraph
4 shall provide leadership and coordination for community
5 planning models; develop curriculum guides and materials;
6 provide training for area education agency early childhood
7 consultants, teachers, and administrators; and plan program
8 evaluation techniques and reporting systems.

9 d. For programs and grants for educational technology
10 under section 256.33:
11 \$ 150,000

12 As a condition, limitation, and qualification of moneys
13 appropriated in this paragraph, at least fifty percent of the
14 moneys shall be used for programs for elementary or secondary
15 education, or both.

16 3. VOCATIONAL EDUCATION ADMINISTRATION

17 For salaries, support, maintenance, miscellaneous purposes,
18 and for not more than the following full-time equivalent
19 positions:

20 \$ 916,447
21 FTEs 44.0

22 4. VOCATIONAL EDUCATION AID

23 For vocational education aid to secondary schools:
24 \$ 3,666,360

25 Funds appropriated by this subsection shall be used for aid
26 to school districts for development and the conducting of both
27 continuing and new vocational programs, services and
28 activities of vocational education through secondary schools,
29 and for aid to existing jointly administered secondary
30 vocational education programs, in accordance with chapter 258
31 and chapter 280A, and to purchase instructional equipment for
32 vocational and technical courses of instruction in such
33 schools.

34 5. YOUTH LEADERSHIP GRANT PROGRAM

35 For grants to youth leadership programs:

1 \$ 30,000

2 Funds appropriated by this subsection shall be used to
3 emphasize and support youth leadership skills for students
4 participating in Iowa activities and students representing
5 Iowa in regional and national activities.

6 6. SCHOOL FOOD SERVICE

7 For the purpose of providing assistance to students en-
8 rolled in public school districts and nonpublic schools of the
9 state for breakfasts, lunches and minimal equipment programs
10 with the funds being used as state matching funds for federal
11 programs and which shall be disbursed according to federal
12 regulations, including salaries and support and for not more
13 than the following full-time equivalent positions:

14 \$ 3,146,215
15 FTEs 16.0

16 7. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

17 To provide funds for costs of providing textbooks to each
18 resident pupil who attends a nonpublic school as authorized by
19 section 301.1. The funding is limited to \$10 per pupil and
20 shall not exceed the comparable services offered to resident
21 public school pupils:

22 \$ 348,413

39787

23 8. PROFESSIONAL TEACHING PRACTICES COMMISSION

24 For the use of the commission to carry out chapter 272A,
25 including salaries and support, and for not more than the
26 following full-time equivalent positions:.

27 \$ 65,962
28 FTEs 1.20

29 9. IOWA ACADEMY OF SCIENCE

30 For support and maintenance:

31 \$ 50,000

32 As a condition, limitation, and qualification of the
33 appropriation in this subsection, no more than fifteen percent
34 of the funds appropriated in this subsection shall be used for
35 administrative purposes or for publication of the Iowa academy

39783

1 of science journal and the remainder shall be expended for
2 grants for research projects and studies awarded by the Iowa
3 academy of science.

4 As a condition, limitation, and qualification of the
5 appropriation in this subsection, the Iowa academy of science
6 shall permit all grant recipients to publish the results of
7 the recipients' research projects and studies in the Iowa
8 academy of science journal at no cost to the recipient.

9 As a condition, limitation, and qualification of the
10 appropriation in this subsection, the Iowa academy of science
11 annually shall submit a report of its activities, including a
12 report of its expenditures, accounting for the moneys expended
13 for administrative purposes and the moneys expended for
14 grants, income from all sources, and the current asset and
15 liability base, for each fiscal year beginning with the fiscal
16 year commencing July 1, 1988, to the legislative fiscal bureau
17 not later than December 15 of the following fiscal year.

18 10. LITERACY STUDY. The department of education shall
19 solicit gifts and grants from the federal government and
20 private nonprofit foundations to award a contract for a study
21 of the literacy of young adults in Iowa to an independent
22 testing corporation located in this state. The specifications
23 for the study shall be substantially similar to the
24 specifications used for the national assessment of education
25 progress study of the literacy of young adults in the United
26 States conducted by the educational testing service.

27 11. VOCATIONAL REHABILITATION DIVISION

28 a. For salaries, support, maintenance, miscellaneous
29 purposes, and for not more than the following full-time
30 equivalent positions:

31	\$	2,930,690
32	FTEs	314.5

33 b. For matching funds for programs to enable severely
34 physically or mentally disabled persons to function more
35 independently, including salaries and support and for not more

1 than the following full-time equivalent positions:

2 \$ 17,715
 3 FTEs 1.5

4006

4 12. MERGED AREA SCHOOLS

5 For general state financial aid to merged areas as defined
 6 in section 280A.2 and for vocational education programs in
 7 accordance with chapters 258 and 280A, to purchase
 8 instructional equipment for vocational and technical courses
 9 of instruction in such schools, and for salary increases, the
 10 amount of \$71,695,728 to be allocated as follows:

11	a. Merged Area I	\$ 3,282,803
12	b. Merged Area II	\$ 4,158,725
13	c. Merged Area III	\$ 3,886,681
14	d. Merged Area IV	\$ 1,951,546
15	e. Merged Area V	\$ 4,147,889
16	f. Merged Area VI	\$ 4,233,481
17	g. Merged Area VII	\$ 5,779,023
18	h. Merged Area IX	\$ 5,855,658
19	i. Merged Area X	\$ 9,337,877
20	j. Merged Area XI	\$ 9,468,405
21	k. Merged Area XII	\$ 4,342,035
22	l. Merged Area XIII	\$ 4,344,526
23	m. Merged Area XIV	\$ 1,878,402
24	n. Merged Area XV	\$ 5,681,797
25	o. Merged Area XVI	\$ 3,346,880

26 13. MERGED AREA SCHOOL PERSONAL PROPERTY TAX REPLACEMENT

27 For general financial aid to merged areas in lieu of
 28 personal property replacement payments under section 427A.13,
 29 the amount of \$828,012 to be allocated as follows:

30	a. Merged Area I	\$ 65,152
31	b. Merged Area II	\$ 50,567
32	c. Merged Area III	\$ 33,891
33	d. Merged Area IV	\$ 23,204
34	e. Merged Area V	\$ 60,042
35	f. Merged Area VI	\$ 34,514

1	g.	Merged Area VII	\$	57,884
2	h.	Merged Area IX	\$	69,103
3	i.	Merged Area X	\$	97,180
4	j.	Merged Area XI	\$	142,463
5	k.	Merged Area XII	\$	46,200
6	l.	Merged Area XIII	\$	40,972
7	m.	Merged Area XIV	\$	20,826
8	n.	Merged Area XV	\$	55,026
9	o.	Merged Area XVI	\$	30,988

10 Sec. 12. There is appropriated from the general fund of
 11 the state to the department of education for the fiscal year
 12 beginning July 1, 1990, and ending June 30, 1991, the follow-
 13 ing amounts, or so much thereof as is necessary, to be used
 14 for the purposes designated:

15 1. For state financial aid to merged areas the amount of
 16 \$13,579,598, to be accrued as income and used for expenditures
 17 incurred by the area schools during the fiscal year beginning
 18 July 1, 1989, and ending June 30, 1990, to be allocated to
 19 each area school as follows:

20	a.	Merged Area I	\$	611,887
21	b.	Merged Area II	\$	795,008
22	c.	Merged Area III	\$	739,949
23	d.	Merged Area IV	\$	377,297
24	e.	Merged Area V	\$	745,291
25	f.	Merged Area VI	\$	782,118
26	g.	Merged Area VII	\$	1,105,991
27	h.	Merged Area IX	\$	1,099,495
28	i.	Merged Area X	\$	1,744,567
29	j.	Merged Area XI	\$	1,875,037
30	k.	Merged Area XII	\$	835,261
31	l.	Merged Area XIII	\$	797,531
32	m.	Merged Area XIV	\$	353,975
33	n.	Merged Area XV	\$	1,097,051
34	o.	Merged Area XVI	\$	619,140

35 2. Funds appropriated by subsection 1 shall be allocated

1 pursuant to this section and paid on or about August 15, 1990.

2 Sec. 13. There is appropriated from the general fund of
 3 the state to the department of education for the fiscal year
 4 beginning July 1, 1990, and ending June 30, 1991, to be used
 5 for the purposes designated:

6 1. For general financial aid to merged areas in lieu of
 7 property tax replacement payments under section 427A.13, the
 8 amount of \$354,840, to be accrued as income and used for
 9 expenditures incurred by the area schools during the fiscal
 10 year beginning July 1, 1989, and ending June 30, 1990, to be
 11 allocated to each area as follows:

12	a. Merged Area I	\$	27,922
13	b. Merged Area II	\$	21,671
14	c. Merged Area III	\$	14,525
15	d. Merged Area IV	\$	9,924
16	e. Merged Area V	\$	25,732
17	f. Merged Area VI	\$	14,792
18	g. Merged Area VII	\$	24,807
19	h. Merged Area IX	\$	29,615
20	i. Merged Area X	\$	41,649
21	j. Merged Area XI	\$	61,056
22	k. Merged Area XII	\$	19,800
23	l. Merged Area XIII	\$	17,559
24	m. Merged Area XIV	\$	8,925
25	n. Merged Area XV	\$	23,582
26	o. Merged Area XVI	\$	13,281

27 2. Funds appropriated in subsection 1 shall be allocated
 28 pursuant to this section and paid on or about August 15, 1990.

29 Sec. 14. Moneys allocated to area schools under section
 30 11, subsections 12 and 13, of this Act, for expenditures
 31 incurred during the fiscal year beginning July 1, 1989, and
 32 ending June 30, 1990, shall be paid by the department of
 33 revenue and finance in installments due on or about November
 34 15, February 15, and May 15 of that fiscal year. The payments
 35 received by area schools on or about August 15 under sections

1 12 and 13 of this Act are accounts receivable for the previous
2 fiscal year. The installments shall be as nearly equal as
3 possible as determined by the department of management, taking
4 into consideration the relative budget and cash position of
5 the state resources.

6 Sec. 15. Notwithstanding 1988 Iowa Acts, chapter 1284,
7 section 34, the department of education is directed to reduce
8 the total of the moneys appropriated in 1988 Iowa Acts,
9 chapter 1284, section 34, subsections 1 and 2, by \$119,312 and
10 to adjust the amounts allocated the merged areas in which
11 there was a change in the assessed valuation of taxable
12 property in the merged areas from January 1, 1986, to January
13 1, 1987, accordingly.

14 Sec. 16. Notwithstanding the appropriation provided in
15 section 294A.25, subsection 1, there is appropriated from the
16 general fund of the state to the department of education, for
17 the fiscal year beginning July 1, 1989, and ending June 30,
18 1990, the following amount, or so much thereof as may be
19 necessary to be used for the purpose designated:

20 For the educational excellence program:
21 \$ 92,007,985

22 Sec. 17. Notwithstanding the allocation of phase III
23 moneys under section 294A.14, for the fiscal year beginning
24 July 1, 1989, prior to the allocation to school districts and
25 area education agencies, \$50,000 of the moneys appropriated
26 for phase III shall be retained by the department of education
27 to be used to develop the phase III evaluation and reporting
28 system required under section 11, subsection 1, of this Act.

29 Sec. 18. There is appropriated from the general fund of
30 the state to the department of education for the fiscal year
31 beginning July 1, 1989, and ending June 30, 1990, the
32 following amount, or so much thereof as may be necessary, to
33 be used for child development grants under 1988 Iowa Acts,
34 chapter 1130:
35 \$ 1,175,700

1 Section 256A.3, subsection 6, relating to funds
2 appropriated for child development purposes applies to the
3 moneys appropriated in this section.

4 As a condition, limitation, and qualification of the
5 appropriation in this section, the funds shall be used to
6 renew grants awarded under this program during the fiscal year
7 commencing July 1, 1988. Grants shall be awarded not later
8 than January 1, 1990.

9 DIVISION IV

10 STATE BOARD OF REGENTS

11 Sec. 19. There is appropriated from the general fund of
12 the state to the state board of regents for the fiscal year
13 beginning July 1, 1989, and ending June 30, 1990, the
14 following amounts, or so much thereof as may be necessary, to
15 be used for the purposes designated:

16 1. OFFICE OF STATE BOARD OF REGENTS

17 a. For salaries, support, maintenance, miscellaneous
18 purposes, during the fiscal year beginning July 1, 1989, and
19 ending June 30, 1990, but not for expenditures for relocation
20 or rental of office space at a location removed from the
21 capitol complex, and for not more than the following full-time
22 equivalent positions:

23	\$	1,050,546
24	FTEs	19.63

25 As a condition, limitation, and qualification of funds
26 appropriated in this paragraph, the state board of regents
27 shall establish a consortium consisting of representatives of
28 Iowa state university, the university of Iowa, and the
29 university of northern Iowa as equal participants to establish
30 and use a process for the exchange and integration of
31 knowledge among the universities in the fields, including but
32 not limited to, food production, food processing, food
33 preservation, nutrition, medicine, pharmacy, chemical-free
34 water, clean air, and environmental safety. The consortium
35 shall also establish a means for the integration of knowledge

1 across disciplines in each of the universities. In the
2 establishment of the process for integration and exchange of
3 knowledge for these purposes, the consortium shall also
4 develop a process for disseminating this knowledge to the
5 public for personal and business use by Iowans.

6 As a condition, limitation, and qualification of funds
7 appropriated in this paragraph, the state board of regents
8 shall direct its institutions of higher education to
9 collaborate in categorizing research concerning this state's
10 capabilities in reducing global warming and reducing ozone
11 depletion and to make recommendations to the joint
12 appropriations subcommittee on education no later than
13 December 15, 1989, outlining future collaborative research
14 efforts that the institutions can conduct for these purposes.

3978 15 As a condition, limitation, and qualification of the funds
16 appropriated in this paragraph, the state board of regents
17 shall prepare a regulatory flexibility analysis of 681 Iowa
18 administrative code, rule 9.4 as required in section 17A.31.

19 The office of the state board of regents shall update the
20 study that was initiated in 1988 of the child care needs of
21 faculty members, other staff members, and students at each
22 institution of higher education under its control. The state
23 board of regents shall solicit input for the study from the
24 state student association composed of students from the three
25 institutions. Each institution shall develop alternatives for
26 providing assistance for child care and present a report
27 listing those alternatives to the general assembly not later
28 than December 15, 1989. Each institution shall provide one or
29 more of those alternatives for assistance for child care no
30 later than the regular fall semester in 1990.

31 As a condition, limitation, and qualification of the funds
32 appropriated in this paragraph, the state board of regents
33 shall not take action on requests for proposals, accept bids,
34 or expend funds for the acquisition of a financial information
35 system without the approval of the joint education

1 appropriations subcommittee. The board shall provide the
2 results of the request for proposal study, being conducted for
3 the board, relating to the acquisition of a financial
4 information system, to the joint education appropriations
5 subcommittee and the legislative fiscal bureau. The board
6 shall provide to the joint education appropriations
7 subcommittee and the legislative fiscal bureau a comparison as
8 to the compatibility with the Iowa financial accounting
9 system, and the advantages and disadvantages of each bid for a
10 financial information system for the board.

3998- 11 As a condition, limitation, and qualification of the
12 appropriation in this subsection, the state board of regents
13 shall prepare and submit budgets for the fiscal year beginning
14 July 1, 1990, for the Iowa school for the deaf; the Iowa
15 braille and sight-saving school; the university of Iowa
16 hospital-school; the university of Iowa hygienic laboratory;
17 Iowa state university cooperative extension service; and the
18 laboratory school at the university of northern Iowa using a
19 zero-based budget procedure. The state board of regents shall
20 submit no fewer than fifteen separate decision packages that
21 will bring the budget for a department or program up to the
22 level of funding provided for the fiscal year beginning July
23 1, 1989. Each decision package shall be listed in priority
24 order and shall include the purpose or objective of the
25 department or program; a description of actions, costs, and
26 benefits; performance measures; and alternative means of
27 accomplishing the objectives. The department of management
28 and the legislative fiscal bureau shall jointly establish
29 forms, procedures, and the degree of detail to be used for the
30 decision packages.

31 As a condition, limitation, and qualification of the moneys
32 appropriated in this paragraph, the state board of regents
33 shall not use reimbursements from the institutions under the
34 control of the state board of regents for funding the office
35 of the state board of regents.

1 b. For allocation by the state board of regents to the
2 state university of Iowa, the Iowa state university of science
3 and technology, and the university of northern Iowa to
4 reimburse the institutions for deficiencies in their operating
5 funds resulting from the pledging of tuitions, student fees
6 and charges and institutional income to finance the cost of
7 providing academic and administrative buildings and facilities
8 and utility services at the institutions:

9 \$ 18,946,283

10 c. For funds for assisting a nonprofit corporation to
11 create a tristate graduate center under section 262.9,
12 subsection 20:

13 \$ 40,000

14 2. STATE UNIVERSITY OF IOWA

15 a. General university, including lakeside laboratory

16 (1) For salaries, support, maintenance, equipment,
17 miscellaneous purposes, and for not more than the following
18 full-time equivalent positions:

19 \$149,732,881

20 FTEs 4,345.69

21 From moneys appropriated in this subparagraph, \$900,000
22 shall be used to improve undergraduate education at the state
23 university of Iowa.

24 As a condition, limitation, and qualification of moneys
25 appropriated in this subparagraph, from moneys available to
26 the state university of Iowa, \$550,000 shall be expended for
27 teaching excellence awards to teaching faculty members and
28 teaching assistants.

29 Of the \$550,000 available for teaching excellence awards,
30 \$50,000 shall be awarded to faculty members and teaching
31 assistants who have been recognized for exceptional teaching.

32 An exceptional teaching recognition award is for a one-year
33 period and is in addition to the faculty member or teaching
34 assistant's salary. Not later than December 15, 1989, the
35 state board of regents shall report the names of recipients of

1 teaching excellence awards and the amounts of the awards
2 granted to the joint education appropriations subcommittee and
3 to the legislative fiscal bureau.

4 (2) Agriculture health and safety service pilot programs,
5 including salaries and support, and for not more than the
6 following full-time equivalent positions:

7	\$	59,940
8	FTEs	1.28

9 b. Faculty salary increases

4001-10 For increases in faculty salaries for the fiscal year
11 beginning July 1, 1989, and ending June 30, 1990, that are in
12 addition to the total faculty salaries paid during the fiscal
13 year beginning July 1, 1988:

14	\$	3,311,000
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4001-15 If the receipts from tuition, student fees and charges and
16 institutional income at the institution for the fiscal year
17 are less than or exceed the receipts estimated by the
18 institution, the institution may request that the moneys
19 appropriated in this paragraph be adjusted by the joint
20 education appropriations committee and the general assembly
21 meeting in 1990.

4007-22 c. Minority and women educators enhancement program

23 From the moneys appropriated in paragraph "a", \$80,000
24 shall be used for implementing the minority and women
25 educators enhancement program if the program is enacted by the
26 general assembly.

27 d. College-bound voucher program

28 From the moneys appropriated in paragraph "a", \$110,000
29 shall be used for implementing the college-bound voucher
30 program if the program is enacted by the general assembly.

31 e. Iowa minority academic grants for economic success
32 program

33 From the moneys appropriated in paragraph "a", \$200,000
34 shall be used for the Iowa minority academic grants for
35 economic success program if the program is enacted by the

1 general assembly.

2 It is the intent of the general assembly that moneys will
3 be appropriated for the program for the fiscal year beginning
4 July 1, 1990, in an amount equal to two times the amount
5 specified in this paragraph.

6 f. Student aid increases

7 For increases in general student financial aid for the
8 fiscal year beginning July 1, 1989, and ending June 30, 1990:

9 \$ 798,000

10 g. University hospitals

11 (1) For salaries, support, maintenance, equipment,
12 miscellaneous purposes, and for not more than the following
13 full-time equivalent positions for medical and surgical
14 treatment of indigent patients as provided in chapter 255:

3990-15 \$ 26,648,221

16 FTEs 5,180.64

17 (2) For allocation by the dean of the college of medicine,
18 with approval of the advisory board, to qualified
19 participants, to carry out chapter 148C for the family
20 practice program, including salaries and support, and for not
21 more than the following full-time equivalent positions:

22 \$ 1,601,805

23 FTEs 175.42

24 (3) For specialized child health care services, including
25 childhood cancer diagnostic and treatment network programs;
26 rural comprehensive care for hemophilia patients; and Iowa
27 high risk infant follow-up program, including salaries and
28 support, and for not more than the following full-time
29 equivalent positions:

30 \$ 362,242

31 FTEs 12.61

32 h. As a condition, limitation, and qualification of the
33 appropriation made in paragraph "g", subparagraph (1), the
34 county quotas for indigent patients for the fiscal year
35 commencing July 1, 1989, shall not be lower than the county

1 quotas for the fiscal year commencing July 1, 1988. Before a
2 patient is eligible for the indigent patient program, the
3 county general relief director shall first ascertain from the
4 local office of human services if the applicant would qualify
5 for medical assistance or the medically needy program without
6 the spend-down provision under chapter 249A. If the applicant
7 qualifies, then the patient shall be certified for medical
8 assistance and shall not be counted under chapter 255.

9 Transportation shall be provided at no charge to a patient who
10 is certified for medical assistance under chapter 249A.

11 i. As a condition, limitation, and qualification of the
12 appropriation made in paragraph "g", subparagraph (1), funds
13 appropriated in that subparagraph shall not be allocated to
14 the university hospitals until the superintendent has filed
15 with the department of revenue and finance and the legislative
16 fiscal bureau a quarterly report containing the account
17 required in section 255.24. The report shall include the
18 information required in section 255.24 for patients by the
19 type of service provided.

20 j. As a condition, limitation, and qualification of the
21 appropriation made in paragraph "g", subparagraph (1), funds
22 appropriated in that subparagraph shall not be used to perform
23 abortions except medically necessary abortions, and shall not
24 be used to operate the early termination of pregnancy clinic
25 except for the performance of medically necessary abortions.
26 For the purpose of this paragraph, an abortion is the
27 purposeful interruption of pregnancy with the intention other
28 than to produce a live-born infant or to remove a dead fetus,
29 and a medically necessary abortion is one performed under one
30 of the following conditions:

31 (1) The attending physician certifies that continuing the
32 pregnancy would endanger the life of the pregnant woman.

33 (2) The attending physician certifies that the fetus is
34 physically deformed, mentally deficient, or afflicted with a
35 congenital illness.

1 (3) The pregnancy is the result of a rape which is
2 reported within forty-five days of the incident to a law
3 enforcement agency or public or private health agency which
4 may include a family physician.

5 (4) The pregnancy is the result of incest which is
6 reported within one hundred fifty days of the incident to a
7 law enforcement agency or public or private health agency
8 which may include a family physician.

9 (5) The abortion is a spontaneous abortion, commonly known
10 as a miscarriage, wherein not all of the products of
11 conception are expelled.

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12 k. Psychiatric hospital

13 For salaries, support, maintenance, equipment,
14 miscellaneous purposes, and for not more than the following
15 full-time equivalent positions and for the care, treatment,
16 and maintenance of committed and voluntary public patients:
17 \$ 6,271,551
18 FTEs 282.92

19 l. State hygienic laboratory

20 For salaries, support, maintenance, miscellaneous purposes,
21 and for not more than the following full-time equivalent
22 positions:
23 \$ 2,681,766
24 FTEs 108.86

25 m. Hospital-school

26 For salaries, support, maintenance, miscellaneous purposes,
27 and for not more than the following full-time equivalent
28 positions:
29 \$ 4,859,012
30 FTEs 186.9

31 n. Oakdale campus

32 For salaries, support, maintenance, miscellaneous purposes,
33 and for not more than the following full-time equivalent
34 positions:
35 \$ 2,701,938

1 FTEs 66.1

2 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

3 a. General university

4 For salaries, support, maintenance, miscellaneous purposes,
5 and for not more than the following full-time equivalent
6 positions:

7 \$120,656,526

8 FTEs 3,708.0

9 From moneys appropriated in this paragraph, \$200,000 shall
10 be used to improve undergraduate education at Iowa state
11 university of science and technology.

12 As a condition, limitation, and qualification of moneys
13 appropriated in this paragraph, from moneys available to Iowa
14 state university, \$550,000 shall be expended for teaching
15 excellence awards to teaching faculty members and teaching
16 assistants.

17 Of the \$550,000 available for teaching excellence awards,
18 \$50,000 shall be awarded to faculty members and teaching
19 assistants who have been recognized for exceptional teaching.

20 An exceptional teaching recognition award is for a one-year
21 period and is in addition to the faculty member or teaching
22 assistant's salary. Not later than December 15, 1989, the
23 state board of regents shall report the names of recipients of
24 teaching excellence awards and the amounts of the awards
25 granted to the joint education appropriations subcommittee and
26 to the legislative fiscal bureau.

27 b. Faculty salary increases

401-28 For increases in faculty salaries for the fiscal year
29 beginning July 1, 1989, and ending June 30, 1990, that are in
30 addition to the total faculty salaries paid during the fiscal
31 year beginning July 1, 1988:

32 \$ 3,950,000

401-33 If the receipts from tuition, student fees and charges and
34 institutional income at the institution for the fiscal year
35 are less than or exceed the receipts estimated by the

1 institution, the institution may request that the moneys
2 appropriated in this paragraph be adjusted by the joint
3 education appropriations committee and the general assembly
4 meeting in 1990.

5 c. Minority and women educators enhancement program
6 From the moneys appropriated in paragraph "a", \$80,000
7 shall be used for implementing the minority and women
8 educators enhancement program if the program is enacted by the
9 general assembly.

10 d. College-bound voucher program
11 From the moneys appropriated in paragraph "a", \$110,000
12 shall be used for implementing the college-bound voucher
13 program if the program is enacted by the general assembly.

14 e. Iowa minority academic grants for economic success
15 program
16 From the moneys appropriated in paragraph "a", \$200,000
17 shall be used for the Iowa minority academic grants for
18 economic success program if the program is enacted by the
19 general assembly.

20 It is the intent of the general assembly that moneys will
21 be appropriated for the program for the fiscal year beginning
22 July 1, 1990, in an amount equal to two times the amount
23 specified in this paragraph.

24 f. Student aid increases
25 For increases in general student financial aid for the
26 fiscal year beginning July 1, 1989, and ending June 30, 1990:
27 \$ 547,000

28 g. Agricultural experiment station
29 For salaries, support, maintenance, miscellaneous purposes,
30 and for not more than the following full-time equivalent
31 positions:
32 \$ 15,923,598
33 FTEs 419.0

3990-32 \$ 15,923,598
33 FTEs 419.0

34 h. Leopold center
35 For agricultural research grants awarded under section

1 266.39B:

2 \$ 750,000

3 i. Cooperative extension service in agriculture and home
4 economics

5 For salaries, support, maintenance, miscellaneous purposes,
6 and for not more than the following full-time equivalent
7 positions:

8 \$ 14,485,806

9 FTEs 480.0

10 j. Fire service education, including salaries and support,
11 and for not more than the following full-time equivalent
12 positions:

13 \$ 410,000

14 FTEs 11.0

15 4. UNIVERSITY OF NORTHERN IOWA

16 a. For salaries, support, maintenance, miscellaneous
17 purposes, and for not more than the following full-time
18 equivalent positions:

19 \$ 48,765,750

20 FTEs 1,347.25

21 From moneys in this paragraph, \$600,000 shall be used to
22 improve undergraduate education at the university of northern
23 Iowa.

24 As a condition, limitation, and qualification of moneys
25 appropriated in this paragraph, from moneys available to the
26 university of northern Iowa, \$375,000 shall be expended for
27 teaching excellence awards to teaching faculty members and
28 teaching assistants.

29 Teaching excellence awards shall be granted to faculty
30 members and teaching assistants for excellence in the quality
31 of classroom instruction. An award shall be built into the
32 faculty member's or teaching assistant's base salary. Not
33 later than December 15, 1989, the state board of regents shall
34 report the names of recipients of teaching excellence awards
35 and the amounts of the awards granted to the joint education

1 appropriations subcommittee and to the legislative fiscal
2 bureau.

3 b. Faculty salary increases

4001-4 For increases in faculty salaries for the fiscal year
5 beginning July 1, 1989, and ending June 30, 1990, that are in
6 addition to the total faculty salaries paid during the fiscal
7 year beginning July 1, 1988:

4001-8 \$ 617,000

9 If the receipts from tuition, student fees and charges and
10 institutional income at the institution for the fiscal year
11 are less than or exceed the receipts estimated by the
12 institution, the institution may request that the moneys
13 appropriated in this paragraph be adjusted by the joint
14 education appropriations committee and the general assembly
15 meeting in 1990.

16 c. Minority and women educators enhancement program

17 From the moneys appropriated in paragraph "a", \$40,000
18 shall be used for implementing the minority and women
19 educators enhancement program if the program is enacted by the
20 general assembly.

21 d. College-bound voucher program

22 From the moneys appropriated in paragraph "a", \$80,000
23 shall be used for implementing the college-bound voucher
24 program if the program is enacted by the general assembly.

25 e. Iowa minority academic grants for economic success
26 program

27 From the moneys appropriated in paragraph "a", \$100,000
28 shall be used for the Iowa minority academic grants for
29 economic success program if the program is enacted by the
30 general assembly.

31 It is the intent of the general assembly that moneys will
32 be appropriated for the program for the fiscal year beginning
33 July 1, 1990, in an amount equal to two times the amount
34 specified in this paragraph.

