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S- 3/20/96 Amend/Deletion
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FEB 29 1996
APPROPRIATIONS CALENDAR

HOUSE FILE 2416
BY COMMITTEE ON APPROPRIATIONS
(SUCCESSOR TO HSB 722)

Passed House, ^(P.536) Date 3/5/96 Passed Senate, ^(P.1020) Date 3-25-96
Vote: Ayes 61 Nays 36 Vote: Ayes 31 Nays 15

(P.1913)

Approved Jim Oates 5/28/96
Repassed 4-24-96
Vote 65-29

Repassed 4/24/96
Vote 47-3 (P.1503)

A BILL FOR

1 An Act relating to and making appropriations to certain state
2 departments, agencies, funds, and certain other entities,
3 providing for regulatory authority and other properly related
4 matters.

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

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House Conf. Comm.
Hansen
Lipp
Main
Cataldo
McCoy

Senate Conf. Comm.
4-1-96
Judge
Lorenson
Halvorson
Betz
Lundby

HF 2416

1 Section 1. AUDITOR OF STATE. There is appropriated from
2 the general fund of the state to the office of the auditor of
3 state for the fiscal year beginning July 1, 1996, and ending
4 June 30, 1997, the following amount, or so much thereof as is
5 necessary, to be used for the purposes designated:

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

9	\$	1,344,845
10	FTEs	112.50

11 The auditor of state may retain additional full-time
12 equivalent positions as is reasonable and necessary to perform
13 governmental subdivision audits which are reimbursable
14 pursuant to section 11.20 or 11.21, to perform audits which
15 are requested by and reimbursable from the federal government,
16 and to perform work requested by and reimbursable from
17 departments or agencies pursuant to section 11.5A or 11.5B.
18 The auditor of state shall notify the department of
19 management, the legislative fiscal committee, and the
20 legislative fiscal bureau of the additional full-time
21 equivalent positions retained.

22 Sec. 2. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There
23 is appropriated from the general fund of the state to the Iowa
24 ethics and campaign disclosure board for the fiscal year
25 beginning July 1, 1996, and ending June 30, 1997, the
26 following amount, or so much thereof as is necessary, for the
27 purposes designated:

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

31	\$	420,554
32	FTEs	8.00

33 Sec. 3. DEPARTMENT OF COMMERCE. There is appropriated
34 from the general fund of the state to the department of
35 commerce for the fiscal year beginning July 1, 1996, and

1 ending June 30, 1997, the following amounts, or so much
2 thereof as is necessary, for the purposes designated:

3 1. ADMINISTRATIVE SERVICES DIVISION

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

7	\$	235,556
8	FTEs	2.00

9 It is the intent of the general assembly that the two
10 positions authorized in this subsection for the division shall
11 coordinate the administrative services to be provided to the
12 divisions in the department. These two positions are under
13 the direct supervision of, and shall report to, the director
14 of the department.

15 The division of administrative services shall assess each
16 division within the department of commerce and the office of
17 consumer advocate within the department of justice a pro rata
18 share of the operating expenses of the division of
19 administrative services. The pro rata share shall be
20 determined pursuant to a cost allocation plan established by
21 the division of administrative services and agreed to by the
22 administrators of the divisions and the consumer advocate. To
23 the extent practicable, the cost allocation plan shall be
24 based on the proportion of the administrative expenses
25 incurred on behalf of each division and the office of consumer
26 advocate. Each division and the office of consumer advocate
27 shall include in its charges assessed or revenues generated,
28 an amount sufficient to cover the amount stated in its
29 appropriation, any state assessed indirect costs determined by
30 the department of revenue and finance, and the cost of
31 services provided by the division of administrative services.

32 2. ALCOHOLIC BEVERAGES DIVISION

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

1 \$ 1,824,481
2 FTEs 32.50

3 3. BANKING DIVISION

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

7 \$ 5,506,749
8 FTEs 84.00

9 4. CREDIT UNION DIVISION

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

13 \$ 1,076,131
14 FTEs 20.00

15 5. INSURANCE DIVISION

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

19 \$ 3,013,049
20 FTEs 91.50

21 Of the amounts appropriated in this section to the
22 insurance division, not more than \$100,000 shall be used for
23 the regulation of health insurance purchasing cooperatives.

24 The insurance division shall monitor public utilization of
25 the coverages identified in chapter 514C under managed care
26 plans in this state.

27 The insurance division may reallocate authorized full-time
28 equivalent positions as necessary to respond to accreditation
29 recommendations or requirements. The insurance division
30 expenditures for examination purposes may exceed the projected
31 receipts, refunds and reimbursements, estimated pursuant to
32 section 505.7, subsection 7, including the expenditures for
33 retention of additional personnel, if the expenditures are
34 fully reimburseable and the division first does both of the
35 following:

1 a. Notifies the department of management, legislative
2 fiscal bureau, and the legislative fiscal committee of the
3 need for the expenditures.

4 b. Files with each of the entities named in paragraph "a"
5 the legislative and regulatory justification for the
6 expenditures, along with an estimate of the expenditures.

7 Of the amounts appropriated to the insurance division in
8 this subsection not more than \$100,000 shall be used for
9 continuing the division's senior health insurance information
10 program.

11 6. PROFESSIONAL LICENSING AND REGULATION DIVISION

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

15	\$	923,357
16	FTEs	14.00

17 7. UTILITIES DIVISION

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

21	\$	5,227,076
22	FTEs	79.00

23 The utilities division may expend additional funds,
24 including funds for additional personnel, if those additional
25 expenditures are actual expenses which exceed the funds
26 budgeted for utility regulation. Before the division expends
27 or encumbers an amount in excess of the funds budgeted for
28 regulation, the director of the department of management shall
29 approve the expenditure or encumbrance. Before approval is
30 given, the director of the department of management shall
31 determine that the regulation expenses exceed the funds
32 budgeted by the general assembly to the division and that the
33 division does not have other funds from which regulation
34 expenses can be paid. Upon approval of the director of the
35 department of management the division may expend and encumber

1 funds for excess regulation expenses. The amounts necessary
2 to fund the excess regulation expenses shall be collected from
3 those utility companies being regulated which caused the
4 excess expenditures, and the collections shall be treated as
5 repayment receipts as defined in section 8.2.

6 Sec. 4. LEGISLATIVE AGENCIES. There is appropriated from
7 the general fund of the state to the following named agencies
8 for the fiscal year beginning July 1, 1996, and ending June
9 30, 1997, the following amounts, or so much thereof as is
10 necessary, to be used for the purposes designated:

- 11 1. COMMISSION ON UNIFORM STATE LAWS
- 12 For support of the commission and expenses of the members:
- 13 \$ 22,741
- 14 2. NATIONAL CONFERENCE OF STATE LEGISLATURES
- 15 For support of the membership assessment:
- 16 \$ 91,427

17 Sec. 5. DEPARTMENT OF GENERAL SERVICES. There is
18 appropriated from the general fund of the state to the
19 department of general services for the fiscal year beginning
20 July 1, 1996, and ending June 30, 1997, the following amounts,
21 or so much thereof as is necessary, to be used for the
22 purposes designated:

- 23 1. ADMINISTRATION
- 24 For salaries, support, maintenance, miscellaneous purposes,
- 25 and for not more than the following full-time equivalent
- 26 positions:
- 27 \$ 1,188,790
- 28 FTEs 31.35

- 29 2. INFORMATION SERVICES
- 30 For salaries, support, maintenance, miscellaneous purposes,
- 31 and for not more than the following full-time equivalent
- 32 positions:
- 33 \$ 5,623,195
- 34 FTEs 141.60

35 3. PROPERTY MANAGEMENT

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

4 \$ 3,994,346
5 FTEs 113.00

6 In addition to the requirements in section 8.39, the
7 department of general services shall not change the
8 appropriations for the purposes designated in subsections 1
9 through 3 from the amounts appropriated under those
10 subsections unless notice of the revisions is given prior to
11 their effective date to the legislative fiscal bureau. The
12 notice shall include information on the department's rationale
13 for making the changes.

14 Savings achieved in providing telephone services shall be
15 used by the department of general services to increase
16 efficiencies in the provision of those services. The
17 department of general services shall report not later than
18 August 31, 1997, on the projects undertaken to the
19 chairpersons and the ranking members of the joint
20 appropriations subcommittee on administration and regulation
21 and to the legislative fiscal bureau. The report shall
22 include a listing of the projects and efficiencies undertaken
23 during the fiscal year, the cost of each project, and the
24 benefits, including the projected savings on an annual basis
25 and for the life of the efficiency improvement.

26 4. CAPITOL PLANNING COMMISSION

27 For expenses of the members in carrying out their duties
28 under chapter 18A:

29 \$ 2,000

30 5. RENTAL SPACE

31 For payment of lease or rental costs of buildings and
32 office space at the seat of government as provided in section
33 18.12, subsection 9, notwithstanding section 18.16:

34 \$ 656,104

35 6. UTILITY COSTS

1 For payment of utility costs and for not more than the
 2 following full-time equivalent positions:
 3 \$ 2,058,683
 4 FTEs 1.00

5 The department of general services may use funds
 6 appropriated in this subsection for utility costs to fund
 7 energy conservation projects in the state capitol complex
 8 which will have a 100 percent payback within a 24-month
 9 period. In addition, notwithstanding sections 8.33 and 18.12,
 10 subsection 11, any excess funds appropriated for utility costs
 11 in this subsection shall not revert to the general fund of the
 12 state on June 30, 1997, and these funds shall be used for
 13 implementation of energy conservation projects having a
 14 payback of 100 percent within a two-year to six-year period.
 15 The department of general services shall report not later than
 16 August 31, 1997, on the projects having 100 percent payback
 17 within a six-year period to the chairpersons and ranking
 18 members of the joint appropriations subcommittee on
 19 administration and regulation and to the legislative fiscal
 20 bureau. The report shall include a listing of the projects
 21 undertaken, the cost of each project, and the projected
 22 savings on an annual basis and for the life of the project.

23 7. TERRACE HILL OPERATIONS

24 For salaries, support, maintenance, and miscellaneous
 25 purposes necessary for the operation of Terrace Hill and for
 26 not more than the following full-time equivalent positions:
 27 \$ 188,701
 28 FTEs 4.00

29 Sec. 6. REVOLVING FUNDS. There is appropriated from the
 30 designated revolving funds to the department of general
 31 services for the fiscal year beginning July 1, 1996, and
 32 ending June 30, 1997, the following amounts, or so much
 33 thereof as is necessary, to be used for the purposes
 34 designated:

35 1. CENTRALIZED PRINTING

1 From the centralized printing permanent revolving fund
2 established by section 18.57 for salaries, support,
3 maintenance, miscellaneous purposes, and for not more than the
4 following full-time equivalent positions:

5	\$	932,915
6	FTEs	26.05

7 2. CENTRALIZED PRINTING -- REMAINDER

8 The remainder of the centralized printing permanent
9 revolving fund is appropriated for the expense incurred in
10 supplying paper stock, offset printing, copy preparation,
11 binding, distribution costs, original payment of printing and
12 binding claims and contingencies arising during the fiscal
13 year beginning July 1, 1996, and ending June 30, 1997, which
14 are legally payable from this fund.

