

APR 22 1993

APPROPRIATIONS CALENDAR

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HOUSE FILE 669

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO LSB 2694YC)

Passed House, Date 4/27/93 (p. 1752) Passed Senate, Date 4/29/93 (p. 1443)
Vote: Ayes 51 Nays 49 Vote: Ayes 49 Nays 1
Approved May 12, 1993

A BILL FOR

1 An Act requiring that moneys credited to and deposited in the
2 general fund of the state be used for the purposes for which
3 the moneys were collected and providing an effective date.

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

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1 Section 1. NEW SECTION. 8.60 USE OF DESIGNATED MONEYS.
2 Moneys credited to or deposited in the general fund of the
3 state on or after July 1, 1993, which under law were pre-
4 viously collected to be used for specific purposes, or to be
5 credited to, or be deposited to a particular account or fund
6 shall only be used for the purposes for which the moneys were
7 collected, including but not limited to moneys collected in
8 accordance with any of the following provisions:
9 1. Pari-mutuel regulation fund created in section 99D.17.
10 2. Gamblers assistance fund pursuant to section 99E.10,
11 subsection 1.
12 3. Excursion boat gambling special account pursuant to
13 section 99F.4, subsection 2.
14 4. Milk fund created in section 192.111.
15 5. Dairy trade practices trust fund pursuant to section
16 192A.30.
17 6. Commercial feed fund created in section 198.9.
18 7. Fertilizer fund created in section 200.9.
19 8. Pesticide fund created in section 206.12.
20 9. Motor vehicle fraud account pursuant to section 312.2,
21 subsection 13.
22 10. Public transit assistance fund pursuant to section
23 312.2, subsection 15, and section 324A.6.
24 11. Salvage vehicle fee paid to the Iowa law enforcement
25 academy pursuant to section 321.52.
26 12. Railroad assistance fund created in section 327H.18.
27 13. Special railroad facility fund created in section
28 327I.23.
29 14. State aviation fund created in section 328.36.
30 15. Marine fuel tax fund created in section 452A.79.
31 16. Public outdoor recreation and resources fund pursuant
32 to section 461A.79.
33 17. Energy research and development account created in
34 section 473.11, enacted in 1993 Iowa Acts, Senate File 74.
35 18. Utilities trust fund created in section 476.10.

- 1 19. Banking revolving fund created in section 524.207.
- 2 20. Credit union revolving fund created in section 533.67.
- 3 21. Professional licensing revolving fund created in
- 4 section 546.10.
- 5 22. Administrative services trust fund created in section
- 6 546.11.

7 Sec. 2. CONTINGENT ACT AND EFFECTIVE DATE. This Act,
8 being deemed of immediate importance, takes effect on the
9 later date of the enactment of this Act and the enactment of a
10 separate Act, if that separate Act requires that certain
11 moneys which are collected or deposited in certain accounts or
12 funds shall instead be deposited in the general fund of the
13 state.

14 EXPLANATION

15 This bill requires that certain moneys credited to and
16 deposited in the general fund of the state on or after July 1,
17 1993, shall be used for the purposes for which the moneys were
18 collected. The bill includes a contingent effective provision
19 requiring the enactment of a separate bill requiring that
20 certain moneys for or deposited in certain accounts or funds
21 shall instead be deposited in the general fund of the state.
22 The bill takes effect on the later date of enactment of this
23 bill and the enactment of the separate bill.

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HOUSE FILE 669

H-4226

1 Amend House File 669 as follows:

2 1. Page 2, by striking lines 7 through 13 and
3 inserting the following:

4 "Sec. ____ . Section 99D.17, unnumbered paragraph 2,
5 Code 1993, is amended to read as follows:

6 Notwithstanding the provisions of this section
7 directing that funds received be deposited into the
8 pari-mutuel regulation fund, ~~for the fiscal period~~
9 ~~beginning on July 1, 1991, and ending June 30, 1993,~~
10 all funds received shall be deposited into the general
11 fund of the state.

12 Sec. ____ . Section 99E.10, subsection 1, paragraph
13 a, unnumbered paragraph 2, Code 1993, is amended to
14 read as follows:

15 Notwithstanding the provisions of this lettered
16 paragraph, directing that a portion of gross lottery
17 revenues be deposited into the gamblers assistance
18 fund or the provisions of section 99F.11 directing
19 that a portion of the adjusted gross receipts under
20 chapter 99F be deposited into the gamblers assistance
21 fund, ~~for the fiscal period~~ beginning July 1, 1991,
22 ~~and ending June 30, 1993,~~ moneys that were to be
23 deposited into the gamblers assistance fund pursuant
24 to this lettered paragraph and section 99F.11,
25 subsection 3, shall be deposited into the general fund
26 of the state.

27 Sec. ____ . Section 99F.4, subsection 2, unnumbered
28 paragraph 2, Code 1993, is amended to read as follows:

29 Notwithstanding the provisions of this subsection
30 and sections 99F.10 and 99F.17 directing that all
31 license and admission fees be paid to the commission
32 or be deposited into a special account, ~~for the fiscal~~
33 ~~period~~ beginning on July 1, 1991, ~~and ending June 30,~~
34 ~~1993,~~ all fees shall be deposited into the general
35 fund of the state.

36 Sec. ____ . Section 192.111, subsection 3, paragraph
37 c, Code 1993, is amended to read as follows:

38 c. Notwithstanding the provisions of paragraph
39 "a", and sections 192.133, 194.14, 194.19, 194.20, and
40 195.9 directing that fees collected and appropriations
41 made for dairy control be deposited into the milk
42 fund, ~~for the fiscal period~~ beginning on July 1, 1991,
43 ~~and ending June 30, 1993,~~ all fees collected under
44 those sections shall be deposited into the general
45 fund of the state. All moneys deposited in the
46 general fund under this section shall be appropriated
47 for the costs of inspection, sampling, analysis, and
48 other expenses necessary for the administration of
49 this chapter and chapters 194 and 195. Such
50 appropriations shall not be deposited into the milk

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1 fund.

2 Sec. _____. Section 192A.30, unnumbered paragraph 2,
3 Code 1993, is amended to read as follows:

4 Notwithstanding the provisions of this section,
5 fees paid to the secretary shall not be deposited into
6 the dairy trade practices trust fund ~~for the fiscal~~
7 ~~period~~ beginning on July 1, 1991, ~~and ending June 30,~~
8 ~~1993,~~ but shall be deposited into the general fund of
9 the state.

10 Sec. _____. Section 198.9, subsection 3, unnumbered
11 paragraph 4, Code 1993, is amended to read as follows:

12 Notwithstanding the provisions of this subsection
13 directing that fees collected be deposited into the
14 commercial feed fund, ~~for the fiscal period~~ beginning
15 on July 1, 1991, ~~and ending June 30, 1993,~~ all fees
16 collected shall be deposited into the general fund of
17 the state.

18 Sec. _____. Section 200.9, unnumbered paragraph 2,
19 Code 1993, is amended to read as follows:

20 Notwithstanding the provisions of this section and
21 section 201.13 directing that those fees collected
22 under sections 200.4 and 200.8 and moneys received
23 under chapter 201 be deposited into the fertilizer
24 fund, ~~for the fiscal period~~ beginning on July 1, 1991,
25 ~~and ending June 30, 1993,~~ all such fees and moneys
26 shall be deposited into the general fund of the state.
27 Moneys received under chapter 201 and deposited into
28 the general fund of the state as a result of this
29 paragraph are appropriated for purposes of section
30 201.13.

31 Sec. _____. Section 206.12, subsection 3, unnumbered
32 paragraph 2, Code 1993, is amended to read as follows:

33 Notwithstanding the provisions of this subsection
34 directing that fifty dollars of each fee collected be
35 deposited into the pesticide fund, ~~for the fiscal~~
36 ~~period~~ beginning on July 1, 1991, ~~and ending June 30,~~
37 ~~1993,~~ fifty dollars of each fee collected shall be
38 deposited into the general fund of the state.

39 Sec. _____. Section 312.2, subsection 13, unnumbered
40 paragraph 2, Code 1993, is amended to read as follows:

41 Notwithstanding the provisions of this subsection
42 directing that twenty-five cents on each title
43 issuance be annually credited to the department of
44 justice for deposit into the motor vehicle fraud
45 account, ~~for the fiscal period~~ beginning on July 1,
46 1991, ~~and ending June 30, 1993,~~ the twenty-five cents
47 on each title issuance shall be deposited into the
48 general fund of the state.

49 Sec. _____. Section 312.2, subsection 15, unnumbered
50 paragraph 2, Code 1993, is amended to read as follows:

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1 Notwithstanding the provisions of this subsection
2 directing that one-twentieth of eighty percent of the
3 revenue derived from the operation of section 423.7,
4 be deposited into the public transit assistance fund,
5 ~~for-the-fiscal-period~~ beginning on July 1, 1991, and
6 ~~ending-June-30-1993~~, such amount shall be deposited
7 into the general fund of the state. There is
8 appropriated from the general fund of the state for
9 each fiscal year to the state department of
10 transportation the amount of revenues credited to the
11 general fund of the state during the fiscal year under
12 this subsection to be used for purposes of public
13 transit assistance under chapter 324A.

14 Sec. _____. Section 321.52, subsection 4, paragraph
15 c, unnumbered paragraph 3, Code 1993, is amended to
16 read as follows:

17 Notwithstanding the provisions of this lettered
18 paragraph directing that five dollars of each fee be
19 paid to the Iowa law enforcement academy, ~~for-the~~
20 ~~fiscal-period~~ beginning on July 1, 1991, and ~~ending~~
21 ~~June-30-1993~~, such five dollars shall be deposited
22 into the general fund of the state.

23 Sec. _____. Section 324A.6, subsection 1, unnumbered
24 paragraph 2, Code 1993, is amended to read as follows:

25 Notwithstanding the provisions of this section and
26 section 312.2, subsection 15, directing that moneys be
27 deposited into the public transit assistance fund, ~~for~~
28 ~~the-fiscal-period~~ beginning on July 1, 1991, and
29 ~~ending-June-30-1993~~, all such moneys under these
30 sections shall be deposited into the general fund of
31 the state. There is appropriated ~~during-this-fiscal~~
32 ~~period~~ from moneys received by the department by
33 agreements, grants, gifts, or other means and
34 deposited into the state general fund as a result of
35 this paragraph to the department for purposes of this
36 subsection. Moneys appropriated from the general fund
37 under this paragraph and section 312.2, subsection 15,
38 shall not be deposited into the public transit
39 assistance fund.

40 Sec. _____. Section 327H.18, unnumbered paragraph 2,
41 Code 1993, is amended to read as follows:

42 Notwithstanding the provisions of this section and
43 sections 327I.7, subsection 14, and 327H.20 directing
44 that moneys received or reimbursements made be
45 deposited into the railroad assistance fund, ~~for-the~~
46 ~~fiscal-period~~ beginning on July 1, 1991, and ~~ending~~
47 ~~June-30-1993~~, such moneys shall be deposited into the
48 general fund of the state and ~~for-that-period~~ all
49 moneys received by the department by agreements,
50 grants, gifts, or other means which were deposited

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1 into the state general fund as a result of this
2 paragraph are appropriated for state railroad
3 assistance under this chapter. Such appropriations
4 shall not be deposited into the railroad assistance
5 fund.

