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HOUSE FILE 2465

APPROPRIATIONS CALENDAR

BY COMMITTEE ON APPROPRIATIONS

Passed House, Date 4/8/92 (p.1217) Passed Senate, Date 4/13/92 (P.1367)

Vote: Ayes 52 Nays 46 Vote: Ayes 31 Nays 18

Approved Tom June 3, 1992  
Reilly

**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 education  
4 and cultural programs of this state and providing effective  
5 and applicability provisions.

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

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HF 2465

DEPARTMENT OF EDUCATION

Section 1. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1992, and ending June 30, 1993, 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:

.....	\$	4,863,000
.....	FTEs	107.00

2. VOCATIONAL EDUCATION ADMINISTRATION

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

.....	\$	704,000
.....	FTEs	26.45

3. VOCATIONAL REHABILITATION DIVISION

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

.....	\$	3,459,000
.....	FTEs	307.50

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:

.....	\$	20,611
.....	FTEs	1.50

4. CORRECTIONS EDUCATION PROGRAM

For educational programs at state penal institutions:

.....	\$	1,948,000
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5. SCHOOL FOOD SERVICE

For use as state matching funds for federal programs which

1 shall be disbursed according to federal regulations, including  
2 salaries, support, maintenance, miscellaneous purposes, and  
3 for not more than the following full-time equivalent  
4 positions:

5 ..... \$ 2,809,000  
6 ..... FTEs 16.00

7 6. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

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

13 ..... \$ 580,000

14 7. VOCATIONAL AGRICULTURE YOUTH ORGANIZATION

15 To assist a vocational agriculture youth organization  
16 sponsored by the schools to support the foundation established  
17 by that vocational agriculture youth organization:

18 ..... \$ 52,000

19 8. COMMUNITY COLLEGES

20 Notwithstanding chapter 286A, for general state financial  
21 aid, including general financial aid to merged areas in lieu  
22 of personal property tax replacement payments under section  
23 427A.13, to merged areas as defined in section 280A.2, for  
24 vocational education programs in accordance with chapters 258  
25 and 280A, to purchase instructional equipment for vocational  
26 and technical courses of instruction in community colleges,  
27 and for salary increases:

28 ..... \$ 89,880,369

29 The funds appropriated in this subsection shall be  
30 allocated as follows:

- 31 a. Merged Area I ..... \$ 4,206,487
- 32 b. Merged Area II ..... \$ 5,674,870
- 33 c. Merged Area III ..... \$ 4,893,849
- 34 d. Merged Area IV ..... \$ 2,304,140
- 35 e. Merged Area V ..... \$ 4,879,078

1	f.	Merged Area VI .....	\$ 4,573,621
2	g.	Merged Area VII .....	\$ 6,282,377
3	h.	Merged Area IX .....	\$ 7,896,127
4	i.	Merged Area X .....	\$ 12,205,095
5	j.	Merged Area XI .....	\$ 13,267,249
6	k.	Merged Area XII .....	\$ 5,176,348
7	l.	Merged Area XIII .....	\$ 5,326,625
8	m.	Merged Area XIV .....	\$ 2,357,483
9	n.	Merged Area XV .....	\$ 7,306,418
10	o.	Merged Area XVI .....	\$ 4,130,602

11 Sec. 2. There is appropriated from the general fund of the  
 12 state to the department of education for the fiscal year  
 13 beginning July 1, 1993, and ending June 30, 1994, the  
 14 following amounts, or so much thereof as is necessary, to be  
 15 used for the purposes designated:

16 1. Notwithstanding chapter 286A for state financial aid,  
 17 including general financial aid to merged areas in lieu of  
 18 personal property tax replacement payments under section  
 19 427A.13, to merged areas to be accrued as income and used for  
 20 expenditures incurred by the community colleges during the  
 21 fiscal year beginning July 1, 1992, and ending June 30, 1993:  
 22 ..... \$ 16,450,231

23 The funds appropriated in this section shall be allocated  
 24 as follows:

25	a.	Merged Area I .....	\$ 777,072
26	b.	Merged Area II .....	\$ 930,993
27	c.	Merged Area III .....	\$ 894,475
28	d.	Merged Area IV .....	\$ 423,103
29	e.	Merged Area V .....	\$ 897,586
30	f.	Merged Area VI .....	\$ 836,461
31	g.	Merged Area VII .....	\$ 1,152,178
32	h.	Merged Area IX .....	\$ 1,446,020
33	i.	Merged Area X .....	\$ 2,232,424
34	j.	Merged Area XI .....	\$ 2,414,311
35	k.	Merged Area XII .....	\$ 948,649

1	1.	Merged Area XIII .....	\$	974,188
2	m.	Merged Area XIV .....	\$	431,773
3	n.	Merged Area XV .....	\$	1,335,675
4	o.	Merged Area XVI .....	\$	755,323

5 2. Funds appropriated by this section shall be allocated  
6 pursuant to this section and paid on or about August 15, 1993.

7 Sec. 3. There is appropriated from the general fund of the  
8 state to the department of education for the fiscal year  
9 beginning July 1, 1992, and ending June 30, 1993, the  
10 following amounts, or so much thereof as is necessary, to be  
11 used for the purposes designated:

12 1. For general financial aid to merged areas in lieu of  
13 personal property tax replacement payments under section  
14 427A.13 to be accrued as income and used for expenditures  
15 incurred by the community colleges during the fiscal year  
16 beginning July 1, 1991, and ending June 30, 1992:

17	.....	\$	343,308
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18 The funds appropriated in this subsection shall be  
19 allocated as follows:

20	a.	Merged Area I .....	\$	27,015
21	b.	Merged Area II .....	\$	20,967
22	c.	Merged Area III .....	\$	14,053
23	d.	Merged Area IV .....	\$	9,601
24	e.	Merged Area V .....	\$	24,896
25	f.	Merged Area VI .....	\$	14,311
26	g.	Merged Area VII .....	\$	24,001
27	h.	Merged Area IX .....	\$	28,653
28	i.	Merged Area X .....	\$	40,294
29	j.	Merged Area XI .....	\$	59,072
30	k.	Merged Area XII .....	\$	19,157
31	l.	Merged Area XIII .....	\$	16,988
32	m.	Merged Area XIV .....	\$	8,635
33	n.	Merged Area XV .....	\$	22,816
34	o.	Merged Area XVI .....	\$	12,849

35 2. Funds appropriated in subsection 1 shall be allocated

1 pursuant to this section and paid on or about August 15, 1992.

2 Sec. 4. Notwithstanding the appropriation provided in  
3 section 294A.25, subsection 1, there is appropriated from the  
4 general fund of the state to the department of education for  
5 the fiscal year beginning July 1, 1992, and ending June 30,  
6 1993, the following amount, or so much thereof as may be  
7 necessary, to be used for the purpose designated and for not  
8 more than the following full-time equivalent position:

9 1. Notwithstanding section 294A.25, for the educational  
10 excellence program:

11 .....	\$ 92,297,891
12 .....	FTEs 1.00

13 2. To supplement the appropriation in section 294A.25 for  
14 phase II:

15 .....	\$ 1,309,031
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16 Sec. 5. Notwithstanding the standing appropriations in  
17 section 279.51 for the fiscal year beginning July 1, 1992, and  
18 ending June 30, 1993, the amount appropriated from the general  
19 fund of the state to the department of education pursuant to  
20 that section for the following designated purposes shall not  
21 exceed the following amounts for programs for at-risk children  
22 under section 279.51, subsection 1:

23 .....	\$ 10,727,640
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24 During the fiscal year beginning July 1, 1992, the fund  
25 appropriated in this section may be used for college-bound  
26 student support programs for minority students established  
27 under section 262.92.

28 Sec. 6. There is appropriated from the general fund of the  
29 state to the department of education for the fiscal year  
30 beginning July 1, 1992, and ending June 30, 1993, the  
31 following amount, or so much thereof as may be necessary, to  
32 be used for the purpose designated:

33 For expenditures incurred by school districts during the  
34 previous fiscal year for vocational education aid to secondary  
35 schools:

1 ..... \$ 3,483,000

2 Funds appropriated in this section shall be used for  
3 expenditures made by school districts to meet the standards  
4 set in sections 256.11, 258.4, and 280A.23 as a result of the  
5 enactment of 1989 Iowa Acts, chapter 278. Funds shall be used  
6 as reimbursement for vocational education expenditures made by  
7 secondary schools in the manner provided by the department of  
8 education for implementation of the standards set in 1989 Iowa  
9 Acts, chapter 278. The department shall inform school  
10 districts by July 1, 1991, of the criteria for reimbursement  
11 with funds appropriated under this section.

12 Sec. 7. There is appropriated from the general fund of the  
13 state to the department of education for the fiscal year  
14 beginning July 1, 1993, and ending June 30, 1994, the  
15 following amount, or so much thereof as may be necessary, to  
16 be used for the purpose designated:

17 For expenditures incurred by school districts during the  
18 previous fiscal year for vocational education aid to secondary  
19 schools:

20 ..... \$ 3,483,000

21 Funds appropriated in this section shall be used for  
22 expenditures made by school districts to meet the standards  
23 set in sections 256.11, 258.4, and 280A.23 as a result of the  
24 enactment of 1989 Iowa Acts, chapter 278. Funds shall be used  
25 as reimbursement for vocational education expenditures made by  
26 secondary schools in the manner provided by the department of  
27 education for implementation of the standards set in 1989 Iowa  
28 Acts, chapter 278.

29 Sec. 8. There is appropriated from the general fund of the  
30 state to the department of education for the fiscal year  
31 beginning July 1, 1992, and ending June 30, 1993, the  
32 following amount, or so much thereof as is necessary, to be  
33 used for the purpose designated:

34 For a departmental study of dyslexia:

35 ..... \$ 10,000

1 Funds appropriated in this section shall be used by the  
2 department of education to conduct a study on dyslexia. The  
3 department, in conjunction with the area education agencies  
4 and the institutions of higher education governed by the state  
5 board of regents, shall appoint a committee to study the  
6 methods by which the school districts in this state address  
7 dyslexia and related reading disorders. Members to be  
8 appointed by the department shall include, but are not limited  
9 to, representatives from the department, the area education  
10 agencies, and the state board of regents; a school  
11 administrator; a regular classroom teacher; a teacher employed  
12 under the federal Augustus F. Hawkins-Robert T. Stafford  
13 Elementary and Secondary School Improvement Amendments of  
14 1988, Pub. L. No. 100-297, chapter 1; a representative  
15 selected by the Iowa branch of the Orton dyslexia society; a  
16 representative selected by the Iowa reading association; a  
17 representative selected by the learning disabilities  
18 association of Iowa; and a parent of a child with dyslexia or  
19 a related reading disorder. The study shall include, but is  
20 not limited to, the identification, methods of teaching, and  
21 the remediation of persons with dyslexia and related reading  
22 disorders. The committee shall report the results of the  
23 study, along with any recommendations, to the department of  
24 education and the general assembly by January 1, 1994.

25 COLLEGE STUDENT AID COMMISSION

26 Sec. 9. There is appropriated from the general fund of the  
27 state to the college student aid commission for the fiscal  
28 year beginning July 1, 1992, and ending June 30, 1993, the  
29 following amounts, or so much thereof as may be necessary, to  
30 be used for the purposes designated:

31 1. GENERAL ADMINISTRATION

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

35 ..... \$ 333,000



1 ..... FTEs 7.80

2 2. UNIVERSITY OF OSTEOPATHIC MEDICINE AND HEALTH SCIENCES

3 a. For grants to seniors and for forgivable loans to  
4 freshmen and sophomores and juniors, who are Iowa students  
5 attending the university of osteopathic medicine and health  
6 sciences, under the grant program pursuant to section 261.18  
7 and the forgivable loan program pursuant to section 261.19A:  
8 ..... \$ 387,000

9 b. For the university of osteopathic medicine and health  
10 sciences for the admission and education of Iowa students in  
11 each of the four years of classes at the university of  
12 osteopathic medicine and health sciences pursuant to section  
13 261.19:  
14 ..... \$ 387,000

15 3. STUDENT AID PROGRAMS

16 For payments to students for student aid programs:  
17 ..... \$ 1,500,000

18 From the moneys appropriated in this subsection, \$1,425,651  
19 shall be expended for an Iowa grant program, with funds to be  
20 allocated to institutions pursuant to section 261.93A. The  
21 remainder shall be allocated for the graduate student  
22 financial assistance program.

23 It is the intent of the general assembly that the college  
24 student aid commission reduce the maximum grant and average  
25 grant under the state tuition grant program while maintaining  
26 the same number of qualified students receiving grants in the  
27 fiscal year beginning July 1, 1992, and ending June 30, 1993,  
28 as were provided in the previous fiscal year.

29 Sec. 10. There is appropriated from the loan reserve  
30 account to the college student aid commission for the fiscal  
31 year beginning July 1, 1992, and ending June 30, 1993, the  
32 following amount, or so much thereof as may be necessary, to  
33 be used for the purposes designated:

34 For operating costs of the Stafford loan program including  
35 salaries, support, maintenance, miscellaneous purposes, and

1 for not more than the following full-time equivalent  
2 positions:

3 ..... \$ 3,894,741  
4 ..... FTEs 36.52

5 STATE BOARD OF REGENTS

6 Sec. 11. There is appropriated from the general fund of  
7 the state to the state board of regents for the fiscal year  
8 beginning July 1, 1992, and ending June 30, 1993, the  
9 following amounts, or so much thereof as may be necessary, to  
10 be used for the purposes designated:

11 1. OFFICE OF STATE BOARD OF REGENTS

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

15 ..... \$ 1,075,000  
16 ..... FTEs 17.63

17 The moneys provided in this paragraph shall not be  
18 augmented by reimbursements from the institutions under the  
19 control of the state board of regents for the funding of the  
20 office of the state board of regents.

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

29 ..... \$ 22,927,000

30 c. For funds to be allocated to the southwest Iowa  
31 graduate studies center:

32 ..... \$ 35,000

33 d. For funds to be allocated to the siouxland interstate  
34 metropolitan planning council for the tristate graduate center  
35 under section 262.9, subsection 21:

1 ..... \$ 68,000

2 e. For funds to be allocated to the quad-cities graduate  
3 studies center:

4 ..... \$ 145,000

5 2. STATE UNIVERSITY OF IOWA

6 a. General university, including lakeside laboratory

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

10 ..... \$168,143,000

11 ..... FTEs 3,962.27

12 b. University hospitals

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

17 ..... \$ 27,280,000

18 ..... FTEs 5,364.14

19 Funds appropriated in this paragraph shall not be used to  
20 perform abortions except medically necessary abortions, and  
21 shall not be used to operate the early termination of  
22 pregnancy clinic except for the performance of medically  
23 necessary abortions. For the purpose of this paragraph, an  
24 abortion is the purposeful interruption of pregnancy with the  
25 intention other than to produce a live-born infant or to  
26 remove a dead fetus, and a medically necessary abortion is one  
27 performed under one of the following conditions:

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

30 (2) The attending physician certifies that the fetus is  
31 physically deformed, mentally deficient, or afflicted with a  
32 congenital illness.

33 (3) The pregnancy is the result of a rape which is  
34 reported within 45 days of the incident to a law enforcement  
35 agency or public or private health agency which may include a

1 family physician.

2 (4) The pregnancy is the result of incest which is  
3 reported within 150 days of the incident to a law enforcement  
4 agency or public or private health agency which may include a  
5 family physician.

6 (5) The abortion is a spontaneous abortion, commonly known  
7 as a miscarriage, wherein not all of the products of  
8 conception are expelled.

9 The total quota allocated to the counties for indigent  
10 patients for the fiscal year commencing July 1, 1992, shall  
11 not be lower than the total quota allocated to the counties  
12 for the fiscal year commencing July 1, 1991. The total quota  
13 shall be allocated among the counties on the basis of the 1990  
14 census pursuant to section 255.16.

15 c. Psychiatric hospital

16 For salaries, support, maintenance, equipment,  
17 miscellaneous purposes, and for not more than the following  
18 full-time equivalent positions and for the care, treatment,  
19 and maintenance of committed and voluntary public patients:

20 .....	\$	6,517,000
21 .....	FTEs	284.00

22 d. Hospital-school

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

27 .....	\$	5,133,000
28 .....	FTEs	165.49

29 e. Oakdale campus

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

33 .....	\$	2,653,000
34 .....	FTEs	64.48

35 f. State hygienic laboratory

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

4 ..... \$ 2,820,000  
5 ..... FTEs 100.93

6 g. Family practice program

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

12 ..... \$ 1,694,000  
13 ..... FTEs 161.44

14 h. Child health care services

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

21 ..... \$ 402,000  
22 ..... FTEs 11.16

23 i. Agricultural health and safety programs

24 For agricultural health and safety programs:

25 ..... \$ 238,000  
26 ..... FTEs 3.30

27 j. Statewide tumor registry

28 For the statewide tumor registry and for not more than the  
29 following full-time equivalent positions:

30 ..... \$ 181,000  
31 ..... FTEs 3.44

32 k. Substance abuse consortium

33 For funds to be allocated to the Iowa consortium for  
34 substance abuse research and evaluation:

35 ..... \$ 58,000

1 ..... FTEs 1.50

2 1. Center for biocatalysis

3 For the center for biocatalysis:

4 ..... \$ 1,304,874

5 m. National advanced driving simulator

6 For the national advanced driving simulator:

7 ..... \$ 233,138

8 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

9 a. General university

10 For salaries, support, maintenance, equipment,

11 miscellaneous purposes, and for not more than the following

12 full-time equivalent positions:

13 ..... \$136,914,000

14 ..... FTEs 3,612.45

15 b. Agricultural experiment station

16 For salaries, support, maintenance, miscellaneous purposes,

17 and for not more than the following full-time equivalent

18 positions:

19 ..... \$ 21,701,380

20 ..... FTEs 481.43

21 Of the funds appropriated in this lettered paragraph,

22 \$281,601 shall be used by the school of veterinary medicine

23 for livestock disease research.

24 It is the intent of the general assembly that if the United

25 States department of agriculture locates the swine research

26 center at the Iowa state university of science and technology,

27 the state's commitment to fund the research involving the

28 center will be provided.

29 c. Cooperative extension service in agriculture and home

30 economics

31 For salaries, support, maintenance, miscellaneous purposes,

32 and for not more than the following full-time equivalent

33 positions:

34 ..... \$ 16,037,000

35 ..... FTEs 446.07

1 Of the funds appropriated in this lettered paragraph,  
2 \$24,187 shall be expended for a child farm safety program.

3 d. Fire service education

4 For salaries and support and for not more than the  
5 following full-time equivalent positions:

6 .....	\$	397,000
7 .....	FTEs	11.66

8 e. Leopold center

9 For agricultural research grants at Iowa state university  
10 under section 266.39B:

11 .....	\$	572,000
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12 4. UNIVERSITY OF NORTHERN IOWA

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

16 .....	\$	58,262,829
17 .....	FTEs	1,382.93

18 b. Recycling and reuse center:

19 .....	\$	257,138
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20 5. STATE SCHOOL FOR THE DEAF

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

24 .....	\$	5,734,000
25 .....	FTEs	122.99

26 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

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

30 .....	\$	3,201,000
31 .....	FTEs	89.75

32 7. TUITION AND TRANSPORTATION COSTS

33 For payment to local school boards for the tuition and  
34 transportation costs of students residing in the Iowa braille  
35 and sight saving school and the state school for the deaf

1 pursuant to section 262.43 and for payment of certain clothing  
2 and transportation costs for students at these schools  
3 pursuant to section 270.5:

4 ..... \$ 7,000

5 Sec. 12. Reallocations of sums received under section 11,  
6 subsections 2, 3, 4, 5, and 6, of this Act, including sums  
7 received for salaries, shall be reported on a quarterly basis  
8 to the co-chairpersons and ranking members of the legislative  
9 fiscal committee and the joint education appropriations  
10 subcommittee.

11 Sec. 13. For the fiscal year beginning July 1, 1992, the  
12 state board of regents shall use notes, bonds, or other  
13 evidences of indebtedness issued under section 262.48 to  
14 finance projects that will result in energy cost savings in an  
15 amount that will cause the state board to recover the cost of  
16 the projects within an average of six years.

17 Sec. 14. The department of human services shall implement  
18 a supplemental disproportionate share adjustment applicable to  
19 state-owned acute care hospitals with more than five hundred  
20 beds and shall reimburse qualifying hospitals pursuant to that  
21 adjustment with a supplemental amount for services provided  
22 medical assistance recipients. The adjustment shall generate  
23 payments intended to equal the state appropriation made to a  
24 qualifying hospital for treatment of indigent patients as  
25 provided in chapter 255. To the extent of the supplemental  
26 disproportionate share adjustment payments, a qualifying  
27 hospital shall, on the first day of each month, transfer to  
28 the department of human services an amount equal to the  
29 estimated supplemental payments that will be made by the  
30 department to the qualifying hospital in that month. The  
31 aggregate amounts for a fiscal year shall not exceed the state  
32 appropriation made to the qualifying hospital for treatment of  
33 indigent patients as provided in chapter 255. The amount to  
34 be transferred shall be adjusted to reflect any variance  
35 between the estimated and actual supplemental payments made in



1 prior months. The department of human services shall deposit  
 2 the portion of these funds equal to the state share in the  
 3 department's medical assistance account and transfer the  
 4 balance to the state GAAP escrow account created in section  
 5 422.69, subsection 3. To the extent that state funds  
 6 appropriated to a qualifying hospital for the treatment of  
 7 indigent patients as provided in chapter 255 have been  
 8 transferred to the department of human services as a result of  
 9 these supplemental disproportionate share payments made to the  
 10 qualifying hospital, the department shall not, directly or  
 11 indirectly, recoup the supplemental disproportionate share  
 12 adjustment payments made to a qualifying hospital for any  
 13 reason, unless an equivalent amount of the funds transferred  
 14 to the department of human services by a qualifying hospital  
 15 pursuant to this provision is transferred to the qualifying  
 16 hospital by the department. The department of human services  
 17 shall, in any compilation of data or other report distributed  
 18 to the public concerning payments to providers under the  
 19 medical assistance program, set forth reimbursements to a  
 20 qualifying hospital through the supplemental disproportionate  
 21 share adjustment as a separate item and shall not include such  
 22 payments in the amounts otherwise reported as the  
 23 reimbursement to a qualifying hospital for services to medical  
 24 assistance recipients.

25 For purposes of this section, "supplemental  
 26 disproportionate share payment" means a supplemental payment  
 27 amount paid for medical assistance to a hospital qualifying  
 28 for that payment under this section.

29 DEPARTMENT OF CULTURAL AFFAIRS

30 Sec. 15. There is appropriated from the general fund of  
 31 the state to the department of cultural affairs for the fiscal  
 32 year beginning July 1, 1992, and ending June 30, 1993, the  
 33 following amounts, or so much thereof as is necessary, to be  
 34 used for the purposes designated:

- 35 1. ARTS DIVISION

1 For salaries, support, maintenance, miscellaneous purposes,  
2 including funds to match federal grants, for areawide arts and  
3 cultural service organizations which meet the requirements of  
4 chapter 303C, and for not more than the following full-time  
5 equivalent positions:

6 ..... \$ 997,000  
7 ..... FTEs 10.00

8 2. HISTORICAL DIVISION

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

12 ..... \$ 2,332,000  
13 ..... FTEs 62.50

14 3. TERRACE HILL COMMISSION

15 For salaries, support, maintenance, miscellaneous purposes,  
16 for the operation of Terrace Hill and for not more than the  
17 following full-time equivalent positions:

18 ..... \$ 169,312  
19 ..... FTEs 4.75

20 4. LIBRARY DIVISION

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

24 ..... \$ 1,959,000  
25 ..... FTEs 35.00

26 5. REGIONAL LIBRARY SYSTEM

27 For state aid:

28 ..... \$ 967,000

29 6. ADMINISTRATION

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

33 ..... \$ 308,289  
34 ..... FTEs 6.50

35 7. COMMUNITY CULTURAL GRANTS

1 For planning and programming for the community cultural  
2 grants program established under section 303.3:  
3 ..... \$ 528,000

4 8. PUBLIC BROADCASTING DIVISION

5 For salaries, support, maintenance, capital expenditures,  
6 miscellaneous purposes, and for not more than the following  
7 full-time equivalent positions:  
8 ..... \$ 5,959,000  
9 ..... FTEs 96.00

10 Sec. 16. Any moneys contained in the artist endowment fund  
11 shall revert and be transferred to the general fund of the  
12 state on June 30, 1992.

13 Sec. 17. Notwithstanding section 8.33, funds appropriated  
14 in 1991 Iowa Acts, chapter 267, section 210, subsection 1,  
15 paragraph "b", remaining unencumbered or unobligated on June  
16 30, 1992, shall not revert to the general fund of the state  
17 but shall be available for expenditure for the purposes listed  
18 in section 11, subsection 1, paragraph "b", of this Act during  
19 the fiscal year beginning July 1, 1992, and ending June 30,  
20 1993.

21 Sec. 18. If cash flow limitations on the general fund  
22 require a delay in state school foundation aid payments, the  
23 delay, notwithstanding any provisions to the contrary, to the  
24 extent not prohibited by federal law or regulations, shall be  
25 applied uniformly and prorated between all state expenditures  
26 upon the basis of the appropriations made to all state  
27 departments, agencies, and establishments.

28 Sec. 19. Notwithstanding section 261.20, of the  
29 unencumbered or unobligated moneys in the scholarship and  
30 tuition grant reserve fund \$317,542 shall be distributed under  
31 the Iowa tuition grants, the Iowa scholarship program,  
32 vocational-technical tuition grant program, and the work-study  
33 program by the college student aid commission, in amounts  
34 proportionate to the amounts of funds appropriated to the  
35 college student aid commission for the programs by the general

1 assembly for the fiscal year beginning July 1, 1992, and  
2 ending June 30, 1993.

3 Sec. 20. Notwithstanding sections 302.1 and 302.1A, for  
4 the fiscal year beginning July 1, 1992, and ending June 30,  
5 1993, the portion of the interest earned on the permanent  
6 school fund that is not transferred to the credit of the first  
7 in the nation in education foundation and not transferred to  
8 the credit of the national center for gifted and talented  
9 education shall be credited as a payment by the historical  
10 division of the department of cultural affairs of the  
11 principal and interest due on moneys loaned to the historical  
12 division under section 303.18.

13 Sec. 21. 1992 Iowa Acts, Senate File 2116, section 100,  
14 subsection 8, is amended to read as follows:

15 8. Appropriations made to school corporations in chapter  
16 257 for state aid to school districts and ~~chapter-286A~~ in 1991  
17 Iowa Acts, chapter 267, section 201, subsections 9 and 10, for  
18 state aid to ~~area-schools~~ merged areas shall not be reduced  
19 under subsection 1.

20 Sec. 22. Section 8.29, unnumbered paragraph 4, Code 1991,  
21 is amended to read as follows:

22 The state board of regents, with the approval of the  
23 director of the department of management, shall establish a  
24 uniform budgeting and accounting system for the institutions  
25 of higher education under its control, and shall require each  
26 of the institutions of higher education to begin operating  
27 under the uniform system not later than June 30, ~~1976~~ 1994.

28 Sec. 23. Section 12.30, subsection 1, paragraph a, Code  
29 1991, is amended to read as follows:

30 a. "Authority" means a department, or public or quasi-  
31 public instrumentality of the state including, but not limited  
32 to, the authority created under chapter 175, 175A, 220, 261A,  
33 or 307B, or-442A, which has the power to issue obligations,  
34 except that "authority" does not include the state board of  
35 regents or the Iowa finance authority to the extent it acts

1 pursuant to chapter 280A.

2 Sec. 24. Section 261.25, subsections 1, 2, and 3, Code  
3 Supplement 1991, are amended to read as follows:

4 1. There is appropriated from the general fund of the  
5 state to the commission for each fiscal year the sum of  
6 thirty-two-million-four-hundred-eighty thirty million seven  
7 hundred twenty-seven thousand dollars for tuition grants.

8 2. There is appropriated from the general fund of the  
9 state to the commission for each fiscal year the sum of eight  
10 hundred-thirteen seven hundred seventy-nine thousand dollars  
11 for scholarships.

12 3. There is appropriated from the general fund of the  
13 state to the commission for each fiscal year the sum of one  
14 million three-hundred-fifteen two hundred sixty-one thousand  
15 dollars for vocational-technical tuition grants.

16 Sec. 25. Section 261.38, subsection 7, Code Supplement  
17 1991, is amended to read as follows:

18 7. The commission may expend funds in the reserve account  
19 to and enter into agreements which with the Iowa student loan  
20 liquidity corporation in order to increase access for students  
21 to a education loan program-for-guaranteed-loans-which-are-not  
22 subsidized-by-the-federal-government programs that the  
23 commission determines meet the education needs of Iowa  
24 residents. The agreements shall permit the establishment,  
25 funding, and operation of alternative education loan programs  
26 in addition to programs permitted under the federal Higher  
27 Education Act of 1965. In accordance with those agreements,  
28 the Iowa student loan liquidity corporation may issue bonds,  
29 notes, or other obligations to the public and others for the  
30 purpose of funding the alternative education loan programs.  
31 This authority to issue such bonds, notes, or other  
32 obligations shall be in addition to the authority established  
33 in the articles of incorporation and bylaws of the Iowa  
34 student loan liquidity corporation.

35 Bonds, notes, or other obligations issued by the Iowa

1 student loan liquidity corporation are not an obligation of  
2 this state or any political subdivision of this state other  
3 than the corporation within the meaning of any constitutional  
4 or statutory debt limitations, but are special obligations of  
5 the Iowa student loan liquidity corporation, and the  
6 corporation shall not pledge the credit or taxing power of  
7 this state or any political subdivision of this state other  
8 than the corporation, or make its debts payable out of any of  
9 the moneys except those of the corporation.

10 Sec. 26. Section 261.85, unnumbered paragraph 1, Code  
11 Supplement 1991, is amended to read as follows:

12 There is appropriated from the general fund of the state to  
13 the commission for each fiscal year the sum of **three-million**  
14 **eight-five** two million nine hundred fifty-eight thousand  
15 dollars for the work-study program.

16 Sec. 27. Section 262.9, subsection 15, Code Supplement  
17 1991, is amended by striking the subsection.

18 Sec. 28. Section 262.9, subsection 18, Code Supplement  
19 1991, is amended to read as follows:

20 18. Not Except as otherwise provided in section 262.34B,  
21 not less than thirty days prior to action by the board on any  
22 proposal to increase tuition, fees, or charges at one or more  
23 of the institutions of higher education under its control,  
24 send written notification of the amount of the proposed  
25 increase including a copy of the proposed tuition increase  
26 docket memorandum prepared for its consideration to the  
27 presiding officers of the student government organization of  
28 the affected institutions. The final decision on an increase  
29 in tuition or mandatory fees charged to all students at an  
30 institution for a fiscal year shall be made no later than the  
31 regular meeting held in November of the preceding fiscal year  
32 and shall be reflected in a final docket memorandum that  
33 states the estimated total cost of attending each of the  
34 institutions of higher education under the board's control.  
35 The regular meeting held in November shall be held in Ames,

1 Cedar Falls, or Iowa City and shall not be held during the  
2 period in which classes have been suspended for Thanksgiving  
3 vacation.

4 Sec. 29. NEW SECTION. 262.29A LEGAL COUNSEL.

5 The legal counsel to the board and its member institutions  
6 shall be an assistant attorney general appointed by the  
7 attorney general who shall perform and supervise the legal  
8 work of the board. The salary of the assistant shall be fixed  
9 by the attorney general, subject to the approval of the board.  
10 The attorney general shall appoint additional assistant  
11 attorneys general as necessary. The board shall reimburse the  
12 attorney general for the salary and necessary expenses for  
13 each assistant attorney assigned to the board and upon the  
14 request of the attorney general the board shall provide and  
15 equip a suitable office and the necessary secretarial  
16 assistance to perform these duties.

17 Sec. 30. NEW SECTION. 262.34A BID REQUESTS.

18 The state board of regents shall request bids and proposals  
19 for materials, products, supplies, provisions, and other  
20 needed articles to be purchased at public expense, from  
21 suppliers including but not limited to Iowa state industries,  
22 as defined in section 246.802, subsection 2, and pursuant to  
23 section 18.6, subsection 10.

24 Sec. 31. NEW SECTION. 262.34B STUDENT FEES -- CATEGORIES  
25 -- APPROVAL.

26 1. By the semester which commences in the fall of 1993,  
27 fees charged to students enrolled at those universities under  
28 the control of the board of regents enumerated in section  
29 262.7, subsections 1 through 3, shall be of one of the  
30 following two types:

31 a. Fees charged for purposes of acquisition or  
32 construction of self-liquidating and revenue-producing  
33 buildings and facilities under sections 262.44 through 262.53  
34 and acquiring, purchasing, leasing, or constructing buildings  
35 and facilities under chapter 262A.

1 b. Fees charged for purposes of funding other student and  
2 student-related activities.

3 2. A fee under subsection 1, paragraph "a", that is  
4 proposed to be charged during or for an academic period which  
5 occurs on or after the first day of the semester which occurs  
6 in the fall of 1993, shall be permitted to be charged,  
7 increased, and expended in the manner provided under section  
8 262.9, subsection 18. Fees that are of the type specified  
9 under subsection 1, paragraph "b", shall be charged,  
10 increased, and expended only in the following manner:

11 The amount of any proposed fee charge or increase, and the  
12 proposed allocations of the total amount of the fees at each  
13 of the universities shall be determined by a student fee  
14 committee, which shall consist of five students and five  
15 university employees. The five student members of the student  
16 fee committee of each university shall be appointed by the  
17 recognized student government organization of each university.  
18 The five university employees shall be appointed by the  
19 president of the university. The proposed amount and  
20 allocation of fees shall be presented by the student fee  
21 committee to the student government organization and the  
22 president of the affected university for review no later than  
23 April 15 of the year which includes the subsequent academic  
24 period in which the proposed fee charge or increase or  
25 proposed allocation will take effect. The student government  
26 organization shall take action to approve or disapprove the  
27 proposed amount and allocation no later than the last meeting  
28 of the organization during the spring semester which  
29 immediately precedes the semester in which the amount will  
30 begin to be charged or any of the allocations will take  
31 effect. Action shall occur, however, no later than the last  
32 day of classes of the spring semester which immediately  
33 precedes the semester in which the amount will begin to be  
34 charged or any of the allocations will take effect. Once  
35 action on the proposal has been taken by the student



1 government organization, the proposal shall be forwarded to  
2 the president of the institution for review and the state  
3 board of regents for approval at the time provided under  
4 section 262.9, subsection 18. If no agreement as to the  
5 amount of a charge or an increase or the allocation of fees  
6 can be reached and the action of the student government  
7 organization is to disapprove a proposed charge or increase in  
8 fees or allocation of fees, the disapproved amount of the fees  
9 or the disapproved allocation of the fees, or both the  
10 disapproved amount of the fees and the disapproved allocation  
11 of the fees, the amount or allocation of the fees, or both,  
12 shall remain at the proportionate level as was charged or  
13 allocated during the fiscal period in which the increase or  
14 allocation was proposed.

15 Sec. 32. Section 280A.50, unnumbered paragraph 1, Code  
16 1991, is amended to read as follows:

17 The department of education shall provide for the  
18 establishment of a staff development account in the office of  
19 treasurer of state for purposes of providing moneys to  
20 community colleges for staff development. There is  
21 appropriated from the general fund of the state to the  
22 department of education on July 1 of each fiscal year  
23 beginning July 1, ~~1992~~ 1993, for crediting to the staff  
24 development account for each budget year an amount equal to an  
25 amount which is five-tenths of one percent of the total state  
26 general aid generated under chapter 286A for all community  
27 colleges during the base year. In the fiscal years succeeding  
28 June 30, ~~1993~~ 1994, an additional five-tenths of one percent  
29 shall be added to the percent multiplier, used to determine  
30 the appropriation in this section, until that percent  
31 multiplier reaches four percent. Once the percent multiplier  
32 has reached the four percent level, it shall remain at that  
33 level for purposes of calculating the amount to be  
34 appropriated in succeeding fiscal years. Moneys appropriated  
35 by the general assembly to the department of education for the

1 purpose of the staff development program shall be paid to  
2 community colleges upon approval by the department of  
3 education of an application submitted by a community college.  
4 Funds shall be distributed to a community college based upon  
5 the proportion that a college's state general aid paid for the  
6 base year bears to the total state general aid paid that year  
7 to all community colleges.

8 Sec. 33. Section 286A.14A, unnumbered paragraph 1, Code  
9 Supplement 1991, is amended to read as follows:

10 The department of education shall provide for the  
11 establishment of a community college excellence 2000 account  
12 in the office of the treasurer of state for deposit of moneys  
13 appropriated to the account for purposes of funding quality  
14 instructional centers and program and administrative sharing  
15 agreements under sections 280A.45 and 280A.46. There is  
16 appropriated from the general fund of the state to the  
17 department of education for the fiscal year beginning July 1,  
18 ~~1992~~ 1993, an amount equal to two and five-tenths percent of  
19 the total state general aid generated for all community  
20 colleges during the budget year under this chapter for deposit  
21 in the community college excellence 2000 account. In the next  
22 succeeding two fiscal years, the percent multiplier shall be  
23 increased in equal increments until the multiplier reaches  
24 seven and one-half percent of the total state general aid  
25 generated for all community colleges during the budget year.

26 Sec. 34. Section 294A.25, Code 1991, is amended by adding  
27 the following new subsection:

28 NEW SUBSECTION. 5A. Commencing with the fiscal year  
29 beginning July 1, 1992, the amount of two hundred fifty  
30 thousand dollars from phase III moneys for support of the new  
31 Iowa schools development corporation and the amount of one  
32 hundred fifty thousand dollars from phase III moneys for  
33 support of family resource centers under the family resource  
34 center demonstration program.

35 Sec. 35. CATEGORIZING OF FEES. The state board of

1 regents, no later than the semester which begins in the fall  
2 of 1992, shall group the student activity fee portion of  
3 tuition charged at the three state universities under the  
4 board's control into the following two categories:

5 1. Fees charged for purposes of acquisition or  
6 construction of self-liquidating and revenue-producing  
7 buildings and facilities under sections 262.44 through 262.53,  
8 and acquiring, purchasing, leasing, or constructing buildings  
9 and facilities under chapter 262A.

10 2. Fees charged for purposes of funding other student and  
11 student-related activities and services.

12 Sec. 36. Section 267.8, Code Supplement 1991, is repealed.

13 Sec. 37. Section 275.59, Code 1991, is repealed.

14 Sec. 38. Chapter 442A, Code 1991, is repealed.

15 Sec. 39. 1991 Iowa Acts, chapter 267, sections 203 and  
16 207, are repealed.

17 Sec. 40. RETROACTIVE APPLICABILITY. Section 21 of this  
18 Act is retroactive to March 10, 1992.

19 Sec. 41. EFFECTIVE DATES.

20 1. Section 14 of this Act takes effect October 1, 1992.

21 2. Sections 16, 17, 31, and 35 of this Act, being deemed  
22 of immediate importance, take effect upon enactment.

23 EXPLANATION

24 This bill provides appropriations for the fiscal year  
25 beginning July 1, 1992, for departments and agencies  
26 responsible for educational and cultural programs of this  
27 state, including the department of education, college student  
28 aid commission, state board of regents, and department of  
29 cultural affairs.

30 The bill directs the state board of regents require each  
31 institution of higher education under its control to operate  
32 under the uniform budgeting and accounting system by June 30,  
33 1994.

34 The bill provides that legal counsel for the state board of  
35 regents and its member institutions shall be an assistant

1 attorney general. The regents will be required to request  
2 bids and proposals from suppliers including the Iowa state  
3 industries.

4 The bill repeals the livestock disease research fund and  
5 its standing appropriation. The bill repeals a section  
6 scheduled to expire June 30, 1992, that made certain school  
7 district employees eligible for early retirement incentives  
8 following reorganization or dissolution.

9 The bill also repeals the chapter establishing the Iowa  
10 advance funding authority.

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HOUSE FILE 2465

H-5636

1 Amend House File 2465 as follows:

2 1. By striking page 2, line 28 through page 3,  
3 line 10, and inserting the following:

4 "..... \$ 89,880,368

5 The funds appropriated in this subsection shall be  
6 allocated as follows:

7	a.	Merged Area I .....	\$ 4,356,436
8	b.	Merged Area II .....	\$ 5,090,630
9	c.	Merged Area III .....	\$ 4,718,876
10	d.	Merged Area IV .....	\$ 2,035,947
11	e.	Merged Area V .....	\$ 5,064,378
12	f.	Merged Area VI .....	\$ 4,533,637
13	g.	Merged Area VII .....	\$ 5,704,011
14	h.	Merged Area IX .....	\$ 8,104,278
15	i.	Merged Area X .....	\$ 12,819,421
16	j.	Merged Area XI .....	\$ 12,867,906
17	k.	Merged Area XII .....	\$ 4,945,995
18	l.	Merged Area XIII .....	\$ 5,410,780
19	m.	Merged Area XIV .....	\$ 2,419,501
20	n.	Merged Area XV .....	\$ 7,660,546
21	o.	Merged Area XVI .....	\$ 4,148,026".

22 2. By striking page 3, line 25 through page 4,  
23 line 4, and inserting the following:

24	"a.	Merged Area I .....	\$ 804,422
25	b.	Merged Area II .....	\$ 933,867
26	c.	Merged Area III .....	\$ 862,560
27	d.	Merged Area IV .....	\$ 374,185
28	e.	Merged Area V .....	\$ 931,384
29	f.	Merged Area VI .....	\$ 829,169
30	g.	Merged Area VII .....	\$ 1,046,685
31	h.	Merged Area IX .....	\$ 1,483,985
32	i.	Merged Area X .....	\$ 2,344,478
33	j.	Merged Area XI .....	\$ 2,341,471
34	k.	Merged Area XII .....	\$ 906,633
35	l.	Merged Area XIII .....	\$ 989,538
36	m.	Merged Area XIV .....	\$ 443,085
37	n.	Merged Area XV .....	\$ 1,400,267
38	o.	Merged Area XVI .....	\$ 758,502".

By CORBETT of Linn

H-5636 FILED MARCH 31, 1992

*last 47 (p.1179)*

HOUSE FILE 2465

H-5593

1 Amend House File 2465 as follows:

2 1. Page 18, line 30, by inserting after the word  
3 "fund" the following: ", \$33,000 shall be transferred  
4 to the state board of regents for purposes of the  
5 southwest Iowa graduate studies center, and".

By SIEGRIST of Pottawattamie ROYER of Page  
PAVICH of Pottawattamie PETERSON of Carroll  
HESTER of Pottawattamie WEIDMAN of Cass  
HARBOR of Mills

H-5593 FILED MARCH 30, 1992

*Adopted 4/7 (p. 1196)*

HOUSE FILE 2465

H-5612

1 Amend House File 2465 as follows:

2 1. Page 20, by striking lines 6 and 7 and  
3 inserting the following: "~~thirty-two-million-four~~  
4 hundred-eighty thirty-one million one hundred fifty-  
5 one thousand dollars for tuition grants."

By CORBETT of Linn  
LAGESCHULTE of Bremer

H-5612 FILED MARCH 31, 1992

*Out of Order 4/7 (p. 1202)*

HOUSE FILE 2465

H-5617

1 Amend House File 2465 as follows:

2 1. Page 11, by inserting after line 8, the  
3 following:  
4 "Except as otherwise provided in chapter 707, funds  
5 appropriated in this paragraph shall not be used to  
6 perform a medically necessary abortion unless the  
7 attending physician certifies that one of the  
8 following conditions exists: the fetus has not  
9 attained a gestational age greater than twenty weeks;  
10 continuing the pregnancy will endanger the life or  
11 health of the pregnant person; or the fetus is  
12 physically deformed, mentally deficient, or afflicted  
13 with a congenital illness. In making any of the  
14 determinations, the physician shall exercise that  
15 degree of care, skill, and proficiency commonly  
16 exercised by the ordinarily skillful, careful, and  
17 prudent physician engaged in similar practice under  
18 the same or similar conditions."

