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SENATE FILE **2330**

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 2274)

Passed Senate, Date 4/18/94 (p. 1324) Passed House, Date _____

Vote: Ayes 40 Nays 9 Vote: Ayes _____ Nays _____

Approved John Vetter May 13, 1994

A BILL FOR

1 An Act relating to and making standing appropriations,
2 appropriations for capital projects, transfers of certain
3 funds, and other state financial and regulatory matters and
4 providing effective and applicability date provisions.

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

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SF 2330

DIVISION I

STANDING APPROPRIATIONS

Section 1. NEW SECTION. 8.8 SPECIAL OLYMPICS FUND.

A special olympics fund is created in the office of the treasurer of state under the control of the department of management. There is appropriated annually from the general fund of the state to the special olympics fund twenty thousand dollars for distribution to one or more organizations which administer special olympics programs benefiting the citizens of Iowa with disabilities.

Sec. 2. Section 8.59, Code Supplement 1993, is amended to read as follows:

8.59 APPROPRIATIONS FREEZE.

Notwithstanding contrary provisions of the Code, the amounts appropriated under the applicable sections of the Code for fiscal years commencing on or after July 1, 1993, are limited to those amounts expended under those sections for the fiscal year commencing July 1, 1992. If an applicable section appropriates moneys to be distributed to different recipients and the operation of this section reduces the total amount to be distributed under the applicable section, the moneys shall be prorated among the recipients. As used in this section, "applicable sections" means the following sections: 53.50, 229.35, 230.8, 230.11, 405A.8, 411.20, 425.17, 425.39, 426A.1, 663.44, and 822.5.

Sec. 3. Section 425.1, subsections 1 through 5, Code 1993, are amended to read as follows:

1. A homestead credit fund is created. There is appropriated annually from the general fund of the state to the department of revenue and finance to be credited to the homestead credit fund; ~~an amount sufficient to implement this chapter~~ the sum of ninety-three million six hundred thousand dollars.

The director of revenue and finance shall issue warrants on the homestead credit fund payable to the county treasurers of

1 the several counties of the state under this chapter.

2 2. The homestead credit fund shall be apportioned each
3 year so as to give a credit against the tax on each eligible
4 homestead in the state in an amount equal to the actual levy
5 on the first-four-thousand-eight-hundred-fifty-dollars-of
6 actual-value-for-each-homestead allowable homestead value.

7 3. For purposes of this chapter, the "allowable homestead
8 value" means the greater of the following amounts as
9 determined by the director of revenue and finance:

10 a. For the fiscal year beginning July 1, 1996, the
11 allowable homestead value equals the appropriation for the
12 fiscal year beginning July 1, 1996, divided by the actual
13 amount of homestead claims for the fiscal year beginning July
14 1, 1995, times four thousand eight hundred fifty dollars. For
15 succeeding fiscal years, the allowable homestead value equals
16 the appropriation for that fiscal year divided by the actual
17 amount of homestead claims for the previous fiscal year times
18 the allowable homestead value calculated under this paragraph
19 for the previous fiscal year.

20 b. For the fiscal year beginning July 1, 1996, the
21 allowable homestead value equals ninety-four and one-half
22 percent of four thousand eight hundred fifty dollars. For
23 succeeding fiscal years the allowable homestead value equals
24 the allowable homestead value calculated under this paragraph
25 for the previous fiscal year reduced by five and one-half
26 percent. An allowable homestead value shall cease being
27 calculated under this paragraph when the amount under this
28 paragraph equals or is less than the amount calculated under
29 paragraph "a".

30 3 4. The amount due each county shall be paid by the
31 department of revenue and finance in two payments on November
32 15 and March 15 of each fiscal year, drawn upon warrants
33 payable to the respective county treasurers. The two payments
34 shall be as nearly equal as possible.

35 4 5. Annually-the-department-of-revenue-and-finance-shall

1 estimate the credit not to exceed the actual levy on the first
 2 four thousand eight hundred fifty dollars of actual value of
 3 each eligible homestead, and shall certify to the county
 4 auditor of each county the credit and its amount in dollars.
 5 The director of revenue and finance shall certify to the
 6 county auditor of each county, by March 15 preceding the
 7 fiscal year in which the credit is to be paid, the amount of
 8 allowable homestead value. Each county auditor shall then
 9 enter the credit against the tax levied on each eligible
 10 homestead in each county payable during the ensuing year,
 11 designating on the tax lists the credit as being from the
 12 homestead credit fund, and credit shall then be given to the
 13 several taxing districts in which eligible homesteads are
 14 located in an amount equal to the credits allowed on the taxes
 15 of the homesteads. The amount of credits shall be apportioned
 16 by each county treasurer to the several taxing districts as
 17 provided by law, in the same manner as though the amount of
 18 the credit had been paid by the owners of the homesteads.
 19 However, the several taxing districts shall not draw the funds
 20 so credited until after the semiannual allocations have been
 21 received by the county treasurer, as provided in this chapter.
 22 Each county treasurer shall show on each tax receipt the
 23 amount of credit received from the homestead credit fund.
 24 ~~5.---if the homestead tax credit computed under this section~~
 25 ~~is less than sixty-two dollars and fifty cents, the amount of~~
 26 ~~homestead tax credit on that eligible homestead shall be~~
 27 ~~sixty-two dollars and fifty cents subject to the limitation~~
 28 ~~imposed in this section.~~
 29 Sec. 4. Section 422.12A, Code Supplement 1993, is re-
 30 pealed.
 31 Sec. 5. 1993 Iowa Acts, chapter 144, section 6, is
 32 repealed.
 33 Sec. 6. 1994 Iowa Acts, Senate File 2229, section 24, is
 34 repealed.
 35 Sec. 7. RETROACTIVITY. Section 4 of this Act applies

1 retroactively to January 1, 1994. Section 5 of this Act
2 applies retroactively to January 1, 1993.

3 Sec. 8. EFFECTIVE DATES. Sections 4, 5, 6, and 7 of this
4 Act, being deemed of immediate importance, take effect upon
5 enactment.

6 Sec. 9. Sections 2 and 3 of this Act take effect January
7 1, 1996, for homestead credit claims for property taxes
8 payable on or after July 1, 1996.

9 DIVISION II
10 CAPITAL PROJECTS
11 DEPARTMENT OF CORRECTIONS

12 Sec. 10. There is appropriated from the general fund of
13 the state to the department of corrections for the fiscal year
14 beginning July 1, 1994, and ending June 30, 1995, the follow-
15 ing amount, or so much thereof as is necessary, to be used for
16 the purpose designated:

17 For health, life safety, and maintenance needs at
18 correctional facilities:

19 \$ 150,000

20 DEPARTMENT OF HUMAN SERVICES

21 Sec. 11. There is appropriated from the general fund of
22 the state to the department of human services for the fiscal
23 year beginning July 1, 1994, and ending June 30, 1995, the
24 following amount, or so much thereof as is necessary, to be
25 used for the purpose designated:

26 For health, life safety, and maintenance needs at
27 department of human services facilities:

28 \$ 100,000

29 DEPARTMENT OF NATURAL RESOURCES

30 Sec. 12. There is appropriated from the marine fuel tax
31 receipts deposited in the general fund of the state to the
32 department of natural resources for the fiscal year beginning
33 July 1, 1994, and ending June 30, 1995, the following amounts,
34 or so much thereof as is necessary, to be used for the purpose
35 designated:

1 For purposes of funding capitals traditionally funded from
2 marine fuel tax receipts for the purposes specified in section
3 452A.79:

4 \$ 1,600,000

5 Notwithstanding section 8.33, the unencumbered or
6 unobligated moneys remaining on June 30, 1995, from moneys
7 appropriated for purposes of funding capitals traditionally
8 funded from marine fuel tax receipts as provided in this
9 section for the fiscal year beginning July 1, 1994, shall
10 revert to the general fund of the state on September 30, 1996.

11 BOARD OF REGENTS

12 Sec. 13. There is appropriated from the general fund of
13 the state to the state board of regents for the fiscal year
14 beginning July 1, 1994, and ending June 30, 1995, the
15 following amounts, or so much thereof as is necessary, to be
16 used for the purposes designated:

17 1. For fire and environmental safety at the Iowa school
18 for the deaf:

19 \$ 75,000

20 2. For compliance with the federal Americans with
21 Disabilities Act at the Iowa braille and sight saving school.

22 \$ 20,000

23 LOTTERY EXCESS

24 Sec. 14. Notwithstanding 1993 Iowa Acts, chapter 180,
25 section 17, of the lottery revenues remaining after
26 \$39,400,000 are transferred and credited to the general fund
27 of the state, the following amounts shall be transferred in
28 descending priority order as follows:

29 1. To the treasurer of state for purposes of allocating
30 moneys to assist each of the 103 county fairs which are
31 members of the association of Iowa fairs, for purposes of
32 supporting annual county fairs and improvements to the county
33 fairgrounds:

34 \$ 206,000

35 The treasurer of state shall allocate an equal amount to

1 each fair qualified to receive assistance. However, moneys
 2 must be expended by a county fair on a dollar-for-dollar
 3 matching basis with moneys received from donations contributed
 4 to the county fair from private sources or moneys contributed
 5 by a county to aid the county fair pursuant to section 174.14.

6 2. To the treasurer of state for the continued funding of
 7 Iowa's participation in the funding of the world food prize:
 8 \$ 250,000

9 It is the intent of the general assembly that this
 10 appropriation of public funds will result in a commitment for
 11 additional funding for the world food prize from private
 12 sources.

13 The treasurer of state shall only provide the funds
 14 appropriated in this section to the world food prize
 15 foundation if sufficient private funds are raised to maintain
 16 the world food prize foundation in Iowa and the foundation is
 17 structured to include representation that reflects
 18 environmental concerns and sustainable agriculture.

19 3. To the Iowa resources enhancement and protection fund
 20 which is in addition to any other appropriations made to that
 21 fund:
 22 \$ 500,000

23 4. To the department of public defense to match federal
 24 funds for the addition and renovation to the armory in
 25 Fairfield:

26 \$ 250,000

27 It is the intent of the general assembly that the Seventy-
 28 sixth General Assembly, 1995 Session, appropriate the
 29 remaining amount needed to match the remaining available
 30 federal funds.

31 5. To the department of economic development for a
 32 marketing consultant for the United States-Japan midwest
 33 conference:

34 \$ 50,000

35 6. To the treasurer of state to assist the nonprofit, tax

1 exempt Bentonsport Improvement Association in the restoring
2 and opening to pedestrian traffic the "old iron bridge"
3 linking Bentonsport and Vernon:

4 \$ 20,000

5 The treasurer of state shall only provide the funds
6 appropriated in this subsection if sufficient private or other
7 public funds are raised to assist in this restoration and
8 opening of this bridge.

9 7. To the treasurer of state to assist in the renovation
10 and improvement of the "Meredith Willson footbridge":

11 \$ 25,000

12 The treasurer of state shall only provide the funds
13 appropriated in this subsection if sufficient private or other
14 public funds are raised to assist in this renovation and
15 improvement of this footbridge.

16 8. To the department of corrections for health, life
17 safety, and maintenance needs at correctional institutions:

18 \$ 100,000

19 9. To the department of human services for health, life
20 safety, and maintenance needs at department of human services
21 facilities:

22 \$ 50,000

23 10. To the department of natural resources for purposes of
24 funding capitals traditionally funded from marine fuel tax
25 receipts for the purposes specified in section 452A.79:

26 \$ 50,000

27 11. To the department of economic development for the
28 division of community and rural development to provide grants
29 to local communities for stadium improvements, provided that a
30 grantee shall provide a one dollar match for each dollar of
31 grant funding:

32 \$ 25,000

33 12. To the Iowa department of public health for a grant to
34 a private institution to develop and conduct community health
35 education programs on advance directives in accordance with

1 this subsection:

2 \$ 25,000

3 The grant shall be provided to a private institution
4 centrally located in the state which is able to draw from a
5 variety of disciplines including but not limited to health
6 services, law, sociology, insurance, economics, education, and
7 public administration.

8 13. To the soil conservation division of the department of
9 agriculture and land stewardship for purposes of providing
10 financial incentives for soil conservation practices under
11 chapter 161A, which shall be in addition to any other moneys
12 appropriated by the Seventy-fifth General Assembly, second
13 regular session:

14 \$ 127,000

15 14. To the department of natural resources to be used as
16 provided in this subsection:

17 \$ 75,000

18 The moneys appropriated in this subsection shall be used to
19 support natural lake preservation. The department shall award
20 the amount appropriated in this subsection to a city as
21 defined in section 362.2 on a matching basis with the
22 department contributing one dollar for each one dollar
23 dedicated by the city, or the city acting in conjunction with
24 a county, for natural lake preservation, if the money is
25 dedicated on or after March 1, 1991. However, the city, or
26 the city and county, must have dedicated at least \$75,000 of
27 local funds in order to qualify for the award. The city must
28 also be located in a county having a population of less than
29 12,000.

30 Notwithstanding section 8.33, moneys transferred pursuant
31 to this section which remain unobligated or unexpended on June
32 30, 1994, shall not revert to the general fund of the state
33 but shall remain available in the succeeding fiscal year for
34 use as provided in this section.

35 Sec. 15. Section 14 of this Act, being deemed of immediate

1 importance, takes effect upon enactment.

2

DIVISION III

3

TRANSFERS

4 Sec. 16. RURAL COMMUNITY 2000 TRANSFER. Notwithstanding
5 the provisions in section 15.287, 16.100, or other provision
6 of law providing that moneys in the fund shall remain in the
7 rural community 2000 revolving fund of the state, not more
8 than \$310,000 of the moneys in the revolving fund which remain
9 unencumbered on July 1, 1993, shall be transferred and
10 credited to the general fund of the state.

11 Sec. 17. LOTTERY TRANSFER. Notwithstanding the
12 requirement in section 99E.10, subsection 1, to transfer
13 lottery revenue remaining after expenses are deducted,
14 notwithstanding the requirement under section 99E.20,
15 subsection 2, for the commissioner to certify and transfer a
16 portion of the lottery fund to the CLEAN fund, and
17 notwithstanding the appropriations and allocations in section
18 99E.34, all lottery revenues received during the fiscal year
19 beginning July 1, 1994, and ending June 30, 1995, after
20 deductions as provided in section 99E.10, subsection 1, and as
21 appropriated under any Act of the Seventy-fifth General
22 Assembly, 1994 Session, shall not be transferred to and
23 deposited into the CLEAN fund but shall be transferred and
24 credited to the general fund of the state.

25 Sec. 18. IOWA PLAN FUND TRANSFER OF ACCOUNTS. Not-
26 withstanding any provision to the contrary, all unencumbered
27 or unobligated moneys in the jobs now capitals, jobs now,
28 education and agriculture research and development, and
29 surplus accounts of the Iowa plan fund under chapter 99E for
30 economic development on the effective date of this section
31 shall be transferred to the general fund of the state to be
32 used for any purposes for which appropriated by the general
33 assembly notwithstanding the moneys in those accounts may have
34 been previously appropriated for specific purposes.

35 Sec. 19. COMMUNITY COLLEGE JOB TRAINING FUND TRANSFER.

1 Notwithstanding the provisions of section 260F.6, 260F.8, or
 2 any other provision of law providing for retention of moneys
 3 in the community college job training fund, not more than
 4 \$40,000 of the moneys in the training fund which remain
 5 unencumbered on July 1, 1993, shall be transferred and
 6 credited to the general fund of the state.

7 Sec. 20. EFFECTIVE DATE. Sections 16, 18, and 19 of this
 8 Act, being deemed of immediate importance, take effect upon
 9 enactment.

10 DIVISION IV -- APPROPRIATION REDUCTIONS

11 STATE DEPARTMENT OF TRANSPORTATION

12 Sec. 21. 1993 Iowa Acts, chapter 169, section 8,
 13 subsection 1, paragraph a, is amended to read as follows:

14 a. For providing assistance for the restoration,
 15 conservation, improvement, and construction of railroad main
 16 lines, branch lines, switching yards, and sidings as required
 17 in section 327H.18; for use by the railway finance authority
 18 as provided in chapter 327I:

19	\$	2,710,553
20		<u>1,410,553</u>

21 COMMISSION OF VETERANS AFFAIRS

22 Sec. 22. 1993 Iowa Acts, chapter 170, section 6,
 23 subsection 3, unnumbered paragraph 1, is amended to read as
 24 follows:

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

28	\$	32,046,739
29		<u>31,657,739</u>
30	FTEs	689.54

31 DEPARTMENT OF HUMAN SERVICES

32 Sec. 23. 1993 Iowa Acts, chapter 172, section 3,
 33 unnumbered paragraph 2, is amended to read as follows:

34 For medical assistance, including reimbursement for
 35 abortion services, which shall be available under the medical

1 assistance program only for those abortions which are
2 medically necessary:

3 \$342,058,555
4 320,658,555

5 STATE BOARD OF REGENTS

6 Sec. 24. 1993 Iowa Acts, chapter 179, section 8,
7 subsection 1, paragraph b, is amended to read as follows:

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

16 \$ 237,608,580
17 21,908,580

18 DEPARTMENT OF EDUCATION

19 Sec. 25. 1993 Iowa Acts, chapter 180, section 19, is
20 amended to read as follows:

21 SEC. 19. EDUCATIONAL EXCELLENCE. For the fiscal year
22 beginning July 1, 1993, and ending June 30, 1994, the
23 appropriation made to the department of education pursuant to
24 section 294A.25, subsection 1, shall be reduced by \$750,000
25 \$850,000.

26 UNANTICIPATED TAX REFUNDS

27 Sec. 26. Unless revenues actually credited to and
28 deposited into, during fiscal year 1993-1994, the general fund
29 of the state exceed \$3.899 billion, unanticipated tax refunds
30 which relate to the following court cases shall not be paid by
31 the state in fiscal year 1993-1994: Kraft General Foods v.
32 Iowa Department of Revenue and Finance, 112 S.Ct. 2365 (1992)
33 and Phillips Petroleum v. Iowa Department of Revenue and
34 Finance, No. 440/92-1824 (Supreme Court of Iowa).

35 Sec. 27. This division of this Act, being deemed of

1 immediate importance, takes effect upon enactment.

2 DIVISION V -- SUPPLEMENTAL APPROPRIATIONS

3 COMMUNITY ECONOMIC BETTERMENT ACCOUNT

4 Sec. 28. There is appropriated from the general fund of
5 the state from revenues generated from tax revenue
6 anticipation notes and other available moneys in the general
7 fund to the department of economic development fund for the
8 fiscal year beginning July 1, 1993, and ending June 30, 1994,
9 the following amount, or so much thereof as is necessary, to
10 be used for the purpose designated:

11 For deposit in the community economic betterment account of
12 the strategic investment fund in addition to moneys deposited
13 in the fund pursuant to 1993 Iowa Acts, chapter 167, section
14 1:

15 \$3,600,000

16 As a condition of the moneys appropriated in this section,
17 \$60,000 for the fiscal year beginning July 1, 1993, shall be
18 transferred to the division of vocational rehabilitation of
19 the department of education to be used to match federal funds
20 to design and implement a business development initiative for
21 entrepreneurs with disabilities. The division of vocational
22 rehabilitation shall consult with the department of economic
23 development to develop a program to provide technical and
24 financial assistance to help persons with disabilities to
25 become self-sufficient and create additional employment
26 opportunities by establishing or expanding small business
27 ventures. The division shall enter into an interagency
28 agreement with the department of economic development to
29 implement the program. The purpose of the interagency
30 agreement is to strengthen initial placements and long-term
31 successes of individuals with disabilities through self-
32 employment, by combining the business expertise of the
33 department of economic development with the experience of the
34 division in working with people with disabilities. The
35 division shall design the program to make the maximum amount

1 of resources expended by the division and the department of
2 economic development eligible for federal reimbursement.

3 DEPARTMENT OF HUMAN SERVICES

4 Sec. 29. There is appropriated from the general fund of
5 the state to the department of human services for the fiscal
6 year beginning July 1, 1993, and ending June 30, 1994, to
7 supplement the appropriations made in 1993 Iowa Acts, chapter
8 172, the following amounts, or so much thereof as is
9 necessary, to be used for the purposes designated:

10 1. Family investment program, which was formerly named aid
11 to families with dependent children, in section 1:

12 \$ 1,000,000

13 2. Medical contracts, in section 4:

14 \$ 300,000

15 3. State hospital-schools, in section 15:

16 \$ 250,000

17 The appropriation made in this subsection shall supplement
18 the allocation made in 1993 Iowa Acts, chapter 172, section
19 15, subsection 1, paragraph "b", to the state hospital-school
20 at Woodward and shall be used for workers' compensation
21 claims.

22 4. MI/MR/DD state cases, in section 19:

23 \$ 500,000

24 Sec. 30. LACES PROGRAM. There is appropriated from the
25 general fund of the state to the department of education for
26 the fiscal year beginning July 1, 1993, and ending June 30,
27 1994, the following amount, or so much thereof as is
28 necessary, to be used for the purpose designated:

29 For contracting with the Iowa alliance for arts education
30 to execute the local arts comprehensive educational strategies
31 program (LACES):

32 \$ 100,000

33 It is intended that of the moneys appropriated in this
34 subsection up to \$10,000 be used to support the participation
35 by a school district with an enrollment of less than 500 in a

1 worldwide academic competition.

2 Sec. 31. LEVEE RECONSTRUCTION.

3 1. There is appropriated from the general fund of the
4 state to the division of soil conservation of the department
5 of agriculture and land stewardship for the fiscal year
6 beginning July 1, 1993, and ending June 30, 1994, the
7 following amount, or so much thereof as is necessary, to be
8 used for the purpose designated:

9 For providing financial incentives for soil conservation
10 practices for the purposes of providing assistance in
11 repairing and reconstructing levees:

12 \$ 550,000

13 2. The commissioners of each district receiving moneys as
14 provided in this section shall use the moneys to assist
15 persons in reconstructing or repairing levees damaged by
16 floods occurring during 1993. The following conditions shall
17 apply:

18 a. The division shall award the moneys based upon
19 applications for specific projects submitted by the districts.

20 b. The moneys shall be awarded on a cost-share basis. A
21 person shall not receive more than 40 percent of the total
22 cost of repair or reconstruction. However, in no instance,
23 shall a person receive more than \$2,500.

24 c. Moneys shall not be used to support a project, if other
25 state or federal moneys have been contributed to support the
26 project.

27 d. Moneys shall only be used to support a project which
28 restores a levee to its condition prior to the flood damage.
29 However, moneys may support improvements which are incidental
30 to the repairs or reconstruction.

31 e. A person shall not be eligible to receive assistance
32 under this section, unless the person is an individual who is
33 actively engaged in farming as provided in section 9H.1,
34 subsection 1, paragraphs "a" through "c", or the person is a
35 family corporation, family farm limited partnership, family

1 trust, or family farm limited liability company, as defined in
2 section 9H.1.

3 3. Notwithstanding section 8.33, moneys appropriated
4 pursuant to this section which are unencumbered or unobligated
5 on June 30, 1994, shall not revert but shall be available for
6 expenditure as provided in this section during the subsequent
7 fiscal year and moneys appropriated under this section which
8 are still unencumbered or unobligated on June 30, 1995, shall
9 be credited to the conservation practices revolving loan fund
10 created pursuant to section 161A.71.

11 Sec. 32. IOWA VETERANS HOME. If actual revenues for the
12 fiscal year beginning July 1, 1993, and ending June 30, 1994,
13 exceed the revenue estimating conference projections of
14 December 15, 1993, for that fiscal year by at least \$211,000,
15 the Iowa veterans home, notwithstanding section 8.33, may
16 retain \$211,000 which otherwise would revert and may carry
17 over this amount to the fiscal year beginning July 1, 1994,
18 and ending June 30, 1995. These funds shall be used to
19 eliminate the delay in opening beds due to funding
20 constraints.

21 Sec. 33. Section 15.241, unnumbered paragraphs 1, 2, and
22 4, Code 1993, are amended to read as follows:

23 A "self-employment loan program account" is established
24 within the strategic investment fund created in section 15.313
25 to provide funding for the self-employment loan program which
26 is to be conducted in coordination with the job training
27 partnership program and other programs administered under
28 section 15.108, subsection 6, paragraph "c". The department
29 may contract with local community action agencies or other
30 local entities in administering the program, and shall work
31 with the department of employment services and the department
32 of human services in developing the program. The department
33 shall cooperate with the division of vocational rehabilitation
34 under the department of education to implement a business
35 development initiative for entrepreneurs with disabilities.

1 The self-employment loan program shall administer a low-
2 interest loan program to provide loans to low-income persons
3 and persons with disabilities for the purpose of establishing
4 or expanding small business ventures. The terms of the loans
5 shall be determined by the department, but shall not be in
6 excess of ten thousand dollars to any single applicant or at a
7 rate to exceed five percent simple interest per annum. The
8 department shall maintain records of all loans approved and
9 the effectiveness of those loans in establishing or expanding
10 small business ventures.

11 Payments of interest, recaptures of awards, and repayments
12 of moneys loaned under this program shall be deposited into
13 the strategic investment fund. Receipts from loans or grants
14 under the business development initiative for entrepreneurs
15 with disabilities may be maintained in a separate account
16 within the fund.

17 Sec. 34. EFFECTIVE DATE. This division of this Act, being
18 deemed of immediate importance, takes effect upon enactment.

19 DIVISION VI

20 MISCELLANEOUS PROVISIONS

21 Sec. 35. DEPARTMENT OF CORRECTIONS -- TRANSPORTATION
22 COSTS. There is appropriated from the general fund of the
23 state to the department of corrections for the fiscal year
24 beginning July 1, 1994, and ending June 30, 1995, in addition
25 to other appropriations and full-time equivalent positions
26 made to and authorized for the department for that fiscal
27 year, the following amount, or so much thereof as is
28 necessary, to be used for the purpose designated:

29 For the establishment of the Iowa medical and
30 classification center at Oakdale as the transportation center
31 for the transportation of inmates throughout the state, as
32 provided in section 904.201, subsection 9, including funding
33 for the purchase of necessary vehicles or equipment, salaries,
34 support, maintenance, miscellaneous purposes, and for not more
35 than the following full-time equivalent positions:

1 \$ 100,000
 2 FTEs 5.00

3 Sec. 36. AGRICULTURE MUSEUM. There is appropriated from
 4 the general fund of the state to the department of economic
 5 development for the fiscal year beginning July 1, 1994, and
 6 ending June 30, 1995, the following amount, or so much thereof
 7 as is necessary, to be used for the purpose designated:

8 For allocation to the agriculture museum in Cambridge,
 9 Iowa:

10 \$ 10,000

11 Sec. 37. LEWIS AND CLARK WATER SYSTEM. There is
 12 appropriated from the general fund of the state to the
 13 department of economic development for the fiscal year
 14 beginning July 1, 1994, and ending June 30, 1995, the
 15 following amount, or so much thereof as is necessary, to be
 16 used for the purpose designated:

17 For the Iowa members' cost share for the 1993 study phase
 18 of the Lewis and Clark rural water system:

19 \$ 20,000

20 Sec. 38. STATE CHILD CARE ASSISTANCE. In addition to the
 21 amount appropriated in 1994 Iowa Acts, Senate File 2313,
 22 section 6, for state child care assistance, there is
 23 appropriated from the general fund of the state to the
 24 department of human services for the fiscal year beginning
 25 July 1, 1994, and ending June 30, 1995, the following amount,
 26 or so much thereof as is necessary, to be used for state child
 27 care assistance:

28 \$ 500,000

29 Sec. 39. GERIATRIC PATIENTS. There is appropriated from
 30 the general fund of the state to the department of human
 31 services for the fiscal year beginning July 1, 1994, and
 32 ending June 30, 1995, the following amount or so much thereof
 33 as is necessary to be used for the purpose designated:

34 For application by the department for grants to establish
 35 pilot projects for placements of geriatric patients who have a

1 mental illness:

2 \$ 20,000

3 Any grant received may be used by the department to fund a
4 coordinator to work with hospitals and nursing homes
5 concerning placements of geriatric patients who have a mental
6 illness.

7 Sec. 40. CHILD PROTECTION TASK FORCE. There is appro-
8 priated from the general fund of the state to the department
9 of human services for the fiscal year beginning July 1, 1994,
10 and ending June 30, 1995, the following amount, or so much
11 thereof as is necessary, to be used for the purpose
12 designated:

13 For the costs associated with the child protection task
14 force created pursuant to 1994 Iowa Acts, House File 2261:

15 \$ 10,000

16 Sec. 41. TECHNICAL ASSISTANCE TO COUNTIES. There is
17 appropriated from the general fund of the state to the
18 department of human services for the fiscal year beginning
19 July 1, 1994, and ending June 30, 1995, the following amount,
20 or so much thereof as is necessary, to be used for the purpose
21 designated:

22 For salaries, support, maintenance, miscellaneous purposes,
23 and for not more than the following full-time equivalent
24 positions to provide technical assistance to counties and
25 other necessary support to implement the provisions of
26 sections 331.438, 331.439, and 331.440 as enacted by 1994 Iowa
27 Acts, House File 2430:

28 \$ 294,541

29 FTEs 6.00

30 The department may adopt emergency rules under section
31 17A.4, subsection 2, and section 17A.5, subsection 2,
32 paragraph "b", to implement the provisions of sections
33 331.438, 331.439, and 331.440 as enacted by House File 2430 no
34 later than January 1, 1995, and the rules shall become
35 effective immediately upon filing. Any rules adopted in

1 accordance with this section shall also be published as a
2 notice of intended action as provided in section 17A.4.

3 Sec. 42. REGIONAL SPACE CENTER. There is appropriated
4 from the general fund of the state to the department of
5 cultural affairs for the fiscal year beginning July 1, 1994,
6 and ending June 30, 1995, the following amount, or so much
7 thereof as is necessary, to be used for the following purpose:

8 For the administrative division to conduct a midwest
9 regional space center feasibility study:

10 \$ 50,000

11 Sec. 43. COMMUNITY ASSISTANCE GRANT. There is
12 appropriated from the general fund of the state to the railway
13 finance authority for the fiscal year beginning July 1, 1994,
14 and ending June 30, 1995, the following amount, or so much
15 thereof as is necessary, to be used for the purpose
16 designated:

17 For a community assistance grant to be used for rail line
18 acquisition to preserve jobs in communities in which railroad
19 shops and other local rail facilities have been closed:

20 \$ 75,000

21 Sec. 44. DEPARTMENT OF ELDER AFFAIRS. There is
22 appropriated from the general fund of the state to the depart-
23 ment of elder affairs for the fiscal year beginning July 1,
24 1994, and ending June 30, 1995, the following amount, or so
25 much thereof as is necessary, to be used for the purpose
26 designated:

27 For the retired senior volunteer program, in addition to
28 moneys appropriated in 1994 Iowa Acts, House File 2376,
29 section 3, subsection 2:

30 \$ 16,500

31 Sec. 45. SOIL CONSERVATION TECHNICIANS. There is
32 appropriated from the general fund of the state to the soil
33 conservation division of the department of agriculture and
34 land stewardship for the fiscal year beginning July 1, 1994,
35 and ending June 30, 1995, the following amount, or so much

1 thereof as is necessary, to be used for the purposes
2 designated:

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

6	\$	123,000
7	FTEs	5.00

8 Sec. 46. FARMERS' MARKET COUPON PROGRAM. There is
9 appropriated from the general fund of the state to the
10 department of agriculture and land stewardship for the fiscal
11 year beginning July 1, 1994, and ending June 30, 1995, the
12 following amount, or so much thereof as is necessary, to the
13 used for the purposes designated:

14 For the farmers' market coupon program, in addition to
15 other funding appropriated for this purpose in 1994 Iowa Acts,
16 Senate File 2314, to expand the program to additional
17 counties:

18	\$	25,000
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19 Sec. 47. HANDICAPPED ACCESS -- BOATING FACILITIES AND
20 PUBLIC WATERS. In allocating moneys from the state fish and
21 game protection fund for capital projects, pursuant to section
22 455A.10, for the fiscal year beginning July 1, 1994, and
23 ending June 30, 1995, the department of natural resources
24 shall give the highest priority to providing handicapped
25 access to boating facilities and public waters.

26 Sec. 48. TERRACE HILL SAFETY IMPROVEMENTS. There is
27 appropriated from the general fund of the state to the depart-
28 ment of general services for the fiscal year beginning July 1,
29 1994, and ending June 30, 1995, the following amount, or so
30 much thereof as is necessary, to be used for the purposes
31 designated:

32 For repairs and improvements to Terrace Hill including, but
33 not limited to, fire alarms, water sprinklers, and other fire
34 protection devices:

35	\$	20,000
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1 Sec. 49. DEPARTMENT OF HUMAN SERVICES -- PREPAID MENTAL
2 HEALTH SERVICES. The department of human services shall
3 select a contractor for a prepaid mental health services plan
4 for medical assistance patients, as described in 1994 Iowa
5 Acts, Senate File 2313, section 3, subsection 6, solely on the
6 basis of the bid documents submitted by respondents. The
7 department shall not apply a preference or benefit to a
8 respondent for a previous proposal submitted to the department
9 or for an endorsement of a respondent by another person or
10 potential provider of services under the plan.

11 Sec. 50. STUDY CONCERNING JUVENILE JUSTICE PROGRAMS. The
12 division of criminal and juvenile justice planning of the
13 department of human rights shall issue a request for proposals
14 and hire a consultant to conduct a comprehensive, external
15 inventory, evaluation, and examination of the effectiveness of
16 juvenile justice programs and services provided within the
17 state of Iowa. The division of criminal and juvenile justice
18 shall submit a report concerning the consultant's findings to
19 the general assembly on or before January 9, 1996.

20 Sec. 51. 1994 Iowa Acts, Senate File 2313, section 5, is
21 amended by adding the following new unnumbered paragraph:

22 NEW UNNUMBERED PARAGRAPH. If, during the fiscal year
23 beginning July 1, 1994, and ending June 30, 1995, the
24 department projects that state supplementary assistance
25 expenditures for a calendar year will not meet the federal
26 requirement specified in section 1618 of the federal Social
27 Security Act, the department may take actions including but
28 not limited to programmatic adjustments or upward adjustment
29 of the residential care facility or in-home health-related
30 care reimbursement rates prescribed in section 25 of this Act
31 to ensure that federal requirements are met. The department
32 may adopt emergency rules to implement the provisions of this
33 paragraph.

34 Sec. 52. 1994 Iowa Acts, Senate File 2313, section 11, is
35 amended by adding the following new subsection:

1 NEW SUBSECTION. 5. Of the funds appropriated in this
2 section, \$31,900 shall be used by the department for child
3 neutral visitation grants. It is the intent of the general
4 assembly that funds shall be provided by the state for this
5 purpose only for this fiscal year.

6 Sec. 53. 1994 Iowa Acts, Senate File 2313, section 13,
7 subsection 2, is amended to read as follows:

8 2. Within the funds appropriated in this section, the
9 department may reallocate funds as necessary to best fulfill
10 the needs of the institutions provided for in the
11 appropriation. However, the department shall not reallocate
12 funds if the reallocation would result in a reduction in
13 services or of personnel at any institution.

14 Sec. 54. Section 34A.2, subsection 6, paragraph e,
15 unnumbered paragraph 2, Code Supplement 1993, is amended to
16 read as follows:

17 ~~Costs~~ Funds deposited in an E911 service fund shall be
18 appropriated and used for the payment of costs which are
19 limited to nonrecurring and recurring costs directly
20 attributable to the provision of 911 emergency telephone
21 communication service and may include costs for portable and
22 vehicle radios, communication towers, and other radios and
23 equipment ~~permanently-located-at-the-public-safety-answering~~
24 ~~point.~~ Costs do not include expenditures for any other
25 purpose, and specifically exclude costs attributable to other
26 emergency services or expenditures for buildings or personnel,
27 except for the costs of personnel for database management and
28 personnel directly associated with addressing.

29 Sec. 55. Section 279.51, subsection 1, paragraph c, Code
30 1993, is amended to read as follows:

31 c. For each of the fiscal years during the fiscal period
32 beginning July 1, ~~1990~~ 1994, and ending June 30, ~~1994~~ 1998,
33 eight hundred thousand dollars of the funds appropriated shall
34 be allocated for the ~~school-based-youth-services-education~~
35 streets to success program established in subsection 3. For

1 each of the fiscal years during the fiscal period beginning
2 July 1, 1994, and ending June 30, 1998, twenty thousand
3 dollars of the funds allocated under this paragraph shall be
4 expended for staff development, research, and the development
5 of strategies for coordination with community-based youth
6 organizations and agencies. A school that received a grant
7 during the fiscal year beginning July 1, 1993, is ineligible
8 to receive a grant under this paragraph. Subject to the
9 approval of the state board of education, the allocation made
10 in this paragraph may be renewed for additional four-year
11 periods of time.

12 Sec. 56. Section 279.51, subsection 1, Code 1993, is
13 amended by adding the following new paragraph:

14 NEW PARAGRAPH. g. For each of the fiscal years during the
15 fiscal period beginning July 1, 1994, and ending June 30,
16 1998, fifty thousand dollars of the funds appropriated shall
17 be granted to each of the four schools that received grants
18 under subsection 3 during the fiscal year beginning July 1,
19 1993, to allow for expansion and to include identified minimum
20 services if the school submits a program plan pursuant to
21 subsection 3.

22 Sec. 57. Section 279.51, subsection 3, unnumbered
23 paragraphs 1, 2, 4, and 5, Code 1993, are amended to read as
24 follows:

25 A school-based youth services education program, which
26 shall be known as the "streets to success program", is
27 established. The department of education, in consultation
28 with the department of human services, the department of
29 employment services, the Iowa department of public health, the
30 division of criminal and juvenile justice planning of the
31 department of human rights, institutions of higher learning
32 with applicable programs, and the division of job training and
33 entrepreneurship assistance of the department of economic
34 development, shall develop a four-year demonstration grant
35 program that commences in the fiscal year beginning July 1,

1 ~~1990~~ 1994. The department shall provide grants to individual
2 or consortiums of elementary, middle, schools or high schools
3 to establish school-based-youth-services streets to success
4 programs, in conjunction with local agencies and community
5 organizations, based upon program plans filed by the board of
6 directors of the school district. The department shall
7 provide grants to establish model programs in at least the
8 following three size categories:

9 a. A school district with an enrollment of less than one
10 thousand two hundred.

11 b. A school district with an enrollment of one thousand
12 two hundred to four thousand nine hundred ninety-nine.

13 c. A school district with an enrollment of at least five
14 thousand.

15 PARAGRAPH DIVIDED. Priority shall be weighted toward need
16 and given to schools whose plans indicate a high degree of
17 active participation by community-based youth organizations
18 and agencies, and to schools with student populations
19 characterized by high rates of a number of the following:
20 school dropout and absenteeism; teenage pregnancy; juvenile
21 court involvement; family conflict; unemployment; teenage
22 suicide; and teenage child and youth mental health, substance
23 abuse, and other health problems. The department shall
24 evaluate-proposed-programs-based-upon-the-department's
25 analysis-of coordinate an evaluation initiative with the
26 approved projects designed to investigate program
27 effectiveness in reducing these rates within the-schools
28 communities. In developing the evaluation initiative, the
29 department shall consult with the department of human
30 services, the department of employment services, the Iowa
31 department of public health, the division of criminal and
32 juvenile justice planning of the department of human rights,
33 institutions of higher learning with applicable programs, and
34 the division of job training and entrepreneurship assistance
35 of the department of economic development.

1 Programs shall provide at a minimum recreation
2 opportunities, personal skills development, basic academic
3 skills development, family interaction opportunities, and
4 mentoring. Additional objectives of the programs shall be:
5 to increase the ability of existing agencies within the
6 community to address the multiple problems of teenagers
7 children and youth and to coordinate their activities; to
8 ~~provide an accessible and attractive center for teenagers in~~
9 ~~or near school that they are most likely to use;~~ and to
10 facilitate joint planning to make the most economic and
11 innovative use of community resources. Priority shall be
12 given to programs that provide access to a center for children
13 and youth after school, in the evening, and on weekends, and
14 during the summer and that provide a twenty-four-hour
15 telephone hotline or similar service, and that provide access
16 to day care or on-site child day care. Programs shall at a
17 minimum provide ~~job training and employment~~ career development
18 services, mental health and family counseling services, and
19 primary health care services that include but are not limited
20 to physical examinations, immunizations, hearing and vision
21 screening, and preventive and primary health care services, in
22 the context of the educational needs of the students.
23 Programs shall not include abortion counseling or the
24 dispensing of contraceptives. ~~The department shall give~~
25 ~~additional consideration to program proposals that provide~~
26 ~~access to the center after school, in the evening and on~~
27 ~~weekends, and during the summer, that provide a twenty-four~~
28 ~~hour telephone hotline or similar service, and that provide~~
29 ~~access to day care or on-site day care.~~
30 Program proposals shall include a program evaluation
31 component and a written commitment from the school principal
32 and the board of directors that the school will work to
33 coordinate and integrate existing school services and
34 activities with the center and shall include letters of
35 support for the proposal from the local teachers association;

1 parent-teacher organizations; community organizations;
2 nonprofit agencies providing social services, health, or
3 employment career development services in the area; the
4 juvenile court system serving the area; and the area private
5 industry council.

6 Grants for the program shall not be used to construct a new
7 facility; ~~but up to ten percent of the grant may be used~~ or to
8 renovate an existing structure. ~~In addition, up to ten~~
9 ~~percent of the grant funds may be used to provide each of the~~
10 ~~following service categories: day care, transportation, and~~
11 ~~recreation.~~

12 Sec. 58. Section 307.26, subsection 5, Code 1993, is
13 amended by adding the following new paragraph:

14 NEW PARAGRAPH. c. The development and adoption of
15 classifications of crossings on public highways based upon
16 their characteristics, conditions, and hazards, and standards
17 for warning devices, signals, and signs of each crossing
18 classification. The department shall recommend a schedule for
19 implementation of the standards to the government agency,
20 department, or political subdivision having jurisdiction of
21 the highway and shall provide an annual report to the general
22 assembly on the development and adoption of classifications
23 and standards under this paragraph and their implementation,
24 including information about financing installation of warning
25 devices, signals, and signs. The department shall not be
26 liable solely on account of the development or adoption of the
27 classifications or standards. A government agency,
28 department, or political subdivision shall not be liable
29 solely for failure to implement the standards. A crossing
30 warning or improvement installed or maintained pursuant to
31 standards adopted by the department under this paragraph shall
32 be deemed an adequate and appropriate warning for the
33 crossing.

34 Sec. 59. Section 904.201, Code 1993, is amended by adding
35 the following new subsection:

1 NEW SUBSECTION. 9. The center shall serve as the
2 transportation center for the transportation of inmates in the
3 custody of the department throughout the state.

4 Sec. 60. 1994 Iowa Acts, House File 181, section 4, is
5 amended to read as follows:

6 SEC. 4. ~~CONTINGENT~~ EFFECTIVE DATE. The provisions of this
7 Act which amend section 321.189, take effect July 1, 1995, ~~or~~
8 ~~at such time as the department of education provides adequate~~
9 ~~training vehicles, instructors, curriculum materials, training~~
10 ~~sites, and program funding for training for all persons who~~
11 ~~are required to complete the motorcycle education course or~~
12 ~~for any person who would like to complete the motorcycle~~
13 ~~education course, whichever is earlier. The department of~~
14 ~~education shall notify the state department of transportation~~
15 ~~when the department of education has the resources available~~
16 ~~to effectively offer the motorcycle education course.~~

17 Sec. 61. The department of commerce, department of
18 employment services, and department of inspections and appeals
19 shall each designate a single division within the respective
20 departments to submit a budget proposal in accordance with the
21 zero-based budgeting method, and to track the appropriations
22 made to the divisions in accordance with the program
23 performance-based budgeting method for the fiscal year
24 beginning July 1, 1995. The proposals shall be submitted by
25 the designated divisions to the department of management and
26 the legislative fiscal bureau no later than January 1, 1995.
27 A division designated pursuant to this section shall also
28 prepare a budget proposal in the same manner as prepared for
29 the fiscal year beginning July 1, 1993, which proposal shall
30 have priority over the proposal to be prepared in accordance
31 with the zero-based budgeting method.

32 Sec. 62. EFFECTIVE DATE. Section 49 of this division, of
33 this Act, relating to prepaid mental health services, being
34 deemed of immediate importance, takes effect upon enactment.

35

DIVISION VII

1 EDUCATION FINANCES -- CONTINGENT PROVISIONS

2 Sec. 63. Section 257.3, Code Supplement 1993, is amended
3 by adding the following new subsection:

4 NEW SUBSECTION. 5. Property, as defined in section
5 427A.1, subsection 1, paragraphs "e" and "j", which is exempt
6 from property taxation pursuant to section 15.334 or section
7 15A.9, subsection 5, enacted by 1994 Iowa Acts, House File
8 2180, shall be assessed a charge in lieu of property tax. The
9 amount of the assessed charge equals the product of the
10 foundation property tax levy of the school district in which
11 the property is located multiplied by the amount the property
12 would have been assessed for property taxation if the property
13 was not exempt pursuant to section 15.334 or section 15A.9,
14 subsection 5. The county treasurer shall send a notice to the
15 owner of the property informing the owner of the amount of the
16 assessed charge by July 1 of each fiscal year the property is
17 exempt. The charge shall be payable to the school district.
18 The assessed charge is due and becomes delinquent as provided
19 in sections 445.36 and 445.37 for property taxes.