6 Sec. _____. Section 327I.23, subsection 3, Code
7 1993, is amended to read as follows:

8 3. Notwithstanding the provisions of section
9 327I.7, subsection 14, and section 327I.26 and other
10 provisions of law directing that moneys be deposited
11 into the special railroad facility fund and directing
12 that moneys in the fund be appropriated for purposes
13 of the authority, ~~for the fiscal period~~ beginning on
14 July 1, 1991, ~~and ending June 30, 1993,~~ all moneys
15 directed to be deposited in the fund shall be
16 deposited into the general fund of the state and
17 ~~during that period~~ all moneys received under
18 subsection 2 are appropriated to the authority for
19 purposes of subsection 2 and other moneys appropriated
20 to the authority may be used for purposes of this
21 section.

22 Sec. _____. Section 328.36, unnumbered paragraph 4,
23 Code 1993, is amended to read as follows:

24 Notwithstanding the provisions of this section and
25 sections 452A.82 and 328.21, directing that moneys
26 remaining after the cost of administering the aviation
27 fuel tax fund and money received by the department be
28 deposited into the state aviation fund, ~~for the fiscal~~
29 ~~period~~ beginning on July 1, 1991, ~~and ending June 30,~~
30 ~~1993,~~ such moneys shall be deposited into the general
31 fund of the state and refunds under section 328.24
32 ~~during that period~~ shall be paid from the state
33 general fund of the state.

34 Sec. _____. Section 452A.79, unnumbered paragraph 3,
35 Code 1993, is amended to read as follows:

36 Notwithstanding the provisions of this section and
37 section 452A.84 directing that certain moneys be
38 transferred or deposited into the marine fuel tax
39 fund, ~~for the fiscal period~~ beginning on July 1, 1991,
40 ~~and ending June 30, 1993,~~ such moneys shall be
41 deposited into the general fund of the state.

42 Sec. _____. Section 461A.79, subsection 4, Code
43 1993, is amended to read as follows:

44 4. Notwithstanding any other provision of law, ~~for~~
45 ~~the fiscal period~~ beginning on July 1, 1991, ~~and~~
46 ~~ending June 30, 1993,~~ moneys to be credited to or
47 deposited in the public outdoor recreation and
48 resources fund shall be credited to or deposited to
49 the general fund of the state and appropriations made
50 for purposes of this section shall not be deposited

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1 into the public outdoor recreation and resources fund
2 but shall be allocated as provided in this section.

3 Sec. _____. Section 473.11, subsection 1, paragraph
4 f, unnumbered paragraph 2, as enacted by the 1993 Iowa
5 Acts, Senate File 74, section 1, is amended to read as
6 follows:

7 Notwithstanding the provisions of this paragraph
8 directing that moneys be deposited into the energy
9 research and development fund, ~~for-the-fiscal-period~~
10 beginning July 1, 1991, ~~and-ending-June-30,-1993,~~ all
11 moneys shall be deposited into the general fund of the
12 state.

13 Sec. _____. Section 476.10, unnumbered paragraph 4,
14 Code 1993, is amended to read as follows:

15 Whenever the board shall deem it necessary in order
16 to carry out the duties imposed upon it in connection
17 with rate regulation under section 476.6,
18 investigations under section 476.3, or review
19 proceedings under section 476.31, the board may employ
20 additional temporary or permanent staff, or may
21 contract with persons who are not state employees for
22 engineering, accounting, or other professional
23 services, or both. The costs of these additional
24 employees and contract services shall be paid by the
25 public utility whose rates are being reviewed in the
26 same manner as other expenses are paid under this
27 section. ~~For-the-fiscal-period-beginning~~ Beginning on
28 July 1, 1991, ~~and-ending-June-30,-1993,~~ there is
29 appropriated out of any funds in the state treasury
30 not otherwise appropriated, such sums as may be
31 necessary to enable the board to hire additional staff
32 and contract for services under this section. The
33 board shall increase quarterly assessments specified
34 in unnumbered paragraph 2, by amounts necessary to
35 enable the board to hire additional staff and contract
36 for services under this section. The authority to
37 hire additional temporary or permanent staff that is
38 granted to the board by this section shall not be
39 subject to limitation by any administrative or
40 executive order or decision that restricts the number
41 of state employees or the filling of employee
42 vacancies, and shall not be subject to limitation by
43 any law of this state that restricts the number of
44 state employees or the filling of employee vacancies
45 unless that law is made applicable to this section by
46 express reference to this section. Before the board
47 expends or encumbers an amount in excess of the funds
48 budgeted for rate regulation and before the board
49 increases quarterly assessments pursuant to this
50 paragraph, the director of the department of

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1 management shall approve the expenditure or
2 encumbrance. Before approval is given, the director
3 of the department of management shall determine that
4 the expenses exceed the funds budgeted by the general
5 assembly to the board for rate regulation and that the
6 board does not have other funds from which the
7 expenses can be paid. Upon approval of the director
8 of the department of management the board may expend
9 and encumber funds for the excess expenses, and
10 increase quarterly assessments to raise the additional
11 funds. The board and the office of consumer advocate
12 may add additional personnel or contract for
13 additional assistance to review and evaluate energy
14 efficiency plans and the implementation of energy
15 efficiency programs including, but not limited to,
16 professionally trained engineers, accountants,
17 attorneys, skilled examiners and inspectors, and
18 secretaries and clerks. The board and the office of
19 the consumer advocate may expend additional sums
20 beyond those sums appropriated. However, the
21 authority to add additional personnel or contract for
22 additional assistance must first be approved by the
23 department of management. The additional sums shall
24 be provided to the board and the office of the
25 consumer advocate by the utilities subject to the
26 energy efficiency requirements in this chapter. The
27 assessments shall be in addition to and separate from
28 the quarterly assessment.

29 Sec. _____. Section 476.10, unnumbered paragraph 8,
30 Code 1993, is amended to read as follows:

31 Notwithstanding the provisions of this section and
32 sections 478.4, 479.16, and 479A.9 directing that fees
33 paid to the utilities division or other moneys be
34 deposited into the utilities trust fund and not be
35 transferred to the general fund of the state, and
36 directing that expenses be paid from the utilities
37 trust fund, ~~for the fiscal period~~ beginning on July 1,
38 1991, ~~and ending June 30, 1993~~, all such fees and
39 other moneys collected under those sections shall be
40 deposited into the general fund of the state and
41 expenses required to be paid under this section shall
42 be paid from funds appropriated for those purposes.

43 Sec. _____. Section 524.207, unnumbered paragraph 6,
44 Code 1993, is amended to read as follows:

45 Notwithstanding the provisions of this section
46 directing that fees and other moneys received be
47 deposited into the banking revolving fund and not be
48 transferred to the general fund of the state, and
49 directing that expenses be paid from the banking
50 revolving fund, ~~for the fiscal period~~ beginning on

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1 July 1, 1991, ~~and ending June 30, 1993~~, all fees and
2 moneys collected shall be deposited into the general
3 fund of the state and expenses required to be paid
4 under this section shall be paid from funds
5 appropriated for those purposes.

6 Sec. _____. Section 533.67, unnumbered paragraph 6,
7 Code 1993, is amended to read as follows:

8 Notwithstanding the provisions of this section
9 directing that fees and other moneys received be
10 deposited into the credit union revolving fund and not
11 be transferred to the general fund of the state, and
12 directing that expenses be paid from the credit union
13 revolving fund, ~~for the fiscal period~~ beginning on
14 July 1, 1991, ~~and ending June 30, 1993~~, all fees and
15 other moneys collected shall be deposited into the
16 general fund of the state and expenses required to be
17 paid under this section shall be paid from funds
18 appropriated for those purposes.

19 Sec. _____. Section 546.10, subsection 6, unnumbered
20 paragraph 2, Code 1993, is amended to read as follows:

21 Notwithstanding the provisions of this subsection
22 and sections 542B.12, 542C.3, 543B.14, 543D.6,
23 544A.11, and 544B.14 directing that fees and other
24 moneys be deposited into the professional licensing
25 revolving fund and not to be transferred to the
26 general fund of the state, and directing that expenses
27 be paid from the professional licensing revolving
28 fund, ~~for the fiscal period~~ beginning on July 1, 1991,
29 ~~and ending June 30, 1993~~, all fees collected under
30 those sections shall be deposited into the general
31 fund of the state and expenses required to be paid
32 under this subsection shall be paid from funds
33 appropriated for those purposes.

34 Sec. _____. Section 546.11, unnumbered paragraph 2,
35 Code 1993, is amended to read as follows:

36 Notwithstanding this section and sections 476.10,
37 524.207, 533.67, 546.9, and 546.10 directing the
38 utilities division, banking division, credit union
39 division, alcoholic beverages division, and
40 professional licensing division to transfer from
41 appropriated trust funds to the administrative
42 services trust fund the division's share of
43 administrative services and directing that costs for
44 administrative services provided by the department to
45 the divisions be paid from the administrative services
46 trust fund, ~~for the fiscal period~~ beginning on July 1,
47 1991, ~~and ending June 30, 1993~~, all expenses for
48 administrative services shall be paid from
49 appropriations made from the general fund of the state
50 for these expenses.

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1 Sec. _____. Section 556.18, subsection 1, Code 1993,
2 is amended to read as follows:

3 ~~1. Except as provided in subsection 3, all~~ All
4 funds received under this chapter, including the
5 proceeds from the sale of abandoned property under
6 section 556.17, shall be deposited monthly by the
7 treasurer of state in the general fund of the state.
8 However, the treasurer of state shall retain in a
9 separate trust fund an amount not exceeding two
10 hundred thousand dollars from which the treasurer of
11 state shall make prompt payment of claims duly allowed
12 under section 556.20. Before making the deposit, the
13 treasurer of state shall record the name and last
14 known address of each person appearing from the
15 holders' reports to be entitled to the abandoned
16 property and of the name and last known address of
17 each insured person or annuitant, and with respect to
18 each policy or contract listed in the report of a life
19 insurance corporation, its number, the name of the
20 corporation, and the amount due. The record shall be
21 available for public inspection at all reasonable
22 business hours.