35 f. Student aid increases

1 For increases in general student financial aid for the
2 fiscal year beginning July 1, 1989, and ending June 30, 1990:

3 \$ 214,000

4 g. For the center for early developmental education:

5 \$ 400,000

6 5. STATE SCHOOL FOR THE DEAF

7 For salaries, support, maintenance, miscellaneous purposes,
8 and for not more than the following full-time equivalent
9 positions:

10 \$ 5,375,212

11 FTEs 133.27

12 As a condition, qualification, and limitation of the
13 appropriation in this subsection, the state school for the
14 deaf shall conduct a planning study for construction of a new
15 recreation facility for the state school for the deaf. The
16 recreation facility shall be located in Council Bluffs.

17 6. IOWA BRAILLE AND SIGHT-SAVING SCHOOL

18 For salaries, support, maintenance, miscellaneous purposes,
19 and for not more than the following full-time equivalent
20 positions:

21 \$ 2,976,814

22 FTEs 92.45

23 Sec. 20. Moneys appropriated in section 19, subsection 2,
24 paragraph "a", subparagraph (1); section 19, subsection 3,
25 paragraph "a"; and section 19, subsection 4, paragraph "a",
26 and allocated for the minority and women educators enhancement
27 program under paragraph "c" of those subsections shall be used
28 solely for the purposes for which they have been allocated and
29 not for general university purposes.

30 Sec. 21. Moneys appropriated in section 19, subsection 2,
31 paragraph "a", subparagraph (1); section 19, subsection 3,
32 paragraph "a"; and section 19, subsection 4, paragraph "a",
33 and allocated for the Iowa minority academic grants for
34 economic success program under paragraph "e" of those
35 subsections shall be used solely for the purposes for which

1 they have been allocated and not for general university
2 purposes.

3 Sec. 22. There is appropriated from the general fund of
4 the state to the state board of regents for the fiscal year
5 beginning July 1, 1988, and ending June 30, 1989, the
6 following amounts, or so much thereof as is necessary, to be
7 used for the purposes designated:

8 1. For library automation at the university of Iowa:
9 \$ 400,000

10 2. For library automation at Iowa state university:
11 \$ 325,000

12 3. For library automation at the university of northern
13 Iowa:
14 \$ 325,000

15 4. Notwithstanding section 8.33, unobligated or
16 unencumbered funds appropriated in this section remaining on
17 June 30, 1989, shall not revert to the general fund of the
18 state, but shall remain available for expenditure until June
19 30, 1990.

20 Sec. 23. Moneys appropriated to each university in section
21 22 of this Act shall be added to the moneys appropriated in
22 section 19, subsection 2, paragraph "a", subsection 3,
23 paragraph "a", and subsection 4, paragraph "a", for the
24 purposes of determining each university's general university
25 budget base for appropriations for the fiscal year beginning
26 July 1, 1990.

27 Sec. 24. Notwithstanding section 8.33, unobligated or
28 unencumbered funds appropriated in 1988 Iowa Acts, chapter
29 1284, section 52, subsection 1, paragraph "b", shall not
30 revert to the general fund of the state on June 30, 1989, but
31 shall be available for expenditure for the purposes listed in
32 section 19, subsection 1, paragraph "b", of this Act during
33 the fiscal year beginning July 1, 1989, and ending June 30,
34 1990.

35 Sec. 25. As a condition, limitation, and qualification of

1 the appropriations made in section 19, subsection 2, paragraph
2 "a", subparagraph (1); section 19, subsection 3, paragraph
3 "a"; and section 19, subsection 4, paragraph "a", sales by an
4 institution of computer equipment, computer software, and
5 computer supplies to students and faculty at the institution
6 are retail sales for the purpose of chapter 422, division IV.

7 Sec. 26. As a condition, limitation, and qualification of
8 the appropriations made to the state board of regents and
9 regents' institutions under this Act, for the fiscal years
10 beginning July 1, 1989, and July 1, 1990, the state board of
11 regents shall use notes, bonds, or other evidences of
12 indebtedness issued under section 262.48 to finance projects
13 that will result in energy cost savings in an amount that will
14 cause the state board to recover the cost of the projects
15 within an average of six years.

16 Sec. 27. It is the intent of the general assembly to
17 appropriate \$4,000,000 to the university of Iowa driving
18 simulation center for the fiscal period commencing July 1,
19 1990, and ending June 30, 1994, if funds from federal and
20 private sources are available for expenditure by the center
21 for that time period and appropriate documentation of those
22 funding sources is provided to and approved by the general
23 assembly.

24 Sec. 28. The legislative fiscal bureau, with the
25 cooperation of the state board of regents, shall examine the
26 cost of retiring the self-liquidating bonds that have been
27 issued for the construction of utilities at the university of
28 Iowa and Iowa state university of science and technology and
29 to study the impact that the payments to retire the bonds have
30 had and will have on the moneys available for educational
31 purposes at each of the two institutions of higher education.
32 The legislative fiscal bureau shall report the results of the
33 study to the joint appropriations subcommittee on education
34 not later than December 15, 1989.

35 Sec. 29. The legislative council is requested to establish

1 an interim study committee to conduct a comprehensive study of
2 the Iowa industrial new jobs training Act in chapter 280B and
3 the manner in which projects have been approved and program
3990-4 services provided by the merged area schools. The study shall
5 include but not be limited to analyses of the appropriateness
6 of projects, purposes of the expenditures for program services
7 and for administrative costs, adequacy of recordkeeping,
8 defaults on payments by type of employer and actions taken by
9 area schools to minimize defaults, and numbers of jobs
10 actually created.

11 The study committee shall develop recommendations to be
12 submitted to the legislative council and the general assembly
13 meeting in 1990.

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14 DIVISION V

15 Sec. 30. Section 255.24, unnumbered paragraph 2, Code
16 1989, is amended to read as follows:

17 All purchases of materials, appliances, instruments and
18 supplies by ~~said~~ the university hospital, in cases where more
19 than one hundred dollars is to be expended, and where the
20 prices of the commodity or commodities to be purchased are
21 subject to competition, shall be upon open competitive
22 quotations, and all contracts therefor shall be subject to the
23 provisions of chapter 72. However, purchases may be made
24 through a hospital group purchasing organization provided that
25 university hospitals is a member of the organization and the
26 group purchasing organization selects the items to be offered
27 to members through a competitive bidding process.

28 Sec. 31. NEW SECTION. 256.33 EDUCATIONAL TECHNOLOGY
29 ASSISTANCE.

30 The department shall consort with school districts, area
31 education agencies, merged area schools, and colleges and
32 universities to provide assistance to them in the use of
33 educational technology for instruction purposes. The
34 department shall consult with the advisory committee on the
35 operation of the narrowcast system, established in section

1 303.77, the advisory committee on telecommunications,
2 established in section 256.7, subsection 9, and other users of
3 educational technology on the development and operation of
4 programs under this section.

5 If moneys are appropriated by the general assembly for a
6 fiscal year for purposes provided in this section, the
7 programs funded by the department may include but not be
8 limited to:

9 1. The development and delivery of in-service training,
10 including summer institutes and workshops for individuals
11 employed by elementary, secondary, and higher education
12 corporations and institutions who are using educational
13 technology for instructional purposes. The in-service
14 programs shall include the use of hardware as well as
15 effective methods of delivery and maintenance of a learning
16 environment.

17 2. Research projects on ways to improve instruction at all
18 educational levels using educational technology.

19 3. Demonstration projects which model effective uses of
20 educational technology.

21 4. Establishment of a clearinghouse for information and
22 research concerning practices relating to and uses of
23 educational technology.

24 5. Development of curricula that could be used by approved
25 teacher preparation institutions to prepare teachers to use
26 educational technology in the classroom.

27 6. Pursuit of additional funding from public and private
28 sources for the functions listed in this section.

29 Priority shall be given to programs integrating
30 telecommunications into the classroom. That department may
31 award grants to school corporations and higher education
32 institutions to perform the functions listed in this section.

33 Sec. 32. Section 261.17, subsection 3, Code 1989, is
34 amended to read as follows:

35 3. The amount of a vocational-technical tuition grant

1 shall not exceed the lesser of four five hundred fifty dollars
2 per year or the amount of the student's established financial
3 need.

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4 Sec. 33. Section 261.12, subsection 2, Code 1989, is
5 amended by striking the subsection and inserting in lieu
6 thereof the following:

7 2. The amount of a tuition grant to a qualified part-time
8 student enrolled in a course of study including at least three
9 semester hours but fewer than twelve semester hours for the
10 fall and spring semesters, or the trimester or quarter
11 equivalent, shall be equal to the amount of a tuition grant
12 that would be paid to a full-time student times a number which
13 represents twelve semester hours, or the trimester or quarter
14 equivalent, divided by the number of hours in which the part-
15 time student is actually enrolled.

16 Sec. 34. Section 261.18, Code 1989, is amended to read as
17 follows:

18 261.18 SUBVENTION OSTEOPATHIC GRANT PROGRAM.

19 1. There is established a-subvention an osteopathic grant
20 program for resident students who are enrolled in the
21 university of osteopathic medicine and health sciences of Des
22 Moines, Iowa. The subvention osteopathic grant program shall
23 be administered by the commission in the manner provided in
24 this section ~~and-section-261-19~~. The commission shall
25 initiate an affirmative action program to ensure equal
26 opportunity for participation by women, men, and minority
27 students in the program provided for in this section ~~and~~
28 ~~section-261-19~~.

29 2. In making a final determination of who is a resident of
30 Iowa, the commission shall adopt rules for the academic year
31 commencing in 1976 and for each academic year thereafter
32 consistent with those followed for determining Iowa resident
33 students in section 261.15 and the rules shall be subject to
34 ~~the-provisions-of~~ chapter 17A.

35 3. Of the funds appropriated for the subvention

1 osteopathic grant program, the commission shall provide a
2 three thousand dollars-of-subvention dollar grant to the
3 university-of-osteopathic-medicine-and-health-sciences-for
4 each Iowa resident student,-to-be-credited-against-the-tuition
5 charged-for-the-iowa-student-by-the-university-of-osteopathic
6 medicine-and-health-sciences,-and-the-remaining-funds-shall-be
7 allocated-to-the-university-of-osteopathic-medicine-and-health
8 sciences enrolled in the university of osteopathic medicine
9 and health sciences. If insufficient funds are available to
10 pay the entire amount of the grant to each eligible student,
11 the amount of the grant shall be prorated.

12 Sec. 35. Section 261.19, Code 1989, is amended by striking
13 the section and inserting in lieu thereof the following:

14 261.19 PAYMENT OF SUBVENTION.

15 A subvention program for the university of osteopathic
16 medicine and health sciences is established. The subvention
17 program shall provide funds to the university for Iowa
18 resident students. The total amount of moneys appropriated to
19 the college aid commission for the subvention program shall be
20 paid to the university if the university certifies to the
21 college aid commission not later than September 15 and January
22 15 of each fiscal year that at least twenty percent of the
23 total students enrolled are Iowa residents. The certification
24 shall contain the number, names, and addresses of all students
25 enrolled, by class, and shall indicate which students are
26 resident students.

27 The college aid commission shall determine a subvention
28 amount per resident student by dividing the funds appropriated
29 for this section by a number equal to the total of twenty
30 percent of the total students enrolled. If fewer than twenty
31 percent of the total number of students enrolled are Iowa
32 residents, the college aid commission shall deduct from the
33 funds appropriated an amount equal to the subvention amount
34 per resident student multiplied by the number of students
35 required to equal twenty percent of the total students

1 enrolled.

2 The commission shall compute the amount of moneys to be
3 paid to the university and transmit the funds to the
4 university of osteopathic medicine and health sciences within
5 ten days following receipt of the certification.

6 Sec. 36. Section 261.25, subsections 1, 2, and 3, Code
7 1989, are amended to read as follows:

8 1. There is appropriated from the general fund of the
9 state to the commission for each fiscal year the sum of
10 twenty-eight thirty million eight six hundred ninety-four
11 sixty-two thousand seven five hundred sixty-five dollars for
12 tuition grants.

13 2. There is appropriated from the general fund of the
14 state to the commission for each fiscal year the sum of seven
15 eight hundred fifty thousand dollars for scholarships.

16 3. There is appropriated from the general fund of the
17 state to the commission for each fiscal year the sum of six
18 seven hundred seventy-two fifty thousand four-hundred-seventy-
19 two dollars for vocational-technical tuition grants.

20 Sec. 37. Section 261.25, Code 1989, is amended by adding
21 the following new subsection:

22 NEW SUBSECTION. 5. For the fiscal year beginning July 1,
23 1989, and in succeeding years, the institutions of higher
24 education that enroll recipients of Iowa tuition grants shall
25 transmit to the Iowa college aid commission information about
26 the numbers of minority students enrolled and minority faculty
27 members employed at the institution, and existing or proposed
28 plans for the recruitment and retention of minority students
29 and faculty as well as existing or proposed plans to serve
30 nontraditional students. The Iowa college aid commission
31 shall compile and report the enrollment and employment
32 information and plans to the chairpersons and ranking members
33 of the house and senate education committees, members of the
34 joint education appropriations subcommittee, the governor, and
35 the legislative fiscal bureau by December 15 of each year.

1 Sec. 38. Section 261.45, unnumbered paragraph 3, Code
2 1989, is amended by striking the unnumbered paragraph.

3 Sec. 39. Section 261.54, unnumbered paragraphs 1 and 2,
4 Code 1989, are amended to read as follows:

5 Repayment of ~~the~~ a loan made under the science and
6 mathematics loan program prior to July 1, 1988, shall begin
7 one year after the recipient completes the educational program
8 for which tuition and fees ~~are~~ were received except as
9 otherwise provided in this section. If a recipient submits
10 evidence to the commission that the recipient was employed as
11 a teacher of one or more science or mathematics courses or as
12 an elementary teacher teaching science and mathematics in a
13 public school district or nonpublic school in this state or at
14 the Iowa braille and sight-saving school or the Iowa school
15 for the deaf during that year, fifty percent of the amount of
16 the loan is canceled. If the recipient continues employment
17 as a teacher of science or mathematics courses or as an
18 elementary teacher teaching science and mathematics during the
19 next succeeding school year and submits evidence to the
20 commission of the continuation of teaching employment, the
21 recipient is not required to commence repayment during that
22 school year and at the end of that school year the remaining
23 fifty percent of the loan is canceled.

24 There is created a science and mathematics loan repayment
25 fund for deposit of payments made by recipients. Payments
26 made by recipients of the loans shall be used to supplement
27 moneys appropriated to the guaranteed loan payment program.
28 Any funds remaining on June 30 of a fiscal year shall be
29 ~~transferred on-each-June-30~~ from the fund created in this
30 section to the general fund of the state.

31 Sec. 40. Section 261.81, Code 1989, is amended to read as
32 follows:

33 261.81 WORK-STUDY PROGRAM.

34 The Iowa college work-study program is established to
35 stimulate and promote the part-time employment of students

1 attending Iowa postsecondary educational institutions, and the
2 part-time or full-time summer employment of students
3 registered for classes at Iowa postsecondary institutions
4 during the succeeding school year, who are in need of
5 employment earnings in order to pursue postsecondary
6 education. The program shall be administered by the
7 commission. The commission shall adopt rules under chapter
8 17A to carry out the program. The employment under the
9 program shall be employment by the postsecondary education
10 institution itself or work in a public agency or private
11 nonprofit organization under a contract between the
12 institution or the commission and the agency or organization.
13 An eligible postsecondary institution that is allocated twenty
14 thousand dollars or more for the work-study program by the
15 commission shall allocate at least ten percent of the funds
16 received for student employment in a public agency or private
17 nonprofit organization that is accredited, approved, licensed,
18 registered, certified, or operated by the department of human
19 services, the department of natural resources, the department
20 of agriculture and land stewardship, or the department of
21 corrections, or is part of the Iowa heritage corps established
22 in section 261.81A. However, if by October 1, for the first
23 semester of an academic year, or by March 1, for the second
24 semester of an academic year, contracts have not been signed,
25 the funds may be used for employment by the postsecondary
26 institution itself. The work shall not result in the
27 displacement of employed workers or impair or affect existing
28 contracts for services. Moneys used by an institution for the
29 work-study program shall supplement and not supplant jobs and
30 existing financial aid programs provided for students through
31 the institution.

32 Sec. 41. NEW SECTION. 261.81A IOWA HERITAGE CORPS.

33 An Iowa heritage corps is created. The objectives of the
34 corps are to promote public appreciation of Iowa's natural and
35 cultural heritage, promote the economic development of Iowa

1 tourism, and provide meaningful and productive service and
2 research opportunities for students enrolled in public and
3 private colleges and universities in the state. The corps
4 shall provide opportunities in the areas of historical and
5 cultural preservation and education, community improvement,
6 public policy research, and tourism. The corps shall provide
7 participants with an opportunity to explore careers, gain work
8 experience and college credit, and to contribute to the
9 general welfare of their communities and state.

10 The commission shall solicit participation in the Iowa
11 heritage corps and cooperate with museums, historical
12 organizations, public and nonprofit agencies, and community
13 development organizations in the development of pilot projects
14 for internship positions to be included in the work-study
15 program under section 261.81 and shall allocate moneys to
16 participating museums, organizations, and agencies for the
17 employment of the students under a pilot project. The
18 internships shall include programs which increase public
19 awareness of, and appreciation for, Iowa's natural and
20 cultural heritage. A public or private person using interns
21 under the corps for a pilot project shall contribute to the
22 eligible postsecondary institution in which the intern is
23 enrolled the cost of tuition for credits earned by the intern
24 and all costs for materials, supplies, travel, and other work-
25 related expenses of the project.

26 Sec. 42. Section 261.82, Code 1989, is amended by adding
27 the following new subsection:

28 NEW SUBSECTION. 2A. Allocate work-study moneys
29 appropriated to the commission to museums, historical
30 organizations, public and nonprofit agencies, and community
31 development organizations for pilot projects for internships
32 for the Iowa heritage corps.

33 Sec. 43. Section 261.85, Code 1989, is amended to read as
34 follows:

35 261.85 APPROPRIATION.

1 There is appropriated from the general fund of the state to
2 the commission for each fiscal year the sum of ~~two~~ three
3 million ~~six-hundred-fifty-thousand~~ dollars for the work-study
4 program.

5 From moneys appropriated in this section, one million five
6 hundred thousand dollars shall be allocated to institutions of
7 higher education under the state board of regents and merged
8 area schools and the remaining dollars appropriated in this
9 section shall be allocated by the commission on the basis of
10 need as determined by the portion of the federal formula for
11 distribution of work study funds that relates to the current
12 need of institutions.

13 Sec. 44. Section 262.9, Code 1989, is amended by adding
14 the following new subsection:

15 NEW SUBSECTION. 20. Assist a nonprofit organization
16 located in Sioux City in the creation of a tristate graduate
17 center, comparable to the quad cities graduate center, located
18 in the quad cities in Iowa. The purpose of the Sioux City
19 graduate center shall be to create graduate education
20 opportunities for students living in northwest Iowa.

21 Sec. 45. Section 262.12, Code 1989, is amended to read as
22 follows:

23 262.12 COMMITTEES AND ADMINISTRATIVE OFFICES UNDER BOARD.

24 The board of regents shall also have and exercise all the
25 powers necessary and convenient for the effective
26 administration of its office and of the institutions under its
27 control, and to this end may create such committees, offices
28 and agencies from its own members or others, and employ
29 persons to staff the same, fix their compensation and tenure
30 and delegate thereto, or to the administrative officers and
31 faculty of the institutions under its control, such part of
32 the authority and duties vested by statute in the board, and
33 shall formulate and establish such rules, outline such
34 policies and prescribe such procedures therefor, all as may be
35 desired or determined by the board as recorded in their

1 minutes. However, the powers of the board of regents, and
2 rules, policies, and procedures, shall not include a power to
3 or a provision for the funding of the board of regents' board
4 office by reimbursements from the institutions under its
5 control.

6 Sec. 46. NEW SECTION. 263.8B INTEREST EARNINGS. If the
7 interest earned on moneys accumulated by campus organizations
8 at the university of Iowa is not available for expenditure by
9 those respective campus organizations, the university of Iowa
10 shall allocate that interest to campus improvements that are
11 of benefit to students and have been accepted by the student
12 government or to the student financial aid office to be used
13 for the work-study program.

14 Sec. 47. NEW SECTION. 263A.13 HOSPITAL REPORTS TO
15 GENERAL ASSEMBLY.

16 The university of Iowa hospitals and clinics shall compile
17 and transmit to the general assembly the following information
18 by December 15 of each fiscal year:

19 1. Revenue from all income sources, by source, including
20 but not limited to state appropriations, other state funds,
21 tuition income, patient charges, payments from political
22 subdivisions, interest income, and gifts, and grants from
23 public and private sources.

24 2. Expenditures by program and revenue source.

25 3. Net revenue over spending from hospital operations,
26 including the method used to calculate the results.

27 The legislative fiscal bureau shall develop forms for
28 collecting the information required in this subparagraph.

29 Sec. 48. NEW SECTION. 266.20 INTEREST EARNINGS.

30 If the interest earned on moneys accumulated by campus
31 organizations at the Iowa state university of science and
32 technology is not available for expenditure by those
33 respective campus organizations, the Iowa state university of
34 science and technology shall allocate that interest to campus
35 improvements that are of benefit to students and have been

1 accepted by the student government or to the student financial
2 aid office to be used for the work-study program.

3 Sec. 49. NEW SECTION. 266.39A AGRICULTURAL RESEARCH.

4 Iowa state university of science and technology shall con-
5 duct continuing agricultural research to provide information
6 about environmental and social impacts of agricultural
7 research on the small or family farm and information about
8 population trends and impact of the trends on Iowa
9 agriculture, in addition to research that may include the
10 categories specified in section 266.39B, subsection 2. The
11 research shall include an agricultural land tenure study
12 conducted every five years to determine the ownership of
13 farmland, by county, and to analyze the ownership trends,
14 using the categories of land ownership defined in chapter
15 172C.

16 Sec. 50. NEW SECTION. 266.39B RESEARCH GRANTS.

17 1. A comprehensive agricultural research program is
18 established at the Leopold center for sustainable agriculture
19 at Iowa state university of science and technology to provide
20 financial assistance for agricultural research within Iowa.
21 The Leopold center shall establish a grant program for
22 projects designated by the general assembly and other projects
23 deemed necessary for the betterment of agriculture within the
24 state. All funds from the program shall be available to
25 public and private entities in Iowa on a competitive grant
26 basis. Approved research proposals shall meet all of the
27 following criteria:

28 a. The research shall assist Iowa in maintaining pro-
29 ductive soil, viable communities, and farms with incomes
30 sufficient to support a family.

31 b. The research shall enhance the profitability of
32 farmers.

33 c. The research shall lead to farming which enhances and
34 preserves Iowa's environment.

35 2. The research grants shall include:

- 1 a. Long-term and basic research with preference given to
2 projects which have no traditional funding sources or require
3 a long period of time to produce positive or negative results.
- 4 b. Emergency response research with preference given to
5 projects which relate to issues expected to address problems
6 occurring within the next five years, which relate to problems
7 that could have substantial social and economic costs, or
8 which offer research opportunities that may be lost if a delay
9 occurs.
- 10 c. Grants available for matching federal or private funds
11 for projects which are a necessary component of other grants
12 or will produce the highest ratio of outside funds to state
13 funds.
- 14 d. Crop and livestock research relating to the growth,
15 processing, or marketing of agricultural output, the
16 enhancement of the quality of crops, the lowering of the costs
17 of production, or the avoidance of contamination to food,
18 water, or soil.
- 19 e. Alternative crop research to enhance the opportunity
20 for self-employment, to promote site-appropriate crops, to
21 assist the state in becoming more self-sufficient in food and
22 energy resources, to grow, process, and market new crops, or
23 to develop the infrastructure to support new crops.
- 24 f. Research dissemination which will expand the knowledge
25 of potential producers, or will collect, create, or
26 disseminate agricultural knowledge, which will encourage the
27 exchange of agriculturally related information among
28 researchers, or which will provide access to farmers to
29 information resources related to agriculture.
- 30 g. Agriculture health and safety research to identify,
31 investigate, and increase awareness of agriculture safety
32 problems, develop practical solutions to agriculture safety
33 problems, develop ways to increase awareness and use of safety
34 practices and devices, to improve medical professionals'
35 ability to diagnose farm-related problems, or to reduce the

1 accident and mortality rate in the agricultural industry.

* 2 Sec. 51. NEW SECTION. 268.3 INTEREST EARNINGS.

3 If the interest earned on moneys accumulated by campus
4 organizations at the university of northern Iowa is not
5 available for expenditure by those respective campus
6 organizations, the university of northern Iowa shall allocate
7 that interest to campus improvements that are of benefit to
8 students and have been accepted by the student government or
9 to the student financial aid office to be used for the work-
10 study program.

315, 39187
11 Sec. 52. Section 294A.19, Code 1989, is amended by adding
12 the following new unnumbered paragraph:

13 NEW UNNUMBERED PARAGRAPH. School districts and area
14 education agencies shall not charge other school districts or
15 area education agencies for plans or information about
16 innovative phase III plans that they have developed.

17 Sec. 53. Section 302.1A, subsection 2, unnumbered
18 paragraph 1, Code 1989, is amended to read as follows:

19 For a transfer of interest earned to the first in the
20 nation in education foundation, prior to July 1, October 1,
21 January 1, and March 1 of each year, the governing board of
22 the first in the nation in education foundation established in
23 section 257A.2 shall certify to the director of revenue and
24 finance the cumulative total value of contributions received
25 under section 257A.7 for deposit in the fund and for the use
26 of the foundation. The cumulative total value of
27 contributions received includes the value of the amount
28 deposited in the national center endowment fund established in
29 section 263.8A in excess of seven eight hundred fifty seventy-
30 five thousand dollars. The value of in-kind contributions
31 shall be based upon the fair market value of the contribution
32 determined for income tax purposes.

33 Sec. 54. Section 302.1A, subsection 3, Code 1989, is
34 amended to read as follows:

35 3. For a transfer of interest earned to the national

1 center endowment fund established in section 263.8A, prior to
 2 July 1, October 1, January 1, and March 1 of each year, the
 3 state University of Iowa shall certify to the department of
 4 revenue and finance the cumulative total value of
 5 contributions received and deposited in the national center
 6 endowment fund. The department of revenue and finance shall
 7 dedicate the interest earned on a portion of the permanent
 8 school fund to the national center in the manner provided in
 9 this subsection. The portion of the permanent school fund
 10 that is used to determine the dedicated amount of interest
 11 earned for a year shall equal one-half the cumulative total
 12 value of the contributions deposited in the national center
 13 endowment fund, not to exceed seven eight hundred fifty
 3940-14 seventy-five thousand dollars. The department of revenue and
 15 finance shall transmit the interest earned on the dedicated
 16 amount to the state University of Iowa for the use of the
 3978 17 national center for gifted and talented education.

18 Sec. 55. Sections 261.51 through 261.53, Code 1989, are
 19 repealed.

20 Sec. 56. All federal grants to and the federal receipts of
 21 agencies appropriated funds under this Act not otherwise
 22 appropriated are appropriated for the purposes set forth in
 23 the federal grants or receipts unless otherwise provided by
 24 the general assembly.

3978 25 Sec. 57. Sections 5, 15, 22, and 24 of this Act take
 26 effect upon their enactment.

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HOUSE FILE 774

S-4008

- 1 Amend House File 774, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 12, line 31, by striking the word "July"
- 4 and inserting the following: "January".

By BERL E. PRIEBE

S-4008 FILED APRIL 28, 1989

RULED OUT OF ORDER

4-28-89 (p1764)

HOUSE FILE 774

S-4009

- 1 Amend the amendment, S-3978, to House File 774, as
- 2 amended, passed, and reprinted by the House, as
- 3 follows:
- 4 1. Page 2, line 24, by striking the words "and
- 5 school districts." and inserting the following: ",
- 6 school districts, institutions of higher education,
- 7 and any federally funded projects established to
- 8 develop leadership in educational administration."
- 9 2. Page 2, by inserting after line 26 the fol-
- 10 lowing:
- 11 "Program goals for administrative staff development
- 12 shall include but not be limited to training in the
- 13 following areas: Instructional leadership and the
- 14 management of change, assisting teachers with the
- 15 implementation of new teaching models and in-
- 16 structional strategies and the enhancement of the role
- 17 of teachers in the planning and development of those
- 18 models and strategies, encouraging and assisting women
- 19 and minorities to enter educational administration,
- 20 and improving performance evaluation for instructional
- 21 personnel."

By RICHARD J. VARN

S-4009 FILED APRIL 28, 1989

ADOPTED

4-28-89 (p1762)

HOUSE FILE 774

S-4006

1 Amend House File 774 as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 18, by inserting after line 3, the
4 following:

5 "____. CAREER INFORMATION SYSTEM OF IOWA

6 For the purpose of providing educational
7 information to students in public and nonpublic
8 schools:

9 \$ 89,000".

By ELAINE SZYMONIAK

S-4006 FILED APRIL 28, 1989

LOST 4-28-89 (p.1765)

HOUSE FILE 774

S-4007

1 Amend House File 774, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 26, by inserting after line 21 the fol-
4 lowing:

5 "____. SCHOOL FINANCE INSTITUTE

6 \$ 150,000

7 The moneys appropriated in this subsection shall
8 not be paid to the state university of Iowa until the
9 legislative fiscal committee certifies that the state
10 university of Iowa has completed plans for the
11 establishment of a school finance institute that can
12 receive the results of research relating to school
13 finance and serve as a clearinghouse for that re-
14 search, can conduct research relating to school
15 finance and analyze and evaluate the operation of the
16 state school foundation plan and other finance
17 proposals affecting education. The institute shall
18 operate in cooperation with other public and private
19 colleges and universities and organizations and
20 associations interested in education in this state.
21 The plans shall include either a monetary or in-kind
22 contribution for the institute from the state
23 university of Iowa."