15 3. CENTRALIZED PURCHASING

16 From the centralized purchasing permanent revolving fund
17 established by section 18.9 for salaries, support,
18 maintenance, miscellaneous purposes, and for not more than the
19 following full-time equivalent positions:

20	\$	816,123
21	FTEs	17.05

22 4. CENTRALIZED PURCHASING -- REMAINDER

23 The remainder of the centralized purchasing permanent
24 revolving fund is appropriated for the payment of expenses
25 incurred through purchases by various state departments and
26 for contingencies arising during the fiscal year beginning
27 July 1, 1996, and ending June 30, 1997, which are legally
28 payable from this fund.

29 5. VEHICLE DISPATCHER

30 From the vehicle dispatcher revolving fund established by
31 section 18.119 for salaries, support, maintenance,
32 miscellaneous purposes, and for not more than the following
33 full-time equivalent positions:

34	\$	627,701
35	FTEs	15.00

1 6. VEHICLE DISPATCHER -- REMAINDER

2 The remainder of the vehicle dispatcher revolving fund is
3 appropriated for the purchase of gasoline, gasohol, oil,
4 tires, repairs, and all other maintenance expenses incurred in
5 the operation of state-owned motor vehicles and for
6 contingencies arising during the fiscal year beginning July 1,
7 1996, and ending June 30, 1997, which are legally payable from
8 this fund.

9 The vehicle dispatcher shall report, not later than
10 February 15, 1997, to the chairpersons and the ranking members
11 of the joint appropriations subcommittee on administration and
12 regulation and to the legislative fiscal bureau regarding the
13 efficiencies of the vehicle fleet and the changes in the
14 efficiencies. The report shall include the cost per mile,
15 fuel efficiencies, maintenance costs, useful life, the costs
16 of extending the useful life, and other measures which the
17 vehicle dispatcher or the legislative fiscal bureau finds
18 appropriate. The information shall be reported for each
19 general type of vehicle. The overhead costs shall also be
20 reported with the total costs of the vehicle dispatcher
21 operations.

22 The department of general services shall report to the
23 chairpersons and ranking members of the joint appropriations
24 subcommittee on administration and regulation and the
25 legislative fiscal bureau not later than February 15, 1997, a
26 comparison of the performance of vehicles burning an 85
27 percent ethanol mixture and those burning a 10 percent ethanol
28 mixture. The report shall include, but is not limited to,
29 average mileage, vehicle life, and problems encountered.

30 Sec. 7. GOVERNOR AND LIEUTENANT GOVERNOR. There is
31 appropriated from the general fund of the state to the offices
32 of the governor and the lieutenant governor for the fiscal
33 year beginning July 1, 1996, and ending June 30, 1997, the
34 following amounts, or so much thereof as is necessary, to be
35 used for the purposes designated:

1 1. GENERAL OFFICE

2 For salaries, support, maintenance, and miscellaneous
3 purposes for the general office of the governor and the
4 general office of the lieutenant governor, and for not more
5 than the following full-time equivalent positions:

6 \$ 1,149,181
7 FTEs 17.25

8 2. EXPENSES

9 For the governor's expenses and the lieutenant governor's
10 expenses connected with office:

11 \$ 2,416

12 3. TERRACE HILL QUARTERS

13 For salaries, support, maintenance, and miscellaneous
14 purposes for the governor's quarters at Terrace Hill, and for
15 not more than the following full-time equivalent positions:

16 \$ 67,254
17 FTEs 2.00

18 4. AD HOC COMMITTEE EXPENSES

19 For the payment of expenses of ad hoc committees, councils,
20 and task forces appointed by the governor to research and
21 analyze a particular subject area relevant to the problems and
22 responsibilities of state and local government, including the
23 employment of professional, technical, and administrative
24 staff and the payment of per diem and actual expenses of
25 committee, council, or task force members as specified
26 pursuant to section 7E.6:

27 \$ 1,610

28 The ad hoc committees, councils, and task forces appointed
29 by the governor are subject to chapters 21 and 22 and the
30 members and the staff shall be informed of these requirements.
31 A member shall not receive a per diem if the member is
32 receiving a salary as a full-time public employee, but members
33 shall be reimbursed for actual and necessary expenses.

34 5. ADMINISTRATIVE RULES COORDINATOR

35 For salaries, support, maintenance, and miscellaneous

1 purposes for the office of administrative rules coordinator,
2 and for not more than the following full-time equivalent
3 positions:

4 \$ 111,781
5 FTEs 3.00

6 6. NATIONAL GOVERNORS' ASSOCIATION

7 For payment of Iowa's membership in the national governors'
8 association:

9 \$ 74,435

10 Sec. 8. DEPARTMENT OF INSPECTIONS AND APPEALS. There is
11 appropriated from the general fund of the state to the
12 department of inspections and appeals for the fiscal year
13 beginning July 1, 1996, and ending June 30, 1997, the
14 following amounts, or so much thereof as is necessary, for the
15 purposes designated:

16 1. FINANCE AND SERVICES DIVISION

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

20 \$ 495,682
21 FTEs 21.00

22 2. AUDITS DIVISION

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

26 \$ 372,432
27 FTEs 11.00

28 3. APPEALS AND FAIR HEARINGS DIVISION

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

32 \$ 170,823
33 FTEs 24.50

34 4. INVESTIGATIONS DIVISION

35 For salaries, support, maintenance, miscellaneous purposes,

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

3 \$ 756,040
4 FTEs 35.00

5 5. HEALTH FACILITIES DIVISION

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

9 \$ 1,677,191
10 FTEs 101.00

11 6. INSPECTIONS DIVISION

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

15 \$ 600,210
16 FTEs 13.00

17 7. EMPLOYMENT APPEAL BOARD

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

21 \$ 33,181
22 FTEs 14.00

23 The employment appeal board shall be reimbursed by the
24 labor services division of the department of employment
25 services for all costs associated with hearings conducted
26 under chapter 91C, related to contractor registration. The
27 board may expend, in addition to the amount appropriated under
28 this subsection, additional amounts as are directly billable
29 to the labor services division under this subsection and to
30 retain the additional full-time equivalent positions as needed
31 to conduct hearings required pursuant to chapter 91C.

32 8. STATE FOSTER CARE REVIEW BOARD

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

1 \$ 547,579
2 FTEs 10.00

3 The department of human services, in coordination with the
4 state foster care review board and the department of
5 inspections and appeals, shall submit an application for
6 funding available pursuant to Title IV-E of the federal Social
7 Security Act for claims for state foster care review board
8 administrative review costs.

9 The department of inspections and appeals shall provide an
10 accounting of all costs associated with negotiating agreements
11 and compacts pursuant to section 10A.104, subsection 10, and
12 all costs associated with monitoring such agreements and
13 compacts. Information in the accounting shall include the
14 dates and destinations of all travel related to the
15 negotiations and monitoring, and all costs associated with the
16 personnel involved, including salary, travel, and support
17 costs.

18 The department of inspections and appeals may charge state
19 departments, agencies, and commissions for services rendered
20 and the payment received shall be considered repayment
21 receipts as defined in section 8.2.

22 Sec. 9. RACETRACK REGULATION. There is appropriated from
23 the general fund of the state to the racing and gaming
24 commission of the department of inspections and appeals for
25 the fiscal year beginning July 1, 1996, and ending June 30,
26 1997, the following amount, or so much thereof as is
27 necessary, to be used for the purposes designated:

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

31 \$ 1,844,512
32 FTEs 25.07

33 It is the intent of the general assembly that the state
34 racing and gaming commission may expend funds during the
35 fiscal year beginning July 1, 1996, and ending June 30, 1997,

1 as approved by the department of management, for regulation of
2 live and simultaneously telecast pari-mutuel racing at the
3 Waterloo greyhound park if the national cattle congress is
4 issued a license from the state racing and gaming commission
5 for the conduct of pari-mutuel racing.

6 Sec. 10. EXCURSION BOAT REGULATION. There is appropriated
7 from the general fund of the state to the racing and gaming
8 commission of the department of inspections and appeals for
9 the fiscal year beginning July 1, 1996, and ending June 30,
10 1997, the following amount, or so much thereof as is
11 necessary, to be used for the purposes designated:

12 For salaries, support, maintenance, and miscellaneous
13 purposes for administration and enforcement of the excursion
14 boat gambling laws, and for not more than the following full-
15 time equivalent positions:

16	\$	1,225,768
17	FTEs	25.79

18 It is the intent of the general assembly that the racing
19 and gaming commission shall only employ additional full-time
20 equivalent positions for riverboat gambling enforcement as
21 authorized by the department of management as needed for
22 enforcement on new riverboats. If more than nine riverboats
23 are operating during the fiscal year beginning July 1, 1996,
24 and ending June 30, 1997, the commission may expend no more
25 than \$84,917 for no more than 2 FTEs for each additional
26 riverboat in excess of nine. The additional expense
27 associated with the positions shall be paid from fees assessed
28 by the commission as provided in chapter 99F.

29 Notwithstanding section 8.39, funds shall not be
30 transferred to the department of inspections and appeals which
31 would be used for monitoring Indian gaming.

32 Sec. 11. USE TAX APPROPRIATION. There is appropriated
33 from the use tax receipts collected pursuant to section 423.7
34 prior to their deposit in the road use tax fund pursuant to
35 section 423.24, subsection 1, to the appeals and fair hearings

1 division of the department of inspections and appeals for the
 2 fiscal year beginning July 1, 1996, and ending June 30, 1997,
 3 the following amount, or so much thereof as is necessary, for
 4 the purposes designated:

5 For salaries, support, maintenance, and miscellaneous
 6 purposes:

7 \$ 1,012,835

8 Sec. 12. DEPARTMENT OF MANAGEMENT. There is appropriated
 9 from the general fund of the state to the department of
 10 management for the fiscal year beginning July 1, 1996, and
 11 ending June 30, 1997, the following amounts, or so much
 12 thereof as is necessary, to be used for the purposes
 13 designated:

14 1. GENERAL OFFICE

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

18 \$ 2,083,779

19 FTEs 31.00

20 2. LAW ENFORCEMENT TRAINING REIMBURSEMENTS

21 For reimbursement to local law enforcement agencies for the
 22 training of officers who resign pursuant to section 384.15,
 23 subsection 7:

24 \$ 47,500

25 3. COUNCIL OF STATE GOVERNMENTS

26 For support of the membership assessment:

27 \$ 75,500

28 Sec. 13. ROAD USE TAX APPROPRIATION. There is
 29 appropriated from the road use tax fund to the department of
 30 management for the fiscal year beginning July 1, 1996, and
 31 ending June 30, 1997, the following amount, or so much thereof
 32 as is necessary, to be used for the purposes designated:

33 For salaries, support, maintenance, and miscellaneous
 34 purposes:

35 \$ 56,000

1 The department of management shall report to the
2 chairpersons and ranking members of the senate and house
3 committees on appropriations, the chairpersons and ranking
4 members of the joint appropriations subcommittee on
5 administration and regulation, and the legislative fiscal
6 bureau, the number of furloughs and the number of layoffs that
7 occur in each state agency, the savings associated with those
8 furloughs and layoffs, the effect of the furloughs and layoffs
9 on services provided by the state agency, and other relevant
10 information. The department shall provide a year-end report
11 summarizing the information for the fiscal year beginning July
12 1, 1996, which will be due by September 1, 1997.

13 When addressing staffing targets for state agencies, the
14 department of management shall state the number of staff
15 authorized for a state agency in terms of full-time equivalent
16 positions.