23 Sec. _____. Section 556.18, subsection 3, Code 1993,
24 is amended by striking the subsection.

25 Sec. _____. 1991 Iowa Acts, chapter 264, section
26 905, is amended to read as follows:

27 SEC. 905.

28 1. Notwithstanding the restrictions relating to
29 the transfer and use of moneys in the utilities trust
30 fund in section 476.10, the insurance revolving fund
31 in section 505.7, the banking revolving fund in
32 section 524.207, the credit union revolving fund in
33 section 533.67, and the professional licensing
34 revolving fund in section 546.10, the cash balances in
35 those five funds resulting from covered charges to
36 regulated industries for purposes of cash flow and the
37 build-up of surplus balances remaining on June 30,
38 1991, shall be transferred to the general fund of the
39 state. However, state general fund cash balances
40 shall be available from the general fund of the state
41 to the utilities division, insurance division, banking
42 division, credit union division, and the professional
43 licensing and regulation division for cash flow
44 purposes to enable the timely payment of expenses
45 without regard to seasonal cash flow ~~for the fiscal~~
46 ~~years ending June 30, 1992, and June 30, 1993. Upon~~
47 ~~completion of the fiscal year ending June 30, 1993,~~
48 ~~any amount transferred to the general fund of the~~
49 ~~state from each of those five funds shall be returned~~
50 ~~to the fund from which the amount was transferred.~~

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1 2. Notwithstanding the restrictions relating to
2 the use of the moneys in the fertilizer fund in
3 section 200.9, and the pesticide fund in section
4 206.12, subsection 3, cash balances remaining on June
5 30, 1991, that are not needed to pay expenses of the
6 fiscal year ending June 30, 1991, are transferred to
7 the general fund of the state. However, state general
8 fund cash balances shall be available from the general
9 fund of the state to the department of agriculture and
10 land stewardship for cash flow purposes to enable the
11 timely payment of expenses incurred for purposes for
12 which moneys in the fertilizer and pesticide funds are
13 to be used ~~for the fiscal years ending June 30, 1992,~~
14 ~~and June 30, 1993. Upon completion of the fiscal year~~
15 ~~ending June 30, 1993, any amount transferred to the~~
16 ~~general fund of the state from each of those two funds~~
17 ~~shall be returned to the fund from which the amount~~
18 ~~was transferred.~~

19 Sec. _____. 1991 Iowa Acts, chapter 268, section
20 508, subsection 3, unnumbered paragraph 2 and lettered
21 paragraphs a, b, c, and d, are amended by striking the
22 unnumbered paragraph and the lettered paragraphs.

23 Sec. _____. CODE EDITOR. The Code editor shall
24 submit to the general assembly through the Code
25 editor's bills coordinating amendments to sections of
26 the Code which make reference to those funds and
27 accounts which as a result of the enactment of this
28 Act will no longer have moneys credited to or
29 deposited into them but instead the moneys will be
30 credited to or deposited into the general fund of the
31 state.

32 Sec. _____. EFFECTIVE DATE. This Act, being deemed
33 of immediate importance, takes effect upon enactment."

34 2. Title page, line 1, by striking the word
35 "moneys" and inserting the following: "certain moneys
36 shall be".

37 3. Title page, line 2, by striking the word "be"
38 and inserting the following: "and shall be".

By CORBETT of Linn

H-4226 FILED APRIL 27, 1993
Adopted (p. 1752)

HOUSE FILE 669

H-4227

1 Amend the amendment, H-4226, to House File 669 as
2 follows:

- 3 1. Page 1, by striking lines 12 through 26.
- 4 2. By renumbering as necessary.

By HOLVECK of Polk
HAMMOND of Story

H-4227 FILED APRIL 27, 1993
LOST (p. 1727)

HOUSE FILE 669

H-4228

- 1 Amend the amendment, H-4226, to House File 669 as
- 2 follows:
- 3 1. By striking page 3, line 40 through page 4,
- 4 line 5.
- 5 2. By renumbering as necessary.

By BELL of Jasper
BLACK of Jasper

H-4228 FILED APRIL 27, 1993

LOST (p. 1738)

HOUSE FILE 669

H-4229

- 1 Amend the amendment, H-4226, to House File 669 as
- 2 follows:
- 3 1. Page 1, by striking lines 27 through 35.
- 4 2. By renumbering as necessary.

By COHOON of Des Moines

H-4229 FILED APRIL 27, 1993

LOST (p. 1728)

HOUSE FILE 669

H-4230

- 1 Amend the amendment, H-4226, to House File 669 as
- 2 follows:
- 3 1. By striking page 1, line 36 through page 2,
- 4 line 1.
- 5 2. By renumbering as necessary.

By WEIGEL of Chickasaw

H-4230 FILED APRIL 27, 1993

LOST (p. 1729)

HOUSE FILE 669

H-4231

- 1 Amend the amendment, H-4226, to House File 669 as
- 2 follows:
- 3 1. Page 2, by striking lines 2 through 9.
- 4 2. By renumbering as necessary.

By WEIGEL of Chickasaw

H-4231 FILED APRIL 27, 1993

LOST (p. 1730)

HOUSE FILE 669

H-4236

- 1 Amend the amendment, H-4226, to House File 669 as
- 2 follows:
- 3 1. Page 2, by striking lines 39 through 48.
- 4 2. By renumbering as necessary.

By BLACK of Jasper
KOENIGS of Mitchell

H-4236 FILED APRIL 27, 1993

LOST (p. 1734)

HOUSE FILE 669

H-4237

- 1 Amend the amendment, H-4226, to House File 669 as
- 2 follows:
- 3 1. Page 4, by striking lines 6 through 21.
- 4 2. By renumbering as necessary.

By BELL of Jasper
BLACK of Jasper

H-4237 FILED APRIL 27, 1993

LOST (p. 1739)

HOUSE FILE 669

H-4238

- 1 Amend the amendment, H-4226, to House File 669 as
- 2 follows:
- 3 1. Page 2, by striking lines 18 through 30.
- 4 2. By renumbering as necessary.

By DICKINSON of Johnson
MERTZ of Kossuth
MUNDIE of Webster

H-4238 FILED APRIL 27, 1993

LOST (p. 1732)

HOUSE FILE 669

H-4239

- 1 Amend the amendment, H-4226, to House File 669 as
- 2 follows:
- 3 1. Page 7, by striking lines 19 through 33.
- 4 2. By renumbering as necessary.

By WITT of Black Hawk

H-4239 FILED APRIL 27, 1993

LOST (p. 1747)

HOUSE FILE 669

H-4232

1 Amend the amendment, H-4226, to House File 669 as
2 follows:

- 3 1. Page 2, by striking lines 10 through 17.
4 2. By renumbering as necessary.

By MAY of Worth
MUNDIE of Webster

H-4232 FILED APRIL 27, 1993

LOST (p. 1731)

HOUSE FILE 669

H-4233

1 Amend the amendment, H-4226, to House File 669 as
2 follows:

- 3 1. Page 4, by striking lines 34 through 41.
4 2. By renumbering as necessary.

By SHOULTZ of Black Hawk

H-4233 FILED APRIL 27, 1993

LOST (p. 1742)

HOUSE FILE 669

H-4234

1 Amend the amendment, H-4226, to House File 669 as
2 follows:

- 3 1. Page 4, by striking lines 22 through 33.
4 2. By renumbering as necessary.

By KOENIGS of Mitchell
MUNDIE of Webster

H-4234 FILED APRIL 27, 1993

LOST (p. 1740)

HOUSE FILE 669

H-4235

1 Amend the amendment, H-4226, to House File 669 as
2 follows:

- 3 1. Page 2, by striking lines 31 through 38.
4 2. By renumbering as necessary.

By OSTERBERG of Linn
MUNDIE of Webster

H-4235 FILED APRIL 27, 1993

LOST (p. 1733)

HOUSE FILE 669

H-4246

- 1 Amend the amendment, H-4226, to House File 669 as
- 2 follows:
- 3 1. Page 5, by striking lines 3 through 12.
- 4 2. By renumbering as necessary.

By WITT of Black Hawk
DVORSKY of Johnson
OSTERBERG of Linn

H-4246 FILED APRIL 27, 1993

LOST (p.1743)

HOUSE FILE 669

H-4247

- 1 Amend the amendment, H-4226, to House File 669 as
- 2 follows:
- 3 1. Page 3, by striking lines 14 through 22.
- 4 2. By renumbering as necessary.

By RENAUD of Polk

H-4247 FILED APRIL 27, 1993

LOST (p.1736)

HOUSE FILE 669

H-4253

- 1 Amend the amendment, H-4226, to House File 669 as
- 2 follows:
- 3 1. By striking page 5, line 13 through page 6,
- 4 line 42.
- 5 2. By renumbering as necessary.

By FALLON of Polk
RENAUD of Polk

HOLVECK of Polk
BRAND of Benton

H-4253 FILED APRIL 27, 1993

LOST (p.1744)

HOUSE FILE 669

H-4255

- 1 Amend the amendment, H-4226, to House File 669 as
- 2 follows:
- 3 1. Page 1, by striking lines 4 through 11.
- 4 2. By renumbering as necessary.

By MURPHY of Dubuque

H-4255 FILED APRIL 27, 1993

LOST (p.1749)

HOUSE FILE 669

E-4240

- 1 Amend the amendment, H-4226, to House File 669 as
 2 follows:
 3 1. By striking page 8, line 25 through page 9,
 4 line 18.
 5 2. By renumbering as necessary.

By PETERSON of Carroll

E-4240 FILED APRIL 27, 1993

LOST (p. 1748)

HOUSE FILE 669

E-4241

- 1 Amend the amendment, H-4226, to House File 669 as
 2 follows:
 3 1. Page 7, by striking lines 6 through 18.
 4 2. By renumbering as necessary.

By HARPER of Black Hawk

HALVORSON of Webster

WITT of Black Hawk

MURPHY of Dubuque

E-4241 FILED APRIL 27, 1993

LOST (p. 1746)

HOUSE FILE 669

E-4243

- 1 Amend the amendment, H-4226, to House File 669 as
 2 follows:
 3 1. By striking page 6, line 43, through page 7,
 4 line 5.
 5 2. By renumbering as necessary.

By BLACK of Jasper

FOGARTY of Palo Alto

WEIGEL of Chickasaw

RENAUD of Polk

HOLVECK of Polk

GILL of Woodbury

DVORSKY of Johnson

HANSEN of Woodbury

E-4243 FILED APRIL 27, 1993

LOST (p. 1745)

HOUSE FILE 669

E-4244

- 1 Amend the amendment, H-4226, to House File 669 as
 2 follows:
 3 1. By striking page 2, line 49 through page 3,
 4 line 13.
 5 2. By renumbering as necessary.

By DVORSKY of Johnson

FOGARTY of Palo Alto

NEUBAUSER of Johnson

JOCHUM of Dubuque

E-4244 FILED APRIL 27, 1993

LOST (p. 1735)

E-4245

HOUSE FILE 669

- 1 Amend the amendment, H-4226, to House File 669 as
 2 follows:
 3 1. Page 3, by striking lines 23 through 39.
 4 2. By renumbering as necessary.

By DVORSKY of Johnson

FOGARTY of Palo Alto

NEUBAUSER of Johnson

JOCHUM of Dubuque

E-4245 FILED APRIL 27, 1993

LOST (p. 1737)

HOUSE FILE 669

BY COMMITTEE ON APPROPRIATIONS

Substituted For SF 419 4/29/93

(SUCCESSOR TO LSB 2694YC) *(P. 1442)*

(As Amended and Passed by the House April 27, 1993)

Passed House, Date _____

Passed Senate, Date 4/29/93 *(P. 1443)*

Vote: Ayes _____ Nays _____

Vote: Ayes 49 Nays 1

Approved May 12, 1993

*Re-passed Senate 26-24
4/30 (P. 1506)*

A BILL FOR

1 An Act requiring that certain moneys shall be credited to and
2 deposited in the general fund of the state and shall be used
3 for the purposes for which the moneys were collected and
4 providing an effective date.