By LARRY MURPHY
JOE WELSH

S-4007 FILED APRIL 28, 1989

LOST 4-28-89 (p.1767)

HOUSE FILE 774

S-4013

1 Amend House File 774 as follows:
2 1. Page 6, line 4, by striking the word
3 "information" and inserting the following: "study".
4 2. Page 6, line 23, by inserting after the word
5 "services," the following: "health care institutions,
6 medical education providers,".
7 3. Page 13, by striking line 15 and inserting the
8 following: "actively involved in programs for student
9 teachers."
10 4. Page 28, line 21, by striking the words
11 "appropriation made in paragraph "g", subparagraph
12 (1)" and inserting the following: "appropriations
13 made in this section".
14 5. Page 28, line 22, by striking the words "that
15 subparagraph" and inserting the following: "this
16 section".

By RAY TAYLOR

S-4013 FILED APRIL 28, 1989

RULED OUT OF ORDER

4-28-89 (p1767)

HOUSE FILE 774

S-4014

1 Amend amendment, S-3978, to House File 774 as
2 amended, passed and reprinted by the House as follows:
3 1. Page 9, line 1, by inserting after the word
4 "agencies" the following: ", except those
5 institutions governed by chapter 262,".
6 2. Page 9, line 15, by inserting after the word
7 "funds." the following: "Institutions governed by
8 chapter 262 shall provide such notification only for
9 those awards of funds which specifically require a
10 commitment of additional state resources."

By JOE WELSH

S-4014 FILED APRIL 28, 1989

ADOPTED 4-28-89 (p-1768)

HOUSE FILE 774

S-4010

1 Amend the amendment, S-3978, to House File 774, as
2 amended, passed, and reprinted by the House, as
3 follows:
4 1. By striking page 6, line 41, through page 7,
5 line 6, and inserting the following: "transfer.
6 However, if, on or before March 10, 1989, the district
7 of residence has outstanding obligations on school
8 bonds, has entered into a rental or lease arrangement
9 under section 279.26, or has entered into a loan
10 agreement in anticipation of the collection of the
11 schoolhouse tax under section 297.36, only fifty
12 percent of the property tax portion of the district
13 cost per pupil shall be paid to the receiving district
14 for the first three years of the transfer, unless the
15 debt is paid before the end of the three years. If
16 the debt is paid in less than three years from the
17 date of the transfer or if three years pass, from the
18 date of the transfer, without retirement of the
19 district of residence's debt obligation, whichever
20 date is sooner, the full amount of the district cost
21 per pupil shall then be paid to the receiving
22 district. If a request".

By LINN FUHRMAN

S-4010 FILED APRIL 28, 1989

LOST

4-28-89 (p. 1762)

HOUSE FILE 774

S-4011

1 Amend amendment, S-3978, to House File 774 as
2 amended, passed and reprinted by the House as follows:
3 1. Page 2, by striking line 44 through page 3,
4 line 2.

By JULIA GENTLEMAN

S-4011 FILED APRIL 28, 1989

LOST

4-28-89 (p. 1762)

SENATE AMENDMENT TO HOUSE FILE 774

H-4341

1 Amend House File 774 as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 1, by striking line 34, and inserting the
4 following: "expend \$50,000 to implement a program for
5 basic arts education, \$154,000 to".
6 2. Page 1, line 35, by inserting after the word
7 "program," the following: "\$154,000 to".
8 3. Page 2, line 1, by inserting after the word
9 "and" the following: "\$45,000 to".
10 4. Page 2, line 24, by striking the word "moneys"
11 and inserting the following: "\$50,000".
12 5. Page 2, line 25, by inserting after the word
13 "and" the following: "\$166,672".
14 6. Page 2, line 27, by inserting after the word
15 "and" the following: "\$40,000 for".
16 7. Page 4, by inserting after line 4, the
17 following:
18 "____. IOWA PEACE INSTITUTE
19 For allocation to the Iowa peace institute
20 established in chapter 38:
21 \$ 250,000".
22 8. Page 5, by inserting after line 12, the
23 following:
24 "Sec. 100. Notwithstanding section 8.33, moneys
25 appropriated in 1988 Iowa Acts, chapter 1284, section
26 1, subsection 8, that remain unobligated and
27 unencumbered on June 30, 1989, shall not revert to the
28 general fund of the state, but shall remain available
29 for expenditure for the purpose specified until June
30 30, 1990
31 9. Page 5, by inserting after line 12 the
32 following:
33 "Sec. ____ . Section 256.11, subsection 1, Code
34 1989, is amended to read as follows:
35 1. If a school offers a prekindergarten program,
36 the program shall be designed to help children to work
37 and play with others, to express themselves, to learn
38 to use and manage their bodies, and to extend their
39 interests and understanding of the world about them.
40 The prekindergarten program shall relate the role of
41 the family to the child's developing sense of self and
42 perception of others. Planning and carrying out
43 prekindergarten activities designed to encourage
44 cooperative efforts between home and school shall
45 focus on community resources. A Except as otherwise
46 provided in this subsection, a prekindergarten teacher
47 shall hold a certificate certifying that the holder is
48 qualified to teach in prekindergarten. A nonpublic
49 school which offers only a prekindergarten may, but is
50 not required to, seek and obtain accreditation.

H-4341

Page 2

1 Sec. _____. Section 256.11, subsection 1, Code 1989,
2 is amended by adding the following new unnumbered
3 paragraph:

4 NEW UNNUMBERED PARAGRAPH. If the board of
5 directors of a school district contracts for the
6 operation of a prekindergarten program, the program
7 shall be under the oversight of an appropriately
8 certificated teacher. If the program contracted with
9 was in existence on the effective date of this Act,
10 oversight of the program shall be provided by the
11 district. If the program contracted with was not in
12 existence on the effective date of this Act, the
13 director of the program shall be a certificated
14 teacher and the director shall provide program
15 oversight. Any director of a program contracted with
16 by a school district under this section who is not a
17 certificated teacher is required to register with the
18 department of education."

19 10. Page 6, by striking lines 33 and 34, and
20 inserting the following: "assembly, for the".

21 11. Page 7, line 9, by striking the figure
22 "100,000" and inserting the following: "200,000".

23 12. Page 7, by striking lines 10 through 13 and
24 inserting the following: "deducted from the moneys
25 appropriated in this subsection; if the nursing loan
26 program".

27 13. Page 7, by inserting after line 22, the
28 following:

29 "As a condition, limitation, and qualification of
30 the appropriation in this subsection, the college aid
31 commission shall develop plans for administering a
32 work for college program if a work for college program
33 is enacted by the general assembly. The college aid
34 commission shall define a methodology for selecting
35 participants, shall identify appropriate employment
36 opportunities, and shall report its plans to the
37 education appropriations subcommittee not later than
38 January 15, 1990."

39 14. Page 9, by striking line 13, and inserting
40 the following:

41 "..... FTES 126.85".

42 15. Page 9, line 16, by striking the word
43 "moneys" and inserting the following: "70,000".

44 16. Page 9, line 18, by inserting after the words
45 "students and" the following: "\$25,000".

46 17. Page 9, line 30, by striking the word
47 "moneys" and inserting the following: "\$35,000".

48 18. Page 11, line 15, by striking the word
49 "moneys" and inserting the following: "\$50,000".

50 19. Page 12, by striking lines 30 through 33 and

H-4341

Page 3

1 inserting the following: "The media services
2 divisions of the".

3 20. Page 13, line 9, by inserting after the word
4 "Provide" the following: "a plan for".

5 21. Page 13, by striking lines 20 through 25.

6 22. Page 13, by inserting before line 26, the
7 following:

8 "____. Develop and begin implementation of a
9 program plan for administrative staff development for
10 school corporation administrators. The plan shall
11 include program goals, specific activities for meeting
12 those goals, and an implementation process and
13 delivery system, with consideration given to existing
14 staff development efforts by area education agencies,
15 school districts, institutions of higher education,
16 and any federally funded projects established to
17 develop leadership in educational administration.
18 Incentives for encouraging administrators to
19 participate in the program shall be identified.

20 Program goals for administrative staff development
21 shall include but not be limited to training in the
22 following areas: Instructional leadership and the
23 management of change, assisting teachers with the
24 implementation of new teaching models and in-
25 structional strategies and the enhancement of the role
26 of teachers in the planning and development of those
27 models and strategies, encouraging and assisting women
28 and minorities to enter educational administration,
29 and improving performance evaluation for instructional
30 personnel.

31 Notwithstanding the maximum number of full-time
32 equivalent employees authorized in subsection 1, the
33 department may employ a full-time equivalent
34 individual to assist the employees of the department
35 in fulfilling the requirements of this subparagraph."

36 23. Page 14, line 22, by striking the word
37 "paragraph" and inserting the following:
38 "subparagraph".

39 24. Page 16, line 19, by striking the figure "10"
40 and inserting the following: "20".

41 25. Page 16, by striking line 22 and inserting
42 the following:

43 "..... \$

548,413

44 The appropriation in this subsection is contingent
45 upon the enactment of section 1001 of this Act."

46 26. Page 16, by inserting after line 22 the
47 following:

48 "It is the intent of the general assembly that if
49 the moneys appropriated in this subsection are insuf-
50 ficient to make the payments to nonpublic school

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1 pupils under this subsection, for the fiscal year
2 beginning July 1, 1989, the department of education
3 may seek supplemental funding for those payments from
4 the general assembly meeting in 1990."

5 27. Page 16, line 33, by striking the word
6 "fifteen" and inserting the following: "twenty".

7 28. Page 23, by striking lines 17 and 18 and in-
8 serting the following: "shall prepare the regulatory
9 flexibility analysis required in section 17A.31 for
10 rules proposed or adopted under chapter 23A."

11 29. Page 24, by striking lines 11 through 30.

12 30. Page 27, by striking line 15, and inserting
13 the following:

14 "..... \$ 26,827,131".

15 31. Page 31, by striking line 32, and inserting
16 the following:

17 "..... \$ 16,073,598".

18 32. Page 32, by striking line 2, and inserting
19 the following:

20 "..... \$ 600,000".

21 33. Page 37, line 4, by striking the word "The"
22 and inserting the following: "The study shall be
23 conducted by the legislative fiscal committee and the
24 co-chairpersons and ranking members of the joint
25 education appropriations subcommittee.

26 The".

27 34. Page 37, by inserting after line 13 the
28 following:

29 "Sec. 110. Notwithstanding section 442.10, the
30 amounts deducted from the portions of school district
31 budgets that fund special education support services
32 in an area education agency under section 442.10, for
33 each of the fiscal years beginning July 1, 1988, and
34 July 1, 1989, in an amount not exceeding \$500,000 for
35 each fiscal year, shall not be deposited in the
36 general fund of the state, but shall be paid to area
37 education agencies that have fewer than three and one-
38 half public school pupils per square mile, to be
39 expended for special education support services of the
40 area education agencies for the fiscal years beginning
41 July 1, 1989, and July 1, 1990. If the total amount
42 deducted from the area education agencies under
43 section 442.10 for the school year beginning July 1,
44 1988, or July 1, 1989, to be deposited in the general
45 fund of the state, is less than five hundred thousand
46 dollars, there is appropriated from the general fund
47 of the state to the department of education for the
48 fiscal year beginning July 1, 1989, and for the fiscal
49 year beginning July 1, 1990, the difference between
50 the total amount deducted for the previous fiscal year

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1 that would otherwise have been deposited in the
2 general fund of the state, and five hundred thousand
3 dollars, to be paid to area education agencies that
4 have fewer than three and one-half public school
5 pupils per square mile."

6 35. Page 39, by inserting after line 3 the fol-
7 lowing:

8 "Sec. ____ . Section 261.12, subsection 1, paragraph
9 b, Code 1989, is amended by striking the paragraph and
10 inserting in lieu thereof the following:

11 b. For the fiscal year beginning July 1, 1989, and
12 for each following fiscal year, two thousand five
13 hundred dollars."

14 36. Page 49, by inserting after line 10, the
15 following:

16 "Sec. ____ . Section 282.19, Code 1989, is amended
17 to read as follows:

18 282.19 CHILD LIVING IN FOSTER CARE FACILITY.

19 A child who is living in a licensed child foster
20 care facility as defined in section 237.1, ~~in this~~
21 ~~state~~ or in a facility that provides residential
22 treatment as "facility" is defined in section 125.2,
23 which is located in a school district other than the
24 school district in which the child resided before
25 receiving foster care may enroll in and attend an
26 accredited school in the school district in which the
27 child is living. The instructional costs for students
28 who do not require special education shall be paid as
29 provided in section 282.31, subsection 1, paragraph
30 "b" or for students who require special education
31 shall be paid as provided in section 282.31,
32 subsections 2 or 3."

33 37. Page 49, by inserting after line 32 the
34 following:

35 "Sec. 1001. Section 301.1, unnumbered paragraph 2,
36 Code 1989, is amended to read as follows:

37 Textbooks adopted and purchased by a school
38 district may, and shall to the extent funds are
39 appropriated by the general assembly, be made
40 available to pupils attending nonpublic schools upon
41 request of the pupil or the pupil's parent under
42 comparable terms as made available to pupils attending
43 public schools. However, funds appropriated by the
44 general assembly under this section shall only be used
45 for textbooks for a nonpublic school pupil who attends
46 a nonpublic school that uses a multicultural,
47 nonsexist approach as that approach is required for
48 school districts under section 256.11."

49 38. Page 50, line 14, by striking the word "The"
50 and inserting the following: "The Within fifteen days

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1 following certification by the state university of
2 Iowa, the".

3 39. Page 50, by inserting after line 17 the
4 following:

5 "Sec. ____ . 1989 Iowa Acts, Senate File 59, section
6 1, unnumbered paragraphs 2, 3, 4, 9, 10, 11, and 12,
7 are amended to read as follows:

8 By September 15 of the preceding school year the
9 parent or guardian shall informally notify the
10 district of residence, and not later than November 1
11 of the preceding school year, the parent or guardian
12 shall send notification to the district of residence
13 and to the department of education on forms prescribed
14 by the department of education that the parent or
15 guardian intends to enroll the parent's or guardian's
16 child in a public school in another school district.
17 The parent or guardian shall describe the reason that
18 exists for enrollment in the receiving district that
19 is not present in the district of residence. The
20 board of the district of residence shall transmit a
21 copy of the form to the receiving school district
22 within five days after its receipt. During the 1990-
23 1991 school year, if the board of the district of
24 residence determines that transmission of the request
25 will result in a loss of greater than five percent of
26 the district's certified enrollment for ~~that the~~
27 previous year, the board of the district of residence
28 may deny the request for the 1990-1991 school year.
29 During the 1991-1992 school year, if the board of the
30 district of residence determines that transmission of
31 the request will result in a loss of greater than ten
32 percent of the district's certified enrollment for the
33 previous year, the board of the district of residence
34 may deny the request for the 1991-1992 school year.
35 If, however, a failure to transmit a request will
36 result in enrollment of students from the same nuclear
37 family in different school districts, the request
38 shall be transmitted to the receiving district for
39 enrollment. The board of each school district shall
40 adopt a policy relating to the order in which requests
41 for enrollment in other districts shall be considered.
42 The board of the receiving school district shall
43 enroll the pupil in a school in the receiving district
44 for the following school year unless the receiving
45 district does not have classroom space for the pupil.
46 In all districts involved with volunteer or court-
47 ordered desegregation, minority and nonminority
48 student ratios shall be maintained according to the
49 desegregation plan or order. The superintendent of a
50 district subject to volunteer or court-ordered

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1 desegregation may deny a request for transfer under
2 this section if the superintendent finds that
3 enrollment or release of a pupil will adversely affect
4 the district's implementation of the desegregation
5 order or plan. If, however, a transfer request would
6 facilitate a voluntary or court-ordered desegregation
7 plan, the district shall give priority to granting the
8 request over other requests. A parent or guardian,
9 whose request has been denied because of a
10 desegregation order or plan, may appeal the decision
11 of the superintendent to the board of the district in
12 which the request was denied. The board may either
13 uphold or overturn the superintendent's decision. A
14 decision of the board to uphold the denial of the
15 request is subject to appeal under section 290.1.

16 Each district shall provide notification to the
17 parent or guardian relating to the transmission or
18 denial of the request. A district of residence shall
19 provide for notification of transmission or denial to
20 a parent or guardian within three days of board action
21 on the request. A receiving district shall provide
22 notification to a parent or guardian, within fifteen
23 days of receipt of the request, of whether the child
24 will be enrolled in that district or whether the
25 request is to be denied.

26 A request under this section is for a period of not
27 less than four years unless the pupil will graduate,
28 the pupil's family moves to another school district,
29 or the parent or guardian petitions the receiving
30 district for permission to enroll the child in a
31 different district, which may include the district of
32 residence, within the four-year period. If the parent
33 or guardian requests permission of the receiving
34 district to enroll the child in a different district
35 within the four-year period, the receiving district
36 school board may transmit a copy of the request to the
37 other school district within five days of the receipt
38 of the request. The new receiving district shall
39 enroll the pupil in a school in the district unless
40 there is insufficient classroom space in the district
41 or unless enrollment of the pupil would adversely
42 affect court ordered or voluntary desegregation orders
43 affecting a district. A denial of a request to change
44 district enrollment within the four-year period shall
45 be subject to appeal under section 290.1.

46 The board of directors of the district of residence
47 shall pay to the receiving district the lower district
48 cost per pupil of the two districts, plus any moneys
49 received for the pupil as a result of non-English
50 speaking weighting under section 442.4, subsection 6,

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1 for each school year. The district of residence shall
2 also transmit the phase III moneys allocated to the
3 district for the full-time equivalent attendance of
4 the pupil, who is the subject of the request, to the
5 receiving district specified in the request for
6 transfer. ~~However, if the district of residence has
7 outstanding obligations on school bonds, has entered
8 into a rental or lease arrangement under section
9 279.26, or has entered into a loan agreement in
10 anticipation of the collection of the schoolhouse tax
11 under section 297.36, only fifty percent of the
12 property tax portion of the district cost per pupil
13 shall be paid to the receiving district for the first
14 three years of the transfer, unless the debt is paid
15 before the end of the three years. -- If the debt is
16 paid in less than three years from the date of the
17 transfer or if three years pass, from the date of the
18 transfer, without retirement of the district of
19 residence's debt obligation, whichever date is sooner,
20 the full amount of the district cost per pupil shall
21 then be paid to the receiving district.~~ If a request
22 filed under this section is for a child requiring
23 special education under chapter 281, the request to
24 transfer to the other district shall only be granted
25 if the receiving district maintains a special
26 education instructional program which is appropriate
27 to meet the child's educational needs and the
28 enrollment of the child in the receiving district's
29 program would not cause the size of the class in that
30 special education instructional program in the
31 receiving district to exceed the maximum class size in
32 rules adopted by the state board of education for that
33 program. For pupils requiring special education, the
34 board of directors of the district of residence shall
35 pay to the receiving district the actual costs
36 incurred in providing the appropriate special
37 education. Quarterly payments shall be made to the
38 receiving district. If the transfer of a pupil from
39 one district to another results in a transfer from one
40 area education agency to another, the sending district
41 shall forward a copy of the request to the sending
42 district's area education agency. The receiving
43 district shall forward a copy of the request to the
44 receiving district's area education agency. Any
45 moneys received by the area education agency of the
46 sending district for the child who is the subject of
47 the request shall be forwarded to the receiving
48 district's area education agency. Notwithstanding
49 section 285.1 relating to transportation of
50 nonresident pupils, the parent or guardian is

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1 responsible for transporting the pupil without
2 reimbursement to and from a point on a regular school
3 bus route of the receiving district. A receiving
4 district shall not send school vehicles into the
5 district of residence of the pupil using the open
6 enrollment option under this section, for the purpose
7 of transporting the pupil to and from school in the
8 receiving district, ~~unless~~. If the child meets the
9 economic eligibility requirements, established under
10 the federal National School Lunch and Child Nutrition
11 Acts, 42 U.S.C. § 1751-1785, for free or reduced price
12 lunches, ~~if the child meets those requirements~~, the
13 sending district shall be responsible for providing
14 transportation or paying the pro rata cost of the
15 transportation to a parent or guardian for
16 transporting the child to and from a point on a
17 regular school bus route of a contiguous receiving
18 district unless the cost of providing transportation
19 or the pro rata cost of the transportation to a parent
20 or guardian exceeds the average transportation cost
21 per pupil transported for the previous school year in
22 the district. If the cost exceeds the average
23 transportation cost per pupil transported for the
24 previous school year, the sending district shall only
25 be responsible for that average per pupil amount. A
26 sending district which provides transportation for a
27 child to a contiguous receiving district under this
28 paragraph may withhold from the district cost per
29 pupil amount, that is to be paid to the receiving
30 district, an amount which represents the average or
31 pro rata cost per pupil for transportation, whichever
32 is less.

33 A student who has been paying tuition and attending
34 ~~school on or before June 1, 1989~~, in a district other
35 than the student's district of residence shall be
36 permitted to attend school in the district where the
37 student has been paying tuition, during the 1989-1990
38 school year, by filing a request to use the open
39 enrollment option under this section by August 1,
40 1989.

41 A student, whose district of residence, for the
42 purposes of school attendance, changes ~~during the~~ by
43 August 1, 1989-1990 school year, shall be permitted to
44 attend school during the 1989-1990 school year in the
45 district in which the student attended during the
46 1988-1989 school year if a request to use the open
47 enrollment option under this section is filed by
48 August 1, 1989.

49 If a child, for which a request to transfer has
50 been filed with the a district of residence, has been

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1 suspended or expelled in the district of-residence,
2 the receiving district named in the request may refuse
3 the request to transfer until the child has been
4 reinstated in the sending district of-residence.

5 ~~A-laboratory-school-under-chapter-265-shall-be~~
6 ~~exempt-from-the-provisions-of-this-section.~~

7 40. Page 50, by inserting before line 18, the
8 following:

9 "Sec. ____ . NOTIFICATION OF RECEIPT OF NONSTATE
10 FUNDS. All constitutional and statutory offices,
11 administrative departments, and independent agencies,
12 except those institutions governed by chapter 262,
13 shall notify the department of management, the
14 chairpersons, vice chairpersons, and ranking members
15 of the senate and house of representatives' committees
16 on appropriations and of the appropriate joint
17 appropriations subcommittees, and the legislative
18 fiscal bureau of any request for, approval of, or an
19 award of federal or other nonstate funds, or of the
20 loss of federal or other nonstate funds during the
21 fiscal period beginning October 1, 1988, and ending
22 September 30, 1989. The notification shall be made no
23 later than December 15, 1989, and shall include the
24 name of the grantor and of the funding grant, the
25 estimated amount of funds, and the planned
26 expenditures for the funds. Institutions governed by
27 chapter 262 shall provide such notification only for
28 those awards of funds which specifically require a
29 commitment of additional state resources."

30 41. Page 50, line 25, by striking the word and
31 figure "and 24" and inserting the following: "24,
32 100, and 110".

33 42. By renumbering, relettering, or redesignating
34 and correcting internal references as necessary.

RECEIVED FROM THE SENATE

H-4341 FILED APRIL 28, 1989

Senate Insisted 5/1 (p. 1802)
House Refused to Concur 5-1-89 (p. 2257)

HOUSE FILE 774

H-4344

1 Amend the Senate amendment, H-4341, to House File
2 774, as amended, passed, and reprinted by the House,
3 as follows:

4 1. Page 9, line 34, by striking the word and
5 figure "June 1" and inserting the following: "March
6 10".

By OLLIE of Clinton

H-4344 FILED MAY 1, 1989

1 **REPORT OF THE CONFERENCE COMMITTEE**
2 **ON HOUSE FILE 774**

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

5 We, the undersigned members of the conference committee
6 appointed to resolve the differences between the House of
7 Representatives and the Senate on House File 774, a bill for An
8 Act relating to the funding of, operation of, and appropriation
9 of moneys to agencies, institutions, commissions, departments,
10 and boards responsible for educational and cultural programs of
11 this state, and providing effective dates, respectfully make
12 the following report:

- 13 1. That the Senate recedes from its amendment, H-4341.
14 2. That House File 774, as amended, passed, and reprinted
15 by the House, is amended as follows:

16 1. Page 1, line 16, by striking the word "admnistration"
17 and inserting the following: "administration".

18 2. Page 4, by inserting after line 4, the following:

19 "____. IOWA PEACE INSTITUTE

20 For allocation to the Iowa peace institute established in
21 chapter 38:

22 \$ 250,000

23 As a condition, limitation, and qualification of the
24 appropriation in this subsection, the Iowa peace institute
25 shall expend the moneys appropriated in this subsection for
26 programs which have a direct benefit to the state of Iowa,
27 which have goals and objectives, and for which measurable
28 results have been developed. The Iowa peace institute shall
29 cooperate with public and private institutions of higher
30 education to minimize duplication of programs."

31 3. By striking page 4, line 31, through page 5, line 5.

32 4. Page 5, by inserting after line 12, the following:

33 "Sec. 100. Notwithstanding section 8.33, moneys
34 appropriated in 1988 Iowa Acts, chapter 1284, section 1,
35 subsection 8, that remain unobligated and unencumbered on June
36 30, 1989, shall not revert to the general fund of the state,
37 but shall remain available for expenditure for the purpose

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1 specified until June 30, 1990."

2 5. Page 6, by striking lines 33 and 34, and inserting the
3 following: "assembly, for the".

4 6. Page 7, by striking lines 7 through 22 and inserting
5 the following:

6 "As a condition, limitation, and qualification of the
7 appropriation in this subsection, the college aid commission
8 shall develop plans for administering the work for college
9 program established in section 261.88. The college aid
10 commission shall define a methodology for selecting
11 participants, shall identify appropriate employment
12 opportunities, and shall report its plans to the education
13 appropriations subcommittee not later than January 15, 1990."

14 7. Page 7, by striking lines 26 and 27, and inserting the
15 following: "program for grants to independent colleges and
16 universities:".

17 8. Page 9, by striking lines 12 and 13, and inserting the
18 following:

19 "..... \$ 5,821,426
20 FTEs 126.85".

21 9. Page 11, line 24, by inserting after the figure
22 "15.255" the following: ", and 1989 Iowa Acts, House File 706,
23 section 1, if House File 706 is enacted by the general
24 assembly,".

25 10. Page 12, by striking lines 30 through 33 and inserting
26 the following: "The media services divisions of the".

27 11. Page 13, line 9, by inserting after the word "Provide"
28 the following: "a plan for".

29 12. Page 13, by striking lines 20 through 25.

30 13. Page 13, by inserting before line 26, the following:

31 " . Develop and begin implementation of a program plan
32 for administrative staff development for school corporation
33 administrators. The plan shall include program goals, specific
34 activities for meeting those goals, and an implementation
35 process and delivery system, with consideration given to
36 existing staff development efforts by area education agencies,
37 school districts, institutions of higher education, and any

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1 federally funded projects established to develop leadership in
2 educational administration. Incentives for encouraging
3 administrators to participate in the program shall be
4 identified.

5 Program goals for administrative staff development shall
6 include but not be limited to training in the following areas:
7 Instructional leadership and the management of change,
8 assisting teachers with the implementation of new teaching
9 models and instructional strategies and the enhancement of the
10 role of teachers in the planning and development of those
11 models and strategies, encouraging and assisting women and
12 minorities to enter educational administration, and improving
13 performance evaluation for instructional personnel.

14 Notwithstanding the maximum number of full-time equivalent
15 employees authorized in subsection 1, the department may employ
16 a full-time equivalent individual to assist the employees of
17 the department in fulfilling the requirements of this
18 subparagraph."

19 14. Page 14, line 22, by striking the word "paragraph" and
20 inserting the following: "subparagraph".

21 15. Page 16, by striking line 22, and inserting the
22 following:

23 "..... \$ 368,413".

24 16. Page 16, line 33, by striking the word "fifteen" and
25 inserting the following: "twenty".

26 17. Page 18, by inserting after line 3, the following:

27 "___ CAREER INFORMATION SYSTEM OF IOWA

28 For the purpose of providing educational information to
29 students in public and nonpublic schools:

30 \$ 84,000

31 As a condition, limitation, and qualification of the
32 appropriation in this subsection, the department of education
33 shall review the effectiveness of the program funded in this
34 subsection and report to the joint education appropriations
35 subcommittee not later than December 15, 1989."

36 18. Page 18, by striking lines 10 through 25 and inserting
37 the following: "amount of \$73,695,728 to be allocated as

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1 follows:

2	a.	Merged Area I	\$ 3,377,042
3	b.	Merged Area II	\$ 4,270,844
4	c.	Merged Area III	\$ 3,969,647
5	d.	Merged Area IV	\$ 1,990,251
6	e.	Merged Area V	\$ 4,260,615
7	f.	Merged Area VI	\$ 4,348,984
8	g.	Merged Area VII	\$ 5,930,368
9	h.	Merged Area IX	\$ 6,046,022
10	i.	Merged Area X	\$ 9,621,155
11	j.	Merged Area XI	\$ 9,768,509
12	k.	Merged Area XII	\$ 4,445,006
13	l.	Merged Area XIII	\$ 4,484,324
14	m.	Merged Area XIV	\$ 1,921,503
15	n.	Merged Area XV	\$ 5,816,633
16	o.	Merged Area XVI	\$ 3,444,825

17 As a condition, limitation, and qualification of the
 18 appropriation in this subsection, the merged area schools shall
 19 expend from moneys appropriated in this subsection, a minimum
 20 of \$1,580,479 for additional salary increases for certificated,
 21 nonadministrative faculty members of the merged area schools
 22 and \$419,521 for additional salary increases for classified and
 23 clerical employees of the merged area schools."