17 Sec. 14. DEPARTMENT OF PERSONNEL. There is appropriated
18 from the general fund of the state to the department of
19 personnel for the fiscal year beginning July 1, 1996, and
20 ending June 30, 1997, the following amounts, or so much
21 thereof as is necessary, to be used for the purposes
22 designated including the filing of quarterly reports as
23 required in this section:

24 1. OPERATIONS

25 For salaries, support, maintenance, and miscellaneous
26 purposes for the director's staff, information services, data
27 processing, and financial services, and for not more than the
28 following full-time equivalent positions:

29	\$	1,058,321
30	FTEs	17.08

31 2. PROGRAM DELIVERY SERVICES

32 For salaries for personnel services, employment law and
33 labor relations and training for not more than the following
34 full-time equivalent positions:

35	\$	1,292,434
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1 FTEs 33.20

2 3. PROGRAM ADMINISTRATION AND DEVELOPMENT

3 For salaries for employment, compensation, and benefits and
4 workers' compensation and for not more than the following
5 full-time equivalent positions:

6 \$ 1,511,191

7 FTEs 34.80

8 Any funds received by the department for workers'
9 compensation purposes other than the funds appropriated in
10 subsection 3 shall be used only for the payment of workers'
11 compensation claims.

12 The funds for support, maintenance, and miscellaneous
13 purposes for personnel assigned to program delivery under
14 subsection 2 and program administration and development under
15 subsection 3 are payable from the appropriation made in
16 subsection 1.

17 The department of personnel shall report semi-annually to
18 the chairpersons and ranking members of the joint
19 appropriations subcommittee on administration and regulation
20 concerning the number of vacancies in existing full-time
21 equivalent positions and the average time taken to fill the
22 vacancies. The reports shall include quarterly and annual
23 averages organized according to state agency and general
24 occupational category as established by the federal equal
25 employment opportunity commission. All departments and
26 agencies of the state shall cooperate with the department in
27 the preparation of the reports.

28 The department of personnel shall report annually to the
29 chairpersons and ranking members of the joint appropriations
30 subcommittee on administration and regulation concerning the
31 number of private consultant contracts of one year or more
32 which are entered into or extended each year by the
33 departments and agencies of the state. All departments and
34 agencies of the state shall cooperate with the department in
35 the preparation of this report.

1 The department of personnel shall submit, annually, a
2 report to the chairpersons and ranking members of the joint
3 appropriations subcommittee on administration and regulation
4 and to the legislative fiscal bureau regarding the results of
5 the state's top achievement recognition program. The reports
6 submitted shall include, but are not limited to,
7 identification of the recipients, a description of the
8 meritorious achievements, and the awards conferred.

9 Sec. 15. IPERS. There is appropriated from the Iowa
10 public employees' retirement system fund to the department of
11 personnel for the fiscal year beginning July 1, 1996, and
12 ending June 30, 1997, the following amount, or so much thereof
13 as is necessary, to be used for the purposes designated:

14 1. For salaries, support, maintenance, and other
15 operational purposes to pay the costs of the Iowa public
16 employees' retirement system:
17 \$ 4,368,900

18 2. It is the intent of the general assembly that the Iowa
19 public employees' retirement system employ sufficient staff
20 within the appropriation provided in this section to meet the
21 developing requirements of the investment program.

22 Sec. 16. PRIMARY ROAD FUND APPROPRIATION. There is
23 appropriated from the primary road fund to the department of
24 personnel for the fiscal year beginning July 1, 1996, and
25 ending June 30, 1997, the following amount, or so much thereof
26 as is necessary, to be used for the purposes designated:

27 For salaries, support, maintenance, and miscellaneous
28 purposes to provide personnel services for the state
29 department of transportation:
30 \$ 358,671

31 Sec. 17. ROAD USE TAX FUND APPROPRIATION. There is
32 appropriated from the road use tax fund to the department of
33 personnel for the fiscal year beginning July 1, 1996, and
34 ending June 30, 1997, the following amount, or so much thereof
35 as is necessary, to be used for the purposes designated:

1 For salaries, support, maintenance, and miscellaneous
2 purposes to provide personnel services for the state
3 department of transportation:

4 \$ 58,388

5 Sec. 18. STATE WORKERS' COMPENSATION CLAIMS. There is
6 appropriated from the general fund of the state to the
7 department of personnel for the fiscal year beginning July 1,
8 1996, and ending June 30, 1997, the following amount, or so
9 much thereof as is necessary, to be used for the purpose
10 designated:

11 For distribution, subject to approval of the department of
12 management, to various state departments to fund the premiums
13 for paying workers' compensation claims which are assessed to
14 and collected from the state department by the department of
15 personnel based upon a rating formula established by the
16 department of personnel:

17 \$ 5,884,740

18 The premiums collected by the department of personnel shall
19 be segregated into a separate workers' compensation fund in
20 the state treasury to be used for payment of state employees'
21 workers' compensation claims. Notwithstanding section 8.33,
22 unencumbered or unobligated moneys remaining in this workers'
23 compensation fund at the end of the fiscal year shall not
24 revert but shall be available for expenditure for purposes of
25 the fund for subsequent fiscal years.

26 Sec. 19. DEPARTMENT OF REVENUE AND FINANCE. There is
27 appropriated from the general fund of the state to the
28 department of revenue and finance for the fiscal year
29 beginning July 1, 1996, and ending June 30, 1997, the
30 following amounts, or so much thereof as is necessary, to be
31 used for the purposes designated, and for not more than the
32 following full-time equivalent positions used for the purposes
33 designated in subsections 1 through 3:

34 FTEs 576.43

35 1. COMPLIANCE

1 For salaries, support, maintenance, and miscellaneous
 2 purposes:
 3 \$ 10,789,038

4 2. STATE FINANCIAL MANAGEMENT

5 For salaries, support, maintenance, and miscellaneous
 6 purposes:
 7 \$ 9,717,637

8 3. INTERNAL RESOURCES MANAGEMENT

9 For salaries, support, maintenance, and miscellaneous
 10 purposes:
 11 \$ 6,025,904

12 4. COLLECTION COSTS AND FEES

13 For payment of collection costs and fees pursuant to
 14 section 422.26:
 15 \$ 45,000

16 5. a. In addition to the requirements in section 8.39,
 17 the department of revenue and finance shall not change the
 18 appropriations for the purposes designated in subsections 1
 19 through 3 from the amounts appropriated in those subsections
 20 unless notice of the revisions is given prior to their
 21 effective date to the legislative fiscal bureau. The notice
 22 shall include information on the department's rationale for
 23 making the changes.

24 b. The department of revenue and finance shall report
 25 quarterly to the legislative fiscal bureau concerning progress
 26 in the implementation of generally accepted accounting
 27 principles, including determination of reporting entities,
 28 fund classifications, modification of the Iowa financial
 29 accounting system, progress on preparing a comprehensive
 30 annual financial report, and the most current estimate of the
 31 general fund balance based on current generally accepted
 32 accounting principles.

33 c. The director of revenue and finance shall report
 34 annually to the chairpersons and ranking members of the joint
 35 appropriations subcommittee on administration and regulation

1 and the legislative fiscal bureau on the implementation and
2 financial status of the integrated revenue information system.
3 The report shall include any changes from the scheduled
4 progress including expenditures or estimated revenue.

5 d. The director of revenue and finance shall prepare and
6 issue a state appraisal manual and the revisions to the state
7 appraisal manual as provided in section 421.17, subsection 18,
8 without cost to a city or county.

9 Sec. 20. LOTTERY. There is appropriated from the lottery
10 fund to the department of revenue and finance for the fiscal
11 year beginning July 1, 1996, and ending June 30, 1997, the
12 following amount, or so much thereof as is necessary, to be
13 used for the purposes designated:

14 For salaries, support, maintenance, miscellaneous purposes
15 for the administration and operation of lottery games, and for
16 not more than the following full-time equivalent positions:

17	\$	7,494,998
18	FTEs	120.00

19 Sec. 21. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is
20 appropriated from the motor vehicle fuel tax fund created by
21 section 452A.77 to the department of revenue and finance for
22 the fiscal year beginning July 1, 1996, and ending June 30,
23 1997, the following amount, or so much thereof as is
24 necessary, to be used for the purposes designated:

25 For salaries, support, maintenance, and miscellaneous
26 purposes for administration and enforcement of the provisions
27 of chapter 452A and the motor vehicle use tax program:

28	\$	1,034,482
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29 Sec. 22. SECRETARY OF STATE. There is appropriated from
30 the general fund of the state to the office of the secretary
31 of state for the fiscal year beginning July 1, 1996, and
32 ending June 30, 1997, the following amounts, or so much
33 thereof as is necessary, to be used for the purposes
34 designated:

35 1. ADMINISTRATION AND ELECTIONS

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

4 \$ 368,508
5 FTEs 5.00

6 2. BUSINESS SERVICES

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

10 \$ 1,760,502
11 FTEs 32.00

12 Sec. 23. STATE-FEDERAL RELATIONS. There is appropriated
13 from the general fund of the state to the office of state-
14 federal relations for the fiscal year beginning July 1, 1996,
15 and ending June 30, 1997, the following amount, or so much
16 thereof as is necessary, to be used for the purposes
17 designated:

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

21 \$ 242,172
22 FTEs 3.00

23 Sec. 24. TREASURER. There is appropriated from the
24 general fund of the state to the office of treasurer of state
25 for the fiscal year beginning July 1, 1996, and ending June
26 30, 1997, the following amount, or so much thereof as is
27 necessary, to be used for the purposes designated:

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

31 \$ 902,594
32 FTEs 27.80

33 The office of treasurer of state shall supply clerical and
34 secretarial support for the executive council.

35 Sec. 25. SECOND INJURY FUND. The administrative costs and

1 expenses incurred by the treasurer of state, the attorney
2 general, the second injury fund, or the department of revenue
3 and finance, in connection with the second injury fund, may be
4 paid from the second injury fund. However, the payment of
5 administrative costs and expenses incurred by the treasurer of
6 state, the attorney general, the second injury fund, and the
7 department of revenue and finance, as authorized in this
8 section, shall only be permitted for administrative costs and
9 expenses incurred in the fiscal year commencing July 1, 1996,
10 and ending June 30, 1997, shall not exceed \$170,000.

11 Sec. 26. IMPLEMENTATION OF FUNDING REDUCTIONS -- INTENT OF
12 GENERAL ASSEMBLY. It is the intent of the general assembly
13 that the departments, agencies, and offices of the executive
14 department of state government shall implement funding
15 reductions through organizational changes which reduce
16 supervisory positions, vertically and horizontally, and
17 increase the span of control of the remaining supervisors as
18 recommended by the governor's committee on government spending
19 reform.

20 Sec. 27. ELIMINATION OF VACANT UNFUNDED JOBS. The state
21 departments, agencies, or offices receiving appropriations
22 under this Act shall eliminate, within thirty days after the
23 beginning of a fiscal year, all vacant unfunded positions on
24 the table of organization of the state department, agency, or
25 office.

26 Sec. 28. STATE COMMUNICATIONS NETWORK -- REDUCTION OF
27 TRAVEL AND RELATED EXPENSES. The offices of the governor and
28 lieutenant governor, the office of secretary of state, the
29 office of treasurer of state, the auditor of state, the
30 department of commerce, the department of inspections and
31 appeals, the Iowa ethics and campaign disclosure board, the
32 department of general services, the department of management,
33 the department of revenue and finance, and the department of
34 personnel shall use the services of the state communications
35 network as much as possible for interagency communication,

1 meetings, and conferences to reduce travel and related
2 expenses for the respective offices or departments.