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

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House Amendments _____

- 1 Section 1. NEW SECTION. 8.60 USE OF DESIGNATED MONEYS.
2 Moneys credited to or deposited in the general fund of the
3 state on or after July 1, 1993, which under law were pre-
4 viously collected to be used for specific purposes, or to be
5 credited to, or be deposited to a particular account or fund
6 shall only be used for the purposes for which the moneys were
7 collected, including but not limited to moneys collected in
8 accordance with any of the following provisions:
- 9 1. Pari-mutuel regulation fund created in section 99D.17.
 - 10 2. Gamblers assistance fund pursuant to section 99E.10,
11 subsection 1.
 - 12 3. Excursion boat gambling special account pursuant to
13 section 99F.4, subsection 2.
 - 14 4. Milk fund created in section 192.111.
 - 15 5. Dairy trade practices trust fund pursuant to section
16 192A.30.
 - 17 6. Commercial feed fund created in section 198.9.
 - 18 7. Fertilizer fund created in section 200.9.
 - 19 8. Pesticide fund created in section 206.12.
 - 20 9. Motor vehicle fraud account pursuant to section 312.2,
21 subsection 13.
 - 22 10. Public transit assistance fund pursuant to section
23 312.2, subsection 15, and section 324A.6.
 - 24 11. Salvage vehicle fee paid to the Iowa law enforcement
25 academy pursuant to section 321.52.
 - 26 12. Railroad assistance fund created in section 327H.18.
 - 27 13. Special railroad facility fund created in section
28 327I.23.
 - 29 14. State aviation fund created in section 328.36.
 - 30 15. Marine fuel tax fund created in section 452A.79.
 - 31 16. Public outdoor recreation and resources fund pursuant
32 to section 461A.79.
 - 33 17. Energy research and development account created in
34 section 473.11, enacted in 1993 Iowa Acts, Senate File 74.
 - 35 18. Utilities trust fund created in section 476.10.

1 19. Banking revolving fund created in section 524.207.
2 20. Credit union revolving fund created in section 533.67.
3 21. Professional licensing revolving fund created in
4 section 546.10.

5 22. Administrative services trust fund created in section
6 546.11.

7 Sec. 2. Section 99D.17, unnumbered paragraph 2, Code 1993,
8 is amended to read as follows:

9 Notwithstanding the provisions of this section directing
10 that funds received be deposited into the pari-mutuel
11 regulation fund, for-the-fiscal-period beginning on July 1,
12 1991, and-ending-June-30,-1993, all funds received shall be
13 deposited into the general fund of the state.

14 Sec. 3. Section 99E.10, subsection 1, paragraph a,
15 unnumbered paragraph 2, Code 1993, is amended to read as
16 follows:

17 Notwithstanding the provisions of this lettered paragraph,
18 directing that a portion of gross lottery revenues be
19 deposited into the gamblers assistance fund or the provisions
20 of section 99F.11 directing that a portion of the adjusted
21 gross receipts under chapter 99F be deposited into the
22 gamblers assistance fund, for-the-fiscal-period beginning July
23 1, 1991, and-ending-June-30,-1993, moneys that were to be
24 deposited into the gamblers assistance fund pursuant to this
25 lettered paragraph and section 99F.11, subsection 3, shall be
26 deposited into the general fund of the state.

27 Sec. 4. Section 99F.4, subsection 2, unnumbered paragraph
28 2, Code 1993, is amended to read as follows:

29 Notwithstanding the provisions of this subsection and
30 sections 99F.10 and 99F.17 directing that all license and
31 admission fees be paid to the commission or be deposited into
32 a special account, for-the-fiscal-period beginning on July 1,
33 1991, and-ending-June-30,-1993, all fees shall be deposited
34 into the general fund of the state.

35 Sec. 5. Section 192.111, subsection 3, paragraph c, Code

1 1993, is amended to read as follows:

2 c. Notwithstanding the provisions of paragraph "a", and
3 sections 192.133, 194.14, 194.19, 194.20, and 195.9 directing
4 that fees collected and appropriations made for dairy control
5 be deposited into the milk fund, for-the-fiscal-period
6 beginning on July 1, 1991, and-ending-June-30,-1993, all fees
7 collected under those sections shall be deposited into the
8 general fund of the state. All moneys deposited in the
9 general fund under this section shall be appropriated for the
10 costs of inspection, sampling, analysis, and other expenses
11 necessary for the administration of this chapter and chapters
12 194 and 195. Such appropriations shall not be deposited into
13 the milk fund.

14 Sec. 6. Section 192A.30, unnumbered paragraph 2, Code
15 1993, is amended to read as follows:

16 Notwithstanding the provisions of this section, fees paid
17 to the secretary shall not be deposited into the dairy trade
18 practices trust fund for-the-fiscal-period beginning on July
19 1, 1991, and-ending-June-30,-1993, but shall be deposited into
20 the general fund of the state.

21 Sec. 7. Section 198.9, subsection 3, unnumbered paragraph
22 4, Code 1993, is amended to read as follows:

23 Notwithstanding the provisions of this subsection directing
24 that fees collected be deposited into the commercial feed
25 fund, for-the-fiscal-period beginning on July 1, 1991, and
26 ending-June-30,-1993, all fees collected shall be deposited
27 into the general fund of the state.

28 Sec. 8. Section 200.9, unnumbered paragraph 2, Code 1993,
29 is amended to read as follows:

30 Notwithstanding the provisions of this section and section
31 201.13 directing that those fees collected under sections
32 200.4 and 200.8 and moneys received under chapter 201 be
33 deposited into the fertilizer fund, for-the-fiscal-period
34 beginning on July 1, 1991, and-ending-June-30,-1993, all such
35 fees and moneys shall be deposited into the general fund of

1 the state. Moneys received under chapter 201 and deposited
2 into the general fund of the state as a result of this
3 paragraph are appropriated for purposes of section 201.13.

4 Sec. 9. Section 206.12, subsection 3, unnumbered paragraph
5 2, Code 1993, is amended to read as follows:

6 Notwithstanding the provisions of this subsection directing
7 that fifty dollars of each fee collected be deposited into the
8 pesticide fund, ~~for the fiscal period~~ beginning on July 1,
9 1991, ~~and ending June 30, 1993,~~ fifty dollars of each fee
10 collected shall be deposited into the general fund of the
11 state.

12 Sec. 10. Section 312.2, subsection 13, unnumbered
13 paragraph 2, Code 1993, is amended to read as follows:

14 Notwithstanding the provisions of this subsection directing
15 that twenty-five cents on each title issuance be annually
16 credited to the department of justice for deposit into the
17 motor vehicle fraud account, ~~for the fiscal period~~ beginning
18 on July 1, 1991, ~~and ending June 30, 1993,~~ the twenty-five
19 cents on each title issuance shall be deposited into the
20 general fund of the state.

21 Sec. 11. Section 312.2, subsection 15, unnumbered
22 paragraph 2, Code 1993, is amended to read as follows:

23 Notwithstanding the provisions of this subsection directing
24 that one-twentieth of eighty percent of the revenue derived
25 from the operation of section 423.7, be deposited into the
26 public transit assistance fund, ~~for the fiscal period~~
27 beginning on July 1, 1991, ~~and ending June 30, 1993,~~ such
28 amount shall be deposited into the general fund of the state.
29 There is appropriated from the general fund of the state for
30 each fiscal year to the state department of transportation the
31 amount of revenues credited to the general fund of the state
32 during the fiscal year under this subsection to be used for
33 purposes of public transit assistance under chapter 324A.

34 Sec. 12. Section 321.52, subsection 4, paragraph c,
35 unnumbered paragraph 3, Code 1993, is amended to read as

1 follows:

2 Notwithstanding the provisions of this lettered paragraph
3 directing that five dollars of each fee be paid to the Iowa
4 law enforcement academy, for-the-fiscal-period beginning on
5 July 1, 1991, and-ending-June-30,--1993, such five dollars
6 shall be deposited into the general fund of the state.

7 Sec. 13. Section 324A.6, subsection 1, unnumbered
8 paragraph 2, Code 1993, is amended to read as follows:

9 Notwithstanding the provisions of this section and section
10 312.2, subsection 15, directing that moneys be deposited into
11 the public transit assistance fund, for-the-fiscal-period
12 beginning on July 1, 1991, and-ending-June-30,--1993, all such
13 moneys under these sections shall be deposited into the
14 general fund of the state. There is appropriated during-this
15 fiscal-period from moneys received by the department by
16 agreements, grants, gifts, or other means and deposited into
17 the state general fund as a result of this paragraph to the
18 department for purposes of this subsection. Moneys
19 appropriated from the general fund under this paragraph and
20 section 312.2, subsection 15, shall not be deposited into the
21 public transit assistance fund.

22 Sec. 14. Section 327H.18, unnumbered paragraph 2, Code
23 1993, is amended to read as follows:

24 Notwithstanding the provisions of this section and sections
25 327I.7, subsection 14, and 327H.20 directing that moneys
26 received or reimbursements made be deposited into the railroad
27 assistance fund, for-the-fiscal-period beginning on July 1,
28 1991, and-ending-June-30,--1993, such moneys shall be deposited
29 into the general fund of the state and for-that-period all
30 moneys received by the department by agreements, grants,
31 gifts, or other means which were deposited into the state
32 general fund as a result of this paragraph are appropriated
33 for state railroad assistance under this chapter. Such
34 appropriations shall not be deposited into the railroad
35 assistance fund.

1 Sec. 15. Section 327I.23, subsection 3, Code 1993, is
2 amended to read as follows:

3 3. Notwithstanding the provisions of section 327I.7,
4 subsection 14, and section 327I.26 and other provisions of law
5 directing that moneys be deposited into the special railroad
6 facility fund and directing that moneys in the fund be
7 appropriated for purposes of the authority, for-the-fiscal
8 period beginning on July 1, 1991, and-ending-June-30,-1993,
9 all moneys directed to be deposited in the fund shall be
10 deposited into the general fund of the state and during-that
11 period all moneys received under subsection 2 are appropriated
12 to the authority for purposes of subsection 2 and other moneys
13 appropriated to the authority may be used for purposes of this
14 section.

15 Sec. 16. Section 328.36, unnumbered paragraph 4, Code
16 1993, is amended to read as follows:

17 Notwithstanding the provisions of this section and sections
18 452A.82 and 328.21, directing that moneys remaining after the
19 cost of administering the aviation fuel tax fund and money
20 received by the department be deposited into the state
21 aviation fund, for-the-fiscal-period beginning on July 1,
22 1991, and-ending-June-30,-1993, such moneys shall be deposited
23 into the general fund of the state and refunds under section
24 328.24 during-that-period shall be paid from the state general
25 fund of the state.

26 Sec. 17. Section 452A.79, unnumbered paragraph 3, Code
27 1993, is amended to read as follows:

28 Notwithstanding the provisions of this section and section
29 452A.84 directing that certain moneys be transferred or
30 deposited into the marine fuel tax fund, for-the-fiscal-period
31 beginning on July 1, 1991, and-ending-June-30,-1993, such
32 moneys shall be deposited into the general fund of the state.