19 2. By numbering, renumbering, and changing  
20 internal references as necessary.  
By SPEAR of Lee SVOBODA of Tama  
RAFFERTY of Scott KNAPP of Dubuque  
GRUBBS of Scott MUHLBAUER of Crawford  
MERTZ of Kossuth

H-5617 FILED MARCH 31, 1992

*w/d 4/7 (p. 1182)*

## HOUSE FILE 2465

H-5657

1 Amend House File 2465 as follows:

2 1. Page 11, by inserting after line 14 the  
3 following:

4 " \_\_\_\_ . Funds appropriated in paragraph "b" shall  
5 not be used to perform a medically necessary abortion  
6 except with the voluntary and informed consent of the  
7 person upon whom the abortion is to be performed.

8 (1) Except in the case of a medical emergency,  
9 consent to an abortion is voluntary and informed if  
10 the person upon whom the abortion is to be performed  
11 is informed, by the person's physician, or the  
12 physician's agent, at least 24 hours before the  
13 abortion, of all of the following:

14 (a) The name of the physician who will perform the  
15 abortion.

16 (b) The particular medical risks associated with  
17 the particular abortion procedure to be employed  
18 including, when medically accurate, the risks of  
19 infection, hemorrhage, and danger to subsequent  
20 pregnancies and infertility.

21 (c) The probable gestational age of the fetus at  
22 the time the abortion is to be performed.

23 (d) The medical risks associated with carrying the  
24 pregnancy to term.

25 (e) That medical assistance benefits may be  
26 available for prenatal care, childbirth and neonatal  
27 care.

28 (f) That the biological father is liable to assist  
29 in the support of the child, even in instances in  
30 which the biological father has offered to pay for the  
31 abortion.

32 (g) That the person has the right to review the  
33 printed materials described under this paragraph. The  
34 physician or the physician's agent shall orally inform  
35 the person that the materials have been provided by  
36 the university of Iowa hospitals and clinics and that  
37 they describe the fetus and list agencies which offer  
38 alternatives to abortion. If the person chooses to  
39 view the materials, copies shall be furnished to the  
40 person. The physician and the physician's agent may  
41 disassociate themselves from the materials, and may  
42 comment or refrain from comment on them as they  
43 choose.

44 (2) When a medical emergency compels the  
45 performance of an abortion, the physician shall inform  
46 the person upon whom the abortion is to be performed,  
47 prior to the abortion if possible, of the medical  
48 indications supporting a judgment that an abortion is  
49 necessary to avert the person's death or for which a  
50 24-hour delay will create grave peril of immediate and

-5657

1 irreversible loss of major bodily function. For the  
2 purposes of this subparagraph, "medical emergency"  
3 means that condition which, on the basis of the  
4 physician's best clinical judgment, so complicates a  
5 pregnancy as to necessitate an immediate abortion to  
6 avert the death of the mother or for which a 24-hour  
7 delay will create grave peril of immediate and  
8 irreversible loss of major bodily function.

9 (3) Of the funds appropriated in paragraph "b",  
10 \$5,000 shall be used by the university of Iowa  
11 hospitals and clinics to cause to be published in  
12 English and Spanish, the following easily  
13 comprehensible printed materials:

14 (a) Geographically indexed materials listing the  
15 public and private agencies and services available to  
16 assist a woman through pregnancy, upon childbirth and  
17 while the child is dependent, including adoption  
18 agencies, which shall include a description of the  
19 services offered and a description of the manner,  
20 including telephone numbers, in which they might be  
21 contacted, or, at the option of the university of Iowa  
22 hospitals and clinics, printed materials including a  
23 toll-free, 24-hour a day telephone number which may be  
24 called to obtain, orally, such a list and description  
25 of agencies in the locality of the caller and of the  
26 services they offer.

27 (b) Materials designed to inform a person of the  
28 probable anatomical and physiological characteristics  
29 of the fetus at two-week gestational increments from  
30 the time when a person can be known to be pregnant to  
31 full term, including any relevant information on the  
32 possibility of the fetus' survival. The materials  
33 shall be objective, nonjudgmental, and designed to  
34 convey only accurate scientific information about the  
35 fetus at the various gestational ages.

36 For the purposes of this subparagraph, "probable  
37 gestational age of the fetus" means what, in the  
38 judgment of the attending physician, will with  
39 reasonable probability be the gestational age of the  
40 fetus at the time the abortion is planned to be  
41 performed."

42 2. By renumbering, relettering, redesignating,  
43 and correcting internal references as necessary.

By SVOBODA of Tama  
MERTZ of Kossuth

H-5657 FILED APRIL 1, 1992

*w/d 4/7 (p. 1183)*

HOUSE FILE 2465

H-5654

1 Amend House File 2465 as follows:

2 1. By striking page 21, line 18 through page 22,  
3 line 3.

4 2. By striking page 22, line 24 through page 24,  
5 line 14.

6 3. By striking page 25, line 35 through page 26,  
7 line 11.

8 4. Page 26, by striking line 21 and inserting the  
9 following:

10 "       . Sections 16 and 17 of this Act, being  
11 deemed".

12 5. By renumbering as necessary.

By CHAPMAN of Linn

H-5654 FILED APRIL 1, 1992

*w/d 4/7 (p. 1198)*



## HOUSE FILE 2465

5677

Amend House File 2465 as follows:

1. Page 17, by striking lines 14 through 19.
2. Page 17, line 33, by striking the figure "308,289" and inserting the following: "56,000".
3. Page 17, line 34, by striking the figure "6.50" and inserting the following: "1.00".
4. Page 17, by inserting after line 34 the following:  
 "The accounting responsibilities of the department of cultural affairs shall be assumed and performed by the department of management."
5. Page 19, by inserting after line 12 the following:  
 "Sec. \_\_\_\_ . Notwithstanding sections 303.1, 303.1A, 303.2, 303.2A, 303.7, 303.8, 303.17, 303.87, and 303.94, the duties, responsibilities, and rulemaking authority of the director of the department of cultural affairs, and the responsibilities of the administrative section, other than accounting, of the department of cultural affairs, are transferred to the office of the secretary of state. The position of director and the positions within the administrative office, except for the fiscal officer, shall be vacant as of July 1, 1992. Appointment authority granted to the director of the department of cultural affairs is transferred to the governor, subject to senate confirmation. The office of the fiscal officer, for the department of cultural affairs, shall be located in the department of management."
6. Page 20, lines 6 and 7, by striking the words "thirty million seven hundred twenty-seven thousand" and inserting the following: "thirty-one million one hundred forty-eight thousand six hundred one".
7. By numbering, renumbering, redesignating, and correcting internal references as necessary.

By MURPHY of Dubuque  
 BEATTY of Warren

H-5677 FILED APRIL 2, 1992

*w/d 4/7 (p. 1184)*

## HOUSE FILE 2465

H-5680

Amend House File 2465 as follows:

1. Page 8, line 3, by striking the word "a."
2. Page 8, by striking lines 9 through 14.
3. Page 8, line 17, by striking the figure "1,500,000" and inserting the following: "1,887,000".
4. Page 26, by striking line 13 and inserting the following:  
 "Sec. \_\_\_\_ . Sections 261.19 and 275.59, Code 1991, are repealed."
5. By renumbering as necessary.

By CARPENTER of Polk

H-5680 FILED APRIL 2, 1992

*last 4/7 (p. 1181)*

H-5660

1 Amend House File 2465, as follows:

2 1. Page 20, by inserting after line 1, the  
3 following:

4 "Sec. \_\_\_\_ . Section 18.136, subsection 3, Code  
5 1991, is amended by adding the following new  
6 unnumbered paragraph:

7 NEW UNNUMBERED PARAGRAPH. If the funds for general  
8 state financial aid to community colleges are not  
9 appropriated pursuant to the state aid funding formula  
10 established in chapter 256A, a community college may  
11 also elect not to participate in the statewide  
12 telecommunications system. The functions for Part I  
13 and Part II of the system which would have been  
14 performed by a community college that chooses not to  
15 participate, or that community college's area, may be  
16 performed by one or more local school districts, area  
17 education agencies, or another community college.  
18 Consistent with the public interest, the Iowa public  
19 broadcasting board, in consultation with the  
20 department of general services and the department of  
21 education, shall determine how the functions will be  
22 performed and shall select the local or area education  
23 agency or community college that will assume the  
24 responsibilities for performing the functions. If a  
25 community college that chooses not to participate  
26 later elects to participate in the system, the Iowa  
27 public broadcasting board shall develop an  
28 implementation schedule for the community college to  
29 assume Part I and Part II functions of the system."

30 2. By numbering and renumbering and changing  
31 internal references as necessary.

By PETERSON of Carroll

H-5660 FILED APRIL 2, 1992

*w/d 4/7 (p. 1196)*

## HOUSE FILE 2465

H-5685

1 Amend House File 2465 as follows:

2 1. Page 17, line 33, by striking the figure  
3 "308,289" and inserting the following: "238,289".

4 2. Page 17, line 34, by striking the figure  
5 "6.50" and inserting the following: "3.50".

6 3. Page 19, by inserting after line 27 the  
7 following:

8 "Sec. \_\_\_\_ . Section 9.1, Code 1991, is amended by  
9 striking the section and inserting in lieu thereof the  
10 following:

11 9.1 DUTIES.

12 The secretary of state shall keep the secretary of  
13 state's office at the seat of government and perform  
14 all duties required by law.

15 The secretary shall do all of the following:

16 1. Have charge of and keep all the Acts and  
17 resolutions of the territorial legislature and of the  
18 general assembly of the state, the enrolled copies of  
19 the Constitutions of the state, and all bonds, books,  
20 records, maps, registers, and papers which are now or  
21 may hereafter be deposited to be kept in the secretary  
22 of state's office, including all books, records,  
23 papers, and property pertaining to the state land  
24 office.

25 2. Meet the informational needs of the three  
26 branches of state government.

27 3. Provide for the improvement of library services  
28 to all Iowa citizens and foster development and  
29 cooperation among libraries.

30 4. Receive the budget and unified plan of service  
31 submitted by the division of libraries and information  
32 services.

33 5. Serve as an ex officio member of the commission  
34 of libraries.

35 Sec. \_\_\_\_ . NEW SECTION. 9.8 DIVISION OF LIBRARIES  
36 AND INFORMATION SERVICES -- DEFINITIONS.

37 As used in this section and sections 9.9 through  
38 9.12, unless the context otherwise requires:

39 1. "Commission" means the commission of libraries.

40 2. "Division" means the division of libraries and  
41 information services of the office of secretary of  
42 state.

43 3. "State agency" means a legislative, executive,  
44 or judicial office of the state and all of its  
45 respective officers, departments, divisions, bureaus,  
46 boards, commissions, and committees, except the state  
47 institutions of higher education governed by the state  
48 board of regents.

49 4. "State publications" means all multiple-  
50 produced publications regardless of format, which are

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1 issued by a state agency and supported by public  
2 funds, but it does not include:

3 a. Correspondence and memoranda intended solely  
4 for internal use within the agency or between  
5 agencies.

6 b. Materials excluded from this definition by the  
7 commission through the adoption and enforcement of  
8 rules.

9 Sec. \_\_\_\_ . NEW SECTION. 9.9 DIVISION OF LIBRARIES  
10 AND INFORMATION SERVICES -- DUTIES AND  
11 RESPONSIBILITIES.

12 1. The division of libraries and information  
13 services is established within the office of secretary  
14 of state. The division shall do all of the following:

15 a. Determine policy for providing information  
16 service to the three branches of state government and  
17 to the legal and medical communities in this state.

18 b. Coordinate a statewide interregional  
19 interlibrary loan and information network among  
20 libraries in this state and support activities which  
21 increase cooperation among all types of libraries.

22 c. Establish and administer a program for the  
23 collection and distribution of state publications to  
24 depository libraries.

25 d. Develop and adopt, in conjunction with the Iowa  
26 regional library system, long-range plans for the  
27 continued improvement of library services and which  
28 shall explore or broaden the information mission in the  
29 state. To insure that the concerns of all types of  
30 libraries are addressed, the division shall establish  
31 a long-range planning committee to review and evaluate  
32 progress and report findings and recommendations to  
33 the division and to the trustees of the Iowa regional  
34 library system at an annual meeting.

35 e. Develop in cooperation with the Iowa regional  
36 library system a biennial unified plan of service for  
37 the division of libraries and information services.

38 f. Establish and administer a statewide continuing  
39 education program for librarians and trustees.

40 g. Give to libraries advice and counsel in  
41 specialized areas which may include, but are not  
42 limited to, building construction and space  
43 utilization, children's services, and technological  
44 developments.

45 h. Obtain from libraries reports showing the  
46 condition, growth, and development of services  
47 provided and disseminate this information in a timely  
48 manner to the citizens of Iowa.

49 i. Establish and administer certification  
50 guidelines for librarians not covered by other

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1 accrediting agencies.

2 j. Foster public awareness of the condition of  
3 libraries in Iowa and of methods to improve library  
4 services to the citizens of the state.

5 k. Establish and administer standards for state  
6 agency libraries, the Iowa regional library system,  
7 and public libraries.

8 2. The division may do all of the following:

9 a. Enter into interstate library compacts on  
10 behalf of the state of Iowa with any state which  
11 legally joins in the compacts as provided in section  
12 303A.8.

13 b. Receive and expend money for providing programs  
14 and services. The division may receive, accept, and  
15 administer any moneys appropriated or granted to it,  
16 separate from the general library fund, by the federal  
17 government or by any other public or private agency.

18 c. Accept gifts, contributions, bequests,  
19 endowments, or other moneys, including but not limited  
20 to the Westgate endowment fund, for any or all  
21 purposes of the division. Interest earned on moneys  
22 accepted under this paragraph shall be credited to the  
23 fund or funds to which the gifts, contributions,  
24 bequests, endowments, or other moneys have been  
25 deposited, and is available for any or all purposes of  
26 the division. The division shall report annually to  
27 the secretary and the general assembly regarding the  
28 gifts, contributions, bequests, endowments, or other  
29 moneys accepted pursuant to this paragraph and the  
30 interest earned on them.

31 Sec. \_\_\_\_ . NEW SECTION. 9.10 COMMISSION OF  
32 LIBRARIES ESTABLISHED -- DUTIES OF COMMISSION.

33 1. The state commission of libraries consists of  
34 one member appointed by the supreme court and six  
35 members appointed by the governor to serve four-year  
36 terms beginning and ending as provided in section  
37 69.19. Of the governor's appointees, one member shall  
38 be from the medical profession, two members shall be  
39 regional library trustees at the time of appointment,  
40 and three members selected at large. Not more than  
41 three of the members appointed by the governor shall  
42 be of the same gender. The members shall be  
43 reimbursed for their actual expenditures necessitated  
44 by their official duties. Members may also be  
45 eligible for compensation as provided in section 7E.6.

46 2. The commission shall elect one of its members  
47 as chairperson. The commission shall meet at the time  
48 and place specified by call of the chairperson. Four  
49 members are a quorum for the transaction of business.

50 3. The commission shall appoint the state

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1 librarian who shall administer the division, and serve  
2 at the pleasure of the commission.

3 The state librarian shall do all of the following:

4 a. Direct and organize the activities of the  
5 division.

6 b. Submit a biennial report to the governor on the  
7 activities and an evaluation of the division and its  
8 programs and policies.

9 c. Control all property of the division.

10 d. Appoint and approve the technical,  
11 professional, secretarial, and clerical staff  
12 necessary to accomplish the purposes of the division  
13 subject to chapter 19A.

14 e. Perform other duties imposed by law.

15 4. The commission shall adopt rules under chapter  
16 17A for carrying out the responsibilities of the  
17 division.

18 Sec. \_\_\_\_ . NEW SECTION. 9.11 STATE PUBLICATIONS.

19 Upon issuance of a state publication, a state  
20 agency shall deposit with the division at no cost to  
21 the division, seventy-five copies of the publication  
22 or a lesser number if specified by the division.

23 Sec. \_\_\_\_ . NEW SECTION. 9.12 STATE LIBRARY --  
24 MEDICAL, LAW, AND PATENTS LIBRARIES.

25 The state library includes, but is not limited to,  
26 a medical library, a law library, and a patents  
27 depository library.

28 1. The medical library shall be headed by a  
29 medical librarian, appointed by the secretary of  
30 state, subject to chapter 19A. The medical librarian  
31 shall do all of the following:

32 a. Operate the medical library which shall always  
33 be available for free use by the residents of Iowa  
34 under rules the department adopts.

35 b. Give no preference to any school of medicine  
36 and shall secure books, periodicals, and pamphlets for  
37 every legally recognized school of medicine without  
38 discrimination.

39 c. Perform other duties imposed by law or  
40 prescribed by the rules of the commission.

41 2. The law library shall be headed by a law  
42 librarian, appointed by the secretary of state with  
43 the approval of the Iowa supreme court, subject to  
44 chapter 19A. The law librarian shall do all of the  
45 following:

46 a. Operate the law library which shall be  
47 maintained in the state capitol or in rooms convenient  
48 to the state supreme court and which shall be  
49 available for free use by the residents of Iowa under  
50 rules the department adopts.

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1 b. Maintain, as an integral part of the law  
2 library, reports of various boards and agencies and  
3 copies of bills, journals, and other information  
4 relating to current or proposed legislation.

5 c. Arrange to make exchanges of all printed  
6 material published by the states and the government of  
7 the United States.

8 d. Perform other duties imposed by law or by the  
9 rules of the commission."

10 4. Page 20, by inserting after line 1, the  
11 following:

12 "Sec. \_\_\_\_ . Section 18.87, Code 1991, is amended to  
13 read as follows:

14 18.87 LIBRARIES.

15 The completed journals of the general assembly, and  
16 the official register shall be sent to each free  
17 public library in Iowa, the library division of  
18 libraries and information services of the department  
19 of-cultural-affairs office of secretary of state, the  
20 library commission of libraries, libraries at state  
21 institutions, and college libraries.

22 Sec. \_\_\_\_ . Section 18.97, subsection 17, Code  
23 Supplement 1991, is amended to read as follows:

24 17. To the library division of libraries and  
25 information services of the department-of-cultural-  
26 affairs office of secretary of state of Iowa

27 ..... 1 copy for each depository  
28 library

29 Sec. \_\_\_\_ . Section 18.100, Code 1991, is amended to  
30 read as follows:

31 18.100 EXCHANGE.

32 The volumes delivered to the state law library  
33 shall be used for the purpose of effecting exchange  
34 with other states, foreign countries, and provinces,  
35 for similar reports. All books received in such  
36 exchange shall become a part of the library division  
37 of libraries and information services of the  
38 department-of-cultural-affairs office of secretary of  
39 state.

40 Sec. \_\_\_\_ . Section 218.22, Code 1991, is amended to  
41 read as follows:

42 218.22 RECORD PRIVILEGED.

43 Except with the consent of the administrator in  
44 charge of an institution, or on an order of a court of  
45 record, the record provided in section 218.21 shall be  
46 accessible only to the administrator of the division  
47 of the department of human services in control of such  
48 institution, the director of the department of human  
49 services and to assistants and proper clerks  
50 authorized by such administrator or the

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1 administrator's director. The administrator of the  
 2 division of such institution is authorized to permit  
 3 the library division of libraries and information  
 4 services of the office of secretary of state and the  
 5 historical division of the department of cultural  
 6 affairs to copy or reproduce by any photographic,  
 7 photostatic, microfilm, microcard or other process  
 8 which accurately reproduces a durable medium for  
 9 reproducing the original and to destroy in the manner  
 10 described by law such records of residents designated  
 11 in section 218.21.

12 Sec. \_\_\_\_ . Section 246.601, unnumbered paragraph 1,  
 13 Code 1991, is amended to read as follows:

14 The director shall keep the following record of  
 15 every person committed to any of the department's  
 16 institutions: Name, residence, sex, age, place of  
 17 birth, occupation, civil condition, date of entrance  
 18 or commitment, date of discharge, whether a discharge  
 19 is final, condition of the person when discharged, the  
 20 name of the institutions from which and to which the  
 21 person has been transferred, and if the person is  
 22 dead, the date and cause of death. The director may  
 23 permit the library division of libraries and  
 24 information services of the office of secretary of  
 25 state and the historical division of the department of  
 26 cultural affairs to copy or reproduce by any  
 27 photographic, photostatic, microfilm, microcard, or  
 28 other process which accurately reproduces in a durable  
 29 medium and to destroy in the manner described by law  
 30 the records of inmates required by this paragraph."

31 5. Page 25, by inserting after line 34, the  
 32 following:

33 "Sec. \_\_\_\_ . Section 303.1, subsection 2, unnumbered  
 34 paragraph 1, Code Supplement 1991, is amended to read  
 35 as follows:

36 The department has primary responsibility for  
 37 development of the state's interest in the areas of  
 38 the arts, history, ~~libraries~~, and other cultural  
 39 matters. In fulfilling this responsibility, the  
 40 department will be advised and assisted by ~~the state~~  
 41 ~~library-commission~~, the state historical society and  
 42 its board of trustees, the Iowa arts council, the  
 43 Terrace Hill commission, and the Iowa public  
 44 broadcasting board.

45 Sec. \_\_\_\_ . Section 303.1, subsection 2, paragraph  
 46 g, Code Supplement 1991, is amended by striking the  
 47 paragraph.

48 Sec. \_\_\_\_ . Section 303.1, subsection 3, paragraph  
 49 b, Code Supplement 1991, is amended by striking the  
 50 paragraph.

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1 Sec. \_\_\_\_\_. Section 303.1, subsection 6, unnumbered  
2 paragraph 1, Code Supplement 1991, is amended to read  
3 as follows:

4 The divisions shall be administered by  
5 administrators who shall be appointed by the director  
6 and serve at the director's pleasure. However, the  
7 administrator of the public broadcasting division  
8 shall be appointed by and serve at the pleasure of the  
9 public broadcasting board ~~and the administrator of the~~  
10 ~~library division shall be appointed by and serve at~~  
11 ~~the pleasure of the library commission.~~ The  
12 administrators shall:

13 Sec. \_\_\_\_\_. Section 303.2, subsection 3, Code  
14 Supplement 1991, is amended by striking the  
15 subsection.

16 Sec. \_\_\_\_\_. Section 303.2A, subsection 1, paragraph  
17 a, Code 1991, is amended to read as follows:

18 a. The chairpersons of the historical society  
19 board of trustees, the ~~library commission~~, arts  
20 council, and public broadcasting board.

21 Sec. \_\_\_\_\_. Section 303A.8, unnumbered paragraph 1,  
22 Code 1991, is amended to read as follows:

23 The library division of libraries and information  
24 services of the department of cultural affairs office  
25 of secretary of state is hereby authorized to enter  
26 into interstate library compacts on behalf of the  
27 state of Iowa with any state bordering on Iowa which  
28 legally joins therein in substantially the following  
29 form."

30 6. Page 26, by inserting after line 11, the  
31 following:

32 "Sec. \_\_\_\_\_. On the effective date of this Act, the  
33 director of the department of management and the  
34 director of revenue and finance shall transfer and  
35 allocate to the secretary of state any funds  
36 appropriated to the department of cultural affairs for  
37 the library division and the regional library system.  
38 In addition, there is appropriated from the general  
39 fund of the state, for the fiscal year beginning July  
40 1, 1992, and ending June 30, 1993, \$70,000 to the  
41 secretary of state for the purposes of the division of  
42 libraries and information services and the regional  
43 library system."

44 7. Page 26, by striking lines 12 and 13 and  
45 inserting the following:

46 "Sec. \_\_\_\_\_. Sections 267.8 and 303.94, Code  
47 Supplement 1991, are repealed.

48 Sec. \_\_\_\_\_. Sections 275.59, 303.91, 303.92, and  
49 303.93, Code 1991, are repealed."

50 8. By renumbering, relettering, redesignating,

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1 and correcting internal references as necessary.

By ADAMS of Hamilton

H-5685 FILED APRIL 2, 1992

w/d 4/7 (p. 1196)

## HOUSE FILE 2465

H-5688

Amend House File 2465 as follows:

1. Page 13, line 23, by inserting after the word "research" the following: "consistent with the recommendation of the livestock health advisory council required by chapter 267".

2. Page 24, by inserting after line 14, the following:

"Sec. \_\_\_\_ . Section 267.5, subsection 3, Code 1991, is amended to read as follows:

3. Make recommendations to the Iowa State University college of veterinary medicine concerning the application of funds appropriated ~~by this chapter~~ to the college of veterinary medicine. The Iowa State University college of veterinary medicine shall not expend any of the funds appropriated by this chapter until the recommendation of the council concerning that appropriation is adopted or sixty days following the effective date of the appropriation, whichever is earlier."

3. Page 26, by striking line 12.

4. By numbering, renumbering, and changing internal references as necessary.

By SVOBODA of Tama	BENNETT of Ida
MERTZ of Kossuth	HIBBARD of Madison
MUHLBAUER of Crawford	JESSE of Jasper
PETERSEN of Muscatine	FOGARTY of Palo Alto
BISIGNANO of Polk	GRUBBS of Scott
HATCH of Polk	BURKE of Marshall
BRANSTAD of Winnebago	BANKS of Plymouth

H-5688 FILED APRIL 2, 1992

*A - Adopted 4/7 (p. 1185)**B - Withdrawn 4/7 (p. 1200)*

## HOUSE FILE 2465

H-5682

- 1 Amend House File 2465 as follows:  
 2 1. Page 20, line 25, by inserting after the word  
 3 "programs" the following: "as described in section  
 4 144(b)(1)(B) of the Internal Revenue Code of 1986 as  
 5 amended, as defined in section 422.3,".

By CHAPMAN of Linn

H-5682 FILED APRIL 2, 1992

*Adopted 4/7 (p. 1196)*

## HOUSE FILE 2465

H-5684

- 1 Amend House File 2465 as follows:  
 2 1. Page 1, line 11, by striking the figure  
 3 "4,863,000" and inserting the following: "4,813,000".  
 4 2. Page 2, line 28, by striking the figure  
 5 "89,880,369" and inserting the following:  
 6 "89,755,369".  
 7 3. Page 3, line 5, by striking the figure  
 8 "13,267,249" and inserting the following:  
 9 "13,142,249".  
 10 4. Page 5, by striking lines 13 through 15.  
 11 5. Page 10, line 10, by striking the figure  
 12 "168,143,000" and inserting the following:  
 13 "167,993,000".  
 14 6. Page 13, line 13, by striking the figure  
 15 "136,914,000" and inserting the following:  
 16 "136,764,000".  
 17 7. Page 13, line 19, by striking the figure  
 18 "21,701,380" and inserting the following:  
 19 "23,585,411".  
 20 8. Page 14, line 16, by striking the figure  
 21 "58,262,829" and inserting the following:  
 22 "58,162,829".

By PETERSEN of Muscatine

H-5684 FILED APRIL 2, 1992

*w/d 4/7 (p. 1176)*

## HOUSE FILE 2465

H-5717

- 1 Amend House File 2465 as follows:  
 2 1. Page 22, by striking lines 4 through 16.  
 3 2. By renumbering and changing internal  
 4 references as necessary.

By PETERSON of Carroll  
 DVORSKY of Johnson  
 HAMMOND of Story

H-5717 FILED APRIL 3, 1992

*w/d 4/7 (p. 1198)*

## HOUSE FILE 2465

H-5704

1 Amend House File 2465 as follows:

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

4 "The department of education may assist the council  
5 for home economics education by allowing a department  
6 consultant in home economics to serve as an ex  
7 officio, nonvoting member of the council beginning  
8 September 1, 1992."

9 2. Page 26, by inserting after line 11 the  
10 following:

11 "Sec. \_\_\_\_ . NEW SECTION. 256.37 COUNCIL FOR HOME  
12 ECONOMICS EDUCATION.

13 It is the intent of the general assembly to  
14 encourage elementary, secondary, and postsecondary  
15 schools to develop programs for education in family  
16 and consumer science, or home economics, that  
17 strengthen the quality of individual and family life  
18 and ensure an adequate supply of trained and skilled  
19 individuals in all phases of home economics  
20 occupations.

21 1. The council for home economics education is  
22 created as an advisory council for home economics  
23 education to assist elementary, secondary, and  
24 postsecondary schools in the development of programs,  
25 and the maintenance of current programs, that provide  
26 Iowa's youth and adults with skills for the work of  
27 the family and for developing positive family  
28 relationships, balancing work and family life, and  
29 enhancing the economic viability of the family through  
30 employment.

31 2. The council shall consist of nine voting  
32 members appointed by the governor. One member shall  
33 be the individual who represents home economics on the  
34 Iowa vocational association board. One member shall  
35 be a secondary school home economics program  
36 instructor. One member shall be a home economics  
37 instructor employed at an accredited two-year  
38 postsecondary institution. One member shall be a home  
39 economics teacher educator employed at a four-year  
40 accredited postsecondary institution. The other five  
41 members shall be appointed to represent the diversity  
42 of Iowa's families and consumers.

43 3. The voting members of the council, by a  
44 majority vote, may appoint any of the following as ex  
45 officio, nonvoting members to the council:

46 a. The president of the Iowa association of future  
47 homemakers of America.

48 b. The president of the Iowa home economics  
49 association.

50 c. The president of the Iowa home economics

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1 association student section.  
2 d. A consultant in home economics education from  
3 the department of education.  
4 e. The director of public health, or the  
5 director's designee.  
6 f. The director of human services, or the  
7 director's designee.  
8 g. A state representative appointed by the speaker  
9 of the house of representatives.  
10 h. A state senator appointed by the majority  
11 leader of the senate.  
12 4. In making all appointments, consideration shall  
13 be given to gender, race or ethnic representation,  
14 population and demographic factors, and representation  
15 of different geographic regions. All appointments  
16 shall comply with the requirements of sections 69.16  
17 and 69.16A.  
18 5. If a vacancy occurs, a successor shall be  
19 appointed to serve the unexpired term. If a member  
20 ceases to be an officer or employee of the  
21 governmental unit or agency that qualifies the person  
22 for membership on the council, a vacancy exists and a  
23 successor shall be appointed in the same manner and  
24 subject to the same qualifications as the original  
25 appointment to serve the unexpired term.  
26 6. Five voting members constitute a quorum and the  
27 affirmative vote of a majority of voting members  
28 present is necessary for substantive action to be  
29 taken by the council. However, hearings may be held  
30 without a quorum. The chairperson shall be elected by  
31 the council from among its voting members.  
32 7. The council shall be appointed no later than  
33 September 1, 1992. The initial organizational meeting  
34 shall be called by the director of the department of  
35 education.  
36 8. The duties of the council are to review,  
37 develop, and recommend standards for elementary,  
38 secondary, and postsecondary home economics education.  
39 The council shall submit a report to the governor and  
40 the chairpersons of the senate and house of  
41 representatives education committees regarding short-  
42 term and long-term curricular standards for home  
43 economics education and the council's activities by  
44 March 15, 1993. The report shall include a  
45 recommendation regarding the composition of the  
46 council, its duties, and continuing its existence  
47 beyond June 30, 1993."  
48 3. By renumbering as necessary.

By GRUHN of Dickinson

H-5704 FILED APRIL 3, 1992

*Ruled not germane 4/7 (p. 1178) Rules suspended  
A dopted 4/8/92 (p. 1216)*

HOUSE FILE 2465

H-5741

- 1 Amend the amendment, H-5685, to House File 2465, as  
2 follows:  
3 1. Page 4, by inserting after line 17, the  
4 following:  
5 "\_\_\_\_\_. The commission shall receive and approve the  
6 budget and unified plan of service submitted by the  
7 division of libraries and information services."  
8 2. Page 4, line 19, by inserting after the word  
9 "publication" the following: "in any format".  
10 3. Page 4, by striking line 24 and inserting the  
11 following: "MEDICAL AND LAW LIBRARIES, AND STATE DATA  
12 CENTER."  
13 4. Page 4, lines 26 and 27, by striking the words  
14 "a patents depository library" and inserting the  
15 following: "the state data center".  
16 5. Page 4, by striking lines 29 and 30, and  
17 inserting the following: "medical librarian, who".  
18 6. Page 4, by striking lines 41 through 44 and  
19 inserting the following:  
20 "\_\_\_\_\_. The state librarian shall employ a law  
21 librarian, with the approval of the Iowa supreme  
22 court, who shall head the law library and do all of  
23 the".  
24 7. Page 5, by inserting after line 9 the  
25 following:  
26 "\_\_\_\_\_. The state data center shall be headed by  
27 the state data center coordinator, who shall do all of  
28 the following:  
29 a. Manage the state data center program to make  
30 United States census data available to the residents  
31 of Iowa under rules the commission adopts.  
32 b. Act as the state's liaison with the United  
33 States census bureau in matters relating to United  
34 States decennial, economic, and agricultural census  
35 data, and population estimates and projections.  
36 c. Perform other duties imposed by law or  
37 prescribed by the rules of the commission."  
38 8. By numbering, renumbering, redesignating, and  
39 correcting internal references as necessary.

By ADAMS of Hamilton

H-5741 FILED APRIL 6, 1992

*Out of Order 4/7 (p. 1196)*

HOUSE FILE 2465

H-5721

- 1 Amend House File 2465 as follows:  
2 1. Page 17, line 12, by striking the figure  
3 "2,332,000" and inserting the following: "2,497,000".  
4 2. Page 17, line 13, by striking the figure  
5 "62.50" and inserting the following: "65.00".  
6 3. Page 17, by inserting after line 13 the  
7 following:  
8 "Of the funds appropriated in this subsection,  
9 \$335,000 shall be used to fund historic sites and to  
10 plan for a western trails center."  
11 4. Page 18, line 3, by striking the figure  
12 "528,000" and inserting the following: "363,000".  
13 5. By renumbering, relettering, redesignating,  
14 and correcting internal references as necessary.

By SHEARER of Louisa

H-5721 FILED APRIL 6, 1992

*w/d 4/7 (p. 1186)*

## HOUSE FILE 2465

H-5725

1 Amend the amendment, H-5685, to House File 2465, as  
2 follows:

3 1. By striking page 1 line 2 through page 8, line  
4 1, and inserting the following:

5 "\_\_\_\_. Page 10, line 10, by striking the figure  
6 "168,143,000" and inserting the following:  
7 "167,936,328".

8 \_\_\_\_\_. Page 13, line 13, by striking the figure  
9 "136,914,000" and inserting the following:

10 "136,532,900".

11 \_\_\_\_\_. Page 17, line 28, by striking the figure

12 "967,000" and inserting the following: "1,554,772"."

By IVERSON of Wright

BARTZ of Worth

H-5725 FILED APRIL 6, 1992

*Out of order 4/7 (p. 1196)*

## HOUSE FILE 2465

H-5733

1 Amend the amendment, H-5688, to House File 2465, as  
2 follows:

3 1. Page 1, by striking lines 2 through 19 and  
4 inserting the following:

5 "\_\_\_\_. Page 13, by striking lines 21 through 23.

6 \_\_\_\_\_. Page 19, by inserting after line 2, the  
7 following:

8 "Sec. \_\_\_\_\_. Notwithstanding section 267.8, for the  
9 fiscal year beginning July 1, 1992, and ending June  
10 30, 1993, the amount appropriated from the general  
11 fund not otherwise appropriated to the livestock  
12 disease fund, shall be the sum of two hundred eighty-  
13 one thousand six hundred one dollars.""

By SVOBODA of Tama

H-5733 FILED APRIL 6, 1992

*Wld 4/7 (p. 1185)*

## HOUSE FILE 2465

H-5734

1 Amend the amendment, H-5688, to House File 2465, as  
2 follows:

3 1. Page 1, by striking line 20.

By SVOBODA of Tama

H-5734 FILED APRIL 6, 1992

*Ruled out of order 4/7 (p. 1200)*

## HOUSE FILE 2465

H-5774

- 1 Amend House File 2465 as follows:
- 2 1. Page 25, by striking lines 26 through 34.
- 3 2. By renumbering as necessary.

By CORBETT of Linn

H-5774 FILED APRIL 7, 1992

LOST (p. 1199)

## HOUSE FILE 2465

H-5776

- 1 Amend House File 2465 as follows:
- 2 1. Page 13, line 19, by striking the figure
- 3 "21,701,380" and inserting the following:
- 4 "23,701,380".

By PETERSEN of Muscatine  
SPENNER of Henry  
GARMAN of StoryHALVORSON of Clayton  
EDDIE of Buena Vista

H-5776 FILED APRIL 7, 1992

LOST (p. 1184)

## HOUSE FILE 2465

H-5778

- 1 Amend House File 2465 as follows:
- 2 1. Page 22, by striking lines 21 through 23 and
- 3 inserting the following: "Iowa state industries as
- 4 defined in section 246.802, subsection 2, when the
- 5 articles are available in the requested quantity and
- 6 at comparable prices and quality."

By CHAPMAN of Linn

H-5778 FILED APRIL 7, 1992

ADOPTED (p. 1198)

## HOUSE FILE 2465

H-5766

- 1 Amend House File 2465 as follows:
- 2 1. Page 25, line 27, by striking the word
- 3 "subsection" and inserting the following:
- 4 "subsections".
- 5 2. Page 25, by striking lines 31 and 32 and
- 6 inserting the following: "Iowa schools development
- 7 corporation.
- 8 NEW SUBSECTION. 6A. Commencing with the fiscal
- 9 year beginning July 1, 1993, the amount of one hundred
- 10 fifty thousand dollars, from additional funds
- 11 transferred from Phase I to Phase III, for".
- 12 3. By renumbering, relettering, redesignating,
- 13 and correcting internal references as necessary.

By NEUHAUSER of Johnson

H-5766 FILED APRIL 7, 1992

ADOPTED (p. 1200)



## HOUSE FILE 2465

H-5768

1 Amend House File 2465 as follows:  
2 1. Page 5, by inserting after line 12 the  
3 following:  
4 "If the governor's proposals for reforming the  
5 state mental health system, as provided in House File  
6 2472, and for funding of the system, are enacted by  
7 the Seventy-fourth General Assembly, 1992 Session, the  
8 first \$5,400,000 of the funds appropriated for the  
9 fiscal year beginning July 1, 1992, and ending June  
10 30, 1993, in this section, shall be transferred to the  
11 department of human services and allocated during that  
12 fiscal year to counties. The moneys shall be  
13 allocated to each county as follows: fifty percent  
14 based upon the county's proportion of the state  
15 population of persons with an annual income which is  
16 equal to or less than the poverty guideline  
17 established by the federal office of management and  
18 budget and fifty percent based upon the county's  
19 proportion of the state's general population. The  
20 funding provided pursuant to this paragraph shall be  
21 used by counties only for the provision of services to  
22 persons with mental illness or mental retardation,  
23 brain injury, or other developmental disability."

By PLASIER of Sioux

H-5768 FILED APRIL 7, 1992

LOST (p. 1180)

## HOUSE FILE 2465

H-5770

1 Amend House File 2465 as follows:  
2 1. Page 21, by inserting after line 15 the  
3 following:  
4 "Sec. \_\_\_\_ . Section 261C.6, subsection 2, Code  
5 1991, is amended to read as follows:  
6 2. Two hundred ~~fifty~~ dollars.  
7 Sec. \_\_\_\_ . Section 261C.8, Code 1991, is amended to  
8 read as follows:  
9 261C.8 PROHIBITION ON CHARGES.  
10 An eligible postsecondary institution that enrolls  
11 an eligible pupil under this chapter shall ~~not~~ charge  
12 that pupil an amount up to fifty dollars for tuition,  
13 textbooks, materials, or fees directly related to the  
14 course in which the pupil is enrolled ~~except-that,~~  
15 with the balance to be paid as specified in section  
16 261C.6. In addition, the pupil may be required to  
17 purchase equipment that becomes the property of the  
18 pupil."  
19 2. By numbering, renumbering, redesignating, and  
20 correcting internal references as necessary.

By EDDIE of Buena Vista

H-5770 FILED APRIL 7, 1992

NOT GERMANE (p. 1197)

## HOUSE FILE 2465

H-5782

- 1 Amend House File 2465 as follows:  
2 1. Page 21, by inserting after line 15, the  
3 following:  
4 "Sec. \_\_\_\_ . Section 261.103, subsection 1, Code  
5 1991, is amended to read as follows:  
6 1. A grant under the program may be awarded to any  
7 minority person who is a resident of Iowa, who is  
8 accepted for admission or is attending a board of  
9 regents' university, community college, or an  
10 accredited private institution, and who demonstrates  
11 financial need. Applicants who receive vouchers under  
12 section 262.92 shall be given priority in receiving  
13 grants under the program, but an applicant shall not  
14 be denied a grant because the applicant does not hold  
15 vouchers under the program in section 262.92. ~~For the~~  
16 ~~fiscal-year-commencing-July-17-1990,-and-in-subsequent~~  
17 ~~years,-grants-shall-be-awarded-to-all-minority~~  
18 ~~persons,-with-priority-to-be-given-to-these-minority~~  
19 ~~persons-who-are-residents-of-Iowa-~~"  
20 2. By numbering, renumbering, redesignating, and  
21 correcting internal references as necessary.

By HATCH of Polk  
METCALF of Polk

H-5782 FILED APRIL 7, 1992  
NOT GERMANE (p.1198)

## HOUSE FILE 2465

H-5783

- 1 Amend House File 2465 as follows:  
2 1. Page 10, line 29, by inserting after the word  
3 "life" the following: "or health".

By BISIGNANO of Polk  
JOCHUM of Dubuque  
SCHRADER of Marion

H-5783 FILED APRIL 7, 1992  
ADOPTED (p.1182)

## HOUSE FILE 2465

H-5779

- 1 Amend House File 2465 as follows:  
 2 1. Page 13, line 19, by striking the figure  
 3 "21,701,380" and inserting the following:  
 4 "23,501,380".  
 5 2. Page 13, by striking lines 24 through 28.  
 6 3. Page 16, line 5, by inserting after the figure  
 7 "3" the following: ", less \$1,800,000, which the  
 8 department shall deposit in the general fund of the  
 9 state".

By FOGARTY of Palo Alto	ADAMS of Hamilton
CHAPMAN of Linn	KNAPP of Dubuque
HATCH of Polk	HIBBARD of Madison
GRUHN of Dickinson	HAMMOND of Story
SVOBODA of Tama	BLANSHAN of Greene
DVORSKY of Johnson	RENAUD of Polk
BRAND of Benton	MUHLBAUER of Crawford
MERTZ of Kossuth	KOENIGS of Mitchell
BERNAU of Story	PAVICH of Pottawattamie
GILL of Woodbury	

H-5779 FILED APRIL 7, 1992  
 ADOPTED *as amended (p.120)*

## HOUSE FILE 2465

H-5781

- 1 Amend the amendment, H-5779, to House File 2465, as  
 2 follows:  
 3 1. Page 1, line 4, by striking the figure  
 4 "23,501,380" and inserting the following:  
 5 "23,585,411".  
 6 2. Page 1, line 7, by striking the figure  
 7 "1,800,000" and inserting the following: "1,884,031".  
 8 3. By renumbering as necessary.

By SVOBODA of Tama	CHAPMAN of Linn
MERTZ of Kossuth	HATCH of Polk
FOGARTY of Palo Alto	

H-5781 FILED APRIL 7, 1992  
 ADOPTED *(p.1184)*

## HOUSE FILE 2465

H-5788

- 1 Amend House File 2465 as follows:  
2 1. Page 17, line 12, by striking the figure  
3 "2,332,000" and inserting the following: "2,497,000".  
4 2. Page 17, line 13, by striking the figure  
5 "62.50" and inserting the following: "65.00".  
6 3. Page 17, by inserting after line 13 the  
7 following:  
8 "Of the funds appropriated in this subsection,  
9 \$165,000 shall be used to fund historic sites and to  
10 plan for a western trails center."  
11 4. Page 18, line 3, by striking the figure  
12 "528,000" and inserting the following: "363,000".  
13 5. By renumbering, relettering, redesignating,  
14 and correcting internal references as necessary.

By SHEARER of Louisa

H-5788 FILED APRIL 7, 1992

LOST (p. 1186)

## HOUSE FILE 2465

H-5791

- 1 Amend the amendment, H-5685, to House File 2465 as  
2 follows:  
3 1. Page 1, by inserting after line 1 the follow-  
4 ing:  
5 "\_\_\_\_\_. Page 16, line 5, by inserting after the  
6 figure "3" the following: ", less \$587,772, which the  
7 department shall deposit in the general fund of the  
8 state".  
9 \_\_\_\_\_. Page 17, line 28, by striking the figure  
10 "967,000" and inserting the following: "1,554,722".  
By HIBBARD of Madison  
ADAMS of Hamilton  
CHAPMAN of Linn

DICKINSON of Jackson  
MERTZ of Kossuth

H-5791 FILED APRIL 7, 1992

LOST (p. 1196)

## HOUSE FILE 2465

H-5784

1 Amend House File 2465 as follows:

2 1. Page 11, by inserting after line 8, the  
3 following:

4 "Except as otherwise provided in chapter 707, funds  
5 appropriated in this paragraph shall not be used to  
6 perform a medically necessary abortion unless the  
7 attending physician certifies that one of the  
8 following conditions exists: the fetus has not  
A 9 attained a gestational age greater than twenty weeks;  
10 continuing the pregnancy will endanger the life or  
11 health of the pregnant person; or the fetus is  
12 physically deformed, mentally deficient, or afflicted  
13 with a congenital illness. In making any of the  
14 determinations, the physician shall exercise that  
15 degree of care, skill, and proficiency commonly  
16 exercised by the ordinarily skillful, careful, and  
17 prudent physician engaged in similar practice under  
18 the same or similar conditions."