20 For purposes of section 257.1, the total amount of assessed
21 charges in lieu of property taxes due a school district shall
22 be considered revenue obtained from the foundation property
23 tax.

24 Sec. 64. SPECIAL EDUCATION STUDY. There is appropriated
25 from the general fund of the state to the department of
26 education for the fiscal year beginning July 1, 1994, and
27 ending June 30, 1995, the following amount, or so much thereof
28 as is necessary, to be used for the purpose designated:

29 For contracting with the north central regional education
30 laboratory to conduct a study of the proposed special
31 education administrative rules, IAB Vol. XVI, No. 18 (3-2-94),
32 p. 1710, ARC 4626A, and the impact of the proposed rules on
33 special education costs to the state:

34 \$ 50,000

35 The department of education shall report the results of the

1 study, along with the recommendations of the north central
2 regional education laboratory, to the general assembly by
3 January 15, 1995. The state board of education is prohibited
4 from adopting the proposed special education administrative
5 rules before February 1, 1995.

6 Sec. 65. EDUCATIONAL EXCELLENCE. For the fiscal year
7 beginning July 1, 1994, and ending June 30, 1995, the appro-
8 priation made to the department of education pursuant to
9 section 294A.25, subsection 1, shall be increased by \$139,745
10 to be used for Phase II.

11 Sec. 66. SCHOOL LIAISON. There is appropriated from the
12 general fund of the state to the department of education for
13 the fiscal year beginning July 1, 1994, and ending June 30,
14 1995, the following amount, or so much thereof as is
15 necessary, to be used for the purposes designated:

16 For a grant to a school district for school liaison costs,
17 provided the school district lost a school liaison during the
18 1993-1994 school year and funding is provided to match the
19 grant moneys:

20 \$ 20,000

21 Sec. 67. AT-RISK CHILDREN. For the fiscal year beginning
22 July 1, 1994, and ending June 30, 1995, the appropriation made
23 to the department of education pursuant to section 279.51,
24 subsection 1, shall be increased by \$2,000,000 to be allocated
25 as provided in section 279.51, subsection 1, paragraph "c",
26 for the streets to success program.

27 Sec. 68. CONTINGENT APPROPRIATION. If the actual taxable
28 valuation of real property located in this state, based upon
29 January 1, 1993, assessments, which is used in the computation
30 of property taxes payable in the fiscal year beginning July 1,
31 1994, increases from the estimate of such taxable valuation,
32 the amount of the reduction in state foundation aid under
33 section 257.1 as a result of such increase in taxable
34 valuation shall be used to fund sections 64, 65, 66, and 67.
35 If the amount of the reduction is insufficient, section 67

1 shall be funded first with the others being prorated.

2 Sec. 69. CONTINGENT EFFECTIVE DATE. Sections 64, 65, 66,
3 and 67 of this division of this Act take effect upon the
4 enactment of section 68.

5 DIVISION VIII

6 CORRECTIVE CHANGES

7 Sec. 70. Section 8.60, subsection 2, Code Supplement 1993,
8 as amended by 1994 Iowa Acts, Senate File 2086, section 32, is
9 amended by striking the subsection.

10 Sec. 71. Section 262.25A, subsection 3, unnumbered
11 paragraph 1, as enacted by 1994 Iowa Acts, House File 2337,
12 section 26, is amended to read as follows:

13 Of all new passenger vehicles and light pickup trucks
14 purchased by or under the direction of the state board of
15 regents ~~to provide services to a merged area~~, a minimum of ten
16 percent of all such vehicles and trucks purchased shall be
17 equipped with engines which utilize alternative methods of
18 propulsion, including but not limited to any of the following:

19 Sec. 72. Section 282.4, Code 1993, as amended by 1994 Iowa
20 Acts, House File 2383, is amended to read as follows:

21 282.4 EXPULSION -- DISMISSAL.

22 The board may, by a majority vote, expel any pupil from
23 school for a violation of the regulations or rules established
24 by the board, or when the presence of the pupil is detrimental
25 to the best interests of the school. The board may confer
26 upon any teacher, principal, or superintendent the power
27 temporarily to dismiss a pupil, notice of such dismissal being
28 at once given in writing to the president of the board.

29 A pupil who commits an assault, as defined under section
30 708.1, against a school employee in a school building, on
31 school grounds, or at a school-sponsored function shall be
32 suspended for a time to be determined by the principal.
33 Notice of the suspension shall be immediately sent to the
34 president of the board. By special meeting or at the next
35 regularly scheduled board meeting, the board shall review the

1 suspension and decide whether to ~~ratify the suspension or~~ hold
2 a disciplinary hearing to determine whether or not to order
3 further sanctions against the pupil, which may include
4 expelling the pupil. In making its decision, the board shall
5 consider the best interests of the school district, which
6 shall include what is best to protect and ensure the safety of
7 the school employees and pupils from the pupil committing the
8 assault.

9 Sec. 73. Section 615.3, Code 1993, as amended by 1994 Iowa
10 Acts, House File 307, is amended to read as follows:

11 615.3 FUTURE JUDGMENTS WITHOUT FORECLOSURE.

12 A judgment hereafter rendered on a promissory obligation
13 secured by a mortgage, deed of trust of real estate upon which
14 at the time of the judgment is either used for an agricultural
15 purpose as defined in section 535.13 or a one-family or two-
16 family dwelling which is the residence of the mortgagor, but
17 without foreclosure against the security, shall not be subject
18 to renewal by action thereon, and, after the lapse of two
19 years from the date of rendition, shall be without force and
20 effect for any purpose whatsoever except as a setoff or
21 counterclaim. As used in this section, "mortgagor" means a
22 mortgagor of a mortgage or a borrower executing a deed of
23 trust as provided in chapter 654 or the vendee of a real
24 estate contract.

25 Sec. 74. 1994 Iowa Acts, House File 2230, section 3, is
26 amended to read as follows:

27 SEC. 3. REPEALER. This Act is repealed effective January
28 † February 15, 1995.

29 Sec. 75. 1994 Iowa Acts, Senate File 2313, section 19,
30 subsection 1, unnumbered paragraph 1, is amended to read as
31 follows:

32 Of the funds appropriated in this section, ~~\$45,639,333~~
33 15,888,195 shall be allocated to counties for funding of
34 community-based mental illness, mental retardation,
35 developmental disabilities, and brain injury services. The

1 moneys shall be allocated to a county as follows:

2 Sec. 76. 1994 Iowa Acts, Senate File 2313, section 19,
3 subsection 6, paragraph a, is amended to read as follows:

4 a. Of the funds appropriated in this section, \$13,287,625
5 13,038,763 is allocated for distribution to counties for local
6 purchase of services for persons with mental illness or mental
7 retardation or other developmental disability.

8 Sec. 77. 1994 Iowa Acts, House File 582, section 1,
9 subsection 2, is amended to read as follows:

10 2. Beginning July 1, 1994, and ending June 30, 1996, the
11 department shall administer a preadmission screening and
12 assessment pilot program for elders seeking admission to
13 nursing facilities, in three to six counties in the state,
14 which have existing case management programs for elders, in
15 consultation with area agencies on the aging, service
16 providers, and the peer review organization. The counties
17 selected shall represent both rural and urban populations.
18 Unless an elder is exempt from the preadmission screening and
19 assessment pilot program pursuant to subsection 5, or 6, or 7
20 an elder shall not be admitted to a nursing facility in a
21 participating county prior to completion of a preadmission
22 screening and, if necessary, an assessment. This provision
23 shall not apply to individuals who are eligible for medical
24 assistance until necessary waivers are approved by the federal
25 health care financing administration.

26 Sec. 78. 1994 Iowa Acts, Senate File 2086, sections 34 and
27 36, are repealed.

28 Sec. 79. 1994 Iowa Acts, House File 2179, section 26, is
29 repealed.

30 Sec. 80. REPEAL -- RETROACTIVE APPLICABILITY.

31 1. Sections 70 and 78 of this Act, relating to section
32 8.60, being deemed of immediate importance, take effect upon
33 enactment.

34 2. Section 79 of this Act, being deemed of immediate
35 importance, takes effect upon enactment and is retroactively

1 applicable to March 31, 1994.

2 DIVISION IX

3 MOTOR VEHICLES

4 Sec. 81. Section 321.24, unnumbered paragraph 5, Code
5 1993, is amended to read as follows:

6 If the prior certificate of title is from another state and
7 indicates that the vehicle was junked, an Iowa junking
8 certificate shall be issued according to section 321.52,
9 subsections 2 and 3. If the prior certificate of title from
10 another state indicates that the vehicle is salvaged and not
11 rebuilt or is a salvage certificate of title, an Iowa salvage
12 certificate of title shall be issued and a "SALVAGE"
13 designation shall be retained on all subsequent Iowa
14 certificates of title and registration receipts for the
15 vehicle, except as provided under section 321.52, subsection
16 4, paragraph "b". The department may require that subsequent
17 Iowa certificates of title retain other state's designations
18 which indicate that a vehicle had incurred prior damage. The
19 department shall ~~adopt rules to~~ determine the manner in which
20 other states' rebuilt, salvage, or other designations are to
21 be indicated on Iowa titles.

22 EXPLANATION

23 DIVISION I: Sections 1, 4, 5, 6, and 7 create a special
24 olympics fund under the control of the department of
25 management, establish an annual appropriation to the fund of
26 \$20,000, beginning with the 1994-1995 fiscal year, repeal the
27 \$5,000 appropriation in SF 2229 to the olympics fund for 1994-
28 1995 fiscal year, repeal the income tax refund checkoff for
29 the benefit of the United States olympic committee, and repeal
30 contingent effective language relating to the Iowa state fair
31 income tax refund checkoff and future income tax refund
32 checkoffs, which repeal is retroactive to January 1, 1993,
33 thus reaffirming the operation of the state fair checkoff
34 beginning with calendar year 1993.

35 Sections 2 and 3 of the division establish standing limited

1 appropriation for homestead credit reimbursement with annual
2 adjustment in amount of assessed value for which tax credit
3 can be claimed so as to fully fund the credit.

4 The division contains effective and applicability date
5 provisions.

6 DIVISION II: Makes appropriations for capital projects for
7 the 1994-1995 fiscal year to the departments of human services
8 and corrections for health, life safety, and maintenance
9 needs, department of natural resources for capitals
10 traditionally funded from the marine fuel tax receipts, and to
11 the state board of regents for fire and environmental safety
12 at the Iowa school for the deaf and for compliance with the
13 federal Americans with Disabilities Act at the Iowa braille
14 and sight saving school.

15 The division transfers lottery revenues in excess of
16 \$39,400,000 to various agencies for prioritized uses including
17 county fairs, world food prize, armory in Fairfield, "Meredith
18 Willson footbridge", United States-Japan conference,
19 restoration of Bentonsport bridge, stadium improvements,
20 community health education, soil conservation, natural lake
21 preservation, and other health, life safety, and maintenance
22 needs. These appropriations take effect upon enactment.

23 DIVISION III: Provides that lottery proceeds received in
24 FY 1994-1995 are to be deposited into the general fund of the
25 state rather than the CLEAN fund as provided in current law.

26 Lottery funds remaining from various allotments and
27 appropriations made in previous years to the jobs now
28 capitals, jobs now, education and agricultural research and
29 development, and surplus accounts of the Iowa plan fund are
30 transferred to the general fund of the state. This provision
31 is effective upon enactment.

32 Specified amounts of moneys which are unencumbered as of
33 July 1, 1993, from the following sources are transferred to
34 the general fund of the state: rural community 2000 revolving
35 fund and community college job training fund. These

1 provisions take effect upon enactment.

2 DIVISION IV: Makes reductions in the appropriations for
3 the 1993-1994 fiscal year for departments of transportation
4 for assistance for railroad facilities, human services for
5 medical assistance, and education for the educational
6 excellence program, commission on veterans affairs for
7 salaries, support, and maintenance and the board of regents
8 for tuition replacement. The division also requires general
9 fund revenues of at least \$3.899 billion be credited to the
10 general fund before certain unanticipated tax refunds may be
11 made. The division takes effect upon enactment.

12 DIVISION V: Supplements appropriations for the 1993-1994
13 fiscal year to the departments of economic development for the
14 CEBA account of which \$60,000 is to be used to implement a
15 business development initiative for entrepreneurs with
16 disabilities; human services for the family investment program
17 (AFDC), medical contracts, state hospitals, and MI/MR/DD state
18 cases; education for execution of the local arts comprehensive
19 educational strategies programs (LACES); and agriculture and
20 land stewardship for levee reconstruction; and allows the Iowa
21 veterans home to retain reversions for the following fiscal
22 year if certain revenue estimates are exceeded.

23 DIVISION VI: Provides miscellaneous appropriations for
24 fiscal year 1994-1995 and statutory changes. The following
25 appropriations are included: department of corrections for
26 transportation costs; department of economic development for
27 the agriculture museum and costs relating to the Lewis and
28 Clark rural water system; department of human services for
29 state child care assistance, pilot projects for placement of
30 certain geriatric patients, costs associated with a child
31 protection task force, and technical assistance costs
32 associated with implementation of county-state mental health
33 and disabilities service funding reform; department of
34 cultural affairs for a feasibility study for a midwest
35 regional space center; railway finance authority for a

1 community assistance grant; department of elder affairs for
2 the retired senior volunteer program; department of
3 agriculture and land stewardship for soil conservation
4 technicians; farmers' market coupon program, handicapped
5 access, a study of juvenile justice, department of general
6 services for Terrace Hill safety improvements, and authorizes
7 the department of human services to change various residential
8 care facility and in-home health-related care reimbursement
9 rates under certain circumstances. The provision authorizing
10 the department of human services to adopt emergency rules
11 relating to reform provisions for state and county mental
12 health and disabilities funding may constitute a state mandate
13 as defined in chapter 25B.

14 Division VI also provides direction to the department of
15 human services concerning selection of a contractor for a
16 prepaid mental health services plan under medical assistance.
17 This provision takes effect upon enactment. Provisions of
18 Senate File 2313, the fiscal year 1994-1995 human services
19 appropriations bill, are amended to allocate certain funding
20 for child neutral visitation grants and to prohibit
21 reallocation of allocations for the state mental health
22 institutes under certain circumstances. In addition, various
23 regulatory departments are required to test certain budgeting
24 alternatives.

25 Section 34A.2, relating to enhanced 911 emergency telephone
26 system, is amended to provide for appropriation of funds
27 deposited in an E911 service fund and remove a payment
28 requirement for permanent placement of equipment.

29 Section 279.51, relating to programs for at-risk children,
30 is amended to annually allocate funding for various model
31 school-based youth services programs to be known as "streets
32 for success".

33 Section 307.26, relating to the department of
34 transportation's administrator for rail and water, is amended
35 to require development and adoption of classifications of

1 crossings on public highways.

2 Section 904.201, relating to the Iowa medical and
3 classification center at Oakdale, is amended to require that
4 the center serve as the transportation center for
5 transportation of all inmates in the corrections system.

6 DIVISION VII: Charges the school foundation levy amount of
7 \$5.40 per \$1,000 of the value at which machinery and equipment
8 would have been assessed but for the fact that they are
9 exempt. The division appropriates to the department of
10 education \$50,000 to conduct a study of the special education
11 costs to the state of rules concerning special education prior
12 to the effectiveness of them, \$20,000 for a school liaison,
13 \$139,745 for Phase II, and \$2,000,000 for at-risk children
14 programs, primarily the streets of success program. These
15 appropriations are contingent upon the state paying less in
16 school aid because of the increase in taxable property
17 valuations over estimates.

18 DIVISION VIII: Provides corrective statutory changes.
19 Various provisions are amended to conform conflicting changes
20 enacted concerning the gamblers assistance fund to the action
21 taken by the general assembly in the human services
22 appropriations bill, Senate File 2313. The following
23 provisions are amended or stricken: section 8.60, relating to
24 fund transfers; Senate File 2086, known as the Code editor's
25 bill, relating to the gamblers assistance fund and revenues
26 from the state lottery and riverboats for that fund; and a
27 provision of House File 2179, relating to gaming changes,
28 which also provides a portion of riverboat revenues to
29 gamblers assistance. Effective and applicability provisions
30 are included for these provisions.

31 Section 615.3, relating to limitation on judgments, was
32 amended in House File 307. The amendment replaces a word
33 which was inadvertently stricken when the statute was amended.

34 Section 262.25A, relating to use of alternative fuels in
35 state vehicles, was part of House File 2337, the rural

1 revitalization bill. This amendment strikes a community
2 college reference which was inadvertently included in a
3 regents' provision.

4 Section 282.4, relating to school expulsion or dismissal,
5 was amended by House File 2383, relating to school safety.
6 This amendment strikes a requirement for a school board to
7 ratify a suspension decision under certain circumstances.

8 House File 2230, relating to a raffle of real property by a
9 qualified organization, is amended to conform a repeal date
10 with other requirements in the bill.

11 Senate File 2313, relating to human services
12 appropriations, is amended to revise allocations within the
13 appropriation for community-based mental illness, mental
14 retardation, developmental disabilities, and brain injury
15 services.

16 House File 582, relating to screening and assessment of
17 elders, is amended to correct an internal reference and make
18 an applicability exception for medical assistance recipients.

19 DIVISION IX: Provides an amendment to section 321.24 which
20 allows a requirement that subsequent certificates of title
21 must retain other states' damage designations.

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SENATE FILE 2330

S-5693

1 Amend Senate File 2330 as follows:

2 1. Page 4, by striking lines 11 through 28.

3 2. Page 5, by striking lines 11 through 22.

4 3. Page 6, by inserting after line 30 the

5 following:

6 "_____. To the railway finance authority for a
7 community assistance grant to be used for rail line
8 acquisition to preserve jobs in communities in which
9 railroad shops and other local rail facilities have
10 been closed:

11 \$ 75,000

12 "_____. To the department of cultural affairs for the
13 administrative division to conduct a midwest regional
14 space center feasibility study:

15 \$ 50,000".

16 4. Page 7, line 3, by inserting after the word
17 "Vernon" the following: ", and historic buildings".

18 5. Page 8, by inserting after line 29 the

19 following:

20 "_____. To the department of economic development
21 for allocation to the agriculture museum in Cambridge,
22 Iowa:

23 \$ 10,000

24 "_____. To the department of economic development for
25 the Iowa members' cost share for the 1993 study phase
26 of the Lewis and Clark rural water system:

27 \$ 20,000

28 "_____. To the department of human services for the
29 costs associated with the child protection task force
30 created pursuant to 1994 Iowa Acts, House File 2261:

31 \$ 10,000

32 "_____. To the department of general services for
33 repairs and improvements to Terrace Hill including,
34 but not limited to, fire alarms, water sprinklers, and
35 other fire protection devices:

36 \$ 20,000".

37 6. Page 9, by inserting after line 34 the

38 following:

39 "Sec. 100. LIVING ROADWAY TRUST FUND TRANSFER.

40 Notwithstanding any provisions of sections 314.21 and
41 455A.19 to the contrary, not more than \$700,000 of the
42 moneys in the living roadway trust fund shall be
43 transferred and credited to the general fund of the
44 state in the fiscal year beginning July 1, 1993."

45 7. Page 10, line 7, by inserting after the figure
46 "18," the following: "100,".

47 8. By striking page 16, line 21 through page 19,
48 line 20.

49 9. By striking page 19, line 31 through page 20,
50 line 7.

S-5693

-1-

S-5693

Page 2

1 10. Page 30, line 12, by striking the word and
2 figure "section 26,".

3 11. Page 33, by inserting after line 21 the
4 following:

5 "DIVISION

6 FISCAL YEAR 1993-1994 APPROPRIATIONS

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

13 For health, life safety, and maintenance needs at
14 correctional facilities:

15 \$ 150,000

16 Sec. _____. DEPARTMENT OF HUMAN SERVICES. There is
17 appropriated from the general fund of the state to the
18 department of human services for the fiscal year
19 beginning July 1, 1993, and ending June 30, 1994, the
20 following amount, or so much thereof as is necessary,
21 to be used for the purpose designated:

22 For health, life safety, and maintenance needs at
23 department of human services facilities:

24 \$ 100,000

25 Sec. _____. BOARD OF REGENTS. There is appropriated
26 from the general fund of the state to the state board
27 of regents for the fiscal year beginning July 1, 1993,
28 and ending June 30, 1994, the following amounts, or so
29 much thereof as is necessary, to be used for the
30 purposes designated:

31 1. For fire and environmental safety at the Iowa
32 school for the deaf:

33 \$ 75,000

34 2. For compliance with the federal Americans with
35 Disabilities Act at the Iowa braille and sight saving
36 school:

37 \$ 20,000

38 Sec. _____. DEPARTMENT OF CORRECTIONS --

39 TRANSPORTATION COSTS. There is appropriated from the
40 general fund of the state to the department of
41 corrections for the fiscal year beginning July 1,
42 1993, and ending June 30, 1994, in addition to other
43 appropriations and full-time equivalent positions made
44 to and authorized for the department, the following
45 amount, or so much thereof as is necessary, to be used
46 for the purpose designated:

47 For the establishment of the Iowa medical and
48 classification center at Oakdale as the transportation
49 center for the transportation of inmates throughout
50 the state, including funding for the purchase of

S-5693

-2-

S-5693

Page 3

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

4 \$ 100,000
5 FTEs 5.00

6 Sec. ____ TECHNICAL ASSISTANCE TO COUNTIES. There
7 is appropriated from the general fund of the state to
8 the department of human services for the fiscal year
9 beginning July 1, 1993, and ending June 30, 1994, the
10 following amount, or so much thereof as is necessary,
11 to be used for the purpose designated:

12 For salaries, support, maintenance, miscellaneous
13 purposes, and for not more than the following full-
14 time equivalent positions to provide technical
15 assistance to counties and other necessary support to
16 implement the provisions of sections 331.438, 331.439,
17 and 331.440 as enacted by 1994 Iowa Acts, House File
18 2430:

19 \$ 294,541
20 FTEs 6.00

21 The department may adopt emergency rules under
22 section 17A.4, subsection 2, and section 17A.5,
23 subsection 2, paragraph "b", to implement the
24 provisions of sections 331.438, 331.439, and 331.440
25 as enacted by House File 2430 no later than January 1,
26 1995, and the rules shall become effective immediately
27 upon filing. Any rules adopted in accordance with
28 this section shall also be published as a notice of
29 intended action as provided in section 17A.4.

30 Sec. ____ STATE CHILD CARE ASSISTANCE. There is
31 appropriated from the general fund of the state to the
32 department of human services for the fiscal year
33 beginning July 1, 1993, and ending June 30, 1994, the
34 following amount, or so much thereof as is necessary,
35 to be used for state child care assistance:

36 \$ 500,000

37 Sec. ____ GERIATRIC PATIENTS. There is
38 appropriated from the general fund of the state to the
39 department of human services for the fiscal year
40 beginning July 1, 1993, and ending June 30, 1994, the
41 following amount, or so much thereof as is necessary,
42 to be used for the purpose designated:

43 For application by the department for grants to
44 establish pilot projects for placements of geriatric
45 patients who have a mental illness:

46 \$ 20,000

47 Any grant received may be used by the department to
48 fund a coordinator to work with hospitals and nursing
49 homes concerning placements of geriatric patients who
50 have a mental illness.

S-5693

-3-

Div A

S-5693

Page 4

1 Sec. ____ SOIL CONSERVATION TECHNICIANS. There is
 2 appropriated from the general fund of the state to the
 3 soil conservation division of the department of
 4 agriculture and land stewardship for the fiscal year
 5 beginning July 1, 1993, and ending June 30, 1994, the
 6 following amount, or so much thereof as is necessary,
 7 to be used for the purposes designated:

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

12 \$ 123,000
 13 FTEs 5.00

14 Sec. ____ NONREVERSION. Notwithstanding section
 15 8.33, moneys appropriated pursuant to this division
 16 which are unencumbered or unobligated on June 30,
 17 1994, shall not revert but shall be available for
 18 expenditure as provided in this division during the
 19 subsequent fiscal year. The authorizations for full-
 20 time equivalent positions in appropriations made in
 21 this division shall continue to the extent the
 22 appropriation remains available in the succeeding
 23 fiscal year.

24 Sec. ____ EFFECTIVE DATE. This division of this
 25 Act takes effect upon enactment."

By LARRY MURPHY

S-5693 FILED APRIL 16, 1994

Sw. B. w/d (p. 1318) Sec. A - adopted (p. 1320)

SENATE FILE 2330

S-5696

1 Amend Senate File 2330 as follows:

2 1. Page 13, by inserting after line 23 the
 3 following:

4 "5. For the gamblers assistance program, in
 5 section 26:

6 \$ 20,000".

By WILLIAM W. DIELEMAN

S-5696 FILED APRIL 16, 1994

Adopted (p. 1319) 4/18/94

SENATE FILE 2330

S-5697

1 Amend Senate File 2330 as follows:

2 1. Page 32, by inserting after line 25 the
 3 following:

4 "Sec. ____ 1994 Iowa Acts, House File 2411,
 5 section 7, subsection 4, is amended by striking the
 6 subsection."

7 2. By renumbering as necessary.

By JOHN P. KIBBIE

S-5697 FILED APRIL 16, 1994

Adopted 4/18/94 (p. 1321)

SENATE FILE 2330

S-5691

1 Amend Senate File 2330 as follows:

2 1. Page 29, by inserting after line 26 the
3 following:

4 "Sec. 301. There is appropriated from the general
5 fund of the state to the department of education for
6 the fiscal year beginning July 1, 1994, and ending
7 June 30, 1995, the following amount, or so much
8 thereof as is necessary, to be used for the purpose
9 designated:

10 For the installation of fiber optic cable
11 facilities for the connection of the central
12 administration building of the Dubuque community
13 school district with the nearest cable facilities
14 which will connect the district with the Iowa
15 communications network:

16 \$ 36,000".

17 2. Page 29, line 34, by striking the word and
18 figure "and 67" and inserting the following: "67, and
19 301".

20 3. Page 30, line 3, by striking the word and
21 figure "and 67" and inserting the following: "67, and
22 301".

23 4. By renumbering as necessary.

By JOE WELSH

S-5691 FILED APRIL 16, 1994 *Last 4/18/94 (p. 1321)*

SENATE FILE 2330

S-5692

1 Amend Senate File 2330 as follows:

2 1. Page 20, line 21, by striking the words
3 "capital projects" and inserting the following:
4 "major capital improvements or new facilities".

5 2. Page 20, by striking lines 24 and 25 and
6 inserting the following: "shall provide handicapped
7 access when applicable."

By LYLE E. ZIEMAN
LARRY MURPHY

S-5692 FILED APRIL 16, 1994 *w/d (p. 1319) 4/18/94*

SENATE FILE 2330

S-5685

1 Amend Senate File 2330 as follows:

2 1. Page 1, by inserting after line 25 the
3 following:

4 "Sec. ____ . Section 24.23, Code 1993, is amended by
5 adding the following new unnumbered paragraph:

6 NEW UNNUMBERED PARAGRAPH. In exercising its
7 supervision over certifying and levying boards with
8 respect to budgets, the state appeal board shall
9 prescribe a method by which it may ascertain how the
10 taxing jurisdictions make up for taxes not collected
11 or property tax credits not fully reimbursed,
12 including the homestead and additional low-income
13 credits. The state board shall prescribe such method
14 so as to prevent a taxing jurisdiction from keeping
15 its source of funding for those uncollected property
16 taxes or unreimbursed credits after these are fully
17 collected or reimbursed."

By RAY TAYLOR

S-5685 FILED APRIL 16, 1994
w/d (p. 1317) 4/18/94

SENATE FILE 2330

S-5686

- 1 Amend Senate File 2330 as follows:
- 2 1. Page 26, by striking lines 12 through 33.
- 3 2. By renumbering the sections.

By EUGENE FRAISE

S-5686 FILED APRIL 16, 1994

Lost (p. 1319) 4/18/94

SENATE FILE 2330

S-5687

- 1 Amend Senate File 2330 as follows:
 - 2 1. Page 6, by striking lines 31 and 32 and
 - 3 inserting the following:
 - 4 "5. To the treasurer of state to provide
 - 5 assistance to the city that is selected to host the
 - 6 United States-Japan midwest conference to be used by
 - 7 the city for local promotion and coordination of the".
- By ROBERT E. DVORSKY ALLEN BORLAUG
TONY BISIGNANO PAUL D. PATE

S-5687 FILED APRIL 16, 1994

Adopted (p. 1318) 4/18/94

SENATE FILE 2330

S-5689

- 1 Amend Senate File 2330 as follows:
- 2 1. Page 7, line 1, by inserting after the word
- 3 "restoring" the following: "of historical buildings
- 4 and restoring".

By DON GETTINGS

S-5689 FILED APRIL 16, 1994

Adopted 4/18/94 (p. 1320)

SENATE FILE 2330

S-5690

- 1 Amend Senate File 2330 as follows:
- 2 1. Page 10, by inserting after line 6 the
- 3 following:
- 4 "Sec. ____ . Section 15.108, subsection 1, paragraph
- 5 e, Code Supplement 1993, is amended by striking the
- 6 paragraph.
- 7 Sec. ____ . Section 15.251, subsection 3, Code
- 8 Supplement 1993, is amended by striking the
- 9 subsection.
- 10 Sec. ____ . Section 15.308, subsection 2, paragraph
- 11 a, Code 1993, is amended by striking the paragraph.
- 12 Sec. ____ . Sections 99E.31, 99E.32, and 99E.33,
- 13 Code 1993, are repealed effective June 30, 1994."

By LARRY MURPHY

S-5690 FILED APRIL 16, 1994

Adopted (p. 1319) 4/18/94

SENATE FILE 2330

S-5698

1 Amend Senate File 2330 as follows:

2 1. Page 1, by striking line 11 through page 3,
3 line 28.

4 2. Page 4, by striking lines 6 through 8.

By WILLIAM D. PALMER

S-5698 FILED APRIL 16, 1994

Last (p. 1817)

SENATE FILE 2330

S-5699

1 Amend Senate File 2330 as follows:

2 1. Page 22, lines 34 and 35, by striking the
3 words "~~school-based-youth-services-education streets~~
4 ~~to success~~" and inserting the following: "school-
5 based youth services education".6 2. Page 23, lines 25 and 26, by striking the
7 words ", which shall be known as the 'streets to
8 success program',"".9 3. Page 24, line 3, by striking the words
10 "~~school-based-youth-services streets to success~~" and
11 inserting the following: "school-based youth
12 services".

13 4. By renumbering as necessary.

By JOHN P. KIBBIE

S-5699 FILED APRIL 16, 1994

Adapted (p. 1319) 4/18/94

SENATE FILE 2330

S-5702

1 Amend Senate File 2330 as follows:

2 1. By striking page 5, line 29 through page 6,
3 line 5 and inserting the following:4 "1. To the department of corrections to fund as
5 many additional full-time equivalent positions as
6 possible for the employment of correctional officers
7 in the correctional institutions specified in section
8 904.102:

9 \$ 206,000

10 The additional FTEs provided pursuant to this
11 subsection are in addition to any FTEs funded pursuant
12 to 1994 Iowa Acts, House File 2350. The department of
13 corrections shall use its discretion in distributing
14 the additional correctional officers throughout the
15 correctional facilities."

16 2. By renumbering as necessary.

By MICHAEL E. GRONSTAL

S-5702 FILED APRIL 18, 1994

LOST (p. 1319)

SENATE FILE 2330

S-5703

1 Amend Senate File 2330 as follows:

2 1. Page 22, by striking lines 22 through 24 and
3 inserting the following: "vehicle radios,
4 communication towers and associated equipment, and
5 other radios and equipment permanently located at the
6 public safety answering point. Costs do not include
7 expenditures for any other".

By MICHAEL E. GRONSTAL

S-5703 FILED APRIL 18, 1994

ADOPTED (p. 1319)

SENATE FILE 2330

S-5704

1 Amend Senate File 2330 as follows:

2 1. Page 20, by striking lines 19 through 25.

By LYLE E. ZIEMAN
LARRY MURPHY

S-5704 FILED APRIL 18, 1994

RULED OUT OF ORDER (p. 1320)

SENATE FILE 2330

S-5700

1 Amend Senate File 2330, as follows:

2 1. Page 8, by inserting after line 29 the follow-
3 ing:4 "To the college student aid commission for grants
5 to students who would meet the requirements for
6 receipt of a vocational-technical tuition grant, but
7 who are enrolled in a licensed school of cosmetology
8 arts and sciences under chapter 157, or a licensed
9 barber school under chapter 158:

10 \$ 25,000

11 The amount of the grant made by the college student
12 aid commission pursuant to this subsection shall be
13 not less than \$300 or the amount of the student's
14 established financial need."By JOE WELSH
LARRY MURPHY

S-5700 FILED APRIL 18, 1994

ADOPTED (p. 13/19)

SENATE FILE 2330

S-5701

1 Amend Senate File 2330 as follows:

2 1. Page 9, by inserting after line 1 the
3 following:4 "Sec. _____. There is appropriated from the primary
5 road fund to the state department of transportation
6 for the fiscal year beginning July 1, 1994, and ending
7 June 30, 1995, the following amount, or so much
8 thereof as is necessary, to be used for the purchase
9 of Lots 1 through 12, Block 3, College Park Addition
10 to Ames, Story County, Iowa, and the renovation of the
11 buildings located on those lots:

12 \$ 1,500,000

13 2. By renumbering as necessary.

By LARRY MURPHY

S-5701 FILED APRIL 18, 1994

ADOPTED (p. 13/14)

SENATE FILE 2330

S-5708

1 Amend Senate File 2330 as follows:

2 1. Page 14, line 32, by inserting after the word
3 "individual" the following: "family farmer, an
4 individual".5 2. Page 14, line 34, by striking the words "the
6 person" and inserting the following: "a person
7 who".

By BRAD BANKS

S-5708 FILED APRIL 18, 1994
WITHDRAWN (p. 1320)

SENATE FILE 2330

S-5709

1 Amend Senate File 2330 as follows:

2 1. Page 20, by striking lines 22 through 24 and
3 inserting the following: "455A.10, beginning July 1,
4 1994 the department of natural resources shall give
5 preference to providing handicapped".By JIM RIORDAN
LYLE ZIEMANS-5709 FILED APRIL 18, 1994
ADOPTED (p. 1320)

SENATE FILE 2330

S-5710

1 Amend the amendment, S-5693, to Senate File 2330,
2 as follows:

3 1. Page 1, by striking lines 12 through 15.

4 2. Page 1, by striking lines 20 through 23.

By BRAD BANKS

S-5710 FILED APRIL 18, 1994
WITHDRAWN (p. 1320)

SENATE FILE 2330

S-5705

- 1 Amend Senate File 2330 as follows:
2 1. Page 31, by inserting after line 8 the
3 following:
4 "A pupil shall not be suspended or expelled
5 pursuant to this section if the suspension or
6 expulsion would violate the federal Individuals with
7 Disabilities Education Act."

By LARRY MURPHY

S-5705 FILED APRIL 18, 1994
ADOPTED (p. 1321)

SENATE FILE 2330

S-5706

- 1 Amend Senate File 2330 as follows:
2 1. By striking page 6, line 35 through page 7,
3 line 15.
4 2. Page 20, by striking lines 8 through 18.
5 3. Page 29, by striking lines 11 through 20.

By BRAD BANKS

S-5706 FILED APRIL 18, 1994
WITHDRAWN (p. 1320)

SENATE FILE 2330

S-5707

- 1 Amend Senate File 2330 as follows:
2 1. Page 9, by inserting after line 1 the
3 following:
4 "Sec. ____ . There is appropriated from the primary
5 road fund to the state department of transportation
6 for the fiscal year beginning July 1, 1994, and ending
7 June 30, 1995, the following amount, or so much
8 thereof as is necessary, to be used for replacement or
9 modification of field facilities in Correctionville,
10 Jefferson, southeast Des Moines, and Anamosa:
11 \$ 4,140,000".
12 2. By renumbering as necessary.

By ALBERT SORENSEN
RICHARD F. DRAKE

S-5707 FILED APRIL 18, 1994
LOST (p. 1320) -

SENATE FILE 2330

S-5713

1 Amend Senate File 2330 as follows:

2 1. Page 8, by striking lines 10 and 11 and
3 inserting the following: "salaries, support,
4 maintenance, and miscellaneous purposes for soil
5 conservation technicians and for not more than the
6 following full-time equivalent positions, which shall
7 be in addition to any other moneys".

8 2. Page 8, by inserting after line 14 the
9 following:

10 FTEs

5.00".

By EMIL J. HUSAK
BRAD BANKS

S-5713 FILED APRIL 18, 1994
ADOPTED (p. 1322)

SENATE FILE 2330

S-5714

1 Amend Senate File 2330 as follows:

2 1. Page 14, line 34, by inserting after the word
3 "c," the following: "the person is a partnership".
4 2. Page 14, line 35, by inserting before the word
5 "corporation" the following: "farm".

By BRAD BANKS

S-5714 FILED APRIL 18, 1994
ADOPTED (p. 1322)

SENATE FILE 2330

S-5715

1 Amend Senate File 2330 as follows:

2 1. Page 5, by inserting after line 10 the
3 following:

4 "DEPARTMENT OF TRANSPORTATION
5 Sec. _____. There is appropriated from the road use
6 tax fund to the Iowa department of transportation for
7 the fiscal year beginning July 1, 1994, and ending
8 June 30, 1995, the following amount, or so much
9 thereof as is necessary, to be used for the purpose
10 designated:

11 For improvements at the permanent driver's license
12 stations:

13 \$ 150,000".

By JEAN LLOYD-JONES
ROBERT E. DVORSKY
RICHARD DRAKE

S-5715 FILED APRIL 18, 1994
LOST (p. 1322)

SENATE FILE 2330

S-5712

1 Amend Senate File 2330 as follows:

2 1. Page 26, by inserting after line 33 the
3 following:

4 "Sec. _____. Section 422.73, Code 1993, is amended
5 by adding the following new subsection:

6 NEW SUBSECTION. 8. Notwithstanding subsection 2,
7 a claim for credit or refund of individual income tax
8 paid for any tax year beginning on or after January 1,
9 1985, and before January 1, 1989, is considered timely
10 if filed with the department on or before April 30,
11 1995, if the taxpayer's claim is the result of the
12 unconstitutional taxation of federal pension benefits
13 based upon the decision in Davis v. Michigan
14 Department of Treasury, 489 U.S. 803, 109 S. Ct. 1500
15 (1989).

16 A taxpayer entitled to a credit or refund of tax
17 paid under this subsection shall receive the credit or
18 refund within four years. The amount of credit or
19 refund shall be equally spread over those four years.
20 Any claims for refund shall be payable from the
21 special refund account established in section 422.105.
22 The department shall state on the actual tax form for
23 the next four tax years a notice that federal retirees
24 may be entitled to a credit or refund under the
25 provisions of this subsection.

26 Sec. _____. NEW SECTION. 422.105 SPECIAL REFUND
27 ACCOUNT.

28 The department shall establish a special refund
29 account for the purpose of paying the refund claims of
30 federal retirees pursuant to section 422.73,
31 subsection 8. Beginning with the fiscal year
32 beginning July 1, 1994, there is appropriated annually
33 from the general fund of the state an amount
34 sufficient to pay the refund claims of these federal
35 retirees."

36 2. Title page, line 3, by inserting after the
37 word "matters" the following: ", including allowing
38 credit or refund for certain federal retirement
39 benefits taxed and providing an appropriation,".

By ALBERT SORENSEN

S-5712 FILED APRIL 18, 1994
WITHDRAWN (p. 1324)

SENATE FILE 2330

S-5719

1 Amend Senate File 2330 as follows:

2 1. Page 22, by inserting after line 28 the
3 following:

4 "Sec. ____ . NEW SECTION. 146A.1 NOTIFICATION OF
5 PARENT PRIOR TO PERFORMANCE OF ABORTION ON A MINOR --
6 REQUIREMENTS -- EXCEPTIONS -- CRIMINAL PENALTY.

7 1. A person shall not perform an abortion on a
8 pregnant minor until at least forty-eight hours' prior
9 notification is provided to a parent of the minor.

10 2. The person who will perform the abortion shall
11 provide notification in person or by mailing the
12 notification by restricted certified mail to the
13 parent of the minor at the usual place of abode of the
14 parent. For the purposes of delivery by restricted
15 certified mail, the time of delivery is deemed to
16 occur at twelve o'clock noon on the next day on which
17 regular mail delivery takes place, subsequent to the
18 mailing.

19 3. For the purposes of this section, unless the
20 context otherwise requires:

21 a. "Abortion" means an abortion as defined in
22 chapter 146.

23 b. "Court" means the juvenile court.

24 c. "Medical emergency" means a condition that,
25 based on a physician's clinical judgment, so
26 complicates the medical condition of a pregnant minor
27 as to necessitate the immediate abortion of the
28 minor's pregnancy to avert the minor's death, or for
29 which a delay will create risk of substantial and
30 irreversible impairment of a major bodily function.

31 d. "Minor" means minor as defined in chapter 599.

32 e. "Parent" means one parent of the pregnant minor
33 or the pregnant minor's guardian or custodian.

34 4. Notification shall not be required under this
35 section if any of the following conditions apply:

36 a. The attending physician certifies that a
37 medical emergency existed. The attending physician
38 shall certify in writing the basis for the medical
39 judgment that a medical emergency existed and shall
40 make written certification available to a parent of
41 the minor prior to the abortion, if possible. If it
42 is not possible to provide a parent of the minor with
43 written certification prior to the abortion, the
44 physician shall provide the written certification to a
45 parent of the minor within twelve hours following the
46 performance of the abortion unless paragraph "b", "c",
47 or "d" is applicable.

48 b. The abortion is authorized in writing by a
49 parent entitled to notification.

50 c. The pregnant minor declares that the pregnant

S-5719

-1-

S-5719

Page 2

1 minor is a victim of child abuse pursuant to section
2 232.68, the person responsible for the care of the
3 child is a parent of the child, and the abuse has been
4 reported pursuant to the procedures prescribed in
5 chapter 232, division III, part 2, or a parent of the
6 child is named in a report of founded child abuse.
7 The department of human services shall maintain
8 confidentiality under chapter 232 regarding the
9 minor's pregnancy and abortion, if an abortion is
10 obtained.

11 d. The pregnant minor elects not to allow
12 notification of the pregnant minor's parent and a
13 court authorizes waiver of the notification
14 requirement following completion of the proceedings
15 prescribed under subsection 5.

16 5. If a pregnant minor objects to the notification
17 of a parent prior to the performance of an abortion on
18 the pregnant minor, the pregnant minor may petition
19 the court to authorize waiver of the notification
20 requirement pursuant to this section in accordance
21 with the following procedures and a filing fee of
22 twenty-five dollars shall be paid by the person who
23 will perform the abortion:

24 a. The court shall ensure that the minor is
25 provided with assistance in preparing and filing the
26 petition for waiver of notification and shall ensure
27 that the minor's identity remains confidential.

28 b. The minor may participate in the court
29 proceedings on the minor's own behalf and the court
30 may appoint a guardian ad litem for the minor. The
31 court shall advise the minor of the minor's right to
32 court-appointed legal counsel, and shall, upon the
33 minor's request, provide the minor with court-
34 appointed legal counsel, at no cost to the minor.

35 c. The court proceedings shall be conducted in a
36 manner which protects the anonymity of the minor and
37 all court documents pertaining to the proceedings
38 shall remain confidential. Only the minor, the
39 minor's guardian ad litem, the minor's legal counsel,
40 and persons whose presence is specifically requested
41 by the minor, by the minor's guardian ad litem, or by
42 the minor's legal counsel may attend the hearing on
43 the petition.

44 d. The court proceedings under this section shall
45 be given precedence over other pending matters to
46 ensure that the court reaches a decision
47 expeditiously.

48 e. Upon petition and following an appropriate
49 hearing, the court shall waive the notification
50 requirements if the court determines either of the

S-5719

-2-

S-5719

Page 3

1 following:

2 (1) That the minor is mature and capable of
3 providing informed consent for the performance of an
4 abortion.

5 (2) That the minor is not mature, or does not
6 claim to be mature, but that notification is not in
7 the best interest of the minor.

8 f. The court shall issue specific factual findings
9 and legal conclusions, in writing, to support the
10 decision.

11 g. Upon conclusion of the hearing, the court shall
12 immediately issue a written order which shall be
13 provided immediately to the minor, the minor's
14 guardian ad litem, the minor's legal counsel, or any
15 other person designated by the minor to receive the
16 order.

17 h. An expedited, anonymous, confidential appeal
18 shall be available to a minor for whom the court
19 denies a petition for waiver of notification. An
20 order granting the minor's application for waiver of
21 notification is not subject to appeal. Access to the
22 appellate courts for the purpose of an appeal under
23 this section shall be provided to a minor twenty-four
24 hours a day, seven days a week.

25 i. The supreme court shall prescribe rules to
26 ensure that the proceedings under this section are
27 performed in an expeditious, anonymous, and
28 confidential manner.