3 Sec. 29. REPORT OF ADDITIONAL INCOME AND EXPENDITURES.

4 The state departments, agencies, and offices receiving
5 appropriations under this Act shall report all expenses in
6 excess of the funds appropriated from any statutory revolving
7 funds during the fiscal year beginning July 1, 1995, and
8 ending June 30, 1996. The report shall also include the
9 beginning and ending balances of the revolving funds.

10 The report required pursuant to this section shall be
11 submitted not later than September 30, 1996, for expenditures
12 made during the fiscal year beginning July 1, 1995, and ending
13 June 30, 1996, to the chairpersons and ranking members of the
14 joint appropriations subcommittee on administration and
15 regulations and the legislative fiscal bureau.

16 Sec. 30. FEDERAL GRANTS. All federal grants to and the
17 federal receipts of agencies appropriated funds under this
18 Act, not otherwise appropriated, are appropriated for the
19 purposes set forth in the federal grants or receipts unless
20 otherwise provided by the general assembly.

21

EXPLANATION

22 This bill relates to and appropriates moneys to various
23 state departments, agencies, funds, and certain other
24 interstate and national entities for the fiscal year beginning
25 July 1, 1996, and ending June 30, 1997.

26 The state departments and agencies include the auditor of
27 state, Iowa ethics and campaign disclosure board, department
28 of commerce, department of general services, office of
29 governor including the lieutenant governor and Terrace Hill
30 quarters, department of inspections and appeals, department of
31 management, department of personnel, Iowa public employees'
32 retirement system, department of revenue and finance,
33 secretary of state, and treasurer of state.

34 The bill also appropriates funding for the state's
35 membership on the commission on uniform state laws, the

1 national conference of state legislatures, the council of
2 state governments, the national governors' association, and
3 law enforcement training reimbursements.

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HOUSE FILE 2416

H-5139

1 Amend House File 2416 as follows:
 2 1. Page 24, by inserting after line 20 the
 3 following:
 4 "Sec. _____. Section 7E.6, subsection 1, paragraph
 5 a, Code 1995, is amended to read as follows:
 6 a. Any position of membership on any board,
 7 committee, commission, or council in the executive
 8 branch of state government which is compensated by the
 9 payment of a per diem to the holder of that position
 10 under statutory law shall be compensated at the rate
 11 of fifty sixty dollars per diem, notwithstanding any
 12 other law to the contrary.
 13 Sec. _____. Section 7E.6, subsections 2 and 3, Code
 14 1995, are amended to read as follows:
 15 2. Any position of membership on any board,
 16 committee, commission, or council in the state
 17 government which has a compensation level limited to
 18 expenses only is eligible to receive, in addition to
 19 such actual expense reimbursement, an additional
 20 expense allowance of fifty sixty dollars per day if
 21 the holder of any such position applies for such
 22 additional expense allowance and the holder of the
 23 position has an income level of one hundred fifty
 24 percent or less of the United States poverty level as
 25 defined by the most recently revised poverty income
 26 guidelines published by the United States department
 27 of health and human services.
 28 3. Any position of membership on the lottery board
 29 shall receive compensation of fifty sixty dollars per
 30 day and expenses."

By O'BRIEN of Boone

H-5139 FILED MARCH 4, 1996

With 3-5-96 (P.532)

HOUSE FILE 2416

H-5156

1 Amend House File 2416 as follows:
 2 1. Page 12, line 9, by striking the figure
 3 "1,677,191" and inserting the following: "1,855,391".
 4 2. Page 12, line 10, by striking the figure
 5 "101.00" and inserting the following: "103.00".
 6 3. Page 12, by inserting after line 10 the
 7 following:
 8 "It is the intent of the general assembly that
 9 \$178,200 and 2.00 FTEs be used for additional
 10 inspections of state-licensed residential care
 11 facilities only."

By CATALDO of Polk
KREIMAN of Davis

HOLVECK of Polk
MURPHY of Dubuque

H-5156 FILED MARCH 4, 1996

Last 3/5/96
(P.530)

HOUSE FILE 2416

H-5140

- 1 Amend House File 2416 as follows:
2 1. Page 24, by inserting after line 20 the
3 following:
4 "Sec. _____. Section 7E.6, subsection 1, paragraph
5 a, Code 1995, is amended to read as follows:
6 a. Any position of membership on any board,
7 committee, commission, or council in the executive
8 branch of state government which is compensated by the
9 payment of a per diem to the holder of that position
10 under statutory law shall be compensated at the rate
11 of fifty eighty-six dollars per diem, notwithstanding
12 any other law to the contrary.
13 Sec. _____. Section 7E.6, subsections 2 and 3, Code
14 1995, are amended to read as follows:
15 2. Any position of membership on any board,
16 committee, commission, or council in the state
17 government which has a compensation level limited to
18 expenses only is eligible to receive, in addition to
19 such actual expense reimbursement, an additional
20 expense allowance of fifty eighty-six dollars per day
21 if the holder of any such position applies for such
22 additional expense allowance and the holder of the
23 position has an income level of one hundred fifty
24 percent or less of the United States poverty level as
25 defined by the most recently revised poverty income
26 guidelines published by the United States department
27 of health and human services.
28 3. Any position of membership on the lottery board
29 shall receive compensation of fifty eighty-six dollars
30 per day and expenses."

By O'BRIEN of Boone

H-5140 FILED MARCH 4, 1996

WITHDRAWN

3-5-96

(P. 532)

HOUSE FILE 2416

H-5157

1 Amend House File 2416 as follows:

2 1. Page 1, by inserting after line 21 the
3 following:

4 "The office shall eliminate all vacant unfunded
5 positions on the table of organization of the state
6 department, agency, or office."

7 2. Page 1, by inserting after line 32 the
8 following:

9 "The board shall eliminate all vacant unfunded
10 positions on the table of organization of the state
11 department, agency, or office."

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

14 "Each division shall eliminate all vacant unfunded
15 positions on the table of organization of the state
16 department, agency, or office."

17 4. Page 7, by inserting after line 28 the
18 following:

19 "The department shall eliminate all vacant unfunded
20 positions on the table of organization of the state
21 department, agency, or office."

22 5. Page 11, by inserting after line 9 the
23 following:

24 "The governor and lieutenant governor shall
25 eliminate all vacant unfunded positions on the table
26 of organization of the state department, agency, or
27 office."

28 6. Page 15, by inserting after line 19 the
29 following:

30 "The department shall eliminate all vacant unfunded
31 positions on the table of organization of the state
32 department, agency, or office."

33 7. Page 18, by inserting after line 8 the
34 following:

35 "The department shall eliminate all vacant unfunded
36 positions on the table of organization of the state
37 department, agency, or office."

38 8. Page 21, by inserting after line 8 the
39 following:

40 "The department shall eliminate all vacant unfunded
41 positions on the table of organization of the state
42 department, agency, or office."

43 9. Page 22, by inserting after line 22 the
44 following:

45 "The office shall eliminate all vacant unfunded
46 positions on the table of organization of the state
47 department, agency, or office."

48 10. Page 23, by striking lines 20 through 25.

49 11. By renumbering as necessary.

By MURPHY of Dubuque

H-5157 FILED MARCH 5, 1996
RULES SUSPENDED - LOST

HOUSE FILE 2416

H-5158

1 Amend House File 2416 as follows:
 2 1. Page 1, line 31, by striking the figure
 3 "420,554" and inserting the following: "515,255".
 4 2. Page 1, line 32, by striking the figure "8.00"
 5 and inserting the following: "10.00".
 6 3. Page 8, line 5, by striking the figure
 7 "932,915" and inserting the following: "1,010,286".
 8 4. Page 8, line 6, by striking the figure "26.05"
 9 and inserting the following: "28.05".
 10 5. Page 19, line 34, by striking the figure
 11 "576.43" and inserting the following: "588.43".
 12 6. Page 20, line 3, by striking the figure
 13 "10,789,038" and inserting the following:
 14 "11,135,166".
 15 7. Page 21, by striking line 35 and inserting the
 16 following: "ADMINISTRATION".
 17 8. Page 22, line 4, by striking the figure
 18 "368,508" and inserting the following: "78,050".
 19 9. Page 22, line 5, by striking the figure "5.00"
 20 and inserting the following: "1.00".
 21 10. Page 22, by striking lines 6 through 11 and
 22 inserting the following:
 23 "Beginning with the fiscal year beginning July 1,
 24 1996, the elections division including staff of the
 25 secretary of state's offices shall be transferred to
 26 the Iowa ethics and campaign disclosure board; the
 27 processing functions including staff shall be
 28 transferred to the department of revenue and finance;
 29 and the official publications staff to the printing
 30 division of the department of general services. The
 31 duties of the divisions or functions transferred shall
 32 also be transferred to the new department or agency."

By MURPHY of Dubuque

H-5158 FILED MARCH 5, 1996

RULES SUSPENDED - LOST

(P. 534)

HOUSE FILE 2416

H-5159

1 Amend House File 2416 as follows:
 2 1. Page 13, line 31, by striking the figure
 3 "1,844,512" and inserting the following: "1,977,240".
 4 2. Page 13, line 34, by striking the word "funds"
 5 and inserting the following: "\$132,628".

By SHOULTZ of Black Hawk

H-5159 FILED MARCH 5, 1996

RULES SUSPENDED - LOST

(P. 536)

HOUSE FILE 2416

H-5160

- 1 Amend House File 2416 as follows:
 - 2 1. Page 7, line 27, by striking the figure
 - 3 "188,701" and inserting the following: "168,201".
- By MURPHY of Dubuque

H-5160 FILED MARCH 5, 1996

RULES SUSPENDED - LOST

(p. 534)

HOUSE FILE 2416

H-5161

- 1 Amend House File 2416 as follows:
- 2 1. Page 13, line 1, by striking the number
- 3 "547,579" and inserting the following: "747,579".
- 4 2. Page 13, by inserting after line 2 the
- 5 following:
- 6 "It is the intent of the general assembly that, of
- 7 the funds appropriated in this subsection, \$200,000
- 8 shall be used to establish local citizen care review
- 9 boards in each county within the first judicial
- 10 district."

By MURPHY of Dubuque

H-5161 FILED MARCH 5, 1996

RULES SUSPENDED - LOST

(p. 535)

HOUSE FILE 2416

H-5152

1 Amend House File 2416 as follows:

2 1. Page 24, by inserting after line 15 the
3 following:

4 "Sec. ____ . Section 453A.6, subsection 1, Code
5 1995, is amended to read as follows:

6 1. There is imposed, and shall be collected and
7 paid to the department, ~~the following taxes~~ on all
8 cigarettes used or otherwise disposed of in this state
9 for any purpose whatsoever: a tax at the rate of one
10 and eight-tenths cents on each cigarette.