24 19. Page 23, by striking lines 17 and 18 and inserting the
 25 following: "shall prepare the regulatory flexibility analysis
 26 required in section 17A.31 for rules proposed or adopted under
 27 chapter 23A."

28 20. Page 26, by striking lines 4 through 7, and inserting
 29 the following:

30 "(2) Agricultural health and safety pilot programs:".

31 21. Page 26, by striking lines 25 and 26, and inserting
 32 the following: "educators enhancement program.

33 Notwithstanding section 8.33, as a condition, limitation,
 34 and qualification of the appropriation in this paragraph,
 35 unobligated and unencumbered funds from the appropriation
 36 remaining on June 30, 1990, shall not revert to the general
 37 fund of the state but shall remain available for expenditure

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1 during the fiscal year beginning July 1, 1990, for the same
2 purpose or for other minority recruitment programs."

3 22. Page 26, by striking line 30, and inserting the
4 following: "program."

5 23. By striking page 26, line 35, through page 27, line 1,
6 and inserting the following: "economic success program."

7 24. Page 27, by striking line 15, and inserting the
8 following:

9 "..... \$ 26,827,131".

10 25. Page 31, by striking lines 8 and 9, and inserting the
11 following: "educators enhancement program."

12 Notwithstanding section 8.33, as a condition, limitation,
13 and qualification of the appropriation in this paragraph,
14 unobligated and unencumbered funds from the appropriation
15 remaining on June 30, 1990, shall not revert to the general
16 fund of the state but shall remain available for expenditure
17 during the fiscal year beginning July 1, 1990, for the same
18 purpose or for other minority recruitment programs."

19 26. Page 31, by striking line 13, and inserting the
20 following: "program."

21 27. Page 31, by striking lines 18 and 19, and inserting
22 the following: "economic success program."

23 28. Page 31, by striking line 32, and inserting the
24 following:

25 "..... \$ 16,073,598".

26 29. Page 32, by striking line 2, and inserting the
27 following:

28 "..... \$ 600,000".

29 30. Page 32, line 26, by striking the figure "375,000" and
30 inserting the following: "275,000".

31 31. Page 32, line 32, by inserting after the word
32 "salary." the following: "Moneys appropriated for teaching
33 excellence awards shall not result in a negative impact upon a
34 collective bargaining agreement between an employee
35 organization and the university."

36 32. Page 33, by striking lines 19 and 20, and inserting
37 the following: "educators enhancement program."

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1 Notwithstanding section 8.33, as a condition, limitation,
2 and qualification of the appropriation in this paragraph,
3 unobligated and unencumbered funds from the appropriation
4 remaining on June 30, 1990, shall not revert to the general
5 fund of the state but shall remain available for expenditure
6 during the fiscal year beginning July 1, 1990, for the same
7 purpose or for other minority recruitment programs."

8 33. Page 33, by striking line 24, and inserting the
9 following: "program."

10 34. Page 33, by striking lines 29 and 30, and inserting
11 the following: "economic success program."

12 35. Page 34, line 26, by striking the word "allocated" and
13 inserting the following: "designated".

14 36. Page 34, line 28, by striking the word "allocated" and
15 inserting the following: "designated".

16 37. Page 34, line 33, by striking the word "allocated" and
17 inserting the following: "designated".

18 38. Page 35, line 1, by striking the word "allocated" and
19 inserting the following: "designated".

20 39. Page 37, line 4, by striking the word "The" and
21 inserting the following: "The study shall be conducted by the
22 legislative fiscal committee and the co-chairpersons and
23 ranking members of the joint education appropriations
24 subcommittee.

25 The".

26 40. Page 37, by inserting after line 13 the following:

27 "Sec. 110. Notwithstanding section 442.10, the amounts
28 deducted from the portions of school district budgets that fund
29 special education support services in an area education agency
30 under section 442.10, for each of the fiscal years beginning
31 July 1, 1988, and July 1, 1989, in an amount not exceeding
32 \$500,000 for each fiscal year, shall not be deposited in the
33 general fund of the state, but shall be paid to area education
34 agencies that have fewer than three and one-half public school
35 pupils per square mile, to be expended for special education
36 support services of the area education agencies for the fiscal
37 years beginning July 1, 1989, and July 1, 1990. If the total

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1 amount deducted from the area education agencies under section
2 442.10 for the school year beginning July 1, 1988, or July 1,
3 1989, to be deposited in the general fund of the state, is less
4 than five hundred thousand dollars, there is appropriated from
5 the general fund of the state to the department of education
6 for the fiscal year beginning July 1, 1989, and for the fiscal
7 year beginning July 1, 1990, the difference between the total
8 amount deducted for the previous fiscal year that would
9 otherwise have been deposited in the general fund of the state,
10 and five hundred thousand dollars, to be paid to area education
11 agencies that have fewer than three and one-half public school
12 pupils per square mile."

13 41. Page 37, by inserting after line 14, the following:

14 "Sec. ____ . Section 18.133, Code 1989, is amended by adding
15 the following new subsections:

16 NEW SUBSECTION. 3. "Public agency" means a state agency, a
17 school corporation, a city library, a regional library as
18 provided in chapter 303B, and a county library as provided in
19 chapter 358B.

20 NEW SUBSECTION. 4. "Private agency" means accredited
21 nonpublic schools and nonprofit institutions of higher
22 education eligible for tuition grants.

23 Sec. ____ . Section 18.134, Code 1989, is amended to read as
24 follows:

25 18.134 LIMITATION-OF-COMMUNICATIONS POWERS -- FACILITIES --
26 LEASES.

27 1. The department of general services may purchase, lease-
28 purchase, lease, and improve property, equipment, and services
29 for telecommunications for public and private agencies,
30 including the broadcast and narrowcast systems, and may dispose
31 of property and equipment when not necessary for its purposes.
32 The However, the department of general services shall not
33 provide or resell communications services to entities other
34 than state public and private agencies. The public or private
35 agency shall not provide communication services of the network
36 to another entity at a cost greater than that charged to the
37 agency pursuant to section 18.136, subsections 10 and 11. The

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1 department may arrange for joint use of available services and
2 facilities, and may enter into leases and agreements with
3 private and public agencies with respect to a state
4 communications system, and public agencies are authorized to
5 enter into leases and agreements with respect to the system for
6 their use and operation. Rentals and other amounts due under
7 the agreements or leases entered into pursuant to this section
8 by a state agency are payable from funds annually appropriated
9 by the general assembly or from other funds legally available.
10 Other public agencies may pay the rental costs and other
11 amounts due under an agreement or lease from their annual
12 budgeted funds or other funds legally available or to become
13 available. This section comprises a complete and independent
14 authorization and procedure for a public agency, with the
15 approval of the department, to enter into a lease or agreement
16 and related security enhancement arrangements and this section
17 is not a qualification of any other powers which a public
18 agency may possess and the authorizations and powers granted
19 under this section are not subject to the terms, requirements,
20 or limitations of any other provisions of law. All moneys
21 received by the department from agreements and leases entered
22 into pursuant to this section with private and public agencies
23 shall be deposited in the state communications network fund.

24 It is the intent of the general assembly that rental and
25 other costs due under agreements and leases entered into
26 pursuant to this section by state agencies be replaced by
27 supplemental appropriations to the state agencies.

28 2. A political subdivision receiving communications
29 services from the state as of April 1, 1986, may continue to do
30 so but communications services shall not be provided or resold
31 to additional political subdivisions other than a school
32 corporation, a city library, a regional library as provided in
33 chapter 303B, and a county library as provided in chapter 358B.
34 The rates charged to the political subdivision shall be the
35 same as the rates charged to state agencies.

36 Sec. ____ . NEW SECTION. 18.136 STATE COMMUNICATIONS NET-
37 WORK.

1 1. Moneys in the state communications network fund are
2 appropriated to the Iowa public broadcasting board for purposes
3 of providing financing for the procurement, operation, and
4 maintenance of a state communications network with sufficient
5 capacity to serve the video, data, and voice requirements of
6 state agencies and the educational telecommunications system.
7 The state communications network consists of Part I, Part II,
8 and Part III of the system.

9 2. For purposes of this section, unless the context
10 otherwise requires:

11 a. "Part I of the system" means the communications
12 connections between central switching and the regional
13 switching centers for the remainder of the network.

14 b. "Part II of the system" means the communications connec-
15 tions between the regional switching centers and the secondary
16 switching centers.

17 c. "Part III of the system" means the communications
18 connection between the secondary switching centers and the
19 agencies defined in section 18.133, subsections 3 and 4.

20 3. The financing for the procurement costs for the entirety
21 of Part I of the system, and the video, data, and voice
22 capacity for state agencies for Part II and Part III of the
23 system, shall be provided by the state. The financing for the
24 procurement costs for Part II of the systems shall be provided
25 eighty percent from the state and twenty percent from the area
26 schools for the areas in which Part II of the system is
27 located. The basis for the state match is eighty percent of a
28 single interactive video and interactive audio for Parts I and
29 II of the system, and such data and voice capacity as is
30 necessary. The financing for the procurement and maintenance
31 costs for Part III of the systems shall be provided eighty
32 percent from the state and twenty percent from the local school
33 boards of the areas which receive transmissions from the
34 system. The local school boards may meet all or part of the
35 match requirements of Part III of the system through a
36 cooperative arrangement with area schools. The basis for the
37 state match is eighty percent of a single interactive audio and

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1 one-way video for Part III of the system, and such data and
2 voice capacity as is necessary. The local school boards and
3 area schools may meet the match requirements for Part II and
4 Part III of the system from funds they have already spent for
5 their systems, from funds available in the school budget, or
6 from funds received from other nonstate sources. In the case
7 of existing systems, in order to upgrade facilities to the
8 specifications of the state communications network, the local
9 school boards and area schools, in lieu of a cash match, may
10 meet the match requirements from funds they have already spent
11 for their systems provided that the state match does not exceed
12 the lesser of eighty percent of the total cost of the upgraded
13 system or eighty percent of the replacement cost of the system.
14 The communications equipment used as a match shall not
15 subsequently be used as a match by another educational entity
16 or for another part of the system. A local school board may
17 request the school budget review committee to adjust the
18 allowable growth for the school district so that the resulting
19 increase in budget could be used for the match. A local school
20 board may also elect not to become part of the system. Such
21 election shall be made on an annual basis. State matching
22 funds shall not be provided for Part III of the system until
23 Part I and Part II of the system have been completed.

24 4. The department of general services shall develop the
25 requests for proposals that are needed for a state
26 communications network with sufficient capacity to serve the
27 video, data, and voice requirements of state agencies and the
28 educational telecommunications applications required by the
29 Iowa public broadcasting board. The department shall develop a
30 request for proposals for each of the systems that will make up
31 the network. The department may develop a request for
32 proposals for each definitive component of Part I, Part II, and
33 Part III of the system or the department may provide in the
34 request for proposals for each such system that separate
35 contracts may be entered into for each definitive component
36 covered by the request for proposals. The requests for
37 proposals may be for the purchase, lease-purchase, or lease of

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1 the component parts of the system, may require maintenance
2 costs to be identified, and the resulting contract may provide
3 for maintenance for parts of the system. The master contract
4 may provide for electronic classrooms, satellite equipment,
5 receiving equipment, studio and production equipment, and other
6 associated equipment as required.

7 5. Prior to the awarding of a contract under this section,
8 the department shall notify the legislative council and the
9 department of management of the department's intent to award a
10 contract and of the cost to the state. The department of
11 management and the legislative council shall determine if the
12 anticipated financial resources of the state are adequate to
13 fund the expenditure during the fiscal years covered by the
14 contract, and if so, the department of management shall certify
15 the determination to the department. Upon certification, the
16 department may enter into the contract.

17 6. The department of general services shall be responsible
18 for the network system design and shall be responsible for the
19 implementation of each component of the network as it is
20 incorporated into the network system. The final design
21 selected shall optimize the routing for all users in order to
22 assure maximum utilization by all agencies of the state.
23 Efficiencies achieved in the implementation of the network
24 shall be used to fund further implementation and enhancement of
25 the network, and shall be considered part of the operational
26 cost of the network. The department shall be responsible for
27 all management, operations, control switching, diagnostics, and
28 maintenance functions of Part I and Part II of the system
29 operations, except as designated in subsection 7. The
30 performance of these duties are intended to provide optimal
31 utilization of the facilities, and the assurance that future
32 growth requirements will be provided for, and that sufficient
33 network capacity will be available to meet the needs of all
34 users. The telecommunications information management council,
35 created by executive order of the governor, shall provide
36 general oversight for these functions.

37 7. The Iowa public broadcasting board retains sole

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1 authority over the educational telecommunications applications
2 of Part I of the system, and its authority shall include
3 management and operational control, programming, budget,
4 personnel, scheduling, and program switching of educational
5 material carried by Part I of the system. The Iowa public
6 broadcasting board, through its narrowcast system advisory
7 committee, retains coordination authority over the educational
8 telecommunications applications of Part II and Part III of the
9 system. Area schools are responsible for scheduling and
10 switching of educational materials carried by Part II and Part
11 III of the system within their respective areas. Such
12 responsibility may be accomplished by a chapter 28E agreement
13 with the department of general services.

14 8. The procurement and maintenance of electronic equipment
15 including, but not limited to, master receiver antenna systems,
16 studio and production equipment, and broadcast system
17 components shall be provided for under department of general
18 services' contracts. The Iowa public broadcasting board and
19 other educational entities within the state have the option to
20 use their existing or replacement resources and agreements in
21 the operation and maintenance of these systems.

22 9. In addition to the other evaluation criteria specified
23 in the request for proposals issued pursuant to this section,
24 the department of general services, in evaluating proposals,
25 shall base up to two percent of the total possible points on
26 the public benefit that can be derived from a given proposal
27 due to the increased private telecommunications capacity
28 available to Iowa citizens located in rural Iowa. For purposes
29 of this subsection, an area of the state is considered rural if
30 it is not part of a federally designated standard metropolitan
31 statistical area.

32 10. The fees charged for use of the network shall be based
33 on the ongoing operational costs of the network only.

34 11. The Iowa public broadcasting board, in consultation
35 with its narrowcast system advisory committee, shall determine
36 the fee to be charged per course or credit hour by the
37 originating institution, and the fees shall be substantially

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1 the same for comparable courses.

2 12. Access to the network shall be offered on an equal
3 basis to public and private agencies under subsection 7 if the
4 private agency contributes an amount toward the match
5 requirement comparable to its share of use for the part of the
6 system in which it participates.

7 13. Notwithstanding chapter 476, the provisions of chapter
8 476 shall not apply to a public utility in furnishing a
9 telecommunications service or facility to the department of
10 general services for the state communications network.

11 Sec. . NEW SECTION. 18.137 STATE COMMUNICATIONS
12 NETWORK FUND.

13 There is created in the office of the treasurer of state a
14 temporary fund to be known as the state communications network
15 fund. There is appropriated, contingent upon the certification
16 from the department of management of financial resources
17 adequate to fund the expenditure, to the state communications
18 network fund for each fiscal year of the fiscal period
19 beginning July 1, 1989, and ending June 30, 1994, the sum of
20 ten million dollars from funds in the general fund of the state
21 not otherwise appropriated. Any moneys remaining in the fund
22 on June 30 of a fiscal year, of moneys appropriated from the
23 general fund of the state for that fiscal year, shall revert to
24 the general fund of the state, except that those funds needed
25 to provide the state matching funds pursuant to section 18.136
26 shall not revert, notwithstanding section 8.33. There shall
27 also be deposited into the state communications network fund
28 proceeds from bonds issued for purposes of projects authorized
29 pursuant to section 18.136, matching funds received from the
30 area schools and the local school boards, funds received from
31 leases pursuant to section 18.134, and other moneys by law
32 credited to or designated by a person for deposit into the
33 fund.

34 The Iowa public broadcasting board shall use the net
35 increase in the federal match awarded to the Iowa public
36 broadcasting board as a result of this appropriation in order
37 to meet the needs of the educational telecommunications system.

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1 These funds shall be deposited in a separate account within the
2 state communications network fund, and shall be administered by
3 the Iowa public broadcasting board for purposes of the fund.

4 Sec. _____. There is appropriated from the general fund of
5 the state to the department of general services for the fiscal
6 year beginning July 1, 1989, and ending June 30, 1990, the
7 following amount, or so much thereof as is necessary, to be
8 used for the purposes designated:

9 For initial implementation stages of the network and for not
10 more than four full-time equivalent positions for the purpose
11 of assisting in the request for proposal:

12 \$ 250,000

13 Sec. _____. Section 38.5, Code 1989, is amended to read as
14 follows:

15 38.5 GIFTS---GRANTS FUNDING.

16 The institute may accept grants, gifts, and bequests, in-
17 cluding but not limited to appropriations, federal funds, and
18 other funding available for carrying out the purposes of the
19 institute. The institute is a department for purposes of
20 chapter 8.

21 Sec. _____. NEW SECTION. 74.9 PAYMENT IN CASE OF DEFAULT.

22 In the event a school corporation which has issued
23 anticipatory warrants fails to pay principal or interest of its
24 anticipatory warrants when due, upon certification by the
25 trustee or the paying agent designated pursuant to section
26 76.10 to the director of the department of revenue and finance,
27 the director of the department of revenue and finance shall
28 withhold and directly apply, from any state appropriation to
29 which the school corporation is entitled, so much as is
30 certified to the trustee or the paying agent to the payment of
31 the principal and interest on the anticipatory warrants of the
32 school corporation then due. The obligation of the director of
33 revenue and finance to withhold and directly apply moneys from
34 any state appropriation to which the school corporation is
35 entitled does not create any moral or legal obligations of the
36 state to pay, when due, the principal and interest on the
37 anticipatory warrants of a school corporation. All

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1 appropriations for school corporations shall be subject to the
2 provisions of this section."

3 42. Page 37, by inserting after line 27 the following:

4 "Sec. ____ . Section 256.11, subsection 1, Code 1989, is
5 amended to read as follows:

6 1. If a school offers a prekindergarten program, the
7 program shall be designed to help children to work and play
8 with others, to express themselves, to learn to use and manage
9 their bodies, and to extend their interests and understanding
10 of the world about them. The prekindergarten program shall
11 relate the role of the family to the child's developing sense
12 of self and perception of others. Planning and carrying out
13 prekindergarten activities designed to encourage cooperative
14 efforts between home and school shall focus on community
15 resources. A Except as otherwise provided in this subsection,
16 a prekindergarten teacher shall hold a certificate certifying
17 that the holder is qualified to teach in prekindergarten. A
18 nonpublic school which offers only a prekindergarten may, but
19 is not required to, seek and obtain accreditation.

20 Sec. ____ . Section 256.11, subsection 1, Code 1989, is
21 amended by adding the following new unnumbered paragraph:

22 NEW UNNUMBERED PARAGRAPH. If the board of directors of a
23 school district contracts for the operation of a
24 prekindergarten program, the program shall be under the
25 oversight of an appropriately certificated teacher. If the
26 program contracted with was in existence on the effective date
27 of this Act, oversight of the program shall be provided by the
28 district. If the program contracted with was not in existence
29 on the effective date of this Act, the director of the program
30 shall be a certificated teacher and the director shall provide
31 program oversight. Any director of a program contracted with
32 by a school district under this section who is not a
33 certificated teacher is required to register with the
34 department of education."

35 43. Page 38, by inserting after line 32, the following:

36 "Sec. ____ . Section 261.9, subsection 5, paragraph c, Code
37 1989, is amended by striking the paragraph.

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1 Sec. _____. Section 261.12, subsection 1, paragraph b, Code
2 1989, is amended by striking the paragraph and inserting in
3 lieu thereof the following:

4 b. For the fiscal year beginning July 1, 1989, and for each
5 following fiscal year, two thousand five hundred dollars."

6 44. Page 39, by striking lines 4 through 15.

7 45. Page 41, by striking line 11, and inserting the
8 following: "eighty-two thousand seven five hundred sixty-five
9 five dollars for".

10 46. Page 42, by striking lines 1 and 2.

11 47. Page 44, by inserting after line 32, the following:

12 "DIVISION VI

13 Sec. _____. NEW SECTION. 261.101 LEGISLATIVE INTENT.

14 The general assembly finds that the failure of many young
15 Iowans to complete their education limits their opportunity for
16 a life of fulfillment and hinders the state's efforts to
17 provide a well-trained work force for business and industry in
18 Iowa. The general assembly also declares that it is the policy
19 of this state to apply positive measures to ensure that equal
20 opportunities exist for minority persons to pursue their
21 educational goals. Therefore, the "Iowa Minority Academic
22 Grants for Economic Success" program is established to provide
23 additional funding to the state board of regents' institutions
24 and accredited private institutions in order to encourage
25 resident minority students to remain in Iowa, to attend
26 colleges and universities in Iowa, and to assure that a limited
27 family income will not be a barrier for a minority person to
28 pursue a postsecondary education.

29 Sec. _____. NEW SECTION. 261.102 DEFINITIONS.

30 1. "Accredited private institution" means an institution of
31 higher education as defined in section 261.9, subsection 5.

32 2. "Commission" means the college aid commission.

33 3. "Financial need" means the difference between the
34 student's financial resources, including resources available
35 from the student's parents and the student, as determined by a
36 completed parents' financial statement and including any
37 noncampus-administered federal or state grants and

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1 scholarships, and the student's estimated expenses while
2 attending the institution. A student shall accept all
3 available federal and state grants and scholarships before
4 being considered eligible for grants under the Iowa minority
5 academic grants for economic success program. Financial need
6 shall be reconsidered on at least an annual basis.

7 4. "Full-time student" means an individual who is enrolled
8 at an accredited private institution or board of regents'
9 university for at least twelve semester hours or the trimester
10 or quarter equivalent.

11 5. "Minority person" means an individual who is black,
12 Hispanic, Asian, or a Pacific islander, American Indian, or an
13 Alaskan native American.

14 6. "Part-time student" means an individual who is enrolled
15 at an accredited private institution or board of regents'
16 university in a course of study including at least three
17 semester hours or the trimester or quarter equivalent of three
18 semester hours.

19 7. "Program" means the Iowa minority academic grants for
20 economic success program established in this division.

21 Sec. ____ . NEW SECTION. 261.103 PROGRAM QUALIFICATIONS.

22 1. A grant under the program may be awarded to any minority
23 person who is a resident of Iowa, who is accepted for admission
24 or is attending a board of regents' university or an accredited
25 private institution, and who demonstrates financial need.
26 Applicants who receive vouchers under section 262.92 shall be
27 given priority in receiving grants under the program, but an
28 applicant shall not be denied a grant because the applicant
29 does not hold vouchers under the program in section 262.92.
30 During the fiscal year commencing July 1, 1989, and ending June
31 30, 1990, grants shall be awarded to minority persons who are
32 residents of Iowa. However, if after funds appropriated are
33 distributed to all eligible resident minority persons, funds
34 remain unexpended, those funds may be used to provide grants
35 under the program to nonresident minority persons. For the
36 fiscal year commencing July 1, 1990, and in subsequent years,
37 grants shall be awarded to all minority persons, with priority

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1 to be given to those minority persons who are residents of
2 Iowa.

3 2. Full-time students may receive grants for not more than
4 eight semesters of undergraduate study or the trimester or
5 quarter equivalent of eight semesters of undergraduate study.
6 Part-time students may receive grants for not more than sixteen
7 semesters of undergraduate study or the trimester or quarter
8 equivalent of sixteen semesters of undergraduate study.

9 3. The amount of the grant shall not exceed a student's
10 yearly financial need or three thousand five hundred dollars,
11 whichever is less. If the student is attending or seeking to
12 enroll in an accredited private institution, fifty percent of
13 the amount of the grant shall be provided by the accredited
14 private institution and fifty percent shall be provided by the
15 commission from state funds appropriated for that purpose.

16 4. Grants shall be awarded on an annual basis and shall be
17 credited by the institution against the student's tuition,
18 fees, room, and board, at the beginning of each semester,
19 trimester, or quarter in equal installments upon certification
20 by the institution that the student is admitted and attending
21 the institution.

22 5. If a student receiving a grant under the program
23 discontinues attendance before the end of any academic period,
24 but after receiving payment of grant moneys for the academic
25 period, the entire amount of any refund due the student, up to
26 the amount of any payments made by the state, shall be remitted
27 by the private institution to the commission.

28 Sec. ____ . NEW SECTION. 261.104 POWERS OF THE COMMISSION.

29 In administering the program for the private institution,
30 the commission shall:

31 1. Provide application forms to students enrolled and
32 attending or seeking to enroll and attend accredited private
33 institutions.

34 2. Develop and provide confidential financial statement
35 forms to the parents or guardians of students applying for
36 grants under this program.

37 3. Approve and award grants to private institutions under

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- 1 the program.
- 2 4. Adopt rules for determining financial need and residency
3 for the purpose of awarding grants to qualified students, and
4 any other rules necessary for the administration of the
5 program.
- 6 5. Report annually to the governor and the general assembly
7 on the progress and implementation of the program.
- 8 6. Require postsecondary institutions that receive moneys
9 from students awarded grants under the program to furnish any
10 information necessary for the implementation or administration
11 of the program.
- 12 7. Solicit and receive private contributions and federal
13 grants available for purposes of the program.
- 14 8. Maintain records on the recipients of vouchers under
15 section 262.92 and adopt rules to provide for the giving of
16 priority to students holding vouchers under that section.
- 17 9. Administer funds appropriated for the Iowa minority
18 academic grants for economic success program to carry out the
19 duties of the commission.
- 20 10. Provide for the proration of funds among qualified
21 applicants if funds available are insufficient to pay all
22 approved grants.
- 23 Sec. ____ . NEW SECTION. 261.105 DUTIES OF APPLICANT.
- 24 An applicant for a grant under the program shall:
- 25 1. Complete and file an application for a grant on forms
26 provided by the commission or regents' institutions.
- 27 2. Submit the financial information required for evaluation
28 of the applicant's financial need for a grant.
- 29 3. Comply with rules and information requests of the
30 commission or regents' institutions made in relation to the
31 program."
- 32 48. Page 45, line 14, by striking the word "subsection"
33 and inserting the following: "subsections".
- 34 49. Page 45, by inserting after line 20, the following:
35 "NEW SUBSECTION. 21. Direct the administration of the Iowa
36 minority academic grants for economic success program as
37 established in section 261.101 for the institutions under its

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1 control."

2 50. Page 46, by inserting after line 5, the following:

3 "Sec. ____ . NEW SECTION. 262.81 LEGISLATIVE INTENT.

4 The general assembly recognizes that educational programs
5 designed to enhance the interrelation and cooperation among
6 cultural, racial, and ethnic groups in society require the
7 contribution and active participation of all ethnic and racial
8 groups. The general assembly also recognizes that failure to
9 include minority representation at the faculty level at the
10 state universities contributes to cultural, racial, and ethnic
11 isolation of minority students and does not reflect the
12 realities of a multicultural and diverse society. Therefore,
13 the "Regents' Minority and Women Educators Enhancement" program
14 is established to assist in the recruitment and retention of
15 faculty that more adequately represents the diverse cultural,
16 racial, and ethnic makeup of society and to improve the
17 education of all students.

18 Sec. ____ . NEW SECTION. 262.82 REGENTS' MINORITY AND WOMEN
19 EDUCATORS ENHANCEMENT PROGRAM.

20 The board of regents shall establish a program to recruit
21 minority educators to faculty positions in the universities
22 under the board's control. The program shall include, but is
23 not limited to, the creation of faculty positions in all areas
24 of academic pursuit.

25 The board of regents shall also establish a program to
26 create faculty opportunities for women educators at the
27 universities under the board's control. The program shall
28 include, but is not limited to, the creation of faculty
29 positions in targeted shortage areas. The board of regents
30 shall also develop and implement, in consultation with
31 appropriate faculty representatives, tenure, promotion, and
32 hiring policies that recognize the unique needs of faculty
33 members who are principal caregivers to dependents.

34 As used in this section, "minority educator" means an
35 educator who is a minority person as defined in section
36 261.102.

37 Sec. ____ . NEW SECTION. 262.91 LEGISLATIVE INTENT.

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1 The general assembly recognizes that universities must
2 provide an environment that enables all students to have an
3 equal opportunity to succeed. The general assembly also
4 recognizes that, because of inequalities in educational
5 preparation, economic factors, and social circumstances, not
6 all young Iowans have the same degree of access to Iowa's
7 higher education system. The general assembly further
8 acknowledges that an early intervention system using public
9 school districts, community agencies, and other state
10 institutions can be useful in preparing young students to
11 succeed in college. Therefore, the "College-bound" program is
12 established to ensure that the state's universities and
13 students' local communities become involved early in a
14 student's life by promoting and informing students about the
15 opportunities in higher education, so that lack of adequate
16 personal resources is not a barrier to attending college for
17 young Iowans.

18 Sec. ____ . NEW SECTION. 262.92 COLLEGE-BOUND PROGRAM.

19 1. The board of regents shall establish or contract to
20 establish college-bound programs to provide Iowa minority
21 students with information and experiences relating to
22 opportunities offered at the regents' universities. Programs
23 developed may include, but are not limited to, the following
24 elements:

25 a. Reinforcement of efforts to attract undergraduate
26 students from age groups currently served by traditional
27 methods of outreach which use high school and community college
28 services.

29 b. Extension of traditional student recruitment methods
30 which are designed to encourage minority students in grades
31 seven through twelve to pursue postsecondary academic courses
32 of study.

33 c. Identification, at each of the regents' universities, of
34 courses of study to be targeted for the recruitment of minority
35 students.