19 2. Page 16, by inserting after line 28, the  
20 following:

21 "Sec. \_\_\_\_\_. Except as otherwise provided in chapter  
22 707, for the fiscal year beginning July 1, 1992, and  
23 ending June 30, 1993, abortions shall not be performed  
24 at the university of Iowa hospitals and clinics unless  
25 the attending physician certifies that one of the  
26 following conditions exists: the fetus has not  
B 27 attained a gestational age greater than twenty weeks;  
28 continuing the pregnancy will endanger the life or  
29 health of the pregnant person; or the fetus is  
30 physically deformed, mentally deficient, or afflicted  
31 with a congenital illness. In making any of the  
32 determinations, the physician shall exercise that  
33 degree of care, skill, and proficiency commonly  
34 exercised by the ordinarily skillful, careful, and  
35 prudent physician engaged in similar practice under  
36 the same or similar conditions."

37 3. By numbering, renumbering, and changing  
38 internal references as necessary.

By SPEAR of Lee

H-5784 FILED APRIL 7, 1992

DIVISION A - WITHDRAWN, DIVISION B - NOT GERMANE  
(p.1183) (p.1186)

## HOUSE FILE 2465

H-5787

1 Amend House File 2465 as follows:

2 1. Page 21, lines 2 and 3, by striking the words  
3 "other than the corporation".

4 2. Page 21, lines 7 and 8, by striking the words  
5 "other than the corporation".

By KAY CHAPMAN

H-5787 FILED APRIL 7, 1992

ADOPTED (p.1197)

## HOUSE FILE 2465

H-5792

1 Amend House File 2465 as follows:

2 1. Page 5, by inserting after line 15, the  
3 following:

4 "Sec. \_\_\_\_\_. Notwithstanding the appropriation  
5 provided in section 294A.25, subsection 1, or the  
6 appropriation provided in section 4, subsections 1 and  
7 2 of this Act from the general fund of the state to  
8 the department of education for the fiscal year  
9 beginning July 1, 1992, for the educational excellence  
10 program, if as a result of insufficient general fund  
11 of the state revenues or as a result of executive  
12 action pursuant to section 8.31, the amount  
13 appropriated for state foundation aid to school  
14 districts under section 257.16 is insufficient to  
15 fully fund such aid to school districts, the  
16 department of management may transfer from the amount  
17 appropriated pursuant to section 294A.25 and section 4  
18 of this Act which is available for phase III payments,  
19 the amount of the shortfall for state foundation aid  
20 for school districts, not to exceed the amount  
21 available for phase III. Before moneys shall be  
22 transferred pursuant to this section, the department  
23 of management shall notify the legislative fiscal  
24 bureau and the chairpersons and ranking members of the  
25 committees on appropriation."

By BRAMMER of Linn

H-5792 FILED APRIL 7, 1992

ADOPTED, M/R PENDING AT ADJOURNMENT (p. 1201)

*" Last 4/8 (p 1212 )"*

## HOUSE FILE 2465

H-5796

1 Amend House File 2465 as follows:

2 1. Page 1, line 11, by striking the figure  
3 "4,863,000" and inserting the following: "4,813,000".4 2. Page 10, line 10, by striking the figure  
5 "168,143,000" and inserting the following:  
6 "167,993,000".7 3. Page 13, line 13, by striking the figure  
8 "136,914,000" and inserting the following:  
9 "136,764,000".10 4. Page 14, line 16, by striking the figure  
11 "58,262,829" and inserting the following:  
12 "58,163,829".13 5. Page 20, by striking lines 6 and 7 and  
14 inserting the following: "thirty-two-million-four  
15 hundred-eighty thirty-one million one hundred seventy-  
16 seven thousand dollars for tuition grants."

By METCALF of Polk

H-5796 FILED APRIL 7, 1992

ADOPTED (p. 1200)

## HOUSE FILE 2465

H-5798

1 Amend House File 2465 as follows:

2 1. Page 10, line 10, by striking the figure  
3 "168,143,000" and inserting the following:  
4 "167,936,328".5 2. Page 13, line 13, by striking the figure  
6 "136,914,000" and inserting the following:  
7 "136,532,900".8 3. Page 17, line 28, by striking the figure  
9 "967,000" and inserting the following: "1,554,772".By IVERSON of Wright  
BARTZ of Worth

H-5798 FILED APRIL 7, 1992

WITHDRAWN (p. 1202)

## HOUSE FILE 2465

H-5802

1 Amend House File 2465 as follows:

2 1. Page 9, line 15, by striking the figure  
3 "1,075,000" and inserting the following: "487,228".4 2. Page 10, by inserting after line 11 the  
5 following:6 "Of the funds appropriated in this paragraph,  
7 \$206,672 shall be allocated to the state board of  
8 regents office."9 3. Page 13, by inserting after line 14 the  
10 following:11 "Of the funds appropriated in this paragraph,  
12 \$381,100 shall be allocated to the state board of  
13 regents office."14 4. Page 17, line 28, by striking the figure  
15 "967,000" and inserting the following: "1,554,772".By IVERSON of Wright  
BARTZ of Worth

H-5802 FILED APRIL 7, 1992

Loach 4/9/92 (p. 1213)

HOUSE FILE 2465  
BY COMMITTEE ON APPROPRIATIONS

(As Amended and Passed by the House April 8, 1992)

Passed House, Date See Below Passed Senate, Date 4/13/92 (p. 1867)  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes 31 Nays 18  
Approved Item Voted June 3, 1992

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 education  
4 and cultural programs of this state and providing effective  
5 and applicability provisions.

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

7  
8 House Amendments \_\_\_\_\_

9 Deleted Language \*

10 Conference Committee Appointed

11 Sen. Varn (chair), Boswell, Murphy, Hind & Lieder (p. 1418)

12 Reps. Chapman (chair), Corbett, Fageschulte, Adams &  
13 Neuhouser (p. 1497)

14 Failed Per Conference Committee Rpt.

15 House Ayes 48 - Nays 51 (p. 2050)

16 Second Conference Committee Appointed

17 Sen. Varn (chair), Buhr, Murphy, Hind & Kramer (p. 1792)

18 Reps. Chapman (chair), Jochem, Ollie, Corbett & Fageschulte (p. 2052)

19 Passed Per Second Conference Committee

20 House Ayes 76 - Nays 15

21 Senate Ayes 48 - Nays 0



1 DEPARTMENT OF EDUCATION

2 Section 1. There is appropriated from the general fund of  
3 the state to the department of education for the fiscal year  
4 beginning July 1, 1992, and ending June 30, 1993, the  
5 following amounts, or so much thereof as may be necessary, to  
6 be used for the purposes designated:

7 1. GENERAL ADMINISTRATION

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

11 .....	\$	<u>4,813,000</u>
12 .....	FTEs	107.00

13 The department of education may assist the council for home  
14 economics education by allowing a department consultant in  
15 home economics to serve as an ex officio, nonvoting member of  
16 the council beginning September 1, 1992.

17 2. VOCATIONAL EDUCATION ADMINISTRATION

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

21 .....	\$	704,000
22 .....	FTEs	26.45

23 3. VOCATIONAL REHABILITATION DIVISION

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

27 .....	\$	3,459,000
28 .....	FTEs	307.50

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

33 .....	\$	20,611
34 .....	FTEs	1.50

35 4. CORRECTIONS EDUCATION PROGRAM

1 For educational programs at state penal institutions:  
2 ..... \$ 1,948,000

3 5. SCHOOL FOOD SERVICE

4 For use as state matching funds for federal programs which  
5 shall be disbursed according to federal regulations, including  
6 salaries, support, maintenance, miscellaneous purposes, and  
7 for not more than the following full-time equivalent  
8 positions:

9 ..... \$ 2,809,000  
10 ..... FTES 16.00

11 6. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

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

17 ..... \$ 580,000

18 7. VOCATIONAL AGRICULTURE YOUTH ORGANIZATION

19 To assist a vocational agriculture youth organization  
20 sponsored by the schools to support the foundation established  
21 by that vocational agriculture youth organization:

22 ..... \$ 52,000

23 8. COMMUNITY COLLEGES

24 Notwithstanding chapter 286A, for general state financial  
25 aid, including general financial aid to merged areas in lieu  
26 of personal property tax replacement payments under section  
27 427A.13, to merged areas as defined in section 280A.2, for  
28 vocational education programs in accordance with chapters 258  
29 and 280A, to purchase instructional equipment for vocational  
30 and technical courses of instruction in community colleges,  
31 and for salary increases:

32 ..... \$ 89,880,369

33 The funds appropriated in this subsection shall be  
34 allocated as follows:

35 a. Merged Area I ..... \$ 4,205,487

1	b.	Merged Area II .....	\$ 5,074,870
2	c.	Merged Area III .....	\$ 4,893,849
3	d.	Merged Area IV .....	\$ 2,304,140
4	e.	Merged Area V .....	\$ 4,879,078
5	f.	Merged Area VI .....	\$ 4,573,621
6	g.	Merged Area VII .....	\$ 6,282,377
7	h.	Merged Area IX .....	\$ 7,896,127
8	i.	Merged Area X .....	\$ 12,205,095
9	j.	Merged Area XI .....	\$ 13,267,249
10	k.	Merged Area XII .....	\$ 5,176,348
11	l.	Merged Area XIII .....	\$ 5,326,625
12	m.	Merged Area XIV .....	\$ 2,357,483
13	n.	Merged Area XV .....	\$ 7,306,418
14	o.	Merged Area XVI .....	\$ 4,130,602

15 Sec. 2. There is appropriated from the general fund of the  
16 state to the department of education for the fiscal year  
17 beginning July 1, 1993, and ending June 30, 1994, the  
18 following amounts, or so much thereof as is necessary, to be  
19 used for the purposes designated:

20 1. Notwithstanding chapter 286A for state financial aid,  
21 including general financial aid to merged areas in lieu of  
22 personal property tax replacement payments under section  
23 427A.13, to merged areas to be accrued as income and used for  
24 expenditures incurred by the community colleges during the  
25 fiscal year beginning July 1, 1992, and ending June 30, 1993:  
26 ..... \$ 16,450,231

27 The funds appropriated in this section shall be allocated  
28 as follows:

29	a.	Merged Area I .....	\$ 777,072
30	b.	Merged Area II .....	\$ 930,993
31	c.	Merged Area III .....	\$ 894,475
32	d.	Merged Area IV .....	\$ 423,103
33	e.	Merged Area V .....	\$ 897,586
34	f.	Merged Area VI .....	\$ 836,461
35	g.	Merged Area VII .....	\$ 1,152,178

1	h.	Merged Area IX .....	\$	1,446,020
2	i.	Merged Area X .....	\$	2,232,424
3	j.	Merged Area XI .....	\$	2,414,311
4	k.	Merged Area XII .....	\$	948,649
5	l.	Merged Area XIII .....	\$	974,188
6	m.	Merged Area XIV .....	\$	431,773
7	n.	Merged Area XV .....	\$	1,335,675
8	o.	Merged Area XVI .....	\$	755,323

9     2. Funds appropriated by this section shall be allocated  
 10 pursuant to this section and paid on or about August 15, 1993.

11     Sec. 3. There is appropriated from the general fund of the  
 12 state to the department of education for the fiscal year  
 13 beginning July 1, 1992, and ending June 30, 1993, the  
 14 following amounts, or so much thereof as is necessary, to be  
 15 used for the purposes designated:

16     1. For general financial aid to merged areas in lieu of  
 17 personal property tax replacement payments under section  
 18 427A.13 to be accrued as income and used for expenditures  
 19 incurred by the community colleges during the fiscal year  
 20 beginning July 1, 1991, and ending June 30, 1992:

21	.....	\$	343,308
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22     The funds appropriated in this subsection shall be  
 23 allocated as follows:

24	a.	Merged Area I .....	\$	27,015
25	b.	Merged Area II .....	\$	20,967
26	c.	Merged Area III .....	\$	14,053
27	d.	Merged Area IV .....	\$	9,601
28	e.	Merged Area V .....	\$	24,896
29	f.	Merged Area VI .....	\$	14,311
30	g.	Merged Area VII .....	\$	24,001
31	h.	Merged Area IX .....	\$	28,653
32	i.	Merged Area X .....	\$	40,294
33	j.	Merged Area XI .....	\$	59,072
34	k.	Merged Area XII .....	\$	19,157
35	l.	Merged Area XIII .....	\$	16,988

- 1 m. Merged Area XIV ..... \$ 8,635
- 2 n. Merged Area XV ..... \$ 22,816
- 3 o. Merged Area XVI ..... \$ 12,849

4 2. Funds appropriated in subsection 1 shall be allocated  
5 pursuant to this section and paid on or about August 15, 1992.

6 Sec. 4. Notwithstanding the appropriation provided in  
7 section 294A.25, subsection 1, there is appropriated from the  
8 general fund of the state to the department of education for  
9 the fiscal year beginning July 1, 1992, and ending June 30,  
10 1993, the following amount, or so much thereof as may be  
11 necessary, to be used for the purpose designated and for not  
12 more than the following full-time equivalent position:

- 13 1. Notwithstanding section 294A.25, for the educational  
14 excellence program:
- 15 ..... \$ 92,297,891
- 16 ..... FTEs 1.00

17 2. To supplement the appropriation in section 294A.25 for  
18 phase II:

- 19 ..... \$ 1,309,031

20 Sec. 5. Notwithstanding the appropriation provided in  
 21 section 294A.25, subsection 1, or the appropriation provided  
 22 in section 4, subsections 1 and 2 of this Act from the general  
 23 fund of the state to the department of education for the  
 24 fiscal year beginning July 1, 1992, for the educational  
 25 excellence program, if as a result of insufficient general  
 26 fund of the state revenues or as a result of executive action  
 27 pursuant to section 8.31, the amount appropriated for state  
 28 foundation aid to school districts under section 257.16 is  
 29 insufficient to fully fund such aid to school districts, the  
 30 department of management may transfer from the amount  
 31 appropriated pursuant to section 294A.25 and section 4 of this  
 32 Act which is available for phase III payments, the amount of  
 33 the shortfall for state foundation aid for school districts,  
 34 not to exceed the amount available for phase III. Before  
 35 moneys shall be transferred pursuant to this section, the

1 department of management shall notify the legislative fiscal  
2 bureau and the chairpersons and ranking members of the  
3 committees on appropriation.

4 Sec. 6. Notwithstanding the standing appropriations in  
5 section 279.51 for the fiscal year beginning July 1, 1992, and  
6 ending June 30, 1993, the amount appropriated from the general  
7 fund of the state to the department of education pursuant to  
8 that section for the following designated purposes shall not  
9 exceed the following amounts for programs for at-risk children  
10 under section 279.51, subsection 1:

11 ..... \$ 10,727,640

12 During the fiscal year beginning July 1, 1992, the fund  
13 appropriated in this section may be used for college-bound  
14 student support programs for minority students established  
15 under section 262.92.

16 Sec. 7. There is appropriated from the general fund of the  
17 state to the department of education for the fiscal year  
18 beginning July 1, 1992, and ending June 30, 1993, the  
19 following amount, or so much thereof as may be necessary, to  
20 be used for the purpose designated:

21 For expenditures incurred by school districts during the  
22 previous fiscal year for vocational education aid to secondary  
23 schools:

24 ..... \$ 3,483,000

25 Funds appropriated in this section shall be used for  
26 expenditures made by school districts to meet the standards  
27 set in sections 256.11, 258.4, and 280A.23 as a result of the  
28 enactment of 1989 Iowa Acts, chapter 278. Funds shall be used  
29 as reimbursement for vocational education expenditures made by  
30 secondary schools in the manner provided by the department of  
31 education for implementation of the standards set in 1989 Iowa  
32 Acts, chapter 278. The department shall inform school  
33 districts by July 1, 1991, of the criteria for reimbursement  
34 with funds appropriated under this section.

35 Sec. 8. There is appropriated from the general fund of the

1 state to the department of education for the fiscal year  
2 beginning July 1, 1993, and ending June 30, 1994, the  
3 following amount, or so much thereof as may be necessary, to  
4 be used for the purpose designated:

5 For expenditures incurred by school districts during the  
6 previous fiscal year for vocational education aid to secondary  
7 schools:

8 ..... \$ 3,483,000

9 Funds appropriated in this section shall be used for  
10 expenditures made by school districts to meet the standards  
11 set in sections 256.11, 258.4, and 280A.23 as a result of the  
12 enactment of 1989 Iowa Acts, chapter 278. Funds shall be used  
13 as reimbursement for vocational education expenditures made by  
14 secondary schools in the manner provided by the department of  
15 education for implementation of the standards set in 1989 Iowa  
16 Acts, chapter 278.

17 Sec. 9. There is appropriated from the general fund of the  
18 state to the department of education for the fiscal year  
19 beginning July 1, 1992, and ending June 30, 1993, the  
20 following amount, or so much thereof as is necessary, to be  
21 used for the purpose designated:

22 For a departmental study of dyslexia:

23 ..... \$ 10,000

24 Funds appropriated in this section shall be used by the  
25 department of education to conduct a study on dyslexia. The  
26 department, in conjunction with the area education agencies  
27 and the institutions of higher education governed by the state  
28 board of regents, shall appoint a committee to study the  
29 methods by which the school districts in this state address  
30 dyslexia and related reading disorders. Members to be  
31 appointed by the department shall include, but are not limited  
32 to, representatives from the department, the area education  
33 agencies, and the state board of regents; a school  
34 administrator; a regular classroom teacher; a teacher employed  
35 under the federal Augustus F. Hawkins-Robert T. Stafford

1 Elementary and Secondary School Improvement Amendments of  
2 1988, Pub. L. No. 100-297, chapter 1; a representative  
3 selected by the Iowa branch of the Orton dyslexia society; a  
4 representative selected by the Iowa reading association; a  
5 representative selected by the learning disabilities  
6 association of Iowa; and a parent of a child with dyslexia or  
7 a related reading disorder. The study shall include, but is  
8 not limited to, the identification, methods of teaching, and  
9 the remediation of persons with dyslexia and related reading  
10 disorders. The committee shall report the results of the  
11 study, along with any recommendations, to the department of  
12 education and the general assembly by January 1, 1994.

13 COLLEGE STUDENT AID COMMISSION

14 Sec. 10. There is appropriated from the general fund of  
15 the state to the college student aid commission for the fiscal  
16 year beginning July 1, 1992, and ending June 30, 1993, the  
17 following amounts, or so much thereof as may be necessary, to  
18 be used for the purposes designated:

19 1. GENERAL ADMINISTRATION

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

23 .....	\$	333,000
24 .....	FTEs	7.80

25 2. UNIVERSITY OF OSTEOPATHIC MEDICINE AND HEALTH SCIENCES

26 a. For grants to seniors and for forgivable loans to  
27 freshmen and sophomores and juniors, who are Iowa students  
28 attending the university of osteopathic medicine and health  
29 sciences, under the grant program pursuant to section 261.18  
30 and the forgivable loan program pursuant to section 261.19A:

31 .....	\$	387,000
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32 b. For the university of osteopathic medicine and health  
33 sciences for the admission and education of Iowa students in  
34 each of the four years of classes at the university of  
35 osteopathic medicine and health sciences pursuant to section



1 261.19:

2 ..... \$ 387,000

3 3. STUDENT AID PROGRAMS

4 For payments to students for student aid programs:

5 ..... \$ 1,500,000

6 From the moneys appropriated in this subsection, \$1,425,651  
7 shall be expended for an Iowa grant program, with funds to be  
8 allocated to institutions pursuant to section 261.93A. The  
9 remainder shall be allocated for the graduate student  
10 financial assistance program.

11 It is the intent of the general assembly that the college  
12 student aid commission reduce the maximum grant and average  
13 grant under the state tuition grant program while maintaining  
14 the same number of qualified students receiving grants in the  
15 fiscal year beginning July 1, 1992, and ending June 30, 1993,  
16 as were provided in the previous fiscal year.

17 Sec. 11. There is appropriated from the loan reserve  
18 account to the college student aid commission for the fiscal  
19 year beginning July 1, 1992, and ending June 30, 1993, the  
20 following amount, or so much thereof as may be necessary, to  
21 be used for the purposes designated:

22 For operating costs of the Stafford loan program including  
23 salaries, support, maintenance, miscellaneous purposes, and  
24 for not more than the following full-time equivalent  
25 positions:

26 ..... \$ 3,894,741

27 ..... FTEs 36.52

28 STATE BOARD OF REGENTS

29 Sec. 12. There is appropriated from the general fund of  
30 the state to the state board of regents for the fiscal year  
31 beginning July 1, 1992, and ending June 30, 1993, the  
32 following amounts, or so much thereof as may be necessary, to  
33 be used for the purposes designated:

34 1. OFFICE OF STATE BOARD OF REGENTS

35 a. For salaries, support, maintenance, miscellaneous

1 purposes, and for not more than the following full-time  
2 equivalent positions:

3 ..... \$ 1,075,000  
4 ..... FTEs 17.63

5 The moneys provided in this paragraph shall not be  
6 augmented by reimbursements from the institutions under the  
7 control of the state board of regents for the funding of the  
8 office of the state board of regents.

9 b. For allocation by the state board of regents to the  
10 state university of Iowa, the Iowa state university of science  
11 and technology, and the university of northern Iowa to  
12 reimburse the institutions for deficiencies in their operating  
13 funds resulting from the pledging of tuitions, student fees  
14 and charges, and institutional income to finance the cost of  
15 providing academic and administrative buildings and facilities  
16 and utility services at the institutions:

17 ..... \$ 22,927,000

18 c. For funds to be allocated to the southwest Iowa  
19 graduate studies center:

20 ..... \$ 35,000

21 d. For funds to be allocated to the siouxland interstate  
22 metropolitan planning council for the tristate graduate center  
23 under section 262.9, subsection 21:

24 ..... \$ 68,000

25 e. For funds to be allocated to the quad-cities graduate  
26 studies center:

27 ..... \$ 145,000

28 2. STATE UNIVERSITY OF IOWA

29 a. General university, including lakeside laboratory

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

33 ..... \$167,993,000

34 ..... FTEs 3,962.27

35 b. University hospitals

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:  
5 ..... \$ 27,280,000  
6 ..... FTEs 5,364.14

7 Funds appropriated in this paragraph shall not be used to  
8 perform abortions except medically necessary abortions, and  
9 shall not be used to operate the early termination of  
10 pregnancy clinic except for the performance of medically  
11 necessary abortions. For the purpose of this paragraph, an  
12 abortion is the purposeful interruption of pregnancy with the  
13 intention other than to produce a live-born infant or to  
14 remove a dead fetus, and a medically necessary abortion is one  
15 performed under one of the following conditions:

16 (1) The attending physician certifies that continuing the  
17 pregnancy would endanger the life or health of the pregnant  
18 woman.

19 (2) The attending physician certifies that the fetus is  
20 physically deformed, mentally deficient, or afflicted with a  
21 congenital illness.

22 (3) The pregnancy is the result of a rape which is  
23 reported within 45 days of the incident to a law enforcement  
24 agency or public or private health agency which may include a  
25 family physician.

26 (4) The pregnancy is the result of incest which is  
27 reported within 150 days of the incident to a law enforcement  
28 agency or public or private health agency which may include a  
29 family physician.

30 (5) The abortion is a spontaneous abortion, commonly known  
31 as a miscarriage, wherein not all of the products of  
32 conception are expelled.

33 The total quota allocated to the counties for indigent  
34 patients for the fiscal year commencing July 1, 1992, shall  
35 not be lower than the total quota allocated to the counties

1 for the fiscal year commencing July 1, 1991. The total quota  
2 shall be allocated among the counties on the basis of the 1990  
3 census pursuant to section 255.16.

4 c. Psychiatric hospital

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

9 .....	\$	6,517,000
10 .....	FTEs	284.00

11 d. Hospital-school

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

16 .....	\$	5,133,000
17 .....	FTEs	165.49

18 e. Oakdale campus

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

22 .....	\$	2,653,000
23 .....	FTEs	64.48

24 f. State hygienic laboratory

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

28 .....	\$	2,820,000
29 .....	FTEs	100.93

30 g. Family practice program

31 For allocation by the dean of the college of medicine, with  
32 approval of the advisory board, to qualified participants, to  
33 carry out chapter 148D for the family practice program,

34 including salaries and support, and for not more than the  
35 following full-time equivalent positions:

1 ..... \$ 1,694,000  
2 ..... FTEs 161.44  
3 h. Child health care services  
4 For specialized child health care services, including  
5 childhood cancer diagnostic and treatment network programs,  
6 rural comprehensive care for hemophilia patients, and Iowa  
7 high-risk infant follow-up program, including salaries and  
8 support, and for not more than the following full-time  
9 equivalent positions:  
10 ..... \$ 402,000  
11 ..... FTEs 11.16  
12 i. Agricultural health and safety programs  
13 For agricultural health and safety programs:  
14 ..... \$ 238,000  
15 ..... FTEs 3.30  
16 j. Statewide tumor registry  
17 For the statewide tumor registry and for not more than the  
18 following full-time equivalent positions:  
19 ..... \$ 181,000  
20 ..... FTEs 3.44  
21 k. Substance abuse consortium  
22 For funds to be allocated to the Iowa consortium for  
23 substance abuse research and evaluation:  
24 ..... \$ 58,000  
25 ..... FTEs 1.50  
26 l. Center for biocatalysis  
27 For the center for biocatalysis:  
28 ..... \$ 1,304,874  
29 m. National advanced driving simulator  
30 For the national advanced driving simulator:  
31 ..... \$ 233,138  
32 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY  
33 a. General university  
34 For salaries, support, maintenance, equipment,  
35 miscellaneous purposes, and for not more than the following

1 full-time equivalent positions:

2 ..... \$ 136,764,000

3 ..... FTEs 3,612.45

4 b. Agricultural experiment station

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

8 ..... \$ 23,585,411

9 ..... FTEs 481.43

10 Of the funds appropriated in this lettered paragraph,  
11 \$281,601 shall be used by the school of veterinary medicine  
12 for livestock disease research consistent with the  
13 recommendation of the livestock health advisory council  
14 required by chapter 267.

\* 15 c. Cooperative extension service in agriculture and home  
16 economics

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

20 ..... \$ 16,037,000

21 ..... FTEs 446.07

22 Of the funds appropriated in this lettered paragraph,  
23 \$24,187 shall be expended for a child farm safety program.

24 d. Fire service education

25 For salaries and support and for not more than the  
26 following full-time equivalent positions:

27 ..... \$ 397,000

28 ..... FTEs 11.66

29 e. Leopold center

30 For agricultural research grants at Iowa state university  
31 under section 266.39B:

32 ..... \$ 572,000

33 4. UNIVERSITY OF NORTHERN IOWA

34 a. For salaries, support, maintenance, equipment,  
35 miscellaneous purposes, and for not more than the following

1 full-time equivalent positions:

2 ..... \$ 58,163,829

3 ..... FTEs 1,382.93

4 b. Recycling and reuse center:

5 ..... \$ 257,138

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 ..... \$ 5,734,000

11 ..... FTEs 122.99

12 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

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

16 ..... \$ 3,201,000

17 ..... FTEs 89.75

18 7. TUITION AND TRANSPORTATION COSTS

19 For payment to local school boards for the tuition and  
20 transportation costs of students residing in the Iowa braille  
21 and sight saving school and the state school for the deaf  
22 pursuant to section 262.43 and for payment of certain clothing  
23 and transportation costs for students at these schools  
24 pursuant to section 270.5:

25 ..... \$ 7,000

26 Sec. 13. Reallocations of sums received under section 12,  
27 subsections 2, 3, 4, 5, and 6, of this Act, including sums  
28 received for salaries, shall be reported on a quarterly basis  
29 to the co-chairpersons and ranking members of the legislative  
30 fiscal committee and the joint education appropriations  
31 subcommittee.

32 Sec. 14. For the fiscal year beginning July 1, 1992, the  
33 state board of regents shall use notes, bonds, or other  
34 evidences of indebtedness issued under section 262.48 to  
35 finance projects that will result in energy cost savings in an

1 amount that will cause the state board to recover the cost of  
2 the projects within an average of six years.

3     Sec. 15. The department of human services shall implement  
4 a supplemental disproportionate share adjustment applicable to  
5 state-owned acute care hospitals with more than five hundred  
6 beds and shall reimburse qualifying hospitals pursuant to that  
7 adjustment with a supplemental amount for services provided  
8 medical assistance recipients. The adjustment shall generate  
9 payments intended to equal the state appropriation made to a  
10 qualifying hospital for treatment of indigent patients as  
11 provided in chapter 255. To the extent of the supplemental  
12 disproportionate share adjustment payments, a qualifying  
13 hospital shall, on the first day of each month, transfer to  
14 the department of human services an amount equal to the  
15 estimated supplemental payments that will be made by the  
16 department to the qualifying hospital in that month. The  
17 aggregate amounts for a fiscal year shall not exceed the state  
18 appropriation made to the qualifying hospital for treatment of  
19 indigent patients as provided in chapter 255. The amount to  
20 be transferred shall be adjusted to reflect any variance  
21 between the estimated and actual supplemental payments made in  
22 prior months. The department of human services shall deposit  
23 the portion of these funds equal to the state share in the  
24 department's medical assistance account and transfer the  
25 balance to the state GAAP escrow account created in section  
26 422.69, subsection 3, less \$1,884,031, which the department  
27 shall deposit in the general fund of the state. To the extent  
28 that state funds appropriated to a qualifying hospital for the  
29 treatment of indigent patients as provided in chapter 255 have  
30 been transferred to the department of human services as a  
31 result of these supplemental disproportionate share payments  
32 made to the qualifying hospital, the department shall not,  
33 directly or indirectly, recoup the supplemental  
34 disproportionate share adjustment payments made to a  
35 qualifying hospital for any reason, unless an equivalent



1 amount of the funds transferred to the department of human  
2 services by a qualifying hospital pursuant to this provision  
3 is transferred to the qualifying hospital by the department.  
4 The department of human services shall, in any compilation of  
5 data or other report distributed to the public concerning  
6 payments to providers under the medical assistance program,  
7 set forth reimbursements to a qualifying hospital through the  
8 supplemental disproportionate share adjustment as a separate  
9 item and shall not include such payments in the amounts  
10 otherwise reported as the reimbursement to a qualifying  
11 hospital for services to medical assistance recipients.

12 For purposes of this section, "supplemental  
13 disproportionate share payment" means a supplemental payment  
14 amount paid for medical assistance to a hospital qualifying  
15 for that payment under this section.

16 DEPARTMENT OF CULTURAL AFFAIRS

17 Sec. 16. There is appropriated from the general fund of  
18 the state to the department of cultural affairs for the fiscal  
19 year beginning July 1, 1992, and ending June 30, 1993, the  
20 following amounts, or so much thereof as is necessary, to be  
21 used for the purposes designated:

22 1. ARTS DIVISION

23 For salaries, support, maintenance, miscellaneous purposes,  
24 including funds to match federal grants, for areawide arts and  
25 cultural service organizations which meet the requirements of  
26 chapter 303C, and for not more than the following full-time  
27 equivalent positions:

28 .....	\$	997,000
29 .....	FTEs	10.00

30 2. HISTORICAL DIVISION

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

34 .....	\$	2,332,000
35 .....	FTEs	62.50

1     3. TERRACE HILL COMMISSION

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

5 .....	\$	169,312
6 .....	FTEs	4.75

7     4. LIBRARY DIVISION

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

11 .....	\$	1,959,000
12 .....	FTEs	35.00

13    5. REGIONAL LIBRARY SYSTEM

14    For state aid:

15 .....	\$	967,000
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16    6. ADMINISTRATION

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

20 .....	\$	308,289
21 .....	FTEs	6.50

22    7. COMMUNITY CULTURAL GRANTS

23    For planning and programming for the community cultural  
24 grants program established under section 303.3:

25 .....	\$	528,000
----------	----	---------

26    8. PUBLIC BROADCASTING DIVISION

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

30 .....	\$	5,959,000
31 .....	FTEs	96.00

32    Sec. 17. Any moneys contained in the artist endowment fund  
33 shall revert and be transferred to the general fund of the  
34 state on June 30, 1992.

35    Sec. 18. Notwithstanding section 8.33, funds appropriated

1 in 1991 Iowa Acts, chapter 267, section 210, subsection 1,  
2 paragraph "b", remaining unencumbered or unobligated on June  
3 30, 1992, shall not revert to the general fund of the state  
4 but shall be available for expenditure for the purposes listed  
5 in section 12, subsection 1, paragraph "b", of this Act during  
6 the fiscal year beginning July 1, 1992, and ending June 30,  
7 1993.

8 Sec. 19. If cash flow limitations on the general fund  
9 require a delay in state school foundation aid payments, the  
10 delay, notwithstanding any provisions to the contrary, to the  
11 extent not prohibited by federal law or regulations, shall be  
12 applied uniformly and prorated between all state expenditures  
13 upon the basis of the appropriations made to all state  
14 departments, agencies, and establishments.

15 Sec. 20. Notwithstanding section 261.20, of the  
16 unencumbered or unobligated moneys in the scholarship and  
17 tuition grant reserve fund, \$33,000 shall be transferred to  
18 the state board of regents for purposes of the southwest Iowa  
19 graduate studies center, and \$317,542 shall be distributed  
20 under the Iowa tuition grants, the Iowa scholarship program,  
21 vocational-technical tuition grant program, and the work-study  
22 program by the college student aid commission, in amounts  
23 proportionate to the amounts of funds appropriated to the  
24 college student aid commission for the programs by the general  
25 assembly for the fiscal year beginning July 1, 1992, and  
26 ending June 30, 1993.

27 Sec. 21. Notwithstanding sections 302.1 and 302.1A, for  
28 the fiscal year beginning July 1, 1992, and ending June 30,  
29 1993, the portion of the interest earned on the permanent  
30 school fund that is not transferred to the credit of the first  
31 in the nation in education foundation and not transferred to  
32 the credit of the national center for gifted and talented  
33 education shall be credited as a payment by the historical  
34 division of the department of cultural affairs of the  
35 principal and interest due on moneys loaned to the historical

1 division under section 303.18.

2 Sec. 22. 1992 Iowa Acts, Senate File 2116, section 100,  
3 subsection 8, is amended to read as follows:

4 8. Appropriations made to school corporations in chapter  
5 257 for state aid to school districts and ~~chapter-286A~~ in 1991  
6 Iowa Acts, chapter 267, section 201, subsections 9 and 10, for  
7 state aid to ~~area-schools~~ merged areas shall not be reduced  
8 under subsection 1.

9 Sec. 23. Section 8.29, unnumbered paragraph 4, Code 1991,  
10 is amended to read as follows:

11 The state board of regents, with the approval of the  
12 director of the department of management, shall establish a  
13 uniform budgeting and accounting system for the institutions  
14 of higher education under its control, and shall require each  
15 of the institutions of higher education to begin operating  
16 under the uniform system not later than June 30, ~~1976~~ 1994.

17 Sec. 24. Section 12.30, subsection 1, paragraph a, Code  
18 1991, is amended to read as follows:

19 a. "Authority" means a department, or public or quasi-  
20 public instrumentality of the state including, but not limited  
21 to, the authority created under chapter 175, 175A, 220, 261A,  
22 or 307B, or-442A, which has the power to issue obligations,  
23 except that "authority" does not include the state board of  
24 regents or the Iowa finance authority to the extent it acts  
25 pursuant to chapter 280A.

26 Sec. 25. Section 261.25, subsections 1, 2, and 3, Code  
27 Supplement 1991, are amended to read as follows:

28 1. There is appropriated from the general fund of the  
29 state to the commission for each fiscal year the sum of  
30 thirty-two-million-four-hundred-eighty thirty-one million one  
31 hundred seventy-seven thousand dollars for tuition grants.

32 2. There is appropriated from the general fund of the  
33 state to the commission for each fiscal year the sum of eight  
34 hundred-thirteen seven hundred seventy-nine thousand dollars  
35 for scholarships.

1 3. There is appropriated from the general fund of the  
2 state to the commission for each fiscal year the sum of one  
3 million ~~three-hundred-fifteen~~ two hundred sixty-one thousand  
4 dollars for vocational-technical tuition grants.

5 Sec. 26. Section 261.38, subsection 7, Code Supplement  
6 1991, is amended to read as follows:

7 7. The commission may expend funds in the reserve account  
8 to and enter into agreements which with the Iowa student loan  
9 liquidity corporation in order to increase access for students  
10 to a education loan program-for-guaranteed-loans-which-are-not  
11 subsidized-by-the-federal-government programs that the  
12 commission determines meet the education needs of Iowa  
13 residents. The agreements shall permit the establishment,  
14 funding, and operation of alternative education loan programs,  
15 as described in section 144(b)(1)(B) of the Internal Revenue  
16 Code of 1986 as amended, as defined in section 422.3, in  
17 addition to programs permitted under the federal Higher  
18 Education Act of 1965. In accordance with those agreements,  
19 the Iowa student loan liquidity corporation may issue bonds,  
20 notes, or other obligations to the public and others for the  
21 purpose of funding the alternative education loan programs.  
22 This authority to issue such bonds, notes, or other  
23 obligations shall be in addition to the authority established  
24 in the articles of incorporation and bylaws of the Iowa  
25 student loan liquidity corporation.

26 Bonds, notes, or other obligations issued by the Iowa  
27 student loan liquidity corporation are not an obligation of  
\*28 this state or any political subdivision of this state within  
29 the meaning of any constitutional or statutory debt  
30 limitations, but are special obligations of the Iowa student  
31 loan liquidity corporation, and the corporation shall not  
\*32 pledge the credit or taxing power of this state or any  
33 political subdivision of this state, or make its debts payable  
34 out of any of the moneys except those of the corporation.

35 Sec. 27. Section 261.85, unnumbered paragraph 1, Code

1 Supplement 1991, is amended to read as follows:

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

6 Sec. 28. Section 262.9, subsection 15, Code Supplement  
7 1991, is amended by striking the subsection.

8 Sec. 29. Section 262.9, subsection 18, Code Supplement  
9 1991, is amended to read as follows:

10 18. Not Except as otherwise provided in section 262.34B,  
11 not less than thirty days prior to action by the board on any  
12 proposal to increase tuition, fees, or charges at one or more  
13 of the institutions of higher education under its control,  
14 send written notification of the amount of the proposed  
15 increase including a copy of the proposed tuition increase  
16 docket memorandum prepared for its consideration to the  
17 presiding officers of the student government organization of  
18 the affected institutions. The final decision on an increase  
19 in tuition or mandatory fees charged to all students at an  
20 institution for a fiscal year shall be made no later than the  
21 regular meeting held in November of the preceding fiscal year  
22 and shall be reflected in a final docket memorandum that  
23 states the estimated total cost of attending each of the  
24 institutions of higher education under the board's control.  
25 The regular meeting held in November shall be held in Ames,  
26 Cedar Falls, or Iowa City and shall not be held during the  
27 period in which classes have been suspended for Thanksgiving  
28 vacation.

29 Sec. 30. NEW SECTION. 262.29A LEGAL COUNSEL.

30 The legal counsel to the board and its member institutions  
31 shall be an assistant attorney general appointed by the  
32 attorney general who shall perform and supervise the legal  
33 work of the board. The salary of the assistant shall be fixed  
34 by the attorney general, subject to the approval of the board.  
35 The attorney general shall appoint additional assistant

1 attorneys general as necessary. The board shall reimburse the  
2 attorney general for the salary and necessary expenses for  
3 each assistant attorney assigned to the board and upon the  
4 request of the attorney general the board shall provide and  
5 equip a suitable office and the necessary secretarial  
6 assistance to perform these duties.

7 Sec. 31. NEW SECTION. 262.34A BID REQUESTS.

8 The state board of regents shall request bids and proposals  
9 for materials, products, supplies, provisions, and other  
10 needed articles to be purchased at public expense, from Iowa  
11 state industries as defined in section 246.802, subsection 2,  
12 when the articles are available in the requested quantity and  
13 at comparable prices and quality.

14 Sec. 32. NEW SECTION. 262.34B STUDENT FEES -- CATEGORIES -  
15 - APPROVAL.

16 1. By the semester which commences in the fall of 1993,  
17 fees charged to students enrolled at those universities under  
18 the control of the board of regents enumerated in section  
19 262.7, subsections 1 through 3, shall be of one of the  
20 following two types:

21 a. Fees charged for purposes of acquisition or  
22 construction of self-liquidating and revenue-producing  
23 buildings and facilities under sections 262.44 through 262.53  
24 and acquiring, purchasing, leasing, or constructing buildings  
25 and facilities under chapter 262A.

26 b. Fees charged for purposes of funding other student and  
27 student-related activities.

28 2. A fee under subsection 1, paragraph "a", that is  
29 proposed to be charged during or for an academic period which  
30 occurs on or after the first day of the semester which occurs  
31 in the fall of 1993, shall be permitted to be charged,  
32 increased, and expended in the manner provided under section  
33 262.9, subsection 18. Fees that are of the type specified  
34 under subsection 1, paragraph "b", shall be charged,  
35 increased, and expended only in the following manner:

1 The amount of any proposed fee charge or increase, and the  
2 proposed allocations of the total amount of the fees at each  
3 of the universities shall be determined by a student fee  
4 committee, which shall consist of five students and five  
5 university employees. The five student members of the student  
6 fee committee of each university shall be appointed by the  
7 recognized student government organization of each university.  
8 The five university employees shall be appointed by the  
9 president of the university. The proposed amount and  
10 allocation of fees shall be presented by the student fee  
11 committee to the student government organization and the  
12 president of the affected university for review no later than  
13 April 15 of the year which includes the subsequent academic  
14 period in which the proposed fee charge or increase or  
15 proposed allocation will take effect. The student government  
16 organization shall take action to approve or disapprove the  
17 proposed amount and allocation no later than the last meeting  
18 of the organization during the spring semester which  
19 immediately precedes the semester in which the amount will  
20 begin to be charged or any of the allocations will take  
21 effect. Action shall occur, however, no later than the last  
22 day of classes of the spring semester which immediately  
23 precedes the semester in which the amount will begin to be  
24 charged or any of the allocations will take effect. Once  
25 action on the proposal has been taken by the student  
26 government organization, the proposal shall be forwarded to  
27 the president of the institution for review and the state  
28 board of regents for approval at the time provided under  
29 section 262.9, subsection 18. If no agreement as to the  
30 amount of a charge or an increase or the allocation of fees  
31 can be reached and the action of the student government  
32 organization is to disapprove a proposed charge or increase in  
33 fees or allocation of fees, the disapproved amount of the fees  
34 or the disapproved allocation of the fees, or both the  
35 disapproved amount of the fees and the disapproved allocation



1 of the fees, the amount or allocation of the fees, or both,  
2 shall remain at the proportionate level as was charged or  
3 allocated during the fiscal period in which the increase or  
4 allocation was proposed.

5 Sec. 33. Section 267.5, subsection 3, Code 1991, is  
6 amended to read as follows:

7 3. Make recommendations to the Iowa State University  
8 college of veterinary medicine concerning the application of  
9 funds appropriated by this chapter to the college of  
10 veterinary medicine. The Iowa State University college of  
11 veterinary medicine shall not expend any of the funds  
12 appropriated by this chapter until the recommendation of the  
13 council concerning that appropriation is adopted or sixty days  
14 following the effective date of the appropriation, whichever  
15 is earlier.