11 ~~Class-A:--On-cigarettes-weighing-not-more-than~~
12 ~~three-pounds-per-thousand, eighteen-mills-on-each-such~~
13 ~~cigarette.~~

14 ~~Class-B:--On-cigarettes-weighing-more-than-three~~
15 ~~pounds-per-thousand, eighteen-mills-on-each-such~~
16 ~~cigarette.~~

17 Sec. ____ . Section 453A.25, Code 1995, is amended
18 by adding the following new subsection:

19 NEW SUBSECTION. 4. The director is authorized to
20 designate the city or county which issues retail
21 licenses and permits to administer and enforce,
22 including collecting penalties and fines, the
23 provisions of this chapter relating to the retail sale
24 of cigarettes and tobacco products.

25 Sec. ____ . Section 4543A.35, Code 1995, is amended
26 to read as follows:

27 453A.35 TAX AND FEES PAID TO GENERAL FUND.

28 The proceeds derived from the sale of stamps and
29 the payment of taxes, fees and penalties provided for
30 under this chapter, and the permit fees received from
31 all permits issued by the department, shall be
32 credited to the general fund of the state. All permit
33 fees and penalties provided for in this chapter and
34 collected by cities in the issuance of permits granted
35 by the cities shall be paid to the treasurer of the
36 city where the permit is effective, or to another city
37 officer as designated by the council, and credited to
38 the general fund of the city. Permit fees and
39 penalties so collected by counties shall be paid to
40 the county treasurer."

By BRAMMER of Linn

H-5152 FILED MARCH 4, 1996

Not Referred
3/5/96
(p. 531)

HOUSE FILE 2416

S-5464

1 Amend House File 2416, as passed by the House, as
2 follows:

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

5 "Section 1. AUDITOR OF STATE. There is
6 appropriated from the general fund of the state to the
7 office of the auditor of state for the fiscal year
8 beginning July 1, 1996, and ending June 30, 1997, the
9 following amount, or so much thereof as is necessary,
10 to be used for the purposes designated:

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

14 \$ 1,344,845
15 FTEs 112.50

16 The auditor of state may retain additional full-
17 time equivalent positions as is reasonable and
18 necessary to perform governmental subdivision audits
19 which are reimbursable pursuant to section 11.20 or
20 11.21, to perform audits which are requested by and
21 reimbursable from the federal government, and to
22 perform work requested by and reimbursable from
23 departments or agencies pursuant to section 11.5A or
24 11.5B. The auditor of state shall notify the
25 department of management, the legislative fiscal
26 committee, and the legislative fiscal bureau of the
27 additional full-time equivalent positions retained.

28 Sec. 2. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD.
29 There is appropriated from the general fund of the
30 state to the Iowa ethics and campaign disclosure board
31 for the fiscal year beginning July 1, 1996, and ending
32 June 30, 1997, the following amount, or so much
33 thereof as is necessary, for the purposes designated:

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

37 \$ 460,554
38 FTEs 8.00

39 Sec. 3. DEPARTMENT OF COMMERCE. There is
40 appropriated from the general fund of the state to the
41 department of commerce for the fiscal year beginning
42 July 1, 1996, and ending June 30, 1997, the following
43 amounts, or so much thereof as is necessary, for the
44 purposes designated:

45 1. ADMINISTRATIVE SERVICES DIVISION

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

49 \$ 235,556
50 FTEs 2.00

S-5464

S-5464

Page 2

1 It is the intent of the general assembly that the
 2 two positions authorized in this subsection for the
 3 division shall coordinate the administrative services
 4 to be provided to the divisions in the department.
 5 These two positions are under the direct supervision
 6 of, and shall report to, the director of the
 7 department.

8 The division of administrative services shall
 9 assess each division within the department of commerce
 10 and the office of consumer advocate within the
 11 department of justice a pro rata share of the
 12 operating expenses of the division of administrative
 13 services. The pro rata share shall be determined
 14 pursuant to a cost allocation plan established by the
 15 division of administrative services and agreed to by
 16 the administrators of the divisions and the consumer
 17 advocate. To the extent practicable, the cost
 18 allocation plan shall be based on the proportion of
 19 the administrative expenses incurred on behalf of each
 20 division and the office of consumer advocate. Each
 21 division and the office of consumer advocate shall
 22 include in its charges assessed or revenues generated,
 23 an amount sufficient to cover the amount stated in its
 24 appropriation, any state assessed indirect costs
 25 determined by the department of revenue and finance,
 26 and the cost of services provided by the division of
 27 administrative services.

28 2. ALCOHOLIC BEVERAGES DIVISION

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

32	\$	1,824,481
33	FTEs	33.50

34 3. BANKING DIVISION

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

38	\$	5,506,749
39	FTEs	84.00

40 4. CREDIT UNION DIVISION

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

44	\$	1,076,131
45	FTEs	20.00

46 5. INSURANCE DIVISION

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

50	\$	2,963,049
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Page 3

1 FTEs 91.50

2 Of the amounts appropriated in this section to the
3 insurance division, not more than \$100,000 shall be
4 used for the regulation of health insurance purchasing
5 cooperatives.

6 The insurance division shall monitor public
7 utilization of the coverages identified in chapter
8 514C under managed care plans in this state.

9 The insurance division may reallocate authorized
10 full-time equivalent positions as necessary to respond
11 to accreditation recommendations or requirements. The
12 insurance division expenditures for examination
13 purposes may exceed the projected receipts, refunds
14 and reimbursements, estimated pursuant to section
15 505.7, subsection 7, including the expenditures for
16 retention of additional personnel, if the expenditures
17 are fully reimbursable and the division first does
18 both of the following:

19 a. Notifies the department of management,
20 legislative fiscal bureau, and the legislative fiscal
21 committee of the need for the expenditures.

22 b. Files with each of the entities named in
23 paragraph "a" the legislative and regulatory
24 justification for the expenditures, along with an
25 estimate of the expenditures.

26 Of the amounts appropriated to the insurance
27 division in this subsection not more than \$100,000
28 shall be used for continuing the division's senior
29 health insurance information program.

30 6. PROFESSIONAL LICENSING AND REGULATION DIVISION

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

34 \$ 923,357
35 FTEs 14.00

36 7. UTILITIES DIVISION

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

40 \$ 5,227,076
41 FTEs 79.00

42 The utilities division may expend additional funds,
43 including funds for additional personnel, if those
44 additional expenditures are actual expenses which
45 exceed the funds budgeted for utility regulation.
46 Before the division expends or encumbers an amount in
47 excess of the funds budgeted for regulation, the
48 director of the department of management shall approve
49 the expenditure or encumbrance. Before approval is
50 given, the director of the department of management

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Page 4

1 shall determine that the regulation expenses exceed
 2 the funds budgeted by the general assembly to the
 3 division and that the division does not have other
 4 funds from which regulation expenses can be paid.
 5 Upon approval of the director of the department of
 6 management the division may expend and encumber funds
 7 for excess regulation expenses. The amounts necessary
 8 to fund the excess regulation expenses shall be
 9 collected from those utility companies being regulated
 10 which caused the excess expenditures, and the
 11 collections shall be treated as repayment receipts as
 12 defined in section 8.2.

13 Sec. 4. LEGISLATIVE AGENCIES. There is
 14 appropriated from the general fund of the state to the
 15 following named agencies for the fiscal year beginning
 16 July 1, 1996, and ending June 30, 1997, the following
 17 amounts, or so much thereof as is necessary, to be
 18 used for the purposes designated:

- 19 1. COMMISSION ON UNIFORM STATE LAWS
- 20 For support of the commission and expenses of the
- 21 members:
- 22 \$ 22,741
- 23 2. NATIONAL CONFERENCE OF STATE LEGISLATURES
- 24 For support of the membership assessment:
- 25 \$ 91,427

26 Sec. 5. DEPARTMENT OF GENERAL SERVICES. There is
 27 appropriated from the general fund of the state to the
 28 department of general services for the fiscal year
 29 beginning July 1, 1996, and ending June 30, 1997, the
 30 following amounts, or so much thereof as is necessary,
 31 to be used for the purposes designated:

- 32 1. ADMINISTRATION
- 33 For salaries, support, maintenance, miscellaneous
- 34 purposes, and for not more than the following full-
- 35 time equivalent positions:
- 36 \$ 1,188,790
- 37 FTES 31.35
- 38 2. INFORMATION SERVICES
- 39 For salaries, support, maintenance, miscellaneous
- 40 purposes, and for not more than the following full-
- 41 time equivalent positions:
- 42 \$ 5,623,195
- 43 FTES 141.60
- 44 3. PROPERTY MANAGEMENT
- 45 For salaries, support, maintenance, miscellaneous
- 46 purposes, and for not more than the following full-
- 47 time equivalent positions:
- 48 \$ 3,994,000
- 49 FTES 114.00

50 In addition to the requirements in section 8.39,

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1 the department of general services shall not change
 2 the appropriations for the purposes designated in
 3 subsections 1 through 3 from the amounts appropriated
 4 under those subsections unless notice of the revisions
 5 is given prior to their effective date to the
 6 legislative fiscal bureau. The notice shall include
 7 information on the department's rationale for making
 8 the changes.

9 Savings achieved in providing telephone services
 10 shall be used by the department of general services to
 11 increase efficiencies in the provision of those
 12 services. The department of general services shall
 13 report not later than August 31, 1997, on the projects
 14 undertaken to the chairpersons and the ranking members
 15 of the joint appropriations subcommittee on
 16 administration and regulation and to the legislative
 17 fiscal bureau. The report shall include a listing of
 18 the projects and efficiencies undertaken during the
 19 fiscal year, the cost of each project, and the
 20 benefits, including the projected savings on an annual
 21 basis and for the life of the efficiency improvement.

22 There is appropriated from the rebuild Iowa
 23 infrastructure fund to the property management
 24 division of the department of general services for the
 25 fiscal year beginning July 1, 1996, and ending June
 26 30, 1997, the sum of \$50,000, or so much thereof as is
 27 necessary, to be used for purposes as provided in this
 28 subsection.

29 4. CAPITOL PLANNING COMMISSION

30 For expenses of the members in carrying out their
 31 duties under chapter 18A:

32 \$ 2,000

33 5. RENTAL SPACE

34 For payment of lease or rental costs of buildings
 35 and office space at the seat of government as provided
 36 in section 18.12, subsection 9, notwithstanding
 37 section 18.16:

38 \$ 656,104

39 6. UTILITY COSTS

40 For payment of utility costs and for not more than
 41 the following full-time equivalent positions:

42 \$ 2,000,444

43 FTEs 1.00

44 The department of general services may use funds
 45 appropriated in this subsection for utility costs to
 46 fund energy conservation projects in the state capitol
 47 complex which will have a 100 percent payback within a
 48 24-month period. In addition, notwithstanding
 49 sections 8.33 and 18.12, subsection 11, any excess
 50 funds appropriated for utility costs in this

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1 subsection shall not revert to the general fund of the
 2 state on June 30, 1997, and these funds shall be used
 3 for implementation of energy conservation projects
 4 having a payback of 100 percent within a two-year to
 5 six-year period. The department of general services
 6 shall report not later than August 31, 1997, on the
 7 projects having 100 percent payback within a six-year
 8 period to the chairpersons and ranking members of the
 9 joint appropriations subcommittee on administration
 10 and regulation and to the legislative fiscal bureau.
 11 The report shall include a listing of the projects
 12 undertaken, the cost of each project, and the
 13 projected savings on an annual basis and for the life
 14 of the project.