29 j. A minor who chooses to utilize the waiver of
30 notification procedures under this subsection shall
31 not be required to pay a fee at any level of the
32 proceedings. The filing fee shall be paid by the
33 person who will perform the abortion.

34 k. A person performing an abortion on a minor
35 under this chapter may inform the parent of the minor
36 of any necessary treatment resulting from
37 complications of the abortion procedure if, in the
38 judgment of the person, failure to inform the parent
39 would seriously jeopardize the health of the minor.

40 6. A person who performs an abortion in violation
41 of this section is guilty of a serious misdemeanor.

42 7. Venue for proceedings under this section is in
43 any court in the state.

44 Sec. ____ . NEW SECTION. 232.5 ABORTION PERFORMED
45 ON A MINOR -- PROCEEDINGS.

46 The court shall have exclusive jurisdiction over
47 the authorization of an abortion on a minor pursuant
48 to section 146A.1."

49 2. By renumbering as necessary.

By DON E. GETTINGS

WILLIAM W. DIELEMAN

JOHN P. KIBBIE

EMIL J. HUSAK

S-5719 FILED APRIL 18, 1994

RULED OUT OF ORDER (p. 1324)

SENATE FILE 2330

S-5716

1 Amend Senate File 2330 as follows:
2 1. Page 16, by inserting after line 20 the
3 following:
4 "Sec. _____. There is appropriated from the general
5 fund of the state to the department of cultural
6 affairs for the fiscal year beginning July 1, 1994,
7 and ending June 30, 1995, the following amount, or so
8 much thereof as is necessary, to be used for the
9 purpose designated:
10 To complete a follow-up in depth feasibility study
11 of the preliminary report done by the national trust
12 for historic preservation's flood recovery program
13 which looked into the reactivating of the historic
14 railroad lines between valley junction in West Des
15 Moines, court avenue, and the state capitol area of
16 Des Moines:
17 \$ 25,000
18 The department of transportation shall cooperate
19 with the department of cultural affairs in the study."

By JEAN LLOYD-JONES
TONY BISIGNANO

S-5716 FILED APRIL 18, 1994
ADOPTED (p.1322)

SENATE FILE 2330

S-5718

1 Amend Senate File 2330 as follows:
2 1. Page 29, by inserting after line 26 the
3 following:
4 "Sec. 301. There is appropriated from the general
5 fund of the state to the department of education for
6 the fiscal year beginning July 1, 1994, and ending
7 June 30, 1995, an amount sufficient to be used for the
8 installation of fiber optic cable facilities for the
9 connection of the Fort Madison senior high school with
10 the nearest cable facilities which will connect the
11 school with the Iowa communications network."
12 2. Page 29, line 34, by striking the word and
13 figure "and 67" and inserting the following: "67, and
14 301".
15 3. Page 30, line 3, by striking the word and
16 figure "and 67" and inserting the following: "67, and
17 301".
18 4. By renumbering as necessary.

By EUGENE FRAISE

S-5718 FILED APRIL 18, 1994
WITHDRAWN (p.1324)

(P. 1916) 4/19/94 House - Amended / De Rose
w/ H. 6301
(P. 1390) 4/20/94 House - MTR by Murphy
(P. 1395) 4/20/94 House - MTR - - Provided

SENATE FILE **2330**

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 2274)

(AS AMENDED AND PASSED BY THE SENATE APRIL 18, 1994)

- New Language by the Senate

* - Language Stricken by the Senate

Passed Senate, Date 4/20/94 (P. 1386) Passed House, Date 4/19/94 (P. 1944)
Vote: Ayes 37 Nays 8 Vote: Ayes 68 Nays 31

Approved Completed May 13, 1994

Passed 4/20/94
Vote 41-8 (P. 1398)

Passed 4/20/94
Vote 72-27

A BILL FOR

(P. 2011)

1 An Act relating to and making standing appropriations, ~~and~~
2 appropriations for capital projects, transfers of certain
3 funds, and other state financial and regulatory matters and
4 providing effective and applicability date provisions.

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

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DIVISION I

STANDING APPROPRIATIONS

Section 1. NEW SECTION. 8.8 SPECIAL OLYMPICS FUND.

A special olympics fund is created in the office of the treasurer of state under the control of the department of management. There is appropriated annually from the general fund of the state to the special olympics fund twenty thousand dollars for distribution to one or more organizations which administer special olympics programs benefiting the citizens of Iowa with disabilities.

Sec. 2. Section 8.59, Code Supplement 1993, is amended to read as follows:

8.59 APPROPRIATIONS FREEZE.

Notwithstanding contrary provisions of the Code, the amounts appropriated under the applicable sections of the Code for fiscal years commencing on or after July 1, 1993, are limited to those amounts expended under those sections for the fiscal year commencing July 1, 1992. If an applicable section appropriates moneys to be distributed to different recipients and the operation of this section reduces the total amount to be distributed under the applicable section, the moneys shall be prorated among the recipients. As used in this section, "applicable sections" means the following sections: 53.50, 229.35, 230.8, 230.11, 405A.8, 411.20, 425.1, 425.39, 426A.1, 663.44, and 822.5.

Sec. 3. Section 425.1, subsections 1 through 5, Code 1993, are amended to read as follows:

1. A homestead credit fund is created. There is appropriated annually from the general fund of the state to the department of revenue and finance to be credited to the homestead credit fund, ~~an amount sufficient to implement this chapter~~ the sum of ninety-three million six hundred thousand dollars.

The director of revenue and finance shall issue warrants on the homestead credit fund payable to the county treasurers of

1 the several counties of the state under this chapter.

2 2. The homestead credit fund shall be apportioned each
3 year so as to give a credit against the tax on each eligible
4 homestead in the state in an amount equal to the actual levy
5 on the ~~first-four-thousand-eight-hundred-fifty-dollars-of~~
6 ~~actual-value-for-each-homestead~~ allowable homestead value.

7 3. For purposes of this chapter, the "allowable homestead
8 value" means the greater of the following amounts as
9 determined by the director of revenue and finance:

10 a. For the fiscal year beginning July 1, 1996, the
11 allowable homestead value equals the appropriation for the
12 fiscal year beginning July 1, 1996, divided by the actual
13 amount of homestead claims for the fiscal year beginning July
14 1, 1995, times four thousand eight hundred fifty dollars. For
15 succeeding fiscal years, the allowable homestead value equals
16 the appropriation for that fiscal year divided by the actual
17 amount of homestead claims for the previous fiscal year times
18 the allowable homestead value calculated under this paragraph
19 for the previous fiscal year.

20 b. For the fiscal year beginning July 1, 1996, the
21 allowable homestead value equals ninety-four and one-half
22 percent of four thousand eight hundred fifty dollars. For
23 succeeding fiscal years the allowable homestead value equals
24 the allowable homestead value calculated under this paragraph
25 for the previous fiscal year reduced by five and one-half
26 percent. An allowable homestead value shall cease being
27 calculated under this paragraph when the amount under this
28 paragraph equals or is less than the amount calculated under
29 paragraph "a".

30 3 4. The amount due each county shall be paid by the
31 department of revenue and finance in two payments on November
32 15 and March 15 of each fiscal year, drawn upon warrants
33 payable to the respective county treasurers. The two payments
34 shall be as nearly equal as possible.

35 4 5. Annually the department of revenue and finance shall

1 estimate-the-credit-not-to-exceed-the-actual-levy-on-the-first
 2 four-thousand-eight-hundred-fifty-dollars-of-actual-value-of
 3 each-eligible-homestead,-and-shall-certify-to-the-county
 4 auditor-of-each-county-the-credit-and-its-amount-in-dollars.
 5 The director of revenue and finance shall certify to the
 6 county auditor of each county, by March 15 preceding the
 7 fiscal year in which the credit is to be paid, the amount of
 8 allowable homestead value. Each county auditor shall then
 9 enter the credit against the tax levied on each eligible
 10 homestead in each county payable during the ensuing year,
 11 designating on the tax lists the credit as being from the
 12 homestead credit fund, and credit shall then be given to the
 13 several taxing districts in which eligible homesteads are
 14 located in an amount equal to the credits allowed on the taxes
 15 of the homesteads. The amount of credits shall be apportioned
 16 by each county treasurer to the several taxing districts as
 17 provided by law, in the same manner as though the amount of
 18 the credit had been paid by the owners of the homesteads.
 19 However, the several taxing districts shall not draw the funds
 20 so credited until after the semiannual allocations have been
 21 received by the county treasurer, as provided in this chapter.
 22 Each county treasurer shall show on each tax receipt the
 23 amount of credit received from the homestead credit fund.
 24 5---If-the-homestead-tax-credit-computed-under-this-section
 25 is-less-than-sixty-two-dollars-and-fifty-cents,-the-amount-of
 26 homestead-tax-credit-on-that-eligible-homestead-shall-be
 27 sixty-two-dollars-and-fifty-cents-subject-to-the-limitation
 28 imposed-in-this-section.
 29 Sec. 4. Section 422.12A, Code Supplement 1993, is re-
 30 pealed.
 31 Sec. 5. 1993 Iowa Acts, chapter 144, section 6, is
 32 repealed.
 33 Sec. 6. 1994 Iowa Acts, Senate File 2229, section 24, is
 34 repealed.
 35 Sec. 7. RETROACTIVITY. Section 4 of this Act applies

1 retroactively to January 1, 1994. Section 5 of this Act
2 applies retroactively to January 1, 1993.

3 Sec. 8. EFFECTIVE DATES. Sections 4, 5, 6, and 7 of this
4 Act, being deemed of immediate importance, take effect upon
5 enactment.

6 Sec. 9. Sections 2 and 3 of this Act take effect January
7 1, 1996, for homestead credit claims for property taxes
8 payable on or after July 1, 1996.

9 DIVISION II

10 CAPITAL PROJECTS

* 11 DEPARTMENT OF NATURAL RESOURCES

12 Sec. 10. There is appropriated from the marine fuel tax
13 receipts deposited in the general fund of the state to the
14 department of natural resources for the fiscal year beginning
15 July 1, 1994, and ending June 30, 1995, the following amounts,
16 or so much thereof as is necessary, to be used for the purpose
17 designated:

18 For purposes of funding capitals traditionally funded from
19 marine fuel tax receipts for the purposes specified in section
20 452A.79:

21 \$ 1,600,000

22 Notwithstanding section 8.33, the unencumbered or
23 unobligated moneys remaining on June 30, 1995, from moneys
24 appropriated for purposes of funding capitals traditionally
25 funded from marine fuel tax receipts as provided in this
26 section for the fiscal year beginning July 1, 1994, shall
27 revert to the general fund of the state on September 30, 1996.

* 28 LOTTERY EXCESS

29 Sec. 11. Notwithstanding 1993 Iowa Acts, chapter 180,
30 section 17, of the lottery revenues remaining after
31 \$39,400,000 are transferred and credited to the general fund
32 of the state, the following amounts shall be transferred in
33 descending priority order as follows:

34 1. To the treasurer of state for purposes of allocating
35 moneys to assist each of the 103 county fairs which are

1 members of the association of Iowa fairs, for purposes of
2 supporting annual county fairs and improvements to the county
3 fairgrounds:

4 \$ 206,000

5 The treasurer of state shall allocate an equal amount to
6 each fair qualified to receive assistance. However, moneys
7 must be expended by a county fair on a dollar-for-dollar
8 matching basis with moneys received from donations contributed
9 to the county fair from private sources or moneys contributed
10 by a county to aid the county fair pursuant to section 174.14.

11 2. To the treasurer of state for the continued funding of
12 Iowa's participation in the funding of the world food prize:

13 \$ 250,000

14 It is the intent of the general assembly that this
15 appropriation of public funds will result in a commitment for
16 additional funding for the world food prize from private
17 sources.

18 The treasurer of state shall only provide the funds
19 appropriated in this section to the world food prize
20 foundation if sufficient private funds are raised to maintain
21 the world food prize foundation in Iowa and the foundation is
22 structured to include representation that reflects
23 environmental concerns and sustainable agriculture.

24 3. To the Iowa resources enhancement and protection fund
25 which is in addition to any other appropriations made to that
26 fund:

27 \$ 500,000

28 4. To the department of public defense to match federal
29 funds for the addition and renovation to the armory in
30 Fairfield:

31 \$ 250,000

32 It is the intent of the general assembly that the Seventy-
33 sixth General Assembly, 1995 Session, appropriate the
34 remaining amount needed to match the remaining available
35 federal funds.

1 5. To the railway finance authority for a community
2 assistance grant to be used for rail line acquisition to
3 preserve jobs in communities in which railroad shops and other
4 local rail facilities have been closed:

5 \$ 75,000

6 6. To the department of cultural affairs for the
7 administrative division to conduct a midwest regional space
8 center feasibility study:

9 \$ 50,000

10 7. To the treasurer of state to provide assistance to the
11 city that is selected to host the United States-Japan midwest
12 conference to be used by the city for local promotion and
13 coordination of the conference:

14 \$ 50,000

15 8. To the treasurer of state to assist the nonprofit, tax
16 exempt Bentonsport Improvement Association in the restoring of
17 historical buildings and restoring and opening to pedestrian
18 traffic the "old iron bridge" linking Bentonsport and Vernon:

19 \$ 20,000

20 The treasurer of state shall only provide the funds
21 appropriated in this subsection if sufficient private or other
22 public funds are raised to assist in this restoration and
23 opening of this bridge.

24 9. To the treasurer of state to assist in the renovation
25 and improvement of the "Meredith Willson footbridge":

26 \$ 25,000

27 The treasurer of state shall only provide the funds
28 appropriated in this subsection if sufficient private or other
29 public funds are raised to assist in this renovation and
30 improvement of this footbridge.

31 10. To the department of corrections for health, life
32 safety, and maintenance needs at correctional institutions:

33 \$ 100,000

34 11. To the department of human services for health, life
35 safety, and maintenance needs at department of human services

1 facilities:

2 \$ 50,000

3 12. To the department of natural resources for purposes of
4 funding capitals traditionally funded from marine fuel tax
5 receipts for the purposes specified in section 452A.79:

6 \$ 50,000

7 13. To the department of economic development for the
8 division of community and rural development to provide grants
9 to local communities for stadium improvements, provided that a
10 grantee shall provide a one dollar match for each dollar of
11 grant funding:

12 \$ 25,000

13 14. To the Iowa department of public health for a grant to
14 a private institution to develop and conduct community health
15 education programs on advance directives in accordance with
16 this subsection:

17 \$ 25,000

18 The grant shall be provided to a private institution
19 centrally located in the state which is able to draw from a
20 variety of disciplines including but not limited to health
21 services, law, sociology, insurance, economics, education, and
22 public administration.

23 15. To the soil conservation division of the department of
24 agriculture and land stewardship for purposes of providing
25 salaries, support, maintenance, and miscellaneous purposes for
26 soil conservation technicians and for not more than the
27 following full-time equivalent positions, which shall be in
28 addition to any other moneys appropriated by the Seventy-fifth
29 General Assembly, second regular session:

30 \$ 127,000

31 FTEs 5.00

32 16. To the department of natural resources to be used as
33 provided in this subsection:

34 \$ 75,000

35 The moneys appropriated in this subsection shall be used to

1 support natural lake preservation. The department shall award
 2 the amount appropriated in this subsection to a city as
 3 defined in section 362.2 on a matching basis with the
 4 department contributing one dollar for each one dollar
 5 dedicated by the city, or the city acting in conjunction with
 6 a county, for natural lake preservation, if the money is
 7 dedicated on or after March 1, 1991. However, the city, or
 8 the city and county, must have dedicated at least \$75,000 of
 9 local funds in order to qualify for the award. The city must
 10 also be located in a county having a population of less than
 11 12,000.

12 To the college student aid commission for grants to
 13 students who would meet the requirements for receipt of a
 14 vocational-technical tuition grant, but who are enrolled in a
 15 licensed school of cosmetology arts and sciences under chapter
 16 157, or a licensed barber school under chapter 158:

17 \$ 25,000

18 The amount of the grant made by the college student aid
 19 commission pursuant to this subsection shall be not less than
 20 \$300 or the amount of the student's established financial
 21 need.

22 17. To the department of economic development for
 23 allocation to the agriculture museum in Cambridge, Iowa:

24 \$ 10,000

25 18. To the department of economic development for the Iowa
 26 members' cost share for the 1993 study phase of the Lewis and
 27 Clark rural water system:

28 \$ 20,000

29 19. To the department of human services for the costs
 30 associated with the child protection task force created
 31 pursuant to 1994 Iowa Acts, House File 2261:

32 \$ 10,000

33 20. To the department of general services for repairs and
 34 improvements to Terrace Hill including, but not limited to,
 35 fire alarms, water sprinklers, and other fire protection

1 devices:

2 \$ 20,000

3 Notwithstanding section 8.33, moneys transferred pursuant
4 to this section which remain unobligated or unexpended on June
5 30, 1994, shall not revert to the general fund of the state
6 but shall remain available in the succeeding fiscal year for
7 use as provided in this section.

8 Sec. 12. Section 11 of this Act, being deemed of immediate
9 importance, takes effect upon enactment.

10 Sec. 13. There is appropriated from the primary road fund
11 to the state department of transportation for the fiscal year
12 beginning July 1, 1994, and ending June 30, 1995, the
13 following amount, or so much thereof as is necessary, to be
14 used for the purchase of Lots 1 through 12, Block 3, College
15 Park Addition to Ames, Story County, Iowa, and the renovation
16 of the buildings located on those lots:

17 \$ 1,500,000

18 DIVISION III

19 TRANSFERS

20 Sec. 14. RURAL COMMUNITY 2000 TRANSFER. Notwithstanding
21 the provisions in section 15.287, 16.100, or other provision
22 of law providing that moneys in the fund shall remain in the
23 rural community 2000 revolving fund of the state, not more
24 than \$310,000 of the moneys in the revolving fund which remain
25 unencumbered on July 1, 1993, shall be transferred and
26 credited to the general fund of the state.

27 Sec. 15. LOTTERY TRANSFER. Notwithstanding the
28 requirement in section 99E.10, subsection 1, to transfer
29 lottery revenue remaining after expenses are deducted,
30 notwithstanding the requirement under section 99E.20,
31 subsection 2, for the commissioner to certify and transfer a
32 portion of the lottery fund to the CLEAN fund, and
33 notwithstanding the appropriations and allocations in section
34 99E.34, all lottery revenues received during the fiscal year
35 beginning July 1, 1994, and ending June 30, 1995, after

1 deductions as provided in section 99E.10, subsection 1, and as
2 appropriated under any Act of the Seventy-fifth General
3 Assembly, 1994 Session, shall not be transferred to and
4 deposited into the CLEAN fund but shall be transferred and
5 credited to the general fund of the state.

6 Sec. 16. IOWA PLAN FUND TRANSFER OF ACCOUNTS. Not-
7 withstanding any provision to the contrary, all unencumbered
8 or unobligated moneys in the jobs now capitals, jobs now,
9 education and agriculture research and development, and
10 surplus accounts of the Iowa plan fund under chapter 99E for
11 economic development on the effective date of this section
12 shall be transferred to the general fund of the state to be
13 used for any purposes for which appropriated by the general
14 assembly notwithstanding the moneys in those accounts may have
15 been previously appropriated for specific purposes.

16 Sec. 17. LIVING ROADWAY TRUST FUND TRANSFER.
17 Notwithstanding any provisions of sections 314.21 and 455A.19
18 to the contrary, not more than \$700,000 of the moneys in the
19 living roadway trust fund shall be transferred and credited to
20 the general fund of the state in the fiscal year beginning
21 July 1, 1993.

22 Sec. 18. COMMUNITY COLLEGE JOB TRAINING FUND TRANSFER.
23 Notwithstanding the provisions of section 260F.6, 260F.8, or
24 any other provision of law providing for retention of moneys
25 in the community college job training fund, not more than
26 \$40,000 of the moneys in the training fund which remain
27 unencumbered on July 1, 1993, shall be transferred and
28 credited to the general fund of the state.

29 Sec. 19. Section 15.108, subsection 1, paragraph e, Code
30 Supplement 1993, is amended by striking the paragraph.

31 Sec. 20. Section 15.251, subsection 3, Code Supplement
32 1993, is amended by striking the subsection.

33 Sec. 21. Section 15.308, subsection 2, paragraph a, Code
34 1993, is amended by striking the paragraph.

35 Sec. 22. Sections 99E.31, 99E.32, and 99E.33, Code 1993,

1 are repealed effective June 30, 1994.

2 Sec. 23. EFFECTIVE DATE. Sections 14, 16, 17, and 18 of
3 this Act, being deemed of immediate importance, take effect
4 upon enactment.

5 DIVISION IV -- APPROPRIATION REDUCTIONS

6 STATE DEPARTMENT OF TRANSPORTATION

7 Sec. 24. 1993 Iowa Acts, chapter 169, section 8,
8 subsection 1, paragraph a, is amended to read as follows:

9 a. For providing assistance for the restoration,
10 conservation, improvement, and construction of railroad main
11 lines, branch lines, switching yards, and sidings as required
12 in section 327H.18; for use by the railway finance authority
13 as provided in chapter 327I:

14 \$ ~~2,110,553~~
15 1,410,553

16 COMMISSION OF VETERANS AFFAIRS

17 Sec. 25. 1993 Iowa Acts, chapter 170, section 6,
18 subsection 3, unnumbered paragraph 1, is amended to read as
19 follows:

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

23 \$ ~~32,046,739~~
24 31,657,739
25 FTEs 689.54

26 DEPARTMENT OF HUMAN SERVICES

27 Sec. 26. 1993 Iowa Acts, chapter 172, section 3,
28 unnumbered paragraph 2, is amended to read as follows:

29 For medical assistance, including reimbursement for
30 abortion services, which shall be available under the medical
31 assistance program only for those abortions which are
32 medically necessary:

33 \$~~342,058,555~~
34 320,658,555

35 STATE BOARD OF REGENTS

1 Sec. 27. 1993 Iowa Acts, chapter 179, section 8,
2 subsection 1, paragraph b, is amended to read as follows:

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

11 \$ 23,608,500
12 21,908,580

13 DEPARTMENT OF EDUCATION

14 Sec. 28. 1993 Iowa Acts, chapter 180, section 19, is
15 amended to read as follows:

16 SEC. 19. EDUCATIONAL EXCELLENCE. For the fiscal year
17 beginning July 1, 1993, and ending June 30, 1994, the
18 appropriation made to the department of education pursuant to
19 section 294A.25, subsection 1, shall be reduced by \$750,000
20 \$850,000.

21 UNANTICIPATED TAX REFUNDS

22 Sec. 29. Unless revenues actually credited to and
23 deposited into, during fiscal year 1993-1994, the general fund
24 of the state exceed \$3.899 billion, unanticipated tax refunds
25 which relate to the following court cases shall not be paid by
26 the state in fiscal year 1993-1994: Kraft General Foods v.
27 Iowa Department of Revenue and Finance, 112 S.Ct. 2365 (1992)
28 and Phillips Petroleum v. Iowa Department of Revenue and
29 Finance, No. 440/92-1824 (Supreme Court of Iowa).

30 Sec. 30. This division of this Act, being deemed of
31 immediate importance, takes effect upon enactment.

32 DIVISION V -- SUPPLEMENTAL APPROPRIATIONS

33 COMMUNITY ECONOMIC BETTERMENT ACCOUNT

34 Sec. 31. There is appropriated from the general fund of
35 the state from revenues generated from tax revenue

1 anticipation notes and other available moneys in the general
2 fund to the department of economic development fund for the
3 fiscal year beginning July 1, 1993, and ending June 30, 1994,
4 the following amount, or so much thereof as is necessary, to
5 be used for the purpose designated:

6 For deposit in the community economic betterment account of
7 the strategic investment fund in addition to moneys deposited
8 in the fund pursuant to 1993 Iowa Acts, chapter 167, section
9 1:

10 \$3,600,000

11 As a condition of the moneys appropriated in this section,
12 \$60,000 for the fiscal year beginning July 1, 1993, shall be
13 transferred to the division of vocational rehabilitation of
14 the department of education to be used to match federal funds
15 to design and implement a business development initiative for
16 entrepreneurs with disabilities. The division of vocational
17 rehabilitation shall consult with the department of economic
18 development to develop a program to provide technical and
19 financial assistance to help persons with disabilities to
20 become self-sufficient and create additional employment
21 opportunities by establishing or expanding small business
22 ventures. The division shall enter into an interagency
23 agreement with the department of economic development to
24 implement the program. The purpose of the interagency
25 agreement is to strengthen initial placements and long-term
26 successes of individuals with disabilities through self-
27 employment, by combining the business expertise of the
28 department of economic development with the experience of the
29 division in working with people with disabilities. The
30 division shall design the program to make the maximum amount
31 of resources expended by the division and the department of
32 economic development eligible for federal reimbursement.

33 DEPARTMENT OF HUMAN SERVICES

34 Sec. 32. There is appropriated from the general fund of
35 the state to the department of human services for the fiscal

1 year beginning July 1, 1993, and ending June 30, 1994, to
 2 supplement the appropriations made in 1993 Iowa Acts, chapter
 3 172, the following amounts, or so much thereof as is
 4 necessary, to be used for the purposes designated:

5 1. Family investment program, which was formerly named aid
 6 to families with dependent children, in section 1:

7 \$ 1,000,000

8 2. Medical contracts, in section 4:

9 \$ 300,000

10 3. State hospital-schools, in section 15:

11 \$ 250,000

12 The appropriation made in this subsection shall supplement
 13 the allocation made in 1993 Iowa Acts, chapter 172, section
 14 15, subsection 1, paragraph "b", to the state hospital-school
 15 at Woodward and shall be used for workers' compensation
 16 claims.

17 4. MI/MR/DD state cases, in section 19:

18 \$ 500,000

19 5. For the gamblers assistance program, in section 26:

20 \$ 20,000

21 Sec. 33. LACES PROGRAM. There is appropriated from the
 22 general fund of the state to the department of education for
 23 the fiscal year beginning July 1, 1993, and ending June 30,
 24 1994, the following amount, or so much thereof as is
 25 necessary, to be used for the purpose designated:

26 For contracting with the Iowa alliance for arts education
 27 to execute the local arts comprehensive educational strategies
 28 program (LACES):

29 \$ 100,000

30 It is intended that of the moneys appropriated in this
 31 subsection up to \$10,000 be used to support the participation
 32 by a school district with an enrollment of less than 500 in a
 33 worldwide academic competition.

34 Sec. 34. LEVEE RECONSTRUCTION.

35 1. There is appropriated from the general fund of the

1 state to the division of soil conservation of the department
2 of agriculture and land stewardship for the fiscal year
3 beginning July 1, 1993, and ending June 30, 1994, the
4 following amount, or so much thereof as is necessary, to be
5 used for the purpose designated:

6 For providing financial incentives for soil conservation
7 practices for the purposes of providing assistance in
8 repairing and reconstructing levees:

9 \$ 550,000

10 2. The commissioners of each district receiving moneys as
11 provided in this section shall use the moneys to assist
12 persons in reconstructing or repairing levees damaged by
13 floods occurring during 1993. The following conditions shall
14 apply:

15 a. The division shall award the moneys based upon
16 applications for specific projects submitted by the districts.

17 b. The moneys shall be awarded on a cost-share basis. A
18 person shall not receive more than 40 percent of the total
19 cost of repair or reconstruction. However, in no instance,
20 shall a person receive more than \$2,500.

21 c. Moneys shall not be used to support a project, if other
22 state or federal moneys have been contributed to support the
23 project.

24 d. Moneys shall only be used to support a project which
25 restores a levee to its condition prior to the flood damage.
26 However, moneys may support improvements which are incidental
27 to the repairs or reconstruction.

28 e. A person shall not be eligible to receive assistance
29 under this section, unless the person is an individual who is
30 actively engaged in farming as provided in section 9H.1,
31 subsection 1, paragraphs "a" through "c", the person is a
32 partnership, or the person is a family farm corporation,
33 family farm limited partnership, family trust, or family farm
34 limited liability company, as defined in section 9H.1.

35 3. Notwithstanding section 8.33, moneys appropriated

1 pursuant to this section which are unencumbered or unobligated
2 on June 30, 1994, shall not revert but shall be available for
3 expenditure as provided in this section during the subsequent
4 fiscal year and moneys appropriated under this section which
5 are still unencumbered or unobligated on June 30, 1995, shall
6 be credited to the conservation practices revolving loan fund
7 created pursuant to section 161A.71.

8 Sec. 35. IOWA VETERANS HOME. If actual revenues for the
9 fiscal year beginning July 1, 1993, and ending June 30, 1994,
10 exceed the revenue estimating conference projections of
11 December 15, 1993, for that fiscal year by at least \$211,000,
12 the Iowa veterans home, notwithstanding section 8.33, may
13 retain \$211,000 which otherwise would revert and may carry
14 over this amount to the fiscal year beginning July 1, 1994,
15 and ending June 30, 1995. These funds shall be used to
16 eliminate the delay in opening beds due to funding
17 constraints.

18 Sec. 36. Section 15.241, unnumbered paragraphs 1, 2, and
19 4, Code 1993, are amended to read as follows:

20 A "self-employment loan program account" is established
21 within the strategic investment fund created in section 15.313
22 to provide funding for the self-employment loan program which
23 is to be conducted in coordination with the job training
24 partnership program and other programs administered under
25 section 15.108, subsection 6, paragraph "c". The department
26 may contract with local community action agencies or other
27 local entities in administering the program, and shall work
28 with the department of employment services and the department
29 of human services in developing the program. The department
30 shall cooperate with the division of vocational rehabilitation
31 under the department of education to implement a business
32 development initiative for entrepreneurs with disabilities.

33 The self-employment loan program shall administer a low-
34 interest loan program to provide loans to low-income persons
35 and persons with disabilities for the purpose of establishing

1 or expanding small business ventures. The terms of the loans
2 shall be determined by the department, but shall not be in
3 excess of ten thousand dollars to any single applicant or at a
4 rate to exceed five percent simple interest per annum. The
5 department shall maintain records of all loans approved and
6 the effectiveness of those loans in establishing or expanding
7 small business ventures.

8 Payments of interest, recaptures of awards, and repayments
9 of moneys loaned under this program shall be deposited into
10 the strategic investment fund. Receipts from loans or grants
11 under the business development initiative for entrepreneurs
12 with disabilities may be maintained in a separate account
13 within the fund.

14 Sec. 37. EFFECTIVE DATE. This division of this Act, being
15 deemed of immediate importance, takes effect upon enactment.

16 DIVISION VI

17 MISCELLANEOUS PROVISIONS

18 Sec. 38. There is appropriated from the general fund of
19 the state to the department of cultural affairs for the fiscal
20 year beginning July 1, 1994, and ending June 30, 1995, the
21 following amount, or so much thereof as is necessary, to be
22 used for the purpose designated:

23 To complete a follow-up in-depth feasibility study of the
24 preliminary report done by the national trust for historic
25 preservation's flood recovery program which looked into the
26 reactivating of the historic railroad lines between valley
27 junction in West Des Moines, court avenue, and the state
28 capitol area of Des Moines:

29 \$ 25,000

30 The department of transportation shall cooperate with the
31 department of cultural affairs in the study.

32 Sec. 39. DEPARTMENT OF ELDER AFFAIRS. There is
33 appropriated from the general fund of the state to the depart-
34 ment of elder affairs for the fiscal year beginning July 1,
35 1994, and ending June 30, 1995, the following amount, or so

1 much thereof as is necessary, to be used for the purpose
2 designated:

3 For the retired senior volunteer program, in addition to
4 moneys appropriated in 1994 Iowa Acts, House File 2376,
5 section 3, subsection 2:

6 \$ 16,500

*7 Sec. 40. FARMERS' MARKET COUPON PROGRAM. There is
8 appropriated from the general fund of the state to the
9 department of agriculture and land stewardship for the fiscal
10 year beginning July 1, 1994, and ending June 30, 1995, the
11 following amount, or so much thereof as is necessary, to the
12 used for the purposes designated:

13 For the farmers' market coupon program, in addition to
14 other funding appropriated for this purpose in 1994 Iowa Acts,
15 Senate File 2314, to expand the program to additional
16 counties:

17 \$ 25,000

18 Sec. 41. HANDICAPPED ACCESS -- BOATING FACILITIES AND
19 PUBLIC WATERS. In allocating moneys from the state fish and
20 game protection fund for capital projects, pursuant to section
21 455A.10, beginning July 1, 1994 the department of natural
22 resources shall give preference to providing handicapped
23 access to boating facilities and public waters.

24 Sec. 42. TERRACE HILL SAFETY IMPROVEMENTS. There is
25 appropriated from the general fund of the state to the depart-
26 ment of general services for the fiscal year beginning July 1,
27 1994, and ending June 30, 1995, the following amount, or so
28 much thereof as is necessary, to be used for the purposes
29 designated:

30 For repairs and improvements to Terrace Hill including, but
31 not limited to, fire alarms, water sprinklers, and other fire
32 protection devices:

33 \$ 20,000

34 Sec. 43. DEPARTMENT OF HUMAN SERVICES -- PREPAID MENTAL
35 HEALTH SERVICES. The department of human services shall

1 select a contractor for a prepaid mental health services plan
2 for medical assistance patients, as described in 1994 Iowa
3 Acts, Senate File 2313, section 3, subsection 6, solely on the
4 basis of the bid documents submitted by respondents. The
5 department shall not apply a preference or benefit to a
6 respondent for a previous proposal submitted to the department
7 or for an endorsement of a respondent by another person or
8 potential provider of services under the plan.

9 Sec. 44. STUDY CONCERNING JUVENILE JUSTICE PROGRAMS. The
10 division of criminal and juvenile justice planning of the
11 department of human rights shall issue a request for proposals
12 and hire a consultant to conduct a comprehensive, external
13 inventory, evaluation, and examination of the effectiveness of
14 juvenile justice programs and services provided within the
15 state of Iowa. The division of criminal and juvenile justice
16 shall submit a report concerning the consultant's findings to
17 the general assembly on or before January 9, 1996.

18 Sec. 45. 1994 Iowa Acts, Senate File 2313, section 5, is
19 amended by adding the following new unnumbered paragraph:

20 NEW UNNUMBERED PARAGRAPH. If, during the fiscal year
21 beginning July 1, 1994, and ending June 30, 1995, the
22 department projects that state supplementary assistance
23 expenditures for a calendar year will not meet the federal
24 requirement specified in section 1618 of the federal Social
25 Security Act, the department may take actions including but
26 not limited to programmatic adjustments or upward adjustment
27 of the residential care facility or in-home health-related
28 care reimbursement rates prescribed in section 25 of this Act
29 to ensure that federal requirements are met. The department
30 may adopt emergency rules to implement the provisions of this
31 paragraph.

32 Sec. 46. 1994 Iowa Acts, Senate File 2313, section 11, is
33 amended by adding the following new subsection:

34 NEW SUBSECTION. 5. Of the funds appropriated in this
35 section, \$31,900 shall be used by the department for child

1 neutral visitation grants. It is the intent of the general
2 assembly that funds shall be provided by the state for this
3 purpose only for this fiscal year.

4 Sec. 47. 1994 Iowa Acts, Senate File 2313, section 13,
5 subsection 2, is amended to read as follows:

6 2. Within the funds appropriated in this section, the
7 department may reallocate funds as necessary to best fulfill
8 the needs of the institutions provided for in the
9 appropriation. However, the department shall not reallocate
10 funds if the reallocation would result in a reduction in
11 services or of personnel at any institution.

12 Sec. 48. Section 34A.2, subsection 6, paragraph e,
13 unnumbered paragraph 2, Code Supplement 1993, is amended to
14 read as follows:

15 Costs Funds deposited in an E911 service fund shall be
16 appropriated and used for the payment of costs which are
17 limited to nonrecurring and recurring costs directly
18 attributable to the provision of 911 emergency telephone
19 communication service and may include costs for portable and
20 vehicle radios, communication towers and associated equipment,
21 and other radios and equipment permanently located at the
22 public safety answering point. Costs do not include
23 expenditures for any other purpose, and specifically exclude
24 costs attributable to other emergency services or expenditures
25 for buildings or personnel, except for the costs of personnel
26 for database management and personnel directly associated with
27 addressing.

28 Sec. 49. Section 279.51, subsection 1, paragraph c, Code
29 1993, is amended to read as follows:

30 c. For each of the fiscal years during the fiscal period
31 beginning July 1, ~~1990~~ 1994, and ending June 30, ~~1994~~ 1998,
32 eight hundred thousand dollars of the funds appropriated shall
33 be allocated for the school-based youth services education
34 program established in subsection 3. For each of the fiscal
35 years during the fiscal period beginning July 1, 1994, and

1 ending June 30, 1998, twenty thousand dollars of the funds
2 allocated under this paragraph shall be expended for staff
3 development, research, and the development of strategies for
4 coordination with community-based youth organizations and
5 agencies. A school that received a grant during the fiscal
6 year beginning July 1, 1993, is ineligible to receive a grant
7 under this paragraph. Subject to the approval of the state
8 board of education, the allocation made in this paragraph may
9 be renewed for additional four-year periods of time.

10 Sec. 50. Section 279.51, subsection 1, Code 1993, is
11 amended by adding the following new paragraph:

12 NEW PARAGRAPH. g. For each of the fiscal years during the
13 fiscal period beginning July 1, 1994, and ending June 30,
14 1998, fifty thousand dollars of the funds appropriated shall
15 be granted to each of the four schools that received grants
16 under subsection 3 during the fiscal year beginning July 1,
17 1993, to allow for expansion and to include identified minimum
18 services if the school submits a program plan pursuant to
19 subsection 3.

20 Sec. 51. Section 279.51, subsection 3, unnumbered
21 paragraphs 1, 2, 4, and 5, Code 1993, are amended to read as
22 follows:

* 23 A school-based youth services education program is
24 established. The department of education, in consultation
25 with the department of human services, the department of
26 employment services, the Iowa department of public health, the
27 division of criminal and juvenile justice planning of the
28 department of human rights, institutions of higher learning
29 with applicable programs, and the division of job training and
30 entrepreneurship assistance of the department of economic
31 development, shall develop a four-year demonstration grant
32 program that commences in the fiscal year beginning July 1,
33 ~~1990~~ 1994. The department shall provide grants to individual
34 or consortiums of elementary, middle, schools or high schools
35 to establish school-based youth services programs, in

1 conjunction with local agencies and community organizations,
2 based upon program plans filed by the board of directors of
3 the school district. The department shall provide grants to
4 establish model programs in at least the following three size
5 categories:

6 a. A school district with an enrollment of less than one
7 thousand two hundred.

8 b. A school district with an enrollment of one thousand
9 two hundred to four thousand nine hundred ninety-nine.

10 c. A school district with an enrollment of at least five
11 thousand.

12 PARAGRAPH DIVIDED. Priority shall be weighted toward need
13 and given to schools whose plans indicate a high degree of
14 active participation by community-based youth organizations
15 and agencies, and to schools with student populations
16 characterized by high rates of a number of the following:
17 school dropout and absenteeism; teenage pregnancy; juvenile
18 court involvement; family conflict; unemployment; teenage
19 suicide; and teenage child and youth mental health, substance
20 abuse, and other health problems. The department shall
21 evaluate-proposed-programs-based-upon-the-department's
22 analysis-of coordinate an evaluation initiative with the
23 approved projects designed to investigate program
24 effectiveness in reducing these rates within the-schools
25 communities. In developing the evaluation initiative, the
26 department shall consult with the department of human
27 services, the department of employment services, the Iowa
28 department of public health, the division of criminal and
29 juvenile justice planning of the department of human rights,
30 institutions of higher learning with applicable programs, and
31 the division of job training and entrepreneurship assistance
32 of the department of economic development.

33 Programs shall provide at a minimum recreation
34 opportunities, personal skills development, basic academic
35 skills development, family interaction opportunities, and

1 mentoring. Additional objectives of the programs shall be:
2 to increase the ability of existing agencies within the
3 community to address the multiple problems of teenagers
4 children and youth and to coordinate their activities, ~~to~~
5 ~~provide an accessible and attractive center for teenagers in~~
6 ~~or near school that they are most likely to use,~~ and to
7 facilitate joint planning to make the most economic and
8 innovative use of community resources. Priority shall be
9 given to programs that provide access to a center for children
10 and youth after school, in the evening, and on weekends, and
11 during the summer and that provide a twenty-four-hour
12 telephone hotline or similar service, and that provide access
13 to day care or on-site child day care. Programs shall at a
14 minimum provide job-training-and-employment career development
15 services, mental health and family counseling services, and
16 primary health care services that include but are not limited
17 to physical examinations, immunizations, hearing and vision
18 screening, and preventive and primary health care services, in
19 the context of the educational needs of the students.
20 Programs shall not include abortion counseling or the
21 dispensing of contraceptives. ~~The department shall give~~
22 ~~additional consideration to program proposals that provide~~
23 ~~access to the center after school, in the evening and on~~
24 ~~weekends, and during the summer, that provide a twenty-four~~
25 ~~hour telephone hotline or similar service, and that provide~~
26 ~~access to day care or on-site day care.~~
27 Program proposals shall include a program evaluation
28 component and a written commitment from the school principal
29 and the board of directors that the school will work to
30 coordinate and integrate existing school services and
31 activities with the center and shall include letters of
32 support for the proposal from the local teachers association;
33 parent-teacher organizations; community organizations;
34 nonprofit agencies providing social services, health, or
35 employment career development services in the area; the

1 juvenile court system serving the area; and the area private
2 industry council.

3 Grants for the program shall not be used to construct a new
4 facility,~~but up to ten percent of the grant may be used~~ or to
5 renovate an existing structure. ~~In addition, up to ten~~
6 ~~percent of the grant funds may be used to provide each of the~~
7 ~~following service categories:--day care,--transportation,--and~~
8 ~~recreation.~~

9 Sec. 52. Section 307.26, subsection 5, Code 1993, is
10 amended by adding the following new paragraph:

11 NEW PARAGRAPH. c. The development and adoption of
12 classifications of crossings on public highways based upon
13 their characteristics, conditions, and hazards, and standards
14 for warning devices, signals, and signs of each crossing
15 classification. The department shall recommend a schedule for
16 implementation of the standards to the government agency,
17 department, or political subdivision having jurisdiction of
18 the highway and shall provide an annual report to the general
19 assembly on the development and adoption of classifications
20 and standards under this paragraph and their implementation,
21 including information about financing installation of warning
22 devices, signals, and signs. The department shall not be
23 liable solely on account of the development or adoption of the
24 classifications or standards. A government agency,
25 department, or political subdivision shall not be liable
26 solely for failure to implement the standards. A crossing
27 warning or improvement installed or maintained pursuant to
28 standards adopted by the department under this paragraph shall
29 be deemed an adequate and appropriate warning for the
30 crossing.

31 Sec. 53. Section 904.201, Code 1993, is amended by adding
32 the following new subsection:

33 NEW SUBSECTION. 9. The center shall serve as the
34 transportation center for the transportation of inmates in the
35 custody of the department throughout the state.

1 Sec. 54. 1994 Iowa Acts, House File 181, section 4, is
2 amended to read as follows:

3 SEC. 4. ~~CONTINGENT EFFECTIVE DATE.~~ The provisions of this
4 Act which amend section 321.189, take effect July 1, 1995, ~~or~~
5 ~~at such time as the department of education provides adequate~~
6 ~~training vehicles, instructors, curriculum materials, training~~
7 ~~sites, and program funding for training for all persons who~~
8 ~~are required to complete the motorcycle education course or~~
9 ~~for any person who would like to complete the motorcycle~~
10 ~~education course, whichever is earlier.~~ The department of
11 education shall notify the state department of transportation
12 when the department of education has the resources available
13 to effectively offer the motorcycle education course:

14 Sec. 55. The department of commerce, department of
15 employment services, and department of inspections and appeals
16 shall each designate a single division within the respective
17 departments to submit a budget proposal in accordance with the
18 zero-based budgeting method, and to track the appropriations
19 made to the divisions in accordance with the program
20 performance-based budgeting method for the fiscal year
21 beginning July 1, 1995. The proposals shall be submitted by
22 the designated divisions to the department of management and
23 the legislative fiscal bureau no later than January 1, 1995.
24 A division designated pursuant to this section shall also
25 prepare a budget proposal in the same manner as prepared for
26 the fiscal year beginning July 1, 1993, which proposal shall
27 have priority over the proposal to be prepared in accordance
28 with the zero-based budgeting method.

29 Sec. 56. ~~EFFECTIVE DATE.~~ Section 43 of this division, of
30 this Act, relating to prepaid mental health services, being
31 deemed of immediate importance, takes effect upon enactment.