33 Sec. 18. Section 461A.79, subsection 4, Code 1993, is
34 amended to read as follows:

35 4. Notwithstanding any other provision of law, for-the

1 ~~fiscal-period~~ beginning on July 1, 1991, and ~~ending-June-30-~~
2 ~~1993,~~ moneys to be credited to or deposited in the public
3 ~~outdoor recreation and resources fund shall be credited to or~~
4 ~~deposited to the general fund of the state and appropriations~~
5 ~~made for purposes of this section shall not be deposited into~~
6 ~~the public outdoor recreation and resources fund but shall be~~
7 ~~allocated as provided in this section.~~

8 Sec. 19. Section 473.11, subsection 1, paragraph f,
9 unnumbered paragraph 2, as enacted by the 1993 Iowa Acts,
10 Senate File 74, section 1, is amended to read as follows:

11 Notwithstanding the provisions of this paragraph directing
12 that moneys be deposited into the energy research and
13 development fund, ~~for-the-fiscal-period~~ beginning July 1,
14 1991, and ~~ending-June-30-~~1993, all moneys shall be deposited
15 into the general fund of the state.

16 Sec. 20. Section 476.10, unnumbered paragraph 4, Code
17 1993, is amended to read as follows:

18 Whenever the board shall deem it necessary in order to
19 carry out the duties imposed upon it in connection with rate
20 regulation under section 476.6, investigations under section
21 476.3, or review proceedings under section 476.31, the board
22 may employ additional temporary or permanent staff, or may
23 contract with persons who are not state employees for
24 engineering, accounting, or other professional services, or
25 both. The costs of these additional employees and contract
26 services shall be paid by the public utility whose rates are
27 being reviewed in the same manner as other expenses are paid
28 under this section. ~~For-the-fiscal-period-beginning~~ Beginning
29 on July 1, 1991, and ~~ending-June-30-~~1993, there is
30 appropriated out of any funds in the state treasury not
31 otherwise appropriated, such sums as may be necessary to
32 enable the board to hire additional staff and contract for
33 services under this section. The board shall increase
34 quarterly assessments specified in unnumbered paragraph 2, by
35 amounts necessary to enable the board to hire additional staff

1 and contract for services under this section. The authority
2 to hire additional temporary or permanent staff that is
3 granted to the board by this section shall not be subject to
4 limitation by any administrative or executive order or
5 decision that restricts the number of state employees or the
6 filling of employee vacancies, and shall not be subject to
7 limitation by any law of this state that restricts the number
8 of state employees or the filling of employee vacancies unless
9 that law is made applicable to this section by express
10 reference to this section. Before the board expends or
11 incumbers an amount in excess of the funds budgeted for rate
12 regulation and before the board increases quarterly
13 assessments pursuant to this paragraph, the director of the
14 department of management shall approve the expenditure or
15 encumbrance. Before approval is given, the director of the
16 department of management shall determine that the expenses
17 exceed the funds budgeted by the general assembly to the board
18 for rate regulation and that the board does not have other
19 funds from which the expenses can be paid. Upon approval of
20 the director of the department of management the board may
21 expend and encumber funds for the excess expenses, and
22 increase quarterly assessments to raise the additional funds.
23 The board and the office of consumer advocate may add
24 additional personnel or contract for additional assistance to
25 review and evaluate energy efficiency plans and the
26 implementation of energy efficiency programs including, but
27 not limited to, professionally trained engineers, accountants,
28 attorneys, skilled examiners and inspectors, and secretaries
29 and clerks. The board and the office of the consumer advocate
30 may expend additional sums beyond those sums appropriated.
31 However, the authority to add additional personnel or contract
32 for additional assistance must first be approved by the
33 department of management. The additional sums shall be
34 provided to the board and the office of the consumer advocate
35 by the utilities subject to the energy efficiency requirements

1 in this chapter. The assessments shall be in addition to and
2 separate from the quarterly assessment.

3 Sec. 21. Section 476.10, unnumbered paragraph 8, Code
4 1993, is amended to read as follows:

5 Notwithstanding the provisions of this section and sections
6 478.4, 479.16, and 479A.9 directing that fees paid to the
7 utilities division or other moneys be deposited into the
8 utilities trust fund and not be transferred to the general
9 fund of the state, and directing that expenses be paid from
10 the utilities trust fund, for-the-fiscal-period beginning on
11 July 1, 1991, and ending June 30, 1993, all such fees and
12 other moneys collected under those sections shall be deposited
13 into the general fund of the state and expenses required to be
14 paid under this section shall be paid from funds appropriated
15 for those purposes.

16 Sec. 22. Section 524.207, unnumbered paragraph 6, Code
17 1993, is amended to read as follows:

18 Notwithstanding the provisions of this section directing
19 that fees and other moneys received be deposited into the
20 banking revolving fund and not be transferred to the general
21 fund of the state, and directing that expenses be paid from
22 the banking revolving fund, for-the-fiscal-period beginning on
23 July 1, 1991, and ending June 30, 1993, all fees and moneys
24 collected shall be deposited into the general fund of the
25 state and expenses required to be paid under this section
26 shall be paid from funds appropriated for those purposes.

27 Sec. 23. Section 533.67, unnumbered paragraph 6, Code
28 1993, is amended to read as follows:

29 Notwithstanding the provisions of this section directing
30 that fees and other moneys received be deposited into the
31 credit union revolving fund and not be transferred to the
32 general fund of the state, and directing that expenses be paid
33 from the credit union revolving fund, for-the-fiscal-period
34 beginning on July 1, 1991, and ending June 30, 1993, all fees
35 and other moneys collected shall be deposited into the general

1 fund of the state and expenses required to be paid under this
2 section shall be paid from funds appropriated for those
3 purposes.

4 Sec. 24. Section 546.10, subsection 6, unnumbered
5 paragraph 2, Code 1993, is amended to read as follows:

6 Notwithstanding the provisions of this subsection and
7 sections 542B.12, 542C.3, 543B.14, 543D.6, 544A.11, and
8 544B.14 directing that fees and other moneys be deposited into
9 the professional licensing revolving fund and not to be
10 transferred to the general fund of the state, and directing
11 that expenses be paid from the professional licensing
12 revolving fund, for-the-fiscal-period beginning on July 1,
13 1991, and-ending-June-30,--1993, all fees collected under those
14 sections shall be deposited into the general fund of the state
15 and expenses required to be paid under this subsection shall
16 be paid from funds appropriated for those purposes.

17 Sec. 25. Section 546.11, unnumbered paragraph 2, Code
18 1993, is amended to read as follows:

19 Notwithstanding this section and sections 476.10, 524.207,
20 533.67, 546.9, and 546.10 directing the utilities division,
21 banking division, credit union division, alcoholic beverages
22 division, and professional licensing division to transfer from
23 appropriated trust funds to the administrative services trust
24 fund the division's share of administrative services and
25 directing that costs for administrative services provided by
26 the department to the divisions be paid from the
27 administrative services trust fund, for-the-fiscal-period
28 beginning on July 1, 1991, and-ending-June-30,--1993, all
29 expenses for administrative services shall be paid from
30 appropriations made from the general fund of the state for
31 these expenses.

32 Sec. 26. Section 556.18, subsection 1, Code 1993, is
33 amended to read as follows:

34 1. ~~Except-as-provided-in-subsection-3,--all~~ All funds
35 received under this chapter, including the proceeds from the

1 sale of abandoned property under section 556.17, shall be
2 deposited monthly by the treasurer of state in the general
3 fund of the state. However, the treasurer of state shall
4 retain in a separate trust fund an amount not exceeding two
5 hundred thousand dollars from which the treasurer of state
6 shall make prompt payment of claims duly allowed under section
7 556.20. Before making the deposit, the treasurer of state
8 shall record the name and last known address of each person
9 appearing from the holders' reports to be entitled to the
10 abandoned property and of the name and last known address of
11 each insured person or annuitant, and with respect to each
12 policy or contract listed in the report of a life insurance
13 corporation, its number, the name of the corporation, and the
14 amount due. The record shall be available for public
15 inspection at all reasonable business hours.

16 Sec. 27. Section 556.18, subsection 3, Code 1993, is
17 amended by striking the subsection.

18 Sec. 28. 1991 Iowa Acts, chapter 264, section 905, is
19 amended to read as follows:

20 SEC. 905.

21 1. Notwithstanding the restrictions relating to the
22 transfer and use of moneys in the utilities trust fund in
23 section 476.10, the insurance revolving fund in section 505.7,
24 the banking revolving fund in section 524.207, the credit
25 union revolving fund in section 533.67, and the professional
26 licensing revolving fund in section 546.10, the cash balances
27 in those five funds resulting from covered charges to
28 regulated industries for purposes of cash flow and the build-
29 up of surplus balances remaining on June 30, 1991, shall be
30 transferred to the general fund of the state. However, state
31 general fund cash balances shall be available from the general
32 fund of the state to the utilities division, insurance
33 division, banking division, credit union division, and the
34 professional licensing and regulation division for cash flow
35 purposes to enable the timely payment of expenses without

1 regard to seasonal cash flow ~~for the fiscal years ending June~~
2 ~~30, 1992, and June 30, 1993. Upon completion of the fiscal~~
3 ~~year ending June 30, 1993, any amount transferred to the~~
4 ~~general fund of the state from each of these five funds shall~~
5 ~~be returned to the fund from which the amount was transferred.~~

6 2. Notwithstanding the restrictions relating to the use of
7 the moneys in the fertilizer fund in section 200.9, and the
8 pesticide fund in section 206.12, subsection 3, cash balances
9 remaining on June 30, 1991, that are not needed to pay
10 expenses of the fiscal year ending June 30, 1991, are
11 transferred to the general fund of the state. However, state
12 general fund cash balances shall be available from the general
13 fund of the state to the department of agriculture and land
14 stewardship for cash flow purposes to enable the timely
15 payment of expenses incurred for purposes for which moneys in
16 the fertilizer and pesticide funds are to be used for the
17 fiscal years ending June 30, 1992, and June 30, 1993. Upon
18 completion of the fiscal year ending June 30, 1993, any amount
19 transferred to the general fund of the state from each of
20 those two funds shall be returned to the fund from which the
21 amount was transferred.

22 Sec. 29. 1991 Iowa Acts, chapter 268, section 508,
23 subsection 3, unnumbered paragraph 2 and lettered paragraphs
24 a, b, c, and d, are amended by striking the unnumbered
25 paragraph and the lettered paragraphs.

26 Sec. 30. CODE EDITOR. The Code editor shall submit to the
27 general assembly through the Code editor's bills coordinating
28 amendments to sections of the Code which make reference to
29 those funds and accounts which as a result of the enactment of
30 this Act will no longer have moneys credited to or deposited
31 into them but instead the moneys will be credited to or
32 deposited into the general fund of the state.

33 Sec. 31. EFFECTIVE DATE. This Act, being deemed of
34 immediate importance, takes effect upon enactment.

35

HOUSE FILE 669

S-3686

1 Amend House File 669, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 3, by striking lines 33 and 34 and
4 inserting the following: "deposited into the
5 fertilizer fund, for the fiscal period beginning on
6 July 1, 1991, and ending June 30, ~~1993~~ 1994, all
7 such".

8 2. Page 4, by striking lines 8 and 9 and
9 inserting the following: "pesticide fund, for the
10 fiscal period beginning on July 1, 1991, and ending
11 June 30, ~~1993~~ 1994, fifty dollars of each fee".