16 Sec. 34. Section 280A.50, unnumbered paragraph 1, Code  
17 1991, is amended to read as follows:

18 The department of education shall provide for the  
19 establishment of a staff development account in the office of  
20 treasurer of state for purposes of providing moneys to  
21 community colleges for staff development. There is  
22 appropriated from the general fund of the state to the  
23 department of education on July 1 of each fiscal year  
24 beginning July 1, ~~1992~~ 1993, for crediting to the staff  
25 development account for each budget year an amount equal to an  
26 amount which is five-tenths of one percent of the total state  
27 general aid generated under chapter 286A for all community  
28 colleges during the base year. In the fiscal years succeeding  
29 June 30, ~~1993~~ 1994, an additional five-tenths of one percent  
30 shall be added to the percent multiplier, used to determine  
31 the appropriation in this section, until that percent  
32 multiplier reaches four percent. Once the percent multiplier  
33 has reached the four percent level, it shall remain at that  
34 level for purposes of calculating the amount to be  
35 appropriated in succeeding fiscal years. Moneys appropriated

1 by the general assembly to the department of education for the  
2 purpose of the staff development program shall be paid to  
3 community colleges upon approval by the department of  
4 education of an application submitted by a community college.  
5 Funds shall be distributed to a community college based upon  
6 the proportion that a college's state general aid paid for the  
7 base year bears to the total state general aid paid that year  
8 to all community colleges.

9 Sec. 35. Section 286A.14A, unnumbered paragraph 1, Code  
10 Supplement 1991, is amended to read as follows:

11 The department of education shall provide for the  
12 establishment of a community college excellence 2000 account  
13 in the office of the treasurer of state for deposit of moneys  
14 appropriated to the account for purposes of funding quality  
15 instructional centers and program and administrative sharing  
16 agreements under sections 280A.45 and 280A.46. There is  
17 appropriated from the general fund of the state to the  
18 department of education for the fiscal year beginning July 1,  
19 ~~1992~~ 1993, an amount equal to two and five-tenths percent of  
20 the total state general aid generated for all community  
21 colleges during the budget year under this chapter for deposit  
22 in the community college excellence 2000 account. In the next  
23 succeeding two fiscal years, the percent multiplier shall be  
24 increased in equal increments until the multiplier reaches  
25 seven and one-half percent of the total state general aid  
26 generated for all community colleges during the budget year.

27 Sec. 36. Section 294A.25, Code 1991, is amended by adding  
28 the following new subsections:

29 NEW SUBSECTION. 5A. Commencing with the fiscal year  
30 beginning July 1, 1992, the amount of two hundred fifty  
31 thousand dollars from phase III moneys for support of the new  
32 Iowa schools development corporation.

33 NEW SUBSECTION. 6A. Commencing with the fiscal year  
34 beginning July 1, 1993, the amount of one hundred fifty  
35 thousand dollars, from additional funds transferred from Phase

1 I to Phase III, for support of family resource centers under  
2 the family resource center demonstration program.

3 Sec. 37. CATEGORIZING OF FEES. The state board of  
4 regents, no later than the semester which begins in the fall  
5 of 1992, shall group the student activity fee portion of  
6 tuition charged at the three state universities under the  
7 board's control into the following two categories:

8 1. Fees charged for purposes of acquisition or  
9 construction of self-liquidating and revenue-producing  
10 buildings and facilities under sections 262.44 through 262.53,  
11 and acquiring, purchasing, leasing, or constructing buildings  
12 and facilities under chapter 262A.

13 2. Fees charged for purposes of funding other student and  
14 student-related activities and services.

15 Sec. 38. NEW SECTION. 256.37 COUNCIL FOR HOME ECONOMICS  
16 EDUCATION.

17 It is the intent of the general assembly to encourage  
18 elementary, secondary, and postsecondary schools to develop  
19 programs for education in family and consumer science, or home  
20 economics, that strengthen the quality of individual and  
21 family life and ensure an adequate supply of trained and  
22 skilled individuals in all phases of home economics  
23 occupations.

24 1. The council for home economics education is created as  
25 an advisory council for home economics education to assist  
26 elementary, secondary, and postsecondary schools in the  
27 development of programs, and the maintenance of current  
28 programs, that provide Iowa's youth and adults with skills for  
29 the work of the family and for developing positive family  
30 relationships, balancing work and family life, and enhancing  
31 the economic viability of the family through employment.

32 2. The council shall consist of nine voting members  
33 appointed by the governor. One member shall be the individual  
34 who represents home economics on the Iowa vocational  
35 association board. One member shall be a secondary school

1 home economics program instructor. One member shall be a home  
2 economics instructor employed at an accredited two-year  
3 postsecondary institution. One member shall be a home  
4 economics teacher educator employed at a four-year accredited  
5 postsecondary institution. The other five members shall be  
6 appointed to represent the diversity of Iowa's families and  
7 consumers.

8 3. The voting members of the council, by a majority vote,  
9 may appoint any of the following as ex officio, nonvoting  
10 members to the council:

11 a. The president of the Iowa association of future  
12 homemakers of America.

13 b. The president of the Iowa home economics association.

14 c. The president of the Iowa home economics association  
15 student section.

16 d. A consultant in home economics education from the  
17 department of education.

18 e. The director of public health, or the director's  
19 designee.

20 f. The director of human services, or the director's  
21 designee.

22 g. A state representative appointed by the speaker of the  
23 house of representatives.

24 h. A state senator appointed by the majority leader of the  
25 senate.

26 4. In making all appointments, consideration shall be  
27 given to gender, race or ethnic representation, population and  
28 demographic factors, and representation of different  
29 geographic regions. All appointments shall comply with the  
30 requirements of sections 69.16 and 69.16A.

31 5. If a vacancy occurs, a successor shall be appointed to  
32 serve the unexpired term. If a member ceases to be an officer  
33 or employee of the governmental unit or agency that qualifies  
34 the person for membership on the council, a vacancy exists and  
35 a successor shall be appointed in the same manner and subject

1 to the same qualifications as the original appointment to  
2 serve the unexpired term.

3 6. Five voting members constitute a quorum and the  
4 affirmative vote of a majority of voting members present is  
5 necessary for substantive action to be taken by the council.  
6 However, hearings may be held without a quorum. The  
7 chairperson shall be elected by the council from among its  
8 voting members.

9 7. The council shall be appointed no later than September  
10 1, 1992. The initial organizational meeting shall be called  
11 by the director of the department of education.

12 8. The duties of the council are to review, develop, and  
13 recommend standards for elementary, secondary, and  
14 postsecondary home economics education. The council shall  
15 submit a report to the governor and the chairpersons of the  
16 senate and house of representatives education committees  
17 regarding short-term and long-term curricular standards for  
18 home economics education and the council's activities by March  
19 15, 1993. The report shall include a recommendation regarding  
20 the composition of the council, its duties, and continuing its  
21 existence beyond June 30, 1993.

22 Sec. 39. Section 267.8, Code Supplement 1991, is repealed.

23 Sec. 40. Section 275.59, Code 1991, is repealed.

24 Sec. 41. Chapter 442A, Code 1991, is repealed.

25 Sec. 42. 1991 Iowa Acts, chapter 267, sections 203 and  
26 207, are repealed.

27 Sec. 43. RETROACTIVE APPLICABILITY. Section 22 of this  
28 Act is retroactive to March 10, 1992.

29 Sec. 44. EFFECTIVE DATES.

30 1. Section 15 of this Act takes effect October 1, 1992.

31 2. Sections 17, 18, 32, and 37 of this Act, being deemed  
32 of immediate importance, take effect upon enactment.

33

34

35

HOUSE FILE 2465

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1 Amend House File 2465, as amended, passed, and  
2 reprinted by the House, as follows:

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

5 "DEPARTMENT OF EDUCATION

6 Section 1. There is appropriated from the general  
7 fund of the state to the department of education for  
8 the fiscal year beginning July 1, 1992, and ending  
9 June 30, 1993, the following amounts, or so much  
10 thereof as may be necessary, to be used for the  
11 purposes designated:

12 1. GENERAL ADMINISTRATION

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

16 ..... \$ 4,813,000  
17 ..... FTEs 107.00

18 2. VOCATIONAL EDUCATION ADMINISTRATION

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

22 ..... \$ 704,000  
23 ..... FTEs 26.45

24 3. VOCATIONAL REHABILITATION DIVISION

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

28 ..... \$ 3,459,000  
29 ..... FTEs 307.50

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

35 ..... \$ 20,611  
36 ..... FTEs 1.50

37 4. CORRECTIONS EDUCATION PROGRAM

38 For educational programs at state penal  
39 institutions:

40 ..... \$ 1,948,000

41 5. SCHOOL FOOD SERVICE

42 For use as state matching funds for federal  
43 programs which shall be disbursed according to federal  
44 regulations, including salaries, support, maintenance,  
45 miscellaneous purposes, and for not more than the  
46 following full-time equivalent positions:

47 ..... \$ 2,809,000  
48 ..... FTEs 16.00

49 6. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

50 To provide funds for costs of providing textbooks

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1 to each resident pupil who attends a nonpublic school  
2 as authorized by section 301.1. The funding is  
3 limited to \$20 per pupil and shall not exceed the  
4 comparable services offered to resident public school  
5 pupils:

6 ..... \$ 580,000

7 7. VOCATIONAL AGRICULTURE YOUTH ORGANIZATION

8 To assist a vocational agriculture youth  
9 organization sponsored by the schools to support the  
10 foundation established by that vocational agriculture  
11 youth organization:

12 ..... \$ 52,000

13 8. COMMUNITY COLLEGES

14 Notwithstanding chapter 286A, for general state  
15 financial aid, including general financial aid to  
16 merged areas in lieu of personal property tax  
17 replacement payments under section 427A.13, to merged  
18 areas as defined in section 280A.2, for vocational  
19 education programs in accordance with chapters 258 and  
20 280A, to purchase instructional equipment for  
21 vocational and technical courses of instruction in  
22 community colleges, and for salary increases:

23 ..... \$ 89,880,369

24 The funds appropriated in this subsection shall be  
25 allocated as follows:

- 26 a. Merged Area I ..... \$ 4,206,487
- 27 b. Merged Area II ..... \$ 5,074,870
- 28 c. Merged Area III ..... \$ 4,893,849
- 29 d. Merged Area IV ..... \$ 2,304,140
- 30 e. Merged Area V ..... \$ 4,879,078
- 31 f. Merged Area VI ..... \$ 4,573,621
- 32 g. Merged Area VII ..... \$ 6,282,377
- 33 h. Merged Area IX ..... \$ 7,896,127
- 34 i. Merged Area X ..... \$ 12,205,095
- 35 j. Merged Area XI ..... \$ 13,267,249
- 36 k. Merged Area XII ..... \$ 5,176,348
- 37 l. Merged Area XIII ..... \$ 5,326,625
- 38 m. Merged Area XIV ..... \$ 2,357,483
- 39 n. Merged Area XV ..... \$ 7,306,418
- 40 o. Merged Area XVI ..... \$ 4,130,602

41 Sec. 2. There is appropriated from the general  
42 fund of the state to the department of education for  
43 the fiscal year beginning July 1, 1993, and ending  
44 June 30, 1994, the following amounts, or so much  
45 thereof as is necessary, to be used for the purposes  
46 designated:

47 1. Notwithstanding chapter 286A for state  
48 financial aid, including general financial aid to  
49 merged areas in lieu of personal property tax  
50 replacement payments under section 427A.13, to merged

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1 areas to be accrued as income and used for  
 2 expenditures incurred by the community colleges during  
 3 the fiscal year beginning July 1, 1992, and ending  
 4 June 30, 1993:

5 ..... \$ 16,450,231

6 The funds appropriated in this section shall be  
 7 allocated as follows:

8	a.	Merged Area I .....	\$	777,072
9	b.	Merged Area II .....	\$	930,993
10	c.	Merged Area III .....	\$	894,475
11	d.	Merged Area IV .....	\$	423,103
12	e.	Merged Area V .....	\$	897,586
13	f.	Merged Area VI .....	\$	836,461
14	g.	Merged Area VII .....	\$	1,152,178
15	h.	Merged Area IX .....	\$	1,446,020
16	i.	Merged Area X .....	\$	2,232,424
17	j.	Merged Area XI .....	\$	2,414,311
18	k.	Merged Area XII .....	\$	948,649
19	l.	Merged Area XIII .....	\$	974,188
20	m.	Merged Area XIV .....	\$	431,773
21	n.	Merged Area XV .....	\$	1,335,675
22	o.	Merged Area XVI .....	\$	755,323

23 2. Funds appropriated by this section shall be  
 24 allocated pursuant to this section and paid on or  
 25 about August 15, 1993.

26 Sec. 3. There is appropriated from the general  
 27 fund of the state to the department of education for  
 28 the fiscal year beginning July 1, 1992, and ending  
 29 June 30, 1993, the following amounts, or so much  
 30 thereof as is necessary, to be used for the purposes  
 31 designated:

32 1. For general financial aid to merged areas in  
 33 lieu of personal property tax replacement payments  
 34 under section 427A.13 to be accrued as income and used  
 35 for expenditures incurred by the community colleges  
 36 during the fiscal year beginning July 1, 1991, and  
 37 ending June 30, 1992:

38 ..... \$ 343,308

39 The funds appropriated in this subsection shall be  
 40 allocated as follows:

41	a.	Merged Area I .....	\$	27,015
42	b.	Merged Area II .....	\$	20,967
43	c.	Merged Area III .....	\$	14,053
44	d.	Merged Area IV .....	\$	9,601
45	e.	Merged Area V .....	\$	24,896
46	f.	Merged Area VI .....	\$	14,311
47	g.	Merged Area VII .....	\$	24,001
48	h.	Merged Area IX .....	\$	28,653
49	i.	Merged Area X .....	\$	40,294
50	j.	Merged Area XI .....	\$	59,072

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1	k.	Merged Area XII .....	\$	19,157
2	l.	Merged Area XIII .....	\$	16,988
3	m.	Merged Area XIV .....	\$	8,635
4	n.	Merged Area XV .....	\$	22,816
5	o.	Merged Area XVI .....	\$	12,849

6 2. Funds appropriated in subsection 1 shall be  
7 allocated pursuant to this section and paid on or  
8 about August 15, 1992.

9 Sec. 4. Notwithstanding the appropriation provided  
10 in section 294A.25, subsection 1, there is  
11 appropriated from the general fund of the state to the  
12 department of education for the fiscal year beginning  
13 July 1, 1992, and ending June 30, 1993, the following  
14 amount, or so much thereof as may be necessary, to be  
15 used for the purpose designated and for not more than  
16 the following full-time equivalent position:

17	1.	Notwithstanding section 294A.25, for the		
18		educational excellence program:		
19		.....	\$	92,297,891
20		.....	FTEs	1.00

21	2.	To supplement the appropriation in section		
22		294A.25 for phase II:		
23		.....	\$	1,309,031

24 Sec. 5. Notwithstanding the standing  
25 appropriations in section 279.51 for the fiscal year  
26 beginning July 1, 1992, and ending June 30, 1993, the  
27 amount appropriated from the general fund of the state  
28 to the department of education pursuant to that  
29 section for the following designated purposes shall  
30 not exceed the following amounts for programs for at-  
31 risk children under section 279.51, subsection 1:

32		.....	\$	10,727,640
----	--	-------	----	------------

33 During the fiscal year beginning July 1, 1992, the  
34 funds appropriated in this section will be allocated  
35 in the same manner as allocated in 1991 Iowa Acts,  
36 chapter 267, section 205.

37 Sec. 6. There is appropriated from the general  
38 fund of the state to the department of education for  
39 the fiscal year beginning July 1, 1992, and ending  
40 June 30, 1993, the following amount, or so much  
41 thereof as may be necessary, to be used for the  
42 purpose designated:

43		For expenditures incurred by school districts		
44		during the previous fiscal year for vocational		
45		education aid to secondary schools:		
46		.....	\$	3,483,000

47 Funds appropriated in this section shall be used  
48 for expenditures made by school districts to meet the  
49 standards set in sections 256.11, 258.4, and 280A.23  
50 as a result of the enactment of 1989 Iowa Acts,

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1 chapter 278. Funds shall be used as reimbursement for  
2 vocational education expenditures made by secondary  
3 schools in the manner provided by the department of  
4 education for implementation of the standards set in  
5 1989 Iowa Acts, chapter 278. The department shall  
6 inform school districts by July 1, 1991, of the  
7 criteria for reimbursement with funds appropriated  
8 under this section.

9 Sec. 7. There is appropriated from the general  
10 fund of the state to the department of education for  
11 the fiscal year beginning July 1, 1993, and ending  
12 June 30, 1994, the following amount, or so much  
13 thereof as may be necessary, to be used for the  
14 purpose designated:

15 For expenditures incurred by school districts  
16 during the previous fiscal year for vocational  
17 education aid to secondary schools:

18 ..... \$ 3,483,000

19 Funds appropriated in this section shall be used  
20 for expenditures made by school districts to meet the  
21 standards set in sections 256.11, 258.4, and 280A.23  
22 as a result of the enactment of 1989 Iowa Acts,  
23 chapter 278. Funds shall be used as reimbursement for  
24 vocational education expenditures made by secondary  
25 schools in the manner provided by the department of  
26 education for implementation of the standards set in  
27 1989 Iowa Acts, chapter 278.

28 COLLEGE STUDENT AID COMMISSION

29 Sec. 8. There is appropriated from the general  
30 fund of the state to the college student aid  
31 commission for the fiscal year beginning July 1, 1992,  
32 and ending June 30, 1993, the following amounts, or so  
33 much thereof as may be necessary, to be used for the  
34 purposes designated:

35 1. GENERAL ADMINISTRATION

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

39 ..... \$ 333,000

40 ..... FTEs 7.80

41 2. UNIVERSITY OF OSTEOPATHIC MEDICINE AND HEALTH  
42 SCIENCES

43 For grants to seniors and for forgivable loans to  
44 freshmen and sophomores and juniors, who are Iowa  
45 students attending the university of osteopathic  
46 medicine and health sciences, under the grant program  
47 pursuant to section 261.18 and the forgivable loan  
48 program pursuant to section 261.19A:

49 ..... \$ 387,000

50 3. STUDENT AID PROGRAMS

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1 For payments to students for student aid programs:  
 2 ..... \$ 1,500,000

3 From the moneys appropriated in this subsection,  
 4 \$1,425,651 shall be expended for an Iowa grant  
 5 program, with funds to be allocated to institutions  
 6 pursuant to section 261.93A. The remainder shall be  
 7 allocated for the graduate student financial  
 8 assistance program.

9 It is the intent of the general assembly that the  
 10 college student aid commission reduce the maximum  
 11 grant and average grant under the state tuition grant  
 12 program while maintaining the same number of qualified  
 13 students receiving grants in the fiscal year beginning  
 14 July 1, 1992, and ending June 30, 1993, as were  
 15 provided in the previous fiscal year.

16 Sec. 9. There is appropriated from the loan  
 17 reserve account to the college student aid commission  
 18 for the fiscal year beginning July 1, 1992, and ending  
 19 June 30, 1993, the following amount, or so much  
 20 thereof as may be necessary, to be used for the  
 21 purposes designated:

22 For operating costs of the Stafford loan program  
 23 including salaries, support, maintenance,  
 24 miscellaneous purposes, and for not more than the  
 25 following full-time equivalent positions:  
 26 ..... \$ 3,894,741  
 27 ..... FTEs 36.52

STATE BOARD OF REGENTS

29 Sec. 10. There is appropriated from the general  
 30 fund of the state to the state board of regents for  
 31 the fiscal year beginning July 1, 1992, and ending  
 32 June 30, 1993, the following amounts, or so much  
 33 thereof as may be necessary, to be used for the  
 34 purposes designated:

1. OFFICE OF STATE BOARD OF REGENTS

36 a. For salaries, support, maintenance,  
 37 miscellaneous purposes, and for not more than the  
 38 following full-time equivalent positions:  
 39 ..... \$ 1,075,000  
 40 ..... FTEs 17.63

41 The moneys provided in this paragraph shall not be  
 42 augmented by reimbursements from the institutions  
 43 under the control of the state board of regents for  
 44 the funding of the office of the state board of  
 45 regents.

46 b. For allocation by the state board of regents to  
 47 the state university of Iowa, the Iowa state  
 48 university of science and technology, and the  
 49 university of northern Iowa to reimburse the  
 50 institutions for deficiencies in their operating funds

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1 resulting from the pledging of tuitions, student fees  
2 and charges, and institutional income to finance the  
3 cost of providing academic and administrative  
4 buildings and facilities and utility services at the  
5 institutions:

6 ..... \$ 22,927,000

7 c. For funds to be allocated to the southwest Iowa  
8 graduate studies center:

9 ..... \$ 35,000

10 d. For funds to be allocated to the siouxland  
11 interstate metropolitan planning council for the  
12 tristate graduate center under section 262.9,  
13 subsection 21:

14 ..... \$ 68,000

15 e. For funds to be allocated to the quad-cities  
16 graduate studies center:

17 ..... \$ 145,000

18 2. STATE UNIVERSITY OF IOWA

19 a. General university, including lakeside  
20 laboratory

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

24 ..... \$167,993,000

25 ..... FTEs 3,962.27

26 b. University hospitals

27 For salaries, support, maintenance, equipment,  
28 miscellaneous purposes, and for not more than the  
29 following full-time equivalent positions for medical  
30 and surgical treatment of indigent patients as  
31 provided in chapter 255:

32 ..... \$ 27,359,000

33 ..... FTEs 5,364.14

34 Funds appropriated in this paragraph shall not be  
35 used to perform abortions except medically necessary  
36 abortions, and shall not be used to operate the early  
37 termination of pregnancy clinic except for the  
38 performance of medically necessary abortions. For the  
39 purpose of this paragraph, an abortion is the  
40 purposeful interruption of pregnancy with the  
41 intention other than to produce a live-born infant or  
42 to remove a dead fetus, and a medically necessary  
43 abortion is one performed under one of the following  
44 conditions:

45 (1) The attending physician certifies that  
46 continuing the pregnancy would endanger the life of  
47 the pregnant woman.

48 (2) The attending physician certifies that the  
49 fetus is physically deformed, mentally deficient, or  
50 afflicted with a congenital illness.

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1 (3) The pregnancy is the result of a rape which is  
2 reported within 45 days of the incident to a law  
3 enforcement agency or public or private health agency  
4 which may include a family physician.

5 (4) The pregnancy is the result of incest which is  
6 reported within 150 days of the incident to a law  
7 enforcement agency or public or private health agency  
8 which may include a family physician.

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

12 The total quota allocated to the counties for  
13 indigent patients for the fiscal year commencing July  
14 1, 1992, shall not be lower than the total quota  
15 allocated to the counties for the fiscal year  
16 commencing July 1, 1991. The total quota shall be  
17 allocated among the counties on the basis of the 1990  
18 census pursuant to section 255.16.

19 c. Psychiatric hospital

20 For salaries, support, maintenance, equipment,  
21 miscellaneous purposes, and for not more than the  
22 following full-time equivalent positions and for the  
23 care, treatment, and maintenance of committed and  
24 voluntary public patients:

25 .....	\$	6,517,000
26 .....	FTEs	284.00

27 d. Hospital-school

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

31 .....	\$	5,133,000
32 .....	FTEs	165.49

33 e. Oakdale campus

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

37 .....	\$	2,653,000
38 .....	FTEs	64.48

39 f. State hygienic laboratory

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

43 .....	\$	2,820,000
44 .....	FTEs	100.93

45 g. Family practice program

46 For allocation by the dean of the college of  
47 medicine, with approval of the advisory board, to  
48 qualified participants, to carry out chapter 148D for  
49 the family practice program, including salaries and  
50 support, and for not more than the following full-time

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1 equivalent positions:  
2 ..... \$ 1,694,000  
3 ..... FTEs 161.44  
4 h. Child health care services  
5 For specialized child health care services,  
6 including childhood cancer diagnostic and treatment  
7 network programs, rural comprehensive care for  
8 hemophilia patients, and Iowa high-risk infant follow-  
9 up program, including salaries and support, and for  
10 not more than the following full-time equivalent  
11 positions:  
12 ..... \$ 402,000  
13 ..... FTEs 11.16  
14 i. Agricultural health and safety programs  
15 For agricultural health and safety programs:  
16 ..... \$ 238,000  
17 ..... FTEs 3.30  
18 j. Statewide tumor registry  
19 For the statewide tumor registry and for not more  
20 than the following full-time equivalent positions:  
21 ..... \$ 181,000  
22 ..... FTEs 3.44  
23 k. Substance abuse consortium  
24 For funds to be allocated to the Iowa consortium  
25 for substance abuse research and evaluation:  
26 ..... \$ 58,000  
27 ..... FTEs 1.50  
28 l. Center for biocatalysis  
29 For the center for biocatalysis:  
30 ..... \$ 1,304,874  
31 m. National advanced driving simulator  
32 For the national advanced driving simulator:  
33 ..... \$ 233,138  
34 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY  
35 a. General university  
36 For salaries, support, maintenance, equipment,  
37 miscellaneous purposes, and for not more than the  
38 following full-time equivalent positions:  
39 ..... \$136,764,000  
40 ..... FTEs 3,612.45  
41 b. Agricultural experiment station  
42 For salaries, support, maintenance, miscellaneous  
43 purposes, and for not more than the following full-  
44 time equivalent positions:  
45 ..... \$ 23,701,380  
46 ..... FTEs 481.43  
47 Of the funds appropriated in this lettered  
48 paragraph, \$281,601 shall be used by the school of  
49 veterinary medicine for livestock disease research  
50 consistent with the recommendation of the livestock

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1 health advisory council required by chapter 267.

2 c. Cooperative extension service in agriculture  
3 and home economics

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

7 ..... \$ 16,037,000  
8 ..... FTEs 446.07

9 Of the funds appropriated in this lettered  
10 paragraph, \$24,187 shall be expended for a child farm  
11 safety program.

12 d. Fire service education

13 For salaries and support and for not more than the  
14 following full-time equivalent positions:

15 ..... \$ 397,000  
16 ..... FTEs 11.66

17 e. Leopold center

18 For agricultural research grants at Iowa state  
19 university under section 266.39B:

20 ..... \$ 572,000

21 4. UNIVERSITY OF NORTHERN IOWA

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

25 ..... \$ 57,388,829  
26 ..... FTEs 1,382.93

27 b. Recycling and reuse center:

28 ..... \$ 257,138

29 5. STATE SCHOOL FOR THE DEAF

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

33 ..... \$ 5,734,000  
34 ..... FTEs 122.99

35 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

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

39 ..... \$ 3,161,000  
40 ..... FTEs 89.75

41 7. TUITION AND TRANSPORTATION COSTS

42 For payment to local school boards for the tuition  
43 and transportation costs of students residing in the  
44 Iowa braille and sight saving school and the state  
45 school for the deaf pursuant to section 262.43 and for  
46 payment of certain clothing and transportation costs  
47 for students at these schools pursuant to section  
48 270.5:

49 ..... \$ 7,000

50 Sec. 11. Reallocations of sums received under

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1 section 10, subsections 2, 3, 4, 5, and 6, of this  
2 Act, including sums received for salaries, shall be  
3 reported on a quarterly basis to the co-chairpersons  
4 and ranking members of the legislative fiscal  
5 committee and the joint education appropriations  
6 subcommittee.

7 Sec. 12. For the fiscal year beginning July 1,  
8 1992, the state board of regents may use notes, bonds,  
9 or other evidences of indebtedness issued under  
10 section 262.48 to finance projects that will result in  
11 energy cost savings in an amount that will cause the  
12 state board to recover the cost of the projects within  
13 an average of six years.

14 Sec. 13. The department of human services shall  
15 implement a supplemental disproportionate share  
16 adjustment applicable to state-owned acute care  
17 hospitals with more than five hundred beds and shall  
18 reimburse qualifying hospitals pursuant to that  
19 adjustment with a supplemental amount for services  
20 provided medical assistance recipients. For the  
21 purposes of this section, state funds from the college  
22 of medicine's medical service plan shall be made  
23 available to university hospitals by the college of  
24 medicine of the state university of Iowa. The  
25 adjustment shall generate payments intended to equal  
26 the state appropriation made to a qualifying hospital  
27 for treatment of indigent patients as provided in  
28 chapter 255, plus the funds provided by the college of  
29 medicine to the university hospitals in accordance  
30 with this section. To the extent of the supplemental  
31 disproportionate share adjustment payments, a  
32 qualifying hospital shall, on the first day of each  
33 month, transfer to the department of human services an  
34 amount equal to the estimated supplemental payments  
35 that will be made by the department to the qualifying  
36 hospital in that month. The aggregate amounts for a  
37 fiscal year shall not exceed the state appropriation  
38 made to the qualifying hospital for treatment of  
39 indigent patients as provided in chapter 255, plus the  
40 funds provided by the college of medicine to the  
41 university hospitals in accordance with this section.  
42 The amount to be transferred shall be adjusted to  
43 reflect any variance between the estimated and actual  
44 supplemental payments made in prior months. The  
45 department of human services shall deposit the portion  
46 of these funds equal to the state share in the  
47 department's medical assistance account and transfer  
48 the balance to the state GAAP escrow account created  
49 in section 422.69, subsection 3. To the extent that  
50 state funds appropriated to a qualifying hospital for

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1 the treatment of indigent patients as provided in  
 2 chapter 255, plus the funds provided by the college of  
 3 medicine to the university hospitals in accordance  
 4 with this section, have been transferred to the  
 5 department of human services as a result of these  
 6 supplemental disproportionate share payments made to  
 7 the qualifying hospital, the department shall not,  
 8 directly or indirectly, recoup the supplemental  
 9 disproportionate share adjustment payments made to a  
 10 qualifying hospital for any reason, unless an  
 11 equivalent amount of the funds transferred to the  
 12 department of human services by a qualifying hospital  
 13 pursuant to this provision is transferred to the  
 14 qualifying hospital by the department. The department  
 15 of human services shall, in any compilation of data or  
 16 other report distributed to the public concerning  
 17 payments to providers under the medical assistance  
 18 program, set forth reimbursements to a qualifying  
 19 hospital through the supplemental disproportionate  
 20 share adjustment as a separate item and shall not  
 21 include such payments in the amounts otherwise  
 22 reported as the reimbursement to a qualifying hospital  
 23 for services to medical assistance recipients.

24 For purposes of this section, "supplemental  
 25 disproportionate share payment" means a supplemental  
 26 payment amount paid for medical assistance to a  
 27 hospital qualifying for that payment under this  
 28 section.

29 DEPARTMENT OF CULTURAL AFFAIRS

30 Sec. 14. There is appropriated from the general  
 31 fund of the state to the department of cultural  
 32 affairs for the fiscal year beginning July 1, 1992,  
 33 and ending June 30, 1993, the following amounts, or so  
 34 much thereof as is necessary, to be used for the  
 35 purposes designated:

36 1. ARTS DIVISION

37 For salaries, support, maintenance, miscellaneous  
 38 purposes, including funds to match federal grants, for  
 39 areawide arts and cultural service organizations which  
 40 meet the requirements of chapter 303C, and for not  
 41 more than the following full-time equivalent  
 42 positions:

43 .....	\$	997,000
44 .....	FTEs	11.00

45 2. HISTORICAL DIVISION

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

49 .....	\$	2,332,000
50 .....	FTEs	62.50

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1 Of the funds appropriated in this subsection, the  
2 division shall allocate \$10,000 for the operating and  
3 maintenance costs of the Plum Grove residence of  
4 former Governor Lucas.

5 3. LIBRARY DIVISION

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

9 ..... \$ 1,899,000  
10 ..... FTEs 49.50

11 b. For purposes of the state library:

12 ..... \$ 1,027,000

13 The amount appropriated in this paragraph  
14 represents the amount of state aid that would have  
15 gone to the regional library system if the system had  
16 not been eliminated by repeal in this Act.

17 4. ADMINISTRATION

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

21 ..... \$ 56,000  
22 ..... FTEs 1.00

23 The accounting responsibilities of the department  
24 of cultural affairs shall be assumed and performed by  
25 the department of management.

26 5. COMMUNITY CULTURAL GRANTS

27 For planning and programming for the community  
28 cultural grants program established under section  
29 303.3:

30 ..... \$ 528,000

31 6. PUBLIC BROADCASTING DIVISION

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

35 ..... \$ 5,959,000  
36 ..... FTEs 96.00

37 Sec. 15. Any moneys contained in the artist  
38 endowment fund shall revert and be transferred to the  
39 general fund of the state on June 30, 1992.

40 Sec. 16. Notwithstanding section 8.33, funds  
41 appropriated in 1991 Iowa Acts, chapter 267, section  
42 210, subsection 1, paragraph "b", remaining  
43 unencumbered or unobligated on June 30, 1992, shall  
44 not revert to the general fund of the state but shall  
45 be available for expenditure for the purposes listed  
46 in section 10, subsection 1, paragraph "b", of this  
47 Act during the fiscal year beginning July 1, 1992, and  
48 ending June 30, 1993.

49 Sec. 17. Notwithstanding section 261.20, of the  
50 unencumbered or unobligated moneys in the scholarship

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1 and tuition grant reserve fund, \$317,542 shall be  
2 distributed under the Iowa tuition grants, the Iowa  
3 scholarship program, vocational-technical tuition  
4 grant program, and the work-study program by the  
5 college student aid commission, in amounts  
6 proportionate to the amounts of funds appropriated to  
7 the college student aid commission for the programs by  
8 the general assembly for the fiscal year beginning  
9 July 1, 1992, and ending June 30, 1993.

10 Sec. 18. Notwithstanding sections 302.1 and  
11 302.1A, for the fiscal year beginning July 1, 1992,  
12 and ending June 30, 1993, the portion of the interest  
13 earned on the permanent school fund that is not  
14 transferred to the credit of the first in the nation  
15 in education foundation and not transferred to the  
16 credit of the national center for gifted and talented  
17 education shall be credited as a payment by the  
18 historical division of the department of cultural  
19 affairs of the principal and interest due on moneys  
20 loaned to the historical division under section  
21 303.18.

22 Sec. 19. 1992 Iowa Acts, Senate File 2116, section  
23 100, subsection 8, is amended to read as follows:

24 8. Appropriations made to school corporations in  
25 chapter 257 for state aid to school districts and  
26 ~~chapter-286A~~ in 1991 Iowa Acts, chapter 267, section  
27 201, subsections 9 and 10, for state aid to ~~area~~  
28 schools merged areas shall not be reduced under  
29 subsection 1.

30 Sec. 20. Notwithstanding sections 303.1, 303.1A,  
31 303.2, 303.2A, 303.7, 303.8, 303.17, 303.87, and  
32 303.94, the duties, responsibilities, and rulemaking  
33 authority of the director of the department of  
34 cultural affairs, and the responsibilities of the  
35 administrative section, other than accounting, of the  
36 department of cultural affairs, are transferred to the  
37 office of the secretary of state. The position of  
38 director and the positions within the administrative  
39 office, except for the fiscal officer, shall be vacant  
40 as of July 1, 1992. Appointment authority granted to  
41 the director of the department of cultural affairs is  
42 transferred to the governor, subject to senate  
43 confirmation. The office of the fiscal officer, for  
44 the department of cultural affairs, shall be located  
45 in the department of management.

46 Sec. 21. Section 8.29, unnumbered paragraph 4,  
47 Code 1991, is amended to read as follows:

48 The state board of regents, with the approval of  
49 the director of the department of management, shall  
50 establish a uniform budgeting and accounting system

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1 for the institutions of higher education under its  
2 control, and shall require each of the institutions of  
3 higher education to begin operating under the uniform  
4 system not later than June 30, ~~1976~~ 1994.

5 Sec. 22. Section 12.30, subsection 1, paragraph a,  
6 Code 1991, is amended to read as follows:

7 a. "Authority" means a department, or public or  
8 quasi-public instrumentality of the state including,  
9 but not limited to, the authority created under  
10 chapter 175, 175A, 220, 261A, or 307B, ~~or-442A~~, which  
11 has the power to issue obligations, except that  
12 "authority" does not include the state board of  
13 regents or the Iowa finance authority to the extent it  
14 acts pursuant to chapter 280A.

15 Sec. 23. Section 25A.2, subsection 5, Code 1991,  
16 is amended to read as follows:

17 5. "State agency" includes all executive  
18 departments, agencies, boards, bureaus, and  
19 commissions of the state of Iowa, and corporations  
20 whose primary function is to act as, and while acting  
21 as, instrumentalities or agencies of the state of  
22 Iowa, whether or not authorized to sue and be sued in  
23 their own names. This definition does not include a  
24 contractor with the state of Iowa. Soil and water  
25 conservation districts as defined in section 467A.3,  
26 subsection 1, and judicial district departments of  
27 correctional services as established in section 905.27  
28 ~~and regional boards of library trustees as defined in~~  
29 ~~chapter 303B~~, are state agencies for purposes of this  
30 chapter.

31 Sec. 24. Section 39.21, subsection 1, Code 1991,  
32 is amended by striking the subsection.

33 Sec. 25. Section 43.18, unnumbered paragraph 4,  
34 Code Supplement 1991, is amended to read as follows:

35 I am further aware that section 43.20, subsection  
36 4, unnumbered paragraph 3, does not apply to the  
37 offices of county agricultural extension council, or  
38 soil and water conservation district commission, or  
39 ~~regional library board of trustees.~~

40 Sec. 26. Section 43.67, unnumbered paragraph 4,  
41 Code Supplement 1991, is amended to read as follows:

42 I am further aware that section 49.41 does not  
43 apply to the offices of county agricultural extension  
44 council, or soil and water conservation district  
45 commission, or ~~regional library board of trustees.~~

46 Sec. 27. Section 44.3, subsection 2, unnumbered  
47 paragraph 4, Code Supplement 1991, is amended to read  
48 as follows:

49 I am further aware that section 49.41 does not  
50 apply to the offices of county agricultural extension

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1 council, or soil and water conservation district  
2 commission, ~~or regional library board of trustees.~~

3 Sec. 28. Section 45.3, unnumbered paragraph 5,  
4 Code Supplement 1991, is amended to read as follows:

5 I am further aware that section 49.41 does not  
6 apply to the offices of county agricultural extension  
7 council, or soil and water conservation district  
8 commission, ~~or regional library board of trustees.~~

9 Sec. 29. Section 49.41, unnumbered paragraph 6,  
10 Code Supplement 1991, is amended to read as follows:

11 This section does not apply to the following public  
12 offices: county agricultural extension council, or  
13 soil and water conservation district commission, ~~or~~  
14 regional library board of trustees.

15 Sec. 30. Section 261.25, subsections 1, 2, and 3,  
16 Code Supplement 1991, are amended to read as follows:

17 1. There is appropriated from the general fund of  
18 the state to the commission for each fiscal year the  
19 sum of thirty-two-million-four-hundred-eighty thirty  
20 million seven hundred twenty-seven thousand dollars  
21 for tuition grants.

22 2. There is appropriated from the general fund of  
23 the state to the commission for each fiscal year the  
24 sum of eight-hundred-thirteen seven hundred seventy-  
25 nine thousand dollars for scholarships.

26 3. There is appropriated from the general fund of  
27 the state to the commission for each fiscal year the  
28 sum of one million three-hundred-fifteen two hundred  
29 sixty-one thousand dollars for vocational-technical  
30 tuition grants.

31 Sec. 31. Section 261.38, subsection 7, Code  
32 Supplement 1991, is amended to read as follows:

33 7. The commission may expend funds in the reserve  
34 account to and enter into agreements which with the  
35 Iowa student loan liquidity corporation in order to  
36 increase access for students to a education loan  
37 program-for-guaranteed-loans-which-are-not-subsidized  
38 by-the-federal-government programs that the commission  
39 determines meet the education needs of Iowa residents.  
40 The agreements shall permit the establishment,  
41 funding, and operation of alternative education loan  
42 programs, as described in section 144(b)(1)(B) of the  
43 Internal Revenue Code of 1986 as amended, as defined  
44 in section 422.3, in addition to programs permitted  
45 under the federal Higher Education Act of 1965. In  
46 accordance with those agreements, the Iowa student  
47 loan liquidity corporation may issue bonds, notes, or  
48 other obligations to the public and others for the  
49 purpose of funding the alternative education loan  
50 programs. This authority to issue such bonds, notes,

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1 or other obligations shall be in addition to the  
2 authority established in the articles of incorporation  
3 and bylaws of the Iowa student loan liquidity  
4 corporation.

5 Bonds, notes, or other obligations issued by the  
6 Iowa student loan liquidity corporation are not an  
7 obligation of this state or any political subdivision  
8 of this state within the meaning of any constitutional  
9 or statutory debt limitations, but are special  
10 obligations of the Iowa student loan liquidity  
11 corporation, and the corporation shall not pledge the  
12 credit or taxing power of this state or any political  
13 subdivision of this state, or make its debts payable  
14 out of any of the moneys except those of the  
15 corporation.

16 Sec. 32. Section 261.85, unnumbered paragraph 1,  
17 Code Supplement 1991, is amended to read as follows:

18 There is appropriated from the general fund of the  
19 state to the commission for each fiscal year the sum  
20 of ~~three-million-eighty-five~~ two million nine hundred  
21 ~~fifty-eight~~ thousand dollars for the work-study  
22 program.

23 Sec. 33. NEW SECTION. 262.34A BID REQUESTS.

24 The state board of regents shall request bids and  
25 proposals for materials, products, supplies,  
26 provisions, and other needed articles to be purchased  
27 at public expense, from Iowa state industries as  
28 defined in section 246.802, subsection 2, when the  
29 articles are available in the requested quantity and  
30 at comparable prices and quality.

31 Sec. 34. NEW SECTION. 262.34B STUDENT FEES --  
32 CATEGORIES -- APPROVAL.

33 1. By the semester which commences in the fall of  
34 1993, fees charged to students enrolled at those  
35 universities under the control of the board of regents  
36 enumerated in section 262.7, subsections 1 through 3,  
37 shall be of one of the following two types:

38 a. Fees charged for purposes of acquisition or  
39 construction of self-liquidating and revenue-producing  
40 buildings and facilities under sections 262.44 through  
41 262.53 and acquiring, purchasing, leasing, or  
42 constructing buildings and facilities under chapter  
43 262A.

44 b. Fees charged for purposes of funding other  
45 student and student-related activities.

46 2. A fee under subsection 1, paragraph "a", that  
47 is proposed to be charged during or for an academic  
48 period which occurs on or after the first day of the  
49 semester which occurs in the fall of 1993, shall be  
50 permitted to be charged, increased, and expended in

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1 the manner provided under section 262.9, subsection  
2 18. Fees that are of the type specified under  
3 subsection 1, paragraph "b", shall be charged,  
4 increased, and expended only in the following manner:  
5 The amount of any proposed fee charge or increase,  
6 and the proposed allocations of the total amount of  
7 the fees at each of the universities shall be  
8 determined by a student fee committee, which shall  
9 consist of five students and five university  
10 employees. The five student members of the student  
11 fee committee of each university shall be appointed by  
12 the recognized student government organization of each  
13 university. The five university employees shall be  
14 appointed by the president of the university. The  
15 proposed amount and allocation of fees shall be  
16 presented by the student fee committee to the student  
17 government organization and the president of the  
18 affected university for review no later than April 15  
19 of the year which includes the subsequent academic  
20 period in which the proposed fee charge or increase or  
21 proposed allocation will take effect. The student  
22 government organization shall take action to approve  
23 or disapprove the proposed amount and allocation no  
24 later than the last meeting of the organization during  
25 the spring semester which immediately precedes the  
26 semester in which the amount will begin to be charged  
27 or any of the allocations will take effect. Action  
28 shall occur, however, no later than the last day of  
29 classes of the spring semester which immediately  
30 precedes the semester in which the amount will begin  
31 to be charged or any of the allocations will take  
32 effect. Once action on the proposal has been taken by  
33 the student government organization, the proposal  
34 shall be forwarded to the president of the institution  
35 for review and the state board of regents for approval  
36 at the time provided under section 262.9, subsection  
37 18. If no agreement as to the amount of a charge or  
38 an increase or the allocation of fees can be reached,  
39 the student government organization and the president  
40 of the affected university shall submit their  
41 proposals to the state board of regents for  
42 consideration. The state board of regents shall make  
43 the final decision on a charge or increase in fees or  
44 allocation of fees. The state board of regents shall  
45 forward a copy of each proposal to the chairpersons  
46 and ranking members of the joint education  
47 appropriations subcommittee.

48 Sec. 35. Section 267.5, subsection 3, Code 1991,  
49 is amended to read as follows:

50 3. Make recommendations to the Iowa State

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1 University college of veterinary medicine concerning  
2 the application of funds appropriated ~~by this chapter~~  
3 to the college of veterinary medicine. The Iowa State  
4 University college of veterinary medicine shall not  
5 expend any of the funds appropriated by this chapter  
6 until the recommendation of the council concerning  
7 that appropriation is adopted or sixty days following  
8 the effective date of the appropriation, whichever is  
9 earlier.