32 DIVISION VII

33 EDUCATION FINANCES -- CONTINGENT PROVISIONS

34 Sec. 57. Section 257.3, Code Supplement 1993, is amended
35 by adding the following new subsection:

1 NEW SUBSECTION. 5. Property, as defined in section
 2 427A.1, subsection 1, paragraphs "e" and "j", which is exempt
 3 from property taxation pursuant to section 15.334 or section
 4 15A.9, subsection 5, enacted by 1994 Iowa Acts, House File
 5 2180, shall be assessed a charge in lieu of property tax. The
 6 amount of the assessed charge equals the product of the
 7 foundation property tax levy of the school district in which
 8 the property is located multiplied by the amount the property
 9 would have been assessed for property taxation if the property
 10 was not exempt pursuant to section 15.334 or section 15A.9,
 11 subsection 5. The county treasurer shall send a notice to the
 12 owner of the property informing the owner of the amount of the
 13 assessed charge by July 1 of each fiscal year the property is
 14 exempt. The charge shall be payable to the school district.
 15 The assessed charge is due and becomes delinquent as provided
 16 in sections 445.36 and 445.37 for property taxes.

17 For purposes of section 257.1, the total amount of assessed
 18 charges in lieu of property taxes due a school district shall
 19 be considered revenue obtained from the foundation property
 20 tax.

21 Sec. 58. SPECIAL EDUCATION STUDY. There is appropriated
 22 from the general fund of the state to the department of
 23 education for the fiscal year beginning July 1, 1994, and
 24 ending June 30, 1995, the following amount, or so much thereof
 25 as is necessary, to be used for the purpose designated:

26 For contracting with the north central regional education
 27 laboratory to conduct a study of the proposed special
 28 education administrative rules, IAB Vol. XVI, No. 18 (3-2-94),
 29 p. 1710, ARC 4626A, and the impact of the proposed rules on
 30 special education costs to the state:

31 \$ 50,000

32 The department of education shall report the results of the
 33 study, along with the recommendations of the north central
 34 regional education laboratory, to the general assembly by
 35 January 15, 1995. The state board of education is prohibited

1 from adopting the proposed special education administrative
2 rules before February 1, 1995.

3 Sec. 59. EDUCATIONAL EXCELLENCE. For the fiscal year
4 beginning July 1, 1994, and ending June 30, 1995, the appro-
5 priation made to the department of education pursuant to
6 section 294A.25, subsection 1, shall be increased by \$139,745
7 to be used for Phase II.

8 Sec. 60. SCHOOL LIAISON. There is appropriated from the
9 general fund of the state to the department of education for
10 the fiscal year beginning July 1, 1994, and ending June 30,
11 1995, the following amount, or so much thereof as is
12 necessary, to be used for the purposes designated:

13 For a grant to a school district for school liaison costs,
14 provided the school district lost a school liaison during the
15 1993-1994 school year and funding is provided to match the
16 grant moneys:

17 \$ 20,000

18 Sec. 61. AT-RISK CHILDREN. For the fiscal year beginning
19 July 1, 1994, and ending June 30, 1995, the appropriation made
20 to the department of education pursuant to section 279.51,
21 subsection 1, shall be increased by \$2,000,000 to be allocated
22 as provided in section 279.51, subsection 1, paragraph "c",
23 for the streets to success program.

24 Sec. 62. CONTINGENT APPROPRIATION. If the actual taxable
25 valuation of real property located in this state, based upon
26 January 1, 1993, assessments, which is used in the computation
27 of property taxes payable in the fiscal year beginning July 1,
28 1994, increases from the estimate of such taxable valuation,
29 the amount of the reduction in state foundation aid under
30 section 257.1 as a result of such increase in taxable
31 valuation shall be used to fund sections 58, 59, 60, and 61.
32 If the amount of the reduction is insufficient, section 61
33 shall be funded first with the others being prorated.

34 Sec. 63. CONTINGENT EFFECTIVE DATE. Sections 58, 59, 60,
35 and 61 of this division of this Act take effect upon the

1 enactment of section 62.

2

DIVISION VIII

3

CORRECTIVE CHANGES

4 Sec. 64. Section 8.60, subsection 2, Code Supplement 1993,
5 as amended by 1994 Iowa Acts, Senate File 2086, section 32, is
6 amended by striking the subsection.

7 Sec. 65. Section 262.25A, subsection 3, unnumbered

*8 paragraph 1, as enacted by 1994 Iowa Acts, House File 2337, is
9 amended to read as follows:

10 Of all new passenger vehicles and light pickup trucks
11 purchased by or under the direction of the state board of
12 regents ~~to provide services to a merged area~~, a minimum of ten
13 percent of all such vehicles and trucks purchased shall be
14 equipped with engines which utilize alternative methods of
15 propulsion, including but not limited to any of the following:

16 Sec. 66. Section 282.4, Code 1993, as amended by 1994 Iowa
17 Acts, House File 2383, is amended to read as follows:

18 282.4 EXPULSION -- DISMISSAL.

19 The board may, by a majority vote, expel any pupil from
20 school for a violation of the regulations or rules established
21 by the board, or when the presence of the pupil is detrimental
22 to the best interests of the school. The board may confer
23 upon any teacher, principal, or superintendent the power
24 temporarily to dismiss a pupil, notice of such dismissal being
25 at once given in writing to the president of the board.

26 A pupil who commits an assault, as defined under section
27 708.1, against a school employee in a school building, on
28 school grounds, or at a school-sponsored function shall be
29 suspended for a time to be determined by the principal.
30 Notice of the suspension shall be immediately sent to the
31 president of the board. By special meeting or at the next
32 regularly scheduled board meeting, the board shall review the
33 suspension and decide whether to ~~ratify the suspension or~~ hold
34 a disciplinary hearing to determine whether or not to order
35 further sanctions against the pupil, which may include

1 expelling the pupil. In making its decision, the board shall
2 consider the best interests of the school district, which
3 shall include what is best to protect and ensure the safety of
4 the school employees and pupils from the pupil committing the
5 assault.

6 A pupil shall not be suspended or expelled pursuant to this
7 section if the suspension or expulsion would violate the
8 federal Individuals with Disabilities Education Act.

9 Sec. 67. Section 615.3, Code 1993, as amended by 1994 Iowa
10 Acts, House File 307, is amended to read as follows:

11 615.3 FUTURE JUDGMENTS WITHOUT FORECLOSURE.

12 A judgment hereafter rendered on a promissory obligation
13 secured by a mortgage, deed of trust of real estate upon which
14 at the time of the judgment is either used for an agricultural
15 purpose as defined in section 535.13 or a one-family or two-
16 family dwelling which is the residence of the mortgagor, but
17 without foreclosure against the security, shall not be subject
18 to renewal by action thereon, and, after the lapse of two
19 years from the date of rendition, shall be without force and
20 effect for any purpose whatsoever except as a setoff or
21 counterclaim. As used in this section, "mortgagor" means a
22 mortgagor of a mortgage or a borrower executing a deed of
23 trust as provided in chapter 654 or the vendee of a real
24 estate contract.

25 Sec. 68. 1994 Iowa Acts, House File 2230, section 3, is
26 amended to read as follows:

27 SEC. 3. REPEALER. This Act is repealed effective January
28 ± February 15, 1995.

29 Sec. 69. 1994 Iowa Acts, Senate File 2313, section 19,
30 subsection 1, unnumbered paragraph 1, is amended to read as
31 follows:

32 Of the funds appropriated in this section, \$15,639,333
33 15,888,195 shall be allocated to counties for funding of
34 community-based mental illness, mental retardation,
35 developmental disabilities, and brain injury services. The

1 moneys shall be allocated to a county as follows:

2 Sec. 70. 1994 Iowa Acts, Senate File 2313, section 19,
3 subsection 6, paragraph a, is amended to read as follows:

4 a. Of the funds appropriated in this section, ~~\$13,287,625~~
5 13,038,763 is allocated for distribution to counties for local
6 purchase of services for persons with mental illness or mental
7 retardation or other developmental disability.

8 Sec. 71. 1994 Iowa Acts, House File 582, section 1,
9 subsection 2, is amended to read as follows:

10 2. Beginning July 1, 1994, and ending June 30, 1996, the
11 department shall administer a preadmission screening and
12 assessment pilot program for elders seeking admission to
13 nursing facilities, in three to six counties in the state,
14 which have existing case management programs for elders, in
15 consultation with area agencies on the aging, service
16 providers, and the peer review organization. The counties
17 selected shall represent both rural and urban populations.
18 Unless an elder is exempt from the preadmission screening and
19 assessment pilot program pursuant to subsection 5, or 6, or 7
20 an elder shall not be admitted to a nursing facility in a
21 participating county prior to completion of a preadmission
22 screening and, if necessary, an assessment. This provision
23 shall not apply to individuals who are eligible for medical
24 assistance until necessary waivers are approved by the federal
25 health care financing administration.

26 Sec. 72. 1994 Iowa Acts, House File 2411, section 7,
27 subsection 4, is amended by striking the subsection.

28 Sec. 73. 1994 Iowa Acts, Senate File 2086, sections 34 and
29 36, are repealed.

30 Sec. 74. 1994 Iowa Acts, House File 2179, section 26, is
31 repealed.

32 Sec. 75. REPEAL -- RETROACTIVE APPLICABILITY.

33 1. Sections 64 and 73 of this Act, relating to section
34 8.60, being deemed of immediate importance, take effect upon
35 enactment.

1 2. Section 74 of this Act, being deemed of immediate
2 importance, takes effect upon enactment and is retroactively
3 applicable to March 31, 1994.

4 DIVISION IX
5 MOTOR VEHICLES

6 Sec. 76. Section 321.24, unnumbered paragraph 5, Code
7 1993, is amended to read as follows:

8 If the prior certificate of title is from another state and
9 indicates that the vehicle was junked, an Iowa junking
10 certificate shall be issued according to section 321.52,
11 subsections 2 and 3. If the prior certificate of title from
12 another state indicates that the vehicle is salvaged and not
13 rebuilt or is a salvage certificate of title, an Iowa salvage
14 certificate of title shall be issued and a "SALVAGE"
15 designation shall be retained on all subsequent Iowa
16 certificates of title and registration receipts for the
17 vehicle, except as provided under section 321.52, subsection
18 4, paragraph "b". The department may require that subsequent
19 Iowa certificates of title retain other state's designations
20 which indicate that a vehicle had incurred prior damage. The
21 department shall ~~adopt rules to~~ determine the manner in which
22 other states' rebuilt, salvage, or other designations are to
23 be indicated on Iowa titles.

24 DIVISION X
25 FISCAL YEAR 1993-1994 APPROPRIATIONS

26 Sec. 77. DEPARTMENT OF CORRECTIONS. There is appropriated
27 from the general fund of the state to the department of
28 corrections for the fiscal year beginning July 1, 1993, and
29 ending June 30, 1994, the following amount, or so much thereof
30 as is necessary, to be used for the purpose designated:

31 For health, life safety, and maintenance needs at
32 correctional facilities:
33 \$ 150,000

34 Sec. 78. DEPARTMENT OF HUMAN SERVICES. There is
35 appropriated from the general fund of the state to the

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

5 For health, life safety, and maintenance needs at
 6 department of human services facilities:

7 \$ 100,000

8 Sec. 79. BOARD OF REGENTS. There is appropriated from the
 9 general fund of the state to the state board of regents for
 10 the fiscal year beginning July 1, 1993, and ending June 30,
 11 1994, the following amounts, or so much thereof as is
 12 necessary, to be used for the purposes designated:

13 1. For fire and environmental safety at the Iowa school
 14 for the deaf:

15 \$ 75,000

16 2. For compliance with the federal Americans with
 17 Disabilities Act at the Iowa braille and sight saving school:

18 \$ 20,000

19 Sec. 80. DEPARTMENT OF CORRECTIONS --TRANSPORTATION COSTS.

20 There is appropriated from the general fund of the state to
 21 the department of corrections for the fiscal year beginning
 22 July 1, 1993, and ending June 30, 1994, in addition to other
 23 appropriations and full-time equivalent positions made to and
 24 authorized for the department, the following amount, or so
 25 much thereof as is necessary, to be used for the purpose
 26 designated:

27 For the establishment of the Iowa medical and
 28 classification center at Oakdale as the transportation center
 29 for the transportation of inmates throughout the state,
 30 including funding for the purchase of necessary vehicles or
 31 equipment, salaries, support, maintenance, miscellaneous
 32 purposes, and for not more than the following full-time
 33 equivalent positions:

34 \$ 100,000

35 FTEs 5.00

1 Sec. 81. TECHNICAL ASSISTANCE TO COUNTIES. There is
 2 appropriated from the general fund of the state to the
 3 department of human services for the fiscal year beginning
 4 July 1, 1993, and ending June 30, 1994, the following amount,
 5 or so much thereof as is necessary, to be used for the purpose
 6 designated:

7 For salaries, support, maintenance, miscellaneous purposes,
 8 and for not more than the following full-time equivalent
 9 positions to provide technical assistance to counties and
 10 other necessary support to implement the provisions of
 11 sections 331.438, 331.439, and 331.440 as enacted by 1994 Iowa
 12 Acts, House File 2430:

13	\$	294,541
14	FTEs	6.00

15 The department may adopt emergency rules under section
 16 17A.4, subsection 2, and section 17A.5, subsection 2,
 17 paragraph "b", to implement the provisions of sections
 18 331.438, 331.439, and 331.440 as enacted by House File 2430 no
 19 later than January 1, 1995, and the rules shall become
 20 effective immediately upon filing. Any rules adopted in,
 21 accordance with this section shall also be published as a
 22 notice of intended action as provided in section 17A.4.

23 Sec. 82. STATE CHILD CARE ASSISTANCE. There is
 24 appropriated from the general fund of the state to the
 25 department of human services for the fiscal year beginning
 26 July 1, 1993, and ending June 30, 1994, the following amount,
 27 or so much thereof as is necessary, to be used for state child
 28 care assistance:

29	\$	500,000
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30 Sec. 83. GERIATRIC PATIENTS. There is appropriated from
 31 the general fund of the state to the department of human
 32 services for the fiscal year beginning July 1, 1993, and
 33 ending June 30, 1994, the following amount, or so much thereof
 34 as is necessary, to be used for the purpose designated:

35 For application by the department for grants to establish

1 pilot projects for placements of geriatric patients who have a
2 mental illness:

3 \$ 20,000

4 Any grant received may be used by the department to fund a
5 coordinator to work with hospitals and nursing homes
6 concerning placements of geriatric patients who have a mental
7 illness,

8 Sec. 84. SOIL CONSERVATION TECHNICIANS. There is
9 appropriated from the general fund of the state to the soil
10 conservation division of the department of agriculture and
11 land stewardship for the fiscal year beginning July 1, 1993,
12 and ending June 30, 1994, the following amount, or so much
13 thereof as is necessary, to be used for the purposes
14 designated:

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

18 \$ 123,000

19 FTEs 5.00

20 Sec. 85. NONREVERSION. Notwithstanding section 8.33,
21 moneys appropriated pursuant to this division which are
22 unencumbered or unobligated on June 30, 1994, shall not revert
23 but shall be available for expenditure as provided in this
24 division during the subsequent fiscal year. The
25 authorizations for full-time equivalent positions in
26 appropriations made in this division shall continue to the
27 extent the appropriation remains available in the succeeding
28 fiscal year.

29 Sec. 86. EFFECTIVE DATE. This division of this Act takes
30 effect upon enactment.

31

32

33

34

35

SENATE FILE 2330

H-6281

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 20, by inserting after line 27 the
4 following:
5 "Sec. ____ Section 88.5, Code Supplement 1993, is
6 amended by adding the following new subsection:
7 NEW SUBSECTION. 13. TRANSPORTATION OF RAILWAY
8 EMPLOYEES. A railway corporation in this state shall
9 not transport railway employees on a locomotive that
10 is not the lead locomotive engine unless that
11 locomotive contains adequate air conditioning and
12 ventilation to ensure the safety and health of the
13 employees. If railway employees are transported on
14 the lead locomotive engine, the employees shall be
15 provided adequate seating and baggage storage. If
16 adequate transportation as required by this subsection
17 cannot be provided, the railway corporation shall
18 provide alternative transportation to railway
19 employees within a reasonable period of time. The
20 commissioner shall adopt rules in conformity with this
21 subsection to ensure the safety of transported railway
22 employees and shall enforce the requirements of this
23 subsection upon the receipt of a written complaint."

By HANSEN of Woodbury

H-6281 FILED APRIL 18, 1994

not Harmon 4/19/94

SENATE FILE 2330

H-6277

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate as follows:
3 1. Page 20, by inserting after line 11 the
4 following:
5 "Sec. ____ 1994 Iowa Acts, Senate File 2218,
6 section 6, subsection 2, is amended by increasing the
7 number of full-time equivalent positions from 10.00 to
8 11.00 for the audits division of the department of
9 inspections and appeals."

By BAKER of Polk

H-6277 FILED APRIL 18, 1994

adopted 4/19/94 P. 1937

SENATE FILE 2330

H-6285

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 24, by inserting after line 30 the
4 following:

5 "Sec. ____ . Section 427.1, Code Supplement 1993, is
6 amended by adding the following new subsection:

7 NEW SUBSECTION. 44. MACHINERY AND COMPUTER
8 EQUIPMENT. Property defined in section 427A.1,
9 subsection 1, paragraphs "e" and "j", and assessed
10 pursuant to section 427B.17, if owned by the same
11 person and the combined assessed valuation of all such
12 property is one thousand five hundred dollars or less.

13 Sec. ____ . NEW SECTION. 427B.19 TEMPORARY
14 EXEMPTION FROM TAX -- NEW MACHINERY.

15 1. Beginning July 1, 1994, property described in
16 section 427B.17, and acquired or initially leased on
17 or after July 1, 1994, shall be exempt from property
18 taxation for a period of time to be determined as
19 provided in this section.

20 The duration of the exemption from property
21 taxation for any one item of property shall not exceed
22 the amount of time that item of property is scheduled
23 to fully depreciate, according to the applicable
24 depreciation schedule contained in the industrial
25 machinery and equipment guide published by the
26 department of revenue and finance. The department is
27 instructed to revise the industrial machinery and
28 equipment guide to provide a depreciation schedule for
29 machinery and equipment with a life of at least thirty
30 years.

31 Upon expiration of the exemption, the property
32 shall be assessed and taxed in accordance with section
33 427B.17.

34 2. On or before July 1 of each year, the treasurer
35 shall prepare a statement listing for each taxing
36 jurisdiction in the county the amount of property
37 taxes which would have been payable in the coming
38 fiscal year if the property was assessed pursuant to
39 section 427B.17 instead of being totally exempt as
40 provided in subsection 1 and shall certify and forward
41 one copy of the statement to the department of revenue
42 and finance not later than July 1 of each year.

43 3. Each county treasurer shall be reimbursed an
44 amount equal to the lost property taxes for that
45 county determined pursuant to subsection 2. The
46 reimbursement shall be made in two equal installments
47 on or before September 30 and March 30 of each year.
48 The county treasurer shall apportion the disbursement
49 in the manner provided in section 445.57."

By HALVORSON of Clayton
IVERSON of Wright

GILL of Woodbury
McCoy of Polk

H-6285 FILED APRIL 18, 1994

WITHDRAWN

4.19.94
(943)

SENATE FILE 2330

H-6289

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 25, by inserting after line 13 the
4 following:
5 "Sec. ____ REQUEST FOR PROPOSALS. Notwithstanding
6 any provision to the contrary, the ICN chief executive
7 officer appointed by the governor pursuant to
8 executive order number 46 signed on January 5, 1993,
9 or the Iowa telecommunications and technology
10 commission, established in Senate File 2089, if
11 enacted, or other successor governing body given
12 authority over the Iowa communications network, shall
13 develop and issue the request or requests for
14 proposals which are necessary for the sale of the
15 network. The person which develops and issues such
16 requests shall provide a written report no later than
17 January 1, 1995, concerning the proposals which are
18 submitted in response to the request or requests for
19 proposals. The request or requests for proposals
20 shall provide at a minimum, for both of the following:
21 1. For the lease by the state at no cost to the
22 state or to the authorized users of the necessary
23 facilities for the connections related to all
24 authorized users at the time of any sale of the
25 network whether such users are connected to or
26 utilizing the network at the time of any sale of the
27 network. The access leased under this subsection
28 shall assure such capacity for video, data, and voice
29 requirements as provided in the request for proposals
30 developed by the department of general services for
31 the installation and maintenance of Part III
32 connections of the Iowa communications network, and
33 dated November 3, 1993.
34 2. Guaranteed access and use for operations
35 related to an agency of the federal government whose
36 activities are directly related to the activities at
37 facilities under the control of the armory board
38 appointed pursuant to section 29A.57, or for the
39 establishment and operations of community learning
40 centers the use of which is to be offered to the
41 public as provided by the armory board."
42 2. By renumbering as necessary.

By IVERSON of Wright

H-6289 FILED APRIL 18, 1994

WITHDRAWN
4-19-94

SENATE FILE 2330

H-6276

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate as follows:
3 1. Page 24, by striking lines 9 through 30.
By MUNDIE of Webster

H-6276 FILED APRIL 18, 1994

WITHDRAWN 4/19/94

SENATE FILE 2330

H-6286

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 5, by striking lines 11 through 23.

By HALVORSON of Webster

H-6286 FILED APRIL 18, 1994

*Act 4/19/94**(P 1926)*

SENATE FILE 2330

H-6287

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 5, by striking lines 11 through 23.

4 2. Page 9, by inserting after line 2 the
5 following:

6 "_____. To the treasurer of state for the continued
7 funding of Iowa's participation in the funding of the
8 world food prize:

9 \$ 125,000

10 It is the intent of the general assembly that this
11 appropriation of public funds will result in a
12 commitment for additional funding for the world food
13 prize from private sources.

14 The treasurer of state shall only provide the funds
15 appropriated in this section to the world food prize
16 foundation if sufficient private funds are raised to
17 maintain the world food prize foundation in Iowa and
18 the foundation is structured to include representation
19 that reflects environmental concerns and sustainable
20 agriculture."

By HALVORSON of Webster

H-6287 FILED APRIL 18, 1994

Act 4/19/94 (P 1926)

SENATE FILE 2330

H-6288

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 34, by inserting after line 30 the
4 following:

5 "Sec. _____. BUDGETARY RESTRAINT -- LEGISLATIVE
6 INTENT. The general assembly finds that consideration
7 of budgetary appropriations Acts similar to this Act
8 is inappropriate for subsequent general assemblies and
9 is in violation of Article III, section 29, of the
10 Iowa Constitution."

By FALLON of Polk

H-6288 FILED APRIL 18, 1994

*Act 4/19/94**(P. 1942)*

SENATE FILE 2330

H-6293

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 13, by striking lines 6 through 9 and
4 inserting the following:
5 "For deposit in the community economic betterment
6 account of the strategic investment fund in addition
7 to moneys deposited in the fund pursuant to 1993 Iowa
8 Acts, chapter 167, section 1, provided that \$600,000
9 shall be used to make forgivable loans to existing
10 food processors for the purpose of increasing profit
11 margins by improving facilities for curing, massaging,
12 stuffing, tempering, and packaging in order to expand
13 processing capacity for smoked meats, provided that
14 potential recipients of the loans notify the
15 department by July 1, 1994, of their intent to invest
16 at least \$8,000,000 for this purpose:"

By JOCHUM of Dubuque

H-6293 FILED APRIL 19, 1994

Lost 4/19/94 (P 1935)

SENATE FILE 2330

H-6291

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 5, by striking lines 11 through 23.
4 2. Page 9, by inserting after line 2 the
5 following:
6 "_____. To the treasurer of state for the continued
7 funding of Iowa's participation in the funding of the
8 world food prize:
9 \$ 100,000
10 It is the intent of the general assembly that this
11 appropriation of public funds will result in a
12 commitment for additional funding for the world food
13 prize from private sources. It is the intent of the
14 general assembly to appropriate not more than the
15 following amounts in future fiscal years:
16 For fiscal year 1995-1996, \$75,000; for fiscal year
17 1996-1997, \$25,000; and for fiscal year 1997-1998, and
18 succeeding fiscal years, no appropriation.
19 The treasurer of state shall only provide the funds
20 appropriated in this section to the world food prize
21 foundation if sufficient private funds are raised to
22 maintain the world food prize foundation in Iowa and
23 the foundation is structured to include representation
24 that reflects environmental concerns and sustainable
25 agriculture."

By HALVORSON of Webster

H-6291 FILED APRIL 19, 1994

WITHDRAWN

4/19/94 (P 1927)

SENATE FILE 2330

H-6292

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 24, by inserting after line 30 the fol-
4 lowing:

5 "Sec. 212. Section 425A.2, subsection 4, Code
6 1993, is amended to read as follows:

7 4. "Designated person" means one of the following:

8 a. If the owner is an individual, the designated
9 person includes the owner of the tract or a person
10 related to the owner as spouse, parent, grandparent,
11 child, grandchild, stepchild, sibling, and their
12 spouses.

13 b. If the owner is a partnership, a partner, or
14 the partner's spouse.

15 c. If the owner is a family farm corporation, a
16 family member who is a shareholder of the family farm
17 corporation or the shareholder's spouse.

18 d. If the owner is an authorized farm corporation,
19 a shareholder who owns at least fifty-one percent of
20 the stock of the authorized farm corporation or the
21 shareholder's spouse.

22 e. If the owner is an individual who leases the
23 tract to a family farm corporation, a shareholder of
24 the corporation if the combined stock of the family
25 farm corporation owned by the owner of the tract and
26 persons related to the owner as enumerated in
27 paragraph "a" is equal to at least fifty-one percent
28 of the stock of the family farm corporation.

29 f. If the owner is an individual who leases the
30 tract to a partnership, a partner if the combined
31 partnership interest owned by the owner of the tract
32 and persons related to the owner as enumerated in
33 paragraph "a" is equal to at least fifty-one percent
34 of the ownership interest of the partnership."

35 2. Page 25, by inserting after line 31 the
36 following:

37 "Sec. ____ . EFFECTIVE DATE. Section 212 of this
38 division takes effect January 1, 1995, and applies to
39 family farm tax credit claims filed on or after that
40 date."

By VANDE HOEF of Osceola

H-6292 FILED APRIL 19, 1994

WITHDRAWN

4-19-94

SENATE FILE 2330

H-6294

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate as follows:
3 1. Page 19, by inserting before line 18 the
4 following:
5 "Sec. ____ INDEPENDENT STUDY AND REPORT CONCERNING
6 THE IOWA PUBLIC EMPLOYEES' RETIREMENT SYSTEM.
7 1. The department of personnel shall use not more
8 than one hundred thousand dollars of the moneys in the
9 Iowa public employees' retirement fund established in
10 section 97B.7 to contract with a consultant, after the
11 issuance of a request for proposals, to conduct an
12 outside, independent study of the Iowa public
13 employees' retirement system. The study shall
14 include, but is not limited to, the following:
15 a. A comparison of the Iowa public employees'
16 retirement system to other public retirement systems
17 within the state and nationwide.
18 b. An examination of the basic purpose and
19 philosophy of the system.
20 c. A study of the adequacy of employee and
21 employer contributions and the level of funding of the
22 system.
23 d. A comparison of the benefits to the benefits of
24 other public retirement systems.
25 e. An examination of the administration of the
26 system.
27 2. The consultant shall file a report with the
28 department of personnel, the general assembly, and the
29 governor on or before February 1, 1995."
30 2. By renumbering and correcting internal
31 references as necessary.

By JOCHUM of Dubuque

H-6294 FILED APRIL 19, 1994

Not Reprinted 4/19/94 P. 1936

SENATE FILE 2330

H-6296

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. By striking page 14, line 34 through page 16,
4 line 7.

By OSTERBERG of Linn

H-6296 FILED APRIL 19, 1994

Lost 4/19/94 (P. 1935)

SENATE FILE 2330

H-6297

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate as follows:
3 1. By striking page 19, line 32 through page 20,
4 line 3.

By SCHRADER of Marion
HURLEY of Fayette

H-6297 FILED APRIL 19, 1994

Cl. & p. 19 4/19/94 (P. 1943)

SENATE FILE 2330

H-6295

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:

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

5 "Section 1. Section 18.90, Code 1993, is amended
6 to read as follows:

7 18.90 COUNTY AUDITORS.

8 The daily and completed journals of the general
9 assembly, the printed bills, and the official register
10 shall be sent to each county auditor, who
11 shall be required to keep the same and made available
12 at all times available for the inspection of the
13 public. The county auditor shall notify the public of
14 the availability of the daily and completed journals,
15 the printed bills, and the official register by
16 posting notice in the county courthouse.

17 Sec. ____ . Section 18.101, Code 1993, is amended to
18 read as follows:

19 18.101 LEGISLATIVE JOURNALS AND BILLS, AND
20 REGISTER.

21 The daily journals of the general assembly and the
22 printed bills shall be sent by the superintendent of
23 printing by mail to subscribers and to each county
24 auditor. The journals and bills for both houses for
25 any one session may be purchased for the sum fixed by
26 the superintendent. The superintendent shall cause to
27 be printed a sufficient number of copies to fill
28 orders received and reported to the superintendent.
29 The cost of printing the daily journals and printed
30 bills that are mailed to each county auditor shall be
31 paid from moneys in the general fund of the state not
32 otherwise appropriated. The cost of mailing the daily
33 journals and printed bills to the county auditor shall
34 be paid by the county."

35 2. Page 24, by inserting after line 30 the
36 following:

37 "Sec. ____ . Section 331.502, subsection 4, Code
38 1993, is amended to read as follows:

39 4. Keep the complete daily and completed journals
40 and the printed bills of the general assembly and the
41 official register available for public inspection as
42 provided in section 18.90."

By VANDE HOEF of Osceola
BRANSTAD of Winnebago
MERTZ of Kossuth

MUNDIE of Webster
HOUSER of Pottawattamie

H-6295 FILED APRIL 19, 1994

WITHDRAWN
4-19-94

SENATE FILE 2330

H-6299

- 1 Amend Senate File 2330 as amended, passed, and
 2 reprinted by the Senate as follows:
- A 3 1. Page 5, by striking lines 28 through 35.
B 4 2. Page 6, by striking lines 6 through 9.
C 5 3. Page 6, by striking lines 10 through 14.
D 6 4. Page 6, by striking lines 15 through 23.
E 7 5. Page 6, by striking lines 24 through 30.
F 8 6. Page 7, by striking lines 7 through 12.
G 9 7. By striking page 7, line 32 through page 8,
 10 line 11.
F 11 8. Page 8, by striking lines 12 through 21.
H 12 9. Page 8, by striking lines 22 through 24.
I 13 10. Page 8, by striking lines 25 through 28.
J 14 11. By striking page 8, line 33 through page 9,
 15 line 7.
 16 12. Page 18, line 11, by striking the word "the"
 17 and inserting the following: "be".
 18 13. By renumbering as necessary.

By FALLON of Polk

H-6299 FILED APRIL 19, 1994

A - lost
 B. adopted
 C. lost

D. lost
 E. lost
 F. out of order

4/19/94

SENATE FILE 2330

G. lost
 H. lost
 I. lost
 J. adopted

4/19/94

H-6300

- 1 Amend Senate File 2330, as amended, passed, and
 2 reprinted by the Senate as follows:
- 3 1. By striking page 1, line 11 through page 3,
 4 line 28.
 5 2. Page 4, by striking lines 6 through 8.
- By WEIGEL of Chickasaw
 MERTZ of Kossuth
 FOGARTY of Palo Alto
 O'BRIEN of Boone
 KREIMAN of Davis
 NEUHAUSER of Johnson
 HENDERSON of Scott
 WITT of Black Hawk
 KOENIGS of Mitchell
 DICKINSON of Jackson
 McCOY of Polk
 RENAUD of Polk
- PETERSON of Carroll
 RUNNING of Linn
 BERNAU of Story
 DODERER of Johnson
 BRAMMER of Linn
 WISE of Lee
 OLLIE of Clinton
 FALLON of Polk
 COHOON of Des Moines
 MYERS of Johnson
 BURKE of Marshall
 MAY of Worth

H-6300 FILED APRIL 19, 1994

adopted 4/19/94

(P. 1926)

SENATE FILE 2330

H-6298

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 25, by inserting after line 13 the
4 following:

5 "Sec. ____ REQUEST FOR PROPOSALS. Notwithstanding
6 any provision to the contrary, the ICN chief executive
7 officer appointed by the governor pursuant to
8 executive order number 46 signed on January 5, 1993,
9 or the Iowa telecommunications and technology
10 commission, established in Senate File 2089, if
11 enacted, or other successor governing body given
12 authority over the Iowa communications network, shall
13 develop and issue the request or requests for
14 proposals which are necessary for the sale of the
15 network. The person which develops and issues such
16 requests shall provide a written report no later than
17 January 1, 1995, concerning the proposals which are
18 submitted in response to the request or requests for
19 proposals. The request or requests for proposals
20 shall provide at a minimum, for all of the following:

21 1. The lease by the state of the necessary
22 facilities for the connections related to all
23 authorized users at the time of any sale of the
24 network whether such users are connected to or
25 utilizing the network at the time of any sale of the
26 network. The access leased under this subsection
27 shall assure such capacity for video, data, and voice
28 requirements as provided in the request for proposals
29 developed by the department of general services for
30 the installation and maintenance of Part III
31 connections of the Iowa communications network, and
32 dated November 3, 1993.

33 2. Guaranteed access and use for operations
34 related to an agency of the federal government whose
35 activities are directly related to the activities at
36 facilities under the control of the armory board
37 appointed pursuant to section 29A.57, or for the
38 establishment and operations of community learning
39 centers the use of which is to be offered to the
40 public as provided by the armory board.

41 3. Guaranteed access and use for operations
42 related to the federal emergency management agency.
43 The person who develops and issues the requests for
44 proposals shall consult with that agency to determine
45 the guarantees related to access which must be
46 included to assure continued participation in and use
47 of the network by the federal emergency management
48 agency."

49 2. By renumbering as necessary.

By IVERSON of Wright

H-6298 FILED APRIL 19, 1994

Not Done 4/19/94

SENATE FILE 2330

H-6301

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate as follows:

3 1. Page 5, by inserting after line 35 the
4 following:

5 "_____. To the state fair board for completion of
6 the Iowa state fair service center:

7 \$ 200,000

8 The Iowa state fair service center is an essential
9 element in meeting the requirements of the federal
10 Americans with Disabilities Act by providing basic,
11 required assistance to the handicapped and elderly.
12 The service center also shall provide information and
13 services to families and individuals. These services
A 14 are not only to be provided at state fair time but at
15 other state fair located events, and within the
16 surrounding area."

B 17 2. Page 6, line 10, by striking the words
18 "treasurer of state" and inserting the following:
19 "department of economic development".

A 20 3. Page 7, by striking lines 7 through 12.

21 4. Page 8, by striking lines 12 through 21.

C 22 5. Page 8, by striking lines 22 through 24.

23 6. Page 9, by inserting after line 2 the
24 following:

25 "_____. To the department of natural resources to
26 initiate a comprehensive watershed and resource
27 evaluation for the potential preservation and
28 restoration of an artificial lake in excess of 150
29 acres:

30 \$ 50,000

E 31 The department shall use the moneys available in
32 this subsection to contribute on a one-dollar for one-
33 dollar match dollars dedicated by the county
34 conservation board in a county with a population of
35 250,000 or more."

D 36 7. Page 9, by striking lines 10 through 17.

37 8. Page 10, line 18, by striking the figure
38 "700,000" and inserting the following: "250,000".

39 9. Page 13, by striking lines 16 through 18 and
40 inserting the following: "entrepreneurs with
41 disabilities. The department of economic development
42 shall cooperate with the division of vocational
43 rehabilitation, the department of inspections and
44 appeals, and the Iowa governor's planning council for
A 45 developmental disabilities in adopting administrative
46 rules to implement the initiative. The scope of the
47 rules shall include but is not limited to establishing
48 an administrative structure that uses moneys for the
49 initiative to provide for sufficient staff support to
50 certify applicants, coordinate technical assistance,

H-6301

-1-

H-6301

Page 2

1 and assess demand for the initiative. Based on an
2 assessment of demand for the initiative and other
3 findings, the department, with the listed entities,
4 shall submit recommendations on or before December 15,
5 1994, to the governor and the general assembly for
6 consideration in the 1995 legislative session. The
7 purpose of the initiative is to develop a program to
8 provide technical and".

9 10. Page 13, line 32, by inserting after the word
10 "reimbursement." the following: "Notwithstanding
11 section 8.33, moneys transferred pursuant to this
12 paragraph which are unexpended or unobligated at the
13 close of the fiscal year shall not revert to the
14 general fund of the state but shall remain available
15 for expenditure in the succeeding fiscal year."

16 11. Page 14, by inserting after line 20 the
17 following:

18 "Sec. _____. There is appropriated from the general
19 fund of the state to the department of justice for the
20 fiscal year beginning July 1, 1993, and ending June
21 30, 1994, to supplement the appropriations made in
22 1993 Iowa Acts, chapter 171, the following amounts or
23 so much thereof as is necessary to be used for the
24 purpose designated:

25 For the prosecuting attorney training program, in
26 section 1:

27 \$ 40,000".

28 12. By striking page 16, line 18 through page 17,
29 line 13.

30 13. Page 18, by striking lines 24 through 33.

31 14. Page 19, by striking lines 9 through 17.

32 15. Page 19, line 26, by inserting after the word
33 "to" the following: "increasing the personal needs
34 allowance for residential care facility residents
35 and".

36 16. Page 20, by inserting after line 11 the
37 following:

38 "Sec. _____. Section 8.39, subsection 2, Code 1993,
39 as amended by 1994 Iowa Acts, Senate File 2318, is
40 amended to read as follows:

41 2. If the appropriation of a department,
42 institution, or agency is insufficient to properly
43 meet the legitimate expenses of the department,
44 institution, or agency, the director, with the
45 approval of the governor, may make an
46 interdepartmental transfer from any other department,
47 institution, or agency of the state having an
48 appropriation in excess of its needs, of sufficient
49 funds to meet that deficiency. An interdepartmental
50 transfer to an appropriation which is not an

H-6301

-2-

H-6301

Page 3

1 entitlement appropriation is not authorized when the
2 general assembly is in regular session and, in
3 addition, the sum of interdepartmental transfers in a
4 fiscal year to an appropriation which is not an
5 entitlement appropriation shall not exceed fifty
6 percent of the amount of the appropriation as enacted
7 by the general assembly. For the purposes of this
8 subsection, an entitlement appropriation is a line
9 item appropriation to the state public defender for
10 indigent defense or to the department of human
11 services for foster care, state supplementary
12 assistance, or medical assistance, or for the family
13 investment program."

14 17. By striking page 25, line 34 through page 26,
15 line 20.

16 18. By striking page 26, line 21 through page 27,
17 line 2.

18 19. Page 27, by inserting after line 23 the
19 following:

20 "Sec. 111. There is appropriated from the general
21 fund of the state to the department of education for
22 the fiscal year beginning July 1, 1994, and ending
23 June 30, 1995, the following amount, or so much
24 thereof as is necessary, to be used for the purpose
25 designated:

26 For the purposes of establishing a character
27 education pilot program to evaluate methods for
28 incorporating positive character qualities into all
29 levels of the existing educational program:

30 \$ 50,000

31 The department of education shall report to the
32 state board of education and to the general assembly
33 regarding the success of any pilot programs by January
34 1, 1996."

35 20. Page 27, line 31, by inserting after the
36 figure "61" the following: "and 111".

37 21. Page 27, line 31, by striking the figure
38 "58,".

39 22. Page 27, line 34, by striking the figure
40 "58,".

41 23. Page 27, line 35, by inserting after the
42 figure "61" the following: "and 111".

43 24. Page 31, by inserting after line 23 the
44 following:

45 "Sec. ____ . Section 321.457, Code Supplement 1993,
46 as amended by 1994 Iowa Acts, Senate File 2080,
47 sections 6 and 7, is amended to read as follows:

48 321.457 MAXIMUM LENGTH.

49 1. A combination of four vehicles is not allowed
50 on the highways of this state, except for power units

H-6301

-3-

H-6301

Page 4

1 saddle mounted on other power units which shall be
2 restricted to a maximum overall length of ~~sixty-five~~
3 ~~feet-unless-subject-to-the-maximum-length-provisions~~
4 ~~of-subsection-3~~ seventy-five feet.
5 2. The maximum length of any motor vehicle or
6 combination of vehicles operated on the highways of
7 this state, ~~unless-subject-to-the-maximum-length~~
8 ~~provisions-of-subsection-3,~~ are as follows:
9 a. A single truck, unladen or with load, shall not
10 have an overall length, inclusive of front and rear
11 bumpers, in excess of forty feet.
12 b. A single bus shall not have an overall length,
13 inclusive of front and rear bumpers, in excess of
14 forty-five feet, except that buses constructed so as
15 to contain a flexible part allowing articulation shall
16 not exceed sixty-one feet.
17 c. ~~Except-for-combinations-of-vehicles,-provisions~~
18 ~~for-which-are-otherwise-made-in-this-chapter,-no~~
19 ~~combination-of-a-truck-tractor-and-a-semitrailer~~
20 ~~coupled-together-or-a-motor-truck-and-a-trailer-or~~
21 ~~semitrailer-coupled-together-unladen-or-with-load,~~
22 ~~shall-have-an-overall-length,-inclusive-of-front-and~~
23 ~~rear-bumpers,-in-excess-of-sixty-feet.~~
24 d. However, a mobile home not in excess of forty-
25 eight feet in length may be drawn by any motor
26 vehicle, except a motor truck, provided that the
27 mobile home and its towing unit are not in excess of
28 an overall length of sixty feet. For the purposes of
29 this subsection, a light delivery truck, panel
30 delivery truck or "pickup" is not a motor truck. A
31 portable livestock loading chute not in excess of a
32 length of thirteen feet including its hitch or tongue
33 may be drawn by any vehicle or combination of
34 vehicles, provided that the vehicle or combination of
35 vehicles drawing the loading chute is not in excess of
36 the legal length provided for such vehicles or
37 combinations.
38 e. d. Combinations of vehicles coupled together
39 which are used exclusively for the transportation of
40 passenger vehicles, light delivery trucks, panel
41 delivery trucks, pickup trucks, recreational vehicle
42 chassis, and boats shall not exceed sixty-five feet in
43 overall length. However, the load carried on a truck-
44 semitrailer combination may extend up to three feet
45 beyond the front bumper and up to four feet beyond the
46 rear bumper.
47 f. e. A combination of three vehicles coupled
48 together one of which is a motor vehicle, unladen or
49 with load, other than a truck tractor, shall not have
50 an overall length, inclusive of front and rear

H-6301

-4-

H-6301

Page 5

1 bumpers, in excess of sixty feet.

2 g f. A motor vehicle or combination of vehicles
3 may be operated upon the highways of this state,
4 irrespective of the length and weight limitations
5 imposed by the laws of this state, if the motor
6 vehicle or combination of vehicles is operated within
7 the corporate limits of a city abutting a border of
8 this state and such operations have been approved by
9 ordinance of the city council and if the length and
10 weight of the motor vehicle or combination of vehicles
11 is in conformity with the laws relating to length and
12 weight of the abutting state on July 1, 1974. If a
13 city council has authorized such operation upon
14 highways within the corporate limits, then the limit
15 of travel for such motor vehicles or combination of
16 vehicles within the state is extended to the
17 commercial zones as described by federal regulations
18 concerning interstate commerce, 49 code of federal
19 regulations, paragraphs 1048.10, 1048.38, and 1048.101
20 as they exist on July 1, 1974.

21 ~~3.--The maximum length of any motor vehicle or~~
22 ~~combination of vehicles operated on the highways of~~
23 ~~this state shall be as follows:~~

24 a g. A trailer or semitrailer, laden or unladen,
25 shall not have an overall length in excess of fifty-
26 three feet when operating in a truck tractor-
27 semitrailer combination.

28 b h. A trailer or semitrailer, laden or unladen,
29 shall not have an overall length in excess of twenty-
30 eight feet six inches when operating in a truck
31 tractor-semitrailer-trailer combination or truck
32 tractor-semitrailer-semitrailer combination. When the
33 semitrailers in a truck tractor-semitrailer-
34 semitrailer combination are connected by a rigid frame
35 extension including a fifth-wheel connection point
36 attached to the rear frame of the first semitrailer,
37 the length of the frame extension shall not be
38 included when determining the overall length of the
39 first semitrailer.

40 e i. Power units designed to carry cargo, when
41 used in combination with a trailer or semitrailer
42 shall not exceed sixty-five feet in overall length for
43 the combination.

44 d j. A stinger-steered automobile transporter
45 shall not have an overall length exceeding seventy-
46 five feet, except that the load may extend up to three
47 feet beyond the front bumper and up to four feet
48 beyond the rear bumper.

49 ~~e.--Power units saddle-mounted or full-mounted on~~
50 ~~other power units shall not exceed seventy-five feet~~

H-6301

-5-

Dw.

R-6301

Page 6

1 ~~in-overall-length.~~

2 4 3. Fire fighting apparatus and vehicles operated
3 during daylight hours when transporting poles, pipe,
4 machinery, or other objects of a structural nature
5 which cannot be readily disassembled when required for
6 emergency repair of public service facilities or
7 properties are not subject to the limitations on
8 overall length of vehicles and combinations of

9 vehicles imposed under this section. However, for
10 operation during nighttime hours, these vehicles and
11 the load being transported shall be equipped with a
12 sufficient number of clearance lamps on both sides and
13 marker lamps at the extreme ends of the projecting
14 load to clearly mark the dimensions of the load. A
15 member of the state highway safety patrol shall also
16 be notified prior to the operation of the vehicle.