12 3. Page 7, by striking lines 28 and 29 and
13 inserting the following: "under this section. For
14 the fiscal period beginning on July 1, 1991, and
15 ending June 30, ~~1993~~ 1994, there is".

16 4. Page 9, by striking lines 10 and 11 and
17 inserting the following: "the utilities trust fund,
18 for the fiscal period beginning on July 1, 1991, and
19 ending June 30, ~~1993~~ 1994, all such fees and".

20 5. Page 9, by striking lines 22 and 23 and
21 inserting the following: "the banking revolving fund,
22 for the fiscal period beginning on July 1, 1991, and
23 ending June 30, ~~1993~~ 1994, all fees and moneys".

24 6. Page 9, by striking lines 33 and 34 and
25 inserting the following: "from the credit union
26 revolving fund, for the fiscal period beginning on
27 July 1, 1991, and ending June 30, ~~1993~~ 1994, all
28 fees".

29 7. Page 10, by striking lines 12 and 13 and
30 inserting the following: "revolving fund, for the
31 fiscal period beginning on July 1, 1991, and ending
32 June 30, ~~1993~~ 1994, all fees collected under those".

33 8. Page 10, line 20, by striking the figure
34 "546.9," and inserting the following: "546-97".

35 9. Page 10, lines 21 and 22, by striking the
36 words "alcoholic beverages division," and inserting
37 the following: "~~alcoholic-beverages-division~~".

38 10. Page 10, by striking lines 27 and 28 and
39 inserting the following: "administrative services
40 trust fund, for the fiscal period beginning on July 1,
41 1991, and ending June 30, ~~1993~~ 1994, all".

42 11. Page 10, by inserting after line 31 the
43 following:

44 "Notwithstanding this section and section 546.9,
45 directing the alcoholic beverages division to transfer
46 from appropriated trust funds to the administrative
47 services trust fund the division's share of
48 administrative services provided by the department to
49 the division and directing that costs for
50 administrative services be paid from the

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1 administrative services trust fund, all expenses for
2 the administrative services shall be paid from
3 appropriations made for this purpose from the general
4 fund of the state."

5 12. By striking page 11, line 18 through page 12,
6 line 21 and inserting the following:

7 "Sec. ____ . 1991 Iowa Acts, chapter 264, section
8 905, is amended to read as follows:
9 SEC. 905.

10 1. Notwithstanding the restrictions relating to
11 the transfer and use of moneys in the utilities trust
12 fund in section 476.10, ~~the insurance revolving fund~~
13 ~~in section 505.77~~, the banking revolving fund in
14 section 524.207, the credit union revolving fund in
15 section 533.67, and the professional licensing
16 revolving fund in section 546.10, the cash balances in
17 those ~~five~~ four funds resulting from covered charges
18 to regulated industries for purposes of cash flow and
19 the build-up of surplus balances remaining on June 30,
20 1991, shall be transferred to the general fund of the
21 state. However, state general fund cash balances
22 shall be available from the general fund of the state
23 to the utilities division, ~~insurance division~~, banking
24 division, credit union division, and the professional
25 licensing and regulation division for cash flow
26 purposes to enable the timely payment of expenses
27 without regard to seasonal cash flow for the fiscal
28 years ending June 30, 1992, and June 30, 1993. Upon
29 completion of the fiscal year ending June 30, ~~1993~~
30 1995, ~~any amount~~ the following amounts transferred to
31 the general fund of the state from each of those ~~five~~
32 four funds shall be returned to the fund from which
33 the amount was transferred:

34	<u>a. To the utilities trust fund created in section</u>	
35	<u>476.10:</u>	
36	\$ 2,341,202
37	<u>b. To the banking revolving fund created in</u>	
38	<u>section 524.207:</u>	
39	\$ 618,181
40	<u>c. To the credit union revolving fund created in</u>	
41	<u>section 533.67:</u>	
42	\$ 211,506
43	<u>d. To the professional licensing revolving fund</u>	
44	<u>created in section 546.10:</u>	
45	\$ 619,381

46 2. Notwithstanding the restrictions relating to
47 the use of the moneys in the fertilizer fund in
48 section 200.9, and the pesticide fund in section
49 206.12, subsection 3, cash balances remaining on June
50 30, 1991, that are not needed to pay expenses of the

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1 fiscal year ending June 30, 1991, are transferred to
 2 the general fund of the state. However, state general
 3 fund cash balances shall be available from the general
 4 fund of the state to the department of agriculture and
 5 land stewardship for cash flow purposes to enable the
 6 timely payment of expenses incurred for purposes for
 7 which moneys in the fertilizer and pesticide funds are
 8 to be used for the fiscal years ending June 30, 1992,
 9 and June 30, 1993. Upon completion of the fiscal year
 10 ending June 30, ~~1993~~ 1995, any amount the following
 11 amounts transferred to the general fund of the state
 12 from each of those two funds shall be returned to the
 13 fund from which the amount was transferred:

- 14 a. To the fertilizer fund created in section
 15 200.9:
 16 \$ 135,739
- 17 b. To the pesticide fund created in section
 18 206.12.
 19 \$ 580,581

20 Sec. ____ . The following provisions shall apply to
 21 each of the following funds in the fourth quarter of
 22 the fiscal year beginning July 1, 1993, and ending
 23 June 30, 1994, after which by law moneys shall again
 24 be credited to or deposited in the indicated fund:

25 1. The utilities board may collect in advance from
 26 the utilities regulated by the board, a sufficient
 27 amount which, notwithstanding section 476.10,
 28 unnumbered paragraph 8, shall not be deposited into
 29 the general fund of the state but shall be deposited
 30 into the utilities trust fund created in section
 31 476.10 to continue and maintain the functions under
 32 the authority of the board which are payable from the
 33 fund beginning July 1, 1994.

34 2. The superintendent of banking may collect in
 35 advance from banks regulated by the superintendent, a
 36 sufficient amount which, notwithstanding section
 37 524.207, unnumbered paragraph 6, shall not be
 38 deposited into the general fund of the state but shall
 39 be deposited into the banking revolving fund created
 40 in section 524.207 to continue and maintain the
 41 functions under the authority of the superintendent
 42 which are payable from the fund beginning July 1,
 43 1994.

44 3. The superintendent of credit unions may collect
 45 in advance from credit unions regulated by the
 46 superintendent, a sufficient amount which,
 47 notwithstanding section 533.67, unnumbered paragraph
 48 6, shall not be deposited into the general fund of the
 49 state but shall be deposited into the credit union
 50 revolving fund created in section 533.67 to continue

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1 and maintain the functions under the authority of the
2 superintendent which are payable from the fund
3 beginning July 1, 1994.

4 4. The administrative entity charged with
5 administration of the professional licensing revolving
6 fund created in section 546.10 may collect in advance
7 fees collected under chapters 542B, 542C, 543D, 544A,
8 and 544B from professions regulated under those
9 chapters, a sufficient amount, which, notwithstanding
10 section 546.10, subsection 6, unnumbered paragraph 2,
11 shall not be deposited into the general fund of the
12 state but shall be deposited into the professional
13 licensing revolving fund to continue and maintain the
14 regulation functions which are payable from the fund
15 beginning July 1, 1994."

16 13. By renumbering as necessary.

By MICHAEL GRONSTAL
DERRYL McLAREN

S-3686 FILED APRIL 29, 1993

ADOPTED

Senate received 4/30 (p. 1505)

SENATE AMENDMENT TO HOUSE FILE 669

H-4321

1 Amend House File 669, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 3, by striking lines 33 and 34 and
4 inserting the following: "deposited into the
5 fertilizer fund, for the fiscal period beginning on
6 July 1, 1991, and ending June 30, ~~1993~~ 1994, all
7 such".

8 2. Page 4, by striking lines 8 and 9 and
9 inserting the following: "pesticide fund, for the
10 fiscal period beginning on July 1, 1991, and ending
11 June 30, ~~1993~~ 1994, fifty dollars of each fee".

12 3. Page 7, by striking lines 28 and 29 and
13 inserting the following: "under this section. For
14 the fiscal period beginning on July 1, 1991, and
15 ending June 30, ~~1993~~ 1994, there is".

16 4. Page 9, by striking lines 10 and 11 and
17 inserting the following: "the utilities trust fund,
18 for the fiscal period beginning on July 1, 1991, and
19 ending June 30, ~~1993~~ 1994, all such fees and".

20 5. Page 9, by striking lines 22 and 23 and
21 inserting the following: "the banking revolving fund,
22 for the fiscal period beginning on July 1, 1991, and
23 ending June 30, ~~1993~~ 1994, all fees and moneys".

24 6. Page 9, by striking lines 33 and 34 and
25 inserting the following: "from the credit union
26 revolving fund, for the fiscal period beginning on
27 July 1, 1991, and ending June 30, ~~1993~~ 1994, all
28 fees".

29 7. Page 10, by striking lines 12 and 13 and
30 inserting the following: "revolving fund, for the
31 fiscal period beginning on July 1, 1991, and ending
32 June 30, ~~1993~~ 1994, all fees collected under those".

33 8. Page 10, line 20, by striking the figure
34 "546.9," and inserting the following: "546.9".

35 9. Page 10, lines 21 and 22, by striking the
36 words "alcoholic beverages division," and inserting
37 the following: "~~alcoholic-beverages-division,~~".

38 10. Page 10, by striking lines 27 and 28 and
39 inserting the following: "administrative services
40 trust fund, for the fiscal period beginning on July 1,
41 1991, and ending June 30, ~~1993~~ 1994, all".

42 11. Page 10, by inserting after line 31 the
43 following:

44 "Notwithstanding this section and section 546.9,
45 directing the alcoholic beverages division to transfer
46 from appropriated trust funds to the administrative
47 services trust fund the division's share of
48 administrative services provided by the department to
49 the division and directing that costs for
50 administrative services be paid from the

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1 administrative services trust fund, all expenses for
2 the administrative services shall be paid from
3 appropriations made for this purpose from the general
4 fund of the state."

5 12. By striking page 11, line 18 through page 12,
6 line 21 and inserting the following:

7 "Sec. ____ . 1991 Iowa Acts, chapter 264, section
8 905, is amended to read as follows:
9 SEC. 905.