36 d. Offerings at the regents' universities of innovative
37 programs, which are experience oriented, for families with

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1 minority children.

2 2. The board of regents shall establish a voucher program
3 for students in grades seven through twelve. Vouchers may be
4 obtained by any qualified secondary student at any regents'
5 university upon completion of a college-bound program provided
6 under subsection 1. Students may receive one voucher for each
7 program. One or more vouchers entitle a student to priority
8 over other persons applying for grants under the Iowa minority
9 academic grants for economic success program established in
10 section 261.101. Vouchers shall be submitted with the grant
11 application within one year after a student graduates from high
12 school at any higher education institution which offers grants
13 under the Iowa minority academic grants for economic success
14 program. Vouchers earned can only be used by the person who
15 participated in the college-bound voucher program and are not
16 transferable. Vouchers issued by a university under this
17 program shall be signed by the president of the university.

18 3. The board of regents shall adopt rules to establish
19 program guidelines for the universities under the board's
20 control and for the administration and coordination of program
21 efforts. Rules adopted shall include methods of recording data
22 relating to voucher recipients and making the data available to
23 the college aid commission.

24 Sec. ____ . NEW SECTION. 262.93 REPORTS TO GENERAL
25 ASSEMBLY.

26 The college aid commission and the state board of regents
27 each shall submit, by January 1 of each year, a report on the
28 progress and implementation of the programs which they
29 administer under sections 261.102 through 261.105, 262.82, and
30 262.92. The reports shall include, but are not limited to, the
31 numbers of students participating in the programs and
32 allocation of funds appropriated for the programs.

33 Sec. ____ . DEPARTMENT OF EDUCATION STUDY. The department of
34 education, in cooperation with the college aid commission,
35 shall conduct a study of Iowa minority students' postsecondary
36 educational needs and develop recommendations for programs, or
37 additions to existing programs, which are designed to meet the

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1 needs of those students not currently served by existing
2 recruitment, educational, and grant programs. The
3 recommendations shall be submitted in a report to the general
4 assembly which convenes in January of 1990."

5 51. Page 46, by inserting after line 28, the following:

6 "Sec. ____ . Section 265.6, Code 1989, is amended to read as
7 follows:

8 265.6 STATE AID APPLICABLE.

9 If the state board of regents has established a laboratory
10 school, it the school shall count each pupil enrolled in the
11 school and shall receive state aid pursuant to chapters 281 and
12 442 for each pupil enrolled in the laboratory school, as a
13 result of open enrollment under section 282.18, in the same
14 amount as the public school district in which the pupil resides
15 would receive aid for that pupil and shall transmit the amount
16 received to the institution of higher education at which the
17 laboratory school has been established. If the board of a
18 school district terminates a contract with the state board of
19 regents for attendance of pupils in a laboratory school, the
20 school district shall inform the ~~state-comptroller~~ department
21 of management of the number of these pupils who are enrolled in
22 the district on the ~~second~~ third Friday of the following
23 September. The ~~state-comptroller~~ department of management
24 shall pay to the school district, from funds appropriated in
25 section 442.26, an amount equal to the amount of state aid paid
26 for each pupil in that school district for that school year in
27 payments made as provided in section 442.26. However, payments
28 shall not be made for pupils for which an advance is received
29 by the district under section 442.28."

30 52. Page 49, by inserting after line 10, the following:

31 "Sec. ____ . Section 282.19, Code 1989, is amended to read as
32 follows:

33 282.19 CHILD LIVING IN FOSTER CARE FACILITY.

34 A child who is living in a licensed child foster care
35 facility as defined in section 237.1, in-this-state or in a
36 facility that provides residential treatment as "facility" is
37 defined in section 125.2, which is located in a school district

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1 other than the school district in which the child resided
2 before receiving foster care may enroll in and attend an
3 accredited school in the school district in which the child is
4 living. The instructional costs for students who do not
5 require special education shall be paid as provided in section
6 282.31, subsection 1, paragraph "b" or for students who require
7 special education shall be paid as provided in section 282.31,
8 subsections 2 or 3."

9 53. Page 49, by inserting after line 16, the following:

10 "Sec. ____ . NEW SECTION. 298.14 BUILDING REPLACEMENT
11 PROPERTY TAX.

12 In order to protect the health, safety, and well-being of
13 the public school children in this state, the director of the
14 department of education shall order closed temporary portable
15 classrooms that have been in use by school districts in excess
16 of twelve years if the school district has not approved the
17 schoolhouse tax under section 278.1, subsection 7, has defeated
18 at least one proposal to issue general obligation bonds under
19 section 298.18 since July 1, 1979, and consists of more than
20 five hundred square miles. The board of directors of a school
21 district for which the temporary buildings have been ordered
22 closed by the director of the department of education, shall
23 certify for levy, for a period not exceeding ten years, a
24 building replacement property tax of not exceeding sixty-seven
25 and one-half cents per thousand dollars of assessed valuation
26 in the school district. The proceeds of the building
27 replacement property tax shall be used for construction or
28 remodeling of school buildings to replace the classrooms
29 provided by the temporary portable buildings."

30 54. Page 50, line 14, by striking the word "The" and
31 inserting the following: "The Within fifteen days following
32 certification by the state university of Iowa, the".

33 55. Page 50, by inserting after line 17 the following:

34 "Sec. ____ . Section 303.16, subsection 7, Code 1989, is
35 amended to read as follows:

36 7. The department may use twenty-five-thousand-dollars ten
37 percent of the amount appropriated to the department, but in no

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1 event more than seventy-five thousand dollars for
2 administration of the grant and loan program.

3 Sec. ____ . Section 524.107, Code 1989, is amended by adding
4 the following new subsection:

5 NEW SUBSECTION. 3. Notwithstanding subsections 1 and 2, an
6 organization formed for educational purposes in association
7 with an accredited school which engages in the receipt of
8 deposits of no more than twenty dollars per depositor, may use
9 the words "educational bank", the use of which is otherwise
10 restricted in subsection 2, and such an educational bank is not
11 a bank within the meaning or scope of regulation of this
12 chapter.

13 Sec. ____ . 1989 Iowa Acts, Senate File 59, section 1,
14 unnumbered paragraphs 2, 3, 4, 9, 10, 11, and 12, are amended
15 to read as follows:

16 By September 15 of the preceding school year the parent or
17 guardian shall informally notify the district of residence, and
18 not later than November 1 of the preceding school year, the
19 parent or guardian shall send notification to the district of
20 residence and to the department of education on forms
21 prescribed by the department of education that the parent or
22 guardian intends to enroll the parent's or guardian's child in
23 a public school in another school district. The parent or
24 guardian shall describe the reason that exists for enrollment
25 in the receiving district that is not present in the district
26 of residence. The board of the district of residence shall
27 transmit a copy of the form to the receiving school district
28 within five days after its receipt. During the 1990-1991
29 school year, if the board of the district of residence
30 determines that transmission of the request will result in a
31 loss of greater than five percent of the district's certified
32 enrollment for that the previous year, the board of the
33 district of residence may deny the request for the 1990-1991
34 school year. During the 1991-1992 school year, if the board of
35 the district of residence determines that transmission of the
36 request will result in a loss of greater than ten percent of
37 the district's certified enrollment for the previous year, the

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1 board of the district of residence may deny the request for the
2 1991-1992 school year. If, however, a failure to transmit a
3 request will result in enrollment of students from the same
4 nuclear family in different school districts, the request shall
5 be transmitted to the receiving district for enrollment. The
6 board of each school district shall adopt a policy relating to
7 the order in which requests for enrollment in other districts
8 shall be considered. The board of the receiving school
9 district shall enroll the pupil in a school in the receiving
10 district for the following school year unless the receiving
11 district does not have classroom space for the pupil. In all
12 districts involved with volunteer or court-ordered
13 desegregation, minority and nonminority student ratios shall be
14 maintained according to the desegregation plan or order. The
15 superintendent of a district subject to volunteer or court-
16 ordered desegregation may deny a request for transfer under
17 this section if the superintendent finds that enrollment or
18 release of a pupil will adversely affect the district's
19 implementation of the desegregation order or plan. If,
20 however, a transfer request would facilitate a voluntary or
21 court-ordered desegregation plan, the district shall give
22 priority to granting the request over other requests. A parent
23 or guardian, whose request has been denied because of a
24 desegregation order or plan, may appeal the decision of the
25 superintendent to the board of the district in which the
26 request was denied. The board may either uphold or overturn
27 the superintendent's decision. A decision of the board to
28 uphold the denial of the request is subject to appeal under
29 section 290.1.

30 Each district shall provide notification to the parent or
31 guardian relating to the transmission or denial of the request.
32 A district of residence shall provide for notification of
33 transmission or denial to a parent or guardian within three
34 days of board action on the request. A receiving district
35 shall provide notification to a parent or guardian, within
36 fifteen days of receipt of the request, of whether the child
37 will be enrolled in that district or whether the request is to

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1 be denied.

2 A request under this section is for a period of not less
3 than four years unless the pupil will graduate, the pupil's
4 family moves to another school district, or the parent or
5 guardian petitions the receiving district for permission to
6 enroll the child in a different district, which may include the
7 district of residence, within the four-year period. If the
8 parent or guardian requests permission of the receiving
9 district to enroll the child in a different district within the
10 four-year period, the receiving district school board may
11 transmit a copy of the request to the other school district
12 within five days of the receipt of the request. The new
13 receiving district shall enroll the pupil in a school in the
14 district unless there is insufficient classroom space in the
15 district or unless enrollment of the pupil would adversely
16 affect court ordered or voluntary desegregation orders
17 affecting a district. A denial of a request to change district
18 enrollment within the four-year period shall be subject to
19 appeal under section 290.1.

20 The board of directors of the district of residence shall
21 pay to the receiving district the lower district cost per pupil
22 of the two districts, plus any moneys received for the pupil as
23 a result of non-English speaking weighting under section 442.4,
24 subsection 6, for each school year. The district of residence
25 shall also transmit the phase III moneys allocated to the
26 district for the full-time equivalent attendance of the pupil,
27 who is the subject of the request, to the receiving district
28 specified in the request for transfer. However, ~~if the~~
29 ~~district of residence has outstanding obligations on school~~
30 ~~bonds, has entered into a rental or lease arrangement under~~
31 ~~section 279.26, or has entered into a loan agreement in~~
32 ~~anticipation of the collection of the schoolhouse tax under~~
33 ~~section 297.36, only fifty percent of the property tax portion~~
34 ~~of the district cost per pupil shall be paid to the receiving~~
35 ~~district for the first three years of the transfer, unless the~~
36 ~~debt is paid before the end of the three years. If the debt is~~
37 ~~paid in less than three years from the date of the transfer or~~

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1 ~~if three years pass, from the date of the transfer, without~~
2 ~~retirement of the district of residence's debt obligation,~~
3 ~~whichever date is sooner, the full amount of the district cost~~
4 ~~per pupil shall then be paid to the receiving district.~~ If a
5 request filed under this section is for a child requiring
6 special education under chapter 281, the request to transfer to
7 the other district shall only be granted if the receiving
8 district maintains a special education instructional program
9 which is appropriate to meet the child's educational needs and
10 the enrollment of the child in the receiving district's program
11 would not cause the size of the class in that special education
12 instructional program in the receiving district to exceed the
13 maximum class size in rules adopted by the state board of
14 education for that program. For pupils requiring special
15 education, the board of directors of the district of residence
16 shall pay to the receiving district the actual costs incurred
17 in providing the appropriate special education. Quarterly
18 payments shall be made to the receiving district. If the
19 transfer of a pupil from one district to another results in a
20 transfer from one area education agency to another, the sending
21 district shall forward a copy of the request to the sending
22 district's area education agency. The receiving district shall
23 forward a copy of the request to the receiving district's area
24 education agency. Any moneys received by the area education
25 agency of the sending district for the child who is the subject
26 of the request shall be forwarded to the receiving district's
27 area education agency. Notwithstanding section 285.1 relating
28 to transportation of nonresident pupils, the parent or guardian
29 is responsible for transporting the pupil without reimbursement
30 to and from a point on a regular school bus route of the
31 receiving district. A receiving district shall not send school
32 vehicles into the district of residence of the pupil using the
33 open enrollment option under this section, for the purpose of
34 transporting the pupil to and from school in the receiving
35 district, ~~unless, --If~~ the child meets the economic eligibility
36 requirements, established under the federal National School
37 Lunch and Child Nutrition Acts, 42 U.S.C. § 1751-1785, for free

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1 or reduced price lunches. ~~---If the child meets those~~
2 requirements, the sending district shall be responsible for
3 providing transportation or paying the pro rata cost of the
4 transportation to a parent or guardian for transporting the
5 child to and from a point on a regular school bus route of a
6 contiguous receiving district unless the cost of providing
7 transportation or the pro rata cost of the transportation to a
8 parent or guardian exceeds the average transportation cost per
9 pupil transported for the previous school year in the district.
10 If the cost exceeds the average transportation cost per pupil
11 transported for the previous school year, the sending district
12 shall only be responsible for that average per pupil amount. A
13 sending district which provides transportation for a child to a
14 contiguous receiving district under this paragraph may withhold
15 from the district cost per pupil amount, that is to be paid to
16 the receiving district, an amount which represents the average
17 or pro rata cost per pupil for transportation, whichever is
18 less.

19 A student who has been paying tuition and attending school
20 on or before March 25, 1989, in a district other than the
21 student's district of residence shall be permitted to attend
22 school in the district where the student has been paying
23 tuition, during the 1989-1990 school year, by filing a request
24 to use the open enrollment option under this section by August
25 1, 1989.

26 If a student has been paying tuition and attending an
27 accredited nonpublic school during the 1988-1989 school year,
28 which is located in a public school district other than the
29 student's public school district of residence, and the
30 nonpublic school discontinues the grade or school which the
31 student would have attended during the 1989-1990 school year,
32 after June 30, 1988, but before August 1, 1989, the student
33 shall be permitted to attend a public school, located within
34 the public school district where the nonpublic school was
35 located, during the 1989-1990 school year if the receiving
36 public school district agrees to accept the student and the
37 student's parent or guardian files a request to use the open

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1 enrollment option under this section by August 1, 1989. The
2 public school district where the nonpublic school was located
3 shall count the student in the September 1989 enrollment count.

4 A student, whose district of residence, for the purposes of
5 school attendance, changes ~~during the~~ by August 1, 1989-1990
6 ~~school-year~~, shall be permitted to attend school during the
7 1989-1990 school year in the district in which the student
8 attended during the 1988-1989 school year if a request to use
9 the open enrollment option under this section is filed by
10 August 1, 1989.

11 If a child, for which a request to transfer has been filed
12 with ~~the a district of residence~~, has been suspended or
13 expelled in the ~~district of residence~~, the receiving district
14 named in the request may refuse the request to transfer until
15 the child has been reinstated in the sending district of
16 residence.

17 ~~A-laboratory-school-under-chapter-265-shall-be-exempt-from~~
18 ~~the-provisions-of-this-section.~~

19 If a request under this section is for transfer to a
20 laboratory school, as described in chapter 265, the student,
21 who is the subject of the request, shall not be included in the
22 basic enrollment of the student's district of residence, and
23 the laboratory school shall report the enrollment of the
24 student directly to the department of education, unless the
25 number of students from the district attending the laboratory
26 school during the current school year, as a result of open
27 enrollment under this section, exceeds the number of students
28 enrolled in the laboratory school from that district during the
29 1988-1989 school year. If the number of students enrolled in
30 the laboratory school from a district during the current year
31 exceeds the number of students enrolled from that district
32 during the 1988-1989 school year, those students who represent
33 the difference between the current and the 1988-1989 school
34 year enrollment figures shall be included in the basic
35 enrollment of the students' districts of residence and the
36 districts shall retain any moneys received as a result of the
37 inclusion of the student in the district enrollment. The total

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1 number of students enrolled at a laboratory school during a
2 school year shall not exceed six hundred seventy students. The
3 regents' institution operating the laboratory school shall
4 develop a student transfer policy designed to protect and
5 promote the quality and integrity of the teacher education
6 program at the laboratory school and to indicate the order in
7 which and reasons why requests to transfer to a laboratory
8 school shall be considered. A laboratory school may deny a
9 request for transfer under the policy. A denial of a request
10 to transfer under this paragraph is not subject to appeal under
11 section 290.1.

12 Sec. ____ . NOTIFICATION OF RECEIPT OF NONSTATE FUNDS. All
 13 constitutional and statutory offices, administrative
 14 departments, and independent agencies shall notify the
 15 department of management and the legislative fiscal bureau of
 16 any request for, approval of, or an award of federal or other
 17 nonstate funds, or of the loss of federal or other nonstate
 18 funds during the fiscal period beginning October 1, 1988, and
 19 ending September 30, 1989. The notification shall be made no
 20 later than December 15, 1989, and shall include the name of the
 21 grantor and of the funding grant, the estimated amount of
 22 funds, and the planned expenditures for the funds. The format
 23 of the notification shall be specified by the legislative
 24 fiscal bureau. This section applies to the state board of
 25 regents except that notification is not required for funds
 26 requested, approved, or awarded for individual services
 27 performed by a member of the faculty or staff at an institution
 28 under the control of the board when those services are
 29 performed on that member's behalf."

30 56. Page 50, line 25, by striking the word and figure "and
 31 24" and inserting the following: "24, 100, and 110".

32 57. Title page, line 4, by inserting after the word
 33 "state," the following: "providing for the imposition of a
 34 tax,".

35 58. By renumbering, relettering, or redesignating and
 36 correcting internal references as necessary.

ON THE PART OF THE HOUSE:

JACK HATCH, Chairperson
 RUHL MAULSBY
 MARY NEUHAUSER
 DON SHOULTZ
 BRENT SIEGRIST

ON THE PART OF THE SENATE:

RICHARD J. VARN, Chairperson
 LARRY MURPHY
 WILMER RENSINK

Adopted 5/6/89 (p. 2049)

CCR-774 FILED MAY 6, 1989
 REPORT ADOPTED. (p. 2625)



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HOUSE FILE 774

House File 774, p. 2

AN ACT
RELATING TO THE FUNDING OF, OPERATION OF, AND APPROPRIATION OF
MONEYS TO AGENCIES, INSTITUTIONS, COMMISSIONS, DEPARTMENTS,
AND BOARDS RESPONSIBLE FOR EDUCATIONAL AND CULTURAL
PROGRAMS OF THIS STATE, PROVIDING FOR THE IMPOSITION OF A
TAX, AND PROVIDING EFFECTIVE DATES.

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

DIVISION I
DEPARTMENT OF CULTURAL AFFAIRS

Section 1. There is appropriated from the general fund of
the state to the department of cultural affairs for the fiscal
year beginning July 1, 1989, and ending June 30, 1990, the
following amounts, or so much thereof as is necessary, to be
used for the purposes designated:

1. ADMINISTRATION DIVISION

For salaries, support, maintenance, miscellaneous purposes,
and for not more than the following full-time equivalent
positions:

.....	\$	351,323
.....	FTEs	9.0

As a condition, limitation, and qualification of the
appropriation in this subsection, one of the full-time
equivalent positions employed by the administration division
shall be assigned marketing duties relating to the divisions
and agencies of the department of cultural affairs.

As a condition, limitation, and qualification of the
appropriation in this subsection, the administration division
shall expend moneys to cultivate and promote Iowa's major
cultural resources by working with the Iowa humanities board
to sponsor a major three-day conference and a comprehensive
guide to cultural resources for dissemination throughout the

state.

2. ARTS DIVISION

For salaries, support, maintenance, miscellaneous purposes,
including funds to match federal grants, and for not more than
the following full-time equivalent positions:

.....	\$	925,280
.....	FTEs	12.0

As a condition, limitation, and qualification of the
appropriation in this subsection, the arts division shall
expend moneys to implement a program for basic arts education,
increase the artists-in-school residency program, increase the
operational support grants for arts organizations, and provide
funds for rural arts organizations. Notwithstanding section
8.33, unobligated or unencumbered funds appropriated in this
subsection to be used as matching funds for federal grant
moneys administered by the arts division and remaining on June
30, 1990, shall not revert to the general fund of the state,
but shall remain available for expenditure by the arts
division for those purposes for the fiscal year beginning July
1, 1990.

As a condition, limitation, and qualification of the
appropriation in this subsection, not more than ten percent of
difference between the moneys appropriated in this subsection
and the moneys appropriated in 1988 Iowa Acts, chapter 1284,
section 1, subsection 2, shall be expended by the arts
division for administrative costs.

3. HISTORICAL DIVISION

a. For salaries, support, maintenance, miscellaneous
purposes, and for not more than the following full-time
equivalent positions:

.....	\$	2,455,253
.....	FTEs	67.0

As a condition, limitation, and qualification of the
appropriation in this subsection, the historical division
shall expend moneys to provide moneys for the Italian-American

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cultural center located in Des Moines and for remedial conservation and preservation of collections of the historical division, including newspapers, and the establishment of a video history library collection.

b. For the payment of interest owed on moneys borrowed from the permanent school fund under section 303.18:
..... \$ 94,000

4. LIBRARY DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 1,977,406
..... FTEs 40.5

As a condition, limitation, and qualification of the appropriation in this subsection, the library division shall expend moneys for office equipment, to fund a statewide open access program, for collections development, and for the interlibrary loan service as recommended in the blue ribbon task force on library cooperation and technology final report. The library division shall not allocate moneys to a local library for collections development, unless the local library is participating in the statewide local access program. The library division shall also expend funds to comply with a federal audit report issued February 23, 1988.

5. PUBLIC BROADCASTING DIVISION

For salaries, support, maintenance, capital expenditures, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 6,860,000
..... FTEs 103.0

As a condition, limitation, and qualification of the appropriation in this subsection, the public broadcasting division shall expend moneys on instructional schedule guide books and teachers' guide materials, repairs, and deferred maintenance required for safety provisions.

6. TERRACE HILL COMMISSION

For salaries, support, maintenance, miscellaneous purposes, for the operation of Terrace Hill and for conducting tours, and for not more than the following full-time equivalent positions:

..... \$ 200,000
..... FTEs 5.25

7. REGIONAL LIBRARY SYSTEM

For state aid:

..... \$ 1,539,785

As a condition, limitation, and qualification of the appropriation in this subsection, the regional library system shall expend moneys to provide access to special collections, for additional interlibrary loan services, and for additional reference services.

8. IOWA PEACE INSTITUTE

For allocation to the Iowa peace institute established in chapter 38:

..... \$ 250,000

As a condition, limitation, and qualification of the appropriation in this subsection, the Iowa peace institute shall expend the moneys appropriated in this subsection for programs which have a direct benefit to the state of Iowa, which have goals and objectives, and for which measurable results have been developed. The Iowa peace institute shall cooperate with public and private institutions of higher education to minimize duplication of programs.

Sec. 2. As a condition, limitation, and qualification of funds appropriated in section 1, subsection 3, of this Act, the historical division shall solicit voluntary contributions on behalf of the historical division at entrance locations and other locations throughout the historical building. Voluntary contributions collected in this manner and entrance fees for the Montauk governor's mansion shall be used to pay principal and interest on moneys borrowed from the permanent school fund under section 303.18.

Sec. 3. Notwithstanding sections 302.1 and 302.1A, for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the portion of the interest earned on the permanent school fund that is not transferred to the credit of the first in the nation in education foundation and not transferred to the credit of the national center for gifted and talented education shall be credited as a payment by the historical division of the department of cultural affairs of principal and interest due on moneys loaned to the historical division under section 303.18. Moneys credited under this section are in addition to funds appropriated in section 1, subsection 3, paragraph "b", of this Act.

Sec. 4. The public broadcasting division of the department of cultural affairs may use the state of Iowa facilities improvement corporation to purchase energy efficiency packages for its ultrahigh frequency transmitters without meeting the requirements of section 19.34.

Sec. 5. Notwithstanding 1986 Iowa Acts, chapter 1246, section 2, section 102, and section 103, as amended by 1987 Iowa Acts, chapter 228, section 7, moneys appropriated in those sections that remain unobligated and unencumbered on June 30, 1989, shall not revert to the general fund, but shall remain available for expenditure for the purposes specified until June 30, 1991.

Sec. 6. Notwithstanding section 8.33, moneys appropriated in 1988 Iowa Acts, chapter 1284, section 1, subsection 8, that remain unobligated and unencumbered on June 30, 1989, shall not revert to the general fund of the state, but shall remain available for expenditure for the purpose specified until June 30, 1990.

DIVISION II
COLLEGE AID COMMISSION

Sec. 7. There is appropriated from the general fund of the state to the college aid commission for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the

following amounts, or so much thereof as may be necessary, to be used by the following agency for the purposes designated:

COLLEGE AID COMMISSION

1. GENERAL ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	302,852
.....	FTEs	6.24

As a condition, limitation, and qualification of the appropriation in this section, the college aid commission shall determine the number of Iowa resident students who have demonstrated superior academic achievement either by graduating from high school ranked in the top ten percent of the class academically or by earning composite scores on either the American college testing program examination or the scholastic aptitude test of the college entrance examination board that ranked in the top fifteen percent of the Iowa residents taking the applicable examination at the same time, and determine the number of those students who are attending institutions of higher education in this state. The college aid commission shall report the results of its information to the general assembly meeting in 1990.

As a condition, limitation, and qualification of the moneys appropriated in this section, the college aid commission shall establish a committee to conduct a study to determine whether there is a shortage of trained health care practitioners, particularly in rural areas. The committee shall collect statements from affected professional health care organizations and health care practitioner training and education institutions, review the need for health care practitioners in certain areas of the state, the salary ranges for health care practitioners in those areas, and the impact of shortages of health care practitioners on access to health care in the areas of the state where there are shortages. The

committee shall also develop strategies for alleviating the shortage of health care practitioners. The members of the committee shall include representatives from associations which represent the interests of health care practitioners, the Iowa department of public health, the department of human services, and other organizations, associations, or entities concerned about the shortage of health care practitioners. Staff assistance for the committee shall be provided by the Iowa department of public health. The committee shall report the results of the study to the college aid commission and the joint education appropriations subcommittee not later than December 15, 1989.

2. STUDENT AID PROGRAMS

For payments for students for the education savings program if an education savings program is enacted by the general assembly, for the teacher loan payment program in section 261.45, for the occupational therapists loan program in section 261.46, for the nursing loan program if a nursing loan program is enacted by the general assembly, and for the national guard loan program if a national guard loan program is enacted by the general assembly:

..... \$ 700,000

As a condition, limitation, and qualification of the appropriation in this subsection, the college aid commission shall develop plans for administering the work for college program established in section 261.88. The college aid commission shall define a methodology for selecting participants, shall identify appropriate employment opportunities, and shall report its plans to the education appropriations subcommittee not later than January 15, 1990.

3. IOWA MINORITY ACADEMIC GRANTS FOR ECONOMIC SUCCESS PROGRAM

For the Iowa minority academic grants for economic success program for grants to independent colleges and universities:

..... \$ 50,000

Sec. 8. There is appropriated from the general fund of the state to the college aid commission for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the following amounts, or so much thereof as may be necessary, to be used for the purposes designated:

1. UNIVERSITY OF OSTEOPATHIC MEDICINE AND HEALTH SCIENCES

a. For grants to Iowa students attending the university of osteopathic medicine and health sciences under the grant program pursuant to section 261.18:

..... \$ 426,000

b. For the university of osteopathic medicine and health sciences for the admission and education of Iowa students in each of the four years of classes in the university of osteopathic medicine and health sciences pursuant to section 261.19:

..... \$ 374,000

2. In addition to the requirements of section 261.19, the allocation of funds appropriated by this section is subject to the condition that one-half of the funds appropriated for the fiscal year beginning July 1, 1989, shall not be released until delivery to the legislative fiscal bureau of the June 30, 1989, financial audits, conducted by an independent third party, of the university of osteopathic medicine and health sciences.

Sec. 9. Notwithstanding section 261.85, from moneys appropriated to the college aid commission in section 261.85 for the work-study program, for the fiscal year commencing July 1, 1989, and ending June 30, 1990, the college aid commission shall retain \$100,000 for allocation to pilot projects for the Iowa heritage corps created in section 261.81A.

Sec. 10. There is appropriated from the loan reserve account to the college aid commission for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the following amount, or so much thereof as may be necessary, to be used for the operating costs of the Stafford loan program:

OPERATING COSTS

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 2,515,438
..... FTEs 31.23

DIVISION III

DEPARTMENT OF EDUCATION

Sec. 11. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the following amounts, or so much thereof as may be necessary, to be used for the purposes designated:

1. GENERAL ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 5,821,426
..... FTEs 126.85

As a condition, limitation, and qualification of the appropriation in this subsection, the department of education shall expend moneys to contract with institutions of higher education to provide a summer residence program for gifted and talented elementary and secondary school students and to support existing law-related education centers for training seminars and workshops in law-related education, summer institutes relating to law-related education and methodology and substance, and mock trial competitions for junior and senior high school students. The law-related education program shall include the legislative lawmaking process. Educational materials for this segment of the program shall be developed by the law-related education centers in consultation with the legislative council.

As a condition, limitation, and qualification of the appropriation in this subsection, the department of education

shall expend moneys to provide funds for the employment resources center administered by the first and fifth judicial districts' departments of correctional services to assist clients. The department of education shall assist the first and fifth judicial districts' departments of correctional services in the development of an analysis of the effectiveness of the program. The department of correctional services shall submit a report analyzing the effectiveness of the program to the chairpersons and ranking members of the education appropriations subcommittee and to the legislative fiscal bureau not later than December 15, 1989.