17 Sec. _____. Section 321.463, Code 1993, is amended
18 by adding the following new unnumbered paragraph:

19 NEW UNNUMBERED PARAGRAPH. A vehicle designed to
20 tow wrecked or disabled vehicles shall be exempt from
21 the weight limitations in this section while the
22 vehicle is towing a wrecked or disabled vehicle.

23 Sec. _____. Section 322.4, subsection 7, Code 1993,
24 is amended to read as follows:

25 7. Before the issuance of a motor vehicle dealer's
26 license to a dealer engaged in the sale of vehicles
27 for which a certificate of title is required under
28 chapter 321, the applicant shall furnish a surety bond
29 executed by the applicant as principal and executed by
30 a corporate surety company, licensed and qualified to
31 do business within this state, which bond shall run to
32 the state of Iowa, be in the amount of thirty-five
33 fifty thousand dollars and be conditioned upon the
34 faithful compliance by the applicant as a dealer with
35 all of the statutes of this state regulating or
36 applicable to the business of a dealer in motor
37 vehicles, and indemnifying any person who buys a motor
38 vehicle from the dealer from any loss or damage
39 occasioned by the failure of the dealer to comply with
40 any of the provisions of chapter 321 and this chapter,
41 including, but not limited to, the furnishing of a
42 proper and valid certificate of title to the motor
43 vehicle involved in a transaction. The bond shall
44 also indemnify any motor vehicle purchaser from any
45 loss or damage caused by the failure of the dealer to
46 comply with the odometer requirements in section
47 321.71, regardless of whether the motor vehicle was
48 purchased directly from the dealer. The bond shall be
49 filed with the department prior to the issuance of a
50 license. The aggregate liability of the surety,

R-6301

-6-

H-6301

Page 7

1 however, shall not exceed the amount of the bond."

2 25. Page 33, by inserting after line 29 the

3 following:

4 "1. The moneys appropriated in this section shall
5 be used to provide child day care assistance to
6 families with earned income who are participating in
7 the family investment program or who are exiting the
8 family investment program. If drawing federal
9 matching funding does not jeopardize federal cost
10 neutrality under the federal waiver for the family
11 investment program, the department may utilize the
12 moneys appropriated in this section to draw available
13 federal funding. If a federal waiver is granted to
14 revise the transitional child care program pursuant to
15 the request submitted in accordance with 1994 Iowa
16 Acts, Senate File 2313, the moneys appropriated in
17 this section shall first be allocated to reduce or
18 eliminate any waiting list which develops as a result
19 of implementing the waiver.

20 2. Any moneys which the department does not
21 obligate to implement the provisions of subsection 1
22 shall be used as additional funding for state child
23 care assistance in accordance with the appropriation
24 made for that purpose in 1994 Iowa Acts, Senate File
25 2313."

26 26. By renumbering, relettering, or redesignating
27 and correcting internal references as necessary.

By COMMITTEE ON APPROPRIATIONS
CORBETT of Linn, Chairperson

H-6301 FILED APRIL 19, 1994

DIV A, C, D, E, F, - ADOPTED DIV. B - LOST

SENATE FILE 2330

H-6316

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate as follows:

3 1. Page 34, by inserting after line 19 the
4 following:

5 "Sec. ____ APPROPRIATION -- ASSOCIATE JUVENILE
6 JUDGE. There is appropriated from the general fund of
7 the state to the judicial department for the fiscal
8 year beginning July 1, 1993, and ending June 30, 1994,
9 the following amount, or so much thereof as is
10 necessary, to be used for the purpose designated:

11 For an additional associate juvenile judge for a
12 judicial district located in a county with a
13 population over two hundred twenty-five thousand,
14 including salaries, support, maintenance,
15 miscellaneous purposes, and for not more than the
16 following full-time equivalent positions:

17	S	140,000
18	FTEs	2.75"

By CORBETT of Linn
CARPENTER of Polk
GRUNDBERG of Polk

Not Linn 4/19/94

H-6316 FILED APRIL 19, 1994

SENATE FILE 2330

H-6302

- 1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 3, by striking lines 29 and 30.
4 2. Page 3, by striking lines 31 and 32.
5 3. By striking page 3, line 35 through page 4,
6 line 2.
7 4. Page 4, line 3, by striking the word and
8 figures "Sections 4, 5, 6, and 7" and inserting the
9 following: "Section 6".
10 5. Page 4, line 4, by striking the word "take"
11 and inserting the following: "takes".
12 6. By striking page 9, line 27 through page 10,
13 line 5.
14 7. Page 10, by striking lines 29 and 30.
15 8. Page 10, by striking lines 31 and 32.
16 9. Page 10, by striking lines 33 and 34.
17 10. By striking page 10, line 35 through page 11,
18 line 1.
19 11. Page 24, by striking lines 9 through 30.
20 12. Page 25, by striking lines 1 through 13.
21 13. Page 25, by striking lines 14 through 28.
22 14. By striking page 28, line 16 through page 29,
23 line 8.
24 15. Page 29, by striking lines 9 through 24.
25 16. Page 29, by striking lines 25 through 28.
26 17. Page 30, by striking lines 8 through 25.

By HALVORSON of Webster

H-6302 FILED APRIL 19, 1994

WITHDRAWN
4/19/94

SENATE FILE 2330

H-6304

- 1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 25, line 4, by striking the word "July"
4 and inserting the following: "May".

By CORBETT of Linn

H-6304 FILED APRIL 19, 1994

Adopted 4/19/94
(P. 1940)

SENATE FILE 2330

H-6310

1 Amend Senate File 2330 as amended, passed, and
2 reprinted by the Senate, as follows:

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

5 "Section 1. There is appropriated from the general
6 fund of the state \$50,000 to the department of natural
7 resources for the fiscal year beginning July 1, 1994,
8 to build a footbridge and a bicycle path across the
9 Des Moines river north of university avenue in Des
10 Moines."

By FALLON of Polk

H-6310 FILED APRIL 19, 1994

WITHDRAWN
4-19-94

SENATE FILE 2330

H-6311

1 Amend the amendment, H-6301, to Senate File 2330,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 1, by inserting after line 38 the
5 following:

6 "_____. Page 13, by striking lines 13 and 14 and
7 inserting the following: "used to match federal
8 funds"."

9 2. Page 1, line 41, by inserting after the word
10 "The" the following: "business development division
11 of the".

12 3. Page 2, by inserting after line 8 the
13 following:

14 "_____. Page 13, by striking lines 22 and 23 and
15 inserting the following: "ventures. The business
16 development division shall enter into an interagency
17 agreement with the division of vocational
18 rehabilitation of the department of education to".

19 4. Page 13, line 29, by inserting after the
20 word "division" the following: "of vocational
21 rehabilitation".

22 5. Page 13, line 30, by inserting before the
23 word "division" the following: "business
24 development".

25 6. Page 13, line 31, by inserting after the
26 word "division" the following: "of vocational
27 rehabilitation".

By BAKER of Polk

H-6311 FILED APRIL 19, 1994

a dept'd 4/19/94
(P. 1925)

SENATE FILE 2330

H-6305

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 11, by inserting after line 34 the
4 following:

5 "Of the moneys appropriated in this section which
6 would otherwise remain unexpended or unencumbered at
7 the close of the fiscal year, not more than \$150,000
8 shall be used to pay unreimbursed claims for family
9 planning services provided in the fiscal year ending
10 June 30, 1994."

By HAMMOND of Story
DODERER of Johnson

MORELAND of Wapello
WITT of Black Hawk

H-6305 FILED APRIL 19, 1994

Not Reprinted 4/19/94

SENATE FILE 2330

H-6306

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 8, by inserting after line 32 the
4 following:

5 " _____. To the state board of regents to be used for
6 compliance with the federal Americans with
7 Disabilities Act at the Iowa braille and sight saving
8 school:

9 \$ 40,000".
By BRAND of Benton

H-6306 FILED APRIL 19, 1994

adopted 4/19/94
(P. 1933)

SENATE FILE 2330

H-6307

1 Amend the amendment, H-6301, to Senate File 2330,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 1, by striking lines 37 and 38 and
5 inserting the following:

6 " _____. Page 10, by striking lines 16 through 21."
By CORBETT of Linn

H-6307 FILED APRIL 19, 1994

adopted 4/19/94 (P. 1924)

SENATE FILE 2330

H-6309

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 18, by striking lines 24 through 33.

By HALVORSON of Webster

H-6309 FILED APRIL 19, 1994

out of order 4/19/94
(P. 1936)

SENATE FILE 2330

H-6317

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate as follows:

3 1. Page 7, by striking lines 23 through 31 and
4 inserting the following:

5 "_____. To the soil conservation division of the
6 department of agriculture and land stewardship for
7 purposes of providing financial incentives for soil
8 conservation practices under chapter 161A, which shall
9 be in addition to any other moneys appropriated by the
10 Seventy-fifth General Assembly, second regular
11 session:

12 \$ 127,000".

13 2. Page 34, by striking lines 15 through 19 and
14 inserting the following:

15 "For purposes of executing contracts with qualified
16 persons to serve as soil conservation technicians:

17 \$ 123,000

18 The department shall ensure that the services are
19 cost-effective and the quality of the services
20 complies with state law. A person entering into a
21 contract with the department shall be deemed to be
22 agent of the department, and shall have the same
23 authority as an employee of the department, unless the
24 contract specifies otherwise. The department shall
25 review services performed by persons under contract to
26 ensure that quality cost-effective services are being
27 provided."

28 3. By renumbering as necessary.

By DRAKE of Pottawattamie

FOGARTY of Palo Alto

EDDIE of Buena Vista

MEYER of Sac

H-6317 FILED APRIL 19, 1994

Lost 4/14/94

(P. 1932)

SENATE FILE 2330

H-6312

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:

- 3 1. Page 5, by striking lines 28 through 35.
4 2. Page 6, by striking lines 15 through 23.
5 3. Page 6, by striking lines 24 through 30.

By SPENNER of Henry
BRUNKHORST of Bremer

H-6312 FILED APRIL 19, 1994

cut of Senate 4/19/94 (p. 1929)

SENATE FILE 2330

H-6313

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:

- 3 1. Page 15, line 12, by striking the word
4 "persons".
5 2. Page 15, line 18, by striking the word
6 "person" and inserting the following: "grantee".
7 3. Page 15, line 20, by striking the word
8 "person" and inserting the following: "grantee".
9 4. Page 15, by striking lines 28 through 34.

By BLACK of Jasper

H-6313 FILED APRIL 19, 1994

WITHDRAWN
4-19-94

SENATE FILE 2330

H-6315

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate as follows:

- 3 1. Page 7, by inserting before line 32 the
4 following:
5 "_____. To the department of agriculture and land
6 stewardship, to support a livestock market news
7 program:
8 \$ 25,000".
9 2. By renumbering as necessary.

By GREIG of Emmet:
EDDIE of Buena Vista
HAHN of Muscatine

H-6315 FILED APRIL 19, 1994

*Joe Hermann 4/19/94
(p. 1933)*

SENATE FILE 2330

H-6318

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, is as follows:

3 1. Page 7, line 16, by inserting after the word
4 "subsection" the following: ", and for measures
5 related to clean indoor air as follows".

6 2. Page 7, line 18, by striking the word "The"
7 and inserting the following: "a. The".

8 3. Page 7, by inserting after line 22 the
9 following:

10 "b. The measures relating to clean indoor air
11 shall be based upon existing measures provided in
12 chapter 142B, as amended in this Act."

13 4. Page 9, line 9, by inserting after the word
14 "enactment" the following: ", with the exception of
15 section 11, subsection 14, paragraph "b", relating to
16 clean indoor air measures, which take effect January
17 1, 1995".

18 5. Page 20, by inserting after line 27 the
19 following:

20 "Sec. 701. Section 142B.1, subsection 3, Code
21 1993, is amended to read as follows:

22 3. "Public place" means any enclosed indoor area
23 used by the general public or serving as a place of
24 ~~work containing two hundred fifty or more square feet~~
25 ~~of floor space~~, including, but not limited to, all
26 ~~restaurants with a seating capacity greater than~~
27 ~~fifty~~, all retail stores, lobbies and malls, offices,
28 including waiting rooms, and other commercial
29 establishments; public conveyances with departures,
30 travel, and destination entirely within this state;
31 educational facilities; hospitals, clinics, nursing
32 homes, and other health care and medical facilities;
33 child care centers, as defined in section 237A.1; and
34 auditoriums, elevators, theaters, libraries, art
35 museums, concert halls, indoor arenas, and meeting
36 rooms. "Public place" does not include a retail store
37 at which fifty percent or more of the sales result
38 from the sale of tobacco or tobacco products, the
39 portion of a retail store where tobacco or tobacco
40 products are sold, a private, enclosed office occupied
41 exclusively by smokers even though the office may be
42 visited by nonsmokers, a room used primarily as the
43 residence of students or other persons at an
44 educational facility, a sleeping room in a motel or
45 hotel, or each resident's room in a health care
46 facility. The person in custody or control of the
47 facility shall provide a sufficient number of rooms in
48 which smoking is not permitted to accommodate all
49 persons who desire such rooms.

50 Sec. 702. Section 142B.2, subsection 3, unnumbered
H-6318 -1-

B-6318

Page 2

1 paragraph 1, Code 1993, is amended to read as follows:
2 ~~Where smoking areas are designated, existing~~
3 ~~physical barriers and existing ventilation systems~~
4 ~~shall be used to minimize the toxic effect of smoke in~~
5 ~~adjacent nonsmoking areas. -- in the case of public~~
6 ~~places consisting of a single room, the provisions of~~
7 ~~this law shall be considered met if one side of the~~
8 ~~room is reserved and posted as a no-smoking area. A~~
9 smoking area shall only be designated if transmission
10 of environmental tobacco smoke to adjacent areas can
11 be eliminated. No public place other than a bar shall
12 be designated as a smoking area in its entirety. -- if a
13 bar has within its premises a nonsmoking area, this
14 designation shall be posted on all entrances normally
15 used by the public.

16 Sec. 703. Section 142B.2, Code 1993, is amended
17 by adding the following new subsection:

18 NEW SUBSECTION. 5. The following conditions shall
19 apply to restaurants, as applicable, in order to
20 comply with this chapter:

21 a. A restaurant of any size or seating capacity
22 which designates the restaurant as a no-smoking area
23 in its entirety shall post signs in conspicuous areas
24 both inside and on the exterior of the building which
25 advise patrons of the no-smoking policy of the
26 restaurant.

27 b. A restaurant of any size or seating capacity
28 which offers both smoking and no-smoking areas in
29 accordance with the application of this chapter to
30 other public places shall comply with the requirements
31 under this chapter for a public place.

32 c. A restaurant of any size but with a seating
33 capacity of fewer than fifty seats may designate the
34 restaurant as a smoking-permitted restaurant by
35 designating the restaurant as a smoking area in its
36 entirety. A smoking-permitted restaurant shall post
37 signs, in conspicuous areas both inside and on the
38 exterior of the building, which advise patrons of the
39 smoking-permitted status of the restaurant. A
40 restaurant which is designated as a smoking-permitted
41 restaurant shall also issue a written health warning
42 to prospective and current employees which states that
43 due to the environment of the restaurant, the employee
44 may be working in a hazardous environment.

45 d. A restaurant which is held out to be a bar or a
46 bar may be designated as a smoking area in its
47 entirety. If the bar has within its premises a
48 nonsmoking area, the designation shall be posted on
49 all entrances normally used by the public. If the bar
50 is designated as a smoking area in its entirety, signs

B-6318

-2-

H-6318

Page 3

1 designating this status shall be posted both inside
2 and on the exterior of the building. The bar shall
3 also issue a written health warning to prospective and
4 current employees which states that due to the
5 environment of the bar, the employee may be working in
6 a hazardous environment.

7 Sec. 704. Section 142B.4, Code 1993, is amended to
8 read as follows:

9 142B.4 AREAS POSTED.

10 A person having custody or control of a public
11 place or public meeting shall cause signs to be posted
12 within the appropriate areas of the facility advising
13 patrons of smoking and no-smoking areas. In addition
14 the statement "Smoking prohibited except in designated
15 areas" shall be conspicuously posted on all major
16 entrances to the public place or public meeting. In
17 regard to restaurants, signs shall also be posted in
18 accordance with section 142B.2, subsection 5.

19 Sec. 705. Section 142B.6, unnumbered paragraph 1,
20 Code 1993, is amended to read as follows:

21 A person who ~~smokes in those areas prohibited in~~
22 ~~section 142B.2, or who~~ violates section 142B.2,
23 142B.3, or 142B.4, shall pay a civil fine pursuant to
24 section 805.8, subsection 11, for each violation.

25 Sec. 706. Section 142B.6, unnumbered paragraph 3,
26 Code 1993, is amended by striking the unnumbered
27 paragraph.

28 Sec. 707. NEW SECTION. 142B.7 ENFORCEMENT.

29 The Iowa department of public health shall adopt
30 rules to enforce this chapter."

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

33 "Sec. ____ . EFFECTIVE DATE. Sections 701 through
34 707 of this Act take effect January 1, 1995."

35 7. By renumbering as necessary.

By BRAMMER of Linn

H-6318 FILED APRIL 19, 1994

Not Harmon
4-19-94

(P 1932)

SENATE FILE 2330

H-6322

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 24, line 23, by striking the words
4 "solely on account of" and inserting the following:
5 "for".

6 2. Page 24, line 26, by striking the word
7 "solely".

By BLODGETT of Cerro Gordo

H-6322 FILED APRIL 19, 1994

Adopted 4/19/94 (P 1938)

SENATE FILE 2330

H-6323

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 24, by inserting after line 30 the
4 following:

5 "Sec. _____. Section 427.1, Code Supplement 1993, is
6 amended by adding the following new subsection:

7 NEW SUBSECTION. 44. For property taxes payable
8 beginning July 1, 1995, through June 30, 1997,
9 property defined in section 427A.1, subsection 1,
10 paragraphs "e" and "j", shall be exempt from taxation.

11 Sec. _____. Section 427B.17, unnumbered paragraph 1,
12 Code Supplement 1993, is amended to read as follows:

13 For property defined in section 427A.1, subsection
14 1, paragraphs "e" and "j", acquired or initially
15 leased on or after January 1, 1982, the taxpayer's
16 valuation shall be limited to thirty percent of the
17 net acquisition cost of the property, except to the
18 extent exempt under section 427.1, subsection 44. For
19 purposes of this section, "net acquisition cost" means
20 the acquired cost of the property including all
21 foundations and installation cost less any excess cost
22 adjustment.

23 Sec. _____. NEW SECTION. 427B.30 TAX REPLACEMENT.

24 1. On or before July 1, 1995, and on or before
25 July 1, 1996, the treasurer shall prepare a statement
26 listing for each taxing jurisdiction in the county the
27 amount of property taxes which would have been payable
28 in the coming fiscal year for property exempt from
29 taxation as provided in section 427.1, subsection 44,
30 and shall certify and forward one copy of the
31 statement to the department of revenue and finance not
32 later than July 1 of each year.

33 2. Each county treasurer shall be reimbursed an
34 amount equal to two-thirds of the lost property taxes
35 for that county determined pursuant to subsection 1.
36 The reimbursement shall be made in two equal
37 installments on or before September 30 and March 30 of
38 each year. The county treasurer shall apportion the
39 disbursement in the manner provided in section
40 445.57."

By HALVORSON of Clayton
GILL of Woodbury

IVERSON of Wright
McCOY of Polk

H-6323 FILED APRIL 19, 1994

Nat Gernone 4/19/94

SENATE FILE 2330

H-6325

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 27, by inserting after line 7 the follow-
4 ing:

5 "Sec. 121. The department of education shall
6 conduct a study of the methods by which the school
7 districts in this state address dyslexia and related
8 reading disorders, and shall evaluate the availability
9 and effectiveness of programs for dyslexia and related
10 reading disorders. The study shall include, but is
11 not limited to, the identification of, the methods
12 used to teach, and the remediation of persons with
13 dyslexia and related reading disorders. The
14 department shall report the results of the study and
15 evaluation, along with any recommendations, to the
16 general assembly by March 15, 1996. There is
17 appropriated to the department for the fiscal year
18 beginning July 1, 1994, \$30,000 for use by the
19 department for purposes of conducting this study."

20 2. Page 27, line 31, by inserting after the
21 figure "59," the following: "121,".

22 3. Page 27, line 34, by inserting after the
23 figure "59," the following: "121,".

By BRAND of Benton

H-6325 FILED APRIL 19, 1994

Not Reprinted

4/19/94

(P 1944)

HOUSE AMENDMENT TO
SENATE FILE 2330

S-5759

1 Amend Senate File 2330, as amended, passed, and
2 reprinted by the Senate as follows:

3 1. By striking page 1, line 11 through page 3,
4 line 28.

5 2. Page 4, by striking lines 6 through 8.

6 3. Page 5, by inserting after line 35 the
7 following:

8 "_____. To the state fair board for completion of
9 the Iowa state fair service center:

10 \$ 200,000

11 The Iowa state fair service center is an essential
12 element in meeting the requirements of the federal
13 Americans with Disabilities Act by providing basic,
14 required assistance to the handicapped and elderly.
15 The service center also shall provide information and
16 services to families and individuals. These services
17 are not only to be provided at state fair time but at
18 other state fair located events, and within the
19 surrounding area."

20 4. Page 6, by striking lines 6 through 9.

21 5. Page 7, by striking lines 7 through 12.

22 6. Page 8, by striking lines 12 through 21.

23 7. Page 8, by striking lines 22 through 24.

24 8. Page 8, by inserting after line 32 the
25 following:

26 "_____. To the state board of regents to be used for
27 compliance with the federal Americans with
28 Disabilities Act at the Iowa braille and sight saving
29 school:

30 \$ 40,000".

31 9. Page 9, by inserting after line 2 the

32 following:

33 "_____. To the department of natural resources to
34 initiate a comprehensive watershed and resource
35 evaluation for the potential preservation and
36 restoration of an artificial lake in excess of 150
37 acres:

38 \$ 50,000

39 The department shall use the moneys available in
40 this subsection to contribute on a one-dollar for one-
41 dollar match dollars dedicated by the county
42 conservation board in a county with a population of
43 250,000 or more."

44 10. Page 9, by striking lines 10 through 17.

45 11. Page 10, by striking lines 16 through 21.

46 12. Page 13, by striking lines 13 and 14 and
47 inserting the following: "used to match federal
48 funds".

49 13. Page 13, by striking lines 16 through 18 and
50 inserting the following: "entrepreneurs with

S-5759

-1-

S-5759

Page 2

1 disabilities. The business development division of
2 the department of economic development shall cooperate
3 with the division of vocational rehabilitation, the
4 department of inspections and appeals, and the Iowa
5 governor's planning council for developmental
6 disabilities in adopting administrative rules to
7 implement the initiative. The scope of the rules
8 shall include but is not limited to establishing an
9 administrative structure that uses moneys for the
10 initiative to provide for sufficient staff support to
11 certify applicants, coordinate technical assistance,
12 and assess demand for the initiative. Based on an
13 assessment of demand for the initiative and other
14 findings, the department, with the listed entities,
15 shall submit recommendations on or before December 15,
16 1994, to the governor and the general assembly for
17 consideration in the 1995 legislative session. The
18 purpose of the initiative is to develop a program to
19 provide technical and".

20 14. Page 13, by striking lines 22 and 23 and
21 inserting the following: "ventures. The business
22 development division shall enter into an interagency
23 agreement with the division of vocational
24 rehabilitation of the department of education to".

25 15. Page 13, line 29, by inserting after the word
26 "division" the following: "of vocational
27 rehabilitation".

28 16. Page 13, line 30, by inserting before the
29 word "division" the following: "business
30 development".

31 17. Page 13, line 31, by inserting after the word
32 "division" the following: "of vocational
33 rehabilitation".

34 18. Page 13, line 32, by inserting after the word
35 "reimbursement." the following: "Notwithstanding
36 section 8.33, moneys transferred pursuant to this
37 paragraph which are unexpended or unobligated at the
38 close of the fiscal year shall not revert to the
39 general fund of the state but shall remain available
40 for expenditure in the succeeding fiscal year."

41 19. Page 14, by inserting after line 20 the
42 following:

43 "Sec. _____. There is appropriated from the general
44 fund of the state to the department of justice for the
45 fiscal year beginning July 1, 1993, and ending June
46 30, 1994, to supplement the appropriations made in
47 1993 Iowa Acts, chapter 171, the following amounts or
48 so much thereof as is necessary to be used for the
49 purpose designated:

50 For the prosecuting attorney training program, in

S-5759

S-5759

Page 3

1 section 1:

2 S 40,000".

3 20. By striking page 16, line 18 through page 17,
4 line 13.5 21. Page 18, line 11, by striking the word "the"
6 and inserting the following: "be".

7 22. Page 18, by striking lines 24 through 33.

8 23. Page 19, by striking lines 9 through 17.

9 24. Page 19, line 26, by inserting after the word
10 "to" the following: "increasing the personal needs
11 allowance for residential care facility residents
12 and".13 25. By striking page 19, line 32 through page 20,
14 line 3.15 26. Page 20, by inserting after line 11 the
16 following:17 "Sec. _____. 1994 Iowa Acts, Senate File 2218,
18 section 6, subsection 2, is amended by increasing the
19 number of full-time equivalent positions from 10.00 to
20 11.00 for the audits division of the department of
21 inspections and appeals."22 27. Page 20, by inserting after line 11 the
23 following:24 "Sec. _____. Section 8.39, subsection 2, Code 1993,
25 as amended by 1994 Iowa Acts, Senate File 2318, is
26 amended to read as follows:27 2. If the appropriation of a department,
28 institution, or agency is insufficient to properly
29 meet the legitimate expenses of the department,
30 institution, or agency, the director, with the
31 approval of the governor, may make an
32 interdepartmental transfer from any other department,
33 institution, or agency of the state having an
34 appropriation in excess of its needs, of sufficient
35 funds to meet that deficiency. An interdepartmental
36 transfer to an appropriation which is not an
37 entitlement appropriation is not authorized when the
38 general assembly is in regular session and, in
39 addition, the sum of interdepartmental transfers in a
40 fiscal year to an appropriation which is not an
41 entitlement appropriation shall not exceed fifty
42 percent of the amount of the appropriation as enacted
43 by the general assembly. For the purposes of this
44 subsection, an entitlement appropriation is a line
45 item appropriation to the state public defender for
46 indigent defense or to the department of human
47 services for foster care, state supplementary
48 assistance, or medical assistance, or for the family
49 investment program."

50 28. Page 24, line 23, by striking the words

S-5759

-3-

S-5759

Page 4

1 "solely on account of" and inserting the following:
2 "for".

3 29. Page 24, line 26, by striking the word
4 "solely".

5 30. Page 25, line 4, by striking the word "July"
6 and inserting the following: "May".

7 31. By striking page 25, line 34 through page 26,
8 line 20.

9 32. By striking page 26, line 21 through page 27,
10 line 2.

11 33. Page 27, by inserting after line 23 the
12 following:

13 "Sec. 111. There is appropriated from the general
14 fund of the state to the department of education for
15 the fiscal year beginning July 1, 1994, and ending
16 June 30, 1995, the following amount, or so much
17 thereof as is necessary, to be used for the purpose
18 designated:

19 For the purposes of establishing a character
20 education pilot program to evaluate methods for
21 incorporating positive character qualities into all
22 levels of the existing educational program:

23 \$ 50,000

24 The department of education shall report to the
25 state board of education and to the general assembly
26 regarding the success of any pilot programs by January
27 1, 1996."

28 34. Page 27, line 31, by inserting after the
29 figure "61" the following: "and 111".

30 35. Page 27, line 31, by striking the figure
31 "58,".

32 36. Page 27, line 34, by striking the figure
33 "58,".

34 37. Page 27, line 35, by inserting after the
35 figure "61" the following: "and 111".

36 38. Page 31, by inserting after line 23 the
37 following:

38 "Sec. _____. Section 321.457, Code Supplement 1993,
39 as amended by 1994 Iowa Acts, Senate File 2080,
40 sections 6 and 7, is amended to read as follows:

41 321.457 MAXIMUM LENGTH.

42 1. A combination of four vehicles is not allowed
43 on the highways of this state, except for power units
44 saddle mounted on other power units which shall be
45 restricted to a maximum overall length of sixty-five
46 feet-unless-subject-to-the-maximum-length-provisions
47 of-subsection-3 seventy-five feet.

48 2. The maximum length of any motor vehicle or
49 combination of vehicles operated on the highways of
50 this state,-unless-subject-to-the-maximum-length

S-5759

S-5759

Page 5

1 provisions-of-subsection-3, are as follows:

2 a. A single truck, unladen or with load, shall not
3 have an overall length, inclusive of front and rear
4 bumpers, in excess of forty feet.

5 b. A single bus shall not have an overall length,
6 inclusive of front and rear bumpers, in excess of
7 forty-five feet, except that buses constructed so as
8 to contain a flexible part allowing articulation shall
9 not exceed sixty-one feet.

10 c. ~~Except-for-combinations-of-vehicles, provisions~~
11 ~~for-which-are-otherwise-made-in-this-chapter, no~~
12 ~~combination-of-a-truck-tractor-and-a-semitrailer~~
13 ~~coupled-together-or-a-motor-truck-and-a-trailer-or~~
14 ~~semitrailer-coupled-together-unladen-or-with-load,~~
15 ~~shall-have-an-overall-length,-inclusive-of-front-and~~
16 ~~rear-bumpers,-in-excess-of-sixty-feet.~~

17 d. However, a mobile home not in excess of forty-
18 eight feet in length may be drawn by any motor
19 vehicle, except a motor truck, provided that the
20 mobile home and its towing unit are not in excess of
21 an overall length of sixty feet. For the purposes of
22 this subsection, a light delivery truck, panel
23 delivery truck or "pickup" is not a motor truck. A
24 portable livestock loading chute not in excess of a
25 length of thirteen feet including its hitch or tongue
26 may be drawn by any vehicle or combination of
27 vehicles, provided that the vehicle or combination of
28 vehicles drawing the loading chute is not in excess of
29 the legal length provided for such vehicles or
30 combinations.

31 e d. Combinations of vehicles coupled together
32 which are used exclusively for the transportation of
33 passenger vehicles, light delivery trucks, panel
34 delivery trucks, pickup trucks, recreational vehicle
35 chassis, and boats shall not exceed sixty-five feet in
36 overall length. However, the load carried on a truck-
37 semitrailer combination may extend up to three feet
38 beyond the front bumper and up to four feet beyond the
39 rear bumper.

40 f e. A combination of three vehicles coupled
41 together one of which is a motor vehicle, unladen or
42 with load, other than a truck tractor, shall not have
43 an overall length, inclusive of front and rear
44 bumpers, in excess of sixty feet.

45 g f. A motor vehicle or combination of vehicles
46 may be operated upon the highways of this state,
47 irrespective of the length and weight limitations
48 imposed by the laws of this state, if the motor
49 vehicle or combination of vehicles is operated within
50 the corporate limits of a city abutting a border of

S-5759

-5-

S-5759

Page 6

1 this state and such operations have been approved by
2 ordinance of the city council and if the length and
3 weight of the motor vehicle or combination of vehicles
4 is in conformity with the laws relating to length and
5 weight of the abutting state on July 1, 1974. If a
6 city council has authorized such operation upon
7 highways within the corporate limits, then the limit
8 of travel for such motor vehicles or combination of
9 vehicles within the state is extended to the
10 commercial zones as described by federal regulations
11 concerning interstate commerce, 49 code of federal
12 regulations, paragraphs 1048.10, 1048.38, and 1048.101
13 as they exist on July 1, 1974.

14 ~~3.--The maximum length of any motor vehicle or~~
15 ~~combination of vehicles operated on the highways of~~
16 ~~this state shall be as follows:~~

17 a g. A trailer or semitrailer, laden or unladen,
18 shall not have an overall length in excess of fifty-
19 three feet when operating in a truck tractor-
20 semitrailer combination.

21 b h. A trailer or semitrailer, laden or unladen,
22 shall not have an overall length in excess of twenty-
23 eight feet six inches when operating in a truck
24 tractor-semitrailer-trailer combination or truck
25 tractor-semitrailer-semitrailer combination. When the
26 semitrailers in a truck tractor-semitrailer-
27 semitrailer combination are connected by a rigid frame
28 extension including a fifth-wheel connection point
29 attached to the rear frame of the first semitrailer,
30 the length of the frame extension shall not be
31 included when determining the overall length of the
32 first semitrailer.

33 c i. Power units designed to carry cargo, when
34 used in combination with a trailer or semitrailer
35 shall not exceed sixty-five feet in overall length for
36 the combination.

37 d j. A stinger-steered automobile transporter
38 shall not have an overall length exceeding seventy-
39 five feet, except that the load may extend up to three
40 feet beyond the front bumper and up to four feet
41 beyond the rear bumper.

42 e.--~~Power units saddle-mounted or full-mounted on~~
43 ~~other power units shall not exceed seventy-five feet~~
44 ~~in overall length.~~

45 4 3. Fire fighting apparatus and vehicles operated
46 during daylight hours when transporting poles, pipe,
47 machinery, or other objects of a structural nature
48 which cannot be readily disassembled when required for
49 emergency repair of public service facilities or
50 properties are not subject to the limitations on

S-5759

-6-

S-5759

Page 7

1 overall length of vehicles and combinations of
2 vehicles imposed under this section. However, for
3 operation during nighttime hours, these vehicles and
4 the load being transported shall be equipped with a
5 sufficient number of clearance lamps on both sides and
6 marker lamps at the extreme ends of the projecting
7 load to clearly mark the dimensions of the load. A
8 member of the state highway safety patrol shall also
9 be notified prior to the operation of the vehicle.

10 Sec. _____. Section 321.463, Code 1993, is amended
11 by adding the following new unnumbered paragraph:

12 NEW UNNUMBERED PARAGRAPH. A vehicle designed to
13 tow wrecked or disabled vehicles shall be exempt from
14 the weight limitations in this section while the
15 vehicle is towing a wrecked or disabled vehicle.

16 Sec. _____. Section 322.4, subsection 7, Code 1993,
17 is amended to read as follows:

18 7. Before the issuance of a motor vehicle dealer's
19 license to a dealer engaged in the sale of vehicles
20 for which a certificate of title is required under
21 chapter 321, the applicant shall furnish a surety bond
22 executed by the applicant as principal and executed by
23 a corporate surety company, licensed and qualified to
24 do business within this state, which bond shall run to
25 the state of Iowa, be in the amount of thirty-five
26 fifty thousand dollars and be conditioned upon the
27 faithful compliance by the applicant as a dealer with
28 all of the statutes of this state regulating or
29 applicable to the business of a dealer in motor
30 vehicles, and indemnifying any person who buys a motor
31 vehicle from the dealer from any loss or damage
32 occasioned by the failure of the dealer to comply with
33 any of the provisions of chapter 321 and this chapter,
34 including, but not limited to, the furnishing of a
35 proper and valid certificate of title to the motor
36 vehicle involved in a transaction. The bond shall
37 also indemnify any motor vehicle purchaser from any
38 loss or damage caused by the failure of the dealer to
39 comply with the odometer requirements in section
40 321.71, regardless of whether the motor vehicle was
41 purchased directly from the dealer. The bond shall be
42 filed with the department prior to the issuance of a
43 license. The aggregate liability of the surety,
44 however, shall not exceed the amount of the bond."

45 39. Page 33, by inserting after line 29 the
46 following:

47 "1. The moneys appropriated in this section shall
48 be used to provide child day care assistance to
49 families with earned income who are participating in
50 the family investment program or who are exiting the

S-5759

-7-

S-5759

Page 8

1 family investment program. If drawing federal
2 matching funding does not jeopardize federal cost
3 neutrality under the federal waiver for the family
4 investment program, the department may utilize the
5 moneys appropriated in this section to draw available
6 federal funding. If a federal waiver is granted to
7 revise the transitional child care program pursuant to
8 the request submitted in accordance with 1994 Iowa
9 Acts, Senate File 2313, the moneys appropriated in
10 this section shall first be allocated to reduce or
11 eliminate any waiting list which develops as a result
12 of implementing the waiver.

13 2. Any moneys which the department does not
14 obligate to implement the provisions of subsection 1
15 shall be used as additional funding for state child
16 care assistance in accordance with the appropriation
17 made for that purpose in 1994 Iowa Acts, Senate File
18 2313."

19 40. By renumbering, relettering, or redesignating
20 and correcting internal references as necessary.

RECEIVED FROM THE HOUSE

S-5759 FILED APRIL 19, 1994

CONCURRED

Motion to Reconsider 4/20/94 (P. 1396)
Motion Prevailed 4/20/94
Concurred 4/20/94 (P. 1397)
SENATE FILE 2330

S-5761

1 Amend the House amendment, S-5759, to Senate File
2 2330, as amended, passed, and reprinted by the Senate,
3 as follows:

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

6 "____. Page 24, by inserting after line 30 the
7 following:

8 "Sec. ____ Section 314.20, Code 1993, is amended
9 by adding the following new unnumbered paragraph:

10 NEW UNNUMBERED PARAGRAPH. Notwithstanding this
11 section, a public or private agency as defined in
12 section 18.133, shall not be assessed any charge for
13 use of the freeway right-of-way related to the
14 construction and maintenance of such agency's
15 connection to the Iowa communications network. This
16 paragraph shall not exempt the construction and
17 maintenance of such connection from other requirements
18 applicable to the longitudinal utility use of freeway
19 right-of-way."

20 2. By renumbering as necessary.

By JOE J. WELSH

S-5761 FILED APRIL 19, 1994

WITHDRAWN

SENATE FILE 2330

S-5762

1 Amend the House amendment, S-5759, to Senate File
2 2330, as amended, passed, and reprinted by the Senate,
3 as follows:

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

6 " _____. Page 25, by inserting after line 28 the
7 following:

8 "Sec. 501. CONNECTIONS TO THE IOWA COMMUNICATIONS
9 NETWORK. Notwithstanding the provisions of 1994 Iowa
10 Acts, Senate File 2089, if enacted, and sections
11 18.133 through 18.137, a Part III school district,
12 area education agency, or nonpublic school, which is
13 provided state funding for the connection of such user
14 to the Iowa communications network, may, during the
15 period beginning with the enactment of this section
16 and ending fifteen days before the release of a
17 request for proposals related to the lease of fiber
18 optic cable facilities or other facilities for Part
19 III as provided in 1994 Iowa Acts, Senate File 2089,
20 if enacted, solicit bids for the connections of such
21 user to the network from any qualified provider of
22 such services as provided in this section. Such a
23 user shall submit a proposed agreement to the Iowa
24 telecommunications and technology commission
25 established in 1994 Iowa Acts, Senate File 2089, if
26 enacted, for review and approval prior to entering
27 into such agreement. Such a user shall not enter into
28 such an agreement until the commission has approved
29 the agreement.

30 The commission shall review the proposed agreement
31 to assure that the connection will be compatible with
32 the network. The commission shall also review the
33 cost of the connection, and shall determine, prior to
34 approving the agreement, that the cost to such user is
35 the actual cost or less which is incurred by the
36 provider installing the connection, or five thousand
37 dollars per year, whichever is less.

38 After the date which is fifteen days before the
39 release of a request for proposals related to the
40 lease of fiber optic cable facilities or other
41 facilities for Part III as provided in 1994 Iowa Acts,
42 Senate File 2089, if enacted, the commission shall
43 issue a request for proposals for Part III school
44 districts, area education agencies, and nonpublic
45 schools which have not entered into an agreement as
46 provided in this section. All proposals for the
47 connections to such users shall be approved by the
48 commission. The commission may, in its discretion,
49 reject any or all proposals.

50 Sec. _____. CONTINGENT APPROPRIATION. If the actual
S-5762

S-5762

Page 2

1 taxable valuation of real property located in this
2 state, based upon January 1, 1993, assessments, which
3 is used in the computation of property taxes payable
4 in the fiscal year beginning July 1, 1994, increases
5 from the estimate of such taxable valuation, the
6 amount of the reduction in state foundation aid under
7 section 257.1, as a result of such increase in taxable
8 valuation, shall be used to fund connections for users
9 as provided in section 501 of this Act.""
10 2. Renumber as necessary.

By DERRYL McLAREN

S-5762 FILED APRIL 19, 1994
WITHDRAWN

SENATE FILE 2330

S-5771

1 Amend the House amendment, S-5759, to Senate File
2 2330, as amended, passed, and reprinted by the Senate
3 as follows:
4 1. Page 7, by striking lines 16 through 44.

By AL STURGEON
JIM LIND

S-5771 FILED APRIL 19, 1994
LOST

SENATE FILE 2330

S-5775

1 . Amend the House amendment, S-5759, to Senate File
2 2330, as amended, passed, and reprinted by the Senate,
3 as follows:
4 1. Page 1, by inserting after line 45 the
5 following:
6 " . Page 11, by inserting after line 34 the
7 following:
8 "Of the moneys appropriated in this section which
9 would otherwise remain unexpended or unencumbered at
10 the close of the fiscal year, not more than \$150,000
11 shall be used to pay unreimbursed claims for family
12 planning services provided in the fiscal year ending
13 June 30, 1994."

By JOE WELSH

S-5775 FILED APRIL 19, 1994
WITHDRAWN

SENATE FILE 2330

S-5778

1 Amend the House amendment, S-5759, to Senate File
2 2330, as amended, passed, and reprinted by the Senate,
3 as follows:

4 1. Page 1, by striking lines 20 through 23.

5 2. Page 1, by inserting before line 24 the
6 following:

7 "_____. Page 8, line 28, by striking the figure
8 "20,000" and inserting the following: "40,000"."

9 3. Page 1, by striking line 44 and inserting the
10 following:

11 "_____. Page 10, by inserting after line 15 the
12 following:

13 "Sec. 500. BOTTLE DEPOSIT SURCHARGE TRANSFER.
14 Notwithstanding the provisions of section 123.24,
15 subsection 5, and section 123.53, subsection 4,
16 providing for collection and deposit of liquor bottle
17 surcharge funds in the beer and liquor control fund
18 for liquor container disposal costs, up to \$380,000 of
19 the surcharge funds which remain unencumbered on July
20 1, 1993, shall be transferred and credited to the
21 general fund of the state.""

22 4. Page 1, by inserting after line 45 the
23 following:

24 "_____. Page 11, line 2, by inserting after the
25 figure "16," the following: "500,.""

26 5. Page 1, by inserting after line 45 the
27 following:

28 "_____. Page 13, line 10, by striking the figure
29 "3,600,000" and inserting the following:
30 "3,700,000"."

31 6. Page 3, by inserting after line 6 the
32 following:

33 "_____. Page 18, by inserting after line 6 the
34 following:

35 "Sec. _____. APPROPRIATION -- ASSOCIATE JUVENILE
36 JUDGE. There is appropriated from the general fund of
37 the state to the judicial department for the fiscal
38 year beginning July 1, 1994, and ending June 30, 1995,
39 the following amount, or so much thereof as is
40 necessary, to be used for the purpose designated:

41 For an additional associate juvenile judge for a
42 judicial district located in a county with a
43 population over two hundred twenty-five thousand,
44 including salaries, support, maintenance,
45 miscellaneous purposes, and for not more than the
46 following full-time equivalent positions:

47 \$ 140,000
48 FTEs 2.75".

49 _____. Page 18, by striking lines 18 through 23."

50 7. Page 3, by striking lines 13 and 14.

S-5778

-1-

S-5778

Page 2

1 8. Page 4, by striking lines 9 and 10.

2 9. Page 4, by inserting before line 11 the
3 following:

4 "_____. Page 27, by inserting after line 17 the
5 following:

6 "Sec. 401. PARENTING PILOT PROJECT. The
7 department of education shall establish a four-year
8 pilot project in a county with a population of less
9 than thirty-five thousand inhabitants which provides
10 outreach and incentives for the voluntary
11 participation of expectant parents and parents of
12 children in the period of life from birth through age
13 three, in educational experiences designed to assist
14 parents in learning about the physical, mental, and
15 emotional development of their children and to enhance
16 the skills of the parents in assisting their
17 children's learning and development. The department
18 shall establish criteria for programs offered through
19 the project, which may include, but are not limited
20 to, the criteria established for family support
21 programs under section 256A.4. The department shall
22 report to the general assembly by January 15, 1998,
23 regarding the success of the pilot project in meeting
24 the goals established in this section.

25 Sec. 402. APPROPRIATION. There is appropriated
26 from the general fund of the state to the department
27 of education for the fiscal year beginning July 1,
28 1994, and ending June 30, 1995, the following amount,
29 or so much thereof as is necessary, to be used for the
30 purpose designated:

31 For establishing a parent education pilot project
32 under section 401 in a county with fewer than thirty-
33 five thousand inhabitants:

34 \$ 50,000."

35 10. Page 4, by inserting after line 27 the
36 following:

37 "_____. Page 27, line 31, by inserting after the
38 figure "60," the following: "401, 402,"."

39 11. Page 4, by inserting after line 33 the
40 following:

41 "_____. Page 27, line 34, by inserting after the
42 figure "60," the following: "401, 402,"."