10 1. Notwithstanding the restrictions relating to
11 the transfer and use of moneys in the utilities trust
12 fund in section 476.10, ~~the insurance revolving fund~~
13 ~~in section 505.77~~, the banking revolving fund in
14 section 524.207, the credit union revolving fund in
15 section 533.67, and the professional licensing
16 revolving fund in section 546.10, the cash balances in
17 those ~~five~~ four funds resulting from covered charges
18 to regulated industries for purposes of cash flow and
19 the build-up of surplus balances remaining on June 30,
20 1991, shall be transferred to the general fund of the
21 state. However, state general fund cash balances
22 shall be available from the general fund of the state
23 to the utilities division, ~~insurance division~~, banking
24 division, credit union division, and the professional
25 licensing and regulation division for cash flow
26 purposes to enable the timely payment of expenses
27 without regard to seasonal cash flow for the fiscal
28 years ending June 30, 1992, and June 30, 1993. Upon
29 completion of the fiscal year ending June 30, ~~1993~~
30 1995, any amount the following amounts transferred to
31 the general fund of the state from each of those five
32 four funds shall be returned to the fund from which
33 the amount was transferred:

- 34 a. To the utilities trust fund created in section
35 476.10:
36 \$ 2,341,202
- 37 b. To the banking revolving fund created in
38 section 524.207:
39 \$ 616,181
- 40 c. To the credit union revolving fund created in
41 section 533.67:
42 \$ 211,506
- 43 d. To the professional licensing revolving fund
44 created in section 546.10:
45 \$ 619,381

46 2. Notwithstanding the restrictions relating to
47 the use of the moneys in the fertilizer fund in
48 section 200.9, and the pesticide fund in section
49 206.12, subsection 3, cash balances remaining on June
50 30, 1991, that are not needed to pay expenses of the

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1 fiscal year ending June 30, 1991, are transferred to
 2 the general fund of the state. However, state general
 3 fund cash balances shall be available from the general
 4 fund of the state to the department of agriculture and
 5 land stewardship for cash flow purposes to enable the
 6 timely payment of expenses incurred for purposes for
 7 which moneys in the fertilizer and pesticide funds are
 8 to be used for the fiscal years ending June 30, 1992,
 9 and June 30, 1993. Upon completion of the fiscal year
 10 ending June 30, ~~1993~~ 1995, any amount the following
 11 amounts transferred to the general fund of the state
 12 from each of those two funds shall be returned to the
 13 fund from which the amount was transferred:

- 14 a. To the fertilizer fund created in section
 15 200.9:
 16 \$ 135,739
- 17 b. To the pesticide fund created in section
 18 206.12.
 19 \$ 580,581

20 Sec. ____ . The following provisions shall apply to
 21 each of the following funds in the fourth quarter of
 22 the fiscal year beginning July 1, 1993, and ending
 23 June 30, 1994, after which by law moneys shall again
 24 be credited to or deposited in the indicated fund:

25 1. The utilities board may collect in advance from
 26 the utilities regulated by the board, a sufficient
 27 amount which, notwithstanding section 476.10,
 28 unnumbered paragraph 8, shall not be deposited into
 29 the general fund of the state but shall be deposited
 30 into the utilities trust fund created in section
 31 476.10 to continue and maintain the functions under
 32 the authority of the board which are payable from the
 33 fund beginning July 1, 1994.

34 2. The superintendent of banking may collect in
 35 advance from banks regulated by the superintendent, a
 36 sufficient amount which, notwithstanding section
 37 524.207, unnumbered paragraph 6, shall not be
 38 deposited into the general fund of the state but shall
 39 be deposited into the banking revolving fund created
 40 in section 524.207 to continue and maintain the
 41 functions under the authority of the superintendent
 42 which are payable from the fund beginning July 1,
 43 1994.

44 3. The superintendent of credit unions may collect
 45 in advance from credit unions regulated by the
 46 superintendent, a sufficient amount which,
 47 notwithstanding section 533.67, unnumbered paragraph
 48 6, shall not be deposited into the general fund of the
 49 state but shall be deposited into the credit union
 50 revolving fund created in section 533.67 to continue

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1 and maintain the functions under the authority of the
2 superintendent which are payable from the fund
3 beginning July 1, 1994.
4 4. The administrative entity charged with
5 administration of the professional licensing revolving
6 fund created in section 546.10 may collect in advance
7 fees collected under chapters 542B, 542C, 543D, 544A,
8 and 544B from professions regulated under those
9 chapters, a sufficient amount, which, notwithstanding
10 section 546.10, subsection 6, unnumbered paragraph 2,
11 shall not be deposited into the general fund of the
12 state but shall be deposited into the professional
13 licensing revolving fund to continue and maintain the
14 regulation functions which are payable from the fund
15 beginning July 1, 1994."
16 13. By renumbering as necessary.

RECEIVED FROM THE SENATE

H-4321 FILED APRIL 29, 1993

Refused to concur 4/30

HOUSE FILE 669

AN ACT

REQUIRING THAT CERTAIN MONEYS SHALL BE CREDITED TO AND DEPOSITED IN THE GENERAL FUND OF THE STATE AND SHALL BE USED FOR THE PURPOSES FOR WHICH THE MONEYS WERE COLLECTED AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. NEW SECTION. 8.60 USE OF DESIGNATED MONEYS.

Moneys credited to or deposited in the general fund of the state on or after July 1, 1993, which under law were previously collected to be used for specific purposes, or to be credited to, or be deposited to a particular account or fund shall only be used for the purposes for which the moneys were collected, including but not limited to moneys collected in accordance with any of the following provisions:

1. Pari-mutuel regulation fund created in section 99D.17.
2. Gamblers assistance fund pursuant to section 99E.10, subsection 1.
3. Excursion boat gambling special account pursuant to section 99F.4, subsection 2.
4. Milk fund created in section 192.111.
5. Dairy trade practices trust fund pursuant to section 192A.30.
6. Commercial feed fund created in section 198.9.
7. Fertilizer fund created in section 200.9.
8. Pesticide fund created in section 206.12.
9. Motor vehicle fraud account pursuant to section 312.2, subsection 13.
10. Public transit assistance fund pursuant to section 312.2, subsection 15, and section 324A.6.
11. Salvage vehicle fee paid to the Iowa law enforcement academy pursuant to section 321.52.

12. Railroad assistance fund created in section 327H.18.
13. Special railroad facility fund created in section 327I.23.
14. State aviation fund created in section 328.36.
15. Marine fuel tax fund created in section 452A.79.
16. Public outdoor recreation and resources fund pursuant to section 461A.79.
17. Energy research and development account created in section 473.11, enacted in 1993 Iowa Acts, Senate File 74.
18. Utilities trust fund created in section 476.10.
19. Banking revolving fund created in section 524.207.
20. Credit union revolving fund created in section 533.67.
21. Professional licensing revolving fund created in section 546.10.
22. Administrative services trust fund created in section 546.11.

Sec. 2. Section 99D.17, unnumbered paragraph 2, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this section directing that funds received be deposited into the pari-mutuel regulation fund, ~~for the fiscal period beginning on July 1, 1991, and ending June 30, 1993,~~ all funds received shall be deposited into the general fund of the state.

Sec. 3. Section 99E.10, subsection 1, paragraph a, unnumbered paragraph 2, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this lettered paragraph, directing that a portion of gross lottery revenues be deposited into the gamblers assistance fund or the provisions of section 99F.11 directing that a portion of the adjusted gross receipts under chapter 99F be deposited into the gamblers assistance fund, ~~for the fiscal period beginning July 1, 1991, and ending June 30, 1993,~~ moneys that were to be deposited into the gamblers assistance fund pursuant to this lettered paragraph and section 99F.11, subsection 3, shall be

deposited into the general fund of the state.

Sec. 4. Section 99F.4, subsection 2, unnumbered paragraph 2, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this subsection and sections 99F.10 and 99F.17 directing that all license and admission fees be paid to the commission or be deposited into a special account, ~~for-the-fiscal-period~~ beginning on July 1, 1991, ~~and-ending-June-30-1993~~, all fees shall be deposited into the general fund of the state.

Sec. 5. Section 192.111, subsection 3, paragraph c, Code 1993, is amended to read as follows:

c. Notwithstanding the provisions of paragraph "a", and sections 192.133, 194.14, 194.19, 194.20, and 195.9 directing that fees collected and appropriations made for dairy control be deposited into the milk fund, ~~for-the-fiscal-period~~ beginning on July 1, 1991, ~~and-ending-June-30-1993~~, all fees collected under those sections shall be deposited into the general fund of the state. All moneys deposited in the general fund under this section shall be appropriated for the costs of inspection, sampling, analysis, and other expenses necessary for the administration of this chapter and chapters 194 and 195. Such appropriations shall not be deposited into the milk fund.

Sec. 6. Section 192A.30, unnumbered paragraph 2, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this section, fees paid to the secretary shall not be deposited into the dairy trade practices trust fund ~~for-the-fiscal-period~~ beginning on July 1, 1991, ~~and-ending-June-30-1993~~ but shall be deposited into the general fund of the state.

Sec. 7. Section 198.9, subsection 3, unnumbered paragraph 4, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this subsection directing that fees collected be deposited into the commercial feed fund, ~~for-the-fiscal-period~~ beginning on July 1, 1991, and

~~ending-June-30-1993~~, all fees collected shall be deposited into the general fund of the state.

Sec. 8. Section 200.9, unnumbered paragraph 2, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this section and section 201.13 directing that those fees collected under sections 200.4 and 200.8 and moneys received under chapter 201 be deposited into the fertilizer fund, ~~for-the-fiscal-period~~ beginning on July 1, 1991, ~~and-ending-June-30-1993~~, all such fees and moneys shall be deposited into the general fund of the state. Moneys received under chapter 201 and deposited into the general fund of the state as a result of this paragraph are appropriated for purposes of section 201.13.

Sec. 9. Section 206.12, subsection 3, unnumbered paragraph 2, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this subsection directing that fifty dollars of each fee collected be deposited into the pesticide fund, ~~for-the-fiscal-period~~ beginning on July 1, 1991, ~~and-ending-June-30-1993~~, fifty dollars of each fee collected shall be deposited into the general fund of the state.

Sec. 10. Section 312.2, subsection 13, unnumbered paragraph 2, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this subsection directing that twenty-five cents on each title issuance be annually credited to the department of justice for deposit into the motor vehicle fraud account, ~~for-the-fiscal-period~~ beginning on July 1, 1991, ~~and-ending-June-30-1993~~, the twenty-five cents on each title issuance shall be deposited into the general fund of the state.

Sec. 11. Section 312.2, subsection 15, unnumbered paragraph 2, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this subsection directing that one-twentieth of eighty percent of the revenue derived from the operation of section 423.7, be deposited into the

public transit assistance fund, ~~for-the-fiscal-period~~ beginning on July 1, 1991, ~~and-ending-June-30,-1993~~; such amount shall be deposited into the general fund of the state. There is appropriated from the general fund of the state for each fiscal year to the state department of transportation the amount of revenues credited to the general fund of the state during the fiscal year under this subsection to be used for purposes of public transit assistance under chapter 324A.

Sec. 12. Section 321.52, subsection 4, paragraph c, unnumbered paragraph 3, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this lettered paragraph directing that five dollars of each fee be paid to the Iowa law enforcement academy, ~~for-the-fiscal-period~~ beginning on July 1, 1991, ~~and-ending-June-30,-1993~~; such five dollars shall be deposited into the general fund of the state.

Sec. 13. Section 324A.6, subsection 1, unnumbered paragraph 2, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this section and section 312.2, subsection 15, directing that moneys be deposited into the public transit assistance fund, ~~for-the-fiscal-period~~ beginning on July 1, 1991, ~~and-ending-June-30,-1993~~; all such moneys under these sections shall be deposited into the general fund of the state. There is appropriated ~~during-this~~ ~~fiscal-period~~ from moneys received by the department by agreements, grants, gifts, or other means and deposited into the state general fund as a result of this paragraph to the department for purposes of this subsection. Moneys appropriated from the general fund under this paragraph and section 312.2, subsection 15, shall not be deposited into the public transit assistance fund.