15 7. TERRACE HILL OPERATIONS

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

20	\$	188,701
21	FTEs	4.00

22 Sec. 6. REVOLVING FUNDS. There is appropriated
 23 from the designated revolving funds to the department
 24 of general services for the fiscal year beginning July
 25 1, 1996, and ending June 30, 1997, the following
 26 amounts, or so much thereof as is necessary, to be
 27 used for the purposes designated:

28 1. CENTRALIZED PRINTING

29 From the centralized printing permanent revolving
 30 fund established by section 18.57 for salaries,
 31 support, maintenance, miscellaneous purposes, and for
 32 not more than the following full-time equivalent
 33 positions:

34	\$	932,915
35	FTEs	26.05

36 2. CENTRALIZED PRINTING -- REMAINDER

37 The remainder of the centralized printing permanent
 38 revolving fund is appropriated for the expense
 39 incurred in supplying paper stock, offset printing,
 40 copy preparation, binding, distribution costs,
 41 original payment of printing and binding claims and
 42 contingencies arising during the fiscal year beginning
 43 July 1, 1996, and ending June 30, 1997, which are
 44 legally payable from this fund.

45 3. CENTRALIZED PURCHASING

46 From the centralized purchasing permanent revolving
 47 fund established by section 18.9 for salaries,
 48 support, maintenance, miscellaneous purposes, and for
 49 not more than the following full-time equivalent
 50 positions:

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1	\$	816,123
2	FTEs	17.05
3	4. CENTRALIZED PURCHASING -- REMAINDER		
4	The remainder of the centralized purchasing		
5	permanent revolving fund is appropriated for the		
6	payment of expenses incurred through purchases by		
7	various state departments and for contingencies		
8	arising during the fiscal year beginning July 1, 1996,		
9	and ending June 30, 1997, which are legally payable		
10	from this fund.		

11	5. VEHICLE DISPATCHER		
12	From the vehicle dispatcher revolving fund		
13	established by section 18.119 for salaries, support,		
14	maintenance, miscellaneous purposes, and for not more		
15	than the following full-time equivalent positions:		
16	.....	\$	627,701
17	.....	FTEs	15.00

18 6. VEHICLE DISPATCHER -- REMAINDER

19 The remainder of the vehicle dispatcher revolving

20 fund is appropriated for the purchase of gasoline,

21 gasohol, oil, tires, repairs, and all other

22 maintenance expenses incurred in the operation of

23 state-owned motor vehicles and for contingencies

24 arising during the fiscal year beginning July 1, 1996,

25 and ending June 30, 1997, which are legally payable

26 from this fund.

27 The vehicle dispatcher shall report, not later than

28 February 15, 1997, to the chairpersons and the ranking

29 members of the joint appropriations subcommittee on

30 administration and regulation and to the legislative

31 fiscal bureau regarding the efficiencies of the

32 vehicle fleet and the changes in the efficiencies.

33 The report shall include the cost per mile, fuel

34 efficiencies, maintenance costs, useful life, the

35 costs of extending the useful life, and other measures

36 which the vehicle dispatcher or the legislative fiscal

37 bureau finds appropriate. The information shall be

38 reported for each general type of vehicle. The

39 overhead costs shall also be reported with the total

40 costs of the vehicle dispatcher operations.

41 The department of general services shall report to

42 the chairpersons and ranking members of the joint

43 appropriations subcommittee on administration and

44 regulation and the legislative fiscal bureau not later

45 than February 15, 1997, a comparison of the

46 performance of vehicles burning an 85 percent ethanol

47 mixture and those burning a 10 percent ethanol

48 mixture. The report shall include, but is not limited

49 to, average mileage, vehicle life, and problems

50 encountered.

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1 Sec. 7. GOVERNOR AND LIEUTENANT GOVERNOR. There
 2 is appropriated from the general fund of the state to
 3 the offices of the governor and the lieutenant
 4 governor for the fiscal year beginning July 1, 1996,
 5 and ending June 30, 1997, the following amounts, or so
 6 much thereof as is necessary, to be used for the
 7 purposes designated:

8 1. GENERAL OFFICE
 9 For salaries, support, maintenance, and
 10 miscellaneous purposes for the general office of the
 11 governor and the general office of the lieutenant
 12 governor, and for not more than the following full-
 13 time equivalent positions:
 14 \$ 1,125,681
 15 FTES 17.25

16 2. TERRACE HILL QUARTERS
 17 For salaries, support, maintenance, and
 18 miscellaneous purposes for the governor's quarters at
 19 Terrace Hill, and for not more than the following
 20 full-time equivalent positions:
 21 \$ 67,254
 22 FTES 2.00

23 3. ADMINISTRATIVE RULES COORDINATOR
 24 For salaries, support, maintenance, and
 25 miscellaneous purposes for the office of
 26 administrative rules coordinator, and for not more
 27 than the following full-time equivalent positions:
 28 \$ 111,781
 29 FTES 3.00

30 4. NATIONAL GOVERNORS' ASSOCIATION
 31 For payment of Iowa's membership in the national
 32 governors' association:
 33 \$ 62,435

34 Sec. 8. DEPARTMENT OF INSPECTIONS AND APPEALS.
 35 There is appropriated from the general fund of the
 36 state to the department of inspections and appeals for
 37 the fiscal year beginning July 1, 1996, and ending
 38 June 30, 1997, the following amounts, or so much
 39 thereof as is necessary, for the purposes designated:

40 1. FINANCE AND SERVICES DIVISION
 41 For salaries, support, maintenance, miscellaneous
 42 purposes, and for not more than the following full-
 43 time equivalent positions:
 44 \$ 495,682
 45 FTES 21.00

46 2. AUDITS DIVISION
 47 For salaries, support, maintenance, miscellaneous
 48 purposes, and for not more than the following full-
 49 time equivalent positions:
 50 \$ 372,432

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1	FTEs	11.00
2	3. APPEALS AND FAIR HEARINGS DIVISION		
3	For salaries, support, maintenance, miscellaneous		
4	purposes, and for not more than the following full-		
5	time equivalent positions:		
6	.....	\$	170,823
7	.....	FTEs	24.50
8	4. INVESTIGATIONS DIVISION		
9	For salaries, support, maintenance, miscellaneous		
10	purposes, and for not more than the following full-		
11	time equivalent positions:		
12	.....	\$	756,040
13	.....	FTEs	35.00
14	5. HEALTH FACILITIES DIVISION		
15	For salaries, support, maintenance, miscellaneous		
16	purposes, and for not more than the following full-		
17	time equivalent positions:		
18	.....	\$	1,797,191
19	.....	FTEs	103.00
20	It is the intent of the general assembly that		
21	\$120,000 and 2 FTEs included in this subsection shall		
22	be used for additional inspections of state-licensed		
23	residential care facilities only.		
24	6. INSPECTIONS DIVISION		
25	For salaries, support, maintenance, miscellaneous		
26	purposes, and for not more than the following full-		
27	time equivalent positions:		
28	.....	\$	600,210
29	.....	FTEs	13.00
30	7. EMPLOYMENT APPEAL BOARD		
31	For salaries, support, maintenance, miscellaneous		
32	purposes, and for not more than the following full-		
33	time equivalent positions:		
34	.....	\$	33,181
35	.....	FTEs	14.00
36	The employment appeal board shall be reimbursed by		
37	the labor services division of the department of		
38	employment services for all costs associated with		
39	hearings conducted under chapter 91C, related to		
40	contractor registration. The board may expend, in		
41	addition to the amount appropriated under this		
42	subsection, additional amounts as are directly		
43	billable to the labor services division under this		
44	subsection and to retain the additional full-time		
45	equivalent positions as needed to conduct hearings		
46	required pursuant to chapter 91C.		
47	8. STATE FOSTER CARE REVIEW BOARD		
48	For salaries, support, maintenance, miscellaneous		
49	purposes, and for not more than the following full-		
50	time equivalent positions:		

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1	\$	547,579
2	FTEs	13.00

3 The department of human services, in coordination
 4 with the state foster care review board and the
 5 department of inspections and appeals, shall submit an
 6 application for funding available pursuant to Title
 7 IV-E of the federal Social Security Act for claims for
 8 state foster care review board administrative review
 9 costs.

10 The department of inspections and appeals shall
 11 provide an accounting of all costs associated with
 12 negotiating agreements and compacts pursuant to
 13 section 10A.104, subsection 10, and all costs
 14 associated with monitoring such agreements and
 15 compacts. Information in the accounting shall include
 16 the dates and destinations of all travel related to
 17 the negotiations and monitoring, and all costs
 18 associated with the personnel involved, including
 19 salary, travel, and support costs.

20 The department of inspections and appeals may
 21 charge state departments, agencies, and commissions
 22 for services rendered and the payment received shall
 23 be considered repayment receipts as defined in section
 24 8.2.

25 Notwithstanding section 8.33, any funds remaining
 26 from the funds appropriated to the state foster care
 27 review board for the fiscal year beginning July 1,
 28 1995, pursuant to 1995 Iowa Acts, chapter 219, shall
 29 not revert until August 31, 1998. Any such funds
 30 remaining shall be used by the state foster care
 31 review board for program operations during the fiscal
 32 years beginning July 1, 1996, and ending June 30,
 33 1998.

34 Sec. 9. RACETRACK REGULATION. There is
 35 appropriated from the general fund of the state to the
 36 racing and gaming commission of the department of
 37 inspections and appeals for the fiscal year beginning
 38 July 1, 1996, and ending June 30, 1997, the following
 39 amount, or so much thereof as is necessary, to be used
 40 for the purposes designated:

41 For salaries, support, maintenance, miscellaneous		
42 purposes, for the regulation of pari-mutuel		
43 racetracks, and for not more than the following full-		
44 time equivalent positions:		
45	\$	1,789,375
46	FTEs	24.07

47 It is the intent of the general assembly that the
 48 state racing and gaming commission may expend funds
 49 during the fiscal year beginning July 1, 1996, and
 50 ending June 30, 1997, as approved by the department of

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1 management, for regulation of live and simultaneously
2 telecast pari-mutuel racing at the Waterloo greyhound
3 park if the national cattle congress is issued a
4 license from the state racing and gaming commission
5 for the conduct of pari-mutuel racing.

6 Sec. 10. EXCURSION BOAT REGULATION. There is
7 appropriated from the general fund of the state to the
8 racing and gaming commission of the department of
9 inspections and appeals for the fiscal year beginning
10 July 1, 1996, and ending June 30, 1997, the following
11 amount, or so much thereof as is necessary, to be used
12 for the purposes designated:

13 For salaries, support, maintenance, and
14 miscellaneous purposes for administration and
15 enforcement of the excursion boat gambling laws, and
16 for not more than the following full-time equivalent
17 positions:

18 \$ 1,128,828
19 FTEs 23.79

20 It is the intent of the general assembly that the
21 racing and gaming commission shall only employ
22 additional full-time equivalent positions for
23 riverboat gambling enforcement as authorized by the
24 department of management as needed for enforcement on
25 new riverboats. If more than nine riverboats are
26 operating during the fiscal year beginning July 1,
27 1996, and ending June 30, 1997, the commission may
28 expend no more than \$84,917 for no more than 2 FTEs
29 for each additional riverboat in excess of nine. The
30 additional expense associated with the positions shall
31 be paid from fees assessed by the commission as
32 provided in chapter 99F.

33 Notwithstanding section 8.39, funds shall not be
34 transferred to the department of inspections and
35 appeals which would be used for monitoring Indian
36 gaming.