10 Sec. 36. Section 275.1, unnumbered paragraph 1,  
11 Code 1991, is amended to read as follows:

12 It is the policy of the state to encourage  
13 economical and efficient school districts which will  
14 ensure an equal educational opportunity to all  
15 children of the state. All areas of the state shall  
16 be in school districts maintaining kindergarten and  
17 twelve grades. If a school district ceases to  
18 maintain kindergarten and twelve grades except as  
19 otherwise provided in section 28E.9, 256.13, 280.15,  
20 282.7, subsection 1 or subsections 1 and 3, or 282.8,  
21 it shall reorganize within six months or the state  
22 board shall attach the school district not maintaining  
23 kindergarten and twelve grades to one or more adjacent  
24 districts. Voluntary reorganizations under this  
25 chapter shall be commenced only if the affected school  
26 districts are contiguous or marginally adjacent to one  
27 another. A reorganized district shall meet the  
28 requirements of section 275.3.

29 Sec. 37. Section 275.1, Code 1991, is amended by  
30 adding the following new subsection:

31 NEW SUBSECTION. 4. "Marginally adjacent district"  
32 or "marginally adjacent territory" means a district or  
33 territory which is separated from a second district or  
34 territory by property which is part of a third school  
35 district which completely surrounds one of the two  
36 districts.

37 Sec. 38. Section 275.4, unnumbered paragraph 2,  
38 Code 1991, is amended to read as follows:

39 In addition, the area education agency board shall  
40 consult with the ~~commissioner-of-public-instruction~~  
41 director of the department of education in the  
42 development of surveys and plans. The ~~commissioner-of-~~  
43 public-instruction director of the department of  
44 education shall provide assistance to the area  
45 education agency boards as requested and shall advise  
46 the area education agency boards concerning plans of  
47 contiguous area education agencies and the  
48 reorganization policies adopted by the state board of  
49 ~~public-instruction~~ education.

50 Sec. 39. Section 275.11, Code 1991, is amended to

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1 read as follows:

2 275.11 PROPOSALS INVOLVING TWO OR MORE DISTRICTS.

3 Subject to the approval of the area education

4 agency board, contiguous or marginally adjacent

5 territory located in two or more school districts may

6 be united into a single district in the manner

7 provided in sections 275.12 to 275.22 hereof.

8 Sec. 40. Section 275.23A, subsection 1, Code 1991,

9 is amended to read as follows:

10 1. School districts which have directors who

11 represent director districts as provided in section

12 275.12, subsection 2, paragraphs "b" through "e",

13 shall be divided into director districts on the basis

14 of population as determined from the most recent

15 federal decennial census. The director districts

16 shall be as nearly equal as practicable to the ideal

17 population for the districts as determined by dividing

18 the number of director districts to be established

19 into the population of the school district. The

20 director districts shall be composed of contiguous or

21 marginally adjacent territory as compact as

22 practicable.

23 Sec. 41. Section 280A.50, unnumbered paragraph 1,

24 Code 1991, is amended to read as follows:

25 The department of education shall provide for the

26 establishment of a staff development account in the

27 office of treasurer of state for purposes of providing

28 moneys to community colleges for staff development.

29 There is appropriated from the general fund of the

30 state to the department of education on July 1 of each

31 fiscal year beginning July 1, ~~1992~~ 1993, for crediting

32 to the staff development account for each budget year

33 an amount equal to an amount which is five-tenths of

34 one percent of the total state general aid generated

35 under chapter 286A for all community colleges during

36 the base year. In the fiscal years succeeding June

37 30, ~~1993~~ 1994, an additional five-tenths of one

38 percent shall be added to the percent multiplier, used

39 to determine the appropriation in this section, until

40 that percent multiplier reaches four percent. Once

41 the percent multiplier has reached the four percent

42 level, it shall remain at that level for purposes of

43 calculating the amount to be appropriated in

44 succeeding fiscal years. Moneys appropriated by the

45 general assembly to the department of education for

46 the purpose of the staff development program shall be

47 paid to community colleges upon approval by the

48 department of education of an application submitted by

49 a community college. Funds shall be distributed to a

50 community college based upon the proportion that a

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1 college's state general aid paid for the base year  
2 bears to the total state general aid paid that year to  
3 all community colleges.

4 Sec. 42. Section 286A.14A, unnumbered paragraph 1,  
5 Code Supplement 1991, is amended to read as follows:

6 The department of education shall provide for the  
7 establishment of a community college excellence 2000  
8 account in the office of the treasurer of state for  
9 deposit of moneys appropriated to the account for  
10 purposes of funding quality instructional centers and  
11 program and administrative sharing agreements under  
12 sections 280A.45 and 280A.46. There is appropriated  
13 from the general fund of the state to the department  
14 of education for the fiscal year beginning July 1,  
15 1992 1993, an amount equal to two and five-tenths  
16 percent of the total state general aid generated for  
17 all community colleges during the budget year under  
18 this chapter for deposit in the community college  
19 excellence 2000 account. In the next succeeding two  
20 fiscal years, the percent multiplier shall be  
21 increased in equal increments until the multiplier  
22 reaches seven and one-half percent of the total state  
23 general aid generated for all community colleges  
24 during the budget year.

25 Sec. 43. Section 294A.25, Code 1991, is amended by  
26 adding the following new subsection:

27 NEW SUBSECTION. 5A. Commencing with the fiscal  
28 year beginning July 1, 1992, the amount of two hundred  
29 fifty thousand dollars from phase III moneys for  
30 support of school transformation pilot projects  
31 administered by the department of education.

32 Sec. 44. Section 303.2, subsection 3, paragraph e,  
33 Code Supplement 1991, is amended to read as follows:

34 e. Shall develop and adopt, ~~in conjunction with~~  
35 ~~the Iowa regional library system,~~ long-range plans for  
36 the continued improvement of library services in the  
37 state. To insure that the concerns of all types of  
38 libraries are addressed, the division shall establish  
39 a long-range planning committee to review and evaluate  
40 progress and report findings and recommendations to  
41 the division ~~and to the trustees of the Iowa regional~~  
42 ~~library system at an annual meeting.~~

43 Sec. 45. Section 303.2, subsection 3, paragraph f,  
44 Code Supplement 1991, is amended by striking the  
45 paragraph.

46 Sec. 46. Section 303.92, subsection 3, paragraph  
47 c, Code 1991, is amended to read as follows:

48 c. Shall establish and administer standards for  
49 state agency libraries, ~~the Iowa regional library~~  
50 ~~system,~~ and public libraries.

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1 Sec. 47. Section 453.1, subsection 1, Code 1991,  
2 is amended to read as follows:  
3 1. All funds held in the hands of the following  
4 officers or institutions shall be deposited in one or  
5 more depositories first approved by the appropriate  
6 governing body as indicated: For the treasurer of  
7 state, by the executive council; for judicial officers  
8 and court employees, by the supreme court; for the  
9 county treasurer, recorder, auditor, and sheriff, by  
10 the board of supervisors; for the city treasurer or  
11 other designated financial officer of a city, by the  
12 city council; for the county public hospital or merged  
13 area hospital, by the board of hospital trustees; for  
14 a memorial hospital, by the memorial hospital  
15 commission; for a school corporation, by the board of  
16 school directors; for a city utility or combined  
17 utility system established under chapter 388, by the  
18 utility board; ~~for a regional library established~~  
19 ~~under chapter 303B, by the regional board of library~~  
20 ~~trustees;~~ and for an electric power agency as defined  
21 in section 28F.2, by the governing body of the  
22 electric power agency. However, the treasurer of  
23 state and the treasurer of each political subdivision  
24 or the designated financial officer of a city shall  
25 invest all funds not needed for current operating  
26 expenses in time certificates of deposit in approved  
27 depositories pursuant to this chapter or in  
28 investments permitted by section 452.10. The list of  
29 public depositories and the amounts severally  
30 deposited in the depositories are matters of public  
31 record. This subsection does not limit the definition  
32 of "public funds" contained in subsection 2.

33 Sec. 48. CATEGORIZING OF FEES. The state board of  
34 regents, no later than the semester which begins in  
35 the fall of 1992, shall group the student activity fee  
36 portion of tuition charged at the three state  
37 universities under the board's control into the  
38 following two categories:

39 1. Fees charged for purposes of acquisition or  
40 construction of self-liquidating and revenue-producing  
41 buildings and facilities under sections 262.44 through  
42 262.53, and acquiring, purchasing, leasing, or  
43 constructing buildings and facilities under chapter  
44 262A.

45 2. Fees charged for purposes of funding other  
46 student and student-related activities and services.

47 Sec. 49. Section 267.8, Code Supplement 1991, is  
48 repealed.

49 Sec. 50. Sections 261.19 and 275.59, Code 1991,  
50 are repealed.

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1 Sec. 51. Chapters 303B and 442A, Code 1991, are  
2 repealed.  
3 Sec. 52. 1991 Iowa Acts, chapter 267, sections 203  
4 and 207, are repealed.  
5 Sec. 53. RETROACTIVE APPLICABILITY. Section 19 of  
6 this Act is retroactive to March 10, 1992.  
7 Sec. 54. EFFECTIVE DATES.  
8 1. Section 13 of this Act takes effect October 1,  
9 1992.  
10 2. Sections 15, 16, 34, and 48 of this Act, being  
11 deemed of immediate importance, take effect upon  
12 enactment."

By COMMITTEE ON APPROPRIATIONS  
LEONARD L. BOSWELL, Chairperson

S-5624 FILED APRIL 10, 1992

*Adopted as amended by 5641, 5650, 5652, 5654  
4/13/92 (p 1367)*

## HOUSE FILE 2465

S-5641

1 Amend the amendment, S-5624, to House File 2465, as  
2 amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 15, by inserting after line 14 the  
5 following:

6 "Sec. \_\_\_\_ . Section 18.136, subsection 3, Code  
7 1991, is amended to read as follows:

8 3. The financing for the procurement costs for the  
9 entirety of Part I of the system, and the video, data,  
10 and voice capacity for state agencies for Part II and  
11 Part III of the system, shall be provided by the  
12 state. The financing for the procurement costs for  
13 Part II of the system shall be provided eighty percent  
14 from the state and twenty percent from the community  
15 colleges for the areas in which Part II of the system  
16 is located. The basis for the state match is eighty  
17 percent of a single interactive video and interactive  
18 audio for Parts I and II of the system, and such data  
19 and voice capacity as is necessary. The financing for  
20 the procurement and maintenance costs for Part III of  
21 the system shall be provided eighty percent from the  
22 state and twenty percent from the local school boards  
23 of the areas which receive transmissions from the  
24 system. The local school boards may meet all or part  
25 of the match requirements of Part III of the system  
26 through a cooperative arrangement with community  
27 colleges. The basis for the state match is eighty  
28 percent of a single interactive audio and one-way  
29 video for Part III of the system, and such data and  
30 voice capacity as is necessary. The local school  
31 boards and community colleges may meet the match  
32 requirements for Part II and Part III of the system  
33 from funds they have already spent for their systems,  
34 from funds available in the school budget, or from  
35 funds received from other nonstate sources. In the  
36 case of existing systems, in order to upgrade  
37 facilities to the specifications of the state  
38 communications network, the local school boards and  
39 community colleges, in lieu of a cash match, may meet  
40 the match requirements from funds they have already  
41 spent for their systems provided that the state match  
42 does not exceed the lesser of eighty percent of the  
43 total cost of the upgraded system or eighty percent of  
44 the replacement cost of the system. The  
45 communications equipment funds used as a match by a  
46 community college shall be calculated based on  
47 verified expenditures for capital, equipment,  
48 hardware, and software for long-distance learning  
49 technologies, including both audio and visual  
50 transmission. The communications equipment used as a  
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1 match shall not subsequently be used as a match by  
2 another educational entity or for another part of the  
3 system. A local school board may request the school  
4 budget review committee to adjust the allowable growth  
5 for the school district so that the resulting increase  
6 in budget could be used for the match. A local school  
7 board may also elect not to become part of the system.  
8 Such election shall be made on an annual basis. State  
9 matching funds shall not be provided for Part III of  
10 the system until Part I and Part II of the system have  
11 been completed."

12 2. By numbering, renumbering, redesignating, and  
13 correcting internal references as necessary.

By LEONARD L. BOSWELL  
MICHAEL E. GRONSTAL

S-5641 FILED APRIL 10, 1992

*Adopted 4/13/92 (p 1366)*

HOUSE FILE 2465

S-5630

1 Amend amendment, S-5624, to House File 2465 as  
2 amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 16, by inserting after line 14 the  
5 following:

6 "Sec. \_\_\_\_\_. Section 261.17, subsections 1 and 4,  
7 and subsection 6, paragraph b, Code 1991, are amended  
8 to read as follows:

9 1. A vocational-technical tuition grant may be  
10 awarded to any resident of Iowa who is admitted and in  
11 attendance as a full-time student in a vocational-  
12 technical or career option program at a community  
13 college or an eligible course of study at a qualified  
14 proprietary school in the state, and who establishes  
15 financial need.

16 4. A vocational-technical tuition grant shall be  
17 awarded on an annual basis, requiring reapplication by  
18 the student for each year. Payments under the grant  
19 shall be allocated equally among the semesters or  
20 quarters of the year upon certification by the  
21 institution that the student is in full-time  
22 attendance in a vocational-technical or career option  
23 program, as defined under rules of the department of  
24 education, or an eligible course of study at a  
25 qualified proprietary school, as defined under rules  
26 of the commission. If the student discontinues  
27 attendance before the end of any term after receiving  
28 payment of the grant, the entire amount of any refund  
29 due that student, up to the amount of any payments  
30 made under the annual grant, shall be paid by the  
31 institution to the state.

32 b. Adopt rules for determining financial need,  
33 defining residence for the purposes of this section,  
34 defining eligibility requirements for courses of study  
35 at qualified proprietary schools, setting standards  
36 for qualified proprietary schools under this section,  
37 processing and approving applications for grants and  
38 determining priority for grants.

39 Sec. \_\_\_\_\_. Section 261.17, Code 1991, is amended by  
40 adding the following new subsections:

41 NEW SUBSECTION. 7. Rules adopted by the  
42 commission which define eligibility requirements for  
43 courses of study at qualified proprietary schools  
44 shall include, but are not limited to, a requirement  
45 that the course of study lead to the awarding of a  
46 degree, diploma, or license.

47 NEW SUBSECTION. 8. Rules adopted by the  
48 commission which set standards for qualification of  
49 proprietary schools under this section shall include,  
50 but are not limited to, a requirement that the school

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1 comply with the provisions of sections 714.23 and  
2 714.25 and that the school is accredited by a  
3 nationally recognized accrediting agency."

4 2. By numbering, renumbering, redesignating, and  
5 correcting internal references as necessary.

By MIKE CONNOLLY

S-5630 FILED APRIL 10, 1992

*Revised not germane 4/13/92 (p. 1366)*

## HOUSE FILE 2465

S-5650

1 Amend amendment, S-5624, to House File 2465, as  
2 amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 20, by inserting after line 22 the  
5 following:

6 "Sec. \_\_\_\_ . Section 280.23, as enacted by 1992 Iowa  
7 Acts, House File 2415, section 1, is amended by adding  
8 the following new unnumbered paragraph:

9 NEW UNNUMBERED PARAGRAPH. This section does not  
10 apply to a person specifically employed by a public  
11 school district or an accredited nonpublic school for  
12 purposes of performing health services."

13 2. By renumbering as necessary.

By WALLY HORN

S-5650 FILED APRIL 13, 1992

ADOPTED (p. 1366)

## HOUSE FILE 2465

S-5652

1 Amend the amendment, S-5624, to House File 2465, as  
2 amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 11, line 21, by striking the word "from"  
5 and inserting the following: "allocated to".

6 2. Page 11, line 22, by striking the words  
7 "medicine's medical service plan" and inserting the  
8 following: "medicine".

9 3. Page 11, by striking lines 32 and 33 and  
10 inserting the following: "qualifying hospital shall,  
11 after receipt of the funds, transfer to the department  
12 of human services an".

13 4. Page 12, line 14, by inserting after the words  
14 "by the department." the following: "The university  
15 hospitals shall restore to the college of medicine an  
16 amount equal to the funds provided to the university  
17 hospitals by the college of medicine in accordance  
18 with this section."

By RICHARD J. VARN

S-5652 FILED APRIL 13, 1992

ADOPTED (p. 1336)



HOUSE FILE 2465

S-5654

1 Amend amendment, S-5624, to House File 2465, as  
2 amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 21, by inserting after line 50 the  
5 following:

6 "Sec. 100. Section 321.376, subsections 1 and 3,  
7 Code Supplement 1991, are amended to read as follows:

8 1. The driver of a school bus shall hold a school  
9 bus driver's permit issued annually by the department  
10 of education and a driver's license issued by the  
11 department valid for the operation of the school bus.  
12 The department of education shall charge a fee for the  
13 issuance of a school bus driver's permit in the amount  
14 of five dollars, which shall be deposited in the  
15 general school bus passenger safety fund of the state  
16 which is created in the state treasury under the  
17 control of the department of education. All funds  
18 deposited into the school bus passenger safety fund  
19 are appropriated and made available to the department  
20 of education. Notwithstanding section 8.33, any  
21 balance in the fund on June 30 of any fiscal year  
22 shall not revert to the general fund of the state. A  
23 person holding a temporary restricted license issued  
24 under chapter 321J shall be prohibited from operating  
25 a school bus. The department shall revoke or refuse  
26 to issue a permit to any person who, after notice and  
27 opportunity for hearing, is determined to have  
28 committed any of the acts proscribed under section  
29 321.375, subsection 2. The department of education  
30 shall recommend, and the state board of education  
31 shall adopt under chapter 17A, rules and procedures  
32 for the revocation and issuance of permits to persons.  
33 Rules and procedures adopted shall include, but are  
34 not limited to, provisions for the revocation of, or  
35 refusal to issue, permits to persons who are  
36 determined to have committed any of the acts  
37 proscribed under section 321.375, subsection 2.  
38 3. ~~The department of education shall submit an~~  
39 ~~annual budget request, separately from the~~  
40 ~~department's annual operating budget request, in an~~  
41 ~~amount not to exceed the amount collected by the~~  
42 ~~department for the issuance of annual school bus~~  
43 ~~driver permits. Funds requested deposited in the~~  
44 school bus safety fund shall be designated for  
45 purposes of establishing and conducting approved  
46 courses of instruction for school bus drivers and for  
47 school bus passenger safety programs. The department  
48 shall recommend rules for adoption by the state board  
49 of education relating to the assessment and collection  
50 of funds from the school bus driver fee and relating

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1 to distribution of funds for approved courses of  
2 instruction."

3 2. Page 23, line 10, by inserting after the  
4 figure "34," the following: "100,"

5 3. By renumbering as necessary.

By RICHARD J. VARN

S-5654 FILED APRIL 13, 1992

ADOPTED (s. 1346)

## HOUSE FILE 2465

S-5653

1 Amend the amendment, S-5624, to House File 2465, as  
2 amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 16, by inserting after line 14, the  
5 following:

6 "Sec. 200. Section 257.16, unnumbered paragraph 2,  
7 Code Supplement 1991, is amended to read as follows:

8 All state aids paid under this chapter, unless  
9 otherwise stated, shall be paid in monthly  
10 installments beginning on September 15 of a budget  
11 year and ending on or about June 15 of the budget year  
12 ~~and the installments shall be as nearly equal as~~  
13 ~~possible~~ as determined by the department of  
14 management, taking into consideration the relative  
15 budget and cash position of the state resources.  
16 However, the state aid paid to school districts under  
17 section 257.13 shall be paid in monthly installments  
18 beginning on December 15 and ending on or about June  
19 15 of a budget year."

20 2. Page 23, line 10, by inserting after the  
21 figure "16," the following: "200,".

22 3. By numbering, renumbering, redesignating, and  
23 correcting internal references as necessary.

By RICHARD J. VARN

S-5653 FILED APRIL 13, 1992  
WITHDRAWN (p. 1366)

SENATE AMENDMENT TO HOUSE FILE 2465

H-5885

1 Amend House File 2465, as amended, passed, and  
2 reprinted by the House, as follows:

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

5 "DEPARTMENT OF EDUCATION

6 Section 1. There is appropriated from the general  
7 fund of the state to the department of education for  
8 the fiscal year beginning July 1, 1992, and ending  
9 June 30, 1993, the following amounts, or so much  
10 thereof as may be necessary, to be used for the  
11 purposes designated:

12 1. GENERAL ADMINISTRATION

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

16 ..... \$ 4,813,000  
17 ..... FTEs 107.00

18 2. VOCATIONAL EDUCATION ADMINISTRATION

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

22 ..... \$ 704,000  
23 ..... FTEs 26.45

24 3. VOCATIONAL REHABILITATION DIVISION

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

28 ..... \$ 3,459,000  
29 ..... FTEs 307.50

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

35 ..... \$ 20,611  
36 ..... FTEs 1.50

37 4. CORRECTIONS EDUCATION PROGRAM

38 For educational programs at state penal  
39 institutions:

40 ..... \$ 1,948,000

41 5. SCHOOL FOOD SERVICE

42 For use as state matching funds for federal  
43 programs which shall be disbursed according to federal  
44 regulations, including salaries, support, maintenance,  
45 miscellaneous purposes, and for not more than the  
46 following full-time equivalent positions:

47 ..... \$ 2,809,000  
48 ..... FTEs 16.00

49 6. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

50 To provide funds for costs of providing textbooks

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1 to each resident pupil who attends a nonpublic school  
2 as authorized by section 301.1. The funding is  
3 limited to \$20 per pupil and shall not exceed the  
4 comparable services offered to resident public school  
5 pupils:

6 ..... \$ 580,000

7 7. VOCATIONAL AGRICULTURE YOUTH ORGANIZATION

8 To assist a vocational agriculture youth  
9 organization sponsored by the schools to support the  
10 foundation established by that vocational agriculture  
11 youth organization:

12 ..... \$ 52,000

13 8. COMMUNITY COLLEGES

14 Notwithstanding chapter 286A, for general state  
15 financial aid, including general financial aid to  
16 merged areas in lieu of personal property tax  
17 replacement payments under section 427A.13, to merged  
18 areas as defined in section 280A.2, for vocational  
19 education programs in accordance with chapters 258 and  
20 280A, to purchase instructional equipment for  
21 vocational and technical courses of instruction in  
22 community colleges, and for salary increases:

23 ..... \$ 89,880,369

24 The funds appropriated in this subsection shall be  
25 allocated as follows:

- 26 a. Merged Area I ..... \$ 4,206,487
- 27 b. Merged Area II ..... \$ 5,074,870
- 28 c. Merged Area III ..... \$ 4,893,849
- 29 d. Merged Area IV ..... \$ 2,304,140
- 30 e. Merged Area V ..... \$ 4,879,078
- 31 f. Merged Area VI ..... \$ 4,573,621
- 32 g. Merged Area VII ..... \$ 6,282,377
- 33 h. Merged Area VIII ..... \$ 7,896,127
- 34 i. Merged Area IX ..... \$ 12,205,095
- 35 j. Merged Area X ..... \$ 13,267,249
- 36 k. Merged Area XI ..... \$ 5,176,348
- 37 l. Merged Area XII ..... \$ 5,326,625
- 38 m. Merged Area XIII ..... \$ 2,357,483
- 39 n. Merged Area XIV ..... \$ 7,306,418
- 40 o. Merged Area XV ..... \$ 4,130,602

41 Sec. 2. There is appropriated from the general  
42 fund of the state to the department of education for  
43 the fiscal year beginning July 1, 1993, and ending  
44 June 30, 1994, the following amounts, or so much  
45 thereof as is necessary, to be used for the purposes  
46 designated:

47 1. Notwithstanding chapter 286A for state  
48 financial aid, including general financial aid to  
49 merged areas in lieu of personal property tax  
50 replacement payments under section 427A.13, to merged

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1 areas to be accrued as income and used for  
2 expenditures incurred by the community colleges during  
3 the fiscal year beginning July 1, 1992, and ending  
4 June 30, 1993:

5 ..... \$ 16,450,231

6 The funds appropriated in this section shall be  
7 allocated as follows:

8	a.	Merged Area I .....	\$	777,072
9	b.	Merged Area II .....	\$	930,993
10	c.	Merged Area III .....	\$	894,475
11	d.	Merged Area IV .....	\$	423,103
12	e.	Merged Area V .....	\$	897,586
13	f.	Merged Area VI .....	\$	836,461
14	g.	Merged Area VII .....	\$	1,152,178
15	h.	Merged Area IX .....	\$	1,446,020
16	i.	Merged Area X .....	\$	2,232,424
17	j.	Merged Area XI .....	\$	2,414,311
18	k.	Merged Area XII .....	\$	948,649
19	l.	Merged Area XIII .....	\$	974,188
20	m.	Merged Area XIV .....	\$	431,773
21	n.	Merged Area XV .....	\$	1,335,675
22	o.	Merged Area XVI .....	\$	755,323

23 2. Funds appropriated by this section shall be  
24 allocated pursuant to this section and paid on or  
25 about August 15, 1993.

26 Sec. 3. There is appropriated from the general  
27 fund of the state to the department of education for  
28 the fiscal year beginning July 1, 1992, and ending  
29 June 30, 1993, the following amounts, or so much  
30 thereof as is necessary, to be used for the purposes  
31 designated:

32 1. For general financial aid to merged areas in  
33 lieu of personal property tax replacement payments  
34 under section 427A.13 to be accrued as income and used  
35 for expenditures incurred by the community colleges  
36 during the fiscal year beginning July 1, 1991, and  
37 ending June 30, 1992:

38 ..... \$ 343,308

39 The funds appropriated in this subsection shall be  
40 allocated as follows:

41	a.	Merged Area I .....	\$	27,015
42	b.	Merged Area II .....	\$	20,967
43	c.	Merged Area III .....	\$	14,053
44	d.	Merged Area IV .....	\$	9,601
45	e.	Merged Area V .....	\$	24,896
46	f.	Merged Area VI .....	\$	14,311
47	g.	Merged Area VII .....	\$	24,001
48	h.	Merged Area IX .....	\$	28,653
49	i.	Merged Area X .....	\$	40,294
50	j.	Merged Area XI .....	\$	59,072

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1	k.	Merged Area XII .....	\$	19,157
2	l.	Merged Area XIII .....	\$	16,988
3	m.	Merged Area XIV .....	\$	8,635
4	n.	Merged Area XV .....	\$	22,816
5	o.	Merged Area XVI .....	\$	12,849

6 2. Funds appropriated in subsection 1 shall be  
7 allocated pursuant to this section and paid on or  
8 about August 15, 1992.

9 Sec. 4. Notwithstanding the appropriation provided  
10 in section 294A.25, subsection 1, there is  
11 appropriated from the general fund of the state to the  
12 department of education for the fiscal year beginning  
13 July 1, 1992, and ending June 30, 1993, the following  
14 amount, or so much thereof as may be necessary, to be  
15 used for the purpose designated and for not more than  
16 the following full-time equivalent position:

17	1.	Notwithstanding section 294A.25, for the		
18		educational excellence program:		
19		.....	\$	92,297,891
20		.....	FTEs	1.00

21 2. To supplement the appropriation in section  
22 294A.25 for phase II:

23		.....	\$	1,309,031
----	--	-------	----	-----------

24 Sec. 5. Notwithstanding the standing  
25 appropriations in section 279.51 for the fiscal year  
26 beginning July 1, 1992, and ending June 30, 1993, the  
27 amount appropriated from the general fund of the state  
28 to the department of education pursuant to that  
29 section for the following designated purposes shall  
30 not exceed the following amounts for programs for at-  
31 risk children under section 279.51, subsection 1:

32		.....	\$	10,727,640
----	--	-------	----	------------

33 During the fiscal year beginning July 1, 1992, the  
34 funds appropriated in this section will be allocated  
35 in the same manner as allocated in 1991 Iowa Acts,  
36 chapter 267, section 205.

37 Sec. 6. There is appropriated from the general  
38 fund of the state to the department of education for  
39 the fiscal year beginning July 1, 1992, and ending  
40 June 30, 1993, the following amount, or so much  
41 thereof as may be necessary, to be used for the  
42 purpose designated:

43		For expenditures incurred by school districts		
44		during the previous fiscal year for vocational		
45		education aid to secondary schools:		
46		.....	\$	3,483,000

47 Funds appropriated in this section shall be used  
48 for expenditures made by school districts to meet the  
49 standards set in sections 256.11, 258.4, and 280A.23  
50 as a result of the enactment of 1989 Iowa Acts,

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1 chapter 278. Funds shall be used as reimbursement for  
2 vocational education expenditures made by secondary  
3 schools in the manner provided by the department of  
4 education for implementation of the standards set in  
5 1989 Iowa Acts, chapter 278. The department shall  
6 inform school districts by July 1, 1991, of the  
7 criteria for reimbursement with funds appropriated  
8 under this section.

9 Sec. 7. There is appropriated from the general  
10 fund of the state to the department of education for  
11 the fiscal year beginning July 1, 1993, and ending  
12 June 30, 1994, the following amount, or so much  
13 thereof as may be necessary, to be used for the  
14 purpose designated:

15 For expenditures incurred by school districts  
16 during the previous fiscal year for vocational  
17 education aid to secondary schools:

18 ..... \$ 3,483,000

19 Funds appropriated in this section shall be used  
20 for expenditures made by school districts to meet the  
21 standards set in sections 256.11, 258.4, and 280A.23  
22 as a result of the enactment of 1989 Iowa Acts,  
23 chapter 278. Funds shall be used as reimbursement for  
24 vocational education expenditures made by secondary  
25 schools in the manner provided by the department of  
26 education for implementation of the standards set in  
27 1989 Iowa Acts, chapter 278.

28 COLLEGE STUDENT AID COMMISSION

29 Sec. 8. There is appropriated from the general  
30 fund of the state to the college student aid  
31 commission for the fiscal year beginning July 1, 1992,  
32 and ending June 30, 1993, the following amounts, or so  
33 much thereof as may be necessary, to be used for the  
34 purposes designated:

35 1. GENERAL ADMINISTRATION

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

39 ..... \$ 333,000  
40 ..... FTEs 7.80

41 2. UNIVERSITY OF OSTEOPATHIC MEDICINE AND HEALTH  
42 SCIENCES

43 For grants to seniors and for forgivable loans to  
44 freshmen and sophomores and juniors, who are Iowa  
45 students attending the university of osteopathic  
46 medicine and health sciences, under the grant program  
47 pursuant to section 261.18 and the forgivable loan  
48 program pursuant to section 261.19A:

49 ..... \$ 387,000

50 3. STUDENT AID PROGRAMS

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1 For payments to students for student aid programs:  
 2 ..... \$ 1,500,000

3 From the moneys appropriated in this subsection,  
 4 \$1,425,651 shall be expended for an Iowa grant  
 5 program, with funds to be allocated to institutions  
 6 pursuant to section 261.93A. The remainder shall be  
 7 allocated for the graduate student financial  
 8 assistance program.

9 It is the intent of the general assembly that the  
 10 college student aid commission reduce the maximum  
 11 grant and average grant under the state tuition grant  
 12 program while maintaining the same number of qualified  
 13 students receiving grants in the fiscal year beginning  
 14 July 1, 1992, and ending June 30, 1993, as were  
 15 provided in the previous fiscal year.

16 Sec. 9. There is appropriated from the loan  
 17 reserve account to the college student aid commission  
 18 for the fiscal year beginning July 1, 1992, and ending  
 19 June 30, 1993, the following amount, or so much  
 20 thereof as may be necessary, to be used for the  
 21 purposes designated:

22 For operating costs of the Stafford loan program  
 23 including salaries, support, maintenance,  
 24 miscellaneous purposes, and for not more than the  
 25 following full-time equivalent positions:  
 26 ..... \$ 3,894,741  
 27 ..... FTEs 36.52

STATE BOARD OF REGENTS

29 Sec. 10. There is appropriated from the general  
 30 fund of the state to the state board of regents for  
 31 the fiscal year beginning July 1, 1992, and ending  
 32 June 30, 1993, the following amounts, or so much  
 33 thereof as may be necessary, to be used for the  
 34 purposes designated:

35 1. OFFICE OF STATE BOARD OF REGENTS  
 36 a. For salaries, support, maintenance,  
 37 miscellaneous purposes, and for not more than the  
 38 following full-time equivalent positions:  
 39 ..... \$ 1,075,000  
 40 ..... FTEs 17.63

41 The moneys provided in this paragraph shall not be  
 42 augmented by reimbursements from the institutions  
 43 under the control of the state board of regents for  
 44 the funding of the office of the state board of  
 45 regents.

46 b. For allocation by the state board of regents to  
 47 the state university of Iowa, the Iowa state  
 48 university of science and technology, and the  
 49 university of northern Iowa to reimburse the  
 50 institutions for deficiencies in their operating funds

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1 resulting from the pledging of tuitions, student fees  
 2 and charges, and institutional income to finance the  
 3 cost of providing academic and administrative  
 4 buildings and facilities and utility services at the  
 5 institutions:

6 ..... \$ 22,927,000

7 c. For funds to be allocated to the southwest Iowa  
 8 graduate studies center:

9 ..... \$ 35,000

10 d. For funds to be allocated to the siouxland  
 11 interstate metropolitan planning council for the  
 12 tristate graduate center under section 262.9,  
 13 subsection 21:

14 ..... \$ 68,000

15 e. For funds to be allocated to the quad-cities  
 16 graduate studies center:

17 ..... \$ 145,000

18 2. STATE UNIVERSITY OF IOWA

19 a. General university, including lakeside  
 20 laboratory  
 21 For salaries, support, maintenance, equipment,  
 22 miscellaneous purposes, and for not more than the  
 23 following full-time equivalent positions:

24 ..... \$167,993,000

25 ..... FTES 3,962.27

26 b. University hospitals  
 27 For salaries, support, maintenance, equipment,  
 28 miscellaneous purposes, and for not more than the  
 29 following full-time equivalent positions for medical  
 30 and surgical treatment of indigent patients as  
 31 provided in chapter 255:

32 ..... \$ 27,359,000

33 ..... FTES 5,364.14

34 Funds appropriated in this paragraph shall not be  
 35 used to perform abortions except medically necessary  
 36 abortions, and shall not be used to operate the early  
 37 termination of pregnancy clinic except for the  
 38 performance of medically necessary abortions. For the  
 39 purpose of this paragraph, an abortion is the  
 40 purposeful interruption of pregnancy with the  
 41 intention other than to produce a live-born infant or  
 42 to remove a dead fetus, and a medically necessary  
 43 abortion is one performed under one of the following  
 44 conditions:

45 (1) The attending physician certifies that  
 46 continuing the pregnancy would endanger the life of  
 47 the pregnant woman.

48 (2) The attending physician certifies that the  
 49 fetus is physically deformed, mentally deficient, or  
 50 afflicted with a congenital illness.

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1 (3) The pregnancy is the result of a rape which is  
2 reported within 45 days of the incident to a law  
3 enforcement agency or public or private health agency  
4 which may include a family physician.

5 (4) The pregnancy is the result of incest which is  
6 reported within 150 days of the incident to a law  
7 enforcement agency or public or private health agency  
8 which may include a family physician.

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

12 The total quota allocated to the counties for  
13 indigent patients for the fiscal year commencing July  
14 1, 1992, shall not be lower than the total quota  
15 allocated to the counties for the fiscal year  
16 commencing July 1, 1991. The total quota shall be  
17 allocated among the counties on the basis of the 1990  
18 census pursuant to section 255.16.

19 c. Psychiatric hospital

20 For salaries, support, maintenance, equipment,  
21 miscellaneous purposes, and for not more than the  
22 following full-time equivalent positions and for the  
23 care, treatment, and maintenance of committed and  
24 voluntary public patients:

25 .....	\$	6,517,000
26 .....	FTEs	284.00

27 d. Hospital-school

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

31 .....	\$	5,133,000
32 .....	FTEs	165.49

33 e. Oakdale campus

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

37 .....	\$	2,653,000
38 .....	FTEs	64.48

39 f. State hygienic laboratory

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

43 .....	\$	2,820,000
44 .....	FTEs	100.93

45 g. Family practice program

46 For allocation by the dean of the college of  
47 medicine, with approval of the advisory board, to  
48 qualified participants, to carry out chapter 148D for  
49 the family practice program, including salaries and  
50 support, and for not more than the following full-time

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1 equivalent positions:  
2 ..... \$ 1,694,000  
3 ..... FTEs 161.44  
4 h. Child health care services  
5 For specialized child health care services,  
6 including childhood cancer diagnostic and treatment  
7 network programs, rural comprehensive care for  
8 hemophilia patients, and Iowa high-risk infant follow-  
9 up program, including salaries and support, and for  
10 not more than the following full-time equivalent  
11 positions:  
12 ..... \$ 402,000  
13 ..... FTEs 11.16  
14 i. Agricultural health and safety programs  
15 For agricultural health and safety programs:  
16 ..... \$ 238,000  
17 ..... FTEs 3.30  
18 j. Statewide tumor registry  
19 For the statewide tumor registry and for not more  
20 than the following full-time equivalent positions:  
21 ..... \$ 181,000  
22 ..... FTEs 3.44  
23 k. Substance abuse consortium  
24 For funds to be allocated to the Iowa consortium  
25 for substance abuse research and evaluation:  
26 ..... \$ 58,000  
27 ..... FTEs 1.50  
28 l. Center for biocatalysis  
29 For the center for biocatalysis:  
30 ..... \$ 1,304,874  
31 m. National advanced driving simulator  
32 For the national advanced driving simulator:  
33 ..... \$ 233,138  
34 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY  
35 a. General university  
36 For salaries, support, maintenance, equipment,  
37 miscellaneous purposes, and for not more than the  
38 following full-time equivalent positions:  
39 ..... \$136,764,000  
40 ..... FTEs 3,612.45  
41 b. Agricultural experiment station  
42 For salaries, support, maintenance, miscellaneous  
43 purposes, and for not more than the following full-  
44 time equivalent positions:  
45 ..... \$ 23,701,380  
46 ..... FTEs 481.43  
47 Of the funds appropriated in this lettered  
48 paragraph, \$281,601 shall be used by the school of  
49 veterinary medicine for livestock disease research  
50 consistent with the recommendation of the livestock

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1 health advisory council required by chapter 267.  
2 c. Cooperative extension service in agriculture  
3 and home economics  
4 For salaries, support, maintenance, miscellaneous  
5 purposes, and for not more than the following full-  
6 time equivalent positions:  
7 ..... \$ 16,037,000  
8 ..... FTEs 446.07  
9 Of the funds appropriated in this lettered  
10 paragraph, \$24,187 shall be expended for a child farm  
11 safety program.  
12 d. Fire service education  
13 For salaries and support and for not more than the  
14 following full-time equivalent positions:  
15 ..... \$ 397,000  
16 ..... FTEs 11.66  
17 e. Leopold center  
18 For agricultural research grants at Iowa state  
19 university under section 266.39B:  
20 ..... \$ 572,000  
21 4. UNIVERSITY OF NORTHERN IOWA  
22 a. For salaries, support, maintenance, equipment,  
23 miscellaneous purposes, and for not more than the  
24 following full-time equivalent positions:  
25 ..... \$ 57,388,829  
26 ..... FTEs 1,382.93  
27 b. Recycling and reuse center:  
28 ..... \$ 257,138  
29 5. STATE SCHOOL FOR THE DEAF  
30 For salaries, support, maintenance, miscellaneous  
31 purposes, and for not more than the following full-  
32 time equivalent positions:  
33 ..... \$ 5,734,000  
34 ..... FTEs 122.99  
35 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL  
36 For salaries, support, maintenance, miscellaneous  
37 purposes, and for not more than the following full-  
38 time equivalent positions:  
39 ..... \$ 3,161,000  
40 ..... FTEs 89.75  
41 7. TUITION AND TRANSPORTATION COSTS  
42 For payment to local school boards for the tuition  
43 and transportation costs of students residing in the  
44 Iowa braille and sight saving school and the state  
45 school for the deaf pursuant to section 262.43 and for  
46 payment of certain clothing and transportation costs  
47 for students at these schools pursuant to section  
48 270.5:  
49 ..... \$ 7,000  
50 Sec. 11. Reallocations of sums received under

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1 section 10, subsections 2, 3, 4, 5, and 6, of this  
2 Act, including sums received for salaries, shall be  
3 reported on a quarterly basis to the co-chairpersons  
4 and ranking members of the legislative fiscal  
5 committee and the joint education appropriations  
6 subcommittee.

7 Sec. 12. For the fiscal year beginning July 1,  
8 1992, the state board of regents may use notes, bonds,  
9 or other evidences of indebtedness issued under  
10 section 262.48 to finance projects that will result in  
11 energy cost savings in an amount that will cause the  
12 state board to recover the cost of the projects within  
13 an average of six years.

14 Sec. 13. The department of human services shall  
15 implement a supplemental disproportionate share  
16 adjustment applicable to state-owned acute care  
17 hospitals with more than five hundred beds and shall  
18 reimburse qualifying hospitals pursuant to that  
19 adjustment with a supplemental amount for services  
20 provided medical assistance recipients. For the  
21 purposes of this section, state funds allocated to the  
22 college of medicine shall be made available to  
23 university hospitals by the college of medicine of the  
24 state university of Iowa. The adjustment shall  
25 generate payments intended to equal the state  
26 appropriation made to a qualifying hospital for  
27 treatment of indigent patients as provided in chapter  
28 255, plus the funds provided by the college of  
29 medicine to the university hospitals in accordance  
30 with this section. To the extent of the supplemental  
31 disproportionate share adjustment payments, a  
32 qualifying hospital shall, after receipt of the funds,  
33 transfer to the department of human services an amount  
34 equal to the estimated supplemental payments that will  
35 be made by the department to the qualifying hospital  
36 in that month. The aggregate amounts for a fiscal  
37 year shall not exceed the state appropriation made to  
38 the qualifying hospital for treatment of indigent  
39 patients as provided in chapter 255, plus the funds  
40 provided by the college of medicine to the university  
41 hospitals in accordance with this section. The amount  
42 to be transferred shall be adjusted to reflect any  
43 variance between the estimated and actual supplemental  
44 payments made in prior months. The department of  
45 human services shall deposit the portion of these  
46 funds equal to the state share in the department's  
47 medical assistance account and transfer the balance to  
48 the state GAAP escrow account created in section  
49 422.69, subsection 3. To the extent that state funds  
50 appropriated to a qualifying hospital for the

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1 treatment of indigent patients as provided in chapter  
 2 255, plus the funds provided by the college of  
 3 medicine to the university hospitals in accordance  
 4 with this section, have been transferred to the  
 5 department of human services as a result of these  
 6 supplemental disproportionate share payments made to  
 7 the qualifying hospital, the department shall not,  
 8 directly or indirectly, recoup the supplemental  
 9 disproportionate share adjustment payments made to a  
 10 qualifying hospital for any reason, unless an  
 11 equivalent amount of the funds transferred to the  
 12 department of human services by a qualifying hospital  
 13 pursuant to this provision is transferred to the  
 14 qualifying hospital by the department. The university  
 15 hospitals shall restore to the college of medicine an  
 16 amount equal to the funds provided to the university  
 17 hospitals by the college of medicine in accordance  
 18 with this section. The department of human services  
 19 shall, in any compilation of data or other report  
 20 distributed to the public concerning payments to  
 21 providers under the medical assistance program, set  
 22 forth reimbursements to a qualifying hospital through  
 23 the supplemental disproportionate share adjustment as  
 24 a separate item and shall not include such payments in  
 25 the amounts otherwise reported as the reimbursement to  
 26 a qualifying hospital for services to medical  
 27 assistance recipients.

28 For purposes of this section, "supplemental  
 29 disproportionate share payment" means a supplemental  
 30 payment amount paid for medical assistance to a  
 31 hospital qualifying for that payment under this  
 32 section.