Sec. 14. Section 327H.18, unnumbered paragraph 2, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this section and sections 327I.7, subsection 14, and 327H.20 directing that moneys

received or reimbursements made be deposited into the railroad assistance fund, ~~for-the-fiscal-period~~ beginning on July 1, 1991, ~~and-ending-June-30,-1993~~; such moneys shall be deposited into the general fund of the state and ~~for-that-period~~ all moneys received by the department by agreements, grants, gifts, or other means which were deposited into the state general fund as a result of this paragraph are appropriated for state railroad assistance under this chapter. Such appropriations shall not be deposited into the railroad assistance fund.

Sec. 15. Section 327I.23, subsection 3, Code 1993, is amended to read as follows:

3. Notwithstanding the provisions of section 327I.7, subsection 14, and section 327I.26 and other provisions of law directing that moneys be deposited into the special railroad facility fund and directing that moneys in the fund be appropriated for purposes of the authority, ~~for-the-fiscal~~ ~~period~~ beginning on July 1, 1991, ~~and-ending-June-30,-1993~~; all moneys directed to be deposited in the fund shall be deposited into the general fund of the state and ~~during-that~~ ~~period~~ all moneys received under subsection 2 are appropriated to the authority for purposes of subsection 2 and other moneys appropriated to the authority may be used for purposes of this section.

Sec. 16. Section 328.36, unnumbered paragraph 4, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this section and sections 452A.82 and 328.21, directing that moneys remaining after the cost of administering the aviation fuel tax fund and money received by the department be deposited into the state aviation fund, ~~for-the-fiscal-period~~ beginning on July 1, 1991, ~~and-ending-June-30,-1993~~; such moneys shall be deposited into the general fund of the state and refunds under section 328.24 ~~during-that-period~~ shall be paid from the state general fund of the state.

Sec. 17. Section 452A.79, unnumbered paragraph 3, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this section and section 452A.84 directing that certain moneys be transferred or deposited into the marine fuel tax fund, ~~for the fiscal period beginning on July 1, 1991, and ending June 30, 1993,~~ such moneys shall be deposited into the general fund of the state.

Sec. 18. Section 461A.79, subsection 4, Code 1993, is amended to read as follows:

4. Notwithstanding any other provision of law, ~~for the fiscal period beginning on July 1, 1991, and ending June 30, 1993,~~ moneys to be credited to or deposited in the public outdoor recreation and resources fund shall be credited to or deposited to the general fund of the state and appropriations made for purposes of this section shall not be deposited into the public outdoor recreation and resources fund but shall be allocated as provided in this section.

Sec. 19. Section 473.11, subsection 1, paragraph f, unnumbered paragraph 2, as enacted by the 1993 Iowa Acts, Senate File 74, section 1, is amended to read as follows:

Notwithstanding the provisions of this paragraph directing that moneys be deposited into the energy research and development fund, ~~for the fiscal period beginning July 1, 1991, and ending June 30, 1993,~~ all moneys shall be deposited into the general fund of the state.

Sec. 20. Section 476.10, unnumbered paragraph 4, Code 1993, is amended to read as follows:

Whenever the board shall deem it necessary in order to carry out the duties imposed upon it in connection with rate regulation under section 476.6, investigations under section 476.3, or review proceedings under section 476.31, the board may employ additional temporary or permanent staff, or may contract with persons who are not state employees for engineering, accounting, or other professional services, or both. The costs of these additional employees and contract

services shall be paid by the public utility whose rates are being reviewed in the same manner as other expenses are paid under this section. ~~For the fiscal period beginning~~ Beginning on July 1, 1991, ~~and ending June 30, 1993,~~ there is appropriated out of any funds in the state treasury not otherwise appropriated, such sums as may be necessary to enable the board to hire additional staff and contract for services under this section. The board shall increase quarterly assessments specified in unnumbered paragraph 2, by amounts necessary to enable the board to hire additional staff and contract for services under this section. The authority to hire additional temporary or permanent staff that is granted to the board by this section shall not be subject to limitation by any administrative or executive order or decision that restricts the number of state employees or the filling of employee vacancies, and shall not be subject to limitation by any law of this state that restricts the number of state employees or the filling of employee vacancies unless that law is made applicable to this section by express reference to this section. Before the board expends or encumbers an amount in excess of the funds budgeted for rate regulation and before the board increases quarterly assessments pursuant to this paragraph, the director of the department of management shall approve the expenditure or encumbrance. Before approval is given, the director of the department of management shall determine that the expenses exceed the funds budgeted by the general assembly to the board for rate regulation and that the board does not have other funds from which the expenses can be paid. Upon approval of the director of the department of management the board may expend and encumber funds for the excess expenses, and increase quarterly assessments to raise the additional funds. The board and the office of consumer advocate may add additional personnel or contract for additional assistance to review and evaluate energy efficiency plans and the

implementation of energy efficiency programs including, but not limited to, professionally trained engineers, accountants, attorneys, skilled examiners and inspectors, and secretaries and clerks. The board and the office of the consumer advocate may expend additional sums beyond those sums appropriated. However, the authority to add additional personnel or contract for additional assistance must first be approved by the department of management. The additional sums shall be provided to the board and the office of the consumer advocate by the utilities subject to the energy efficiency requirements in this chapter. The assessments shall be in addition to and separate from the quarterly assessment.

Sec. 21. Section 476.10, unnumbered paragraph 8, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this section and sections 478.4, 479.16, and 479A.9 directing that fees paid to the utilities division or other moneys be deposited into the utilities trust fund and not be transferred to the general fund of the state, and directing that expenses be paid from the utilities trust fund, ~~for-the-fiscal-period~~ beginning on July 1, 1991, ~~and-ending-June-30-1993~~, all such fees and other moneys collected under those sections shall be deposited into the general fund of the state and expenses required to be paid under this section shall be paid from funds appropriated for those purposes.

Sec. 22. Section 524.207, unnumbered paragraph 6, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this section directing that fees and other moneys received be deposited into the banking revolving fund and not be transferred to the general fund of the state, and directing that expenses be paid from the banking revolving fund, ~~for-the-fiscal-period~~ beginning on July 1, 1991, ~~and ending-June-30-1993~~, all fees and moneys collected shall be deposited into the general fund of the state and expenses required to be paid under this section shall be paid from funds appropriated for those purposes.

Sec. 23. Section 533.67, unnumbered paragraph 6, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this section directing that fees and other moneys received be deposited into the credit union revolving fund and not be transferred to the general fund of the state, and directing that expenses be paid from the credit union revolving fund, ~~for-the-fiscal-period~~ beginning on July 1, 1991, ~~and-ending-June-30-1993~~, all fees and other moneys collected shall be deposited into the general fund of the state and expenses required to be paid under this section shall be paid from funds appropriated for those purposes.

Sec. 24. Section 546.10, subsection 6, unnumbered paragraph 2, Code 1993, is amended to read as follows:

Notwithstanding the provisions of this subsection and sections 542B.12, 542C.3, 543B.14, 543D.6, 544A.11, and 544B.14 directing that fees and other moneys be deposited into the professional licensing revolving fund and not be transferred to the general fund of the state, and directing that expenses be paid from the professional licensing revolving fund, ~~for-the-fiscal-period~~ beginning on July 1, 1991, ~~and-ending-June-30-1993~~, all fees collected under those sections shall be deposited into the general fund of the state and expenses required to be paid under this subsection shall be paid from funds appropriated for those purposes.

Sec. 25. Section 546.11, unnumbered paragraph 2, Code 1993, is amended to read as follows:

Notwithstanding this section and sections 476.10, 524.207, 533.67, 546.9, and 546.10 directing the utilities division, banking division, credit union division, alcoholic beverages division, and professional licensing division to transfer from appropriated trust funds to the administrative services trust fund the division's share of administrative services and directing that costs for administrative services provided by the department to the divisions be paid from the

administrative services trust fund, ~~for the fiscal period beginning on July 1, 1991, and ending June 30, 1993,~~ all expenses for administrative services shall be paid from appropriations made from the general fund of the state for these expenses.

Sec. 26. Section 556.18, subsection 1, Code 1993, is amended to read as follows:

1. ~~Except as provided in subsection 3,~~ All funds received under this chapter, including the proceeds from the sale of abandoned property under section 556.17, shall be deposited monthly by the treasurer of state in the general fund of the state. However, the treasurer of state shall retain in a separate trust fund an amount not exceeding two hundred thousand dollars from which the treasurer of state shall make prompt payment of claims duly allowed under section 556.20. Before making the deposit, the treasurer of state shall record the name and last known address of each person appearing from the holders' reports to be entitled to the abandoned property and of the name and last known address of each insured person or annuitant, and with respect to each policy or contract listed in the report of a life insurance corporation, its number, the name of the corporation, and the amount due. The record shall be available for public inspection at all reasonable business hours.

Sec. 27. Section 556.18, subsection 3, Code 1993, is amended by striking the subsection.

Sec. 28. 1991 Iowa Acts, chapter 264, section 905, is amended to read as follows:

SEC. 905.

1. Notwithstanding the restrictions relating to the transfer and use of moneys in the utilities trust fund in section 476.10, the insurance revolving fund in section 505.7, the banking revolving fund in section 524.207, the credit union revolving fund in section 533.67, and the professional licensing revolving fund in section 546.10, the cash balances

in those five funds resulting from covered charges to regulated industries for purposes of cash flow and the build-up of surplus balances remaining on June 30, 1991, shall be transferred to the general fund of the state. However, state general fund cash balances shall be available from the general fund of the state to the utilities division, insurance division, banking division, credit union division, and the professional licensing and regulation division for cash flow purposes to enable the timely payment of expenses without regard to seasonal cash flow ~~for the fiscal years ending June 30, 1992, and June 30, 1993. Upon completion of the fiscal year ending June 30, 1993, any amount transferred to the general fund of the state from each of those five funds shall be returned to the fund from which the amount was transferred.~~

2. Notwithstanding the restrictions relating to the use of the moneys in the fertilizer fund in section 200.9, and the pesticide fund in section 206.12, subsection 3, cash balances remaining on June 30, 1991, that are not needed to pay expenses of the fiscal year ending June 30, 1991, are transferred to the general fund of the state. However, state general fund cash balances shall be available from the general fund of the state to the department of agriculture and land stewardship for cash flow purposes to enable the timely payment of expenses incurred for purposes for which moneys in the fertilizer and pesticide funds are to be used ~~for the fiscal years ending June 30, 1992, and June 30, 1993. Upon completion of the fiscal year ending June 30, 1993, any amount transferred to the general fund of the state from each of those two funds shall be returned to the fund from which the amount was transferred.~~

Sec. 29. 1991 Iowa Acts, chapter 268, section 508, subsection 3, unnumbered paragraph 2 and lettered paragraphs a, b, c, and d, are amended by striking the unnumbered paragraph and the lettered paragraphs.

Sec. 30. CODE EDITOR. The Code editor shall submit to the general assembly through the Code editor's bills coordinating amendments to sections of the Code which make reference to those funds and accounts which as a result of the enactment of this Act will no longer have moneys credited to or deposited into them but instead the moneys will be credited to or deposited into the general fund of the state.

Sec. 31. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

HAROLD VAN MAANEN
Speaker of the House

LEONARD L. BOSWELL
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 669, Seventy-fifth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved May 17, 1993

TERRY E. BRANSTAD
Governor

HF 669