As a condition, limitation, and qualification of the appropriation in this subsection, the department of education, in cooperation with the department of corrections, shall study the feasibility of providing educational programs to residents of institutions of the department of corrections, with consideration given to integration of the programs with programs of the merged area schools. A report containing the recommendations for establishing programs and a funding mechanism shall be presented to the joint education appropriations subcommittee and to the general assembly not later than December 15, 1989.

As a condition, limitation, and qualification of the appropriation in this subsection, the department of education shall conduct a survey of each school district to determine the curriculum included in the general science courses being offered by the school district in grades nine through twelve and the department shall determine from the survey whether ecological and environmental issues are being included as a part of the curriculum. The department shall report the results of its study, together with recommendations for integrating ecological and environmental issues into the general science curriculum, to the joint education appropriations subcommittee not later than December 15, 1989.

As a condition, limitation, and qualification of the appropriation in this subsection, the department of education shall develop and establish a conflict resolution program to assist teachers and administrators in the management of disputes between students. The department shall establish at least one pilot project in a district within the state. The department shall notify all districts of the development of the program and make its selection on the basis of interest and ability to implement the program. In developing the conflict resolution program and pilot projects, the department shall consult with the Iowa peace institute office of dispute resolution, representatives of the national association for mediation in education, and other persons and groups with expertise and experience in the area of conflict resolution. The department shall summarize the results of the conflict resolution program and submit the summary, along with any recommendations relating to statewide implementation of conflict resolution programs, in a report to the general assembly by January 1, 1991.

As a condition, limitation, and qualification of the appropriation in this subsection, the department shall expend moneys for an autism specialist who will work with the autism resource team at the child health specialty clinic at the university of Iowa. The autism specialist shall provide ongoing, comprehensive educational and technical services for autistic individuals and their families.

As a condition, limitation, and qualification of the moneys appropriated in this subsection, the department of education shall instruct the area schools to notify the department of economic development that fees paid by the area schools pursuant to section 15.255, and 1989 Iowa Acts, House File 706, section 1, if House File 706 is enacted by the general assembly, for the fiscal year beginning July 1, 1989, shall not be expended during that fiscal year, but shall remain on deposit in the jobs now account within the Iowa plan fund for

economic development until the general assembly has considered the results of the study of chapter 280B conducted under section 29 of this Act and takes action to allow the expenditure of the fees.

As a condition, limitation, and qualification of the appropriation in this subsection, the department of education shall create an evaluation system reporting on educational excellence program phase III activities under chapter 294A. Issues to be addressed in the system shall include, but are not limited to, an analysis of the expenditures of phase III funds including the types of activities and specific additional work assignments for which teachers are receiving supplemental pay, information about the subject areas and educational levels involved in the phase III activities, a description of types of significant staff development efforts being conducted under phase III and the providers of the staff development, a description of the different types of approved performance-based pay plans, descriptive information on teachers receiving phase III funds, and other information the department deems pertinent. A report on the evaluation system and the results of the evaluation of phase III programs for the fiscal year beginning July 1, 1989, shall be submitted to the general assembly by January 1, 1991. The department of education shall disseminate information to all school districts and area education agencies relating to innovative phase III programs. The information shall be provided at no cost to the school districts and the area education agencies.

As a condition, limitation, and qualification of the appropriation in this subsection, the department of education shall ensure that media services at an area education agency are provided by a separate media services division in the area education agency and the cost of providing media services is paid from moneys provided specifically for media services under the state school foundation formula. The media services division shall be directed by an administrator who has

received a degree from an institution of higher education with an emphasis on school library and media services and who reports directly to the area education agency administrator. The media services divisions of the area education agencies shall cooperate with the library services delivery system in this state.

2. SPECIAL PROGRAMS AND PROJECTS

a. For enhancing the preparation, teaching experiences, and induction of educators, and for assisting educators in the use of technology for instructional and administrative purposes:

..... \$ 500,000

The department shall expend the moneys appropriated in this paragraph for the following programs:

- (1) Provide a plan for a support system for beginning teachers that is a collaborative effort involving local schools, area education agencies, professional associations, and approved teacher preparation programs in institutions of higher education in this state.
- (2) Fund a grant program enabling school districts to be actively involved in the student teaching process.
- (3) Continue funding an evaluation system to be used by evaluator panels that are evaluating teachers after the initial certification and before advancement to the next certification level.
- (4) Develop and begin implementation of a program plan for administrative staff development for school corporation administrators. The plan shall include program goals, specific activities for meeting those goals, and an implementation process and delivery system, with consideration given to existing staff development efforts by area education agencies, school districts, institutions of higher education, and any federally funded projects established to develop leadership in educational administration. Incentives for encouraging administrators to participate in the program shall be identified.

Program goals for administrative staff development shall include but not be limited to training in the following areas: Instructional leadership and the management of change, assisting teachers with the implementation of new teaching models and instructional strategies and the enhancement of the role of teachers in the planning and development of those models and strategies, encouraging and assisting women and minorities to enter educational administration, and improving performance evaluation for instructional personnel.

Notwithstanding the maximum number of full-time equivalent employees authorized in subsection 1, the department may employ a full-time equivalent individual to assist the employees of the department in fulfilling the requirements of this subparagraph.

- (5) Provide funding for grants for pilot projects under section 256.23.
- (6) In consultation with school administrators and teachers, develop plans for the establishment of a data base that would be electronically accessible to school corporations, and determine the information the data base will contain, including statewide school statistical data, school personnel information, information about approved phase III programs, student records, and department of education publications and information.
- (7) Fund pilot or demonstration projects that will encourage school administrators and teachers to use electronic technology in classroom instruction and for school administration purposes. The projects may include the use of electronic technology by students for research or informational purposes, the development of personnel accounting systems, maintenance of student records, assistance in identification of at-risk students, use for innovative teaching techniques for at-risk students, and other uses to enhance student learning.

(8) Establish a technology consultant position with duties that include developing and coordinating a statewide technology plan for education, providing assistance to school corporations to develop technology plans, assisting in the development of long-range plans for the use of technology in school classrooms in the future, and coordinating and administering projects provided under subparagraph (7).

Notwithstanding the maximum number of full-time equivalent employees authorized in subsection 1, the department may employ a full-time equivalent individual to assist the employees of the department in fulfilling the requirements of this subparagraph.

Notwithstanding section 8.33, moneys appropriated in this paragraph shall not revert to the general fund of the state but shall remain available for expenditure for the purposes specified until June 30, 1991.

b. For development, in conjunction with the university of northern Iowa, of a networking system that translates effective teaching methods through the use of a computer conferencing system to form information exchange networks:

..... \$ 90,000

c. To provide leadership and support to early childhood education programs:

..... \$ 50,000

.....FTEs 1

As a condition, limitation, and qualification of the appropriation in this paragraph, the early childhood consultant employed by the department under this paragraph shall provide leadership and coordination for community planning models; develop curriculum guides and materials; provide training for area education agency early childhood consultants, teachers, and administrators; and plan program evaluation techniques and reporting systems.

d. For programs and grants for educational technology under section 256.33:

..... \$ 150,000

As a condition, limitation, and qualification of moneys appropriated in this paragraph, at least fifty percent of the moneys shall be used for programs for elementary or secondary education, or both.

3. VOCATIONAL EDUCATION ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 916,447

..... FTEs 44.0

4. VOCATIONAL EDUCATION AID

For vocational education aid to secondary schools:

..... \$ 3,666,360

Funds appropriated by this subsection shall be used for aid to school districts for development and the conducting of both continuing and new vocational programs, services and activities of vocational education through secondary schools, and for aid to existing jointly administered secondary vocational education programs, in accordance with chapter 258 and chapter 280A, and to purchase instructional equipment for vocational and technical courses of instruction in such schools.

5. YOUTH LEADERSHIP GRANT PROGRAM

For grants to youth leadership programs:

..... \$ 30,000

Funds appropriated by this subsection shall be used to emphasize and support youth leadership skills for students participating in Iowa activities and students representing Iowa in regional and national activities.

6. SCHOOL FOOD SERVICE

For the purpose of providing assistance to students enrolled in public school districts and nonpublic schools of the state for breakfasts, lunches and minimal equipment programs with the funds being used as state matching funds for federal

programs and which shall be disbursed according to federal regulations, including salaries and support and for not more than the following full-time equivalent positions:

..... \$ 3,146,215
..... FTEs 16.0

7. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

To provide funds for costs of providing textbooks to each resident pupil who attends a nonpublic school as authorized by section 301.1. The funding is limited to \$10 per pupil and shall not exceed the comparable services offered to resident public school pupils:

..... \$ 368,413

8. PROFESSIONAL TEACHING PRACTICES COMMISSION

For the use of the commission to carry out chapter 272A, including salaries and support, and for not more than the following full-time equivalent positions:

..... \$ 65,962
..... FTEs 1.20

9. IOWA ACADEMY OF SCIENCE

For support and maintenance:

..... \$ 50,000

As a condition, limitation, and qualification of the appropriation in this subsection, no more than twenty percent of the funds appropriated in this subsection shall be used for administrative purposes or for publication of the Iowa academy of science journal and the remainder shall be expended for grants for research projects and studies awarded by the Iowa academy of science.

As a condition, limitation, and qualification of the appropriation in this subsection, the Iowa academy of science shall permit all grant recipients to publish the results of the recipients' research projects and studies in the Iowa academy of science journal at no cost to the recipient.

As a condition, limitation, and qualification of the appropriation in this subsection, the Iowa academy of science

annually shall submit a report of its activities, including a report of its expenditures, accounting for the moneys expended for administrative purposes and the moneys expended for grants, income from all sources, and the current asset and liability base, for each fiscal year beginning with the fiscal year commencing July 1, 1988, to the legislative fiscal bureau not later than December 15 of the following fiscal year.

10. LITERACY STUDY. The department of education shall solicit gifts and grants from the federal government and private nonprofit foundations to award a contract for a study of the literacy of young adults in Iowa to an independent testing corporation located in this state. The specifications for the study shall be substantially similar to the specifications used for the national assessment of education progress study of the literacy of young adults in the United States conducted by the educational testing service.

11. VOCATIONAL REHABILITATION DIVISION

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 2,930,690
..... FTEs 314.5

b. For matching funds for programs to enable severely physically or mentally disabled persons to function more independently, including salaries and support and for not more than the following full-time equivalent positions:

..... \$ 17,715
..... FTEs 1.5

c. CAREER INFORMATION SYSTEM OF IOWA

For the purpose of providing educational information to students in public and nonpublic schools:

..... \$ 84,000

As a condition, limitation, and qualification of the appropriation in this subsection, the department of education shall review the effectiveness of the program funded in this

subsection and report to the joint education appropriations subcommittee not later than December 15, 1989.

12. MERGED AREA SCHOOLS

For general state financial aid to merged areas as defined in section 280A.2 and for vocational education programs in accordance with chapters 250 and 280A, to purchase instructional equipment for vocational and technical courses of instruction in such schools, and for salary increases, the amount of \$73,695,728 to be allocated as follows:

a. Merged Area I	\$ 3,377,042
b. Merged Area II	\$ 4,270,844
c. Merged Area III	\$ 3,969,647
d. Merged Area IV	\$ 1,990,251
e. Merged Area V	\$ 4,260,615
f. Merged Area VI	\$ 4,348,984
g. Merged Area VII	\$ 5,930,368
h. Merged Area IX	\$ 6,046,022
i. Merged Area X	\$ 9,621,155
j. Merged Area XI	\$ 9,768,509
k. Merged Area XII	\$ 4,445,006
l. Merged Area XIII	\$ 4,484,324
m. Merged Area XIV	\$ 1,921,503
n. Merged Area XV	\$ 5,816,633
o. Merged Area XVI	\$ 3,444,825

As a condition, limitation, and qualification of the appropriation in this subsection, the merged area schools shall expend from moneys appropriated in this subsection, a minimum of \$1,580,479 for additional salary increases for certificated, nonadministrative faculty members of the merged area schools and \$419,521 for additional salary increases for classified and clerical employees of the merged area schools.

13. MERGED AREA SCHOOL PERSONAL PROPERTY TAX REPLACEMENT

For general financial aid to merged areas in lieu of personal property replacement payments under section 427A.13, the amount of \$828,012 to be allocated as follows:

a. Merged Area I	\$ 65,152
b. Merged Area II	\$ 50,567
c. Merged Area III	\$ 33,891
d. Merged Area IV	\$ 23,204
e. Merged Area V	\$ 60,042
f. Merged Area VI	\$ 34,514
g. Merged Area VII	\$ 57,884
h. Merged Area IX	\$ 69,103
i. Merged Area X	\$ 97,180
j. Merged Area XI	\$ 142,463
k. Merged Area XII	\$ 46,200
l. Merged Area XIII	\$ 40,972
m. Merged Area XIV	\$ 20,826
n. Merged Area XV	\$ 55,026
o. Merged Area XVI	\$ 30,988

Sec. 12. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1990, and ending June 30, 1991, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For state financial aid to merged areas the amount of \$13,579,598, to be accrued as income and used for expenditures incurred by the area schools during the fiscal year beginning July 1, 1989, and ending June 30, 1990, to be allocated to each area school as follows:

a. Merged Area I	\$ 611,887
b. Merged Area II	\$ 795,008
c. Merged Area III	\$ 739,949
d. Merged Area IV	\$ 377,297
e. Merged Area V	\$ 745,291
f. Merged Area VI	\$ 782,118
g. Merged Area VII	\$ 1,105,991
h. Merged Area IX	\$ 1,099,495
i. Merged Area X	\$ 1,744,567
j. Merged Area XI	\$ 1,875,037

k. Merged Area XII	\$	835,261
l. Merged Area XIII	\$	797,531
m. Merged Area XIV	\$	353,975
n. Merged Area XV	\$	1,097,051
o. Merged Area XVI	\$	619,140

2. Funds appropriated by subsection 1 shall be allocated pursuant to this section and paid on or about August 15, 1990.

Sec. 13. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1990, and ending June 30, 1991, to be used for the purposes designated:

1. For general financial aid to merged areas in lieu of property tax replacement payments under section 427A.13, the amount of \$354,840, to be accrued as income and used for expenditures incurred by the area schools during the fiscal year beginning July 1, 1989, and ending June 30, 1990, to be allocated to each area as follows:

a. Merged Area I	\$	27,922
b. Merged Area II	\$	21,671
c. Merged Area III	\$	14,525
d. Merged Area IV	\$	9,924
e. Merged Area V	\$	25,732
f. Merged Area VI	\$	14,792
g. Merged Area VII	\$	24,807
h. Merged Area IX	\$	29,615
i. Merged Area X	\$	41,649
j. Merged Area XI	\$	61,056
k. Merged Area XII	\$	19,800
l. Merged Area XIII	\$	17,559
m. Merged Area XIV	\$	8,925
n. Merged Area XV	\$	23,582
o. Merged Area XVI	\$	13,281

2. Funds appropriated in subsection 1 shall be allocated pursuant to this section and paid on or about August 15, 1990.

Sec. 14. Moneys allocated to area schools under section 11, subsections 12 and 13, of this Act, for expenditures incurred during the fiscal year beginning July 1, 1989, and ending June 30, 1990, shall be paid by the department of revenue and finance in installments due on or about November 15, February 15, and May 15 of that fiscal year. The payments received by area schools on or about August 15 under sections 12 and 13 of this Act are accounts receivable for the previous fiscal year. The installments shall be as nearly equal as possible as determined by the department of management, taking into consideration the relative budget and cash position of the state resources.

Sec. 15. Notwithstanding 1988 Iowa Acts, chapter 1284, section 34, the department of education is directed to reduce the total of the moneys appropriated in 1988 Iowa Acts, chapter 1284, section 34, subsections 1 and 2, by \$119,312 and to adjust the amounts allocated the merged areas in which there was a change in the assessed valuation of taxable property in the merged areas from January 1, 1986, to January 1, 1987, accordingly.

Sec. 16. Notwithstanding the appropriation provided in section 294A.25, subsection 1, there is appropriated from the general fund of the state to the department of education, for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the following amount, or so much thereof as may be necessary to be used for the purpose designated:

For the educational excellence program:
 \$ 92,007,985

Sec. 17. Notwithstanding the allocation of phase III moneys under section 294A.14, for the fiscal year beginning July 1, 1989, prior to the allocation to school districts and area education agencies, \$50,000 of the moneys appropriated for phase III shall be retained by the department of education to be used to develop the phase III evaluation and reporting system required under section 11, subsection 1, of this Act.

Sec. 18. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the following amount, or so much thereof as may be necessary, to be used for child development grants under 1988 Iowa Acts, chapter 1130:

..... \$ 1,175,700

Section 256A.3, subsection 6, relating to funds appropriated for child development purposes applies to the moneys appropriated in this section.

As a condition, limitation, and qualification of the appropriation in this section, the funds shall be used to renew grants awarded under this program during the fiscal year commencing July 1, 1988. Grants shall be awarded not later than January 1, 1990.

DIVISION IV
STATE BOARD OF REGENTS

Sec. 19. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the following amounts, or so much thereof as may be necessary, to be used for the purposes designated:

1. OFFICE OF STATE BOARD OF REGENTS

a. For salaries, support, maintenance, miscellaneous purposes, during the fiscal year beginning July 1, 1989, and ending June 30, 1990, but not for expenditures for relocation or rental of office space at a location removed from the capitol complex, and for not more than the following full-time equivalent positions:

..... \$ 1,050,546

..... FTEs 19.63

As a condition, limitation, and qualification of funds appropriated in this paragraph, the state board of regents shall establish a consortium consisting of representatives of Iowa state university, the university of Iowa, and the

university of northern Iowa as equal participants to establish and use a process for the exchange and integration of knowledge among the universities in the fields, including but not limited to, food production, food processing, food preservation, nutrition, medicine, pharmacy, chemical-free water, clean air, and environmental safety. The consortium shall also establish a means for the integration of knowledge across disciplines in each of the universities. In the establishment of the process for integration and exchange of knowledge for these purposes, the consortium shall also develop a process for disseminating this knowledge to the public for personal and business use by Iowans.

As a condition, limitation, and qualification of funds appropriated in this paragraph, the state board of regents shall direct its institutions of higher education to collaborate in categorizing research concerning this state's capabilities in reducing global warming and reducing ozone depletion and to make recommendations to the joint appropriations subcommittee on education no later than December 15, 1989, outlining future collaborative research efforts that the institutions can conduct for these purposes.

As a condition, limitation, and qualification of the funds appropriated in this paragraph, the state board of regents shall prepare the regulatory flexibility analysis required in section 17A.31 for rules proposed or adopted under chapter 23A.

The office of the state board of regents shall update the study that was initiated in 1988 of the child care needs of faculty members, other staff members, and students at each institution of higher education under its control. The state board of regents shall solicit input for the study from the state student association composed of students from the three institutions. Each institution shall develop alternatives for providing assistance for child care and present a report listing those alternatives to the general assembly not later

than December 15, 1989. Each institution shall provide one or more of those alternatives for assistance for child care no later than the regular fall semester in 1990.

As a condition, limitation, and qualification of the funds appropriated in this paragraph, the state board of regents shall not take action on requests for proposals, accept bids, or expend funds for the acquisition of a financial information system without the approval of the joint education appropriations subcommittee. The board shall provide the results of the request for proposal study, being conducted for the board, relating to the acquisition of a financial information system, to the joint education appropriations subcommittee and the legislative fiscal bureau. The board shall provide to the joint education appropriations subcommittee and the legislative fiscal bureau a comparison as to the compatibility with the Iowa financial accounting system, and the advantages and disadvantages of each bid for a financial information system for the board.

As a condition, limitation, and qualification of the appropriation in this subsection, the state board of regents shall prepare and submit budgets for the fiscal year beginning July 1, 1990, for the Iowa school for the deaf; the Iowa braille and sight-saving school; the university of Iowa hospital-school; the university of Iowa hygienic laboratory; Iowa state university cooperative extension service; and the laboratory school at the university of northern Iowa using a zero-based budget procedure. The state board of regents shall submit no fewer than fifteen separate decision packages that will bring the budget for a department or program up to the level of funding provided for the fiscal year beginning July 1, 1989. Each decision package shall be listed in priority order and shall include the purpose or objective of the department or program; a description of actions, costs, and benefits; performance measures; and alternative means of accomplishing the objectives. The department of management

and the legislative fiscal bureau shall jointly establish forms, procedures, and the degree of detail to be used for the decision packages.

As a condition, limitation, and qualification of the moneys appropriated in this paragraph, the state board of regents shall not use reimbursements from the institutions under the control of the state board of regents for funding the office of the state board of regents.

b. For allocation by the state board of regents to the state university of Iowa, the Iowa state university of science and technology, and the university of northern Iowa to reimburse the institutions for deficiencies in their operating funds resulting from the pledging of tuitions, student fees and charges and institutional income to finance the cost of providing academic and administrative buildings and facilities and utility services at the institutions:

..... \$ 18,946,283

c. For funds for assisting a nonprofit corporation to create a tristate graduate center under section 262.9, subsection 20:

..... \$ 40,000

2. STATE UNIVERSITY OF IOWA

a. General university, including lakeside laboratory

(1) For salaries, support, maintenance, equipment, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$149,732,881

..... FTEs 4,345.69

From moneys appropriated in this subparagraph, \$900,000 shall be used to improve undergraduate education at the state university of Iowa.

As a condition, limitation, and qualification of moneys appropriated in this subparagraph, from moneys available to the state university of Iowa, \$550,000 shall be expended for teaching excellence awards to teaching faculty members and teaching assistants.

Of the \$550,000 available for teaching excellence awards, \$50,000 shall be awarded to faculty members and teaching assistants who have been recognized for exceptional teaching. An exceptional teaching recognition award is for a one-year period and is in addition to the faculty member or teaching assistant's salary. Not later than December 15, 1989, the state board of regents shall report the names of recipients of teaching excellence awards and the amounts of the awards granted to the joint education appropriations subcommittee and to the legislative fiscal bureau.

(2) Agricultural health and safety pilot programs:

..... FTEs 1.28

b. Faculty salary increases

For increases in faculty salaries for the fiscal year beginning July 1, 1989, and ending June 30, 1990, that are in addition to the total faculty salaries paid during the fiscal year beginning July 1, 1988:

..... \$ 3,311,000

If the receipts from tuition, student fees and charges and institutional income at the institution for the fiscal year are less than or exceed the receipts estimated by the institution, the institution may request that the moneys appropriated in this paragraph be adjusted by the joint education appropriations committee and the general assembly meeting in 1990.

c. Minority and women educators enhancement program

From the moneys appropriated in paragraph "a", \$80,000 shall be used for implementing the minority and women educators enhancement program.

Notwithstanding section 8.33, as a condition, limitation, and qualification of the appropriation in this paragraph, unobligated and unencumbered funds from the appropriation remaining on June 30, 1990, shall not revert to the general fund of the state but shall remain available for expenditure during the fiscal year beginning July 1, 1990, for the same purpose or for other minority recruitment programs.

d. College-bound voucher program

From the moneys appropriated in paragraph "a", \$110,000 shall be used for implementing the college-bound voucher program.

e. Iowa minority academic grants for economic success program

From the moneys appropriated in paragraph "a", \$200,000 shall be used for the Iowa minority academic grants for economic success program.

It is the intent of the general assembly that moneys will be appropriated for the program for the fiscal year beginning July 1, 1990, in an amount equal to two times the amount specified in this paragraph.

f. Student aid increases

For increases in general student financial aid for the fiscal year beginning July 1, 1989, and ending June 30, 1990:

..... \$ 798,000

g. University hospitals

(1) For salaries, support, maintenance, equipment, miscellaneous purposes, and for not more than the following full-time equivalent positions for medical and surgical treatment of indigent patients as provided in chapter 255:

..... \$ 26,827,131
..... PTEs 5,180.64

(2) For allocation by the dean of the college of medicine, with approval of the advisory board, to qualified participants, to carry out chapter 148C for the family practice program, including salaries and support, and for not more than the following full-time equivalent positions:

..... \$ 1,601,805
..... FTEs 175.42

(3) For specialized child health care services, including childhood cancer diagnostic and treatment network programs; rural comprehensive care for hemophilia patients; and Iowa high risk infant follow-up program, including salaries and

support, and for not more than the following full-time equivalent positions:

.....	\$	362,242
.....	FTEs	12.61

h. As a condition, limitation, and qualification of the appropriation made in paragraph "g", subparagraph (1), the county quotas for indigent patients for the fiscal year commencing July 1, 1989, shall not be lower than the county quotas for the fiscal year commencing July 1, 1988. Before a patient is eligible for the indigent patient program, the county general relief director shall first ascertain from the local office of human services if the applicant would qualify for medical assistance or the medically needy program without the spend-down provision under chapter 249A. If the applicant qualifies, then the patient shall be certified for medical assistance and shall not be counted under chapter 255. Transportation shall be provided at no charge to a patient who is certified for medical assistance under chapter 249A.

i. As a condition, limitation, and qualification of the appropriation made in paragraph "g", subparagraph (1), funds appropriated in that subparagraph shall not be allocated to the university hospitals until the superintendent has filed with the department of revenue and finance and the legislative fiscal bureau a quarterly report containing the account required in section 255.24. The report shall include the information required in section 255.24 for patients by the type of service provided.

j. As a condition, limitation, and qualification of the appropriation made in paragraph "g", subparagraph (1), funds appropriated in that subparagraph shall not be used to perform abortions except medically necessary abortions, and shall not be used to operate the early termination of pregnancy clinic except for the performance of medically necessary abortions. For the purpose of this paragraph, an abortion is the purposeful interruption of pregnancy with the intention other

than to produce a live-born infant or to remove a dead fetus, and a medically necessary abortion is one performed under one of the following conditions:

(1) The attending physician certifies that continuing the pregnancy would endanger the life of the pregnant woman.

(2) The attending physician certifies that the fetus is physically deformed, mentally deficient, or afflicted with a congenital illness.

(3) The pregnancy is the result of a rape which is reported within forty-five days of the incident to a law enforcement agency or public or private health agency which may include a family physician.

(4) The pregnancy is the result of incest which is reported within one hundred fifty days of the incident to a law enforcement agency or public or private health agency which may include a family physician.

(5) The abortion is a spontaneous abortion, commonly known as a miscarriage, wherein not all of the products of conception are expelled.

k. Psychiatric hospital

For salaries, support, maintenance, equipment, miscellaneous purposes, and for not more than the following full-time equivalent positions and for the care, treatment, and maintenance of committed and voluntary public patients:

.....	\$	6,271,551
.....	FTEs	282.92

1. State hygienic laboratory

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	2,681,766
.....	FTEs	108.86

m. Hospital-school

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 4,859,012
..... FTEs 186.9

n. Oakdale campus

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 2,701,938
..... FTEs 66.1

3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

a. General university

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$120,656,526
..... FTEs 3,708.0

From moneys appropriated in this paragraph, \$200,000 shall be used to improve undergraduate education at Iowa state university of science and technology.

As a condition, limitation, and qualification of moneys appropriated in this paragraph, from moneys available to Iowa state university, \$550,000 shall be expended for teaching excellence awards to teaching faculty members and teaching assistants.

Of the \$550,000 available for teaching excellence awards, \$50,000 shall be awarded to faculty members and teaching assistants who have been recognized for exceptional teaching. An exceptional teaching recognition award is for a one-year period and is in addition to the faculty member or teaching assistant's salary. Not later than December 15, 1989, the state board of regents shall report the names of recipients of teaching excellence awards and the amounts of the awards granted to the joint education appropriations subcommittee and to the legislative fiscal bureau.

b. Faculty salary increases

For increases in faculty salaries for the fiscal year beginning July 1, 1989, and ending June 30, 1990, that are in addition to the total faculty salaries paid during the fiscal year beginning July 1, 1988:

..... \$ 3,950,000

If the receipts from tuition, student fees and charges and institutional income at the institution for the fiscal year are less than or exceed the receipts estimated by the institution, the institution may request that the moneys appropriated in this paragraph be adjusted by the joint education appropriations committee and the general assembly meeting in 1990.

c. Minority and women educators enhancement program

From the moneys appropriated in paragraph "a", \$80,000 shall be used for implementing the minority and women educators enhancement program.

Notwithstanding section 8.33, as a condition, limitation, and qualification of the appropriation in this paragraph, unobligated and unencumbered funds from the appropriation remaining on June 30, 1990, shall not revert to the general fund of the state but shall remain available for expenditure during the fiscal year beginning July 1, 1990, for the same purpose or for other minority recruitment programs.

d. College-bound voucher program

From the moneys appropriated in paragraph "a", \$110,000 shall be used for implementing the college-bound voucher program.

e. Iowa minority academic grants for economic success program

From the moneys appropriated in paragraph "a", \$200,000 shall be used for the Iowa minority academic grants for economic success program.

It is the intent of the general assembly that moneys will be appropriated for the program for the fiscal year beginning July 1, 1990, in an amount equal to two times the amount specified in this paragraph.

f. Student aid increases

For increases in general student financial aid for the fiscal year beginning July 1, 1989, and ending June 30, 1990:
..... \$ 547,000

g. Agricultural experiment station

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:
..... \$ 16,073,598
..... FTEs 419.0

h. Leopold center

For agricultural research grants awarded under section 266.39B:
..... \$ 600,000

i. Cooperative extension service in agriculture and home economics

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:
..... \$ 14,485,806
..... FTEs 480.0

j. Fire service education, including salaries and support, and for not more than the following full-time equivalent positions:

..... \$ 410,000
..... FTEs 11.0

4. UNIVERSITY OF NORTHERN IOWA

a. For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:
..... \$ 48,765,750
..... FTEs 1,347.25

From moneys in this paragraph, \$600,000 shall be used to improve undergraduate education at the university of northern Iowa.