33 DEPARTMENT OF CULTURAL AFFAIRS

34 Sec. 14. There is appropriated from the general  
 35 fund of the state to the department of cultural  
 36 affairs for the fiscal year beginning July 1, 1992,  
 37 and ending June 30, 1993, the following amounts, or so  
 38 much thereof as is necessary, to be used for the  
 39 purposes designated:

40 1. ARTS DIVISION

41 For salaries, support, maintenance, miscellaneous  
 42 purposes, including funds to match federal grants, for  
 43 areawide arts and cultural service organizations which  
 44 meet the requirements of chapter 303C, and for not  
 45 more than the following full-time equivalent  
 46 positions:

47 .....	\$	997,000
48 .....	FTEs	11.00

49 2. HISTORICAL DIVISION

50 For salaries, support, maintenance, miscellaneous

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1 purposes, and for not more than the following full-  
2 time equivalent positions:

3	.....	\$	2,332,000
4	.....	FTEs	62.50

5 Of the funds appropriated in this subsection, the  
6 division shall allocate \$10,000 for the operating and  
7 maintenance costs of the Plum Grove residence of  
8 former Governor Lucas.

-9 3. LIBRARY DIVISION

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

13	.....	\$	1,899,000
14	.....	FTEs	49.50

15 b. For purposes of the state library:

16	.....	\$	1,027,000
----	-------	----	-----------

17 The amount appropriated in this paragraph  
18 represents the amount of state aid that would have  
19 gone to the regional library system if the system had  
20 not been eliminated by repeal in this Act.

21 4. ADMINISTRATION

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

25	.....	\$	56,000
26	.....	FTEs	1.00

27 The accounting responsibilities of the department  
28 of cultural affairs shall be assumed and performed by  
29 the department of management.

30 5. COMMUNITY CULTURAL GRANTS

31 For planning and programming for the community  
32 cultural grants program established under section  
33 303.3:

34	.....	\$	528,000
----	-------	----	---------

35 6. PUBLIC BROADCASTING DIVISION

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

39	.....	\$	5,959,000
40	.....	FTEs	96.00

41 Sec. 15. Any moneys contained in the artist  
42 endowment fund shall revert and be transferred to the  
43 general fund of the state on June 30, 1992.

44 Sec. 16. Notwithstanding section 8.33, funds  
45 appropriated in 1991 Iowa Acts, chapter 267, section  
46 210, subsection 1, paragraph "b", remaining  
47 unencumbered or unobligated on June 30, 1992, shall  
48 not revert to the general fund of the state but shall  
49 be available for expenditure for the purposes listed  
50 in section 10, subsection 1, paragraph "b", of this

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1 Act during the fiscal year beginning July 1, 1992, and  
2 ending June 30, 1993.

3 Sec. 17. Notwithstanding section 261.20, of the  
4 unencumbered or unobligated moneys in the scholarship  
5 and tuition grant reserve fund, \$317,542 shall be  
6 distributed under the Iowa tuition grants, the Iowa  
7 scholarship program, vocational-technical tuition  
8 grant program, and the work-study program by the  
9 college student aid commission, in amounts  
10 proportionate to the amounts of funds appropriated to  
11 the college student aid commission for the programs by  
12 the general assembly for the fiscal year beginning  
13 July 1, 1992, and ending June 30, 1993.

14 Sec. 18. Notwithstanding sections 302.1 and  
15 302.1A, for the fiscal year beginning July 1, 1992,  
16 and ending June 30, 1993, the portion of the interest  
17 earned on the permanent school fund that is not  
18 transferred to the credit of the first in the nation  
19 in education foundation and not transferred to the  
20 credit of the national center for gifted and talented  
21 education shall be credited as a payment by the  
22 historical division of the department of cultural  
23 affairs of the principal and interest due on moneys  
24 loaned to the historical division under section  
25 303.18.

26 Sec. 19. 1992 Iowa Acts, Senate File 2116, section  
27 100, subsection 8, is amended to read as follows:

28 8. Appropriations made to school corporations in  
29 chapter 257 for state aid to school districts and  
30 chapter-286A in 1991 Iowa Acts, chapter 267, section  
31 201, subsections 9 and 10, for state aid to area  
32 schools merged areas shall not be reduced under  
33 subsection 1.

34 Sec. 20. Notwithstanding sections 303.1, 303.1A,  
35 303.2, 303.2A, 303.7, 303.8, 303.17, 303.87, and  
36 303.94, the duties, responsibilities, and rulemaking  
37 authority of the director of the department of  
38 cultural affairs, and the responsibilities of the  
39 administrative section, other than accounting, of the  
40 department of cultural affairs, are transferred to the  
41 office of the secretary of state. The position of  
42 director and the positions within the administrative  
43 office, except for the fiscal officer, shall be vacant  
44 as of July 1, 1992. Appointment authority granted to  
45 the director of the department of cultural affairs is  
46 transferred to the governor, subject to senate  
47 confirmation. The office of the fiscal officer, for  
48 the department of cultural affairs, shall be located  
49 in the department of management.

50 Sec. 21. Section 8.29, unnumbered paragraph 4,

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1 Code 1991, is amended to read as follows:

2 The state board of regents, with the approval of  
3 the director of the department of management, shall  
4 establish a uniform budgeting and accounting system  
5 for the institutions of higher education under its  
6 control, and shall require each of the institutions of  
7 higher education to begin operating under the uniform  
8 system not later than June 30, ~~1976~~ 1994.

9 Sec. 22. Section 12.30, subsection 1, paragraph a,  
10 Code 1991, is amended to read as follows:

11 a. "Authority" means a department, or public or  
12 quasi-public instrumentality of the state including,  
13 but not limited to, the authority created under  
14 chapter 175, 175A, 220, 261A, or 307B, ~~or-442A~~, which  
15 has the power to issue obligations, except that  
16 "authority" does not include the state board of  
17 regents or the Iowa finance authority to the extent it  
18 acts pursuant to chapter 280A.

19 Sec. 23. Section 18.136, subsection 3, Code 1991,  
20 is amended to read as follows:

21 3. The financing for the procurement costs for the  
22 entirety of Part I of the system, and the video, data,  
23 and voice capacity for state agencies for Part II and  
24 Part III of the system, shall be provided by the  
25 state. The financing for the procurement costs for  
26 Part II of the system shall be provided eighty percent  
27 from the state and twenty percent from the community  
28 colleges for the areas in which Part II of the system  
29 is located. The basis for the state match is eighty  
30 percent of a single interactive video and interactive  
31 audio for Parts I and II of the system, and such data  
32 and voice capacity as is necessary. The financing for  
33 the procurement and maintenance costs for Part III of  
34 the system shall be provided eighty percent from the  
35 state and twenty percent from the local school boards  
36 of the areas which receive transmissions from the  
37 system. The local school boards may meet all or part  
38 of the match requirements of Part III of the system  
39 through a cooperative arrangement with community  
40 colleges. The basis for the state match is eighty  
41 percent of a single interactive audio and one-way  
42 video for Part III of the system, and such data and  
43 voice capacity as is necessary. The local school  
44 boards and community colleges may meet the match  
45 requirements for Part II and Part III of the system  
46 from funds they have already spent for their systems,  
47 from funds available in the school budget, or from  
48 funds received from other nonstate sources. In the  
49 case of existing systems, in order to upgrade  
50 facilities to the specifications of the state

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1 communications network, the local school boards and  
2 community colleges, in lieu of a cash match, may meet  
3 the match requirements from funds they have already  
4 spent for their systems provided that the state match  
5 does not exceed the lesser of eighty percent of the  
6 total cost of the upgraded system or eighty percent of  
7 the replacement cost of the system. The  
8 communications equipment funds used as a match by a  
9 community college shall be calculated based on  
10 verified expenditures for capital, equipment,  
11 hardware, and software for long-distance learning  
12 technologies, including both audio and visual  
13 transmission. The communications equipment used as a  
14 match shall not subsequently be used as a match by  
15 another educational entity or for another part of the  
16 system. A local school board may request the school  
17 budget review committee to adjust the allowable growth  
18 for the school district so that the resulting increase  
19 in budget could be used for the match. A local school  
20 board may also elect not to become part of the system.  
21 Such election shall be made on an annual basis. State  
22 matching funds shall not be provided for Part III of  
23 the system until Part I and Part II of the system have  
24 been completed.

25 Sec. 24. Section 25A.2, subsection 5, Code 1991,  
26 is amended to read as follows:

27 5. "State agency" includes all executive  
28 departments, agencies, boards, bureaus, and  
29 commissions of the state of Iowa, and corporations  
30 whose primary function is to act as, and while acting  
31 as, instrumentalities or agencies of the state of  
32 Iowa, whether or not authorized to sue and be sued in  
33 their own names. This definition does not include a  
34 contractor with the state of Iowa. Soil and water  
35 conservation districts as defined in section 467A.3,  
36 subsection 1, and judicial district departments of  
37 correctional services as established in section 905.27  
38 and regional boards of library trustees as defined in  
39 chapter 303B; are state agencies for purposes of this  
40 chapter.

41 Sec. 25. Section 39.21, subsection 1, Code 1991,  
42 is amended by striking the subsection.

43 Sec. 26. Section 43.18, unnumbered paragraph 4,  
44 Code Supplement 1991, is amended to read as follows:

45 I am further aware that section 43.20, subsection  
46 4, unnumbered paragraph 3, does not apply to the  
47 offices of county agricultural extension council; or  
48 soil and water conservation district commission; or  
49 regional library board of trustees.

50 Sec. 27. Section 43.67, unnumbered paragraph 4,

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1 Code Supplement 1991, is amended to read as follows:

2 I am further aware that section 49.41 does not  
3 apply to the offices of county agricultural extension  
4 council; or soil and water conservation district  
5 commission; ~~or regional library board of trustees.~~

6 Sec. 28. Section 44.3, subsection 2, unnumbered  
7 paragraph 4, Code Supplement 1991, is amended to read  
8 as follows:

9 I am further aware that section 49.41 does not  
10 apply to the offices of county agricultural extension  
11 council; or soil and water conservation district  
12 commission; ~~or regional library board of trustees.~~

13 Sec. 29. Section 45.3, unnumbered paragraph 5,  
14 Code Supplement 1991, is amended to read as follows:

15 I am further aware that section 49.41 does not  
16 apply to the offices of county agricultural extension  
17 council; or soil and water conservation district  
18 commission; ~~or regional library board of trustees.~~

19 Sec. 30. Section 49.41, unnumbered paragraph 6,  
20 Code Supplement 1991, is amended to read as follows:

21 This section does not apply to the following public  
22 offices: county agricultural extension council; or  
23 soil and water conservation district commission; ~~or~~  
24 regional library board of trustees.

25 Sec. 31. Section 261.25, subsections 1, 2, and 3,  
26 Code Supplement 1991, are amended to read as follows:

27 1. There is appropriated from the general fund of  
28 the state to the commission for each fiscal year the  
29 sum of thirty-two-million-four-hundred-eighty thirty  
30 million seven hundred twenty-seven thousand dollars  
31 for tuition grants.

32 2. There is appropriated from the general fund of  
33 the state to the commission for each fiscal year the  
34 sum of eight-hundred-thirteen seven hundred seventy-  
35 nine thousand dollars for scholarships.

36 3. There is appropriated from the general fund of  
37 the state to the commission for each fiscal year the  
38 sum of one million three-hundred-fifteen two hundred  
39 sixty-one thousand dollars for vocational-technical  
40 tuition grants.

41 Sec. 32. Section 261.38, subsection 7, Code  
42 Supplement 1991, is amended to read as follows:

43 7. The commission may expend funds in the reserve  
44 account to and enter into agreements which with the  
45 Iowa student loan liquidity corporation in order to  
46 increase access for students to a education loan  
47 program-for-guaranteed-loans-which-are-not-subsidized  
48 by-the-federal-government programs that the commission  
49 determines meet the education needs of Iowa residents.  
50 The agreements shall permit the establishment,

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1 funding, and operation of alternative education loan  
2 programs, as described in section 144(b)(1)(B) of the  
3 Internal Revenue Code of 1986 as amended, as defined  
4 in section 422.3, in addition to programs permitted  
5 under the federal Higher Education Act of 1965. In  
6 accordance with those agreements, the Iowa student  
7 loan liquidity corporation may issue bonds, notes, or  
8 other obligations to the public and others for the  
9 purpose of funding the alternative education loan  
10 programs. This authority to issue such bonds, notes,  
11 or other obligations shall be in addition to the  
12 authority established in the articles of incorporation  
13 and bylaws of the Iowa student loan liquidity  
14 corporation.

15 Bonds, notes, or other obligations issued by the  
16 Iowa student loan liquidity corporation are not an  
17 obligation of this state or any political subdivision  
18 of this state within the meaning of any constitutional  
19 or statutory debt limitations, but are special  
20 obligations of the Iowa student loan liquidity  
21 corporation, and the corporation shall not pledge the  
22 credit or taxing power of this state or any political  
23 subdivision of this state, or make its debts payable  
24 out of any of the moneys except those of the  
25 corporation.

26 Sec. 33. Section 261.85, unnumbered paragraph 1,  
27 Code Supplement 1991, is amended to read as follows:

28 There is appropriated from the general fund of the  
29 state to the commission for each fiscal year the sum  
30 of ~~three-million-eighty-five~~ two million nine hundred  
31 ~~fifty-eight~~ thousand dollars for the work-study  
32 program.

33 Sec. 34. NEW SECTION. 262.34A BID REQUESTS.

34 The state board of regents shall request bids and  
35 proposals for materials, products, supplies,  
36 provisions, and other needed articles to be purchased  
37 at public expense, from Iowa state industries as  
38 defined in section 246.802, subsection 2, when the  
39 articles are available in the requested quantity and  
40 at comparable prices and quality.

41 Sec. 35. NEW SECTION. 262.34B STUDENT FEES --  
42 CATEGORIES -- APPROVAL.

43 1. By the semester which commences in the fall of  
44 1993, fees charged to students enrolled at those  
45 universities under the control of the board of regents  
46 enumerated in section 262.7, subsections 1 through 3,  
47 shall be of one of the following two types:

48 a. Fees charged for purposes of acquisition or  
49 construction of self-liquidating and revenue-producing  
50 buildings and facilities under sections 262.44 through

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1 262.53 and acquiring, purchasing, leasing, or  
2 constructing buildings and facilities under chapter  
3 262A.

4 b. Fees charged for purposes of funding other  
5 student and student-related activities.

6 2. A fee under subsection 1, paragraph "a", that  
7 is proposed to be charged during or for an academic  
8 period which occurs on or after the first day of the  
9 semester which occurs in the fall of 1993, shall be  
10 permitted to be charged, increased, and expended in  
11 the manner provided under section 262.9, subsection  
12 18. Fees that are of the type specified under  
13 subsection 1, paragraph "b", shall be charged,  
14 increased, and expended only in the following manner:

15 The amount of any proposed fee charge or increase,  
16 and the proposed allocations of the total amount of  
17 the fees at each of the universities shall be  
18 determined by a student fee committee, which shall  
19 consist of five students and five university  
20 employees. The five student members of the student  
21 fee committee of each university shall be appointed by  
22 the recognized student government organization of each  
23 university. The five university employees shall be  
24 appointed by the president of the university. The  
25 proposed amount and allocation of fees shall be  
26 presented by the student fee committee to the student  
27 government organization and the president of the  
28 affected university for review no later than April 15  
29 of the year which includes the subsequent academic  
30 period in which the proposed fee charge or increase or  
31 proposed allocation will take effect. The student  
32 government organization shall take action to approve  
33 or disapprove the proposed amount and allocation no  
34 later than the last meeting of the organization during  
35 the spring semester which immediately precedes the  
36 semester in which the amount will begin to be charged  
37 or any of the allocations will take effect. Action  
38 shall occur, however, no later than the last day of  
39 classes of the spring semester which immediately  
40 precedes the semester in which the amount will begin  
41 to be charged or any of the allocations will take  
42 effect. Once action on the proposal has been taken by  
43 the student government organization, the proposal  
44 shall be forwarded to the president of the institution  
45 for review and the state board of regents for approval  
46 at the time provided under section 262.9, subsection  
47 18. If no agreement as to the amount of a charge or  
48 an increase or the allocation of fees can be reached,  
49 the student government organization and the president  
50 of the affected university shall submit their

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1 proposals to the state board of regents for  
2 consideration. The state board of regents shall make  
3 the final decision on a charge or increase in fees or  
4 allocation of fees. The state board of regents shall  
5 forward a copy of each proposal to the chairpersons  
6 and ranking members of the joint education  
7 appropriations subcommittee.

8 Sec. 36. Section 267.5, subsection 3, Code 1991,  
9 is amended to read as follows:

10 3. Make recommendations to the Iowa State  
11 University college of veterinary medicine concerning  
12 the application of funds appropriated ~~by this chapter~~  
13 to the college of veterinary medicine. The Iowa State  
14 University college of veterinary medicine shall not  
15 expend any of the funds appropriated by this chapter  
16 until the recommendation of the council concerning  
17 that appropriation is adopted or sixty days following  
18 the effective date of the appropriation, whichever is  
19 earlier.

20 Sec. 37. Section 275.1, unnumbered paragraph 1,  
21 Code 1991, is amended to read as follows:

22 It is the policy of the state to encourage  
23 economical and efficient school districts which will  
24 ensure an equal educational opportunity to all  
25 children of the state. All areas of the state shall  
26 be in school districts maintaining kindergarten and  
27 twelve grades. If a school district ceases to  
28 maintain kindergarten and twelve grades except as  
29 otherwise provided in section 28E.9, 256.13, 280.15,  
30 282.7, subsection 1 or subsections 1 and 3, or 282.8,  
31 it shall reorganize within six months or the state  
32 board shall attach the school district not maintaining  
33 kindergarten and twelve grades to one or more adjacent  
34 districts. Voluntary reorganizations under this  
35 chapter shall be commenced only if the affected school  
36 districts are contiguous or marginally adjacent to one  
37 another. A reorganized district shall meet the  
38 requirements of section 275.3.

39 Sec. 38. Section 275.1, Code 1991, is amended by  
40 adding the following new subsection:

41 NEW SUBSECTION. 4. "Marginally adjacent district"  
42 or "marginally adjacent territory" means a district or  
43 territory which is separated from a second district or  
44 territory by property which is part of a third school  
45 district which completely surrounds one of the two  
46 districts.

47 Sec. 39. Section 275.4, unnumbered paragraph 2,  
48 Code 1991, is amended to read as follows:

49 In addition, the area education agency board shall  
50 consult with the ~~commissioner-of-public-instruction~~

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1 director of the department of education in the  
2 development of surveys and plans. The commissioner-of  
3 public-instruction director of the department of  
4 education shall provide assistance to the area  
5 education agency boards as requested and shall advise  
6 the area education agency boards concerning plans of  
7 contiguous area education agencies and the  
8 reorganization policies adopted by the state board of  
9 public-instruction education.

10 Sec. 40. Section 275.11, Code 1991, is amended to  
11 read as follows:

12 275.11 PROPOSALS INVOLVING TWO OR MORE DISTRICTS.

13 Subject to the approval of the area education  
14 agency board, contiguous or marginally adjacent  
15 territory located in two or more school districts may  
16 be united into a single district in the manner  
17 provided in sections 275.12 to 275.22 hereof.

18 Sec. 41. Section 275.23A, subsection 1, Code 1991,  
19 is amended to read as follows:

20 1. School districts which have directors who  
21 represent director districts as provided in section  
22 275.12, subsection 2, paragraphs "b" through "e",  
23 shall be divided into director districts on the basis  
24 of population as determined from the most recent  
25 federal decennial census. The director districts  
26 shall be as nearly equal as practicable to the ideal  
27 population for the districts as determined by dividing  
28 the number of director districts to be established  
29 into the population of the school district. The  
30 director districts shall be composed of contiguous or  
31 marginally adjacent territory as compact as  
32 practicable.

33 Sec. 42. Section 280.23, as enacted by 1992 Iowa  
34 Acts, House File 2415, section 1, is amended by adding  
35 the following new unnumbered paragraph:

36 NEW UNNUMBERED PARAGRAPH. This section does not  
37 apply to a person specifically employed by a public  
38 school district or an accredited nonpublic school for  
39 purposes of performing health services.

40 Sec. 43. Section 280A.50, unnumbered paragraph 1,  
41 Code 1991, is amended to read as follows:

42 The department of education shall provide for the  
43 establishment of a staff development account in the  
44 office of treasurer of state for purposes of providing  
45 moneys to community colleges for staff development.  
46 There is appropriated from the general fund of the  
47 state to the department of education on July 1 of each  
48 fiscal year beginning July 1, ~~1992~~ 1993, for crediting  
49 to the staff development account for each budget year  
50 an amount equal to an amount which is five-tenths of

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1 one percent of the total state general aid generated  
2 under chapter 286A for all community colleges during  
3 the base year. In the fiscal years succeeding June  
4 30, ~~1993~~ 1994, an additional five-tenths of one  
5 percent shall be added to the percent multiplier, used  
6 to determine the appropriation in this section, until  
7 that percent multiplier reaches four percent. Once  
8 the percent multiplier has reached the four percent  
9 level, it shall remain at that level for purposes of  
10 calculating the amount to be appropriated in  
11 succeeding fiscal years. Moneys appropriated by the  
12 general assembly to the department of education for  
13 the purpose of the staff development program shall be  
14 paid to community colleges upon approval by the  
15 department of education of an application submitted by  
16 a community college. Funds shall be distributed to a  
17 community college based upon the proportion that a  
18 college's state general aid paid for the base year  
19 bears to the total state general aid paid that year to  
20 all community colleges.

21 Sec. 44. Section 286A.14A, unnumbered paragraph i,  
22 Code Supplement 1991, is amended to read as follows:

23 The department of education shall provide for the  
24 establishment of a community college excellence 2000  
25 account in the office of the treasurer of state for  
26 deposit of moneys appropriated to the account for  
27 purposes of funding quality instructional centers and  
28 program and administrative sharing agreements under  
29 sections 280A.45 and 280A.46. There is appropriated  
30 from the general fund of the state to the department  
31 of education for the fiscal year beginning July 1,  
32 ~~1992~~ 1993, an amount equal to two and five-tenths  
33 percent of the total state general aid generated for  
34 all community colleges during the budget year under  
35 this chapter for deposit in the community college  
36 excellence 2000 account. In the next succeeding two  
37 fiscal years, the percent multiplier shall be  
38 increased in equal increments until the multiplier  
39 reaches seven and one-half percent of the total state  
40 general aid generated for all community colleges  
41 during the budget year.

42 Sec. 45. Section 294A.25, Code 1991, is amended by  
43 adding the following new subsection:

44 NEW SUBSECTION. 5A. Commencing with the fiscal  
45 year beginning July 1, 1992, the amount of two hundred  
46 fifty thousand dollars from phase III moneys for  
47 support of school transformation pilot projects  
48 administered by the department of education.

49 Sec. 46. Section 303.2, subsection 3, paragraph e,  
50 Code Supplement 1991, is amended to read as follows:

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1 e. Shall develop and adopt, ~~in conjunction with~~  
2 ~~the Iowa regional library system,~~ long-range plans for  
3 the continued improvement of library services in the  
4 state. To insure that the concerns of all types of  
5 libraries are addressed, the division shall establish  
6 a long-range planning committee to review and evaluate  
7 progress and report findings and recommendations to  
8 the division ~~and to the trustees of the Iowa regional~~  
9 ~~library system at an annual meeting.~~

10 Sec. 47. Section 303.2, subsection 3, paragraph f,  
11 Code Supplement 1991, is amended by striking the  
12 paragraph.

13 Sec. 48. Section 303.92, subsection 3, paragraph  
14 c, Code 1991, is amended to read as follows:

15 c. Shall establish and administer standards for  
16 state agency libraries, ~~the Iowa regional library~~  
17 ~~system,~~ and public libraries.

18 Sec. 49. Section 321.376, subsections 1 and 3,  
19 Code Supplement 1991, are amended to read as follows:

20 1. The driver of a school bus shall hold a school  
21 bus driver's permit issued annually by the department  
22 of education and a driver's license issued by the  
23 department valid for the operation of the school bus.  
24 The department of education shall charge a fee for the  
25 issuance of a school bus driver's permit in the amount  
26 of five dollars, which shall be deposited in the  
27 general school bus passenger safety fund of the state  
28 which is created in the state treasury under the  
29 control of the department of education. All funds  
30 deposited into the school bus passenger safety fund  
31 are appropriated and made available to the department  
32 of education. Notwithstanding section 8.33, any  
33 balance in the fund on June 30 of any fiscal year  
34 shall not revert to the general fund of the state. A  
35 person holding a temporary restricted license issued  
36 under chapter 321J shall be prohibited from operating  
37 a school bus. The department shall revoke or refuse  
38 to issue a permit to any person who, after notice and  
39 opportunity for hearing, is determined to have  
40 committed any of the acts proscribed under section  
41 321.375, subsection 2. The department of education  
42 shall recommend, and the state board of education  
43 shall adopt under chapter 17A, rules and procedures  
44 for the revocation and issuance of permits to persons.  
45 Rules and procedures adopted shall include, but are  
46 not limited to, provisions for the revocation of, or  
47 refusal to issue, permits to persons who are  
48 determined to have committed any of the acts  
49 proscribed under section 321.375, subsection 2.

50 3. ~~The department of education shall submit an~~

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~~1 annual-budget-request, separately from the~~  
~~2 department's annual operating budget request, in an~~  
~~3 amount not to exceed the amount collected by the~~  
~~4 department for the issuance of annual school bus~~  
~~5 driver permits. Funds requested deposited in the~~  
~~6 school bus safety fund shall be designated for~~  
~~7 purposes of establishing and conducting approved~~  
~~8 courses of instruction for school bus drivers and for~~  
~~9 school bus passenger safety programs. The department~~  
~~10 shall recommend rules for adoption by the state board~~  
~~11 of education relating to the assessment and collection~~  
~~12 of funds from the school bus driver fee and relating~~  
~~13 to distribution of funds for approved courses of~~  
~~14 instruction.~~

15 Sec. 50. Section 453.1, subsection 1, Code 1991,  
16 is amended to read as follows:

17 1. All funds held in the hands of the following  
18 officers or institutions shall be deposited in one or  
19 more depositories first approved by the appropriate  
20 governing body as indicated: For the treasurer of  
21 state, by the executive council; for judicial officers  
22 and court employees, by the supreme court; for the  
23 county treasurer, recorder, auditor, and sheriff, by  
24 the board of supervisors; for the city treasurer or  
25 other designated financial officer of a city, by the  
26 city council; for the county public hospital or merged  
27 area hospital, by the board of hospital trustees; for  
28 a memorial hospital, by the memorial hospital  
29 commission; for a school corporation, by the board of  
30 school directors; for a city utility or combined  
31 utility system established under chapter 388, by the  
32 utility board; ~~for a regional library established~~  
~~33 under chapter 303B, by the regional board of library~~  
~~34 trustees; and for an electric power agency as defined~~  
35 in section 28F.2, by the governing body of the  
36 electric power agency. However, the treasurer of  
37 state and the treasurer of each political subdivision  
38 or the designated financial officer of a city shall  
39 invest all funds not needed for current operating  
40 expenses in time certificates of deposit in approved  
41 depositories pursuant to this chapter or in  
42 investments permitted by section 452.10. The list of  
43 public depositories and the amounts severally  
44 deposited in the depositories are matters of public  
45 record. This subsection does not limit the definition  
46 of "public funds" contained in subsection 2.

47 Sec. 51. CATEGORIZING OF FEES. The state board of  
48 regents, no later than the semester which begins in  
49 the fall of 1992, shall group the student activity fee  
50 portion of tuition charged at the three state

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1 universities under the board's control into the  
2 following two categories:  
3 1. Fees charged for purposes of acquisition or  
4 construction of self-liquidating and revenue-producing  
5 buildings and facilities under sections 262.44 through  
6 262.53, and acquiring, purchasing, leasing, or  
7 constructing buildings and facilities under chapter  
8 262A.

9 2. Fees charged for purposes of funding other  
10 student and student-related activities and services.  
11 Sec. 52. Section 267.8, Code Supplement 1991, is  
12 repealed.

13 Sec. 53. Sections 261.19 and 275.59, Code 1991,  
14 are repealed.

15 Sec. 54. Chapters 303B and 442A, Code 1991, are  
16 repealed.

17 Sec. 55. 1991 Iowa Acts, chapter 267, sections 203  
18 and 207, are repealed.

19 Sec. 56. RETROACTIVE APPLICABILITY. Section 19 of  
20 this Act is retroactive to March 10, 1992.

21 Sec. 57. EFFECTIVE DATES.

22 1. Section 13 of this Act takes effect October 1,  
23 1992.

24 2. Sections 15, 16, 35, 49, and 51 of this Act,  
25 being deemed of immediate importance, take effect upon  
26 enactment."

RECEIVED FROM THE SENATE

H-5885 FILED APRIL 13, 1992

*House Refused to concur 4/14/92 (p 1425)**Senate insisted 4/15 (p 1417)*

REPORT OF THE CONFERENCE COMMITTEE  
ON HOUSE FILE 2465

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

We, the undersigned members of the conference committee appointed to resolve the differences between the House of Representatives and the Senate on House File 2465, a bill for an Act relating to the funding of, operation of, and appropriation of moneys to agencies, institutions, commissions, departments, and boards responsible for education and cultural programs of this state and providing effective and applicability provisions, respectfully make the following report:

1. That the Senate recedes from its amendment, H-5885.
2. That House File 2465, as amended, passed, and reprinted by the House, is amended as follows:

1. Page 1, line 11, by striking the figure "4,813,000" and inserting the following: "8,412,000".

2. Page 1, line 12, by striking the figure "107.00" and inserting the following: "145.00".

3. Page 1, by striking lines 13 through 16.

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

"\_\_\_ . BOARD OF EDUCATIONAL EXAMINERS

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

..... \$ 120,000

..... FTEs 2.00"

5. Page 2, by inserting after line 22 the following:

" . PUBLIC BROADCASTING DIVISION

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

..... \$ 5,959,000

.....FTEs 96.00".

6. By striking page 2, line 32 through page 3, line 14 and inserting the following:

"..... \$ 90,444,323

The funds appropriated in this subsection shall be allocated as follows:

a. Merged Area I ..... \$ 4,233,706

b. Merged Area II ..... \$ 5,106,833

c. Merged Area III ..... \$ 4,923,558

d. Merged Area IV ..... \$ 2,316,905

e. Merged Area V ..... \$ 4,910,817

f. Merged Area VI ..... \$ 4,602,152

g. Merged Area VII ..... \$ 6,318,184

h. Merged Area IX ..... \$ 7,947,083

i. Merged Area X ..... \$ 12,285,772

j. Merged Area XI ..... \$ 13,347,163

k. Merged Area XII ..... \$ 5,207,421

l. Merged Area XIII ..... \$ 5,360,677

m. Merged Area XIV ..... \$ 2,372,695

n. Merged Area XV ..... \$ 7,354,647

o. Merged Area XVI ..... \$ 4,156,710".

7. Page 5, line 19, by striking the figure "1,309,031" and inserting the following: "563,953".

8. By striking page 5, line 20 through page 6, line 3.

9. Page 6, by striking lines 12 through 15 and inserting the following:

"During the fiscal year beginning July 1, 1992, the funds appropriated in this section shall be allocated in the same manner as allocated in 1991 Iowa Acts, chapter 267, section 205."

10. By striking page 7, line 17 through page 8, line 12.

11. Page 8, by inserting after line 24 the following:

"a. The college student aid commission, in conjunction with the university of osteopathic medicine and health sciences and the state university of Iowa college of medicine, shall conduct a tracking study of the Iowa graduates of the university of osteopathic medicine and health sciences and the Iowa graduates of the state university of Iowa college of medicine. The study shall track Iowa students who graduated from the university and completed their residencies from 1989 through 1992. The study shall ascertain the number of graduates who practice outside of Iowa and the number who practice within Iowa. Of the graduates practicing in Iowa, the study shall determine their reasons for remaining in Iowa; the number of graduates practicing in rural communities, hospitals, or clinics; the number of graduates practicing in urban communities, hospitals, or clinics; the number of graduates practicing in county communities, hospitals, or clinics; the number of graduates who include medical assistance patients and indigent patients in their practice; and the average percentage of medical assistance and indigent patients treated by graduates. The commission shall report the study's findings and recommendations to the general assembly by January 1, 1993.

b. The higher education strategic planning council shall conduct a study relating to dental hygienists in Iowa. The study shall determine the following:

(1) The need for dental hygienists in Iowa.

(2) The qualifications needed to perform as a dental hygienist in Iowa.

(3) Cost-effective means to provide the education necessary to supply the state with qualified dental hygienists."

12. Page 9, line 2, by striking the figure "387,000" and inserting the following: "300,000".

13. Page 10, line 3, by striking the figure "1,075,000" and inserting the following: "1,025,000".

14. Page 10, line 4, by striking the figure "17.63" and inserting the following: "16.63".
15. Page 10, line 33, by striking the figure "167,993,000" and inserting the following: "168,193,000".
16. Page 11, line 5, by striking the figure "27,280,000" and inserting the following: "27,359,000".
17. Page 11, line 17, by striking the words "or health".
18. Page 13, line 31, by striking the figure "233,138" and inserting the following: "272,000".
19. Page 14, line 2, by striking the figure "136,764,000" and inserting the following: "136,964,000".
20. Page 14, line 8, by striking the figure "23,585,411" and inserting the following: "23,955,396".
21. Page 15, line 2, by striking the figure "58,163,829" and inserting the following: "58,338,189".
22. Page 15, line 5, by striking the figure "257,138" and inserting the following: "244,638".
23. Page 15, line 10, by striking the figure "5,734,000" and inserting the following: "5,744,000".
24. Page 15, line 33, by striking the word "shall" and inserting the following: "may".
25. By striking page 16, line 3 through page 17, line 15, and inserting the following:

"Sec. 200. The department of human services shall implement a supplemental disproportionate share adjustment applicable to state-owned acute care hospitals with more than five hundred beds and shall reimburse qualifying hospitals pursuant to that adjustment with a supplemental amount for services provided medical assistance recipients. The adjustment shall generate payments intended to equal the state appropriation made to a qualifying hospital for treatment of indigent patients as provided in chapter 255. To the extent of the supplemental disproportionate share adjustment payments, a qualifying hospital shall, after receipt of the funds, transfer to the department of human services an amount equal to the actual supplemental payments that were made in that month. The aggregate amounts for a fiscal year shall not

exceed the state appropriation made to the qualifying hospital for treatment of indigent patients as provided in chapter 255. If Senate File 2351 becomes law, the department of human services shall deposit the portion of these funds equal to the state share in the department's medical assistance account and the balance shall be credited to the cash reserve fund created under section 8.56, and if Senate File 2351 does not become law, the department of human services shall deposit the portion of these funds equal to the state share in the department's medical assistance account and the balance is transferred and appropriated to the department of management to be spent for the purpose of eliminating Iowa's GAAP deficit. As used in this section, "GAAP" means generally accepted accounting principles as established by the governmental accounting standards board. To the extent that state funds appropriated to a qualifying hospital for the treatment of indigent patients as provided in chapter 255 have been transferred to the department of human services as a result of these supplemental disproportionate share payments made to the qualifying hospital, the department shall not, directly or indirectly, recoup the supplemental disproportionate share adjustment payments made to a qualifying hospital for any reason, unless an equivalent amount of the funds transferred to the department of human services by a qualifying hospital pursuant to this provision is transferred to the qualifying hospital by the department.

If the state supplemental amount allotted to the state of Iowa for the federal fiscal year beginning October 1, 1992, and ending September 30, 1993, pursuant to section 1923 (f)(3) of the federal Social Security Act, as amended, is greater than the amount necessary to fund the federal share of the supplemental disproportionate share payments specified in the preceding paragraph, the department of human services shall increase the supplemental disproportionate share adjustment by the lesser of the amount necessary to utilize fully the state supplemental amount or the amount of state funds appropriated to the university of Iowa general education fund and allocated



by the university for the college of medicine. The university of Iowa shall transfer from the allocation for the college of medicine to the department of human services, on a monthly basis, an amount equal to the additional supplemental disproportionate share payments made during the previous month pursuant to this paragraph. A qualifying hospital receiving supplemental disproportionate share payments pursuant to this paragraph that are greater than the state appropriation made to the qualifying hospital for treatment of indigent patients as provided in chapter 255 shall be obligated as a condition of its participation in the medical assistance program to transfer to the university of Iowa general education fund on a monthly basis an amount equal to the funds transferred by the university of Iowa to the department of human services. To the extent that state funds appropriated to the university of Iowa and allocated for the college of medicine have been transferred to the department of human services as a result of these supplemental disproportionate share payments made to the qualifying hospital, the department shall not, directly or indirectly, recoup these supplemental disproportionate share adjustment payments made to a qualifying hospital for any reason, unless an equivalent amount of the funds transferred to the department of human services by the university of Iowa pursuant to this paragraph is transferred to the qualifying hospital by the department.

It is the intent of the general assembly that any implementation of the supplemental disproportionate share adjustment shall preserve the funds available to the university hospital for medical and surgical treatment of indigent patients as provided in chapter 255 and to the university of Iowa for the educational purposes of the college of medicine at the same level as provided by the state funds initially appropriated for that purpose.

The department of human services shall, in any compilation of data or other report distributed to the public concerning payments to providers under the medical assistance program, set forth reimbursements to a qualifying hospital through the

supplemental disproportionate share adjustment as a separate item and shall not include such payments in the amounts otherwise reported as the reimbursement to a qualifying hospital for services to medical assistance recipients.

For purposes of this section, "supplemental disproportionate share payment" means a supplemental payment amount paid for medical assistance to a hospital qualifying for that payment under this section."

26. Page 17, by striking line 16 and inserting the following: "OFFICE OF SECRETARY OF STATE".

27. Page 17, by striking line 18 and inserting the following: "the state to the office of the secretary of state for the fiscal".

28. Page 17, by striking line 22.

29. Page 17, line 24, by inserting after the word "for" the following: "the arts and historical divisions, administration of cultural affairs, community cultural grants,".

30. Page 17, line 28, by striking the figure "997,000" and inserting the following: "4,289,000".

31. Page 17, line 29, by striking the figure "10.00" and inserting the following: "76.50".

32. Page 17, by striking lines 30 through 35 and inserting the following:

"Not more than five percent of moneys appropriated for grants under this section to the office of the secretary of state shall be used for administrative purposes.

Of the funds appropriated in this subsection, \$10,000 shall be allocated for the operating and maintenance costs of the Plum Grove residence of former Governor Lucas."

33. Page 18, by striking lines 1 through 31 and inserting the following:

"OFFICE OF THE GOVERNOR

Sec. \_\_\_\_ . TERRACE HILL COMMISSION

There is appropriated from the general fund of the state to the office of the governor for the fiscal year beginning July 1, 1992, and ending June 30, 1993, the following amounts, or

so much thereof as is necessary, to be used for the purposes designated:

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

.....	\$	161,000
.....	FTEs	4.75".

34. Page 19, by striking lines 8 through 14.

35. Page 19, by striking lines 19 through 26 and inserting the following: "graduate studies center, \$280,040 shall be distributed under the Iowa scholarship program, \$11,209 shall be distributed under the vocational-technical tuition grant program, and \$26,293 shall be distributed under the work-study program by the college student aid commission.

Sec. \_\_\_\_\_. Notwithstanding section 294A.25, for the fiscal year beginning July 1, 1992, the additional funds transferred from phase I to phase III may be used by the department of education for management information systems, the center for assessment, technology initiatives, and the Iowa geography alliance. The department shall notify the legislative fiscal bureau as to the distribution of moneys for these programs."

36. Page 19, by striking line 34 and inserting the following: "division of the".

37. Page 20, by inserting after line 1 the following:

"Sec. \_\_\_\_\_. Notwithstanding section 321.376, the annual budget request requirement is suspended for the fiscal year ending June 30, 1993, and the moneys collected from fees for the issuance of a school bus driver's permit for the fiscal year beginning July 1, 1992, and ending June 30, 1993, shall be deposited in the department of education's operating fund for the purposes designated under section 321.376, subsection 3."

38. Page 20, by inserting after line 16 the following:

"Sec. \_\_\_\_\_. NEW SECTION. 9.8 ARTS DIVISION, HISTORICAL DIVISION, COMMUNITY CULTURAL GRANTS, HISTORICAL PRESERVATION DISTRICTS, AND ARTS AND CULTURAL ENHANCEMENT ENDOWMENT.

Notwithstanding sections 7E.5, 7G.1, 10A.202, 12.52,

15.108, 15.272, 18.97, 18.98, 19A.3, 103A.45, 108B.2, 111E.2, 111F.2, 111F.3, 218.22, 246.601, 303.1, 303.1A, 303.2, 303.3, 303.4 through 303.34, 303.86 through 303.88, chapter 303C, 304.3, 304.10, 304A.9, 304A.21, 305B.8, 305B.11, 306D.2, 321.252, 427.16, 455A.19, 470.5, and any provisions to the contrary, the office of secretary of state shall perform the duties and exercise the authority delegated to the department of cultural affairs, and its director, for purposes of administering the arts division, the historical division, community cultural grants, the historical preservation districts, and the arts and cultural enhancement endowment."

39. Page 20, by striking lines 17 through 25 and inserting the following:

"Sec. \_\_\_\_ . Section 18.136, subsection 3, Code 1991, is amended to read as follows:

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 system shall be provided eighty percent from the state and twenty percent from the community colleges 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 system 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 community colleges. 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 community colleges 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 community colleges, 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 funds used as a match by a community college shall be calculated based on verified expenditures for capital, equipment, hardware, and software for long-distance learning technologies, including both audio and visual transmission. 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.

Sec. 100. Section 176A.10, subsection 6, unnumbered paragraph 1, Code Supplement 1991, is amended to read as follows:

An extension council of an extension district may choose to be subject to the levy and revenue limits specified in paragraphs "b" of subsections 1, 2, 3, and 4 and subsection 5 for the purpose of the annual levy for the fiscal year commencing July 1, 1991, which levy is payable in the fiscal year beginning July 1, 1992. Before an extension district may be subject to the levy and revenue limits specified in paragraphs "b" of subsections 1, 2, 3, and 4 and subsection 5, for fiscal years beginning on or after July 1, 1992, which

levy is payable in fiscal years beginning on or after July 1, 1993, the question of whether the district shall be subject to the levy and revenue limits as specified in such subsections must be submitted to the registered voters of the district. The question shall be submitted at the time of a state general election. If the question is approved by a majority of those voting on the question the levy and revenue limits specified in paragraphs "b" of subsections 1, 2, 3, and 4 and subsection 5, shall thereafter apply to the extension district. The question need only be approved at one state general election. If a majority of those voting on the question vote against the question, the district may continue to submit the question at subsequent state general elections until approved.

Sec. \_\_\_\_ . Section 256.7, Code Supplement 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 22. Receive and review the budget and unified plan of service submitted by the division of libraries and information services.

Sec. \_\_\_\_ . Section 256.9, Code Supplement 1991, is amended by adding the following new subsections:

NEW SUBSECTION. 46. Serve as an ex officio member of the commission of libraries.

NEW SUBSECTION. 47. Receive, from the division of public broadcasting, and submit an annual public broadcasting budget request separately from the department's annual budget request.

NEW SUBSECTION. 48. Establish a division of libraries and information services, a public broadcasting division, and a regional library system, to perform the duties and exercise the responsibilities enumerated in section 256.22.

Sec. \_\_\_\_ . NEW SECTION. 256.22 LIBRARY DIVISION, REGIONAL LIBRARY SYSTEM, LIBRARY COMPACT, STATE DATA CENTER, AND PUBLIC BROADCASTING DIVISION.

Notwithstanding sections 7E.5, 15.108, 15.272, 18.87, 18.97, 18.100, 218.22, 246.601, 303.1, 303.1A, 303.2, 303.75 through 303.85, 303.91 through 303.94, 303A.8 through 303A.11, chapter 303B, and any provisions to the contrary, the

department of education, and its director, shall perform the duties and exercise the authority delegated to the department of cultural affairs, and its director, for purposes of administering the library division, the regional library system, the state data center, the public broadcasting division, and the library compact. Any authority of the department of cultural affairs to adopt rules for the library division, the regional library system, the state data center, and library compact is transferred to the state board of education.