43 12. Page 4, by inserting after line 35 the
44 following:

45 "_____. Page 30, by inserting after line 29 the
46 following:

47 "Sec. _____. 1994 Iowa Acts, House File 2403,
48 section 6, is repealed."

49 13. Page 8, by inserting after line 18 the
50 following:

S-5778

-2-

S-5778

Page 3

1 "_____. Page 34, by inserting after line 19 the
2 following:

3 "Sec. _____. APPROPRIATION FOR THE DEPARTMENT OF
4 PUBLIC SAFETY. There is appropriated from the general
5 fund of the state to the department of public safety
6 for the fiscal year beginning July 1, 1993, and ending
7 June 30, 1994, the following amounts, in addition to
8 the amounts appropriated pursuant to 1994 Iowa Acts,
9 Senate File 2217, or so much thereof as is necessary,
10 to be used for the purposes designated:

11 1. For salaries, support, maintenance,
12 miscellaneous purposes and for not more than five
13 full-time equivalent positions devoted to the
14 regulation of pari-mutuel gambling, including the
15 state contribution to the peace officers' retirement,
16 accident, and disability system provided in chapter
17 97A in the amount of 18 percent of the officers'
18 salaries:

19 \$ 177,879

20 This appropriation is contingent upon passage of
21 one or more referendums authorizing gambling games
22 within the pari-mutuel racetrack enclosures.

23 2. To the division of criminal investigation for
24 salaries, support, maintenance, and miscellaneous
25 purposes and for not more than five full-time
26 equivalent positions, including the state contribution
27 to the peace officers' retirement, accident, and
28 disability system provided in chapter 97A in the
29 amount of 18 percent of the officers' salaries:

30 \$ 129,486

31 Sec. _____. RACING AND GAMING COMMISSION. There is
32 appropriated from the general fund of the state to the
33 racing and gaming commission of the department of
34 inspections and appeals for the fiscal year beginning
35 July 1, 1993, and ending June 30, 1994, the following
36 amount, or so much thereof as is necessary, to be used
37 for the purposes designated:

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

41 \$ 1,894,011

42 FTEs 23.97

43 The appropriation made and full-time equivalent
44 position authorized in 1994 Iowa Acts, Senate File
45 2218, section 7, subsection 1, shall be reduced and
46 are replaced, respectively, by the appropriation and
47 full-time equivalent positions carried forward into
48 the fiscal year beginning July 1, 1994, from the
49 appropriation made and full-time equivalent positions
50 authorized in this section.

S-5778

-3-

S-5778

Page 4

1 Sec. _____. 1994 Iowa Acts, Senate File 2217,
2 section 3, subsection 2, is amended by adding the
3 following new unnumbered paragraph:
4 NEW UNNUMBERED PARAGRAPH. The department of public
5 safety, with the approval of the department of
6 management, may employ up to one gaming enforcement
7 officer for each riverboat existing on March 31, 1994,
8 whose hours of operation exceed those hours in effect
9 prior to March 31, 1994, and no more than two special
10 agents and four gaming enforcement officers for each
11 additional riverboat regulated on or after March 31,
12 1994."

By LARRY MURPHY
DERRYL McLAREN

S-5778 FILED APRIL 20, 1994

ADOPTED - *Motion to Re 4/20/94 - Motion Prevailed (P 1392)*
Adopted as Amended 4/20/94 (P 1392)

SENATE FILE 2330

S-5779

1 Amend the House amendment, S-5759, to Senate File
2 2330, as amended, passed, and reprinted by the Senate,
3 as follows:

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

6 "_____. Page 8, by inserting after line 32 the
7 following:

8 "_____. To the department of economic development to
9 continue the funding for the promotion of a national
10 heritage landscape in Iowa as provided in 1993 Iowa
11 Acts, chapter 180, section 66:

12 \$ 50,000."

By JIM LIND
LARRY MURPHY

S-5779 FILED APRIL 20, 1994

ADOPTED

SENATE FILE 2330

S-5780

1 Amend the House amendment, S-5759, to Senate File
2 2330 as amended, passed, and reprinted by the Senate
3 as follows:

4 1. Page 1, by striking lines 3 through 5.

By MAGGIE TINSMAN
SHELDON RITTNER

S-5780 FILED APRIL 20, 1994

LOST

SEVENTY-FIFTH GENERAL ASSEMBLY
1994 REGULAR SESSION
DAILY
SENATE CLIP SHEET
APRIL 21, 1994

SENATE FILE 2330

S-5782

1 Amend the amendment, S-5778, to the House
2 amendment, S-5759, to Senate File 2330, as amended,
3 passed, and reprinted by the Senate as follows:
4 1. Page 1, by inserting after line 3 the
5 following:
6 "_____. Page 1, by inserting after line 5 the
7 following:
8 "_____. Page 5, by inserting after line 27 the
9 following:
10 "_____. To the department of natural resources for
11 deposit in the administration account of the water
12 quality protection fund created pursuant to section
13 455B.183A, as enacted in 1994 Iowa Acts, Senate File
14 2314:
15 \$ 300,000"."
16 2. Page 1, by inserting after line 30 the
17 following:
18 "_____. Page 3, by inserting after line 2 the
19 following:
20 "_____. Page 15, line 10, by inserting after the
21 word "each" the following: "soil and water
22 conservation".
23 "_____. Page 15, line 32, by inserting after the
24 word "partnership" the following: "if the partners
25 are actively engaged in farming as provided in this
26 paragraph".
27 "_____. Page 16, lines 3 and 4, by striking the
28 words "the subsequent fiscal year and" and inserting
29 the following: "subsequent fiscal years. However,".
30 "_____. Page 16, line 5, by striking the figure
31 "1995" and inserting the following: "1996".
32 "_____. Page 16, by inserting after line 7 the
33 following:
34 "_____. Notwithstanding 1994 Iowa Acts, Senate File
35 2314, if enacted, if any conflict exists between this
36 section and any provision in Senate File 2314, this
37 section shall prevail.""
38 3. Page 3, by striking lines 38 through 50 and
39 inserting the following:
40 "For salaries, support, maintenance, and
41 miscellaneous purposes:
42 \$ 165,517
43 Notwithstanding the number of full-time equivalent
44 positions authorized for the racing and gaming
45 commission for fiscal year 1994-1995 in 1994 Iowa
46 Acts, Senate File 2218, section 7, subsection 1, the
47 number of full-time equivalent positions authorized
48 for the commission in that fiscal year is 23.97."

By LARRY MURPHY
DERRYL McLAREN

SENATE FILE 2330

S-5783

1 Amend the House amendment, S-5759, to Senate File
2 2330, as amended, passed, and reprinted by the Senate
3 as follows:
4 1. Page 3, by inserting after line 49 the
5 following:
6 "____. Page 20, by inserting after line 27 the
7 following:
8 "Sec. ____ NEW SECTION. 99F.4B RULES.
9 The department of inspections and appeals shall
10 cooperate to the maximum extent possible with the
11 division of criminal investigation in adopting rules
12 relating to the gaming operations in this chapter and
13 chapter 99D.""

By JIM LIND
LARRY MURPHY

S-5783 FILED APRIL 20, 1994

ADOPTED

4/20/94
/p 1397)

SENATE AMENDMENT TO HOUSE AMENDMENT
TO SENATE FILE 2330

H-6333

1 Amend the House amendment, S-5759, to Senate File
2 2330, as amended, passed, and reprinted by the Senate,
3 as follows:

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

6 "_____. Page 5, by inserting after line 27 the
7 following:

8 "_____. To the department of natural resources for
9 deposit in the administration account of the water
10 quality protection fund created pursuant to section
11 455B.183A, as enacted in 1994 Iowa Acts, Senate File
12 2314:

13 S 300,000".

14 2. Page 1, by striking lines 20 through 23.

15 3. Page 1, by inserting before line 24 the
16 following:

17 "_____. Page 8, line 28, by striking the figure
18 "20,000" and inserting the following: "40,000".

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

21 "_____. Page 8, by inserting after line 32 the
22 following:

23 "_____. To the department of economic development to
24 continue the funding for the promotion of a national
25 heritage landscape in Iowa as provided in 1993 Iowa
26 Acts, chapter 180, section 66:

27 S 50,000".

28 5. Page 1, by striking line 44 and inserting the
29 following:

30 "_____. Page 10, by inserting after line 15 the
31 following:

32 "Sec. 500. BOTTLE DEPOSIT SURCHARGE TRANSFER.
33 Notwithstanding the provisions of section 123.24,
34 subsection 5, and section 123.53, subsection 4,
35 providing for collection and deposit of liquor bottle
36 surcharge funds in the beer and liquor control fund
37 for liquor container disposal costs, up to \$380,000 of
38 the surcharge funds which remain unencumbered on July
39 1, 1993, shall be transferred and credited to the
40 general fund of the state.""

41 6. Page 1, by inserting after line 45 the
42 following:

43 "_____. Page 11, line 2, by inserting after the
44 figure "16," the following: "500,000".

45 7. Page 1, by inserting after line 45 the
46 following:

47 "_____. Page 13, line 10, by striking the figure
48 "3,600,000" and inserting the following:
49 "3,700,000".

50 8. Page 3, by inserting after line 2 the

H-6333

H-6333

Page 2

1 following:

2 "_____. Page 15, line 10, by inserting after the
3 word "each" the following: "soil and water
4 conservation".

5 "_____. Page 15, line 32, by inserting after the
6 word "partnership" the following: "if the partners
7 are actively engaged in farming as provided in this
8 paragraph".

9 "_____. Page 16, lines 3 and 4, by striking the
10 words "the subsequent fiscal year and" and inserting
11 the following: "subsequent fiscal years. However,".

12 "_____. Page 16, line 5, by striking the figure
13 "1995" and inserting the following: "1996".

14 "_____. Page 16, by inserting after line 7 the
15 following:

16 "_____. Notwithstanding 1994 Iowa Acts, Senate File
17 2314, if enacted, if any conflict exists between this
18 section and any provision in Senate File 2314, this
19 section shall prevail."

20 9. Page 3, by inserting after line 6 the
21 following:

22 "_____. Page 18, by inserting after line 6 the
23 following:

24 "Sec. _____. APPROPRIATION -- ASSOCIATE JUVENILE
25 JUDGE. There is appropriated from the general fund of
26 the state to the judicial department for the fiscal
27 year beginning July 1, 1994, and ending June 30, 1995,
28 the following amount, or so much thereof as is
29 necessary, to be used for the purpose designated:

30 For an additional associate juvenile judge for a
31 judicial district located in a county with a
32 population over two hundred twenty-five thousand,
33 including salaries, support, maintenance,
34 miscellaneous purposes, and for not more than the
35 following full-time equivalent positions:

36	\$	140,000
37	FTEs	2.75".

38 "_____. Page 18, by striking lines 18 through 23."

39 10. Page 3, by striking lines 13 and 14.

40 11. Page 3, by inserting after line 49 the
41 following:

42 "_____. Page 20, by inserting after line 27 the
43 following:

44 "Sec. _____. NEW SECTION. 99F.4B RULES.

45 The department of inspections and appeals shall
46 cooperate to the maximum extent possible with the
47 division of criminal investigation in adopting rules
48 relating to the gaming operations in this chapter and
49 chapter 99D."

50 12. Page 4, by striking lines 9 and 10.

H-6333

-2-

H-6333

Page 3

1 13. Page 4, by inserting before line 11 the
2 following:
3 "_____. Page 27, by inserting after line 17 the
4 following:
5 "Sec. 401. PARENTING PILOT PROJECT. The
6 department of education shall establish a four-year
7 pilot project in a county with a population of less
8 than thirty-five thousand inhabitants which provides
9 outreach and incentives for the voluntary
10 participation of expectant parents and parents of
11 children in the period of life from birth through age
12 three, in educational experiences designed to assist
13 parents in learning about the physical, mental, and
14 emotional development of their children and to enhance
15 the skills of the parents in assisting their
16 children's learning and development. The department
17 shall establish criteria for programs offered through
18 the project, which may include, but are not limited
19 to, the criteria established for family support
20 programs under section 256A.4. The department shall
21 report to the general assembly by January 15, 1998,
22 regarding the success of the pilot project in meeting
23 the goals established in this section.

24 Sec. 402. APPROPRIATION. There is appropriated
25 from the general fund of the state to the department
26 of education for the fiscal year beginning July 1,
27 1994, and ending June 30, 1995, the following amount,
28 or so much thereof as is necessary, to be used for the
29 purpose designated:

30 For establishing a parent education pilot project
31 under section 401 in a county with fewer than thirty-
32 five thousand inhabitants:

33 \$ 50,000."

34 14. Page 4, by inserting after line 27 the
35 following:

36 "_____. Page 27, line 31, by inserting after the
37 figure "60," the following: "401, 402,"."

38 15. Page 4, by inserting after line 33 the
39 following:

40 "_____. Page 27, line 34, by inserting after the
41 figure "60," the following: "401, 402,"."

42 16. Page 4, by inserting after line 35 the
43 following:

44 "_____. Page 30, by inserting after line 29 the
45 following:

46 "Sec. _____. 1994 Iowa Acts, House File 2403,
47 section 6, is repealed.""

48 17. Page 8, by inserting after line 18 the
49 following:

50 "_____. Page 34, by inserting after line 19 the

H-6333

-3-

H-6333

Page 4

1 following:

2 "Sec. _____. APPROPRIATION FOR THE DEPARTMENT OF
3 PUBLIC SAFETY. There is appropriated from the general
4 fund of the state to the department of public safety
5 for the fiscal year beginning July 1, 1993, and ending
6 June 30, 1994, the following amounts, in addition to
7 the amounts appropriated pursuant to 1994 Iowa Acts,
8 Senate File 2217, or so much thereof as is necessary,
9 to be used for the purposes designated:

10 1. For salaries, support, maintenance,
11 miscellaneous purposes and for not more than five
12 full-time equivalent positions devoted to the
13 regulation of pari-mutuel gambling, including the
14 state contribution to the peace officers' retirement,
15 accident, and disability system provided in chapter
16 97A in the amount of 18 percent of the officers'
17 salaries:

18 \$ 177,879

19 This appropriation is contingent upon passage of
20 one or more referendums authorizing gambling games
21 within the pari-mutuel racetrack enclosures.

22 2. To the division of criminal investigation for
23 salaries, support, maintenance, and miscellaneous
24 purposes and for not more than five full-time
25 equivalent positions, including the state contribution
26 to the peace officers' retirement, accident, and
27 disability system provided in chapter 97A in the
28 amount of 18 percent of the officers' salaries:

29 \$ 129,486

30 Sec. _____. RACING AND GAMING COMMISSION. There is
31 appropriated from the general fund of the state to the
32 racing and gaming commission of the department of
33 inspections and appeals for the fiscal year beginning
34 July 1, 1993, and ending June 30, 1994, the following
35 amount, or so much thereof as is necessary, to be used
36 for the purposes designated:

37 For salaries, support, maintenance, and
38 miscellaneous purposes:

39 \$ 165,517

40 Notwithstanding the number of full-time equivalent
41 positions authorized for the racing and gaming
42 commission for fiscal year 1994-1995 in 1994 Iowa
43 Acts, Senate File 2218, section 7, subsection 1, the
44 number of full-time equivalent positions authorized
45 for the commission in that fiscal year is 23.97.

46 Sec. _____. 1994 Iowa Acts, Senate File 2217,
47 section 3, subsection 2, is amended by adding the
48 following new unnumbered paragraph:

49 NEW UNNUMBERED PARAGRAPH. The department of public
50 safety, with the approval of the department of

H-6333

-4-

H-6333

Page 5

1 management, may employ up to one gaming enforcement
2 officer for each riverboat existing on March 31, 1994,
3 whose hours of operation exceed those hours in effect
4 prior to March 31, 1994, and no more than two special
5 agents and four gaming enforcement officers for each
6 additional riverboat regulated on or after March 31,
7 1994.""

8 18. By renumbering, relettering, or redesignating
9 and correcting internal references as necessary.

RECEIVED FROM THE SENATE

H-6333 FILED APRIL 20, 1994

HOUSE CONCURRED

4.20-94
(P 2011)

Murphy
Boswell
McKareu

SSB-2274
Appropriations

SENATE FILE 2330

BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY
CHAIRPERSON MURPHY)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to and making standing appropriations,
2 appropriations for capital projects, transfers of certain
3 funds, and other state financial and regulatory matters and
4 providing effective and applicability date provisions.

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

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DIVISION I

STANDING APPROPRIATIONS

Section 1. NEW SECTION. 8.8 SPECIAL OLYMPICS FUND.

A special olympics fund is created in the office of the treasurer of state under the control of the department of management. There is appropriated annually from the general fund of the state to the special olympics fund twenty thousand dollars for distribution to one or more organizations which administer special olympics programs benefiting the citizens of Iowa with disabilities.

Sec. 2. Section 8.59, Code Supplement 1993, is amended to read as follows:

8.59 APPROPRIATIONS FREEZE.

Notwithstanding contrary provisions of the Code, the amounts appropriated under the applicable sections of the Code for fiscal years commencing on or after July 1, 1993, are limited to those amounts expended under those sections for the fiscal year commencing July 1, 1992. If an applicable section appropriates moneys to be distributed to different recipients and the operation of this section reduces the total amount to be distributed under the applicable section, the moneys shall be prorated among the recipients. As used in this section, "applicable sections" means the following sections: 53.50, 229.35, 230.8, 230.11, 405A.8, 411.20, 425.17, 425.39, 426A.1, 453A.7, 663.44, and 822.5.

Sec. 3. Section 425.1, subsections 1 through 5, Code 1993, are amended to read as follows:

1. A homestead credit fund is created. There is appropriated annually from the general fund of the state to the department of revenue and finance to be credited to the homestead credit fund, ~~an amount sufficient to implement this~~ chapter the sum of ninety-three million six hundred thousand dollars.

The director of revenue and finance shall issue warrants on the homestead credit fund payable to the county treasurers of

1 the several counties of the state under this chapter.

2 2. The homestead credit fund shall be apportioned each
3 year so as to give a credit against the tax on each eligible
4 homestead in the state in an amount equal to the actual levy
5 on the first-four-thousand-eight-hundred-fifty-dollars-of
6 actual-value-for-each-homestead allowable homestead value.

7 3. For purposes of this chapter, the "allowable homestead
8 value" means the greater of the following amounts as
9 determined by the director of revenue and finance:

10 a. For the fiscal year beginning July 1, 1996, the
11 allowable homestead value equals the appropriation for the
12 fiscal year beginning July 1, 1996, divided by the actual
13 amount of homestead claims for the fiscal year beginning July
14 1, 1995, times four thousand eight hundred fifty dollars. For
15 succeeding fiscal years, the allowable homestead value equals
16 the appropriation for that fiscal year divided by the actual
17 amount of homestead claims for the previous fiscal year times
18 the allowable homestead value calculated under this paragraph
19 for the previous fiscal year.

20 b. For the fiscal year beginning July 1, 1996, the
21 allowable homestead value equals ninety-four and one-half
22 percent of four thousand eight hundred fifty dollars. For
23 succeeding fiscal years the allowable homestead value equals
24 the allowable homestead value calculated under this paragraph
25 for the previous fiscal year reduced by five and one-half
26 percent. An allowable homestead value shall cease being
27 calculated under this paragraph when the amount under this
28 paragraph equals or is less than the amount calculated under
29 paragraph "a".

30 4. The amount due each county shall be paid by the
31 department of revenue and finance in two payments on November
32 15 and March 15 of each fiscal year, drawn upon warrants
33 payable to the respective county treasurers. The two payments
34 shall be as nearly equal as possible.

35 5. Annually the department of revenue and finance shall

1 estimate-the-credit-not-to-exceed-the-actual-levy-on-the-first
2 four-thousand-eight-hundred-fifty-dollars-of-actual-value-of
3 each-eligible-homestead,-and-shall-certify-to-the-county
4 auditor-of-each-county-the-credit-and-its-amount-in-dollars.
5 The director of revenue and finance shall certify to the
6 county auditor of each county, by March 15 preceding the
7 fiscal year in which the credit is to be paid, the amount of
8 allowable homestead value. Each county auditor shall then
9 enter the credit against the tax levied on each eligible
10 homestead in each county payable during the ensuing year,
11 designating on the tax lists the credit as being from the
12 homestead credit fund, and credit shall then be given to the
13 several taxing districts in which eligible homesteads are
14 located in an amount equal to the credits allowed on the taxes
15 of the homesteads. The amount of credits shall be apportioned
16 by each county treasurer to the several taxing districts as
17 provided by law, in the same manner as though the amount of
18 the credit had been paid by the owners of the homesteads.
19 However, the several taxing districts shall not draw the funds
20 so credited until after the semiannual allocations have been
21 received by the county treasurer, as provided in this chapter.
22 Each county treasurer shall show on each tax receipt the
23 amount of credit received from the homestead credit fund.
24 5---if-the-homestead-tax-credit-computed-under-this-section
25 is-less-than-sixty-two-dollars-and-fifty-cents,-the-amount-of
26 homestead-tax-credit-on-that-eligible-homestead-shall-be
27 sixty-two-dollars-and-fifty-cents-subject-to-the-limitation
28 imposed-in-this-section.

29 Sec. 4. Section 422.12A, Code Supplement 1993, is re-
30 pealed.

31 Sec. 5. 1993 Iowa Acts, chapter 144, section 6, is
32 repealed.

33 Sec. 6. 1994 Iowa Acts, Senate File 2229, section 24, is
34 repealed.

35 Sec. 7. RETROACTIVITY. Section 4 of this Act applies

1 retroactively to January 1, 1994. Section 5 of this Act
2 applies retroactively to January 1, 1993.

3 Sec. 8. EFFECTIVE DATES. Sections 4, 5, 6, and 7 of this
4 Act, being deemed of immediate importance, take effect upon
5 enactment.

6 Sec. 9. Sections 2 and 3 of this Act take effect January
7 1, 1996, for homestead credit claims for property taxes
8 payable on or after July 1, 1996.

9 DIVISION II

10 CAPITAL PROJECTS

11 DEPARTMENT OF CORRECTIONS

12 Sec. 10. There is appropriated from the general fund of
13 the state to the department of corrections for the fiscal year
14 beginning July 1, 1994, and ending June 30, 1995, the follow-
15 ing amount, or so much thereof as is necessary, to be used for
16 the purpose designated:

17 For health, life safety, and maintenance needs at
18 correctional facilities:

19 \$ 150,000

20 DEPARTMENT OF HUMAN SERVICES

21 Sec. 11. There is appropriated from the general fund of
22 the state to the department of human services for the fiscal
23 year beginning July 1, 1994, and ending June 30, 1995, the
24 following amount, or so much thereof as is necessary, to be
25 used for the purpose designated:

26 For health, life safety, and maintenance needs at
27 department of human services facilities:

28 \$ 100,000

29 DEPARTMENT OF NATURAL RESOURCES

30 Sec. 12. There is appropriated from the marine fuel tax
31 receipts deposited in the general fund of the state to the
32 department of natural resources for the fiscal year beginning
33 July 1, 1994, and ending June 30, 1995, the following amounts,
34 or so much thereof as is necessary, to be used for the purpose
35 designated:

1 For purposes of funding capitals traditionally funded from
2 marine fuel tax receipts for the purposes specified in section
3 452A.79:

4 \$ 1,600,000

5 Notwithstanding section 8.33, the unencumbered or
6 unobligated moneys remaining on June 30, 1995, from moneys
7 appropriated for purposes of funding capitals traditionally
8 funded from marine fuel tax receipts as provided in this
9 section for the fiscal year beginning July 1, 1994, shall
10 revert to the general fund of the state on September 30, 1996.

11 BOARD OF REGENTS

12 Sec. 13. There is appropriated from the general fund of
13 the state to the state board of regents for the fiscal year
14 beginning July 1, 1994, and ending June 30, 1995, the
15 following amounts, or so much thereof as is necessary, to be
16 used for the purposes designated:

17 1. For fire and environmental safety at the Iowa school
18 for the deaf:

19 \$ 75,000

20 2. For compliance with the federal Americans with
21 Disabilities Act at the Iowa braille and sight saving school:

22 \$ 20,000

23 LOTTERY EXCESS

24 Sec. 14. Notwithstanding 1993 Iowa Acts, chapter 180,
25 section 17, of the lottery revenues remaining after
26 \$39,400,000 are transferred and credited to the general fund
27 of the state, the following amounts shall be transferred in
28 descending priority order as follows:

29 1. To the treasurer of state for purposes of allocating
30 moneys to assist each of the 103 county fairs which are
31 members of the association of Iowa fairs, for purposes of
32 supporting annual county fairs and improvements to the county
33 fairgrounds:

34 \$ 206,000

35 The treasurer of state shall allocate an equal amount to

1 each fair qualified to receive assistance. However, moneys
2 must be expended by a county fair on a dollar-for-dollar
3 matching basis with moneys received from donations contributed
4 to the county fair from private sources or moneys contributed
5 by a county to aid the county fair pursuant to section 174.14.

6 2. To the treasurer of state for the continued funding of
7 Iowa's participation in the funding of the world food prize:
8 \$ 250,000

9 It is the intent of the general assembly that this
10 appropriation of public funds will result in a commitment for
11 additional funding for the world food prize from private
12 sources.

13 The treasurer of state shall only provide the funds
14 appropriated in this section to the world food prize
15 foundation if sufficient private funds are raised to maintain
16 the world food prize foundation in Iowa and the foundation is
17 structured to include representation that reflects
18 environmental concerns and sustainable agriculture.

19 3. To the Iowa resources enhancement and protection fund
20 which is in addition to any other appropriations made to that
21 fund:

22 \$ 500,000

23 4. To the department of public defense to match federal
24 funds for the addition and renovation to the armory in
25 Fairfield:

26 \$ 250,000

27 It is the intent of the general assembly that the Seventy-
28 sixth General Assembly, 1995 Session, appropriate the
29 remaining amount needed to match the remaining available
30 federal funds.

31 5. To the department of economic development for a
32 marketing consultant for the United States-Japan midwest
33 conference:

34 \$ 50,000

35 6. To the treasurer of state to assist the nonprofit, tax

1 exempt Bentonsport Improvement Association in the restoring
2 and opening to pedestrian traffic the "old iron bridge"
3 linking Bentonsport and Vernon:

4 \$ 20,000

5 The treasurer of state shall only provide the funds
6 appropriated in this subsection if sufficient private or other
7 public funds are raised to assist in this restoration and
8 opening of this bridge.

9 7. To the department of corrections for health, life
10 safety, and maintenance needs at correctional institutions:

11 \$ 100,000

12 8. To the department of human services for health, life
13 safety, and maintenance needs at department of human services
14 facilities:

15 \$ 50,000

16 9. To the department of natural resources for purposes of
17 funding capitals traditionally funded from marine fuel tax
18 receipts for the purposes specified in section 452A.79:

19 \$ 50,000

20 Notwithstanding section 8.33, moneys transferred pursuant
21 to this section which remain unobligated or unexpended on June
22 30, 1994, shall not revert to the general fund of the state
23 but shall remain available in the succeeding fiscal year for
24 use as provided in this section.

25 Sec. 15. Section 14 of this Act, being deemed of immediate
26 importance, takes effect upon enactment.

27 DIVISION III

28 TRANSFERS

29 Sec. 16. RURAL COMMUNITY 2000 TRANSFER. Notwithstanding
30 the provisions in section 15.287, 16.100, or other provision
31 of law providing that moneys in the fund shall remain in the
32 rural community 2000 revolving fund of the state, not more
33 than \$310,000 of the moneys in the revolving fund which remain
34 unencumbered on July 1, 1993, shall be transferred and
35 credited to the general fund of the state.

1 Sec. 17. LOTTERY TRANSFER. Notwithstanding the
2 requirement in section 99E.10, subsection 1, to transfer
3 lottery revenue remaining after expenses are deducted,
4 notwithstanding the requirement under section 99E.20,
5 subsection 2, for the commissioner to certify and transfer a
6 portion of the lottery fund to the CLEAN fund, and
7 notwithstanding the appropriations and allocations in section
8 99E.34, all lottery revenues received during the fiscal year
9 beginning July 1, 1994, and ending June 30, 1995, after
10 deductions as provided in section 99E.10, subsection 1, and as
11 appropriated under any Act of the Seventy-fifth General
12 Assembly, 1994 Session, shall not be transferred to and
13 deposited into the CLEAN fund but shall be transferred and
14 credited to the general fund of the state.

15 Sec. 18. IOWA PLAN FUND TRANSFER OF ACCOUNTS. Not-
16 withstanding any provision to the contrary, all unencumbered
17 or unobligated moneys in the jobs now capitals, jobs now,
18 education and agriculture research and development, and
19 surplus accounts of the Iowa plan fund under chapter 99E for
20 economic development on the effective date of this section
21 shall be transferred to the general fund of the state to be
22 used for any purposes for which appropriated by the general
23 assembly notwithstanding the moneys in those accounts may have
24 been previously appropriated for specific purposes.

25 Sec. 19. COMMUNITY COLLEGE JOB TRAINING FUND TRANSFER.
26 Notwithstanding the provisions of section 260F.6, 260F.8, or
27 any other provision of law providing for retention of moneys
28 in the community college job training fund, not more than
29 \$40,000 of the moneys in the training fund which remain
30 unencumbered on July 1, 1993, shall be transferred and
31 credited to the general fund of the state.

32 Sec. 20. EFFECTIVE DATE. Sections 16, 18, and 19 of this
33 Act, being deemed of immediate importance, take effect upon
34 enactment.

35 DIVISION IV -- APPROPRIATION REDUCTIONS

1 STATE DEPARTMENT OF TRANSPORTATION

2 Sec. 21. 1993 Iowa Acts, chapter 169, section 8,
3 subsection 1, paragraph a, is amended to read as follows:

4 a. For providing assistance for the restoration,
5 conservation, improvement, and construction of railroad main
6 lines, branch lines, switching yards, and sidings as required
7 in section 327H.18; for use by the railway finance authority
8 as provided in chapter 327I:

9 \$ 2,711,553
10 1,410,553

11 COMMISSION OF VETERANS AFFAIRS

12 Sec. 22. 1993 Iowa Acts, chapter 170, section 6,
13 subsection 3, unnumbered paragraph 1, is amended to read as
14 follows:

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

18 \$ 32,046,739
19 31,657,739
20 FTEs 689.54

21 DEPARTMENT OF HUMAN SERVICES

22 Sec. 23. 1993 Iowa Acts, chapter 172, section 3,
23 unnumbered paragraph 2, is amended to read as follows:

24 For medical assistance, including reimbursement for
25 abortion services, which shall be available under the medical
26 assistance program only for those abortions which are
27 medically necessary:

28 \$342,058,555
29 320,658,555

30 STATE BOARD OF REGENTS

31 Sec. 24. 1993 Iowa Acts, chapter 179, section 8,
32 subsection 1, paragraph b, is amended to read as follows:

33 b. For allocation by the state board of regents to the
34 state university of Iowa, the Iowa state university of science
35 and technology, and the university of northern Iowa to

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

6 \$ 23,608,500
 7 21,908,580

8 DEPARTMENT OF EDUCATION

9 Sec. 25. 1993 Iowa Acts, chapter 180, section 19, is
 10 amended to read as follows:

11 SEC. 19. EDUCATIONAL EXCELLENCE. For the fiscal year
 12 beginning July 1, 1993, and ending June 30, 1994, the
 13 appropriation made to the department of education pursuant to
 14 section 294A.25, subsection 1, shall be reduced by \$750,000
 15 \$850,000.

16 UNANTICIPATED TAX REFUNDS

17 Sec. 26. Unless revenues credited in fiscal year 1993-1994
 18 to the general fund of the state according to generally
 19 accepted accounting principles exceed \$3.899 billion,
 20 unanticipated tax refunds which relate to the following court
 21 cases shall not be paid by the state in fiscal year 1993-1994:
 22 Kraft General Foods v. Iowa Department of Revenue and Finance,
 23 112 S.Ct. 2365 (1992) and Phillips Petroleum v. Iowa
 24 Department of Revenue and Finance, No. 440/92-1824 (Supreme
 25 Court of Iowa).

26 Sec. 27. This division of this Act, being deemed of
 27 immediate importance, takes effect upon enactment.

28 DIVISION V -- SUPPLEMENTAL APPROPRIATIONS

29 COMMUNITY ECONOMIC BETTERMENT ACCOUNT

30 Sec. 28. There is appropriated from the general fund of
 31 the state from revenues generated from tax revenue
 32 anticipation notes and other available moneys in the general
 33 fund to the department of economic development fund for the
 34 fiscal year beginning July 1, 1993, and ending June 30, 1994,
 35 the following amount, or so much thereof as is necessary, to

1 be used for the purpose designated:

2 For deposit in the community economic betterment account of
3 the strategic investment fund in addition to moneys deposited
4 in the fund pursuant to 1993 Iowa Acts, chapter 167, section
5 1:

6 \$3,600,000

7 As a condition of the moneys appropriated in this section,
8 \$60,000 for the fiscal year beginning July 1, 1993, shall be
9 transferred to the division of vocational rehabilitation of
10 the department of education to be used to match federal funds
11 to design and implement a business development initiative for
12 entrepreneurs with disabilities. The division of vocational
13 rehabilitation shall consult with the department of economic
14 development to develop a program to provide technical and
15 financial assistance to help persons with disabilities to
16 become self-sufficient and create additional employment
17 opportunities by establishing or expanding small business
18 ventures. The division shall enter into an interagency
19 agreement with the department of economic development to
20 implement the program. The purpose of the interagency
21 agreement is to strengthen initial placements and long-term
22 successes of individuals with disabilities through self-
23 employment, by combining the business expertise of the
24 department of economic development with the experience of the
25 division in working with people with disabilities. The
26 division shall design the program to make the maximum amount
27 of resources expended by the division and the department of
28 economic development eligible for federal reimbursement.

29 DEPARTMENT OF HUMAN SERVICES

30 Sec. 29. There is appropriated from the general fund of
31 the state to the department of human services for the fiscal
32 year beginning July 1, 1993, and ending June 30, 1994, to
33 supplement the appropriations made in 1993 Iowa Acts, chapter
34 172, the following amounts, or so much thereof as is
35 necessary, to be used for the purposes designated:

1 1. Family investment program, which was formerly named aid
2 to families with dependent children, in section 1:

3 \$ 1,000,000

4 2. Medical contracts, in section 4:

5 \$ 300,000

6 3. State hospital-schools, in section 15:

7 \$ 250,000

8 The appropriation made in this subsection shall supplement
9 the allocation made in 1993 Iowa Acts, chapter 172, section
10 15, subsection 1, paragraph "b", to the state hospital-school
11 at Woodward and shall be used for workers' compensation
12 claims.

13 4. MI/MR/DD state cases, in section 19:

14 \$ 500,000

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

20 For contracting with the Iowa alliance for arts education
21 to execute the local arts comprehensive educational strategies
22 program (LACES):

23 \$ 100,000

24 Sec. 31. LEVEE RECONSTRUCTION.

25 1. There is appropriated from the general fund of the
26 state to the division of soil conservation of the department
27 of agriculture and land stewardship for the fiscal year
28 beginning July 1, 1993, and ending June 30, 1994, the
29 following amount, or so much thereof as is necessary, to be
30 used for the purpose designated:

31 For providing financial incentives for soil conservation
32 practices for the purposes of providing assistance in
33 repairing and reconstructing levees:

34 \$ 550,000

35 2. The commissioners of each district receiving moneys as

1 provided in this section shall use the moneys to assist
2 persons in reconstructing or repairing levees damaged by
3 floods occurring during 1993. The following conditions shall
4 apply:

5 a. The division shall award the moneys based upon
6 applications for specific projects submitted by the districts.

7 b. The moneys shall be awarded on a cost-share basis. A
8 person shall not receive more than 40 percent of the total
9 cost of repair or reconstruction. However, in no instance,
10 shall a person receive more than \$2,500.

11 c. Moneys shall not be used to support a project, if other
12 state or federal moneys have been contributed to support the
13 project.

14 d. Moneys shall only be used to support a project which
15 restores a levee to its condition prior to the flood damage.
16 However, moneys may support improvements which are incidental
17 to the repairs or reconstruction.

18 e. A person shall not be eligible to receive assistance
19 under this section, unless the person is an individual who is
20 actively engaged in farming as provided in section 9H.1,
21 subsection 1, paragraphs "a" through "c", or the person is a
22 family corporation, family farm limited partnership, family
23 trust, or family farm limited liability company, as defined in
24 section 9H.1.

25 3. Notwithstanding section 8.33, moneys appropriated
26 pursuant to this section which are unencumbered or unobligated
27 on June 30, 1994, shall not revert but shall be available for
28 expenditure as provided in this section during the subsequent
29 fiscal year and moneys appropriated under this section which
30 are still unencumbered or unobligated on June 30, 1995, shall
31 be credited to the conservation practices revolving loan fund
32 created pursuant to section 161A.71.

33 Sec. 32. IOWA VETERANS HOME. If actual revenues for the
34 fiscal year beginning July 1, 1993, and ending June 30, 1994,
35 exceed the revenue estimating conference projections of

1 December 15, 1993, for that fiscal year by at least \$211,000,
2 the Iowa veterans home, notwithstanding section 8.33, may
3 retain \$211,000 which otherwise would revert and may carry
4 over this amount to the fiscal year beginning July 1, 1994,
5 and ending June 30, 1995. These funds shall be used to
6 eliminate the delay in opening beds due to funding
7 constraints.

8 Sec. 33. Section 15.241, unnumbered paragraphs 1, 2, and
9 4, Code 1993, are amended to read as follows:

10 A "self-employment loan program account" is established
11 within the strategic investment fund created in section 15.313
12 to provide funding for the self-employment loan program which
13 is to be conducted in coordination with the job training
14 partnership program and other programs administered under
15 section 15.108, subsection 6, paragraph "c". The department
16 may contract with local community action agencies or other
17 local entities in administering the program, and shall work
18 with the department of employment services and the department
19 of human services in developing the program. The department
20 shall cooperate with the division of vocational rehabilitation
21 under the department of education to implement a business
22 development initiative for entrepreneurs with disabilities.

23 The self-employment loan program shall administer a low-
24 interest loan program to provide loans to low-income persons
25 and persons with disabilities for the purpose of establishing
26 or expanding small business ventures. The terms of the loans
27 shall be determined by the department, but shall not be in
28 excess of ten thousand dollars to any single applicant or at a
29 rate to exceed five percent simple interest per annum. The
30 department shall maintain records of all loans approved and
31 the effectiveness of those loans in establishing or expanding
32 small business ventures.

33 Payments of interest, recaptures of awards, and repayments
34 of moneys loaned under this program shall be deposited into
35 the strategic investment fund. Receipts from loans or grants

1 under the business development initiative for entrepreneurs
2 with disabilities may be maintained in a separate account
3 within the fund.

4 Sec. 34. EFFECTIVE DATE. This division of this Act, being
5 deemed of immediate importance, takes effect upon enactment.

6 DIVISION VI

7 MISCELLANEOUS PROVISIONS

8 Sec. 35. DEPARTMENT OF CORRECTIONS -- TRANSPORTATION
9 COSTS. There is appropriated from the general fund of the
10 state to the department of corrections for the fiscal year
11 beginning July 1, 1994, and ending June 30, 1995, in addition
12 to other appropriations and full-time equivalent positions
13 made to and authorized for the department for that fiscal
14 year, the following amount, or so much thereof as is
15 necessary, to be used for the purpose designated:

16 For the establishment of the Iowa medical and
17 classification center at Oakdale as the transportation center
18 for the transportation of inmates throughout the state, as
19 provided in section 904.201, subsection 9, including funding
20 for the purchase of necessary vehicles or equipment, salaries,
21 support, maintenance, miscellaneous purposes, and for not more
22 than the following full-time equivalent positions:

23	\$	100,000
24	FTEs	5.00

25 Sec. 36. AGRICULTURE MUSEUM. There is appropriated from
26 the general fund of the state to the department of economic
27 development for the fiscal year beginning July 1, 1994, and
28 ending June 30, 1995, the following amount, or so much thereof
29 as is necessary, to be used for the purpose designated:

30 For allocation to the agriculture museum in Cambridge,
31 Iowa:

32	\$	10,000
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33 Sec. 37. LEWIS AND CLARK WATER SYSTEM. There is
34 appropriated from the general fund of the state to the
35 department of economic development for the fiscal year

1 beginning July 1, 1994, and ending June 30, 1995, the
2 following amount, or so much thereof as is necessary, to be
3 used for the purpose designated:

4 For the Iowa members' cost share for the 1993 study phase
5 of the Lewis and Clark rural water system:

6 \$ 20,000

7 Sec. 38. STATE CHILD CARE ASSISTANCE. In addition to the
8 amount appropriated in 1994 Iowa Acts, Senate File 2313,
9 section 6, for state child care assistance, there is
10 appropriated from the general fund of the state to the
11 department of human services for the fiscal year beginning
12 July 1, 1994, and ending June 30, 1995, the following amount,
13 or so much thereof as is necessary, to be used for state child
14 care assistance:

15 \$ 500,000

16 Sec. 39. GERIATRIC PATIENTS. There is appropriated from
17 the general fund of the state to the department of human
18 services for the fiscal year beginning July 1, 1994, and
19 ending June 30, 1995, the following amount or so much thereof
20 as is necessary to be used for the purpose designated:

21 For application by the department for grants to establish
22 pilot projects for placements of geriatric patients who have a
23 mental illness:

24 \$ 20,000

25 Any grant received may be used by the department to fund a
26 coordinator to work with hospitals and nursing homes
27 concerning placements of geriatric patients who have a mental
28 illness.

29 Sec. 40. CHILD PROTECTION TASK FORCE. There is appro-
30 priated from the general fund of the state to the department
31 of human services for the fiscal year beginning July 1, 1994,
32 and ending June 30, 1995, the following amount, or so much
33 thereof as is necessary, to be used for the purpose
34 designated:

35 For the costs associated with the child protection task

1 force created pursuant to 1994 Iowa Acts, House File 2261:

2 \$ 10,000

3 Sec. 41. TECHNICAL ASSISTANCE TO COUNTIES. There is
4 appropriated from the general fund of the state to the
5 department of human services for the fiscal year beginning
6 July 1, 1994, and ending June 30, 1995, the following amount,
7 or so much thereof as is necessary, to be used for the purpose
8 designated:

9 For salaries, support, maintenance, miscellaneous purposes,
10 and for not more than the following full-time equivalent
11 positions to provide technical assistance to counties and
12 other necessary support to implement the provisions of
13 sections 331.438, 331.439, and 331.440 as enacted by 1994 Iowa
14 Acts, House File 2430:

15 \$ 294,541

16 FTEs 6.00

17 The department may adopt emergency rules under section
18 17A.4, subsection 2, and section 17A.5, subsection 2,
19 paragraph "b", to implement the provisions of sections
20 331.438, 331.439, and 331.440 as enacted by House File 2430 no
21 later than January 1, 1995, and the rules shall become
22 effective immediately upon filing. Any rules adopted in
23 accordance with this section shall also be published as a
24 notice of intended action as provided in section 17A.4.

25 Sec. 42. REGIONAL SPACE CENTER. There is appropriated
26 from the general fund of the state to the department of
27 cultural affairs for the fiscal year beginning July 1, 1994,
28 and ending June 30, 1995, the following amount, or so much
29 thereof as is necessary, to be used for the following purpose:

30 For the administrative division to conduct a midwest
31 regional space center feasibility study:

32 \$ 50,000

33 Sec. 43. COMMUNITY ASSISTANCE GRANT. There is
34 appropriated from the general fund of the state to the railway
35 finance authority for the fiscal year beginning July 1, 1994,

1 and ending June 30, 1995, the following amount, or so much
 2 thereof as is necessary, to be used for the purpose
 3 designated:

4 For a community assistance grant to be used for rail line
 5 acquisition to preserve jobs in communities in which railroad
 6 shops and other local rail facilities have been closed:

7 \$ 75,000

8 Sec. 44. DEPARTMENT OF ELDER AFFAIRS. There is
 9 appropriated from the general fund of the state to the depart-
 10 ment of elder affairs for the fiscal year beginning July 1,
 11 1994, and ending June 30, 1995, the following amount, or so
 12 much thereof as is necessary, to be used for the purpose
 13 designated:

14 For the retired senior volunteer program, in addition to
 15 moneys appropriated in 1994 Iowa Acts, House File 2376,
 16 section 3, subsection 2:

17 \$ 16,500

18 Sec. 45. SOIL CONSERVATION TECHNICIANS. There is
 19 appropriated from the general fund of the state to the soil
 20 conservation division of the department of agriculture and
 21 land stewardship for the fiscal year beginning July 1, 1994,
 22 and ending June 30, 1995, the following amount, or so much
 23 thereof as is necessary, to be used for the purposes
 24 designated:

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

28 \$ 123,000

29 FTEs 5.00

30 Sec. 46. TERRACE HILL SAFETY IMPROVEMENTS. There is
 31 appropriated from the general fund of the state to the depart-
 32 ment of general services for the fiscal year beginning July 1,
 33 1994, and ending June 30, 1995, the following amount, or so
 34 much thereof as is necessary, to be used for the purposes
 35 designated:

1 For repairs and improvements to Terrace Hill including, but
2 not limited to, fire alarms, water sprinklers, and other fire
3 protection devices:

4 \$ 20,000

5 Sec. 47. DEPARTMENT OF HUMAN SERVICES -- PREPAID MENTAL
6 HEALTH SERVICES. The department of human services shall
7 select a contractor for a prepaid mental health services plan
8 for medical assistance patients, as described in 1994 Iowa
9 Acts, Senate File 2313, section 3, subsection 6, solely on the
10 basis of the bid documents submitted by respondents. The
11 department shall not apply a preference or benefit to a
12 respondent for a previous proposal submitted to the department
13 or for an endorsement of a respondent by another person or
14 potential provider of services under the plan.