37 Sec. 11. USE TAX APPROPRIATION. There is
38 appropriated from the use tax receipts collected
39 pursuant to section 423.7 prior to their deposit in
40 the road use tax fund pursuant to section 423.24,
41 subsection 1, to the appeals and fair hearings
42 division of the department of inspections and appeals
43 for the fiscal year beginning July 1, 1996, and ending
44 June 30, 1997, the following amount, or so much
45 thereof as is necessary, for the purposes designated:

46 For salaries, support, maintenance, and
47 miscellaneous purposes:
48 \$ 1,012,835

49 Sec. 12. DEPARTMENT OF MANAGEMENT. There is
50 appropriated from the general fund of the state to the

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1 department of management for the fiscal year beginning
2 July 1, 1996, and ending June 30, 1997, the following
3 amounts, or so much thereof as is necessary, to be
4 used for the purposes designated:

5 1. GENERAL OFFICE

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

9 \$ 2,033,779
10 FTEs 30.00

11 2. LAW ENFORCEMENT TRAINING REIMBURSEMENTS

12 For reimbursement to local law enforcement agencies
13 for the training of officers who resign pursuant to
14 section 384.15, subsection 7:

15 \$ 47,500

16 3. COUNCIL OF STATE GOVERNMENTS

17 For support of the membership assessment:

18 \$ 75,500

19 Sec. 13. ROAD USE TAX APPROPRIATION. There is

20 appropriated from the road use tax fund to the
21 department of management for the fiscal year beginning
22 July 1, 1996, and ending June 30, 1997, the following
23 amount, or so much thereof as is necessary, to be used
24 for the purposes designated:

25 For salaries, support, maintenance, and
26 miscellaneous purposes:

27 \$ 56,000

28 The department of management shall report to the
29 chairpersons and ranking members of the senate and
30 house committees on appropriations, the chairpersons
31 and ranking members of the joint appropriations
32 subcommittee on administration and regulation, and the
33 legislative fiscal bureau, the number of furloughs and
34 the number of layoffs that occur in each state agency,
35 the savings associated with those furloughs and
36 layoffs, the effect of the furloughs and layoffs on
37 services provided by the state agency, and other
38 relevant information. The department shall provide a
39 year-end report summarizing the information for the
40 fiscal year beginning July 1, 1996, which will be due
41 by September 1, 1997.

42 When addressing staffing targets for state
43 agencies, the department of management shall state the
44 number of staff authorized for a state agency in terms
45 of full-time equivalent positions.

46 Sec. 14. DEPARTMENT OF PERSONNEL. There is
47 appropriated from the general fund of the state to the
48 department of personnel for the fiscal year beginning
49 July 1, 1996, and ending June 30, 1997, the following
50 amounts, or so much thereof as is necessary, to be

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1 used for the purposes designated including the filing
2 of quarterly reports as required in this section:

3 1. OPERATIONS

4 For salaries, support, maintenance, and
5 miscellaneous purposes for the director's staff,
6 information services, data processing, and financial
7 services, and for not more than the following full-
8 time equivalent positions:

9	\$	977,321
10	FTEs	16.08

11 2. PROGRAM DELIVERY SERVICES

12 For salaries for personnel services, employment law
13 and labor relations and training for not more than the
14 following full-time equivalent positions:

15	\$	1,292,434
16	FTEs	33.20

17 3. PROGRAM ADMINISTRATION AND DEVELOPMENT

18 For salaries for employment, compensation, and
19 benefits and workers' compensation and for not more
20 than the following full-time equivalent positions:

21	\$	1,511,191
22	FTEs	34.80

23 Any funds received by the department for workers'
24 compensation purposes other than the funds
25 appropriated in subsection 3 shall be used only for
26 the payment of workers' compensation claims.

27 The funds for support, maintenance, and
28 miscellaneous purposes for personnel assigned to
29 program delivery under subsection 2 and program
30 administration and development under subsection 3 are
31 payable from the appropriation made in subsection 1.

32 The department of personnel shall report semi-
33 annually to the chairpersons and ranking members of
34 the joint appropriations subcommittee on
35 administration and regulation concerning the number of
36 vacancies in existing full-time equivalent positions
37 and the average time taken to fill the vacancies. The
38 reports shall include quarterly and annual averages
39 organized according to state agency and general
40 occupational category as established by the federal
41 equal employment opportunity commission. All
42 departments and agencies of the state shall cooperate
43 with the department in the preparation of the reports.

44 The department of personnel shall report annually
45 to the chairpersons and ranking members of the joint
46 appropriations subcommittee on administration and
47 regulation concerning the number of private consultant
48 contracts of one year or more which are entered into
49 or extended each year by the departments and agencies
50 of the state. All departments and agencies of the

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1 state shall cooperate with the department in the
2 preparation of this report.

3 The department of personnel shall submit, annually,
4 a report to the chairpersons and ranking members of
5 the joint appropriations subcommittee on
6 administration and regulation and to the legislative
7 fiscal bureau regarding the results of the state's top
8 achievement recognition program. The reports
9 submitted shall include, but are not limited to,
10 identification of the recipients, a description of the
11 meritorious achievements, and the awards conferred.

12 Sec. 15. IPERS. There is appropriated from the
13 Iowa public employees' retirement system fund to the
14 department of personnel for the fiscal year beginning
15 July 1, 1996, and ending June 30, 1997, the following
16 amount, or so much thereof as is necessary, to be used
17 for the purposes designated:

18 1. For salaries, support, maintenance, and other
19 operational purposes to pay the costs of the Iowa
20 public employees' retirement system:
21 \$ 4,368,900

22 2. It is the intent of the general assembly that
23 the Iowa public employees' retirement system employ
24 sufficient staff within the appropriation provided in
25 this section to meet the developing requirements of
26 the investment program.

27 Sec. 16. PRIMARY ROAD FUND APPROPRIATION. There
28 is appropriated from the primary road fund to the
29 department of personnel for the fiscal year beginning
30 July 1, 1996, and ending June 30, 1997, the following
31 amount, or so much thereof as is necessary, to be used
32 for the purposes designated:

33 For salaries, support, maintenance, and
34 miscellaneous purposes to provide personnel services
35 for the state department of transportation:
36 \$ 358,671

37 Sec. 17. ROAD USE TAX FUND APPROPRIATION. There
38 is appropriated from the road use tax fund to the
39 department of personnel for the fiscal year beginning
40 July 1, 1996, and ending June 30, 1997, the following
41 amount, or so much thereof as is necessary, to be used
42 for the purposes designated:

43 For salaries, support, maintenance, and
44 miscellaneous purposes to provide personnel services
45 for the state department of transportation:
46 \$ 58,388

47 Sec. 18. STATE WORKERS' COMPENSATION CLAIMS.
48 There is appropriated from the general fund of the
49 state to the department of personnel for the fiscal
50 year beginning July 1, 1996, and ending June 30, 1997,

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1 the following amount, or so much thereof as is
 2 necessary, to be used for the purpose designated:
 3 For distribution, subject to approval of the
 4 department of management, to various state departments
 5 to fund the premiums for paying workers' compensation
 6 claims which are assessed to and collected from the
 7 state department by the department of personnel based
 8 upon a rating formula established by the department of
 9 personnel:

10 \$ 5,884,740

11 The premiums collected by the department of
 12 personnel shall be segregated into a separate workers'
 13 compensation fund in the state treasury to be used for
 14 payment of state employees' workers' compensation
 15 claims. Notwithstanding section 8.33, unencumbered or
 16 unobligated moneys remaining in this workers'
 17 compensation fund at the end of the fiscal year shall
 18 not revert but shall be available for expenditure for
 19 purposes of the fund for subsequent fiscal years.

20 Sec. 19. DEPARTMENT OF REVENUE AND FINANCE. There
 21 is appropriated from the general fund of the state to
 22 the department of revenue and finance for the fiscal
 23 year beginning July 1, 1996, and ending June 30, 1997,
 24 the following amounts, or so much thereof as is
 25 necessary, to be used for the purposes designated, and
 26 for not more than the following full-time equivalent
 27 positions used for the purposes designated in
 28 subsections 1 through 3:

29 FTEs 576.43

30 1. COMPLIANCE

31 For salaries, support, maintenance, and
 32 miscellaneous purposes:

33 \$ 10,789,038

34 2. STATE FINANCIAL MANAGEMENT

35 For salaries, support, maintenance, and
 36 miscellaneous purposes:

37 \$ 9,717,637

38 3. INTERNAL RESOURCES MANAGEMENT

39 For salaries, support, maintenance, and
 40 miscellaneous purposes:

41 \$ 6,025,904

42 4. COLLECTION COSTS AND FEES

43 For payment of collection costs and fees pursuant
 44 to section 422.26:

45 \$ 45,000

46 5. a. In addition to the requirements in section
 47 8.39, the department of revenue and finance shall not
 48 change the appropriations for the purposes designated
 49 in subsections 1 through 3 from the amounts
 50 appropriated in those subsections unless notice of the

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1 revisions is given prior to their effective date to
2 the legislative fiscal bureau. The notice shall
3 include information on the department's rationale for
4 making the changes.

5 b. The department of revenue and finance shall
6 report quarterly to the legislative fiscal bureau
7 concerning progress in the implementation of generally
8 accepted accounting principles, including
9 determination of reporting entities, fund
10 classifications, modification of the Iowa financial
11 accounting system, progress on preparing a
12 comprehensive annual financial report, and the most
13 current estimate of the general fund balance based on
14 current generally accepted accounting principles.

15 c. The director of revenue and finance shall
16 report annually to the chairpersons and ranking
17 members of the joint appropriations subcommittee on
18 administration and regulation and the legislative
19 fiscal bureau on the implementation and financial
20 status of the integrated revenue information system.
21 The report shall include any changes from the
22 scheduled progress including expenditures or estimated
23 revenue.

24 d. The director of revenue and finance shall
25 prepare and issue a state appraisal manual and the
26 revisions to the state appraisal manual as provided in
27 section 421.17, subsection 18, without cost to a city
28 or county.