Sec. \_\_\_\_ . Section 261.1, subsection 5, unnumbered paragraph 1, Code Supplement 1991, is amended to read as follows:

Eight Ten additional members to be appointed by the governor. One of the members shall be selected to represent private colleges, private universities and private junior colleges located in the state of Iowa. When appointing this member, the governor shall give careful consideration to any person or persons nominated or recommended by any organization or association of some or all private colleges, private universities and private junior colleges located in the state of Iowa. One of the members shall be ~~selected to represent~~ the executive director of the organization or association of community colleges that represents the largest number of community colleges located in the state of Iowa. When ~~appointing this member, the governor shall give careful consideration to any person or persons nominated or recommended by any organization or association of Iowa community colleges.~~ One member shall be the executive director of the organization or association that represents all of the students attending the institutions of higher education under the control of the state board of regents. One member shall be enrolled as a student at a ~~board of regents institution,~~ community college, ~~or.~~ One member shall be enrolled as a student at an accredited private institution. One member shall be a representative of a lending institution located in this state. One member shall be a representative

of the Iowa student loan liquidity corporation. The other three members, none of whom shall be official board members or trustees of an institution of higher learning or of an association of institutions of higher learning, shall be selected to represent the general public."

40. Page 20, lines 30 and 31, by striking the words "thirty-one million one hundred seventy-seven thousand" and inserting the following: "thirty-one million one hundred forty-six thousand eight hundred sixty-seven".

41. Page 20, by striking line 34 and inserting the following: "hundred-thirteen-thousand five hundred five thousand eight hundred eighty-two dollars".

42. Page 21, by inserting after line 34, the following:  
"Sec. \_\_\_\_ . Section 261.47, Code 1991, is amended by adding the following new unnumbered paragraph after subsection 4: "

NEW UNNUMBERED PARAGRAPH. Priority for loan reimbursement payments shall be given to eligible nurses who currently practice in an area of the state that is determined by the college student aid commission to demonstrate a nursing shortage, and shall be based upon the nurses' level of educational debt."

43. Page 22, by striking lines 8 through 28 and inserting the following:

"Sec. \_\_\_\_ . Section 262.9, subsection 24, Code Supplement 1991, is amended to read as follows:

24. By July 1, 1991, develop a policy which requires oral communication competence of persons who provide instruction to students attending institutions under the control of the board. The policy shall include a student evaluation mechanism which requires student evaluation of persons providing instruction at-the-end-of-each-academic-period on at least an annual basis.

Sec. \_\_\_\_ . Section 262.9, Code Supplement 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 27. Establish a policy by which the institutions of higher education under its control shall charge fees for specific services provided by the institutions



to the nonstudent population."

44. By striking page 23, line 14 through page 25, line 4, and inserting the following:

"Sec. \_\_\_\_ . NEW SECTION. 262.34B STUDENT FEE COMMITTEE.

1. A student fee committee composed of five students and five university employees shall be established at each of the universities governed by the board as identified in section 262.7, subsections 1 through 3. The five student members of the student fee committee of each university shall be appointed by the recognized student government organization of each university. The five university employees shall be appointed by the president of the university.

2. The student fee committee shall consider any proposed student activity changes at the university and shall make recommendations concerning student activity fee changes to the president of the affected university for review no later than April 15 of the year which includes the subsequent academic period in which the proposed fee change will take effect. The student fee committee shall provide a copy of its recommendations to the recognized student government organizations at each university and those organizations may review the recommendations and provide comment to the president of the university and the state board of regents. The president of the university shall transmit the recommendations of the student fee committee and the president's endorsement or recommendation to the state board of regents for consideration. The president of the university shall transmit a copy of the president's endorsement or recommendation to the recognized student government organizations for the university.

3. The state board of regents shall make the final decision on student activity fee changes. The state board of regents shall forward a copy of the committee's recommendations, the president's endorsement or recommendation, the recognized student government organization's comments, and its decision regarding student activity fee changes to the chairpersons and ranking members

of the joint education appropriations subcommittee.

4. This section does not apply to fees charged for purposes of acquisition or construction of self-liquidating and revenue-producing buildings and facilities under sections 262.35 through 262.42, 262.44 through 262.53, and 262.55 through 262.66; or acquiring, purchasing, leasing, or constructing buildings and facilities under chapter 262A."

45. Page 25, by inserting after line 15 the following:

"Sec. \_\_\_\_\_. Section 275.1, unnumbered paragraph 1, Code 1991, is amended to read as follows:

It is the policy of the state to encourage economical and efficient school districts which will ensure an equal educational opportunity to all children of the state. All areas of the state shall be in school districts maintaining kindergarten and twelve grades. If a school district ceases to maintain kindergarten and twelve grades except as otherwise provided in section 28E.9, 256.13, 280.15, 282.7, subsection 1 or subsections 1 and 3, or 282.8, it shall reorganize within six months or the state board shall attach the school district not maintaining kindergarten and twelve grades to one or more adjacent districts. Voluntary reorganizations under this chapter shall be commenced only if the affected school districts are contiguous or marginally adjacent to one another. A reorganized district shall meet the requirements of section 275.3.

Sec. \_\_\_\_\_. Section 275.1, Code 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 4. "Marginally adjacent district" or "marginally adjacent territory" means a district or territory which is separated from a second district or territory by property which is part of a third school district which completely surrounds one of the two districts.

Sec. \_\_\_\_\_. Section 275.4, unnumbered paragraph 2, Code 1991, is amended to read as follows:

In addition, the area education agency board shall consult with the commissioner-of-public-instruction director of the department of education in the development of surveys and

plans. The commissioner-of-public-instruction director of the department of education shall provide assistance to the area education agency boards as requested and shall advise the area education agency boards concerning plans of contiguous area education agencies and the reorganization policies adopted by the state board of public-instruction education.

Sec. \_\_\_\_ . Section 275.11, Code 1991, is amended to read as follows:

275.11 PROPOSALS INVOLVING TWO OR MORE DISTRICTS.

Subject to the approval of the area education agency board, contiguous or marginally adjacent territory located in two or more school districts may be united into a single district in the manner provided in sections 275.12 to 275.22 hereof.

Sec. \_\_\_\_ . Section 275.23A, subsection 1, Code 1991, is amended to read as follows:

1. School districts which have directors who represent director districts as provided in section 275.12, subsection 2, paragraphs "b" through "e", shall be divided into director districts on the basis of population as determined from the most recent federal decennial census. The director districts shall be as nearly equal as practicable to the ideal population for the districts as determined by dividing the number of director districts to be established into the population of the school district. The director districts shall be composed of contiguous or marginally adjacent territory as compact as practicable.

Sec. \_\_\_\_ . Section 280A.28, Code 1991, is amended to read as follows:

280A.28 TAX FOR EQUIPMENT REPLACEMENT AND PROGRAM SHARING.

1. Annually, the board of directors may certify for levy a tax on taxable property in the merged area at a rate not exceeding three cents per thousand dollars of assessed valuation for equipment replacement for the community college.

2. However, the board of directors may annually certify for levy a tax on taxable property in the merged area at a rate in excess of the three cents per thousand dollars of assessed valuation specified under subsection 1 if the excess

tax levied does not cause the total rate certified to exceed a rate of nine cents per thousand dollars of assessed valuation, and the excess revenue generated is used for purposes of program sharing between community colleges. Programs that are shared shall be designed to increase student access to community college programs and to achieve efficiencies in program delivery at the community colleges, including, but not limited to, the programs described under sections 280A.45 and 280A.46. Prior to expenditure of the excess revenues generated under this subsection, the board of directors shall obtain the approval of the director of the department of education.

3. If the board of directors wishes to certify for a levy under subsection 2, the board shall direct the county commissioner of elections to call an election to submit the question of such authorization for the board at a regular or special election. If a majority of those voting on the question at the election favors authorization of the board to make such a levy, the board may certify for a levy as provided under subsection 2 during each of the ten years following the election. If a majority of those voting on the question at the election does not favor authorization of the board to make a levy under subsection 2, the board shall not submit the question to the voters again until twelve months has lapsed from the election."

46. Page 26, by striking lines 30 through 32, and inserting the following: "beginning July 1, 1992, the amount of three hundred thirty-five thousand dollars from phase III moneys for the support of school transformation pilot projects administered by the department of education. Funds appropriated in this subsection may be used for projects by nonprofit corporations representing a coalition of organizations interested in school improvement in Iowa."

47. Page 27, by inserting after line 2 the following:

"Sec. \_\_\_\_ . Section 303.1, subsection 6, unnumbered paragraph 1, Code Supplement 1991, is amended to read as follows:

~~The divisions shall be administered by administrators who shall be appointed by the director and serve at the director's pleasure. However, the administrator of the public broadcasting division shall be appointed by and serve at the pleasure of the public broadcasting board and the. The administrator of the library division shall be appointed by and serve at the pleasure of the library commission. The administrator of the historical division shall be appointed by the state historical society board of trustees, and shall serve at the pleasure of the state historical society board of trustees. The administrator of the arts division shall be appointed by the arts council, and shall serve at the pleasure of the arts council. The administrators shall serve four-year terms beginning and ending as provided in section 69.19 and are subject to senate confirmation as provided in section 2.32. For purposes of this section, the public broadcasting board, the library commission, the state historical society board of trustees, and the arts council, shall assume the duties and responsibilities of the governor enumerated in section 2.32. The administrators shall:~~

Sec. \_\_\_\_ . Section 303.2, subsection 3, paragraph f, Code Supplement 1991, is amended to read as follows:

~~f. Shall develop in cooperation with the Iowa regional library system an annual a biennial unified plan of service for the Iowa regional library system and its individual members to insure consistency with the state long-range plan division of libraries.~~

Sec. \_\_\_\_ . Section 303.92, subsection 1, Code 1991, is amended to read as follows:

1. The state library commission consists of one member appointed by the state supreme court and six members appointed by the governor to serve four-year terms beginning and ending as provided in section 69.19. Of the governor's appointees, one member shall be from the medical profession, two members shall be regional library trustees at the time of appointment, and five three members shall be selected at large. Not more than three of the members appointed by the governor shall be

of the same gender. The members shall be reimbursed for their actual expenditures necessitated by their official duties. Members may also be eligible for compensation as provided in section 7E.6.

Sec. \_\_\_\_\_. Section 303.92, Code 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 4. The commission shall receive and approve the budget and unified plan of service submitted by the division of libraries.

Sec. \_\_\_\_\_. NEW SECTION. 303B.2A REGIONAL LIBRARY TRUSTEES -- NONVOTING MEMBERS.

In addition to the members of the seven regional boards of library trustees provided in section 303B.2, the director of education shall appoint to each of the seven regional boards of library trustees the following nonvoting members:

1. A representative from an area education agency.
2. A representative who serves as a member on the board of directors for a community college.

The nonvoting members shall serve at the pleasure of the director. The appointed members shall cease to be members if they no longer are employed by an area education agency or no longer serve as a member on a community college board of directors. Sections 303B.3 and 303B.4 do not apply to the appointed nonvoting members of the regional boards of library trustees."

48. By striking page 27, line 3 through page 29, line 21, and inserting the following:

"Sec. \_\_\_\_\_. The department of education shall conduct a study of statewide coordination of information delivery and report the results of the study, along with any recommendations, to the general assembly by January 1, 1994.

Sec. \_\_\_\_\_. DEPARTMENTAL STUDY. The department of education shall conduct a study on dyslexia. The department, in conjunction with the area education agencies and the institutions of higher education governed by the state board of regents, shall appoint a committee to study the methods by which the school districts in this state address dyslexia and

related reading disorders. Members to be appointed by the department shall include, but are not limited to, representatives from the department, the area education agencies, and the state board of regents; a school administrator; a regular classroom teacher; a teacher employed under the federal Augustus F. Hawkins-Robert T. Stafford Elementary and Secondary School Improvement Amendments of 1988, Pub. L. No. 100-297, chapter 1; a representative selected by the Iowa branch of the Orton dyslexia society; a representative selected by the Iowa reading association; a representative selected by the learning disabilities association of Iowa; and a parent of a child with dyslexia or a related reading disorder. The study shall include, but is not limited to, the identification, methods of teaching, and the remediation of persons with dyslexia and related reading disorders. The committee shall report the results of the study, along with any recommendations, to the department of education and the general assembly by January 1, 1994.

Sec. \_\_\_\_ . TRANSITION. The current administrators of the arts division, the historical division, the library division, and the public broadcasting division of the department of cultural affairs shall continue to serve as administrators of the divisions to which they were appointed until May 1, 1993.

Sec. \_\_\_\_ . TRANSFER. On the effective date of this Act, the executive assistant responsible for community cultural grants for the department of cultural affairs, and all of the equipment assigned to that position, shall be transferred to the office of secretary of state.

Sec. \_\_\_\_ . TRANSFER. On the effective date of this Act, the budget analyst III employed in the administrative division of the department of cultural affairs, and all of the equipment assigned to that position, shall be transferred to the department of education."

49. Page 29, by striking line 24.

50. Page 29, line 30, by striking the figure "15" and inserting the following: "200".

51. Page 29, line 31, by striking the word and figures

"32, and 37" and inserting the following: "and 100".

52. By renumbering, redesignating, and correcting internal references as necessary.

ON THE PART OF THE HOUSE:

ON THE PART OF THE SENATE:

\_\_\_\_\_  
KAY CHAPMAN, Chairperson

\_\_\_\_\_  
RICHARD VARN, Chairperson

\_\_\_\_\_  
JANET ADAMS

\_\_\_\_\_  
LEONARD BOSWELL

\_\_\_\_\_  
RON CORBETT

\_\_\_\_\_  
JIM LIND

\_\_\_\_\_  
RAYMOND LAGESCHULTE

\_\_\_\_\_  
LARRY MURPHY

\_\_\_\_\_  
MARY NEUHAUSER

\_\_\_\_\_  
DALE TIEDEN

*Adopted 5/2 (p 2050)  
Motion to reconsider (2051)  
Failed to be adopted (p. 2051)*

CCH 2465.6

kh/cf/24



REPORT OF THE SECOND CONFERENCE COMMITTEE  
ON HOUSE FILE 2465

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

We, the undersigned members of the second conference committee appointed to resolve the differences between the House of Representatives and the Senate on House File 2465, a bill for an Act relating to the funding of, operation of, and appropriation of moneys to agencies, institutions, commissions, departments, and boards responsible for education and cultural programs of this state and providing effective and applicability provisions, respectfully make the following report:

1. That the Senate recedes from its amendment, H-5885.

2. That House File 2465, as amended, passed, and reprinted by the House, is amended as follows:

1. Page 1, line 11, by striking the figure "4,813,000" and inserting the following: "8,412,000".

2. Page 1, line 12, by striking the figure "107.00" and inserting the following: "145.00".

3. Page 1, by striking lines 13 through 16.

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

"\_\_\_. BOARD OF EDUCATIONAL EXAMINERS

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

.....	\$	120,000
.....	FTEs	2.00"

5. Page 2, by inserting after line 22 the following:

"\_\_\_. PUBLIC BROADCASTING DIVISION

For salaries, support, maintenance, capital expenditures,

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

..... \$ 5,959,000  
.....FTEs 96.00".

6. By striking page 2, line 32 through page 3, line 14 and inserting the following:

"..... \$ 90,444,323

The funds appropriated in this subsection shall be allocated as follows:

- a. Merged Area I ..... \$ 4,233,706
- b. Merged Area II ..... \$ 5,106,833
- c. Merged Area III ..... \$ 4,923,558
- d. Merged Area IV ..... \$ 2,316,905
- e. Merged Area V ..... \$ 4,910,817
- f. Merged Area VI ..... \$ 4,602,152
- g. Merged Area VII ..... \$ 6,318,184
- h. Merged Area IX ..... \$ 7,947,083
- i. Merged Area X ..... \$ 12,285,772
- j. Merged Area XI ..... \$ 13,347,163
- k. Merged Area XII ..... \$ 5,207,421
- l. Merged Area XIII ..... \$ 5,360,677
- m. Merged Area XIV ..... \$ 2,372,695
- n. Merged Area XV ..... \$ 7,354,647
- o. Merged Area XVI ..... \$ 4,156,710".

7. Page 5, line 19, by striking the figure "1,309,031" and inserting the following: "563,953".

8. By striking page 5, line 20 through page 6, line 3.

9. Page 6, by striking lines 12 through 15 and inserting the following:

"During the fiscal year beginning July 1, 1992, the funds appropriated in this section shall be allocated in the same manner as allocated in 1991 Iowa Acts, chapter 267, section 205."

10. By striking page 7, line 17 through page 8, line 12.

11. Page 8, by inserting after line 24 the following:

"a. The college student aid commission, in conjunction with the university of osteopathic medicine and health

sciences and the state university of Iowa college of medicine, shall conduct a tracking study of the Iowa graduates of the university of osteopathic medicine and health sciences and the Iowa graduates of the state university of Iowa college of medicine. The study shall track Iowa students who graduated from the university and completed their residencies from 1989 through 1992. The study shall ascertain the number of graduates who practice outside of Iowa and the number who practice within Iowa. Of the graduates practicing in Iowa, the study shall determine their reasons for remaining in Iowa; the number of graduates practicing in rural communities, hospitals, or clinics; the number of graduates practicing in urban communities, hospitals, or clinics; the number of graduates practicing in county communities, hospitals, or clinics; the number of graduates who include medical assistance patients and indigent patients in their practice; and the average percentage of medical assistance and indigent patients treated by graduates. The commission shall report the study's findings and recommendations to the general assembly by January 1, 1993.

b. The higher education strategic planning council shall conduct a study relating to dental hygienists in Iowa. The study shall determine the following:

- (1) The need for dental hygienists in Iowa.
- (2) The qualifications needed to perform as a dental hygienist in Iowa.
- (3) Cost-effective means to provide the education necessary to supply the state with qualified dental hygienists."

12. Page 9, line 2, by striking the figure "387,000" and inserting the following: "250,000".

13. Page 10, line 3, by striking the figure "1,075,000" and inserting the following: "1,025,000".

14. Page 10, line 4, by striking the figure "17.63" and inserting the following: "16.63".

15. Page 10, line 33, by striking the figure "167,993,000" and inserting the following: "168,193,000".

16. Page 11, line 5, by striking the figure "27,280,000" and inserting the following: "27,359,000".

17. Page 11, line 17, by striking the words "or health".

18. Page 13, line 31, by striking the figure "233,138" and inserting the following: "272,000".

19. Page 14, line 2, by striking the figure "136,764,000" and inserting the following: "136,964,000".

20. Page 14, line 8, by striking the figure "23,585,411" and inserting the following: "23,955,396".

21. Page 15, line 2, by striking the figure "58,163,829" and inserting the following: "58,338,189".

22. Page 15, line 5, by striking the figure "257,138" and inserting the following: "244,638".

23. Page 15, line 10, by striking the figure "5,734,000" and inserting the following: "5,744,000".

24. Page 15, line 33, by striking the word "shall" and inserting the following: "may".

25. By striking page 16, line 3 through page 17, line 15, and inserting the following:

"Sec. 200. The department of human services shall implement a supplemental disproportionate share adjustment applicable to state-owned acute care hospitals with more than five hundred beds and shall reimburse qualifying hospitals pursuant to that adjustment with a supplemental amount for services provided medical assistance recipients. The adjustment shall generate payments intended to equal the state appropriation made to a qualifying hospital for treatment of indigent patients as provided in chapter 255. To the extent of the supplemental disproportionate share adjustment payments, a qualifying hospital shall, after receipt of the funds, transfer to the department of human services an amount equal to the actual supplemental payments that were made in that month. The aggregate amounts for a fiscal year shall not exceed the state appropriation made to the qualifying hospital for treatment of indigent patients as provided in chapter 255. If 1992 Iowa Acts, Senate File 2351, becomes law, the department of human services shall deposit the portion of

these funds equal to the state share in the department's medical assistance account and the balance shall be credited to the cash reserve fund created under section 8.56, and if 1992 Iowa Acts, Senate File 2351, does not become law, the department of human services shall deposit the portion of these funds equal to the state share in the department's medical assistance account and the balance is transferred and appropriated to the department of management to be spent for the purpose of eliminating Iowa's GAAP deficit. As used in this section, "GAAP" means generally accepted accounting principles as established by the governmental accounting standards board. To the extent that state funds appropriated to a qualifying hospital for the treatment of indigent patients as provided in chapter 255 have been transferred to the department of human services as a result of these supplemental disproportionate share payments made to the qualifying hospital, the department shall not, directly or indirectly, recoup the supplemental disproportionate share adjustment payments made to a qualifying hospital for any reason, unless an equivalent amount of the funds transferred to the department of human services by a qualifying hospital pursuant to this provision is transferred to the qualifying hospital by the department.

If the state supplemental amount allotted to the state of Iowa for the federal fiscal year beginning October 1, 1992, and ending September 30, 1993, pursuant to section 1923 (f)(3) of the federal Social Security Act, as amended, is greater than the amount necessary to fund the federal share of the supplemental disproportionate share payments specified in the preceding paragraph, the department of human services shall increase the supplemental disproportionate share adjustment by the lesser of the amount necessary to utilize fully the state supplemental amount or the amount of state funds appropriated to the university of Iowa general education fund and allocated by the university for the college of medicine. The university of Iowa shall transfer from the allocation for the college of medicine to the department of human services, on a monthly

basis, an amount equal to the additional supplemental disproportionate share payments made during the previous month pursuant to this paragraph. A qualifying hospital receiving supplemental disproportionate share payments pursuant to this paragraph that are greater than the state appropriation made to the qualifying hospital for treatment of indigent patients as provided in chapter 255 shall be obligated as a condition of its participation in the medical assistance program to transfer to the university of Iowa general education fund on a monthly basis an amount equal to the funds transferred by the university of Iowa to the department of human services. To the extent that state funds appropriated to the university of Iowa and allocated for the college of medicine have been transferred to the department of human services as a result of these supplemental disproportionate share payments made to the qualifying hospital, the department shall not, directly or indirectly, recoup these supplemental disproportionate share adjustment payments made to a qualifying hospital for any reason, unless an equivalent amount of the funds transferred to the department of human services by the university of Iowa pursuant to this paragraph is transferred to the qualifying hospital by the department.

It is the intent of the general assembly that any implementation of the supplemental disproportionate share adjustment shall preserve the funds available to the university hospital for medical and surgical treatment of indigent patients as provided in chapter 255 and to the university of Iowa for the educational purposes of the college of medicine at the same level as provided by the state funds initially appropriated for that purpose.

The department of human services shall, in any compilation of data or other report distributed to the public concerning payments to providers under the medical assistance program, set forth reimbursements to a qualifying hospital through the supplemental disproportionate share adjustment as a separate item and shall not include such payments in the amounts otherwise reported as the reimbursement to a qualifying

hospital for services to medical assistance recipients.

For purposes of this section, "supplemental disproportionate share payment" means a supplemental payment amount paid for medical assistance to a hospital qualifying for that payment under this section."

26. Page 17, line 28, by striking the figure "997,000" and inserting the following: "1,047,000".

27. Page 17, line 29, by striking the figure "10.00" and inserting the following: "11.00".

28. Page 17, line 34, by striking the figure "2,332,000" and inserting the following: "2,432,000".

29. Page 17, by inserting after line 35, the following:  
"Of the funds appropriated in this subsection, \$10,000 shall be allocated for the operating and maintenance costs of the Plum Grove residence of former Governor Lucas."

30. Page 18, by striking lines 1 through 15.

31. Page 18, line 20, by striking the figure "308,289" and inserting the following: "140,000".

32. Page 18, line 21, by striking the figure "6.50" and inserting the following: "3.00".

33. Page 18, line 25, by striking the figure "528,000" and inserting the following: "720,000".

34. Page 18, by inserting after line 25 the following:  
"Not more than one percent of moneys appropriated for grants under this section shall be used for administrative purposes."

35. Page 18, by striking lines 26 through 31 and inserting the following:

"OFFICE OF THE GOVERNOR

Sec. \_\_\_\_ . TERRACE HILL COMMISSION

There is appropriated from the general fund of the state to the office of the governor for the fiscal year beginning July 1, 1992, and ending June 30, 1993, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, for the operation of Terrace Hill, and for not more than the

following full-time equivalent positions:

.....	\$	161,000
.....	FTEs	4.75".

36. Page 19, by striking lines 8 through 14.

37. Page 19, by striking lines 19 through 26 and inserting the following: "graduate studies center, \$280,040 shall be distributed under the Iowa scholarship program, \$11,209 shall be distributed under the vocational-technical tuition grant program, and \$26,293 shall be distributed under the work-study program by the college student aid commission.

Sec. \_\_\_\_\_. Notwithstanding section 294A.25, for the fiscal year beginning July 1, 1992, the additional funds transferred from phase I to phase III may be used by the department of education for management information systems, the center for assessment, and the Iowa geography alliance. However, moneys transferred under this section shall not exceed \$275,000. The department shall notify the legislative fiscal bureau as to the distribution of moneys for these programs."

38. Page 20, by inserting after line 1 the following:

"Sec. \_\_\_\_\_. Notwithstanding section 321.376, the annual budget request requirement is suspended for the fiscal year ending June 30, 1993, and the moneys collected from fees for the issuance of a school bus driver's permit for the fiscal year beginning July 1, 1992, and ending June 30, 1993, shall be deposited in the department of education's operating fund for the purposes designated under section 321.376, subsection 3."

39. Page 20, by striking lines 17 through 25 and inserting the following:

"Sec. \_\_\_\_\_. Section 18.136, subsection 3, Code 1991, is amended to read as follows:

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 system shall be provided eighty percent from the state and twenty percent from



the community colleges 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 system 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 community colleges. 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 community colleges 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 community colleges, 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 funds used as a match by a community college shall be calculated based on verified expenditures for capital, equipment, hardware, and software for long-distance learning technologies, including both audio and visual transmission. 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.

Sec. 100. Section 176A.10, subsection 6, unnumbered paragraph 1, Code Supplement 1991, is amended to read as follows:

An extension council of an extension district may choose to be subject to the levy and revenue limits specified in paragraphs "b" of subsections 1, 2, 3, and 4 and subsection 5 for the purpose of the annual levy for the fiscal year commencing July 1, 1991, which levy is payable in the fiscal year beginning July 1, 1992. Before an extension district may be subject to the levy and revenue limits specified in paragraphs "b" of subsections 1, 2, 3, and 4 and subsection 5, for fiscal years beginning on or after July 1, 1992, which levy is payable in fiscal years beginning on or after July 1, 1993, the question of whether the district shall be subject to the levy and revenue limits as specified in such subsections must be submitted to the registered voters of the district. The question shall be submitted at the time of a state general election. If the question is approved by a majority of those voting on the question the levy and revenue limits specified in paragraphs "b" of subsections 1, 2, 3, and 4 and subsection 5, shall thereafter apply to the extension district. The question need only be approved at one state general election. If a majority of those voting on the question vote against the question, the district may continue to submit the question at subsequent state general elections until approved.

Sec. \_\_\_\_\_. Section 256.7, Code Supplement 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 22. Receive and review the budget and unified plan of service submitted by the division of libraries and information services.

Sec. \_\_\_\_\_. Section 256.9, Code Supplement 1991, is amended by adding the following new subsections:

NEW SUBSECTION. 46. Serve as an ex officio member of the

commission of libraries.

NEW SUBSECTION. 47. Receive, from the division of public broadcasting, and submit an annual public broadcasting budget request separately from the department's annual budget request.

NEW SUBSECTION. 48. Establish a division of libraries and information services, a public broadcasting division, and a regional library system, to perform the duties and exercise the responsibilities enumerated in section 256.22.

Sec. \_\_\_\_ . NEW SECTION. 256.22 LIBRARY DIVISION, REGIONAL LIBRARY SYSTEM, LIBRARY COMPACT, STATE DATA CENTER, AND PUBLIC BROADCASTING DIVISION.

Notwithstanding sections 7E.5, 15.108, 15.272, 18.87, 18.97, 18.100, 218.22, 246.601, 303.1, 303.1A, 303.2, 303.75 through 303.85, 303.91 through 303.94, 303A.8 through 303A.11, chapter 303B, and any provisions to the contrary, the department of education, and its director, shall perform the duties and exercise the authority delegated to the department of cultural affairs, and its director, for purposes of administering the library division, the regional library system, the state data center, the public broadcasting division, and the library compact. Any authority of the department of cultural affairs to adopt rules for the library division, the regional library system, the state data center, and library compact is transferred to the state board of education.

Sec. \_\_\_\_ . Section 261.1, subsection 5, unnumbered paragraph 1, Code Supplement 1991, is amended to read as follows:

Eight Ten additional members to be appointed by the governor. One of the members shall be selected to represent private colleges, private universities and private junior colleges located in the state of Iowa. When appointing this member, the governor shall give careful consideration to any person or persons nominated or recommended by any organization or association of some or all private colleges, private universities and private junior colleges located in the state

of Iowa. One of the members shall be selected to represent community colleges located in the state of Iowa. When ~~appointing this member, the governor shall give careful consideration to any person or persons nominated or recommended by any organization or association of Iowa community colleges.~~ One member shall be the executive director of the organization or association that represents all of the students attending the institutions of higher education under the control of the state board of regents. One member shall be enrolled as a student at a ~~board of regents institution,~~ community college, ~~or.~~ One member shall be enrolled as a student at an accredited private institution. One member shall be a representative of a lending institution located in this state. One member shall be a representative of the Iowa student loan liquidity corporation. The other three members, none of whom shall be official board members or trustees of an institution of higher learning or of an association of institutions of higher learning, shall be selected to represent the general public."

40. Page 20, lines 30 and 31, by striking the words "thirty-one million one hundred seventy-seven thousand" and inserting the following: "thirty-one million one hundred forty-six thousand eight hundred sixty-seven".

41. Page 20, by striking line 34 and inserting the following: "hundred-thirteen five hundred five thousand eight hundred eighty-two dollars".

42. Page 21, by inserting after line 34, the following:

"Sec. \_\_\_\_ . Section 261.47, Code 1991, is amended by adding the following new unnumbered paragraph after subsection 4:

NEW UNNUMBERED PARAGRAPH. Priority for loan reimbursement payments shall be given to eligible nurses who currently practice in an area of the state that is determined by the college student aid commission to demonstrate a nursing shortage, and shall be based upon the nurses' level of educational debt."

43. Page 22, by striking lines 8 through 28 and inserting the following:

"Sec. \_\_\_\_ . Section 262.9, subsection 24, Code Supplement 1991, is amended to read as follows:

24. By July 1, 1991, develop a policy which requires oral communication competence of persons who provide instruction to students attending institutions under the control of the board. The policy shall include a student evaluation mechanism which requires student evaluation of persons providing instruction at-the-end-of-each-academic-period on at least an annual basis.

Sec. \_\_\_\_ . Section 262.9, Code Supplement 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 27. Establish a policy by which the institutions of higher education under its control shall charge fees for specific services provided by the institutions to the nonstudent population."

44. By striking page 23, line 14 through page 25, line 4, and inserting the following:

"Sec. \_\_\_\_ . NEW SECTION. 262.34B STUDENT FEE COMMITTEE.

1. A student fee committee composed of five students and five university employees shall be established at each of the universities governed by the board as identified in section 262.7, subsections 1 through 3. The five student members of the student fee committee of each university shall be appointed by the recognized student government organization of each university. The five university employees shall be appointed by the president of the university.

2. The student fee committee shall consider any proposed student activity changes at the university and shall make recommendations concerning student activity fee changes to the president of the affected university for review no later than April 15 of the year which includes the subsequent academic period in which the proposed fee change will take effect. The student fee committee shall provide a copy of its recommendations to the recognized student government organizations at each university and those organizations may review the recommendations and provide comment to the president of the university and the state board of regents.

The president of the university shall transmit the recommendations of the student fee committee and the president's endorsement or recommendation to the state board of regents for consideration. The president of the university shall transmit a copy of the president's endorsement or recommendation to the recognized student government organizations for the university.

3. The state board of regents shall make the final decision on student activity fee changes. The state board of regents shall forward a copy of the committee's recommendations, the president's endorsement or recommendation, the recognized student government organization's comments, and its decision regarding student activity fee changes to the chairpersons and ranking members of the joint education appropriations subcommittee.

4. This section does not apply to fees charged for purposes of acquisition or construction of self-liquidating and revenue-producing buildings and facilities under sections 262.35 through 262.42, 262.44 through 262.53, and 262.55 through 262.66; or acquiring, purchasing, leasing, or constructing buildings and facilities under chapter 262A."

45. Page 25, by inserting after line 15 the following:

"Sec. \_\_\_\_ . Section 275.1, unnumbered paragraph 1, Code 1991, is amended to read as follows:

It is the policy of the state to encourage economical and efficient school districts which will ensure an equal educational opportunity to all children of the state. All areas of the state shall be in school districts maintaining kindergarten and twelve grades. If a school district ceases to maintain kindergarten and twelve grades except as otherwise provided in section 28E.9, 256.13, 280.15, 282.7, subsection 1 or subsections 1 and 3, or 282.8, it shall reorganize within six months or the state board shall attach the school district not maintaining kindergarten and twelve grades to one or more adjacent districts. Voluntary reorganizations under this chapter shall be commenced only if the affected school districts are contiguous or marginally adjacent to one

another. A reorganized district shall meet the requirements of section 275.3.

Sec. \_\_\_\_\_. Section 275.1, Code 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 4. "Marginally adjacent district" or "marginally adjacent territory" means a district or territory which is separated from a second district or territory by property which is part of a third school district which completely surrounds one of the two districts.

Sec. \_\_\_\_\_. Section 275.4, unnumbered paragraph 2, Code 1991, is amended to read as follows:

In addition, the area education agency board shall consult with the commissioner-of-public-instruction director of the department of education in the development of surveys and plans. The commissioner-of-public-instruction director of the department of education shall provide assistance to the area education agency boards as requested and shall advise the area education agency boards concerning plans of contiguous area education agencies and the reorganization policies adopted by the state board of public-instruction education.

Sec. \_\_\_\_\_. Section 275.11, Code 1991, is amended to read as follows:

275.11 PROPOSALS INVOLVING TWO OR MORE DISTRICTS.

Subject to the approval of the area education agency board, contiguous or marginally adjacent territory located in two or more school districts may be united into a single district in the manner provided in sections 275.12 to 275.22 hereof.

Sec. \_\_\_\_\_. Section 275.23A, subsection 1, Code 1991, is amended to read as follows:

1. School districts which have directors who represent director districts as provided in section 275.12, subsection 2, paragraphs "b" through "e", shall be divided into director districts on the basis of population as determined from the most recent federal decennial census. The director districts shall be as nearly equal as practicable to the ideal population for the districts as determined by dividing the number of director districts to be established into the

population of the school district. The director districts shall be composed of contiguous or marginally adjacent territory as compact as practicable.

Sec. \_\_\_\_ . Section 280A.28, Code 1991, is amended to read as follows:

280A.28 TAX FOR EQUIPMENT REPLACEMENT AND PROGRAM SHARING.

1. Annually, the board of directors may certify for levy a tax on taxable property in the merged area at a rate not exceeding three cents per thousand dollars of assessed valuation for equipment replacement for the community college.

2. However, the board of directors may annually certify for levy a tax on taxable property in the merged area at a rate in excess of the three cents per thousand dollars of assessed valuation specified under subsection 1 if the excess tax levied does not cause the total rate certified to exceed a rate of nine cents per thousand dollars of assessed valuation, and the excess revenue generated is used for purposes of program sharing between community colleges. Programs that are shared shall be designed to increase student access to community college programs and to achieve efficiencies in program delivery at the community colleges, including, but not limited to, the programs described under sections 280A.45 and 280A.46. Prior to expenditure of the excess revenues generated under this subsection, the board of directors shall obtain the approval of the director of the department of education.

3. If the board of directors wishes to certify for a levy under subsection 2, the board shall direct the county commissioner of elections to call an election to submit the question of such authorization for the board at a regular or special election. If a majority of those voting on the question at the election favors authorization of the board to make such a levy, the board may certify for a levy as provided under subsection 2 during each of the ten years following the election. If a majority of those voting on the question at the election does not favor authorization of the board to make a levy under subsection 2, the board shall not submit the



question to the voters again until twelve months has lapsed from the election."

46. Page 26, by striking lines 30 through 32, and inserting the following: "beginning July 1, 1992, the amount of three hundred thirty-five thousand dollars from phase III moneys for the support of school transformation pilot projects administered by the department of education. Funds appropriated in this subsection may be used for projects by nonprofit corporations representing a coalition of organizations interested in school improvement in Iowa."

47. Page 27, by inserting after line 2 the following:

"Sec. \_\_\_\_ . Section 303.1, subsection 6, unnumbered paragraph 1, Code Supplement 1991, is amended to read as follows:

~~The divisions shall be administered by administrators who shall be appointed by the director and serve at the director's pleasure. However, the administrator of the public broadcasting division shall be appointed by and serve at the pleasure of the public broadcasting board and the. The administrator of the library division shall be appointed by and serve at the pleasure of the library commission. The administrator of the historical division shall be appointed by and serve at the pleasure of the state historical society board of trustees. The administrator of the arts division shall be appointed by and serve at the pleasure of the arts council. The administrators shall serve four-year terms beginning and ending as provided in section 69.19 and are subject to senate confirmation as provided in section 2.32. For purposes of this section, the public broadcasting board, the library commission, the state historical society board of trustees, and the arts council, shall assume the duties and responsibilities of the governor enumerated in section 2.32.~~  
The administrators shall:

Sec. \_\_\_\_ . Section 303.2, subsection 3, paragraph f, Code Supplement 1991, is amended to read as follows:

f. Shall develop in cooperation with the Iowa regional library system ~~an annual~~ a biennial unified plan of service

~~for the Iowa-regional-library-system-and-its-individual members-to-insure-consistency-with-the-state-long-range-plan division of libraries.~~

Sec. \_\_\_\_\_. Section 303.92, subsection 1, Code 1991, is amended to read as follows:

1. The state library commission consists of one member appointed by the state supreme court and six members appointed by the governor to serve four-year terms beginning and ending as provided in section 69.19. Of the governor's appointees, one member shall be from the medical profession, two members shall be regional library trustees at the time of appointment, and five three members shall be selected at large. Not more than three of the members appointed by the governor shall be of the same gender. The members shall be reimbursed for their actual expenditures necessitated by their official duties. Members may also be eligible for compensation as provided in section 7E.6.

Sec. \_\_\_\_\_. Section 303.92, Code 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 4. The commission shall receive and approve the budget and unified plan of service submitted by the division of libraries.

Sec. \_\_\_\_\_. NEW SECTION. 303B.2A REGIONAL LIBRARY TRUSTEES -- NONVOTING MEMBERS.

In addition to the members of the seven regional boards of library trustees provided in section 303B.2, the director of education shall appoint to each of the seven regional boards of library trustees the following nonvoting members:

1. A representative from an area education agency.
2. A representative who serves as a member on the board of directors for a community college.

The nonvoting members shall serve at the pleasure of the director. The appointed members shall cease to be members if they no longer are employed by an area education agency or no longer serve as a member on a community college board of directors. Sections 303B.3 and 303B.4 do not apply to the appointed nonvoting members of the regional boards of library

trustees."

48. By striking page 27, line 3 through page 29, line 21, and inserting the following:

"Sec. \_\_\_\_\_. The department of education shall conduct a study of statewide coordination of information delivery and report the results of the study, along with any recommendations, to the general assembly by January 1, 1994.

Sec. \_\_\_\_\_. DEPARTMENTAL STUDY. The department of education shall conduct a study on dyslexia. The department, in conjunction with the area education agencies and the institutions of higher education governed by the state board of regents, shall appoint a committee to study the methods by which the school districts in this state address dyslexia and related reading disorders. Members to be appointed by the department shall include, but are not limited to, representatives from the department, the area education agencies, and the state board of regents; a school administrator; a regular classroom teacher; a teacher employed under the federal Augustus F. Hawkins-Robert T. Stafford Elementary and Secondary School Improvement Amendments of 1988, Pub. L. No. 100-297, chapter 1; a representative selected by the Iowa branch of the Orton dyslexia society; a representative selected by the Iowa reading association; a representative selected by the learning disabilities association of Iowa; and a parent of a child with dyslexia or a related reading disorder. The study shall include, but is not limited to, the identification, methods of teaching, and the remediation of persons with dyslexia and related reading disorders. The committee shall report the results of the study, along with any recommendations, to the department of education and the general assembly by January 1, 1994.

Sec. \_\_\_\_\_. TRANSITION. The current administrators of the arts division, the historical division, the library division, and the public broadcasting division of the department of cultural affairs shall continue to serve as administrators of the divisions to which they were appointed until May 1, 1993.

Sec. \_\_\_\_\_. TRANSFER. On the effective date of this Act,

the budget analyst III employed in the administrative division of the department of cultural affairs, and all of the equipment assigned to that position, shall be transferred to the department of education."

49. Page 29, by striking line 24.

50. Page 29, line 30, by striking the figure "15" and inserting the following: "200".

51. Page 29, line 31, by striking the word and figures "32, and 37" and inserting the following: "and 100".

52. By renumbering, redesignating, and correcting internal references as necessary.

ON THE PART OF THE HOUSE:

ON THE PART OF THE SENATE:

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KAY CHAPMAN, Chairperson

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RICHARD VARN, Chairperson

---

RON CORBETT

---

FLORENCE BUHR

---

THOMAS JOCHUM

---

MARY KRAMER

---

RAYMOND LAGESCHULTE

---

JIM LIND

---

C. ARTHUR OLLIE

---

LARRY MURPHY

*Adopted 5/3 (p. 2161)*

*Adopted 5/3 (p. 1811)*

CCH 2465.9

kh/cf/24

8, 10, 22, 29, 34, 36, 37, 41, 44, 50  
52, 55-57, 62



OFFICE OF THE GOVERNOR

STATE CAPITOL  
DES MOINES IOWA 50319

515 281-5211

TERRY E BRANSTAD  
GOVERNOR

June 3, 1992

The Honorable Elaine Baxter  
Secretary of State  
State Capitol Building  
L O C A L

Dear Madam Secretary:

I hereby transmit House File 2465, an act relating to the funding of, operation of, and appropriation of moneys to agencies, institutions, commissions, departments, and boards responsible for education and cultural programs of this state and providing effective and applicability provisions.

House File 2465 is, therefore, approved on this date with the following exceptions which I hereby disapprove.

I am unable to approve the item designated as Section 8, subsection 1, paragraph b, in its entirety. This section would direct the Higher Education Strategic Planning Council to conduct a study relating to dental hygienists. While I recognize that there is concern about the availability of appropriately trained dental hygienists in the State of Iowa, this study is beyond the Council's scope of responsibilities and insufficient resources are available to conduct the study.

I am unable to approve the item designated as Section 10, subsection 1, paragraph a, unnumbered and unlettered subparagraph 2, in its entirety. This provision would prohibit the Board of Regents from seeking reimbursement from the institutions for activities performed by the Board. The Board should retain the authority to finance critical leadership activities.

I am unable to approve the items designated at Section 22 and Section 62, in their entirety. These provisions would exempt community colleges from the budget adjustment implemented under

The Honorable Elaine Baxter  
June 3, 1992  
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1992 Iowa Acts, Senate File 2116, Section 100, subsection 8. This adjustment has already been implemented and it would be inappropriate to reverse this action, because it would require a corresponding adjustment to other agency budgets late in this fiscal year.

I am unable to approve the item designated as Section 29, in its entirety. This provision would add two new student positions to the Iowa College Aid Commission. Because a student representative currently serves as a member of the Commission and because the Commission is committed to strengthening relationships with students and student organizations, I am unable to approve this item.

I am unable to approve the item designated as Section 34, in its entirety. This provision would repeal the authority of the Board of Regents to employ attorneys for the purpose of carrying out collective bargaining and related responsibilities. The Board of Regents should retain this flexibility.

I am unable to approve the item designated as Section 36, in its entirety. This provision would require the Board of Regents to establish a policy requiring the institutions under its control to charge fees for specific services to the non-student population. The Board of Regents currently has sufficient authority to establish policies regarding fees.

I am unable to approve the item designated as Section 37, in its entirety. This provision would provide that an Assistant Attorney General, appointed by the Attorney General, would perform and supervise the legal work of the Board of Regents. Currently, the Board of Regents retains legal counsel as needed, and it is not necessary to direct the Attorney General to assign staff to the Board for this purpose.

I am unable to approve the item designated as Section 47, in its entirety. This section is in conflict with Section 22 of Senate File 2351, and therefore should not be approved.

I am unable to approve the designated portion of Section 49. This provision would appropriate \$150,000 for the support of family resource center projects to be implemented in the 1994 fiscal year. Because House File 2467, which establishes the family resource demonstration program, directs the Department of Education to review the cost of these projects, it is premature to appropriate funds at this time.