15 Sec. 48. 1994 Iowa Acts, Senate File 2313, section 11, is
16 amended by adding the following new subsection:

17 NEW SUBSECTION. 5. Of the funds appropriated in this
18 section, \$31,900 shall be used by the department for child
19 neutral visitation grants. It is the intent of the general
20 assembly that funds shall be provided by the state for this
21 purpose only for this fiscal year.

22 Sec. 49. 1994 Iowa Acts, Senate File 2313, section 13,
23 subsection 2, is amended to read as follows:

24 2. Within the funds appropriated in this section, the
25 department may reallocate funds as necessary to best fulfill
26 the needs of the institutions provided for in the
27 appropriation. However, the department shall not reallocate
28 funds if the reallocation would result in a reduction in
29 services or of personnel at any institution.

30 Sec. 50. Section 34A.2, subsection 6, paragraph e,
31 unnumbered paragraph 2, Code Supplement 1993, is amended to
32 read as follows:

33 Costs Funds deposited in an E911 service fund shall be
34 appropriated and used for the payment of costs which are
35 limited to nonrecurring and recurring costs directly

1 attributable to the provision of 911 emergency telephone
2 communication service and may include costs for portable and
3 vehicle radios, communication towers, and other radios and
4 equipment ~~permanently-located-at-the-public-safety-answering~~
5 point. Costs do not include expenditures for any other
6 purpose, and specifically exclude costs attributable to other
7 emergency services or expenditures for buildings or personnel,
8 except for the costs of personnel for database management and
9 personnel directly associated with addressing.

10 Sec. 51. Section 279.51, subsection 1, paragraph c, Code
11 1993, is amended to read as follows:

12 c. For each of the fiscal years during the fiscal period
13 beginning July 1, ~~1990~~ 1994, and ending June 30, ~~1994~~ 1998,
14 eight hundred thousand dollars of the funds appropriated shall
15 be allocated for the ~~school-based-youth-services-education~~
16 streets to success program established in subsection 3. For
17 each of the fiscal years during the fiscal period beginning
18 July 1, 1994, and ending June 30, 1998, twenty thousand
19 dollars of the funds allocated under this paragraph shall be
20 expended for staff development, research, and the development
21 of strategies for coordination with community-based youth
22 organizations and agencies. A school that received a grant
23 during the fiscal year beginning July 1, 1993, is ineligible
24 to receive a grant under this paragraph. Subject to the
25 approval of the state board of education, the allocation made
26 in this paragraph may be renewed for additional four-year
27 periods of time.

28 Sec. 52. Section 279.51, subsection 1, Code 1993, is
29 amended by adding the following new paragraph:

30 NEW PARAGRAPH. g. For each of the fiscal years during the
31 fiscal period beginning July 1, 1994, and ending June 30,
32 1998, fifty thousand dollars of the funds appropriated shall
33 be granted to each of the four schools that received grants
34 under subsection 3 during the fiscal year beginning July 1,
35 1993, to allow for expansion and to include identified minimum

1 services if the school submits a program plan pursuant to
2 subsection 3.

3 Sec. 53. Section 279.51, subsection 3, unnumbered
4 paragraphs 1, 2, 4, and 5, Code 1993, are amended to read as
5 follows:

6 A school-based youth services education program, which
7 shall be known as the "streets to success program", is
8 established. The department of education, in consultation
9 with the department of human services, the department of
10 employment services, the Iowa department of public health, the
11 division of criminal and juvenile justice planning of the
12 department of human rights, institutions of higher learning
13 with applicable programs, and the division of job training and
14 entrepreneurship assistance of the department of economic
15 development, shall develop a four-year demonstration grant
16 program that commences in the fiscal year beginning July 1,
17 ~~1990~~ 1994. The department shall provide grants to individual
18 or consortiums of elementary, middle, schools or high schools
19 to establish school-based-youth-services streets to success
20 programs, in conjunction with local agencies and community
21 organizations, based upon program plans filed by the board of
22 directors of the school district. The department shall
23 provide grants to establish model programs in at least the
24 following three size categories:

25 a. A school district with an enrollment of less than one
26 thousand two hundred.

27 b. A school district with an enrollment of one thousand
28 two hundred to four thousand nine hundred ninety-nine.

29 c. A school district with an enrollment of at least five
30 thousand.

31 PARAGRAPH DIVIDED. Priority shall be weighted toward need
32 and given to schools whose plans indicate a high degree of
33 active participation by community-based youth organizations
34 and agencies, and to schools with student populations
35 characterized by high rates of a number of the following:

1 school dropout and absenteeism; teenage pregnancy; juvenile
2 court involvement; family conflict; unemployment; teenage
3 suicide; and teenage child and youth mental health, substance
4 abuse, and other health problems. The department shall
5 ~~evaluate-proposed-programs-based-upon-the-department's~~
6 ~~analysis-of~~ coordinate an evaluation initiative with the
7 approved projects designed to investigate program
8 effectiveness in reducing these rates within the-schools
9 communities. In developing the evaluation initiative, the
10 department shall consult with the department of human
11 services, the department of employment services, the Iowa
12 department of public health, the division of criminal and
13 juvenile justice planning of the department of human rights,
14 institutions of higher learning with applicable programs, and
15 the division of job training and entrepreneurship assistance
16 of the department of economic development.

17 Programs shall provide at a minimum recreation
18 opportunities, personal skills development, basic academic
19 skills development, family interaction opportunities, and
20 mentoring. Additional objectives of the programs shall be:
21 to increase the ability of existing agencies within the
22 community to address the multiple problems of teenagers
23 children and youth and to coordinate their activities; to
24 provide-an-accessible-and-attractive-center-for-teenagers-in
25 or-near-school-that-they-are-most-likely-to-use, and to
26 facilitate joint planning to make the most economic and
27 innovative use of community resources. Priority shall be
28 given to programs that provide access to a center for children
29 and youth after school, in the evening, and on weekends, and
30 during the summer and that provide a twenty-four-hour
31 telephone hotline or similar service, and that provide access
32 to day care or on-site child day care. Programs shall at a
33 minimum provide job-training-and-employment career development
34 services, mental health and family counseling services, and
35 primary health care services that include but are not limited

1 to physical examinations, immunizations, hearing and vision
2 screening, and preventive and primary health care services, in
3 the context of the educational needs of the students.
4 Programs shall not include abortion counseling or the
5 dispensing of contraceptives. ~~The department shall give~~
6 ~~additional consideration to program proposals that provide~~
7 ~~access to the center after school, in the evening and on~~
8 ~~weekends, and during the summer, that provide a twenty-four~~
9 ~~hour telephone hotline or similar service, and that provide~~
10 ~~access to day care or on-site day care.~~

11 Program proposals shall include a program evaluation
12 component and a written commitment from the school principal
13 and the board of directors that the school will work to
14 coordinate and integrate existing school services and
15 activities with the center and shall include letters of
16 support for the proposal from the local teachers association;
17 parent-teacher organizations; community organizations;
18 nonprofit agencies providing social services, health, or
19 employment career development services in the area; the
20 juvenile court system serving the area; and the area private
21 industry council.

22 Grants for the program shall not be used to construct a new
23 facility, ~~but up to ten percent of the grant may be used~~ or to
24 renovate an existing structure. ~~In addition, up to ten~~
25 ~~percent of the grant funds may be used to provide each of the~~
26 ~~following service categories: day care, transportation, and~~
27 ~~recreation.~~

28 Sec. 54. Section 307.26, subsection 5, Code 1993, is
29 amended by adding the following new paragraph:

30 NEW PARAGRAPH. c. The development and adoption of
31 classifications of crossings on public highways based upon
32 their characteristics, conditions, and hazards, and standards
33 for warning devices, signals, and signs of each crossing
34 classification. The department shall recommend a schedule for
35 implementation of the standards to the government agency,

1 department, or political subdivision having jurisdiction of
2 the highway and shall provide an annual report to the general
3 assembly on the development and adoption of classifications
4 and standards under this paragraph and their implementation,
5 including information about financing installation of warning
6 devices, signals, and signs. The department shall not be
7 liable solely on account of the development or adoption of the
8 classifications or standards. A government agency,
9 department, or political subdivision shall not be liable
10 solely for failure to implement the standards. A crossing
11 warning or improvement installed or maintained pursuant to
12 standards adopted by the department under this paragraph shall
13 be deemed an adequate and appropriate warning for the
14 crossing.

15 Sec. 55. Section 904.201, Code 1993, is amended by adding
16 the following new subsection:

17 NEW SUBSECTION. 9. The center shall serve as the
18 transportation center for the transportation of inmates in the
19 custody of the department throughout the state.

20 Sec. 56. 1994 Iowa Acts, House File 181, section 4, is
21 amended to read as follows:

22 SEC. 4. ~~CONTINGENT~~ EFFECTIVE DATE. The provisions of this
23 Act which amend section 321.189, take effect July 1, 1995, or
24 ~~at such time as the department of education provides adequate~~
25 ~~training vehicles, instructors, curriculum materials, training~~
26 ~~sites, and program funding for training for all persons who~~
27 ~~are required to complete the motorcycle education course or~~
28 ~~for any person who would like to complete the motorcycle~~
29 ~~education course, whichever is earlier.~~ The department of
30 education shall notify the state department of transportation
31 when the department of education has the resources available
32 to effectively offer the motorcycle education course.

33 Sec. 57. EFFECTIVE DATE. Section 47 of this division, of
34 this Act, relating to prepaid mental health services, being
35 deemed of immediate importance, takes effect upon enactment.

DIVISION VII

EDUCATION FINANCES -- CONTINGENT PROVISIONS

Sec. 58. Section 257.3, Code Supplement 1993, is amended by adding the following new subsection:

NEW SUBSECTION. 5. Property, as defined in section 427A.1, subsection 1, paragraphs "e" and "j", which is exempt from property taxation pursuant to section 15.334 or section 15A.9, subsection 5, enacted by 1994 Iowa Acts, House File 2180, shall be assessed a charge in lieu of property tax. The amount of the assessed charge equals the product of the foundation property tax levy of the school district in which the property is located multiplied by the amount the property would have been assessed for property taxation if the property was not exempt pursuant to section 15.334 or section 15A.9, subsection 5. The county treasurer shall send a notice to the owner of the property informing the owner of the amount of the assessed charge by July 1 of each fiscal year the property is exempt. The charge shall be payable to the school district. The assessed charge is due and becomes delinquent as provided in sections 445.36 and 445.37 for property taxes.

For purposes of section 257.1, the total amount of assessed charges in lieu of property taxes due a school district shall be considered revenue obtained from the foundation property tax.

Sec. 59. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1994, and ending June 30, 1995, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For contracting with the north central regional education laboratory to conduct a study of the proposed special education administrative rules, IAB Vol. XVI, No. 18 (3-2-94), p. 1710, ARC 4626A, and the impact of the proposed rules on special education costs to the state:

..... \$ 50,000

1 The department of education shall report the results of the
2 study, along with the recommendations of the north central
3 regional education laboratory, to the general assembly by
4 January 15, 1995. The state board of education is prohibited
5 from adopting the proposed special education administrative
6 rules before February 1, 1995.

7 Sec. 60. EDUCATIONAL EXCELLENCE. For the fiscal year
8 beginning July 1, 1994, and ending June 30, 1995, the appro-
9 priation made to the department of education pursuant to
10 section 294A.25, subsection 1, shall be increased by \$139,745
11 to be used for Phase II.

12 Sec. 61. AT-RISK CHILDREN. For the fiscal year beginning
13 July 1, 1994, and ending June 30, 1995, the appropriation made
14 to the department of education pursuant to section 279.51,
15 subsection 1, shall be increased by \$2,000,000.

16 Sec. 62. CONTINGENT APPROPRIATION. If the actual taxable
17 valuation of real property located in this state, based upon
18 January 1, 1993, assessments, which is used in the computation
19 of property taxes payable in the fiscal year beginning July 1,
20 1994, increases from the estimate of such taxable valuation,
21 the amount of the reduction in state foundation aid under
22 section 257.1 as a result of such increase in taxable
23 valuation shall be used to fund sections 59, 60, and 61. If
24 the amount of the reduction is insufficient, section 61 shall
25 be funded first with the others being prorated.

26 Sec. 63. CONTINGENT EFFECTIVE DATE. Sections 59, 60, and
27 61 of this division of this Act take effect upon the enactment
28 of section 62.

29 DIVISION VIII

30 CORRECTIVE CHANGES

31 Sec. 64. Section 8.60, subsection 2, Code Supplement 1993,
32 as amended by 1994 Iowa Acts, Senate File 2086, section 32, is
33 amended by striking the subsection.

34 Sec. 65. Section 615.3, Code 1993, as amended by 1994 Iowa
35 Acts, House File 307, is amended to read as follows:

1 615.3 FUTURE JUDGMENTS WITHOUT FORECLOSURE.

2 A judgment hereafter rendered on a promissory obligation
3 secured by a mortgage, deed of trust of real estate upon which
4 at the time of the judgment is either used for an agricultural
5 purpose as defined in section 535.13 or a one-family or two-
6 family dwelling which is the residence of the mortgagor, but
7 without foreclosure against the security, shall not be subject
8 to renewal by action thereon, and, after the lapse of two
9 years from the date of rendition, shall be without force and
10 effect for any purpose whatsoever except as a setoff or
11 counterclaim. As used in this section, "mortgagor" means a
12 mortgagor of a mortgage or a borrower executing a deed of
13 trust as provided in chapter 654 or the vendee of a real
14 estate contract.

15 Sec. 66. 1994 Iowa Acts, House File 2230, section 3, is
16 amended to read as follows:

17 SEC. 3. REPEALER. This Act is repealed effective January
18 15, 1995.

19 Sec. 67. 1994 Iowa Acts, Senate File 2313, section 19,
20 subsection 1, unnumbered paragraph 1, is amended to read as
21 follows:

22 Of the funds appropriated in this section, \$15,639,333
23 15,888,195 shall be allocated to counties for funding of
24 community-based mental illness, mental retardation,
25 developmental disabilities, and brain injury services. The
26 moneys shall be allocated to a county as follows:

27 Sec. 68. 1994 Iowa Acts, Senate File 2313, section 19,
28 subsection 6, paragraph a, is amended to read as follows:

29 a. Of the funds appropriated in this section, \$13,287,625
30 13,038,763 is allocated for distribution to counties for local
31 purchase of services for persons with mental illness or mental
32 retardation or other developmental disability.

33 Sec. 69. 1994 Iowa Acts, House File 582, section 1,
34 subsection 2, is amended to read as follows:

35 2. Beginning July 1, 1994, and ending June 30, 1996, the

1 department shall administer a preadmission screening and
2 assessment pilot program for elders seeking admission to
3 nursing facilities, in three to six counties in the state,
4 which have existing case management programs for elders, in
5 consultation with area agencies on the aging, service
6 providers, and the peer review organization. The counties
7 selected shall represent both rural and urban populations.
8 Unless an elder is exempt from the preadmission screening and
9 assessment pilot program pursuant to subsection 5, or 6, or 7
10 an elder shall not be admitted to a nursing facility in a
11 participating county prior to completion of a preadmission
12 screening and, if necessary, an assessment.

13 Sec. 70. 1994 Iowa Acts, Senate File 2086, sections 34 and
14 36, are repealed.

15 Sec. 71. 1994 Iowa Acts, House File 2179, section 26, is
16 repealed.

17 Sec. 72. REPEAL -- RETROACTIVE APPLICABILITY.

18 1. Section 64 of this Act, being deemed of immediate
19 importance, takes effect upon enactment.

20 2. Section 70 of this Act, being deemed of immediate
21 importance, takes effect upon enactment and is retroactively
22 applicable to March 31, 1994.

23 DIVISION IX

24 MOTOR VEHICLES

25 Sec. 73. Section 321.24, unnumbered paragraphs 4 and 5,
26 Code 1993, are amended to read as follows:

27 If the prior certificate of title is from another state and
28 indicates that the vehicle was rebuilt the new certificate of
29 title and the registration receipt shall contain the
30 designation of "REBUILT" stamped or and printed on its face
31 together with the name of the state issuing the prior title.
32 The designation of "REBUILT" and the name of the other state
33 shall be retained on all subsequent Iowa certificates of title
34 and registration receipts for the vehicle.

35 If the prior certificate of title is from another state and

1 indicates that the vehicle was junked, an Iowa junking
2 certificate shall be issued according to section 321.52,
3 subsections 2 and 3. If the prior certificate of title from
4 another state indicates that the vehicle is salvaged and not
5 rebuilt or is a salvage certificate of title, an Iowa salvage
6 certificate of title shall be issued and a "SALVAGE"
7 designation shall be retained on all subsequent Iowa
8 certificates of title and registration receipts for the
9 vehicle, except as provided under section 321.52, subsection
10 4, paragraph "b". The department may require that subsequent
11 Iowa certificates of title retain other state's designations
12 which indicate that a vehicle had incurred prior damage. The
13 department shall ~~adopt rules to~~ determine the manner in which
14 other states' rebuilt, salvage, or other designations are to
15 be indicated on Iowa titles.

16 Sec. 74. Section 321.52, Code Supplement 1993, is amended
17 by adding the following new subsection:

18 NEW SUBSECTION. 5. Notwithstanding the provisions of this
19 section, the department may require that certificates of
20 title, which are required by this section, to bear the
21 designation or words "REBUILT" or "SALVAGE" stamped or printed
22 on the face of the title.

23 Sec. 75. Section 321.69, Code 1993, is amended by adding
24 the following new subsection:

25 NEW SUBSECTION. 3A. A lessee who has executed a lease as
26 defined in section 321F.1, subsection 5, shall provide a
27 damage disclosure statement to the lessor at the termination
28 of the lease. The damage disclosure statement shall be made
29 on a separate disclosure document and shall state the total
30 dollar amount of all damage to the vehicle which occurred
31 during the term of the lease. The lessee's damage disclosure
32 statement shall not be submitted with the application for
33 title, but the lessor shall retain the lessee's damage
34 disclosure statement for five years following the date of the
35 statement.

1 Sec. 76. Section 321.69, subsection 7 and 8, Code 1993,
2 are amended to read as follows:

3 7. A person, authorized vehicle recycler licensed under
4 chapter 321H, or motor vehicle dealer licensed under chapter
5 322 shall not be liable to a subsequent owner of a vehicle
6 because a prior owner or lessee gave a false or inaccurate
7 damage disclosure statement or failed to disclose that the
8 vehicle had previously been damaged and repaired or had been
9 titled on a salvage or rebuilt certificate of title unless the
10 person, recycler, or dealer knew or reasonably should have
11 known that the prior owner or lessee gave a false or
12 inaccurate damage disclosure statement or failed to disclose
13 that the vehicle had been damaged and repaired or had been
14 titled on a salvage or rebuilt certificate of title.

15 8. This section does not apply to motor trucks and truck
16 tractors with a gross vehicle weight rating of sixteen
17 thousand pounds or more, vehicles more than nine model years
18 old, ~~vehicles-with-titles-stating-the-vehicle-is-salvage-or~~
19 ~~rebuilt~~, motorcycles, motorized bicycles, and special mobile
20 equipment. The section does apply to motor homes.

21 Sec. 77. Section 321.457, Code Supplement 1993, as amended
22 by 1994 Iowa Acts, Senate File 2080, sections 6 and 7, is
23 amended to read as follows:

24 321.457 MAXIMUM LENGTH.

25 1. A combination of four vehicles is not allowed on the
26 highways of this state, except for power units saddle mounted
27 on other power units which shall be restricted to a maximum
28 overall length of ~~sixty-five-feet-unless-subject-to-the~~
29 ~~maximum-length-provisions-of-subsection-3~~ seventy-five feet.

30 2. The maximum length of any motor vehicle or combination
31 of vehicles operated on the highways of this state, ~~unless~~
32 ~~subject-to-the-maximum-length-provisions-of-subsection-3~~, are
33 as follows:

34 a. A single truck, unladen or with load, shall not have an
35 overall length, inclusive of front and rear bumpers, in excess

1 of forty feet.

2 b. A single bus shall not have an overall length,
3 inclusive of front and rear bumpers, in excess of forty-five
4 feet, except that buses constructed so as to contain a
5 flexible part allowing articulation shall not exceed sixty-one
6 feet.

7 c. ~~Except for combinations of vehicles, provisions for~~
8 ~~which are otherwise made in this chapter, no combination of a~~
9 ~~truck tractor and a semitrailer coupled together or a motor~~
10 ~~truck and a trailer or semitrailer coupled together unladen or~~
11 ~~with load, shall have an overall length, inclusive of front~~
12 ~~and rear bumpers, in excess of sixty feet.~~

13 d. However, a mobile home not in excess of forty-eight
14 feet in length may be drawn by any motor vehicle, except a
15 motor truck, provided that the mobile home and its towing unit
16 are not in excess of an overall length of sixty feet. For the
17 purposes of this subsection, a light delivery truck, panel
18 delivery truck or "pickup" is not a motor truck. A portable
19 livestock loading chute not in excess of a length of thirteen
20 feet including its hitch or tongue may be drawn by any vehicle
21 or combination of vehicles, provided that the vehicle or
22 combination of vehicles drawing the loading chute is not in
23 excess of the legal length provided for such vehicles or
24 combinations.

25 e d. Combinations of vehicles coupled together which are
26 used exclusively for the transportation of passenger vehicles,
27 light delivery trucks, panel delivery trucks, pickup trucks,
28 recreational vehicle chassis, and boats shall not exceed
29 sixty-five feet in overall length. However, the load carried
30 on a truck-semitrailer combination may extend up to three feet
31 beyond the front bumper and up to four feet beyond the rear
32 bumper.

33 f e. A combination of three vehicles coupled together one
34 of which is a motor vehicle, unladen or with load, other than
35 a truck tractor, shall not have an overall length, inclusive

1 of front and rear bumpers, in excess of sixty feet.

2 g f. A motor vehicle or combination of vehicles may be
3 operated upon the highways of this state, irrespective of the
4 length and weight limitations imposed by the laws of this
5 state, if the motor vehicle or combination of vehicles is
6 operated within the corporate limits of a city abutting a
7 border of this state and such operations have been approved by
8 ordinance of the city council and if the length and weight of
9 the motor vehicle or combination of vehicles is in conformity
10 with the laws relating to length and weight of the abutting
11 state on July 1, 1974. If a city council has authorized such
12 operation upon highways within the corporate limits, then the
13 limit of travel for such motor vehicles or combination of
14 vehicles within the state is extended to the commercial zones
15 as described by federal regulations concerning interstate
16 commerce, 49 code of federal regulations, paragraphs 1048.10,
17 1048.38, and 1048.101 as they exist on July 1, 1974.

18 ~~3.--The maximum length of any motor vehicle or combination~~
19 ~~of vehicles operated on the highways of this state which are~~
20 ~~designated by the transportation commission shall be as~~
21 ~~follows:~~

22 a g. A trailer or semitrailer, laden or unladen, shall not
23 have an overall length in excess of fifty-three feet when
24 operating in a truck tractor-semitrailer combination.

25 b h. A trailer or semitrailer, laden or unladen, shall not
26 have an overall length in excess of twenty-eight feet six
27 inches when operating in a truck tractor-semitrailer-trailer
28 combination or truck tractor-semitrailer-semitrailer
29 combination. When the semitrailers in a truck tractor-
30 semitrailer-semitrailer combination are connected by a rigid
31 frame extension including a fifth-wheel connection point
32 attached to the rear frame of the first semitrailer, the
33 length of the frame extension shall not be included when
34 determining the overall length of the first semitrailer.

35 c i. Power units designed to carry cargo, when used in

1 combination with a trailer or semitrailer shall not exceed
2 sixty-five feet in overall length for the combination.

3 d j. A stinger-steered automobile transporter shall not
4 have an overall length exceeding seventy-five feet, except
5 that the load may extend up to three feet beyond the front
6 bumper and up to four feet beyond the rear bumper.

7 ~~e. --Power-units-saddle-mounted-or-full-mounted-on-other~~
8 ~~power-units-shall-not-exceed-seventy-five-feet-in-overall~~
9 ~~length.~~

10 4 3. Fire fighting apparatus and vehicles operated during
11 daylight hours when transporting poles, pipe, machinery, or
12 other objects of a structural nature which cannot be readily
13 disassembled when required for emergency repair of public
14 service facilities or properties are not subject to the
15 limitations on overall length of vehicles and combinations of
16 vehicles imposed under this section. However, for operation
17 during nighttime hours, these vehicles and the load being
18 transported shall be equipped with a sufficient number of
19 clearance lamps on both sides and marker lamps at the extreme
20 ends of the projecting load to clearly mark the dimensions of
21 the load. A member of the state highway safety patrol shall
22 also be notified prior to the operation of the vehicle.

23 Sec. 78. Section 321.463, Code 1993, is amended by adding
24 the following new unnumbered paragraph:

25 NEW UNNUMBERED PARAGRAPH. A vehicle designed to tow
26 wrecked or disabled vehicles shall be exempt from the weight
27 limitations in this section while the vehicle is towing a
28 wrecked or disabled vehicle.

29 Sec. 79. Section 322.4, subsection 7, Code 1993, is
30 amended to read as follows:

31 7. Before the issuance of a motor vehicle dealer's license
32 to a dealer engaged in the sale of vehicles for which a
33 certificate of title is required under chapter 321, the
34 applicant shall furnish a surety bond executed by the
35 applicant as principal and executed by a corporate surety

1 company, licensed and qualified to do business within this
2 state, which bond shall run to the state of Iowa, be in the
3 amount of ~~thirty-five~~ fifty thousand dollars and be
4 conditioned upon the faithful compliance by the applicant as a
5 dealer with all of the statutes of this state regulating or
6 applicable to the business of a dealer in motor vehicles, and
7 indemnifying any person who buys a motor vehicle from the
8 dealer from any loss or damage occasioned by the failure of
9 the dealer to comply with any of the provisions of chapter 321
10 and this chapter, including, but not limited to, the
11 furnishing of a proper and valid certificate of title to the
12 motor vehicle involved in a transaction. The bond shall also
13 indemnify any motor vehicle purchaser from any loss or damage
14 caused by the failure of the dealer to comply with the
15 odometer requirements in section 321.71, regardless of whether
16 the motor vehicle was purchased directly from the dealer. The
17 bond shall be filed with the department prior to the issuance
18 of a license. The aggregate liability of the surety, however,
19 shall not exceed the amount of the bond.

20

EXPLANATION

21 DIVISION I: Sections 1, 4, 5, 6, and 7 create a special
22 olympics fund under the control of the department of
23 management, establish an annual appropriation to the fund of
24 \$20,000, beginning with the 1994-1995 fiscal year, repeal the
25 \$5,000 appropriation in SF 2229 to the olympics fund for 1994-
26 1995 fiscal year, repeal the income tax refund checkoff for
27 the benefit of the United States olympic committee, and repeal
28 contingent effective language relating to the Iowa state fair
29 income tax refund checkoff and future income tax refund
30 checkoffs, which repeal is retroactive to January 1, 1993,
31 thus reaffirming the operation of the state fair checkoff
32 beginning with calendar year 1993.

33 Sections 2 and 3 of the division establish standing limited
34 appropriation for homestead credit reimbursement with annual
35 adjustment in amount of assessed value for which tax credit

1 can be claimed so as to fully fund the credit.

2 The division contains effective and applicability date
3 provisions.

4 DIVISION II: Makes appropriations for capital projects for
5 the 1994-1995 fiscal year to the departments of human services
6 and corrections for health, life safety, and maintenance
7 needs, department of natural resources for capitals
8 traditionally funded from the marine fuel tax receipts, and to
9 the state board of regents for fire and environmental safety
10 at the Iowa school for the deaf and for compliance with the
11 federal Americans with Disabilities Act at the Iowa braille
12 and sight saving school.

13 The division transfers lottery revenues in excess of
14 \$39,400,000 to various agencies for prioritized uses including
15 county fairs, world food prize, armory in Fairfield, United
16 States-Japan conference, restoration of Bentonsport bridge,
17 and other health, life safety, and maintenance needs. These
18 appropriations take effect upon enactment.

19 DIVISION III: Provides that lottery proceeds received in
20 FY 1994-1995 are to be deposited into the general fund of the
21 state rather than the CLEAN fund as provided in current law.

22 Lottery funds remaining from various allotments and
23 appropriations made in previous years to the jobs now
24 capitals, jobs now, education and agricultural research and
25 development, and surplus accounts of the Iowa plan fund are
26 transferred to the general fund of the state. This provision
27 is effective upon enactment.

28 Specified amounts of moneys which are unencumbered as of
29 July 1, 1993, from the following sources are transferred to
30 the general fund of the state: rural community 2000 revolving
31 fund and community college job training fund. These
32 provisions take effect upon enactment.

33 DIVISION IV: Makes reductions in the appropriations for
34 the 1993-1994 fiscal year for departments of transportation
35 for assistance for railroad facilities, human services for

1 medical assistance, and education for the educational
2 excellence program, commission on veterans affairs for
3 salaries, support, and maintenance and the board of regents
4 for tuition replacement. The division also requires general
5 fund revenues of at least \$3.899 billion be credited to the
6 general fund before certain unanticipated tax refunds may be
7 made. The division takes effect upon enactment.

8 DIVISION V: Supplements appropriations for the 1993-1994
9 fiscal year to the departments of economic development for the
10 CEBA account of which \$60,000 is to be used to implement a
11 business development initiative for entrepreneurs with
12 disabilities; human services for the family investment program
13 (AFDC), medical contracts, state hospitals, and MI/MR/DD state
14 cases; education for execution of the local arts comprehensive
15 educational strategies programs (LACES); and agriculture and
16 land stewardship for levee reconstruction; and allows the Iowa
17 veterans home to retain reversions for the following fiscal
18 year if certain revenue estimates are exceeded.

19 DIVISION VI: Provides miscellaneous appropriations for
20 fiscal year 1994-1995 and statutory changes. The following
21 appropriations are included: department of corrections for
22 transportation costs; department of economic development for
23 the agriculture museum and costs relating to the Lewis and
24 Clark rural water system; department of human services for
25 state child care assistance, pilot projects for placement of
26 certain geriatric patients, costs associated with a child
27 protection task force, and technical assistance costs
28 associated with implementation of county-state mental health
29 and disabilities service funding reform; department of
30 cultural affairs for a feasibility study for a midwest
31 regional space center; railway finance authority for a
32 community assistance grant; department of elder affairs for
33 the retired senior volunteer program; department of
34 agriculture and land stewardship for soil conservation
35 technicians; and department of general services for Terrace

1 Hill safety improvements. The provision authorizing the
2 department of human services to adopt emergency rules relating
3 to reform provisions for state and county mental health and
4 disabilities funding may constitute a state mandate as defined
5 in chapter 25B.

6 Division VI also provides direction to the department of
7 human services concerning selection of a contractor for a
8 prepaid mental health services plan under medical assistance.
9 This provision takes effect upon enactment. Provisions of
10 Senate File 2313, the fiscal year 1994-1995 human services
11 appropriations bill, are amended to allocate certain funding
12 for child neutral visitation grants and to prohibit
13 reallocation of allocations for the state mental health
14 institutes under certain circumstances.

15 Section 34A.2, relating to enhanced 911 emergency telephone
16 system, is amended to provide for appropriation of funds
17 deposited in an E911 service fund and remove a payment
18 requirement for permanent placement of equipment.

19 Section 279.51, relating to programs for at-risk children,
20 is amended to annually allocate funding for various model
21 school-based youth services programs to be known as "streets
22 for success".

23 Section 307.26, relating to the department of
24 transportation's administrator for rail and water, is amended
25 to require development and adoption of classifications of
26 crossings on public highways.

27 Section 904.201, relating to the Iowa medical and
28 classification center at Oakdale, is amended to require that
29 the center serve as the transportation center for
30 transportation of all inmates in the corrections system.

31 DIVISION VII: Charges the school foundation levy amount of
32 \$5.40 per \$1,000 of the value at which machinery and equipment
33 would have been assessed but for the fact that they are
34 exempt. The division appropriates to the department of
35 education \$50,000 to conduct a study of the special education

1 costs to the state of rules concerning special education prior
2 to the effectiveness of them, \$139,745 for Phase II, and
3 \$2,000,000 for at-risk children programs. These
4 appropriations are contingent upon the state paying less in
5 school aid because of the increase in taxable property
6 valuations over estimates.

7 DIVISION VIII: Provides corrective statutory changes.
8 Various provisions are amended to conform conflicting changes
9 enacted concerning the gamblers assistance fund to the action
10 taken by the general assembly in the human services
11 appropriations bill, Senate File 2313. The following
12 provisions are amended or stricken: section 8.60, relating to
13 fund transfers; Senate File 2086, known as the Code editor's
14 bill, relating to the gamblers assistance fund and revenues
15 from the state lottery and riverboats for that fund; and a
16 provision of House File 2179, relating to gaming changes,
17 which also provides a portion of riverboat revenues to
18 gamblers assistance. Effective and applicability provisions
19 are included for these provisions.

20 Section 615.3, relating to limitation on judgments, was
21 amended in House File 307. The amendment replaces a word
22 which was inadvertently stricken when the statute was amended.

23 House File 2230, relating to a raffle of real property by a
24 qualified organization, is amended to conform a repeal date
25 with other requirements in the bill.

26 Senate File 2313, relating to human services
27 appropriations, is amended to revise allocations within the
28 appropriation for community-based mental illness, mental
29 retardation, developmental disabilities, and brain injury
30 services.

31 House File 582, relating to screening and assessment of
32 elders, is amended to correct an internal reference.

33 DIVISION IX provides: Amendments to sections 321.24 and
34 321.52 allow for the designation of "REBUILT" and "SALVAGE" to
35 be stamped and printed on the front of the registration and

1 certificate of title and requires that subsequent certificates
2 of title must retain other states' damage designations.

3 Section 321.69 requires that a lessee of a motor vehicle
4 provide the lessor with a damage disclosure statement and
5 requires damage disclosure statements for salvage or rebuilt
6 vehicles.

7 Section 321.457 extends maximum lengths for certain
8 vehicles to conform with changes made in Senate File 2080
9 which repealed the designated highway system.

10 Section 321.463 provides that a vehicle designed to tow
11 wrecked or disabled vehicles is exempt from weight limitations
12 while the vehicle is towing a wrecked or disabled vehicle.

13 Section 322.4 increases the motor vehicle dealer's license
14 surety bond from \$35,000 to \$50,000.

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TERRY E. BRANSTAD
GOVERNOR

OFFICE OF THE GOVERNOR

STATE CAPITOL

DES MOINES, IOWA 50319

515 281-5211

May 13, 1994

MAY 17 94

The Honorable Elaine Baxter
Secretary of State
State Capitol Building
L O C A L

Dear Madam Secretary:

I hereby transmit Senate File 2330, an act relating to and making standing appropriations, appropriations for capital projects, transfers of certain funds, and other state financial and regulatory matters and providing effective and applicability date provisions.

Senate File 2330 is, therefore, approved on this date with the following exceptions which I hereby disapprove.

I am unable to approve the item designated as Section 26, in its entirety. This provision would restrict payment of tax refunds in FY 1994 to persons who are entitled to refunds under recent court decisions if general fund revenues do not exceed a certain amount. Not only would it be unfair to postpone payment of the refunds to those entitled to receive them, but it is also not good practice for the state to defer obligations into future years.

I am unable to approve the designated portion of Section 32, subsection 2, paragraph b. One of the unfortunate results of last summer's disastrous flooding was the extensive damage caused to levees along farmland. Created in this bill is a program to provide financial assistance to farmers to repair and reconstruct agricultural levees damaged by the flood. If the purposes of the program are not to be frustrated, then adequate funding must be available to assist those farmers who could benefit from the program.

I am unable to approve the item designated as Section 42, in its entirety. This provision would restrict the Department of Human Services from reallocating funds from one mental health institution to another. The department should retain the flexibility to reallocate funds as needed among the institutions.

The Honorable Elaine Baxter
May 13, 1994
Page 2

I am unable to approve the items designated as Sections 51 and 84, in their entirety. These provisions would establish the Iowa Medical and Classification Center at Oakdale as the transportation center for the Department of Corrections. One hundred thousand dollars (\$100,000) is appropriated in the bill for necessary vehicles, equipment, support, maintenance, and salaries of five FTE's. The appropriation provided falls far short of what is necessary to support the transportation needs of the department, therefore these provisions cannot be approved.

For the above reasons, I hereby respectfully disapprove these items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 2330 are hereby approved as of this date.

Sincerely,

A handwritten signature in dark ink, appearing to read "Terry E. Branstad", with a large, sweeping flourish at the end.

Terry E. Branstad
Governor

TEB/ps

cc: Secretary of the Senate
Chief Clerk of the House

SENATE FILE 2330

AN ACT
RELATING TO AND MAKING STANDING APPROPRIATIONS, APPROPRIATIONS
FOR CAPITAL PROJECTS, TRANSFERS OF CERTAIN FUNDS, AND OTHER
STATE FINANCIAL AND REGULATORY MATTERS AND PROVIDING
EFFECTIVE AND APPLICABILITY DATE PROVISIONS.

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

DIVISION I
STANDING APPROPRIATIONS

Section 1. NEW SECTION. 8.8 SPECIAL OLYMPICS FUND.

A special olympics fund is created in the office of the treasurer of state under the control of the department of management. There is appropriated annually from the general fund of the state to the special olympics fund twenty thousand dollars for distribution to one or more organizations which administer special olympics programs benefiting the citizens of Iowa with disabilities.

Sec. 2. Section 422.12A, Code Supplement 1993, is repealed.

Sec. 3. 1993 Iowa Acts, chapter 144, section 6, is repealed.

Sec. 4. 1994 Iowa Acts, Senate File 2229, section 24, is repealed.

Sec. 5. RETROACTIVITY. Section 2 of this Act applies retroactively to January 1, 1994. Section 3 of this Act applies retroactively to January 1, 1993.

Sec. 6. EFFECTIVE DATES. Sections 2, 3, 4, and 5 of this Act, being deemed of immediate importance, take effect upon enactment.

DIVISION II
CAPITAL PROJECTS
DEPARTMENT OF NATURAL RESOURCES

Sec. 7. There is appropriated from the marine fuel tax receipts deposited in the general fund of the state to the department of natural resources for the fiscal year beginning July 1, 1994, and ending June 30, 1995, the following amounts, or so much thereof as is necessary, to be used for the purpose designated:

For purposes of funding capitals traditionally funded from marine fuel tax receipts for the purposes specified in section 452A.79:

..... \$ 1,600,000

Notwithstanding section 8.33, the unencumbered or unobligated moneys remaining on June 30, 1995, from moneys appropriated for purposes of funding capitals traditionally funded from marine fuel tax receipts as provided in this section for the fiscal year beginning July 1, 1994, shall revert to the general fund of the state on September 30, 1996.

LOTTERY EXCESS

Sec. 8. Notwithstanding 1993 Iowa Acts, chapter 180, section 17, of the lottery revenues remaining after \$39,400,000 are transferred and credited to the general fund of the state, the following amounts shall be transferred in descending priority order as follows:

1. To the treasurer of state for purposes of allocating moneys to assist each of the 103 county fairs which are members of the association of Iowa fairs, for purposes of supporting annual county fairs and improvements to the county fairgrounds:

..... \$ 206,000

The treasurer of state shall allocate an equal amount to each fair qualified to receive assistance. However, moneys must be expended by a county fair on a dollar-for-dollar matching basis with moneys received from donations contributed to the county fair from private sources or moneys contributed by a county to aid the county fair pursuant to section 174.14.

2. To the treasurer of state for the continued funding of Iowa's participation in the funding of the world food prize:

\$ 750,000

It is the intent of the general assembly that this appropriation of public funds will result in a commitment for additional funding for the world food prize from private sources.

The treasurer of state shall only provide the funds appropriated in this section to the world food prize foundation if sufficient private funds are raised to maintain the world food prize foundation in Iowa and the foundation is structured to include representation that reflects environmental concerns and sustainable agriculture.

3. To the Iowa resources enhancement and protection fund which is in addition to any other appropriations made to that fund:

..... \$ 500,000

4. To the department of natural resources for deposit in the administration account of the water quality protection fund created pursuant to section 455B.183A, as enacted in 1994 Iowa Acts, Senate File 2314:

..... \$ 300,000

5. To the department of public defense to match federal funds for the addition and renovation to the armory in Fairfield:

..... \$ 250,000

It is the intent of the general assembly that the Seventy-sixth General Assembly, 1995 Session, appropriate the remaining amount needed to match the remaining available federal funds.

6. To the state fair board for completion of the Iowa state fair service center:

..... \$ 200,000

The Iowa state fair service center is an essential element in meeting the requirements of the federal Americans with Disabilities Act by providing basic, required assistance to the handicapped and elderly. The service center also shall provide information and services to families and individuals. These services are not only to be provided at state fair time but at other state fair located events, and within the surrounding area.

7. To the railway finance authority for a community assistance grant to be used for rail line acquisition to preserve jobs in communities in which railroad shops and other local rail facilities have been closed:

..... \$ 75,000

8. To the department of cultural affairs for the administrative division to conduct a midwest regional space center feasibility study:

..... \$ 50,000

9. To the treasurer of state to provide assistance to the city that is selected to host the United States-Japan midwest conference to be used by the city for local promotion and coordination of the conference:

..... \$ 50,000

10. To the treasurer of state to assist the nonprofit, tax exempt Bentonport Improvement Association in the restoring of

historical buildings and restoring and opening to pedestrian traffic the "old iron bridge" linking Bentonport and Vernon:

..... \$ 20,000

The treasurer of state shall only provide the funds appropriated in this subsection if sufficient private or other public funds are raised to assist in this restoration and opening of this bridge.

11. To the treasurer of state to assist in the renovation and improvement of the "Meredith Willson footbridge":

..... \$ 25,000

The treasurer of state shall only provide the funds appropriated in this subsection if sufficient private or other public funds are raised to assist in this renovation and improvement of this footbridge.

12. To the department of corrections for health, life safety, and maintenance needs at correctional institutions:

..... \$ 100,000

13. To the department of human services for health, life safety, and maintenance needs at department of human services facilities:

..... \$ 50,000

14. To the department of natural resources for purposes of funding capitals traditionally funded from marine fuel tax receipts for the purposes specified in section 452A.79:

..... \$ 50,000

15. To the department of economic development for the division of community and rural development to provide grants to local communities for stadium improvements, provided that a grantee shall provide a one dollar match for each dollar of grant funding:

..... \$ 25,000

16. To the Iowa department of public health for a grant to a private institution to develop and conduct community health education programs on advance directives in accordance with this subsection:

..... \$ 25,000

The grant shall be provided to a private institution centrally located in the state which is able to draw from a variety of disciplines including but not limited to health services, law, sociology, insurance, economics, education, and public administration.

17. To the soil conservation division of the department of agriculture and land stewardship for purposes of providing salaries, support, maintenance, and miscellaneous purposes for soil conservation technicians and for not more than the following full-time equivalent positions, which shall be in addition to any other moneys appropriated by the Seventy-fifth General Assembly, second regular session:

..... \$ 127,000

..... FTEs 5.00

18. To the department of natural resources to be used as provided in this subsection:

..... \$ 75,000

The moneys appropriated in this subsection shall be used to support natural lake preservation. The department shall award the amount appropriated in this subsection to a city as defined in section 362.2 on a matching basis with the department contributing one dollar for each one dollar dedicated by the city, or the city acting in conjunction with a county, for natural lake preservation, if the money is dedicated on or after March 1, 1991. However, the city, or the city and county, must have dedicated at least \$75,000 of local funds in order to qualify for the award. The city must also be located in a county having a population of less than 17,000.

To the college student aid commission for grants to students who would meet the requirements for receipt of a vocational-technical tuition grant, but who are enrolled in a licensed school of cosmetology arts and sciences under chapter 157, or a licensed barber school under chapter 158:

..... \$ 25,000

The amount of the grant made by the college student aid commission pursuant to this subsection shall be not less than \$300 or the amount of the student's established financial need.

19. To the department of economic development for allocation to the agriculture museum in Cambridge, Iowa:

..... \$ 10,000

20. To the department of economic development for the Iowa members' cost share for the 1993 study phase of the Lewis and Clark rural water system:

..... \$ 40,000

21. To the department of human services for the costs associated with the child protection task force created pursuant to 1994 Iowa Acts, House File 2261:

..... \$ 10,000

22. To the state board of regents to be used for compliance with the federal Americans with Disabilities Act at the Iowa braille and sight saving school:

..... \$ 40,000

23. To the department of economic development to continue the funding for the promotion of a national heritage landscape in Iowa as provided in 1993 Iowa Acts, chapter 180, section 66:

..... \$ 50,000

24. To the department of general services for repairs and improvements to Terrace Hill including, but not limited to, fire alarms, water sprinklers, and other fire protection devices:

..... \$ 20,000

25. To the department of natural resources to initiate a comprehensive watershed and resource evaluation for the potential preservation and restoration of an artificial lake in excess of 150 acres:

..... \$ 50,000

The department shall use the moneys available in this subsection to contribute on a one-dollar for one-dollar match dollars dedicated by the county conservation board in a county with a population of 250,000 or more.