As a condition, limitation, and qualification of moneys appropriated in this paragraph, from moneys available to the university of northern Iowa, \$275,000 shall be expended for teaching excellence awards to teaching faculty members and teaching assistants.

Teaching excellence awards shall be granted to faculty members and teaching assistants for excellence in the quality of classroom instruction. An award shall be built into the faculty member's or teaching assistant's base salary. Moneys appropriated for teaching excellence awards shall not result in a negative impact upon a collective bargaining agreement between an employee organization and the university. Not later than December 15, 1989, the state board of regents shall report the names of recipients of teaching excellence awards and the amounts of the awards granted to the joint education appropriations subcommittee and to the legislative fiscal bureau.

b. Faculty salary increases

For increases in faculty salaries for the fiscal year beginning July 1, 1989, and ending June 30, 1990, that are in addition to the total faculty salaries paid during the fiscal year beginning July 1, 1988:

..... \$ 617,000

If the receipts from tuition, student fees and charges and institutional income at the institution for the fiscal year are less than or exceed the receipts estimated by the institution, the institution may request that the moneys appropriated in this paragraph be adjusted by the joint education appropriations committee and the general assembly meeting in 1990.

c. Minority and women educators enhancement program

From the moneys appropriated in paragraph "a", \$40,000 shall be used for implementing the minority and women educators enhancement program.

Notwithstanding section 8.33, as a condition, limitation, and qualification of the appropriation in this paragraph, unobligated and unencumbered funds from the appropriation remaining on June 30, 1990, shall not revert to the general fund of the state but shall remain available for expenditure during the fiscal year beginning July 1, 1990, for the same purpose or for other minority recruitment programs.

d. College-bound voucher program

From the moneys appropriated in paragraph "a", \$80,000 shall be used for implementing the college-bound voucher program.

e. Iowa minority academic grants for economic success program

From the moneys appropriated in paragraph "a", \$100,000 shall be used for the Iowa minority academic grants for economic success program.

It is the intent of the general assembly that moneys will be appropriated for the program for the fiscal year beginning July 1, 1990, in an amount equal to two times the amount specified in this paragraph.

f. Student aid increases

For increases in general student financial aid for the fiscal year beginning July 1, 1989, and ending June 30, 1990:

..... \$ 214,000

g. For the center for early developmental education:

..... \$ 400,000

5. STATE SCHOOL FOR THE DEAF

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 5,375,212

..... FTEs 133.27

As a condition, qualification, and limitation of the appropriation in this subsection, the state school for the deaf shall conduct a planning study for construction of a new

recreation facility for the state school for the deaf. The recreation facility shall be located in Council Bluffs.

6. IOWA BRAILLE AND SIGHT-SAVING SCHOOL

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 2,976,814

..... FTEs 92.45

Sec. 20. Moneys appropriated in section 19, subsection 2, paragraph "a", subparagraph (1); section 19, subsection 3, paragraph "a"; and section 19, subsection 4, paragraph "a", and designated for the minority and women educators enhancement program under paragraph "c" of those subsections shall be used solely for the purposes for which they have been designated and not for general university purposes.

Sec. 21. Moneys appropriated in section 19, subsection 2, paragraph "a", subparagraph (1); section 19, subsection 3, paragraph "a"; and section 19, subsection 4, paragraph "a", and designated for the Iowa minority academic grants for economic success program under paragraph "e" of those subsections shall be used solely for the purposes for which they have been designated and not for general university purposes.

Sec. 22. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 1988, and ending June 30, 1989, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For library automation at the university of Iowa:

..... \$ 400,000

2. For library automation at Iowa state university:

..... \$ 325,000

3. For library automation at the university of northern Iowa:

..... \$ 325,000

4. Notwithstanding section 8.33, unobligated or unencumbered funds appropriated in this section remaining on June 30, 1989, shall not revert to the general fund of the state, but shall remain available for expenditure until June 30, 1990.

Sec. 23. Moneys appropriated to each university in section 22 of this Act shall be added to the moneys appropriated in section 19, subsection 2, paragraph "a", subsection 3, paragraph "a", and subsection 4, paragraph "a", for the purposes of determining each university's general university budget base for appropriations for the fiscal year beginning July 1, 1990.

Sec. 24. Notwithstanding section 8.33, unobligated or unencumbered funds appropriated in 1988 Iowa Acts, chapter 1284, section 52, subsection 1, paragraph "b", shall not revert to the general fund of the state on June 30, 1989, but shall be available for expenditure for the purposes listed in section 19, subsection 1, paragraph "b", of this Act during the fiscal year beginning July 1, 1989, and ending June 30, 1990.

Sec. 25. As a condition, limitation, and qualification of the appropriations made in section 19, subsection 2, paragraph "a", subparagraph (1); section 19, subsection 3, paragraph "a"; and section 19, subsection 4, paragraph "a", sales by an institution of computer equipment, computer software, and computer supplies to students and faculty at the institution are retail sales for the purpose of chapter 422, division IV.

Sec. 26. As a condition, limitation, and qualification of the appropriations made to the state board of regents and regents' institutions under this Act, for the fiscal years beginning July 1, 1989, and July 1, 1990, the state board of regents shall use notes, bonds, or other evidences of indebtedness issued under section 262.48 to finance projects that will result in energy cost savings in an amount that will cause the state board to recover the cost of the projects within an average of six years.

Sec. 27. It is the intent of the general assembly to appropriate \$4,000,000 to the university of Iowa driving simulation center for the fiscal period commencing July 1, 1990, and ending June 30, 1994, if funds from federal and private sources are available for expenditure by the center for that time period and appropriate documentation of those funding sources is provided to and approved by the general assembly.

Sec. 28. The legislative fiscal bureau, with the cooperation of the state board of regents, shall examine the cost of retiring the self-liquidating bonds that have been issued for the construction of utilities at the university of Iowa and Iowa state university of science and technology and to study the impact that the payments to retire the bonds have had and will have on the moneys available for educational purposes at each of the two institutions of higher education. The legislative fiscal bureau shall report the results of the study to the joint appropriations subcommittee on education not later than December 15, 1989.

Sec. 29. The legislative council is requested to establish an interim study committee to conduct a comprehensive study of the Iowa industrial new jobs training Act in chapter 280B and the manner in which projects have been approved and program services provided by the merged area schools. The study shall be conducted by the legislative fiscal committee and the co-chairpersons and ranking members of the joint education appropriations subcommittee.

The study shall include but not be limited to analyses of the appropriateness of projects, purposes of the expenditures for program services and for administrative costs, adequacy of recordkeeping, defaults on payments by type of employer and actions taken by area schools to minimize defaults, and numbers of jobs actually created.

The study committee shall develop recommendations to be submitted to the legislative council and the general assembly meeting in 1990.

Sec. 30. Notwithstanding section 442.10, the amounts deducted from the portions of school district budgets that fund special education support services in an area education agency under section 442.10, for each of the fiscal years beginning July 1, 1988, and July 1, 1989, in an amount not exceeding \$500,000 for each fiscal year, shall not be deposited in the general fund of the state, but shall be paid to area education agencies that have fewer than three and one-half public school pupils per square mile, to be expended for special education support services of the area education agencies for the fiscal years beginning July 1, 1989, and July 1, 1990. If the total amount deducted from the area education agencies under section 442.10 for the school year beginning July 1, 1988, or July 1, 1989, to be deposited in the general fund of the state, is less than five hundred thousand dollars, there is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1989, and for the fiscal year beginning July 1, 1990, the difference between the total amount deducted for the previous fiscal year that would otherwise have been deposited in the general fund of the state, and five hundred thousand dollars, to be paid to area education agencies that have fewer than three and one-half public school pupils per square mile.

DIVISION V

Sec. 31. Section 18.133, Code 1989, is amended by adding the following new subsections:

NEW SUBSECTION. 3. "Public agency" means a state agency, a school corporation, a city library, a regional library as provided in chapter 303B, and a county library as provided in chapter 358B.

NEW SUBSECTION. 4. "Private agency" means accredited nonpublic schools and nonprofit institutions of higher education eligible for tuition grants.

Sec. 32. Section 18.134, Code 1989, is amended to read as follows:

18.134 LIMITATION-OF-COMMUNICATIONS POWERS -- FACILITIES -- LEASES.

1. The department of general services may purchase, lease-purchase, lease, and improve property, equipment, and services for telecommunications for public and private agencies, including the broadcast and narrowcast systems, and may dispose of property and equipment when not necessary for its purposes. The However, the department of general services shall not provide or resell communications services to entities other than state public and private agencies. The public or private agency shall not provide communication services of the network to another entity at a cost greater than that charged to the agency pursuant to section 18.136, subsections 10 and 11. The department may arrange for joint use of available services and facilities, and may enter into leases and agreements with private and public agencies with respect to a state communications system, and public agencies are authorized to enter into leases and agreements with respect to the system for their use and operation. Rentals and other amounts due under the agreements or leases entered into pursuant to this section by a state agency are payable from funds annually appropriated by the general assembly or from other funds legally available. Other public agencies may pay the rental costs and other amounts due under an agreement or lease from their annual budgeted funds or other funds legally available or to become available. This section comprises a complete and independent authorization and procedure for a public agency, with the approval of the department, to enter into a lease or agreement and related security enhancement arrangements and this section is not a qualification of any other powers which a public agency may possess and the authorizations and powers granted under this section are not subject to the terms, requirements, or limitations of any other provisions of law. All moneys received by the department from agreements and leases entered

into pursuant to this section with private and public agencies shall be deposited in the state communications network fund.

It is the intent of the general assembly that rental and other costs due under agreements and leases entered into pursuant to this section by state agencies be replaced by supplemental appropriations to the state agencies.

2. A political subdivision receiving communications services from the state as of April 1, 1986, may continue to do so but communications services shall not be provided or resold to additional political subdivisions other than a school corporation, a city library, a regional library as provided in chapter 303B, and a county library as provided in chapter 358B. The rates charged to the political subdivision shall be the same as the rates charged to state agencies.

Sec. 33. NEW SECTION. 18.136 STATE COMMUNICATIONS NETWORK.

1. Moneys in the state communications network fund are appropriated to the Iowa public broadcasting board for purposes of providing financing for the procurement, operation, and maintenance of a state communications network with sufficient capacity to serve the video, data, and voice requirements of state agencies and the educational telecommunications system. The state communications network consists of Part I, Part II, and Part III of the system.

2. For purposes of this section, unless the context otherwise requires:

a. "Part I of the system" means the communications connections between central switching and the regional switching centers for the remainder of the network.

b. "Part II of the system" means the communications connections between the regional switching centers and the secondary switching centers.

c. "Part III of the system" means the communications connection between the secondary switching centers and the agencies defined in section 18.133, subsections 3 and 4.

3. The financing for the procurement costs for the entirety of Part I of the system, and the video, data, and voice capacity for state agencies for Part II and Part III of the system, shall be provided by the state. The financing for the procurement costs for Part II of the systems shall be provided eighty percent from the state and twenty percent from the area schools for the areas in which Part II of the system is located. The basis for the state match is eighty percent of a single interactive video and interactive audio for Parts I and II of the system, and such data and voice capacity as is necessary. The financing for the procurement and maintenance costs for Part III of the systems shall be provided eighty percent from the state and twenty percent from the local school boards of the areas which receive transmissions from the system. The local school boards may meet all or part of the match requirements of Part III of the system through a cooperative arrangement with area schools. The basis for the state match is eighty percent of a single interactive audio and one-way video for Part III of the system, and such data and voice capacity as is necessary. The local school boards and area schools may meet the match requirements for Part II and Part III of the system from funds they have already spent for their systems, from funds available in the school budget, or from funds received from other nonstate sources. In the case of existing systems, in order to upgrade facilities to the specifications of the state communications network, the local school boards and area schools, in lieu of a cash match, may meet the match requirements from funds they have already spent for their systems provided that the state match does not exceed the lesser of eighty percent of the total cost of the upgraded system or eighty percent of the replacement cost of the system. The communications equipment used as a match shall not subsequently be used as a match by another educational entity or for another part of the system. A local school board may request the school budget review committee to

adjust the allowable growth for the school district so that the resulting increase in budget could be used for the match. A local school board may also elect not to become part of the system. Such election shall be made on an annual basis. State matching funds shall not be provided for Part III of the system until Part I and Part II of the system have been completed.

4. The department of general services shall develop the requests for proposals that are needed for a state communications network with sufficient capacity to serve the video, data, and voice requirements of state agencies and the educational telecommunications applications required by the Iowa public broadcasting board. The department shall develop a request for proposals for each of the systems that will make up the network. The department may develop a request for proposals for each definitive component of Part I, Part II, and Part III of the system or the department may provide in the request for proposals for each such system that separate contracts may be entered into for each definitive component covered by the request for proposals. The requests for proposals may be for the purchase, lease-purchase, or lease of the component parts of the system, may require maintenance costs to be identified, and the resulting contract may provide for maintenance for parts of the system. The master contract may provide for electronic classrooms, satellite equipment, receiving equipment, studio and production equipment, and other associated equipment as required.

5. Prior to the awarding of a contract under this section, the department shall notify the legislative council and the department of management of the department's intent to award a contract and of the cost to the state. The department of management and the legislative council shall determine if the anticipated financial resources of the state are adequate to fund the expenditure during the fiscal years covered by the contract, and if so, the department of management shall

certify the determination to the department. Upon certification, the department may enter into the contract.

6. The department of general services shall be responsible for the network system design and shall be responsible for the implementation of each component of the network as it is incorporated into the network system. The final design selected shall optimize the routing for all users in order to assure maximum utilization by all agencies of the state. Efficiencies achieved in the implementation of the network shall be used to fund further implementation and enhancement of the network, and shall be considered part of the operational cost of the network. The department shall be responsible for all management, operations, control switching, diagnostics, and maintenance functions of Part I and Part II of the system operations, except as designated in subsection 7. The performance of these duties are intended to provide optimal utilization of the facilities, and the assurance that future growth requirements will be provided for, and that sufficient network capacity will be available to meet the needs of all users. The telecommunications information management council, created by executive order of the governor, shall provide general oversight for these functions.

7. The Iowa public broadcasting board retains sole authority over the educational telecommunications applications of Part I of the system, and its authority shall include management and operational control, programming, budget, personnel, scheduling, and program switching of educational material carried by Part I of the system. The Iowa public broadcasting board, through its narrowcast system advisory committee, retains coordination authority over the educational telecommunications applications of Part II and Part III of the system. Area schools are responsible for scheduling and switching of educational materials carried by Part II and Part III of the system within their respective areas. Such responsibility may be accomplished by a chapter 28E agreement with the department of general services.

8. The procurement and maintenance of electronic equipment including, but not limited to, master receiver antenna systems, studio and production equipment, and broadcast system components shall be provided for under department of general services' contracts. The Iowa public broadcasting board and other educational entities within the state have the option to use their existing or replacement resources and agreements in the operation and maintenance of these systems.

9. In addition to the other evaluation criteria specified in the request for proposals issued pursuant to this section, the department of general services, in evaluating proposals, shall base up to two percent of the total possible points on the public benefit that can be derived from a given proposal due to the increased private telecommunications capacity available to Iowa citizens located in rural Iowa. For purposes of this subsection, an area of the state is considered rural if it is not part of a federally designated standard metropolitan statistical area.

10. The fees charged for use of the network shall be based on the ongoing operational costs of the network only.

11. The Iowa public broadcasting board, in consultation with its narrowcast system advisory committee, shall determine the fee to be charged per course or credit hour by the originating institution, and the fees shall be substantially the same for comparable courses.

12. Access to the network shall be offered on an equal basis to public and private agencies under subsection 7 if the private agency contributes an amount toward the match requirement comparable to its share of use for the part of the system in which it participates.

13. Notwithstanding chapter 476, the provisions of chapter 476 shall not apply to a public utility in furnishing a telecommunications service or facility to the department of general services for the state communications network.

Sec. 34. NEW SECTION. 18.137 STATE COMMUNICATIONS NETWORK FUND.

There is created in the office of the treasurer of state a temporary fund to be known as the state communications network fund. There is appropriated, contingent upon the certification from the department of management of financial resources adequate to fund the expenditure, to the state communications network fund for each fiscal year of the fiscal period beginning July 1, 1989, and ending June 30, 1994, the sum of ten million dollars from funds in the general fund of the state not otherwise appropriated. Any moneys remaining in the fund on June 30 of a fiscal year, of moneys appropriated from the general fund of the state for that fiscal year, shall revert to the general fund of the state, except that those funds needed to provide the state matching funds pursuant to section 18.136 shall not revert, notwithstanding section 8.33. There shall also be deposited into the state communications network fund proceeds from bonds issued for purposes of projects authorized pursuant to section 18.136, matching funds received from the area schools and the local school boards, funds received from leases pursuant to section 18.134, and other moneys by law credited to or designated by a person for deposit into the fund.

The Iowa public broadcasting board shall use the net increase in the federal match awarded to the Iowa public broadcasting board as a result of this appropriation in order to meet the needs of the educational telecommunications system. These funds shall be deposited in a separate account within the state communications network fund, and shall be administered by the Iowa public broadcasting board for purposes of the fund.

Sec. 35. There is appropriated from the general fund of the state to the department of general services for the fiscal year beginning July 1, 1989, and ending June 30, 1990, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For initial implementation stages of the network and for not more than four full-time equivalent positions for the purpose of assisting in the request for proposal:

..... \$ 250,000

Sec. 36. Section 38.5, Code 1989, is amended to read as follows:

38.5 GIFTS---GRANTS FUNDING.

The institute may accept grants, gifts, and bequests, including but not limited to appropriations, federal funds, and other funding available for carrying out the purposes of the institute. The institute is a department for purposes of chapter 8.

Sec. 37. NEW SECTION. 74.9 PAYMENT IN CASE OF DEFAULT.

In the event a school corporation which has issued anticipatory warrants fails to pay principal or interest of its anticipatory warrants when due, upon certification by the trustee or the paying agent designated pursuant to section 76.10 to the director of the department of revenue and finance, the director of the department of revenue and finance shall withhold and directly apply, from any state appropriation to which the school corporation is entitled, so much as is certified to the trustee or the paying agent to the payment of the principal and interest on the anticipatory warrants of the school corporation then due. The obligation of the director of revenue and finance to withhold and directly apply moneys from any state appropriation to which the school corporation is entitled does not create any moral or legal obligations of the state to pay, when due, the principal and interest on the anticipatory warrants of a school corporation. All appropriations for school corporations shall be subject to the provisions of this section.

Sec. 38. Section 255.24, unnumbered paragraph 2, Code 1989, is amended to read as follows:

All purchases of materials, appliances, instruments and supplies by said the university hospital, in cases where more than one hundred dollars is to be expended, and where the prices of the commodity or commodities to be purchased are subject to competition, shall be upon open competitive quotations, and all contracts therefor shall be subject to the provisions of chapter 72. However, purchases may be made through a hospital group purchasing organization provided that university hospitals is a member of the organization and the group purchasing organization selects the items to be offered to members through a competitive bidding process.

Sec. 39. Section 256.11, subsection 1, Code 1989, is amended to read as follows:

1. If a school offers a prekindergarten program, the program shall be designed to help children to work and play with others, to express themselves, to learn to use and manage their bodies, and to extend their interests and understanding of the world about them. The prekindergarten program shall relate the role of the family to the child's developing sense of self and perception of others. Planning and carrying out prekindergarten activities designed to encourage cooperative efforts between home and school shall focus on community resources. A Except as otherwise provided in this subsection, a prekindergarten teacher shall hold a certificate certifying that the holder is qualified to teach in prekindergarten. A nonpublic school which offers only a prekindergarten may, but is not required to, seek and obtain accreditation.

Sec. 40. Section 256.11, subsection 1, Code 1989, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. If the board of directors of a school district contracts for the operation of a prekindergarten program, the program shall be under the oversight of an appropriately certificated teacher. If the program contracted with was in existence on the effective date of this Act, oversight of the program shall be provided by the

district. If the program contracted with was not in existence on the effective date of this Act, the director of the program shall be a certificated teacher and the director shall provide program oversight. Any director of a program contracted with by a school district under this section who is not a certificated teacher is required to register with the department of education.

Sec. 41. NEW SECTION. 256.33 EDUCATIONAL TECHNOLOGY ASSISTANCE.

The department shall consort with school districts, area education agencies, merged area schools, and colleges and universities to provide assistance to them in the use of educational technology for instruction purposes. The department shall consult with the advisory committee on the operation of the narrowcast system, established in section 303.77, the advisory committee on telecommunications, established in section 256.7, subsection 9, and other users of educational technology on the development and operation of programs under this section.

If moneys are appropriated by the general assembly for a fiscal year for purposes provided in this section, the programs funded by the department may include but not be limited to:

1. The development and delivery of in-service training, including summer institutes and workshops for individuals employed by elementary, secondary, and higher education corporations and institutions who are using educational technology for instructional purposes. The in-service programs shall include the use of hardware as well as effective methods of delivery and maintenance of a learning environment.
2. Research projects on ways to improve instruction at all educational levels using educational technology.
3. Demonstration projects which model effective uses of educational technology.

4. Establishment of a clearinghouse for information and research concerning practices relating to and uses of educational technology.

5. Development of curricula that could be used by approved teacher preparation institutions to prepare teachers to use educational technology in the classroom.

6. Pursuit of additional funding from public and private sources for the functions listed in this section.

Priority shall be given to programs integrating telecommunications into the classroom. That department may award grants to school corporations and higher education institutions to perform the functions listed in this section.

Sec. 42. Section 261.9, subsection 5, paragraph c, Code 1989, is amended by striking the paragraph.

Sec. 43. Section 261.12, subsection 1, paragraph b, Code 1989, is amended by striking the paragraph and inserting in lieu thereof the following:

b. For the fiscal year beginning July 1, 1989, and for each following fiscal year, two thousand five hundred dollars.

Sec. 44. Section 261.17, subsection 3, Code 1989, is amended to read as follows:

3. The amount of a vocational-technical tuition grant shall not exceed the lesser of four ~~five~~ hundred fifty dollars per year or the amount of the student's established financial need.

Sec. 45. Section 261.18, Code 1989, is amended to read as follows:

261.18 SUBVENTION OSTEOPATHIC GRANT PROGRAM.

1. There is established a subvention ~~a-subvention~~ an osteopathic grant program for resident students who are enrolled in the university of osteopathic medicine and health sciences of Des Moines, Iowa. The subvention osteopathic grant program shall be administered by the commission in the manner provided in this section ~~and section 261.19~~. The commission shall initiate an affirmative action program to ensure equal

opportunity for participation by women, men, and minority students in the program provided for in this section and section 261.19.

2. In making a final determination of who is a resident of Iowa, the commission shall adopt rules for the academic year commencing in 1976 and for each academic year thereafter consistent with those followed for determining Iowa resident students in section 261.15 and the rules shall be subject to the provisions of chapter 17A.

3. Of the funds appropriated for the subvention osteopathic grant program, the commission shall provide a three thousand dollars-of-subvention dollar grant to the university-of-osteopathic-medicine-and-health-sciences-for each Iowa resident student,-to-be-credited-against-the-tuition charged-for-the-Iowa-student-by-the-university-of-osteopathic medicine-and-health-sciences,-and-the-remaining-funds-shall-be allocated-to-the-university-of-osteopathic-medicine-and-health sciences enrolled in the university of osteopathic medicine and health sciences. If insufficient funds are available to pay the entire amount of the grant to each eligible student, the amount of the grant shall be prorated.

Sec. 46. Section 261.19, Code 1989, is amended by striking the section and inserting in lieu thereof the following:

261.19 PAYMENT OF SUBVENTION.

A subvention program for the university of osteopathic medicine and health sciences is established. The subvention program shall provide funds to the university for Iowa resident students. The total amount of moneys appropriated to the college aid commission for the subvention program shall be paid to the university if the university certifies to the college aid commission not later than September 15 and January 15 of each fiscal year that at least twenty percent of the total students enrolled are Iowa residents. The certification shall contain the number, names, and addresses of all students enrolled, by class, and shall indicate which students are resident students.

The college aid commission shall determine a subvention amount per resident student by dividing the funds appropriated for this section by a number equal to the total of twenty percent of the total students enrolled. If fewer than twenty percent of the total number of students enrolled are Iowa residents, the college aid commission shall deduct from the funds appropriated an amount equal to the subvention amount per resident student multiplied by the number of students required to equal twenty percent of the total students enrolled.

The commission shall compute the amount of moneys to be paid to the university and transmit the funds to the university of osteopathic medicine and health sciences within ten days following receipt of the certification.

Sec. 47. Section 261.25, subsections 1, 2, and 3, Code 1989, are amended to read as follows:

1. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of twenty-eight thirty million eight six hundred ninety-four eighty-two thousand seven five hundred sixty-five five dollars for tuition grants.

2. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of seven eight hundred fifty thousand dollars for scholarships.

3. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of six seven hundred seventy-two fifty thousand four-hundred-seventy-two dollars for vocational-technical tuition grants.

Sec. 48. Section 261.25, Code 1989, is amended by adding the following new subsection:

NEW SUBSECTION. 5. For the fiscal year beginning July 1, 1989, and in succeeding years, the institutions of higher education that enroll recipients of Iowa tuition grants shall transmit to the Iowa college aid commission information about the numbers of minority students enrolled and minority faculty

members employed at the institution, and existing or proposed plans for the recruitment and retention of minority students and faculty as well as existing or proposed plans to serve nontraditional students. The Iowa college aid commission shall compile and report the enrollment and employment information and plans to the chairpersons and ranking members of the house and senate education committees, members of the joint education appropriations subcommittee, the governor, and the legislative fiscal bureau by December 15 of each year.

Sec. 49. Section 261.54, unnumbered paragraphs 1 and 2, Code 1989, are amended to read as follows:

Repayment of the a loan made under the science and mathematics loan program prior to July 1, 1988, shall begin one year after the recipient completes the educational program for which tuition and fees are were received except as otherwise provided in this section. If a recipient submits evidence to the commission that the recipient was employed as a teacher of one or more science or mathematics courses or as an elementary teacher teaching science and mathematics in a public school district or nonpublic school in this state or at the Iowa braille and sight-saving school or the Iowa school for the deaf during that year, fifty percent of the amount of the loan is canceled. If the recipient continues employment as a teacher of science or mathematics courses or as an elementary teacher teaching science and mathematics during the next succeeding school year and submits evidence to the commission of the continuation of teaching employment, the recipient is not required to commence repayment during that school year and at the end of that school year the remaining fifty percent of the loan is canceled.

There is created a science and mathematics loan repayment fund for deposit of payments made by recipients. Payments made by recipients of the loans shall be used to supplement moneys appropriated to the guaranteed loan payment program. Any funds remaining on June 30 of a fiscal year shall be

transferred ~~on each June 30~~ from the fund created in this section to the general fund of the state.

Sec. 50. Section 261.81, Code 1989, is amended to read as follows:

261.81 WORK-STUDY PROGRAM.

The Iowa college work-study program is established to stimulate and promote the part-time employment of students attending Iowa postsecondary educational institutions, and the part-time or full-time summer employment of students registered for classes at Iowa postsecondary institutions during the succeeding school year, who are in need of employment earnings in order to pursue postsecondary education. The program shall be administered by the commission. The commission shall adopt rules under chapter 17A to carry out the program. The employment under the program shall be employment by the postsecondary education institution itself or work in a public agency or private nonprofit organization under a contract between the institution or the commission and the agency or organization. An eligible postsecondary institution that is allocated twenty thousand dollars or more for the work-study program by the commission shall allocate at least ten percent of the funds received for student employment in a public agency or private nonprofit organization that is accredited, approved, licensed, registered, certified, or operated by the department of human services, the department of natural resources, the department of agriculture and land stewardship, or the department of corrections, or is part of the Iowa heritage corps established in section 261.81A. ~~However, if by October 17, for the first semester of an academic year, or by March 17, for the second semester of an academic year, contracts have not been signed, the funds may be used for employment by the postsecondary institution itself;~~ The work shall not result in the displacement of employed workers or impair or affect existing contracts for services. Moneys used by an institution for the

work-study program shall supplement and not supplant jobs and existing financial aid programs provided for students through the institution.

Sec. 51. NEW SECTION. 261.81A IOWA HERITAGE CORPS.

An Iowa heritage corps is created. The objectives of the corps are to promote public appreciation of Iowa's natural and cultural heritage, promote the economic development of Iowa tourism, and provide meaningful and productive service and research opportunities for students enrolled in public and private colleges and universities in the state. The corps shall provide opportunities in the areas of historical and cultural preservation and education, community improvement, public policy research, and tourism. The corps shall provide participants with an opportunity to explore careers, gain work experience and college credit, and to contribute to the general welfare of their communities and state.

The commission shall solicit participation in the Iowa heritage corps and cooperate with museums, historical organizations, public and nonprofit agencies, and community development organizations in the development of pilot projects for internship positions to be included in the work-study program under section 261.81 and shall allocate moneys to participating museums, organizations, and agencies for the employment of the students under a pilot project. The internships shall include programs which increase public awareness of, and appreciation for, Iowa's natural and cultural heritage. A public or private person using interns under the corps for a pilot project shall contribute to the eligible postsecondary institution in which the intern is enrolled the cost of tuition for credits earned by the intern and all costs for materials, supplies, travel, and other work-related expenses of the project.

Sec. 52. Section 261.82, Code 1989, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. Allocate work-study moneys appropriated to the commission to museums, historical organizations, public and nonprofit agencies, and community development organizations for pilot projects for internships for the Iowa heritage corps.

DIVISION VI

Sec. 53. NEW SECTION. 261.101 LEGISLATIVE INTENT.