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I am unable to approve the items designated as Section 50 and 57, in their entirety. These sections would provide that the administrators of the Historical Division and the Arts Division be appointed by the State Historical Society Board of Trustees and the Arts Council, respectively. Under current law, these administrators are appointed by the Director of the Department of Cultural Affairs. The Director should retain the authority to appoint these administrators, and I am therefore unable to approve these provisions.

I am unable to approve the item designated as Section 52, in its entirety. This provision would change the composition of the State Library Commission. The current makeup of the Commission is appropriate, and I am therefore unable to approve this section.

I am unable to approve the items designated as Section 55 and Section 56, in their entirety. These provisions would require the Department of Education to conduct a study of statewide coordination of information delivery and a study of dyslexia. Because no funds have been appropriated for the studies, I am unable to approve these items.

For the above reasons, I hereby respectfully disapprove these items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 2465 are hereby approved as of this date.

Sincerely,



Terry E. Branstad  
Governor

TEB/ps

cc: Secretary of the Senate  
Chief Clerk of the House

*Item Veto*

HOUSE FILE 2465

AN ACT  
RELATING TO THE FUNDING OF, OPERATION OF, AND APPROPRIATION OF  
MONEYS TO AGENCIES, INSTITUTIONS, COMMISSIONS, DEPARTMENTS,  
AND BOARDS RESPONSIBLE FOR EDUCATION AND CULTURAL PROGRAMS  
OF THIS STATE AND PROVIDING EFFECTIVE AND APPLICABILITY  
PROVISIONS.

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

DEPARTMENT OF EDUCATION

Section 1. There is appropriated from the general fund of  
the state to the department of education for the fiscal year  
beginning July 1, 1992, and ending June 30, 1993, 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:

..... \$ 8,412,000  
..... FTEs 145.00

2. VOCATIONAL EDUCATION ADMINISTRATION

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

..... \$ 704,000  
..... FTEs 26.45

3. VOCATIONAL REHABILITATION DIVISION

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

..... \$ 3,459,000  
..... PTEs 307.50

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:

..... \$ 20,611  
..... PTEs 1.50

4. CORRECTIONS EDUCATION PROGRAM

For educational programs at state penal institutions:

..... \$ 1,948,000

5. BOARD OF EDUCATIONAL EXAMINERS

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

..... \$ 120,000  
..... FTEs 2.00

6. SCHOOL FOOD SERVICE

For use as state matching funds for federal programs which  
shall be disbursed according to federal regulations, including  
salaries, support, maintenance, miscellaneous purposes, and  
for not more than the following full-time equivalent  
positions:



..... \$ 2,809,000  
 ..... FTEs 16.00

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 30I.1. The funding is limited to \$20 per pupil and shall not exceed the comparable services offered to resident public school pupils:

..... \$ 580,000

8. VOCATIONAL AGRICULTURE YOUTH ORGANIZATION

To assist a vocational agriculture youth organization sponsored by the schools to support the foundation established by that vocational agriculture youth organization:

..... \$ 52,000

9. PUBLIC BROADCASTING DIVISION

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

..... \$ 5,959,000  
 .....FTEs 96.00

10. COMMUNITY COLLEGES

Notwithstanding chapter 286A, for general state financial aid, including general financial aid to merged areas in lieu of personal property tax replacement payments under section 427A.13, to merged areas as defined in section 280A.2, for vocational education programs in accordance with chapters 258 and 280A, to purchase instructional equipment for vocational and technical courses of instruction in community colleges, and for salary increases:

..... \$ 90,444,323

The funds appropriated in this subsection shall be allocated as follows:

a. Merged Area I ..... \$ 4,233,706  
 b. Merged Area II ..... \$ 5,106,833  
 c. Merged Area III ..... \$ 4,923,558

d. Merged Area IV ..... \$ 2,316,905  
 e. Merged Area V ..... \$ 4,910,817  
 f. Merged Area VI ..... \$ 4,602,152  
 g. Merged Area VII ..... \$ 6,318,184  
 h. Merged Area IX ..... \$ 7,947,083  
 i. Merged Area X ..... \$ 12,285,772  
 j. Merged Area XI ..... \$ 13,347,163  
 k. Merged Area XII ..... \$ 5,207,421  
 l. Merged Area XIII ..... \$ 5,360,677  
 m. Merged Area XIV ..... \$ 2,372,695  
 n. Merged Area XV ..... \$ 7,354,647  
 o. Merged Area XVI ..... \$ 4,156,710

Sec. 2. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1993, and ending June 30, 1994, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. Notwithstanding chapter 286A for state financial aid, including general financial aid to merged areas in lieu of personal property tax replacement payments under section 427A.13, to merged areas to be accrued as income and used for expenditures incurred by the community colleges during the fiscal year beginning July 1, 1992, and ending June 30, 1993:

..... \$ 16,450,231

The funds appropriated in this section shall be allocated as follows:

a. Merged Area I ..... \$ 777,072  
 b. Merged Area II ..... \$ 930,993  
 c. Merged Area III ..... \$ 894,475  
 d. Merged Area IV ..... \$ 423,103  
 e. Merged Area V ..... \$ 897,586  
 f. Merged Area VI ..... \$ 836,461  
 g. Merged Area VII ..... \$ 1,152,178  
 h. Merged Area IX ..... \$ 1,446,020  
 i. Merged Area X ..... \$ 2,232,424

j. Merged Area XI .....	\$ 2,414,311
k. Merged Area XII .....	\$ 948,649
l. Merged Area XIII .....	\$ 974,188
m. Merged Area XIV .....	\$ 431,773
n. Merged Area XV .....	\$ 1,335,675
o. Merged Area XVI .....	\$ 755,323

2. Funds appropriated by this section shall be allocated pursuant to this section and paid on or about August 15, 1993.

Sec. 3. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1992, and ending June 30, 1993, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For general financial aid to merged areas in lieu of personal property tax replacement payments under section 427A.13 to be accrued as income and used for expenditures incurred by the community colleges during the fiscal year beginning July 1, 1991, and ending June 30, 1992:

.....	\$ 343,308
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The funds appropriated in this subsection shall be allocated as follows:

a. Merged Area I .....	\$ 27,015
b. Merged Area II .....	\$ 20,967
c. Merged Area III .....	\$ 14,053
d. Merged Area IV .....	\$ 9,601
e. Merged Area V .....	\$ 24,896
f. Merged Area VI .....	\$ 14,311
g. Merged Area VII .....	\$ 24,001
h. Merged Area IX .....	\$ 28,653
i. Merged Area X .....	\$ 40,294
j. Merged Area XI .....	\$ 59,072
k. Merged Area XII .....	\$ 19,157
l. Merged Area XIII .....	\$ 16,988
m. Merged Area XIV .....	\$ 8,635
n. Merged Area XV .....	\$ 22,816

o. Merged Area XVI .....	\$ 12,849
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2. Funds appropriated in subsection 1 shall be allocated pursuant to this section and paid on or about August 15, 1992.

Sec. 4. 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, 1992, and ending June 30, 1993, the following amount, or so much thereof as may be necessary, to be used for the purpose designated and for not more than the following full-time equivalent position:

1. Notwithstanding section 294A.25, for the educational excellence program:

.....	\$ 92,297,891
..... PTEs	1.00

2. To supplement the appropriation in section 294A.25 for phase II:

.....	\$ 563,953
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Sec. 5. Notwithstanding the standing appropriations in section 279.51 for the fiscal year beginning July 1, 1992, and ending June 30, 1993, the amount appropriated from the general fund of the state to the department of education pursuant to that section for the following designated purposes shall not exceed the following amounts for programs for at-risk children under section 279.51, subsection 1:

.....	\$ 10,727,640
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During the fiscal year beginning July 1, 1992, the funds appropriated in this section shall be allocated in the same manner as allocated in 1991 Iowa Acts, chapter 267, section 205.

Sec. 6. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1992, and ending June 30, 1993, the following amount, or so much thereof as may be necessary, to be used for the purpose designated:

For expenditures incurred by school districts during the previous fiscal year for vocational education aid to secondary schools:

..... \$ 3,483,000

Funds appropriated in this section shall be used for expenditures made by school districts to meet the standards set in sections 256.11, 258.4, and 280A.23 as a result of the enactment of 1989 Iowa Acts, chapter 278. Funds shall be used as reimbursement for vocational education expenditures made by secondary schools in the manner provided by the department of education for implementation of the standards set in 1989 Iowa Acts, chapter 278. The department shall inform school districts by July 1, 1991, of the criteria for reimbursement with funds appropriated under this section.

Sec. 7. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1993, and ending June 30, 1994, the following amount, or so much thereof as may be necessary, to be used for the purpose designated:

For expenditures incurred by school districts during the previous fiscal year for vocational education aid to secondary schools:

..... \$ 3,483,000

Funds appropriated in this section shall be used for expenditures made by school districts to meet the standards set in sections 256.11, 258.4, and 280A.23 as a result of the enactment of 1989 Iowa Acts, chapter 278. Funds shall be used as reimbursement for vocational education expenditures made by secondary schools in the manner provided by the department of education for implementation of the standards set in 1989 Iowa Acts, chapter 278.

COLLEGE STUDENT AID COMMISSION

Sec. 8. There is appropriated from the general fund of the state to the college student aid commission for the fiscal year beginning July 1, 1992, and ending June 30, 1993, 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:

..... \$ 333,000  
..... FTEs 7.80

a. The college student aid commission, in conjunction with the university of osteopathic medicine and health sciences and the state university of Iowa college of medicine, shall conduct a tracking study of the Iowa graduates of the university of osteopathic medicine and health sciences and the Iowa graduates of the state university of Iowa college of medicine. The study shall track Iowa students who graduated from the university and completed their residencies from 1989 through 1992. The study shall ascertain the number of graduates who practice outside of Iowa and the number who practice within Iowa. Of the graduates practicing in Iowa, the study shall determine their reasons for remaining in Iowa; the number of graduates practicing in rural communities, hospitals, or clinics; the number of graduates practicing in urban communities, hospitals, or clinics; the number of graduates practicing in county communities, hospitals, or clinics; the number of graduates who include medical assistance patients and indigent patients in their practice; and the average percentage of medical assistance and indigent patients treated by graduates. The commission shall report the study's findings and recommendations to the general assembly by January 1, 1993.

b. The higher education strategic planning council shall conduct a study relating to dental hygienists in Iowa. The study shall determine the following:

- (1) The need for dental hygienists in Iowa.
- (2) The qualifications needed to perform as a dental hygienist in Iowa.

= Vetoed

(3) Cost-effective means to provide the education necessary to supply the state with qualified dental hygienists.

2. UNIVERSITY OF OSTEOPATHIC MEDICINE AND HEALTH SCIENCES

a. For grants to seniors and for forgivable loans to freshmen and sophomores and juniors, who are Iowa students attending the university of osteopathic medicine and health sciences, under the grant program pursuant to section 261.18 and the forgivable loan program pursuant to section 261.19A:
..... \$ 387,000

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 at the university of osteopathic medicine and health sciences pursuant to section 261.19:
..... \$ 250,000

3. STUDENT AID PROGRAMS

For payments to students for student aid programs:
..... \$ 1,500,000

From the moneys appropriated in this subsection, \$1,425,651 shall be expended for an Iowa grant program, with funds to be allocated to institutions pursuant to section 261.93A. The remainder shall be allocated for the graduate student financial assistance program.

It is the intent of the general assembly that the college student aid commission reduce the maximum grant and average grant under the state tuition grant program while maintaining the same number of qualified students receiving grants in the fiscal year beginning July 1, 1992, and ending June 30, 1993, as were provided in the previous fiscal year.

Sec. 9. There is appropriated from the loan reserve account to the college student aid commission for the fiscal year beginning July 1, 1992, and ending June 30, 1993, the following amount, or so much thereof as may be necessary, to be used for the purposes designated:

For operating costs of the Stafford loan program including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 3,894,741
..... FTEs 36.52

STATE BOARD OF REGENTS

Sec. 10. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 1992, and ending June 30, 1993, 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, and for not more than the following full-time equivalent positions:
..... \$ 1,025,000
..... PTEs 16.63

The moneys provided in this paragraph shall not be augmented by reimbursements from the institutions under the control of the state board of regents for the funding of 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:

..... \$ 22,927,000

c. For funds to be allocated to the southwest Iowa graduate studies center:
..... \$ 35,000

= Vetoed

d. For funds to be allocated to the siouxland interstate metropolitan planning council for the tristate graduate center under section 262.9, subsection 21:

..... \$ 68,000

e. For funds to be allocated to the quad-cities graduate studies center:

..... \$ 145,000

2. STATE UNIVERSITY OF IOWA

a. General university, including lakeside laboratory For salaries, support, maintenance, equipment, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$168,193,000

..... FTEs 3,962.27

b. University hospitals

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:

..... \$ 27,359,000

..... FTEs 5,364.14

Funds appropriated in this paragraph 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 45 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 150 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.

The total quota allocated to the counties for indigent patients for the fiscal year commencing July 1, 1992, shall not be lower than the total quota allocated to the counties for the fiscal year commencing July 1, 1991. The total quota shall be allocated among the counties on the basis of the 1990 census pursuant to section 255.16.

c. 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:

..... \$ 6,517,000

..... FTEs 284.00

d. Hospital-school

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

..... \$ 5,133,000

..... FTEs 165.49

e. Oakdale campus

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

..... \$ 2,653,000  
 ..... FTEs 64.48

f. State hygienic laboratory

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

..... \$ 2,820,000  
 ..... FTEs 100.93

g. Family practice program

For allocation by the dean of the college of medicine, with  
 approval of the advisory board, to qualified participants, to  
 carry out chapter 148D for the family practice program,  
 including salaries and support, and for not more than the  
 following full-time equivalent positions:

..... \$ 1,694,000  
 ..... FTEs 161.44

h. Child health care services

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:

..... \$ 402,000  
 ..... FTEs 11.16

i. Agricultural health and safety programs

For agricultural health and safety programs:

..... \$ 238,000  
 ..... FTEs 3.30

j. Statewide tumor registry

For the statewide tumor registry and for not more than the  
 following full-time equivalent positions:

..... \$ 181,000  
 ..... FTEs 3.44

k. Substance abuse consortium

For funds to be allocated to the Iowa consortium for  
 substance abuse research and evaluation:

..... \$ 58,000  
 ..... FTEs 1.50

1. Center for biocatalysis

For the center for biocatalysis:

..... \$ 1,304,874

m. National advanced driving simulator

For the national advanced driving simulator:

..... \$ 272,000

3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

a. General university

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

..... \$136,964,000  
 ..... FTEs 3,612.45

b. Agricultural experiment station

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

..... \$ 23,955,396  
 ..... FTEs 481.43

Of the funds appropriated in this lettered paragraph,  
 \$281,601 shall be used by the school of veterinary medicine  
 for livestock disease research consistent with the  
 recommendation of the livestock health advisory council  
 required by chapter 267.

c. 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:

..... \$ 16,037,000  
 ..... FTEs 446.07

Of the funds appropriated in this lettered paragraph, \$24,187 shall be expended for a child farm safety program.

d. Fire service education

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

..... \$ 397,000  
 ..... FTEs 11.66

e. Leopold center

For agricultural research grants at Iowa state university under section 266.39B:

..... \$ 572,000

4. UNIVERSITY OF NORTHERN IOWA

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

..... \$ 58,338,189  
 ..... FTEs 1,382.93

b. Recycling and reuse center:

..... \$ 244,638

5. STATE SCHOOL FOR THE DEAF

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

..... \$ 5,744,000  
 ..... FTEs 122.99

6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

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

..... \$ 3,201,000  
 ..... FTEs 89.75

7. TUITION AND TRANSPORTATION COSTS

For payment to local school boards for the tuition and transportation costs of students residing in the Iowa braille and sight saving school and the state school for the deaf

pursuant to section 262.43 and for payment of certain clothing and transportation costs for students at these schools pursuant to section 270.5:

..... \$ 7,000

Sec. 11. Reallocations of sums received under section 10, subsections 2, 3, 4, 5, and 6, of this Act, including sums received for salaries, shall be reported on a quarterly basis to the co-chairpersons and ranking members of the legislative fiscal committee and the joint education appropriations subcommittee.

Sec. 12. For the fiscal year beginning July 1, 1992, the state board of regents may 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. 13. The department of human services shall implement a supplemental disproportionate share adjustment applicable to state-owned acute care hospitals with more than five hundred beds and shall reimburse qualifying hospitals pursuant to that adjustment with a supplemental amount for services provided medical assistance recipients. The adjustment shall generate payments intended to equal the state appropriation made to a qualifying hospital for treatment of indigent patients as provided in chapter 255. To the extent of the supplemental disproportionate share adjustment payments, a qualifying hospital shall, after receipt of the funds, transfer to the department of human services an amount equal to the actual supplemental payments that were made in that month. The aggregate amounts for a fiscal year shall not exceed the state appropriation made to the qualifying hospital for treatment of indigent patients as provided in chapter 255. If 1992 Iowa Acts, Senate File 2351, becomes law, the department of human services shall deposit the portion of these funds equal to the state share in the department's medical assistance account and

the balance shall be credited to the cash reserve fund created under section 8.56, and if 1992 Iowa Acts, Senate File 2351, does not become law, the department of human services shall deposit the portion of these funds equal to the state share in the department's medical assistance account and the balance is transferred and appropriated to the department of management to be spent for the purpose of eliminating Iowa's GAAP deficit. As used in this section, "GAAP" means generally accepted accounting principles as established by the governmental accounting standards board. To the extent that state funds appropriated to a qualifying hospital for the treatment of indigent patients as provided in chapter 255 have been transferred to the department of human services as a result of these supplemental disproportionate share payments made to the qualifying hospital, the department shall not, directly or indirectly, recoup the supplemental disproportionate share adjustment payments made to a qualifying hospital for any reason, unless an equivalent amount of the funds transferred to the department of human services by a qualifying hospital pursuant to this provision is transferred to the qualifying hospital by the department.

If the state supplemental amount allotted to the state of Iowa for the federal fiscal year beginning October 1, 1992, and ending September 30, 1993, pursuant to section 1923 (f)(3) of the federal Social Security Act, as amended, is greater than the amount necessary to fund the federal share of the supplemental disproportionate share payments specified in the preceding paragraph, the department of human services shall increase the supplemental disproportionate share adjustment by the lesser of the amount necessary to utilize fully the state supplemental amount or the amount of state funds appropriated to the university of Iowa general education fund and allocated by the university for the college of medicine. The university of Iowa shall transfer from the allocation for the college of medicine to the department of human services, on a monthly

basis, an amount equal to the additional supplemental disproportionate share payments made during the previous month pursuant to this paragraph. A qualifying hospital receiving supplemental disproportionate share payments pursuant to this paragraph that are greater than the state appropriation made to the qualifying hospital for treatment of indigent patients as provided in chapter 255 shall be obligated as a condition of its participation in the medical assistance program to transfer to the university of Iowa general education fund on a monthly basis an amount equal to the funds transferred by the university of Iowa to the department of human services. To the extent that state funds appropriated to the university of Iowa and allocated for the college of medicine have been transferred to the department of human services as a result of these supplemental disproportionate share payments made to the qualifying hospital, the department shall not, directly or indirectly, recoup these supplemental disproportionate share adjustment payments made to a qualifying hospital for any reason, unless an equivalent amount of the funds transferred to the department of human services by the university of Iowa pursuant to this paragraph is transferred to the qualifying hospital by the department.

It is the intent of the general assembly that any implementation of the supplemental disproportionate share adjustment shall preserve the funds available to the university hospital for medical and surgical treatment of indigent patients as provided in chapter 255 and to the university of Iowa for the educational purposes of the college of medicine at the same level as provided by the state funds initially appropriated for that purpose.

The department of human services shall, in any compilation of data or other report distributed to the public concerning payments to providers under the medical assistance program, set forth reimbursements to a qualifying hospital through the supplemental disproportionate share adjustment as a separate



item and shall not include such payments in the amounts otherwise reported as the reimbursement to a qualifying hospital for services to medical assistance recipients.

For purposes of this section, "supplemental disproportionate share payment" means a supplemental payment amount paid for medical assistance to a hospital qualifying for that payment under this section.

DEPARTMENT OF CULTURAL AFFAIRS

Sec. 14. There is appropriated from the general fund of the state to the department of cultural affairs for the fiscal year beginning July 1, 1992, and ending June 30, 1993, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ARTS DIVISION

For salaries, support, maintenance, miscellaneous purposes, including funds to match federal grants, for areawide arts and cultural service organizations which meet the requirements of chapter 303C, and for not more than the following full-time equivalent positions:

..... \$ 1,047,000
..... FTEs 11.00

2. HISTORICAL DIVISION

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

..... \$ 2,432,000
..... FTEs 62.50

Of the funds appropriated in this subsection, \$10,000 shall be allocated for the operating and maintenance costs of the Plum Grove residence of former Governor Lucas.

3. ADMINISTRATION

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

..... \$ 140,000

..... FTEs 3.00

4. COMMUNITY CULTURAL GRANTS

For planning and programming for the community cultural grants program established under section 303.3:

..... \$ 720,000

Not more than one percent of moneys appropriated for grants under this section shall be used for administrative purposes.

OFFICE OF THE GOVERNOR

Sec. 15. TERRACE HILL COMMISSION

There is appropriated from the general fund of the state to the office of the governor for the fiscal year beginning July 1, 1992, and ending June 30, 1993, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

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

..... \$ 161,000
..... FTEs 4.75

Sec. 16. Any moneys contained in the artist endowment fund shall revert and be transferred to the general fund of the state on June 30, 1992.

Sec. 17. Notwithstanding section 8.33, funds appropriated in 1991 Iowa Acts, chapter 267, section 210, subsection 1, paragraph "b", remaining unencumbered or unobligated on June 30, 1992, shall not revert to the general fund of the state but shall be available for expenditure for the purposes listed in section 10, subsection 1, paragraph "b", of this Act during the fiscal year beginning July 1, 1992, and ending June 30, 1993.

Sec. 18. Notwithstanding section 261.20, of the unencumbered or unobligated moneys in the scholarship and tuition grant reserve fund, \$33,000 shall be transferred to the state board of regents for purposes of the southwest Iowa graduate studies center, \$280,040 shall be distributed under

the Iowa scholarship program, \$11,209 shall be distributed under the vocational-technical tuition grant program, and \$26,293 shall be distributed under the work-study program by the college student aid commission.

Sec. 19. Notwithstanding section 294A.25, for the fiscal year beginning July 1, 1992, the additional funds transferred from phase I to phase III may be used by the department of education for management information systems, the center for assessment, and the Iowa geography alliance. However, moneys transferred under this section shall not exceed \$275,000. The department shall notify the legislative fiscal bureau as to the distribution of moneys for these programs.

Sec. 20. Notwithstanding sections 302.1 and 302.1A, for the fiscal year beginning July 1, 1992, and ending June 30, 1993, 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 the principal and interest due on moneys loaned to the historical division under section 303.18.

Sec. 21. Notwithstanding section 321.376, the annual budget request requirement is suspended for the fiscal year ending June 30, 1993, and the moneys collected from fees for the issuance of a school bus driver's permit for the fiscal year beginning July 1, 1992, and ending June 30, 1993, shall be deposited in the department of education's operating fund for the purposes designated under section 321.376, subsection 3.

Sec. 22. 1992 Iowa Acts, Senate File 2116, section 100, subsection 8, is amended to read as follows:

8. Appropriations made to school corporations in chapter 257 for state aid to school districts and chapter-286A in 1991 Iowa Acts, chapter 267, section 201, subsections 9 and 10, for

state aid to area-schools merged areas shall not be reduced under subsection 1.

Sec. 23. Section 8.29, unnumbered paragraph 4, Code 1991, is amended to read as follows:

The state board of regents, with the approval of the director of the department of management, shall establish a uniform budgeting and accounting system for the institutions of higher education under its control, and shall require each of the institutions of higher education to begin operating under the uniform system not later than June 30, ~~1976~~ 1994.

Sec. 24. Section 18.136, subsection 3, Code 1991, is amended to read as follows:

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 system shall be provided eighty percent from the state and twenty percent from the community colleges 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 system 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 community colleges. 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 community colleges 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

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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 community colleges, 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 funds used as a match by a community college shall be calculated based on verified expenditures for capital, equipment, hardware, and software for long-distance learning technologies, including both audio and visual transmission. 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.

Sec. 25. Section 176A.10, subsection 6, unnumbered paragraph 1, Code Supplement 1991, is amended to read as follows:

An extension council of an extension district may choose to be subject to the levy and revenue limits specified in paragraphs "b" of subsections 1, 2, 3, and 4 and subsection 5 for the purpose of the annual levy for the fiscal year commencing July 1, 1991, which levy is payable in the fiscal year beginning July 1, 1992. Before an extension district may be subject to the levy and revenue limits specified in paragraphs "b" of subsections 1, 2, 3, and 4 and subsection 5,

for fiscal years beginning on or after July 1, 1992, which levy is payable in fiscal years beginning on or after July 1, 1993, the question of whether the district shall be subject to the levy and revenue limits as specified in such subsections must be submitted to the registered voters of the district. The question shall be submitted at the time of a state general election. If the question is approved by a majority of those voting on the question the levy and revenue limits specified in paragraphs "b" of subsections 1, 2, 3, and 4 and subsection 5, shall thereafter apply to the extension district. The question need only be approved at one state general election. If a majority of those voting on the question vote against the question, the district may continue to submit the question at subsequent state general elections until approved.

Sec. 26. Section 256.7, Code Supplement 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 22. Receive and review the budget and unified plan of service submitted by the division of libraries and information services.

Sec. 27. Section 256.9, Code Supplement 1991, is amended by adding the following new subsections:

NEW SUBSECTION. 46. Serve as an ex officio member of the commission of libraries.

NEW SUBSECTION. 47. Receive, from the division of public broadcasting, and submit an annual public broadcasting budget request separately from the department's annual budget request.

NEW SUBSECTION. 48. Establish a division of libraries and information services, a public broadcasting division, and a regional library system, to perform the duties and exercise the responsibilities enumerated in section 256.22.

Sec. 28. NEW SECTION. 256.22 LIBRARY DIVISION, REGIONAL LIBRARY SYSTEM, LIBRARY COMPACT, STATE DATA CENTER, AND PUBLIC BROADCASTING DIVISION.

Notwithstanding sections 7E.5, 15.108, 15.272, 18.87, 18.97, 18.100, 218.22, 246.601, 303.1, 303.1A, 303.2, 303.75 through 303.85, 303.91 through 303.94, 303A.8 through 303A.11, chapter 303B, and any provisions to the contrary, the department of education, and its director, shall perform the duties and exercise the authority delegated to the department of cultural affairs, and its director, for purposes of administering the library division, the regional library system, the state data center, the public broadcasting division, and the library compact. Any authority of the department of cultural affairs to adopt rules for the library division, the regional library system, the state data center, and library compact is transferred to the state board of education.

Sec. 29. Section 261.1, subsection 5, unnumbered paragraph 1, Code Supplement 1991, is amended to read as follows:

~~Eight~~ Ten additional members to be appointed by the governor. One of the members shall be selected to represent private colleges, private universities and private junior colleges located in the state of Iowa. When appointing this member, the governor shall give careful consideration to any person or persons nominated or recommended by any organization or association of some or all private colleges, private universities and private junior colleges located in the state of Iowa. One of the members shall be selected to represent community colleges located in the state of Iowa. ~~When appointing this member, the governor shall give careful consideration to any person or persons nominated or recommended by any organization or association of Iowa community colleges.~~ One member shall be the executive director of the organization or association that represents all of the students attending the institutions of higher education under the control of the state board of regents. One member shall be enrolled as a student at a board-of-regents-institution, community college, or. One member shall

be enrolled as a student at an accredited private institution. One member shall be a representative of a lending institution located in this state. One member shall be a representative of the Iowa student loan liquidity corporation. The other three members, none of whom shall be official board members or trustees of an institution of higher learning or of an association of institutions of higher learning, shall be selected to represent the general public.

Sec. 30. Section 261.25, subsections 1, 2, and 3, Code Supplement 1991, 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 ~~thirty-two million four hundred eighty~~ thirty-one million one hundred forty-six thousand ~~eight hundred sixty-seven~~ 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 ~~eight hundred-thirteen~~ five hundred five thousand eight hundred eighty-two dollars for scholarships.

3. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of one million ~~three hundred-fifteen~~ two hundred sixty-one thousand dollars for vocational-technical tuition grants.

Sec. 31. Section 261.38, subsection 7, Code Supplement 1991, is amended to read as follows:

7. The commission may expend funds in the reserve account to ~~and~~ enter into agreements which ~~with the Iowa student loan liquidity corporation in order to~~ increase access for students to a education loan program-for-guaranteed-loans-which-are-not subsidized-by-the-federal-government programs that the commission determines meet the education needs of Iowa residents. The agreements shall permit the establishment, funding, and operation of alternative education loan programs, as described in section 144(b)(1)(B) of the Internal Revenue Code of 1986 as amended, as defined in section 422.3, in

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addition to programs permitted under the federal Higher Education Act of 1965. In accordance with those agreements, the Iowa student loan liquidity corporation may issue bonds, notes, or other obligations to the public and others for the purpose of funding the alternative education loan programs. This authority to issue such bonds, notes, or other obligations shall be in addition to the authority established in the articles of incorporation and bylaws of the Iowa student loan liquidity corporation.

Bonds, notes, or other obligations issued by the Iowa student loan liquidity corporation are not an obligation of this state or any political subdivision of this state within the meaning of any constitutional or statutory debt limitations, but are special obligations of the Iowa student loan liquidity corporation, and the corporation shall not pledge the credit or taxing power of this state or any political subdivision of this state, or make its debts payable out of any of the moneys except those of the corporation.

Sec. 32. Section 261.47, Code 1991, is amended by adding the following new unnumbered paragraph after subsection 4:

NEW UNNUMBERED PARAGRAPH. Priority for loan reimbursement payments shall be given to eligible nurses who currently practice in an area of the state that is determined by the college student aid commission to demonstrate a nursing shortage, and shall be based upon the nurses' level of educational debt.

Sec. 33. Section 261.85, unnumbered paragraph 1, Code Supplement 1991, is amended to read as follows:

There is appropriated from the general fund of the state to the commission for each fiscal year the sum of three million eight-five two million nine hundred fifty-eight thousand dollars for the work-study program.

Sec. 34. Section 262.9, subsection 15, Code Supplement 1991, is amended by striking the subsection.

Sec. 35. Section 262.9, subsection 24, Code Supplement 1991, is amended to read as follows:

24. By July 1, 1991, develop a policy which requires oral communication competence of persons who provide instruction to students attending institutions under the control of the board. The policy shall include a student evaluation mechanism which requires student evaluation of persons providing instruction at-the-end-of-each-academic-period on at least an annual basis.

Sec. 36. Section 262.9, Code Supplement 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 27. Establish a policy by which the institutions of higher education under its control shall charge fees for specific services provided by the institutions to the nonstudent population.

Sec. 37. NEW SECTION. 262.29A LEGAL COUNSEL.

The legal counsel to the board and its member institutions shall be an assistant attorney general appointed by the attorney general who shall perform and supervise the legal work of the board. The salary of the assistant shall be fixed by the attorney general, subject to the approval of the board. The attorney general shall appoint additional assistant attorneys general as necessary. The board shall reimburse the attorney general for the salary and necessary expenses for each assistant attorney assigned to the board and upon the request of the attorney general the board shall provide and equip a suitable office and the necessary secretarial assistance to perform these duties.

Sec. 38. NEW SECTION. 262.34A BID REQUESTS.

The state board of regents shall request bids and proposals for materials, products, supplies, provisions, and other needed articles to be purchased at public expense, from Iowa state industries as defined in section 246.802, subsection 2, when the articles are available in the requested quantity and at comparable prices and quality.

Sec. 39. NEW SECTION. 262.34B STUDENT FEE COMMITTEE.

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1. A student fee committee composed of five students and five university employees shall be established at each of the universities governed by the board as identified in section 262.7, subsections 1 through 3. The five student members of the student fee committee of each university shall be appointed by the recognized student government organization of each university. The five university employees shall be appointed by the president of the university.

2. The student fee committee shall consider any proposed student activity changes at the university and shall make recommendations concerning student activity fee changes to the president of the affected university for review no later than April 15 of the year which includes the subsequent academic period in which the proposed fee change will take effect. The student fee committee shall provide a copy of its recommendations to the recognized student government organizations at each university and those organizations may review the recommendations and provide comment to the president of the university and the state board of regents. The president of the university shall transmit the recommendations of the student fee committee and the president's endorsement or recommendation to the state board of regents for consideration. The president of the university shall transmit a copy of the president's endorsement or recommendation to the recognized student government organizations for the university.

3. The state board of regents shall make the final decision on student activity fee changes. The state board of regents shall forward a copy of the committee's recommendations, the president's endorsement or recommendation, the recognized student government organization's comments, and its decision regarding student activity fee changes to the chairpersons and ranking members of the joint education appropriations subcommittee.

4. This section does not apply to fees charged for purposes of acquisition or construction of self-liquidating and revenue-producing buildings and facilities under sections 262.35 through 262.42, 262.44 through 262.53, and 262.55 through 262.66; or acquiring, purchasing, leasing, or constructing buildings and facilities under chapter 262A.

Sec. 40. Section 267.5, subsection 3, Code 1991, is amended to read as follows:

3. Make recommendations to the Iowa State University college of veterinary medicine concerning the application of funds appropriated ~~by this chapter to the college of veterinary medicine~~. The Iowa State University college of veterinary medicine shall not expend any of the funds appropriated by this chapter until the recommendation of the council concerning that appropriation is adopted or sixty days following the effective date of the appropriation, whichever is earlier.

Sec. 41. Section 275.1, unnumbered paragraph 1, Code 1991, is amended to read as follows:

It is the policy of the state to encourage economical and efficient school districts which will ensure an equal educational opportunity to all children of the state. All areas of the state shall be in school districts maintaining kindergarten and twelve grades. If a school district ceases to maintain kindergarten and twelve grades except as otherwise provided in section 28E.9, 256.13, 280.15, 282.7, subsection 1 or subsections 1 and 3, or 282.8, it shall reorganize within six months or the state board shall attach the school district not maintaining kindergarten and twelve grades to one or more adjacent districts. Voluntary reorganizations under this chapter shall be commenced only if the affected school districts are contiguous or marginally adjacent to one another. A reorganized district shall meet the requirements of section 275.3.

Sec. 42. Section 275.1, Code 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 4. "Marginally adjacent district" or "marginally adjacent territory" means a district or territory which is separated from a second district or territory by property which is part of a third school district which completely surrounds one of the two districts.

Sec. 43. Section 275.4, unnumbered paragraph 2, Code 1991, is amended to read as follows:

In addition, the area education agency board shall consult with the commissioner-of-public-instruction director of the department of education in the development of surveys and plans. The commissioner-of-public-instruction director of the department of education shall provide assistance to the area education agency boards as requested and shall advise the area education agency boards concerning plans of contiguous area education agencies and the reorganization policies adopted by the state board of public-instruction education.

Sec. 44. Section 275.11, Code 1991, is amended to read as follows:

275.11 PROPOSALS INVOLVING TWO OR MORE DISTRICTS.

Subject to the approval of the area education agency board, contiguous or marginally adjacent territory located in two or more school districts may be united into a single district in the manner provided in sections 275.12 to 275.22 hereof.

Sec. 45. Section 275.23A, subsection 1, Code 1991, is amended to read as follows:

1. School districts which have directors who represent director districts as provided in section 275.12, subsection 2, paragraphs "b" through "e", shall be divided into director districts on the basis of population as determined from the most recent federal decennial census. The director districts shall be as nearly equal as practicable to the ideal population for the districts as determined by dividing the number of director districts to be established into the

population of the school district. The director districts shall be composed of contiguous or marginally adjacent territory as compact as practicable.

Sec. 46. Section 280A.28, Code 1991, is amended to read as follows:

280A.28 TAX FOR EQUIPMENT REPLACEMENT AND PROGRAM SHARING.

1. Annually, the board of directors may certify for levy a tax on taxable property in the merged area at a rate not exceeding three cents per thousand dollars of assessed valuation for equipment replacement for the community college.

2. However, the board of directors may annually certify for levy a tax on taxable property in the merged area at a rate in excess of the three cents per thousand dollars of assessed valuation specified under subsection 1 if the excess tax levied does not cause the total rate certified to exceed a rate of nine cents per thousand dollars of assessed valuation, and the excess revenue generated is used for purposes of program sharing between community colleges. Programs that are shared shall be designed to increase student access to community college programs and to achieve efficiencies in program delivery at the community colleges, including, but not limited to, the programs described under sections 280A.45 and 280A.46. Prior to expenditure of the excess revenues generated under this subsection, the board of directors shall obtain the approval of the director of the department of education.

3. If the board of directors wishes to certify for a levy under subsection 2, the board shall direct the county commissioner of elections to call an election to submit the question of such authorization for the board at a regular or special election. If a majority of those voting on the question at the election favors authorization of the board to make such a levy, the board may certify for a levy as provided under subsection 2 during each of the ten years following the election. If a majority of those voting on the question at

the election does not favor authorization of the board to make a levy under subsection 2, the board shall not submit the question to the voters again until twelve months has lapsed from the election.

Sec. 47. Section 280A.50, unnumbered paragraph 1, Code 1991, is amended to read as follows:

The department of education shall provide for the establishment of a staff development account in the office of treasurer of state for purposes of providing moneys to community colleges for staff development. There is appropriated from the general fund of the state to the department of education on July 1 of each fiscal year beginning July 1, 1992 1993, for crediting to the staff development account for each budget year an amount equal to an amount which is five-tenths of one percent of the total state general aid generated under chapter 286A for all community colleges during the base year. In the fiscal years succeeding June 30, 1993 1994, an additional five-tenths of one percent shall be added to the percent multiplier, used to determine the appropriation in this section, until that percent multiplier reaches four percent. Once the percent multiplier has reached the four percent level, it shall remain at that level for purposes of calculating the amount to be appropriated in succeeding fiscal years. Moneys appropriated by the general assembly to the department of education for the purpose of the staff development program shall be paid to community colleges upon approval by the department of education of an application submitted by a community college. Funds shall be distributed to a community college based upon the proportion that a college's state general aid paid for the base year bears to the total state general aid paid that year to all community colleges.

Sec. 48. Section 286A.14A, unnumbered paragraph 1, Code Supplement 1991, is amended to read as follows:

The department of education shall provide for the establishment of a community college excellence 2000 account in the office of the treasurer of state for deposit of moneys appropriated to the account for purposes of funding quality instructional centers and program and administrative sharing agreements under sections 280A.45 and 280A.46. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1992 1993, an amount equal to two and five-tenths percent of the total state general aid generated for all community colleges during the budget year under this chapter for deposit in the community college excellence 2000 account. In the next succeeding two fiscal years, the percent multiplier shall be increased in equal increments until the multiplier reaches seven and one-half percent of the total state general aid generated for all community colleges during the budget year.

Sec. 49. Section 294A.25, Code 1991, is amended by adding the following new subsections:

NEW SUBSECTION. 5A. Commencing with the fiscal year beginning July 1, 1992, the amount of three hundred thirty-five thousand dollars from phase III moneys for the support of school transformation pilot projects administered by the department of education. Funds appropriated in this subsection may be used for projects by nonprofit corporations representing a coalition of organizations interested in school improvement in Iowa.

NEW SUBSECTION. 6A. Commencing with the fiscal year beginning July 1, 1993, the amount of one hundred fifty thousand dollars, from additional funds transferred from Phase I to Phase III, for support of family resource centers under the family resource center demonstration program.

Sec. 50. Section 303.1, subsection 6, unnumbered paragraph 1, Code Supplement 1991, is amended to read as follows:

~~The divisions shall be administered by administrators who shall be appointed by the director and serve at the director's~~

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~~pleasure--However--the administrator of the public broadcasting division shall be appointed by and serve at the pleasure of the public broadcasting board and the. The administrator of the library division shall be appointed by and serve at the pleasure of the library commission. The administrator of the historical division shall be appointed by and serve at the pleasure of the state historical society board of trustees. The administrator of the arts division shall be appointed by and serve at the pleasure of the arts council. The administrators shall serve four-year terms beginning and ending as provided in section 69.19 and are subject to senate confirmation as provided in section 2.32. For purposes of this section, the public broadcasting board, the library commission, the state historical society board of trustees, and the arts council, shall assume the duties and responsibilities of the governor enumerated in section 2.32. The administrators shall:~~

Sec. 51. Section 303.2, subsection 3, paragraph f, Code Supplement 1991, is amended to read as follows:

~~f. Shall develop in cooperation with the Iowa regional library system an annual a biennial unified plan of service for the Iowa regional library system and its individual members to insure consistency with the state long-range plan division of libraries.~~

Sec. 52. Section 303.92, subsection 1, Code 1991, is amended to read as follows:

1. The state library commission consists of one member appointed by the state supreme court and six members appointed by the governor to serve four-year terms beginning and ending as provided in section 69.19. Of the governor's appointees, one member shall be from the medical profession, two members shall be regional library trustees at the time of appointment, and five three members shall be selected at large. Not more than three of the members appointed by the governor shall be of the same gender. The members shall be reimbursed for their

actual expenditures necessitated by their official duties. Members may also be eligible for compensation as provided in section 78.6.

Sec. 53. Section 303.92, Code 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 4. The commission shall receive and approve the budget and unified plan of service submitted by the division of libraries.

Sec. 54. NEW SECTION. 303B.2A REGIONAL LIBRARY TRUSTEES -- NONVOTING MEMBERS.

In addition to the members of the seven regional boards of library trustees provided in section 303B.2, the director of education shall appoint to each of the seven regional boards of library trustees the following nonvoting members:

1. A representative from an area education agency.
2. A representative who serves as a member on the board of directors for a community college.

The nonvoting members shall serve at the pleasure of the director. The appointed members shall cease to be members if they no longer are employed by an area education agency or no longer serve as a member on a community college board of directors. Sections 303B.3 and 303B.4 do not apply to the appointed nonvoting members of the regional boards of library trustees.

Sec. 55. The department of education shall conduct a study of statewide coordination of information delivery and report the results of the study, along with any recommendations, to the general assembly by January 1, 1994.

Sec. 56. DEPARTMENTAL STUDY. The department of education shall conduct a study on dyslexia. The department, in conjunction with the area education agencies and the institutions of higher education governed by the state board of regents, shall appoint a committee to study the methods by which the school districts in this state address dyslexia and related reading disorders. Members to be appointed by the

department shall include, but are not limited to, representatives from the department, the area education agencies, and the state board of regents; a school administrator; a regular classroom teacher; a teacher employed under the federal Augustus P. Hawkins-Robert T. Stafford Elementary and Secondary School Improvement Amendments of 1988, Pub. L. No. 100-297, chapter 1; a representative selected by the Iowa branch of the Orton dyslexia society; a representative selected by the Iowa reading association; a representative selected by the learning disabilities association of Iowa; and a parent of a child with dyslexia or a related reading disorder. The study shall include, but is not limited to, the identification, methods of teaching, and the remediation of persons with dyslexia and related reading disorders. The committee shall report the results of the study, along with any recommendations, to the department of education and the general assembly by January 1, 1994.

Sec. 57. TRANSITION. The current administrators of the arts division, the historical division, the library division, and the public broadcasting division of the department of cultural affairs shall continue to serve as administrators of the divisions to which they were appointed until May 1, 1993.

Sec. 58. TRANSFER. On the effective date of this Act, the budget analyst III employed in the administrative division of the department of cultural affairs, and all of the equipment assigned to that position, shall be transferred to the department of education.

Sec. 59. Section 267.8, Code Supplement 1991, is repealed.

Sec. 60. Section 275.59, Code 1991, is repealed.

Sec. 61. 1991 Iowa Acts, chapter 267, sections 203 and 207, are repealed.

Sec. 62. RETROACTIVE APPLICABILITY. Section 22 of this Act is retroactive to March 10, 1992.

Sec. 63. EFFECTIVE DATES.

1. Section 13 of this Act takes effect October 1, 1992.

2. Sections 16, 17, and 25 of this Act, being deemed of immediate importance, take effect upon enactment.

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ROBERT C. ARNOULD  
Speaker of the House

\_\_\_\_\_  
MICHAEL E. GRONSTAL  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2465, Seventy-fourth General Assembly.

*Stem Veto*  
Approved June 3, 1992

\_\_\_\_\_  
JOSEPH O'HERN  
Chief Clerk of the House

\_\_\_\_\_  
TERRY E. BRANSTAD  
Governor

= Vetoed