Notwithstanding section 8.33, moneys transferred pursuant to this section which remain unobligated or unexpended on June 30, 1994, shall not revert to the general fund of the state but shall remain available in the succeeding fiscal year for use as provided in this section.

Sec. 9. Section 8 of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 10. There is appropriated from the primary road fund to the state department of transportation for the fiscal year beginning July 1, 1994, and ending June 30, 1995, the following amount, or so much thereof as is necessary, to be used for the purchase of Lots 1 through 12, Block 3, College Park Addition to Ames, Story County, Iowa, and the renovation of the buildings located on those lots:

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

DIVISION III

TRANSFERS

Sec. 11. RURAL COMMUNITY 2000 TRANSFER. Notwithstanding the provisions in section 15.287, 16.100, or other provision of law providing that moneys in the fund shall remain in the rural community 2000 revolving fund of the state, not more than \$310,000 of the moneys in the revolving fund which remain unencumbered on July 1, 1993, shall be transferred and credited to the general fund of the state.

Sec. 12. LOTTERY TRANSFER. Notwithstanding the requirement in section 99E.10, subsection 1, to transfer lottery revenue remaining after expenses are deducted, notwithstanding the requirement under section 99E.20, subsection 2, for the commissioner to certify and transfer a portion of the lottery fund to the CLEAN fund, and notwithstanding the appropriations and allocations in section

99E.34, all lottery revenues received during the fiscal year beginning July 1, 1994, and ending June 30, 1995, after deductions as provided in section 99E.10, subsection 1, and as appropriated under any Act of the Seventy-fifth General Assembly, 1994 Session, shall not be transferred to and deposited into the CLEAN fund but shall be transferred and credited to the general fund of the state.

Sec. 13. IOWA PLAN FUND TRANSFER OF ACCOUNTS. Notwithstanding any provision to the contrary, all unencumbered or unobligated moneys in the jobs now capitals, jobs now, education and agriculture research and development, and surplus accounts of the Iowa plan fund under chapter 99E for economic development on the effective date of this section shall be transferred to the general fund of the state to be used for any purposes for which appropriated by the general assembly notwithstanding the moneys in those accounts may have been previously appropriated for specific purposes.

Sec. 14. BOTTLE DEPOSIT SURCHARGE TRANSFER. Notwithstanding the provisions of section 121.24, subsection 5, and section 121.53, subsection 4, providing for collection and deposit of liquor bottle surcharge funds in the beer and liquor control fund for liquor container disposal costs, up to \$380,000 of the surcharge funds which remain unencumbered on July 1, 1993, shall be transferred and credited to the general fund of the state.

Sec. 15. COMMUNITY COLLEGE JOB TRAINING FUND TRANSFER. Notwithstanding the provisions of section 260F.6, 260F.8, or any other provision of law providing for retention of moneys in the community college job training fund, not more than \$40,000 of the moneys in the training fund which remain unencumbered on July 1, 1993, shall be transferred and credited to the general fund of the state.

Sec. 16. Section 15.108, subsection 1, paragraph e, Code Supplement 1993, is amended by striking the paragraph.

Sec. 17. Section 15.251, subsection 3, Code Supplement 1993, is amended by striking the subsection.

Sec. 18. Section 15.308, subsection 2, paragraph a, Code 1993, is amended by striking the paragraph.

Sec. 19. Sections 99E.31, 99E.32, and 99E.33, Code 1993, are repealed effective June 30, 1994.

Sec. 20. EFFECTIVE DATE. Sections 11, 13, 14, and 15 of this Act, being deemed of immediate importance, take effect upon enactment.

DIVISION IV -- APPROPRIATION REDUCTIONS

STATE DEPARTMENT OF TRANSPORTATION

Sec. 21. 1993 Iowa Acts, chapter 169, section 8, subsection 1, paragraph a, is amended to read as follows:

a. For providing assistance for the restoration, conservation, improvement, and construction of railroad main lines, branch lines, switching yards, and sidings as required in section 327H.18; for use by the railway finance authority as provided in chapter 177I:

.....	\$ 2,110,553
.....	<u>1,410,553</u>

COMMISSION OF VETERANS AFFAIRS

Sec. 22. 1993 Iowa Acts, chapter 170, section 6, subsection 3, unnumbered paragraph 1, is amended to read as follows:

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

.....	\$ 32,046,739
.....	<u>11,657,739</u>
..... FTEs	689.54

DEPARTMENT OF HUMAN SERVICES

Sec. 23. 1993 Iowa Acts, chapter 172, section 3, unnumbered paragraph 2, is amended to read as follows:

For medical assistance, including reimbursement for abortion services, which shall be available under the medical

assistance program only for those abortions which are medically necessary:

..... \$342,858,555
320,658,555

STATE BOARD OF REGENTS

Sec. 24. 1993 Iowa Acts, chapter 179, section 8, subsection 1, paragraph b, is amended to read as follows:

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

..... \$ 23,600,580
21,908,580

DEPARTMENT OF EDUCATION

Sec. 25. 1993 Iowa Acts, chapter 180, section 19, is amended to read as follows:

SEC. 19. EDUCATIONAL EXCELLENCE. For the fiscal year beginning July 1, 1993, and ending June 30, 1994, the appropriation made to the department of education pursuant to section 294A.25, subsection 1, shall be reduced by 9758,800 \$850,000.

UNANTICIPATED TAX REFUNDS

Sec. 26. Unless revenues actually credited to and deposited into, during fiscal year 1993-1994, the general fund of the state exceed \$3.899 billion, unanticipated tax refunds which relate to the following court cases shall not be paid by the state in fiscal year 1993-1994: Kraft General Foods v. Iowa Department of Revenue and Finance, 112 S.Ct. 2165 (1992) and Phillips Petroleum v. Iowa Department of Revenue and Finance, No. 440/92-1824 (Supreme Court of Iowa).

Sec. 27. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

**DIVISION V -- SUPPLEMENTAL APPROPRIATIONS
COMMUNITY ECONOMIC BETTERMENT ACCOUNT**

Sec. 28. There is appropriated from the general fund of the state from revenues generated from tax revenue anticipation notes and other available moneys in the general fund to the department of economic development fund for the fiscal year beginning July 1, 1993, and ending June 30, 1994, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For deposit in the community economic betterment account of the strategic investment fund in addition to moneys deposited in the fund pursuant to 1993 Iowa Acts, chapter 167, section 1:

..... \$3,700,000

As a condition of the moneys appropriated in this section, \$60,000 for the fiscal year beginning July 1, 1993, shall be used to match federal funds to design and implement a business development initiative for entrepreneurs with disabilities. The business development division of the department of economic development shall cooperate with the division of vocational rehabilitation, the department of inspections and appeals, and the Iowa governor's planning council for developmental disabilities in adopting administrative rules to implement the initiative. The scope of the rules shall include but is not limited to establishing an administrative structure that uses moneys for the initiative to provide for sufficient staff support to certify applicants, coordinate technical assistance, and assess demand for the initiative. Based on an assessment of demand for the initiative and other findings, the department, with the listed entities, shall submit recommendations on or before December 15, 1994, to the governor and the general assembly for consideration in the 1995 legislative session. The purpose of the initiative is to

develop a program to provide technical and financial assistance to help persons with disabilities to become self-sufficient and create additional employment opportunities by establishing or expanding small business ventures. The business development division shall enter into an interagency agreement with the division of vocational rehabilitation of the department of education to implement the program. The purpose of the interagency agreement is to strengthen initial placements and long-term successes of individuals with disabilities through self-employment, by combining the business expertise of the department of economic development with the experience of the division of vocational rehabilitation in working with people with disabilities. The business development division shall design the program to make the maximum amount of resources expended by the division of vocational rehabilitation and the department of economic development eligible for federal reimbursement. Notwithstanding section 8.33, moneys transferred pursuant to this paragraph which are unexpended or unobligated at the close of the fiscal year shall not revert to the general fund of the state but shall remain available for expenditure in the succeeding fiscal year.

DEPARTMENT OF HUMAN SERVICES

Sec. 29. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 1993, and ending June 30, 1994, to supplement the appropriations made in 1993 Iowa Acts, chapter 172, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. Family investment program, which was formerly named aid to families with dependent children, in section 1:
..... \$ 1,000,000
2. Medical contracts, in section 4:
..... \$ 300,000
3. State hospital-schools, in section 15:

..... \$ 250,000

The appropriation made in this subsection shall supplement the allocation made in 1993 Iowa Acts, chapter 172, section 15, subsection 1, paragraph "b", to the state hospital-school at Woodward and shall be used for workers' compensation claims.

4. MI/MR/DD state cases, in section 19:

..... \$ 500,000

5. For the gamblers assistance program, in section 26:

..... \$ 20,000

Sec. 30. There is appropriated from the general fund of the state to the department of justice for the fiscal year beginning July 1, 1993, and ending June 30, 1994, to supplement the appropriations made in 1993 Iowa Acts, chapter 171, the following amounts or so much thereof as is necessary to be used for the purpose designated:

For the prosecuting attorney training program, in section 1:

..... \$ 40,000

Sec. 31. LACES PROGRAM. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1993, and ending June 30, 1994, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For contracting with the Iowa alliance for arts education to execute the local arts comprehensive educational strategies program (LACES):

..... \$ 100,000

It is intended that of the moneys appropriated in this subsection up to \$10,000 be used to support the participation by a school district with an enrollment of less than 500 in a worldwide academic competition.

Sec. 32. LEVEE RECONSTRUCTION.

1. There is appropriated from the general fund of the state to the division of soil conservation of the department

of agriculture and land stewardship for the fiscal year beginning July 1, 1993, and ending June 30, 1994, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For providing financial incentives for soil conservation practices for the purposes of providing assistance in repairing and reconstructing levees:

..... \$ 550,000

2. The commissioners of each soil and water conservation district receiving moneys as provided in this section shall use the moneys to assist persons in reconstructing or repairing levees damaged by floods occurring during 1993. The following conditions shall apply:

a. The division shall award the moneys based upon applications for specific projects submitted by the districts.

b. The moneys shall be awarded on a cost-share basis. A person shall not receive more than 40 percent of the total cost of repair or reconstruction. However, in no instance, shall a person receive more than \$2,500.

c. Moneys shall not be used to support a project, if other state or federal moneys have been contributed to support the project.

d. Moneys shall only be used to support a project which restores a levee to its condition prior to the flood damage. However, moneys may support improvements which are incidental to the repairs or reconstruction.

e. A person shall not be eligible to receive assistance under this section, unless the person is an individual who is actively engaged in farming as provided in section 9H.1, subsection 1, paragraphs "a" through "c", the person is a partnership if the partners are actively engaged in farming as provided in this paragraph, or the person is a family farm corporation, family farm limited partnership, family trust, or family farm limited liability company, as defined in section 9H.1.

3. Notwithstanding section 8.33, moneys appropriated pursuant to this section which are unencumbered or unobligated on June 30, 1994, shall not revert but shall be available for expenditure as provided in this section during subsequent fiscal years. However, moneys appropriated under this section which are still unencumbered or unobligated on June 30, 1996, shall be credited to the conservation practices revolving loan fund created pursuant to section 161A.71.

4. Notwithstanding 1994 Iowa Acts, Senate File 2314, if enacted, if any conflict exists between this section and any provision in Senate File 2314, this section shall prevail.

Sec. 33. IOWA VETERANS HOME. If actual revenues for the fiscal year beginning July 1, 1993, and ending June 30, 1994, exceed the revenue estimating conference projections of December 15, 1993, for that fiscal year by at least \$211,000, the Iowa veterans home, notwithstanding section 8.33, may retain \$211,000 which otherwise would revert and may carry over this amount to the fiscal year beginning July 1, 1994, and ending June 30, 1995. These funds shall be used to eliminate the delay in opening beds due to funding constraints.

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

DIVISION VI

MISCELLANEOUS PROVISIONS

Sec. 35. There is appropriated from the general fund of the state to the department of cultural affairs for the fiscal year beginning July 1, 1994, and ending June 30, 1995, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

To complete a follow-up in-depth feasibility study of the preliminary report done by the national trust for historic preservation's flood recovery program which looked into the reactivating of the historic railroad lines between valley junction in West Des Moines, court avenue, and the state capitol area of Des Moines:

..... \$ 25,000

The department of transportation shall cooperate with the department of cultural affairs in the study.

Sec. 36. DEPARTMENT OF ELDER AFFAIRS. There is appropriated from the general fund of the state to the department of elder affairs for the fiscal year beginning July 1, 1994, and ending June 30, 1995, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the retired senior volunteer program, in addition to moneys appropriated in 1994 Iowa Acts, House File 2376, section 3, subsection 2:

..... \$ 16,500

Sec. 37. APPROPRIATION -- ASSOCIATE JUVENILE JUDGE. There is appropriated from the general fund of the state to the judicial department for the fiscal year beginning July 1, 1994, and ending June 30, 1995, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For an additional associate juvenile judge for a judicial district located in a county with a population over two hundred twenty-five thousand, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 140,000

..... FTEs 2.75

Sec. 38. FARMERS' MARKET COUPON PROGRAM. There is appropriated from the general fund of the state to the department of agriculture and land stewardship for the fiscal year beginning July 1, 1994, and ending June 30, 1995, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For the farmers' market coupon program, in addition to other funding appropriated for this purpose in 1994 Iowa Acts, Senate File 2314, to expand the program to additional counties.

..... \$ 25,000

Sec. 39. DEPARTMENT OF HUMAN SERVICES -- PREPAID MENTAL HEALTH SERVICES. The department of human services shall select a contractor for a prepaid mental health services plan for medical assistance patients, as described in 1994 Iowa Acts, Senate File 2313, section 3, subsection 6, solely on the basis of the bid documents submitted by respondents. The department shall not apply a preference or benefit to a respondent for a previous proposal submitted to the department or for an endorsement of a respondent by another person or potential provider of services under the plan.

Sec. 40. 1994 Iowa Acts, Senate File 2313, section 5, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. If, during the fiscal year beginning July 1, 1994, and ending June 30, 1995, the department projects that state supplementary assistance expenditures for a calendar year will not meet the federal requirement specified in section 1618 of the federal Social Security Act, the department may take actions including but not limited to increasing the personal needs allowance for residential care facility residents and programmatic adjustments or upward adjustment of the residential care facility or in-home health-related care reimbursement rates prescribed in section 25 of this Act to ensure that federal requirements are met. The department may adopt emergency rules to implement the provisions of this paragraph.

Sec. 41. 1994 Iowa Acts, Senate File 2313, section 11, is amended by adding the following new subsection:

NEW SUBSECTION. 5. Of the funds appropriated in this section, \$31,900 shall be used by the department for child mental visitation grants. It is the intent of the general assembly that funds shall be provided by the state for this purpose only for this fiscal year.

Sec. 42. 1994 Iowa Acts, Senate File 2313, section 13, subsection 2, is amended to read as follows:

Retained

2. Within the funds appropriated in this section, the department may reallocate funds as necessary to best fulfill the needs of the institutions provided for in the appropriation. However, the department shall not reallocate funds if the reallocation would result in a reduction in services or of personnel at any institution.

Sec. 43. 1994 Iowa Acts, Senate File 2218, section 6, subsection 2, is amended by increasing the number of full-time equivalent positions from 10.00 to 11.00 for the audits division of the department of inspections and appeals.

Sec. 44. Section 8.39, subsection 2, Code 1993, as amended by 1994 Iowa Acts, Senate File 2318, is amended to read as follows:

2. If the appropriation of a department, institution, or agency is insufficient to properly meet the legitimate expenses of the department, institution, or agency, the director, with the approval of the governor, may make an interdepartmental transfer from any other department, institution, or agency of the state having an appropriation in excess of its needs, of sufficient funds to meet that deficiency. An interdepartmental transfer to an appropriation which is not an entitlement appropriation is not authorized when the general assembly is in regular session and, in addition, the sum of interdepartmental transfers in a fiscal year to an appropriation which is not an entitlement appropriation shall not exceed fifty percent of the amount of the appropriation as enacted by the general assembly. For the purposes of this subsection, an entitlement appropriation is a line item appropriation to the state public defender for indigent defense or to the department of human services for foster care, state supplementary assistance, or medical assistance, or for the family investment program.

Sec. 45. Section 34A.2, subsection 6, paragraph e, unnumbered paragraph 2, Code Supplement 1993, is amended to read as follows:

Costs funds deposited in an 911 service fund shall be appropriated and used for the payment of costs which are limited to nonrecurring and recurring costs directly attributable to the provision of 911 emergency telephone communication service and may include costs for portable and vehicle radios, communication towers and associated equipment, and other radios and equipment permanently located at the public safety answering point. Costs do not include expenditures for any other purpose, and specifically exclude costs attributable to other emergency services or expenditures for buildings or personnel, except for the costs of personnel for database management and personnel directly associated with addressing.

Sec. 46. NEW SECTION. 99F.4B RULES.

The department of inspections and appeals shall cooperate to the maximum extent possible with the division of criminal investigation in adopting rules relating to the gaming operations in this chapter and chapter 99D.

Sec. 47. Section 279.51, subsection 1, paragraph c, Code 1993, is amended to read as follows:

c. For each of the fiscal years during the fiscal period beginning July 1, 1990 1994, and ending June 30, 1994 1998, eight hundred thousand dollars of the funds appropriated shall be allocated for the school-based youth services education program established in subsection 3. For each of the fiscal years during the fiscal period beginning July 1, 1994, and ending June 30, 1998, twenty thousand dollars of the funds allocated under this paragraph shall be expended for staff development, research, and the development of strategies for coordination with community-based youth organizations and agencies. A school that received a grant during the fiscal year beginning July 1, 1993, is ineligible to receive a grant under this paragraph. Subject to the approval of the state board of education, the allocation made in this paragraph may be renewed for additional four-year periods of time.

Sec. 48. Section 279.51, subsection 1, Code 1993, is amended by adding the following new paragraph:

NEW PARAGRAPH. g. For each of the fiscal years during the fiscal period beginning July 1, 1994, and ending June 30, 1998, fifty thousand dollars of the funds appropriated shall be granted to each of the four schools that received grants under subsection 3 during the fiscal year beginning July 1, 1993, to allow for expansion and to include identified minimum services if the school submits a program plan pursuant to subsection 3.

Sec. 49. Section 279.51, subsection 3, unnumbered paragraphs 1, 2, 4, and 5, Code 1993, are amended to read as follows:

A school-based youth services education program is established. The department of education, in consultation with the department of human services, the department of employment services, the Iowa department of public health, the division of criminal and juvenile justice planning of the department of human rights, institutions of higher learning with applicable programs, and the division of job training and entrepreneurship assistance of the department of economic development, shall develop a four-year demonstration grant program that commences in the fiscal year beginning July 1, 1990 1994. The department shall provide grants to individual or consortiums of elementary, middle, schools or high schools to establish school-based youth services programs, in conjunction with local agencies and community organizations, based upon program plans filed by the board of directors of the school district. The department shall provide grants to establish model programs in at least the following three size categories:

a. A school district with an enrollment of less than one thousand two hundred.

b. A school district with an enrollment of one thousand two hundred to four thousand nine hundred ninety-nine.

c. A school district with an enrollment of at least five thousand.

PARAGRAPH DIVIDED. Priority shall be weighted toward need and given to schools whose plans indicate a high degree of active participation by community-based youth organizations and agencies, and to schools with student populations characterized by high rates of a number of the following: school dropout and absenteeism; teenage pregnancy; juvenile court involvement; family conflict; unemployment; teenage suicide; and teenage child and youth mental health, substance abuse, and other health problems. The department shall evaluate proposed programs based upon the department's analysis of coordinate an evaluation initiative with the approved projects designed to investigate program effectiveness in reducing these rates within the schools communities. In developing the evaluation initiative, the department shall consult with the department of human services, the department of employment services, the Iowa department of public health, the division of criminal and juvenile justice planning of the department of human rights, institutions of higher learning with applicable programs, and the division of job training and entrepreneurship assistance of the department of economic development.

Programs shall provide at a minimum recreation opportunities, personal skills development, basic academic skills development, family interaction opportunities, and mentoring. Additional objectives of the programs shall be: to increase the ability of existing agencies within the community to address the multiple problems of teenagers children and youth and to coordinate their activities; to provide an accessible and attractive center for teenagers in or near school that they are most likely to use; and to facilitate joint planning to make the most economic and innovative use of community resources. Priority shall be given to programs that provide access to a center for children

and youth after school, in the evening, and on weekends, and during the summer and that provide a twenty-four-hour telephone hotline or similar service, and that provide access to day care or on-site child day care. Programs shall at a minimum provide job-training-and-employment career development services, mental health and family counseling services, and primary health care services that include but are not limited to physical examinations, immunizations, hearing and vision screening, and preventive and primary health care services, in the context of the educational needs of the students. Programs shall not include abortion counseling or the dispensing of contraceptives. ~~The department shall give additional consideration to program proposals that provide access to the center after school, in the evening and on weekends, and during the summer; that provide a twenty-four hour telephone hotline or similar service; and that provide access to day care or on-site day care.~~

Program proposals shall include a program evaluation component and a written commitment from the school principal and the board of directors that the school will work to coordinate and integrate existing school services and activities with the center and shall include letters of support for the proposal from the local teachers association; parent-teacher organizations; community organizations; nonprofit agencies providing social services, health, or employment career development services in the area; the juvenile court system serving the area; and the area private industry council.

Grants for the program shall not be used to construct a new facility; ~~but up to ten percent of the grant may be used or~~ to renovate an existing structure. ~~In addition, up to ten percent of the grant funds may be used to provide each of the following service categories: day care; transportation; and recreation;~~

Sec. 50. Section 307.26, subsection 5, Code 1991, is amended by adding the following new paragraph:

NEW PARAGRAPH. c. The development and adoption of classifications of crossings on public highways based upon their characteristics, conditions, and hazards, and standards for warning devices, signals, and signs of each crossing classification. The department shall recommend a schedule for implementation of the standards to the government agency, department, or political subdivision having jurisdiction of the highway and shall provide an annual report to the general assembly on the development and adoption of classifications and standards under this paragraph and their implementation, including information about financing installation of warning devices, signals, and signs. The department shall not be liable for the development or adoption of the classifications or standards. A government agency, department, or political subdivision shall not be liable for failure to implement the standards. A crossing warning or improvement installed or maintained pursuant to standards adopted by the department under this paragraph shall be deemed an adequate and appropriate warning for the crossing.

Sec. 51. Section 904.201, Code 1991, is amended by adding the following new subsection:

NEW SUBSECTION. 9. The center shall serve as the transportation center for the transportation of inmates in the custody of the department throughout the state.

Sec. 52. 1994 Iowa Acts, House File 181, section 4, is amended to read as follows:

SEC. 4. CONCURRENT EFFECTIVE DATE. The provisions of this Act which amend section 221.189, take effect May 1, 1995; or at such time as the department of education provides adequate training vehicles; instructors; curriculum materials; training sites; and program funding for training for all persons who are required to complete the motorcycle education course or for any person who would like to complete the motorcycle

education course, whichever is earlier. The department of education shall notify the state department of transportation when the department of education has the resources available to effectively offer the motorcycle education course.

Sec. 53. The department of commerce, department of employment services, and department of inspections and appeals shall each designate a single division within the respective departments to submit a budget proposal in accordance with the zero-based budgeting method, and to track the appropriations made to the divisions in accordance with the program performance-based budgeting method for the fiscal year beginning July 1, 1995. The proposals shall be submitted by the designated divisions to the department of management and the legislative fiscal bureau no later than January 1, 1995. A division designated pursuant to this section shall also prepare a budget proposal in the same manner as prepared for the fiscal year beginning July 1, 1993, which proposal shall have priority over the proposal to be prepared in accordance with the zero-based budgeting method.

Sec. 54. EFFECTIVE DATE. Section 39 of this division, of this Act, relating to prepaid mental health services, being deemed of immediate importance, takes effect upon enactment.

DIVISION VII

EDUCATION FINANCES -- CONTINGENT PROVISIONS

Sec. 55. SPECIAL EDUCATION STUDY. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1994, and ending June 30, 1995, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For contracting with the north central regional education laboratory to conduct a study of the proposed special education administrative rules, (IAR Vol. XVI, No. 18 (1-2-94), p. 1710, APC 4626A, and the impact of the proposed rules on special education costs to the state:

..... \$ 50,000

The department of education shall report the results of the study, along with the recommendations of the north central regional education laboratory, to the general assembly by January 15, 1995. The state board of education is prohibited from adopting the proposed special education administrative rules before February 1, 1995.

Sec. 56. EDUCATIONAL EXCELLENCE. For the fiscal year beginning July 1, 1994, and ending June 30, 1995, the appropriation made to the department of education pursuant to section 294A.25, subsection 1, shall be increased by \$139,745 to be used for Phase II.

Sec. 57. SCHOOL LIAISON. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1994, and ending June 30, 1995, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For a grant to a school district for school liaison costs, provided the school district lost a school liaison during the 1993-1994 school year and funding is provided to match the grant moneys:

..... \$ 20,000

Sec. 58. PARENTING PILOT PROJECT. The department of education shall establish a four-year pilot project in a county with a population of less than thirty-five thousand inhabitants which provides outreach and incentives for the voluntary participation of expectant parents and parents of children in the period of life from birth through age three, in educational experiences designed to assist parents in learning about the physical, mental, and emotional development of their children and to enhance the skills of the parents in assisting their children's learning and development. The department shall establish criteria for programs offered through the project, which may include, but are not limited to, the criteria established for family support programs under section 256A.4. The department shall report to the general

assembly by January 15, 1998, regarding the success of the pilot project in meeting the goals established in this section.

Sec. 59. APPROPRIATION. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1994, and ending June 30, 1995, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For establishing a parent education pilot project under section 58 in a county with fewer than thirty-five thousand inhabitants:

..... \$ 50,000

Sec. 60. AT-RISK CHILDREN. For the fiscal year beginning July 1, 1994, and ending June 30, 1995, the appropriation made to the department of education pursuant to section 279.51, subsection 1, shall be increased by \$2,000,000 to be allocated as provided in section 279.51, subsection 1, paragraph "c", for the streets to success program.

Sec. 61. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 1994, and ending June 30, 1995, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the purposes of establishing a character education pilot program to evaluate methods for incorporating positive character qualities into all levels of the existing educational program:

..... \$ 50,000

The department of education shall report to the state board of education and to the general assembly regarding the success of any pilot programs by January 1, 1996.

Sec. 62. CONTINGENT APPROPRIATION. If the actual taxable valuation of real property located in this state, based upon January 1, 1993, assessments, which is used in the computation of property taxes payable in the fiscal year beginning July 1,

1994, increases from the estimate of such taxable valuation, the amount of the reduction in state foundation aid under section 257.1 as a result of such increase in taxable valuation shall be used to fund sections 56, 57, 58, 59, and 60 and 61. If the amount of the reduction is insufficient, section 60 shall be funded first with the others being prorated.

Sec. 63. CONTINGENT EFFECTIVE DATE. Sections 56, 57, 58, 59, and 60 and 61 of this division of this Act take effect upon the enactment of section 62.

DIVISION VIII CORRECTIVE CHANGES

Sec. 64. Section 8.60, subsection 2, Code Supplement 1993, as amended by 1994 Iowa Acts, Senate File 2086, section 32, is amended by striking the subsection.

Sec. 65. Section 262.25A, subsection 3, unnumbered paragraph 1, as enacted by 1994 Iowa Acts, House File 2337, is amended to read as follows:

Of all new passenger vehicles and light pickup trucks purchased by or under the direction of the state board of regents to provide services to a merged area, a minimum of ten percent of all such vehicles and trucks purchased shall be equipped with engines which utilize alternative methods of propulsion, including but not limited to any of the following:

Sec. 66. Section 282.4, Code 1993, as amended by 1994 Iowa Acts, House File 2383, is amended to read as follows:

282.4. EXPULSION -- DISMISSAL.

The board may, by a majority vote, expel any pupil from school for a violation of the regulations or rules established by the board, or when the presence of the pupil is detrimental to the best interests of the school. The board may confer upon any teacher, principal, or superintendent the power temporarily to dismiss a pupil, notice of such dismissal being at once given in writing to the president of the board.

A pupil who commits an assault, as defined under section 708.1, against a school employee in a school building, on school grounds, or at a school-sponsored function shall be suspended for a time to be determined by the principal. Notice of the suspension shall be immediately sent to the president of the board. By special meeting or at the next regularly scheduled board meeting, the board shall review the suspension and decide whether to ratify the suspension or hold a disciplinary hearing to determine whether or not to order further sanctions against the pupil, which may include expelling the pupil. In making its decision, the board shall consider the best interests of the school district, which shall include what is best to protect and ensure the safety of the school employees and pupils from the pupil committing the assault.

A pupil shall not be suspended or expelled pursuant to this section if the suspension or expulsion would violate the federal Individuals with Disabilities Education Act.

Sec. 67. Section 615.3, Code 1993, as amended by 1994 Iowa Acts, House File 307, is amended to read as follows:

615.3 FUTURE JUDGMENTS WITHOUT FORECLOSURE.

A judgment hereafter rendered on a promissory obligation secured by a mortgage, deed of trust of real estate upon which at the time of the judgment is either used for an agricultural purpose as defined in section 535.13 or a one-family or two-family dwelling which is the residence of the mortgagor, but without foreclosure against the security, shall not be subject to renewal by action thereon, and, after the lapse of two years from the date of rendition, shall be without force and effect for any purpose whatsoever except as a setoff or counterclaim. As used in this section, "mortgagor" means a mortgagor of a mortgage or a borrower executing a deed of trust as provided in chapter 654 or the vendee of a real estate contract.

Sec. 68. 1994 Iowa Acts, House File 2230, section 3, is amended to read as follows:

SEC. 3. REPEALER. This Act is repealed effective January 1 February 15, 1995.

Sec. 69. 1994 Iowa Acts, Senate File 2313, section 19, subsection 1, unnumbered paragraph 1, is amended to read as follows:

Of the funds appropriated in this section, \$15,639,313 ~~15,888,195~~ shall be allocated to counties for funding of community-based mental illness, mental retardation, developmental disabilities, and brain injury services. The moneys shall be allocated to a county as follows:

Sec. 70. 1994 Iowa Acts, Senate File 2313, section 19, subsection 6, paragraph a, is amended to read as follows:

a. Of the funds appropriated in this section, \$14,287,625 ~~13,038,763~~ is allocated for distribution to counties for local purchase of services for persons with mental illness or mental retardation or other developmental disability.

Sec. 71. 1994 Iowa Acts, House File 587, section 1, subsection 2, is amended to read as follows:

2. Beginning July 1, 1994, and ending June 30, 1996, the department shall administer a preadmission screening and assessment pilot program for elders seeking admission to nursing facilities, in three to six counties in the state, which have existing case management programs for elders, in consultation with area agencies on the aging, service providers, and the peer review organization. The counties selected shall represent both rural and urban populations. Unless an elder is exempt from the preadmission screening and assessment pilot program pursuant to subsection 5, 6, or 7 an elder shall not be admitted to a nursing facility in a participating county prior to completion of a preadmission screening and, if necessary, an assessment. this provision shall not apply to individuals who are eligible for medical assistance until necessary waivers are approved by the federal health care financing administration.

Sec. 72. 1994 Iowa Acts, House File 2411, section 7, subsection 4, is amended by striking the subsection.

Sec. 73. 1994 Iowa Acts, Senate File 2086, sections 34 and 36, are repealed.

Sec. 74. 1994 Iowa Acts, House File 2403, section 6, is repealed.

Sec. 75. 1994 Iowa Acts, House File 2179, section 26, is repealed.

Sec. 76. REPEAL -- RETROACTIVE APPLICABILITY.

1. Sections 64 and 73 of this Act, relating to section 8.60, being deemed of immediate importance, take effect upon enactment.

2. Section 75 of this Act, being deemed of immediate importance, takes effect upon enactment and is retroactively applicable to March 31, 1994.

DIVISION IX MOTOR VEHICLES

Sec. 77. Section 321.24, unnumbered paragraph 5, Code 1993, is amended to read as follows:

If the prior certificate of title is from another state and indicates that the vehicle was junked, an Iowa junking certificate shall be issued according to section 321.52, subsections 2 and 3. If the prior certificate of title from another state indicates that the vehicle is salvaged and not rebuilt or is a salvage certificate of title, an Iowa salvage certificate of title shall be issued and a "SALVAGE" designation shall be retained on all subsequent Iowa certificates of title and registration receipts for the vehicle, except as provided under section 321.52, subsection 4, paragraph "b". The department may require that subsequent Iowa certificates of title retain other state's designations which indicate that a vehicle had incurred prior damage. The department shall adopt rules to determine the manner in which other states' rebuilt, salvage, or other designations are to be indicated on Iowa titles.

Sec. 78. Section 321.457, Code Supplement 1993, as amended by 1994 Iowa Acts, Senate File 2080, sections 6 and 7, is amended to read as follows:

321.457 MAXIMUM LENGTH.

1. A combination of four vehicles is not allowed on the highways of this state, except for power units saddle mounted on other power units which shall be restricted to a maximum overall length of ~~sixty-five feet unless subject to the maximum length provisions of subsection 3~~ seventy-five feet.

2. The maximum length of any motor vehicle or combination of vehicles operated on the highways of this state ~~unless subject to the maximum length provisions of subsection 3~~ are as follows:

a. A single truck, unladen or with load, shall not have an overall length, inclusive of front and rear bumpers, in excess of forty feet.

b. A single bus shall not have an overall length, inclusive of front and rear bumpers, in excess of forty-five feet, except that buses constructed so as to contain a flexible part allowing articulation shall not exceed sixty-one feet.

c. ~~Except for combinations of vehicles provisions for which are otherwise made in this chapter, no combination of a truck tractor and a semitrailer coupled together or a motor truck and a trailer or semitrailer coupled together unladen or with load, shall have an overall length, inclusive of front and rear bumpers, in excess of sixty feet.~~

d. However, a mobile home not in excess of forty-eight feet in length may be drawn by any motor vehicle, except a motor truck, provided that the mobile home and its towing unit are not in excess of an overall length of sixty feet. For the purposes of this subsection, a light delivery truck, panel delivery truck or "pickup" is not a motor truck. A portable livestock loading chute not in excess of a length of thirteen feet including its hitch or tongue may be drawn by any vehicle

or combination of vehicles, provided that the vehicle or combination of vehicles drawing the loading chute is not in excess of the legal length provided for such vehicles or combinations.

e d. Combinations of vehicles coupled together which are used exclusively for the transportation of passenger vehicles, light delivery trucks, panel delivery trucks, pickup trucks, recreational vehicle chassis, and boats shall not exceed sixty-five feet in overall length. However, the load carried on a truck-semitrailer combination may extend up to three feet beyond the front bumper and up to four feet beyond the rear bumper.

f e. A combination of three vehicles coupled together one of which is a motor vehicle, unladen or with load, other than a truck tractor, shall not have an overall length, inclusive of front and rear bumpers, in excess of sixty feet.

g f. A motor vehicle or combination of vehicles may be operated upon the highways of this state, irrespective of the length and weight limitations imposed by the laws of this state, if the motor vehicle or combination of vehicles is operated within the corporate limits of a city abutting a border of this state and such operations have been approved by ordinance of the city council and if the length and weight of the motor vehicle or combination of vehicles is in conformity with the laws relating to length and weight of the abutting state on July 1, 1974. If a city council has authorized such operation upon highways within the corporate limits, then the limit of travel for such motor vehicles or combination of vehicles within the state is extended to the commercial zones as described by federal regulations concerning interstate commerce, 49 code of federal regulations, paragraphs 1048.10, 1048.18, and 1048.101 as they exist on July 1, 1974.

~~h. The maximum length of any motor vehicle or combination of vehicles operated on the highways of this state shall be as follows:~~

a g. A trailer or semitrailer, laden or unladen, shall not have an overall length in excess of fifty-three feet when operating in a truck tractor-semitrailer combination.

b h. A trailer or semitrailer, laden or unladen, shall not have an overall length in excess of twenty-eight feet six inches when operating in a truck tractor-semitrailer-trailer combination or truck tractor-semitrailer-semitrailer combination. When the semitrailers in a truck tractor-semitrailer-semitrailer combination are connected by a rigid frame extension including a fifth-wheel connection point attached to the rear frame of the first semitrailer, the length of the frame extension shall not be included when determining the overall length of the first semitrailer.

c i. Power units designed to carry cargo, when used in combination with a trailer or semitrailer shall not exceed sixty-five feet in overall length for the combination.

d j. A stinger-steered automobile transporter shall not have an overall length exceeding seventy-five feet, except that the load may extend up to three feet beyond the front bumper and up to four feet beyond the rear bumper.

~~Power units-saddle-mounted-or-fifth-mounted-on-other power-units-shall-not-exceed-seventy-five-feet-in-overall length:~~

4 j. Fire fighting apparatus and vehicles operated during daylight hours when transporting poles, pipe, machinery, or other objects of a structural nature which cannot be readily disassembled when required for emergency repair of public service facilities or properties are not subject to the limitations on overall length of vehicles and combinations of vehicles imposed under this section. However, for operation during nighttime hours, these vehicles and the load being transported shall be equipped with a sufficient number of clearance lamps on both sides and marker lamps at the extreme ends of the projecting load to clearly mark the dimensions of the load. A member of the state highway safety patrol shall also be notified prior to the operation of the vehicle.

Sec. 79. Section 321.463, Code 1993, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. A vehicle designed to tow wrecked or disabled vehicles shall be exempt from the weight limitations in this section while the vehicle is towing a wrecked or disabled vehicle.

Sec. 80. Section 322.4, subsection 7, Code 1993, is amended to read as follows:

7. Before the issuance of a motor vehicle dealer's license to a dealer engaged in the sale of vehicles for which a certificate of title is required under chapter 321, the applicant shall furnish a surety bond executed by the applicant as principal and executed by a corporate surety company, licensed and qualified to do business within this state, which bond shall run to the state of Iowa, be in the amount of thirty-five fifty thousand dollars and be conditioned upon the faithful compliance by the applicant as a dealer with all of the statutes of this state regulating or applicable to the business of a dealer in motor vehicles, and indemnifying any person who buys a motor vehicle from the dealer from any loss or damage occasioned by the failure of the dealer to comply with any of the provisions of chapter 321 and this chapter, including, but not limited to, the furnishing of a proper and valid certificate of title to the motor vehicle involved in a transaction. The bond shall also indemnify any motor vehicle purchaser from any loss or damage caused by the failure of the dealer to comply with the odometer requirements in section 321.71, regardless of whether the motor vehicle was purchased directly from the dealer. The bond shall be filed with the department prior to the issuance of a license. The aggregate liability of the surety, however, shall not exceed the amount of the bond.

DIVISION X

FISCAL YEAR 1993-1994 APPROPRIATIONS

Sec. 81. DEPARTMENT OF CORRECTIONS. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 1993, and ending June 30, 1994, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For health, life safety, and maintenance needs at correctional facilities:

..... \$ 150,000

Sec. 82. DEPARTMENT OF HUMAN SERVICES. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 1993, and ending June 30, 1994, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For health, life safety, and maintenance needs at department of human services facilities:

..... \$ 100,000

Sec. 83. BOARD OF REGENTS. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 1993, and ending June 30, 1994, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For fire and environmental safety at the Iowa school for the deaf:

..... \$ 75,000

2. For compliance with the federal Americans with Disabilities Act at the Iowa braille and sight saving school:

..... \$ 20,000

Sec. 84. DEPARTMENT OF CORRECTIONS -- TRANSPORTATION COSTS. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 1993, and ending June 30, 1994, in addition to other appropriations and full-time equivalent positions made to and authorized for the department, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

Voted

For the establishment of the Iowa medical and classification center at Oakdale as the transportation center for the transportation of inmates throughout the state, including funding for the purchase of necessary vehicles or equipment, salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	100,000
.....	FTEs	5.00

Sec. 85. TECHNICAL ASSISTANCE TO COUNTIES. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 1993, and ending June 30, 1994, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions to provide technical assistance to counties and other necessary support to implement the provisions of sections 331.438, 331.439, and 331.440 as enacted by 1994 Iowa Acts, House File 2430:

.....	\$	294,541
.....	FTEs	6.00

The department may adopt emergency rules under section 17A.4, subsection 2, and section 17A.5, subsection 2, paragraph "b", to implement the provisions of sections 331.438, 331.439, and 331.440 as enacted by House File 2430 no later than January 1, 1995, and the rules shall become effective immediately upon filing. Any rules adopted in accordance with this section shall also be published as a notice of intended action as provided in section 17A.4.

Sec. 86. STATE CHILD CARE ASSISTANCE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 1993, and ending June 30, 1994, the following amount,

or so much thereof as is necessary, to be used for state child care assistance:

.....	\$	500,000
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1. The moneys appropriated in this section shall be used to provide child day care assistance to families with earned income who are participating in the family investment program or who are exiting the family investment program. If drawing federal matching funding does not jeopardize federal cost neutrality under the federal waiver for the family investment program, the department may utilize the moneys appropriated in this section to draw available federal funding. If a federal waiver is granted to revise the transitional child care program pursuant to the request submitted in accordance with 1994 Iowa Acts, Senate File 2313, the moneys appropriated in this section shall first be allocated to reduce or eliminate any waiting list which develops as a result of implementing the waiver.

2. Any moneys which the department does not obligate to implement the provisions of subsection 1 shall be used as additional funding for state child care assistance in accordance with the appropriation made for that purpose in 1994 Iowa Acts, Senate File 2313.

Sec. 87. GERIATRIC PATIENTS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 1993, and ending June 30, 1994, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For application by the department for grants to establish pilot projects for placements of geriatric patients who have a mental illness:

.....	\$	20,000
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Any grant received may be used by the department to fund a coordinator to work with hospitals and nursing homes concerning placements of geriatric patients who have a mental illness.

Sec. 88. SOIL CONSERVATION TECHNICIANS. There is appropriated from the general fund of the state to the soil conservation division of the department of agriculture and land stewardship for the fiscal year beginning July 1, 1993, and ending June 30, 1994, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

.....	\$	123,000
..... FTEs		5.00

Sec. 89. APPROPRIATION FOR THE DEPARTMENT OF PUBLIC SAFETY. There is appropriated from the general fund of the state to the department of public safety for the fiscal year beginning July 1, 1993, and ending June 30, 1994, the following amounts, in addition to the amounts appropriated pursuant to 1994 Iowa Acts, Senate File 2217, or so much thereof as is necessary, to be used for the purposes designated:

1. For salaries, support, maintenance, miscellaneous purposes and for not more than five full-time equivalent positions devoted to the regulation of pari-mutuel gambling, including the state contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of 18 percent of the officers' salaries:

.....	\$	177,879
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This appropriation is contingent upon passage of one or more referendums authorizing gambling games within the pari-mutuel racetrack enclosures.

2. To the division of criminal investigation for salaries, support, maintenance, and miscellaneous purposes and for not more than five full-time equivalent positions, including the state contribution to the peace officers' retirement,

accident, and disability system provided in chapter 97A in the amount of 18 percent of the officers' salaries:

.....	\$	129,486
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Sec. 90. RACING AND GAMING COMMISSION. There is appropriated from the general fund of the state to the racing and gaming commission of the department of inspections and appeals for the fiscal year beginning July 1, 1993, and ending June 30, 1994, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	165,517
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Notwithstanding the number of full-time equivalent positions authorized for the racing and gaming commission for fiscal year 1994-1995 in 1994 Iowa Acts, Senate File 2218, section 7, subsection 1, the number of full-time equivalent positions authorized for the commission in that fiscal year is 21.97.

Sec. 91. 1994 Iowa Acts, Senate File 2217, section 3, subsection 2, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. The department of public safety, with the approval of the department of management, may employ up to one gaming enforcement officer for each riverboat existing on March 31, 1994, whose hours of operation exceed those hours in effect prior to March 31, 1994, and no more than two special agents and four gaming enforcement officers for each additional riverboat regulated on or after March 31, 1994.

Sec. 92. NONREVERSION. Notwithstanding section 8.33, moneys appropriated pursuant to this division which are unencumbered or unobligated on June 30, 1994, shall not revert but shall be available for expenditure as provided in this division during the subsequent fiscal year. The authorizations for full-time equivalent positions in

appropriations made in this division shall continue to the extent the appropriation remains available in the succeeding fiscal year.

Sec. 93. EFFECTIVE DATE. This division of this Act takes effect upon enactment.

LEONARD L. BOSWELL
President of the Senate

HAROLD VAN MAANEN
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2330, Seventy-fifth General Assembly.

Item Vetoed
Approved *May 13, 1994* 1994

JOHN F. DWYER
Secretary of the Senate

TERRY E. BRANSTAD
Governor