The general assembly finds that the failure of many young Iowans to complete their education limits their opportunity for a life of fulfillment and hinders the state's efforts to provide a well-trained work force for business and industry in Iowa. The general assembly also declares that it is the policy of this state to apply positive measures to ensure that equal opportunities exist for minority persons to pursue their educational goals. Therefore, the "Iowa Minority Academic Grants for Economic Success" program is established to provide additional funding to the state board of regents' institutions and accredited private institutions in order to encourage resident minority students to remain in Iowa, to attend colleges and universities in Iowa, and to assure that a limited family income will not be a barrier for a minority person to pursue a postsecondary education.

Sec. 54. NEW SECTION. 261.102 DEFINITIONS.

1. "Accredited private institution" means an institution of higher education as defined in section 261.9, subsection 5.
2. "Commission" means the college aid commission.
3. "Financial need" means the difference between the student's financial resources, including resources available from the student's parents and the student, as determined by a completed parents' financial statement and including any noncampus-administered federal or state grants and scholarships, and the student's estimated expenses while attending the institution. A student shall accept all available federal and state grants and scholarships before being considered eligible for grants under the Iowa minority

academic grants for economic success program. Financial need shall be reconsidered on at least an annual basis.

4. "Full-time student" means an individual who is enrolled at an accredited private institution or board of regents' university for at least twelve semester hours or the trimester or quarter equivalent.

5. "Minority person" means an individual who is black, Hispanic, Asian, or a Pacific islander, American Indian, or an Alaskan native American.

6. "Part-time student" means an individual who is enrolled at an accredited private institution or board of regents' university in a course of study including at least three semester hours or the trimester or quarter equivalent of three semester hours.

7. "Program" means the Iowa minority academic grants for economic success program established in this division.

Sec. 55. NEW SECTION. 261.103 PROGRAM QUALIFICATIONS.

1. A grant under the program may be awarded to any minority person who is a resident of Iowa, who is accepted for admission or is attending a board of regents' university or an accredited private institution, and who demonstrates financial need. Applicants who receive vouchers under section 262.92 shall be given priority in receiving grants under the program, but an applicant shall not be denied a grant because the applicant does not hold vouchers under the program in section 262.92. During the fiscal year commencing July 1, 1989, and ending June 30, 1990, grants shall be awarded to minority persons who are residents of Iowa. However, if after funds appropriated are distributed to all eligible resident minority persons, funds remain unexpended, those funds may be used to provide grants under the program to nonresident minority persons. For the fiscal year commencing July 1, 1990, and in subsequent years, grants shall be awarded to all minority persons, with priority to be given to those minority persons who are residents of Iowa.

2. Full-time students may receive grants for not more than eight semesters of undergraduate study or the trimester or quarter equivalent of eight semesters of undergraduate study. Part-time students may receive grants for not more than sixteen semesters of undergraduate study or the trimester or quarter equivalent of sixteen semesters of undergraduate study.

3. The amount of the grant shall not exceed a student's yearly financial need or three thousand five hundred dollars, whichever is less. If the student is attending or seeking to enroll in an accredited private institution, fifty percent of the amount of the grant shall be provided by the accredited private institution and fifty percent shall be provided by the commission from state funds appropriated for that purpose.

4. Grants shall be awarded on an annual basis and shall be credited by the institution against the student's tuition, fees, room, and board, at the beginning of each semester, trimester, or quarter in equal installments upon certification by the institution that the student is admitted and attending the institution.

5. If a student receiving a grant under the program discontinues attendance before the end of any academic period, but after receiving payment of grant moneys for the academic period, the entire amount of any refund due the student, up to the amount of any payments made by the state, shall be remitted by the private institution to the commission.

Sec. 56. NEW SECTION. 261.104 POWERS OF THE COMMISSION.

In administering the program for the private institution, the commission shall:

1. Provide application forms to students enrolled and attending or seeking to enroll and attend accredited private institutions.

2. Develop and provide confidential financial statement forms to the parents or guardians of students applying for grants under this program.

3. Approve and award grants to private institutions under the program.

4. Adopt rules for determining financial need and residency for the purpose of awarding grants to qualified students, and any other rules necessary for the administration of the program.

5. Report annually to the governor and the general assembly on the progress and implementation of the program.

6. Require postsecondary institutions that receive moneys from students awarded grants under the program to furnish any information necessary for the implementation or administration of the program.

7. Solicit and receive private contributions and federal grants available for purposes of the program.

8. Maintain records on the recipients of vouchers under section 262.92 and adopt rules to provide for the giving of priority to students holding vouchers under that section.

9. Administer funds appropriated for the Iowa minority academic grants for economic success program to carry out the duties of the commission.

10. Provide for the proration of funds among qualified applicants if funds available are insufficient to pay all approved grants.

Sec. 57. NEW SECTION. 261.105 DUTIES OF APPLICANT.

An applicant for a grant under the program shall:

1. Complete and file an application for a grant on forms provided by the commission or regents' institutions.

2. Submit the financial information required for evaluation of the applicant's financial need for a grant.

3. Comply with rules and information requests of the commission or regents' institutions made in relation to the program.

Sec. 58. Section 261.85, Code 1989, is amended to read as follows:

261.85 APPROPRIATION.

There is appropriated from the general fund of the state to the commission for each fiscal year the sum of two three million ~~six-hundred-fifty-thousand~~ dollars for the work-study program.

From moneys appropriated in this section, one million five hundred thousand dollars shall be allocated to institutions of higher education under the state board of regents and merged area schools and the remaining dollars appropriated in this section shall be allocated by the commission on the basis of need as determined by the portion of the federal formula for distribution of work study funds that relates to the current need of institutions.

Sec. 59. Section 262.9, Code 1989, is amended by adding the following new subsections:

NEW SUBSECTION. 20. Assist a nonprofit organization located in Sioux City in the creation of a tristate graduate center, comparable to the quad cities graduate center, located in the quad cities in Iowa. The purpose of the Sioux City graduate center shall be to create graduate education opportunities for students living in northwest Iowa.

NEW SUBSECTION. 21. Direct the administration of the Iowa minority academic grants for economic success program as established in section 261.101 for the institutions under its control.

Sec. 60. Section 262.12, Code 1989, is amended to read as follows:

262.12 COMMITTEES AND ADMINISTRATIVE OFFICES UNDER BOARD.

The board of regents shall also have and exercise all the powers necessary and convenient for the effective administration of its office and of the institutions under its control, and to this end may create such committees, offices and agencies from its own members or others, and employ persons to staff the same, fix their compensation and tenure and delegate thereto, or to the administrative officers and faculty of the institutions under its control, such part of

the authority and duties vested by statute in the board, and shall formulate and establish such rules, outline such policies and prescribe such procedures therefor, all as may be desired or determined by the board as recorded in their minutes. However, the powers of the board of regents, and rules, policies, and procedures, shall not include a power to or a provision for the funding of the board of regents' board office by reimbursements from the institutions under its control.

Sec. 61. NEW SECTION. 262.81 LEGISLATIVE INTENT.

The general assembly recognizes that educational programs designed to enhance the interrelation and cooperation among cultural, racial, and ethnic groups in society require the contribution and active participation of all ethnic and racial groups. The general assembly also recognizes that failure to include minority representation at the faculty level at the state universities contributes to cultural, racial, and ethnic isolation of minority students and does not reflect the realities of a multicultural and diverse society. Therefore, the "Regents' Minority and Women Educators Enhancement" program is established to assist in the recruitment and retention of faculty that more adequately represents the diverse cultural, racial, and ethnic makeup of society and to improve the education of all students.

Sec. 62. NEW SECTION. 262.82 REGENTS' MINORITY AND WOMEN EDUCATORS ENHANCEMENT PROGRAM.

The board of regents shall establish a program to recruit minority educators to faculty positions in the universities under the board's control. The program shall include, but is not limited to, the creation of faculty positions in all areas of academic pursuit.

The board of regents shall also establish a program to create faculty opportunities for women educators at the universities under the board's control. The program shall include, but is not limited to, the creation of faculty

positions in targeted shortage areas. The board of regents shall also develop and implement, in consultation with appropriate faculty representatives, tenure, promotion, and hiring policies that recognize the unique needs of faculty members who are principal caregivers to dependents.

As used in this section, "minority educator" means an educator who is a minority person as defined in section 261.102.

Sec. 63. NEW SECTION. 262.91 LEGISLATIVE INTENT.

The general assembly recognizes that universities must provide an environment that enables all students to have an equal opportunity to succeed. The general assembly also recognizes that, because of inequalities in educational preparation, economic factors, and social circumstances, not all young Iowans have the same degree of access to Iowa's higher education system. The general assembly further acknowledges that an early intervention system using public school districts, community agencies, and other state institutions can be useful in preparing young students to succeed in college. Therefore, the "College-bound" program is established to ensure that the state's universities and students' local communities become involved early in a student's life by promoting and informing students about the opportunities in higher education, so that lack of adequate personal resources is not a barrier to attending college for young Iowans.

Sec. 64. NEW SECTION. 262.92 COLLEGE-BOUND PROGRAM.

1. The board of regents shall establish or contract to establish college-bound programs to provide Iowa minority students with information and experiences relating to opportunities offered at the regents' universities. Programs developed may include, but are not limited to, the following elements:

a. Reinforcement of efforts to attract undergraduate students from age groups currently served by traditional

methods of outreach which use high school and community college services.

b. Extension of traditional student recruitment methods which are designed to encourage minority students in grades seven through twelve to pursue postsecondary academic courses of study.

c. Identification, at each of the regents' universities, of courses of study to be targeted for the recruitment of minority students.

d. Offerings at the regents' universities of innovative programs, which are experience oriented, for families with minority children.

2. The board of regents shall establish a voucher program for students in grades seven through twelve. Vouchers may be obtained by any qualified secondary student at any regents' university upon completion of a college-bound program provided under subsection 1. Students may receive one voucher for each program. One or more vouchers entitle a student to priority over other persons applying for grants under the Iowa minority academic grants for economic success program established in section 261.101. Vouchers shall be submitted with the grant application within one year after a student graduates from high school at any higher education institution which offers grants under the Iowa minority academic grants for economic success program. Vouchers earned can only be used by the person who participated in the college-bound voucher program and are not transferable. Vouchers issued by a university under this program shall be signed by the president of the university.

3. The board of regents shall adopt rules to establish program guidelines for the universities under the board's control and for the administration and coordination of program efforts. Rules adopted shall include methods of recording data relating to voucher recipients and making the data available to the college aid commission.

Sec. 65. NEW SECTION. 262.93 REPORTS TO GENERAL ASSEMBLY.

The college aid commission and the state board of regents each shall submit, by January 1 of each year, a report on the progress and implementation of the programs which they administer under sections 261.102 through 261.105, 262.82, and 262.92. The reports shall include, but are not limited to, the numbers of students participating in the programs and allocation of funds appropriated for the programs.

Sec. 66. DEPARTMENT OF EDUCATION STUDY. The department of education, in cooperation with the college aid commission, shall conduct a study of Iowa minority students' postsecondary educational needs and develop recommendations for programs, or additions to existing programs, which are designed to meet the needs of those students not currently served by existing recruitment, educational, and grant programs. The recommendations shall be submitted in a report to the general assembly which convenes in January of 1990.

Sec. 67. NEW SECTION. 263.8B INTEREST EARNINGS. If the interest earned on moneys accumulated by campus organizations at the university of Iowa is not available for expenditure by those respective campus organizations, the university of Iowa shall allocate that interest to campus improvements that are of benefit to students and have been accepted by the student government or to the student financial aid office to be used for the work-study program.

Sec. 68. NEW SECTION. 263A.13 HOSPITAL REPORTS TO GENERAL ASSEMBLY.

The university of Iowa hospitals and clinics shall compile and transmit to the general assembly the following information by December 15 of each fiscal year:

1. Revenue from all income sources, by source, including but not limited to state appropriations, other state funds, tuition income, patient charges, payments from political subdivisions, interest income, and gifts, and grants from public and private sources.

2. Expenditures by program and revenue source.

3. Net revenue over spending from hospital operations, including the method used to calculate the results.

The legislative fiscal bureau shall develop forms for collecting the information required in this subparagraph.

Sec. 69. Section 265.6, Code 1989, is amended to read as follows:

265.6 STATE AID APPLICABLE.

If the state board of regents has established a laboratory school, it the school shall count each pupil enrolled in the school and shall receive state aid pursuant to chapters 281 and 442 for each pupil enrolled in the laboratory school, as a result of open enrollment under section 282.18, in the same amount as the public school district in which the pupil resides would receive aid for that pupil and shall transmit the amount received to the institution of higher education at which the laboratory school has been established. If the board of a school district terminates a contract with the state board of regents for attendance of pupils in a laboratory school, the school district shall inform the state comptroller department of management of the number of these pupils who are enrolled in the district on the second third Friday of the following September. The state-comptroller department of management shall pay to the school district, from funds appropriated in section 442.26, an amount equal to the amount of state aid paid for each pupil in that school district for that school year in payments made as provided in section 442.26. However, payments shall not be made for pupils for which an advance is received by the district under section 442.28.

Sec. 70. NEW SECTION. 266.20 INTEREST EARNINGS.

If the interest earned on moneys accumulated by campus organizations at the Iowa state university of science and technology is not available for expenditure by those respective campus organizations, the Iowa state university of

science and technology shall allocate that interest to campus improvements that are of benefit to students and have been accepted by the student government or to the student financial aid office to be used for the work-study program.

Sec. 71. NEW SECTION. 266.39A AGRICULTURAL RESEARCH.

Iowa state university of science and technology shall conduct continuing agricultural research to provide information about environmental and social impacts of agricultural research on the small or family farm and information about population trends and impact of the trends on Iowa agriculture, in addition to research that may include the categories specified in section 266.39B, subsection 2. The research shall include an agricultural land tenure study conducted every five years to determine the ownership of farmland, by county, and to analyze the ownership trends, using the categories of land ownership defined in chapter 172C.

Sec. 72. NEW SECTION. 266.39B RESEARCH GRANTS.

1. A comprehensive agricultural research program is established at the Leopold center for sustainable agriculture at Iowa state university of science and technology to provide financial assistance for agricultural research within Iowa. The Leopold center shall establish a grant program for projects designated by the general assembly and other projects deemed necessary for the betterment of agriculture within the state. All funds from the program shall be available to public and private entities in Iowa on a competitive grant basis. Approved research proposals shall meet all of the following criteria:

a. The research shall assist Iowa in maintaining productive soil, viable communities, and farms with incomes sufficient to support a family.

b. The research shall enhance the profitability of farmers.

c. The research shall lead to farming which enhances and preserves Iowa's environment.

2. The research grants shall include:

a. Long-term and basic research with preference given to projects which have no traditional funding sources or require a long period of time to produce positive or negative results.

b. Emergency response research with preference given to projects which relate to issues expected to address problems occurring within the next five years, which relate to problems that could have substantial social and economic costs, or which offer research opportunities that may be lost if a delay occurs.

c. Grants available for matching federal or private funds for projects which are a necessary component of other grants or will produce the highest ratio of outside funds to state funds.

d. Crop and livestock research relating to the growth, processing, or marketing of agricultural output, the enhancement of the quality of crops, the lowering of the costs of production, or the avoidance of contamination to food, water, or soil.

e. Alternative crop research to enhance the opportunity for self-employment, to promote site-appropriate crops, to assist the state in becoming more self-sufficient in food and energy resources, to grow, process, and market new crops, or to develop the infrastructure to support new crops.

f. Research dissemination which will expand the knowledge of potential producers, or will collect, create, or disseminate agricultural knowledge, which will encourage the exchange of agriculturally related information among researchers, or which will provide access to farmers to information resources related to agriculture.

g. Agriculture health and safety research to identify, investigate, and increase awareness of agriculture safety problems, develop practical solutions to agriculture safety

problems, develop ways to increase awareness and use of safety practices and devices, to improve medical professionals' ability to diagnose farm-related problems, or to reduce the accident and mortality rate in the agricultural industry.

Sec. 73. NEW SECTION. 268.3 INTEREST EARNINGS.

If the interest earned on moneys accumulated by campus organizations at the university of northern Iowa is not available for expenditure by those respective campus organizations, the university of northern Iowa shall allocate that interest to campus improvements that are of benefit to students and have been accepted by the student government or to the student financial aid office to be used for the work-study program.

Sec. 74. Section 282.19, Code 1989, is amended to read as follows:

282.19 CHILD LIVING IN FOSTER CARE FACILITY.

A child who is living in a licensed child foster care facility as defined in section 237.1, in-this-state or in a facility that provides residential treatment as "facility" is defined in section 125.2, which is located in a school district other than the school district in which the child resided before receiving foster care may enroll in and attend an accredited school in the school district in which the child is living. The instructional costs for students who do not require special education shall be paid as provided in section 282.31, subsection 1, paragraph "b" or for students who require special education shall be paid as provided in section 282.31, subsections 2 or 3.

Sec. 75. Section 294A.19, Code 1989, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. School districts and area education agencies shall not charge other school districts or area education agencies for plans or information about innovative phase III plans that they have developed.

Sec. 76. NEW SECTION. 298.14 BUILDING REPLACEMENT PROPERTY TAX.

In order to protect the health, safety, and well-being of the public school children in this state, the director of the department of education shall order closed temporary portable classrooms that have been in use by school districts in excess of twelve years if the school district has not approved the schoolhouse tax under section 278.1, subsection 7, has defeated at least one proposal to issue general obligation bonds under section 298.18 since July 1, 1979, and consists of more than five hundred square miles. The board of directors of a school district for which the temporary buildings have been ordered closed by the director of the department of education, shall certify for levy, for a period not exceeding ten years, a building replacement property tax of not exceeding sixty-seven and one-half cents per thousand dollars of assessed valuation in the school district. The proceeds of the building replacement property tax shall be used for construction or remodeling of school buildings to replace the classrooms provided by the temporary portable buildings.

Sec. 77. Section 302.1A, subsection 2, unnumbered paragraph 1, Code 1989, is amended to read as follows:

For a transfer of interest earned to the first in the nation in education foundation, prior to July 1, October 1, January 1, and March 1 of each year, the governing board of the first in the nation in education foundation established in section 257A.2 shall certify to the director of revenue and finance the cumulative total value of contributions received under section 257A.7 for deposit in the fund and for the use of the foundation. The cumulative total value of contributions received includes the value of the amount deposited in the national center endowment fund established in section 263.8A in excess of seven eight hundred fifty seventy-five thousand dollars. The value of in-kind contributions shall be based upon the fair market value of the contribution determined for income tax purposes.

Sec. 78. Section 302.1A, subsection 3, Code 1989, is amended to read as follows:

3. For a transfer of interest earned to the national center endowment fund established in section 263.8A, prior to July 1, October 1, January 1, and March 1 of each year, the state University of Iowa shall certify to the department of revenue and finance the cumulative total value of contributions received and deposited in the national center endowment fund. The department of revenue and finance shall dedicate the interest earned on a portion of the permanent school fund to the national center in the manner provided in this subsection. The portion of the permanent school fund that is used to determine the dedicated amount of interest earned for a year shall equal one-half the cumulative total value of the contributions deposited in the national center endowment fund, not to exceed seven eight hundred fifty seventy-five thousand dollars. The Within fifteen days following certification by the state university of Iowa, the department of revenue and finance shall transmit the interest earned on the dedicated amount to the state University of Iowa for the use of the national center for gifted and talented education.

Sec. 79. Section 303.16, subsection 7, Code 1989, is amended to read as follows:

7. The department may use twenty-five-thousand-dollars ten percent of the amount appropriated to the department, but in no event more than seventy-five thousand dollars for administration of the grant and loan program.

Sec. 80. Section 524.107, Code 1989, is amended by adding the following new subsection:

NEW SUBSECTION. 3. Notwithstanding subsections 1 and 2, an organization formed for educational purposes in association with an accredited school which engages in the receipt of deposits of no more than twenty dollars per depositor, may use the words "educational bank", the use of which is otherwise

restricted in subsection 2, and such an educational bank is not a bank within the meaning or scope of regulation of this chapter.

Sec. 81. 1989 Iowa Acts, Senate File 59, section 1, unnumbered paragraphs 2, 3, 4, 9, 10, 11, and 12, are amended to read as follows:

By September 15 of the preceding school year the parent or guardian shall informally notify the district of residence, and not later than November 1 of the preceding school year, the parent or guardian shall send notification to the district of residence and to the department of education on forms prescribed by the department of education that the parent or guardian intends to enroll the parent's or guardian's child in a public school in another school district. The parent or guardian shall describe the reason that exists for enrollment in the receiving district that is not present in the district of residence. The board of the district of residence shall transmit a copy of the form to the receiving school district within five days after its receipt. During the 1990-1991 school year, if the board of the district of residence determines that transmission of the request will result in a loss of greater than five percent of the district's certified enrollment for that the previous year, the board of the district of residence may deny the request for the 1990-1991 school year. During the 1991-1992 school year, if the board of the district of residence determines that transmission of the request will result in a loss of greater than ten percent of the district's certified enrollment for the previous year, the board of the district of residence may deny the request for the 1991-1992 school year. If, however, a failure to transmit a request will result in enrollment of students from the same nuclear family in different school districts, the request shall be transmitted to the receiving district for enrollment. The board of each school district shall adopt a policy relating to the order in which requests for enrollment

in other districts shall be considered. The board of the receiving school district shall enroll the pupil in a school in the receiving district for the following school year unless the receiving district does not have classroom space for the pupil. In all districts involved with volunteer or court-ordered desegregation, minority and nonminority student ratios shall be maintained according to the desegregation plan or order. The superintendent of a district subject to volunteer or court-ordered desegregation may deny a request for transfer under this section if the superintendent finds that enrollment or release of a pupil will adversely affect the district's implementation of the desegregation order or plan. If, however, a transfer request would facilitate a voluntary or court-ordered desegregation plan, the district shall give priority to granting the request over other requests. A parent or guardian, whose request has been denied because of a desegregation order or plan, may appeal the decision of the superintendent to the board of the district in which the request was denied. The board may either uphold or overturn the superintendent's decision. A decision of the board to uphold the denial of the request is subject to appeal under section 290.1.

Each district shall provide notification to the parent or guardian relating to the transmission or denial of the request. A district of residence shall provide for notification of transmission or denial to a parent or guardian within three days of board action on the request. A receiving district shall provide notification to a parent or guardian, within fifteen days of receipt of the request, of whether the child will be enrolled in that district or whether the request is to be denied.

A request under this section is for a period of not less than four years unless the pupil will graduate, the pupil's family moves to another school district, or the parent or guardian petitions the receiving district for permission to

enroll the child in a different district, which may include the district of residence, within the four-year period. If the parent or guardian requests permission of the receiving district to enroll the child in a different district within the four-year period, the receiving district school board may transmit a copy of the request to the other school district within five days of the receipt of the request. The new receiving district shall enroll the pupil in a school in the district unless there is insufficient classroom space in the district or unless enrollment of the pupil would adversely affect court ordered or voluntary desegregation orders affecting a district. A denial of a request to change district enrollment within the four-year period shall be subject to appeal under section 290.1.

The board of directors of the district of residence shall pay to the receiving district the lower district cost per pupil of the two districts, plus any moneys received for the pupil as a result of non-English speaking weighting under section 442.4, subsection 6, for each school year. The district of residence shall also transmit the phase III moneys allocated to the district for the full-time equivalent attendance of the pupil, who is the subject of the request, to the receiving district specified in the request for transfer. ~~However, if the district of residence has outstanding obligations on school bonds, has entered into a rental or lease arrangement under section 279.26, or has entered into a loan agreement in anticipation of the collection of the schoolhouse tax under section 297.36, only fifty percent of the property tax portion of the district cost per pupil shall be paid to the receiving district for the first three years of the transfer, unless the debt is paid before the end of the three years; if the debt is paid in less than three years from the date of the transfer or if three years pass from the date of the transfer, without retirement of the district of residence's debt obligation, whichever date is sooner, the~~

~~full amount of the district cost per pupil shall then be paid to the receiving district.~~ If a request filed under this section is for a child requiring special education under chapter 281, the request to transfer to the other district shall only be granted if the receiving district maintains a special education instructional program which is appropriate to meet the child's educational needs and the enrollment of the child in the receiving district's program would not cause the size of the class in that special education instructional program in the receiving district to exceed the maximum class size in rules adopted by the state board of education for that program. For pupils requiring special education, the board of directors of the district of residence shall pay to the receiving district the actual costs incurred in providing the appropriate special education. Quarterly payments shall be made to the receiving district. If the transfer of a pupil from one district to another results in a transfer from one area education agency to another, the sending district shall forward a copy of the request to the sending district's area education agency. The receiving district shall forward a copy of the request to the receiving district's area education agency. Any moneys received by the area education agency of the sending district for the child who is the subject of the request shall be forwarded to the receiving district's area education agency. Notwithstanding section 285.1 relating to transportation of nonresident pupils, the parent or guardian is responsible for transporting the pupil without reimbursement to and from a point on a regular school bus route of the receiving district. A receiving district shall not send school vehicles into the district of residence of the pupil using the open enrollment option under this section, for the purpose of transporting the pupil to and from school in the receiving district, unless. If the child meets the economic eligibility requirements, established under the federal National School Lunch and Child Nutrition Acts, 42

U.S.C. § 1751-1785, for free or reduced price lunches--~~if the child-meets-those-requirements~~, the sending district shall be responsible for providing transportation or paying the pro rata cost of the transportation to a parent or guardian for transporting the child to and from a point on a regular school bus route of a contiguous receiving district unless the cost of providing transportation or the pro rata cost of the transportation to a parent or guardian exceeds the average transportation cost per pupil transported for the previous school year in the district. If the cost exceeds the average transportation cost per pupil transported for the previous school year, the sending district shall only be responsible for that average per pupil amount. A sending district which provides transportation for a child to a contiguous receiving district under this paragraph may withhold from the district cost per pupil amount, that is to be paid to the receiving district, an amount which represents the average or pro rata cost per pupil for transportation, whichever is less.

A student who has been paying tuition and attending school on or before March 25, 1989, in a district other than the student's district of residence shall be permitted to attend school in the district where the student has been paying tuition, during the 1989-1990 school year, by filing a request to use the open enrollment option under this section by August 1, 1989.

If a student has been paying tuition and attending an accredited nonpublic school during the 1988-1989 school year, which is located in a public school district other than the student's public school district of residence, and the nonpublic school discontinues the grade or school which the student would have attended during the 1989-1990 school year, after June 30, 1988, but before August 1, 1989, the student shall be permitted to attend a public school, located within the public school district where the nonpublic school was located, during the 1989-1990 school year if the receiving

public school district agrees to accept the student and the student's parent or guardian files a request to use the open enrollment option under this section by August 1, 1989. The public school district where the nonpublic school was located shall count the student in the September 1989 enrollment count.

A student, whose district of residence, for the purposes of school attendance, changes during the by August 1, 1989-1990 school year, shall be permitted to attend school during the 1989-1990 school year in the district in which the student attended during the 1988-1989 school year if a request to use the open enrollment option under this section is filed by August 1, 1989.

If a child, for which a request to transfer has been filed with the a district of residence, has been suspended or expelled in the district of residence, the receiving district named in the request may refuse the request to transfer until the child has been reinstated in the sending district of residence.

~~A laboratory school under chapter 265 shall be exempt from the provisions of this section.~~

If a request under this section is for transfer to a laboratory school, as described in chapter 265, the student, who is the subject of the request, shall not be included in the basic enrollment of the student's district of residence, and the laboratory school shall report the enrollment of the student directly to the department of education, unless the number of students from the district attending the laboratory school during the current school year, as a result of open enrollment under this section, exceeds the number of students enrolled in the laboratory school from that district during the 1988-1989 school year. If the number of students enrolled in the laboratory school from a district during the current year exceeds the number of students enrolled from that district during the 1988-1989 school year, those students who

represent the difference between the current and the 1988-1989 school year enrollment figures shall be included in the basic enrollment of the students' districts of residence and the districts shall retain any moneys received as a result of the inclusion of the student in the district enrollment. The total number of students enrolled at a laboratory school during a school year shall not exceed six hundred seventy students. The regents' institution operating the laboratory school shall develop a student transfer policy designed to protect and promote the quality and integrity of the teacher education program at the laboratory school and to indicate the order in which and reasons why requests to transfer to a laboratory school shall be considered. A laboratory school may deny a request for transfer under the policy. A denial of a request to transfer under this paragraph is not subject to appeal under section 290.1.

Sec. 82. NOTIFICATION OF RECEIPT OF NONSTATE FUNDS. All constitutional and statutory offices, administrative departments, and independent agencies shall notify the department of management and the legislative fiscal bureau of any request for, approval of, or an award of federal or other nonstate funds, or of the loss of federal or other nonstate funds during the fiscal period beginning October 1, 1988, and ending September 30, 1989. The notification shall be made no later than December 15, 1989, and shall include the name of the grantor and of the funding grant, the estimated amount of funds, and the planned expenditures for the funds. The format of the notification shall be specified by the legislative fiscal bureau. This section applies to the state board of regents except that notification is not required for funds requested, approved, or awarded for individual services performed by a member of the faculty or staff at an institution under the control of the board when those services are performed on that member's behalf.

Sec. 83. Sections 261.51 through 261.53, Code 1989, are repealed.

Sec. 84. All federal grants to and the federal receipts of agencies appropriated funds under this Act not otherwise appropriated are appropriated for the purposes set forth in the federal grants or receipts unless otherwise provided by the general assembly.

Sec. 85. Sections 6, 15, 22, 24, and 30 of this Act take effect upon their 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 774, Seventy-third General Assembly.

Joseph O'Hern
Approved 6/5, 1989

JOSEPH O'HERN
Chief Clerk of the House

TERRY E. BRANSTAD
Governor