29 Sec. 20. LOTTERY. There is appropriated from the
30 lottery fund to the department of revenue and finance
31 for the fiscal year beginning July 1, 1996, and ending
32 June 30, 1997, the following amount, or so much
33 thereof as is necessary, to be used for the purposes
34 designated:

35 For salaries, support, maintenance, miscellaneous
36 purposes for the administration and operation of
37 lottery games, and for not more than the following
38 full-time equivalent positions:

39	\$	7,494,998
40	FTEs	120.00

41 Sec. 21. MOTOR VEHICLE FUEL TAX APPROPRIATION.

42 There is appropriated from the motor vehicle fuel tax
43 fund created by section 452A.77 to the department of
44 revenue and finance for the fiscal year beginning July
45 1, 1996, and ending June 30, 1997, the following
46 amount, or so much thereof as is necessary, to be used
47 for the purposes designated:

48 For salaries, support, maintenance, and
49 miscellaneous purposes for administration and
50 enforcement of the provisions of chapter 452A and the

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1 motor vehicle use tax program:
 2 \$ 1,034,482

3 Sec. 22. SECRETARY OF STATE. There is
 4 appropriated from the general fund of the state to the
 5 office of the secretary of state for the fiscal year
 6 beginning July 1, 1996, and ending June 30, 1997, the
 7 following amounts, or so much thereof as is necessary,
 8 to be used for the purposes designated:

9 1. ADMINISTRATION AND ELECTIONS
 10 For salaries, support, maintenance, miscellaneous
 11 purposes, and for not more than the following full-
 12 time equivalent positions:
 13 \$ 368,508
 14 FTES 5.00

15 2. BUSINESS SERVICES
 16 For salaries, support, maintenance, miscellaneous
 17 purposes, and for not more than the following full-
 18 time equivalent positions:
 19 \$ 1,610,502
 20 FTES 32.00

21 Sec. 23. STATE-FEDERAL RELATIONS. There is
 22 appropriated from the general fund of the state to the
 23 office of state-federal relations for the fiscal year
 24 beginning July 1, 1996, and ending June 30, 1997, the
 25 following amount, or so much thereof as is necessary,
 26 to be used for the purposes designated:

27 For salaries, support, maintenance, miscellaneous
 28 purposes, and for not more than the following full-
 29 time equivalent positions:
 30 \$ 240,172
 31 FTES 3.00

32 Sec. 24. TREASURER. There is appropriated from
 33 the general fund of the state to the office of
 34 treasurer of state for the fiscal year beginning July
 35 1, 1996, and ending June 30, 1997, 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 \$ 902,594
 42 FTES 27.80

43 The office of treasurer of state shall supply
 44 clerical and secretarial support for the executive
 45 council.

46 Sec. 25. SECOND INJURY FUND. The administrative
 47 costs and expenses incurred by the treasurer of state,
 48 the attorney general, the second injury fund, or the
 49 department of revenue and finance, in connection with
 50 the second injury fund, may be paid from the second

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1 injury fund. However, the payment of administrative
2 costs and expenses incurred by the treasurer of state,
3 the attorney general, the second injury fund, and the
4 department of revenue and finance, as authorized in
5 this section, shall only be permitted for
6 administrative costs and expenses incurred in the
7 fiscal year commencing July 1, 1996, and ending June
8 30, 1997, and shall not exceed \$170,000.

9 Sec. 26. IMPLEMENTATION OF FUNDING REDUCTIONS --
10 INTENT OF GENERAL ASSEMBLY. It is the intent of the
11 general assembly that the departments, agencies, and
12 offices of the executive department of state
13 government shall implement funding reductions through
14 organizational changes which reduce supervisory
15 positions, vertically and horizontally, and increase
16 the span of control of the remaining supervisors as
17 recommended by the governor's committee on government
18 spending reform.

19 Sec. 27. ELIMINATION OF VACANT UNFUNDED JOBS. The
20 state departments, agencies, or offices receiving
21 appropriations under this Act shall eliminate, within
22 thirty days after the beginning of a fiscal year, all
23 vacant unfunded positions on the table of organization
24 of the state department, agency, or office.

25 Sec. 28. STATE COMMUNICATIONS NETWORK -- REDUCTION
26 OF TRAVEL AND RELATED EXPENSES. The offices of the
27 governor and lieutenant governor, the office of
28 secretary of state, the office of treasurer of state,
29 the auditor of state, the department of commerce, the
30 department of inspections and appeals, the Iowa ethics
31 and campaign disclosure board, the department of
32 general services, the department of management, the
33 department of revenue and finance, and the department
34 of personnel shall use the services of the state
35 communications network as much as possible for
36 interagency communication, meetings, and conferences
37 to reduce travel and related expenses for the
38 respective offices or departments.

39 Sec. 29. REPORT OF ADDITIONAL INCOME AND
40 EXPENDITURES. The state departments, agencies, and
41 offices receiving appropriations under this Act shall
42 report all expenses in excess of the funds
43 appropriated from any statutory revolving funds during
44 the fiscal year beginning July 1, 1995, and ending
45 June 30, 1996. The report shall also include any
46 income and the beginning and ending balances of the
47 revolving funds.

48 The report required pursuant to this section shall
49 be submitted not later than September 30, 1996, for
50 expenditures made during the fiscal year beginning

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1 July 1, 1995, and ending June 30, 1996, to the
2 chairpersons and ranking members of the joint
3 appropriations subcommittee on administration and
4 regulations and the legislative fiscal bureau.

5 Sec. 30. SALARY ADJUSTMENTS LIMITED. A salary
6 adjustment for any full-time equivalent position
7 funded under this Act for the fiscal year beginning
8 July 1, 1996, and ending June 30, 1997, shall not
9 exceed \$1,500. This section does not apply to the
10 following state officers: governor, lieutenant
11 governor, auditor of state, secretary of state, and
12 treasurer of state.

13 Sec. 31. FEDERAL GRANTS. All federal grants to
14 and the federal receipts of agencies appropriated
15 funds under this Act, not otherwise appropriated, are
16 appropriated for the purposes set forth in the federal
17 grants or receipts unless otherwise provided by the
18 general assembly.

19 Sec. 32. NEW SECTION. 7D.4 LEGISLATIVE APPROVAL
20 REQUIRED.

21 The executive council may, after authorization by a
22 constitutional majority of the general assembly,
23 expend moneys from any surplus funds in the health
24 insurance reserve operating or terminal liability
25 accounts, the life insurance reserve operating or
26 terminal liability accounts, the dental insurance
27 reserve operating or terminal liability accounts, or
28 the long-term disability operating or terminal
29 liability accounts.

30 Sec. 33. Section 99D.11, subsection 6, paragraph
31 b, Code 1995, is amended to read as follows:

32 b. The commission may authorize the licensee to
33 simultaneously telecast within the racetrack
34 enclosure, for the purpose of pari-mutuel wagering, a
35 horse or dog race licensed by the racing authority of
36 another state. It is the responsibility of each
37 licensee to obtain the consent of appropriate racing
38 officials in other states as required by the federal
39 Interstate Horseracing Act of 1978, 15 U.S.C. § 3001-
40 3007, to televise races for the purpose of conducting
41 pari-mutuel wagering. A licensee may also obtain the
42 permission of a person licensed by the commission to
43 conduct horse or dog races in this state to televise
44 races conducted by that person for the purpose of
45 conducting pari-mutuel racing. However, arrangements
46 made by a licensee to televise any race for the
47 purpose of conducting pari-mutuel wagering are subject
48 to the approval of the commission, and the commission
49 shall select the races to be televised. The races
50 selected by the commission shall be the same for all

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1 licensees approved by the commission to televise races
2 for the purpose of conducting pari-mutuel wagering.
3 The commission shall not authorize the simultaneous
4 telecast or televising of and a licensee shall not
5 simultaneously telecast or televise any horse or dog
6 race for the purpose of conducting pari-mutuel
7 wagering unless the simultaneous telecast or
8 televising is done at the racetrack of a licensee that
9 schedules no less than sixty performances of nine live
10 races each day of the season. For purposes of the
11 taxes imposed under this chapter, races televised by a
12 licensee for purposes of pari-mutuel wagering shall be
13 treated as if the races were held at the racetrack of
14 the licensee. Notwithstanding any contrary provision
15 in this chapter, the commission may allow a licensee
16 to adopt the same deductions as those of the pari-
17 mutuel racetrack from which the races are being
18 simultaneously telecast.

19 Sec. 34. Section 321.19, subsection 1, unnumbered
20 paragraph 2, Code Supplement 1995, is amended to read
21 as follows:

22 The department shall furnish, on application, free
23 of charge, distinguishing plates for vehicles thus
24 exempted, which plates except plates on Iowa highway
25 safety patrol vehicles shall bear the word "official"
26 and the department shall keep a separate record.
27 Registration plates issued for Iowa highway safety
28 patrol vehicles, except unmarked patrol vehicles,
29 shall bear two red stars on a yellow background, one
30 before and one following the registration number on
31 the plate, which registration number shall be the
32 officer's badge number. Registration plates issued
33 for a county sheriff's patrol vehicles shall display
34 one seven-pointed gold star followed by the letter "S"
35 and the call number of the vehicle. However, the
36 director of general services or the director of
37 transportation may order the issuance of regular
38 registration plates for any exempted vehicle used by
39 peace officers in the enforcement of the law, persons
40 enforcing chapter 124 and other laws relating to
41 controlled substances, persons in the department of
42 justice, the alcoholic beverages division of the
43 department of commerce, and the department of
44 inspections and appeals who are regularly assigned to
45 conduct investigations which cannot reasonably be
46 conducted with a vehicle displaying "official" state
47 registration plates, and persons in the lottery
48 division of the department of revenue and finance
49 whose regularly assigned duties relating to security
50 or the carrying of lottery tickets cannot reasonably

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1 be conducted with a vehicle displaying "official"
2 registration plates. For purposes of sale of exempted
3 vehicles, the exempted governmental body, upon the
4 sale of the exempted vehicle, may issue for in-transit
5 purposes a pasteboard card bearing the words "Vehicle
6 in Transit", the name of the official body from which
7 the vehicle was purchased, together with the date of
8 the purchase plainly marked in at least one-inch
9 letters, and other information required by the
10 department. The in-transit card is valid for use only
11 within forty-eight hours after the purchase date as
12 indicated on the bill of sale which shall be carried
13 by the driver.

14 Sec. 35. Section 455C.1, subsection 1, Code 1995,
15 is amended to read as follows:

16 1. "Beverage" means ~~wine-as-defined-in-section~~
17 ~~123.3, subsection 37, alcoholic-liquor-as-defined-in~~
18 ~~section 123.3, subsection 5,~~ beer as defined in
19 section 123.3, subsection 7, mineral water, soda water
20 and similar carbonated soft drinks in liquid form and
21 intended for human consumption.

22 Sec. 36. Section 455C.3, subsection 2, Code 1995,
23 is amended to read as follows:

24 2. A distributor shall accept and pick up from a
25 dealer served by the distributor or a redemption
26 center for a dealer served by the distributor at least
27 weekly, or when the distributor delivers the beverage
28 product if deliveries are less frequent than weekly,
29 any empty beverage container of the kind, size and
30 brand sold by the distributor, and shall pay to the
31 dealer or person operating a redemption center the
32 refund value of a beverage container and the
33 reimbursement as provided under section 455C.2 within
34 one week following pickup of the containers or when
35 the dealer or redemption center normally pays the
36 distributor for the deposit on beverage products
37 purchased from the distributor if less frequent than
38 weekly. A distributor or employee or agent of a
39 distributor is not in violation of this subsection if
40 a redemption center is closed when the distributor
41 attempts to make a regular delivery or a regular
42 pickup of empty beverage containers. ~~This subsection~~
43 ~~does-not-apply-to-a-distributor-selling-alcoholic~~
44 ~~liquor-to-the-alcoholic-beverages-division-of-the~~
45 ~~department-of-commerce.~~

46 Sec. 37. Section 455C.3, subsection 5, Code 1995,
47 is amended by striking the subsection.

48 Sec. 38. Section 455C.4, subsections 3 and 4, Code
49 1995, are amended by striking the subsections.

50 Sec. 39. Section 455C.5, subsection 2, paragraph .

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1 a, Code 1995, is amended by striking the paragraph."

By COMMITTEE ON APPROPRIATIONS

LARRY MURPHY, Chairperson

S-5464 FILED MARCH 20, 1996

Adopted
3-25-96
(R.1020)

HOUSE FILE 2416

S-5487

1 Amend the amendment, S-5464, to House File 2416, as
2 passed by the House, as follows:

3 1. By striking page 17, line 46, through page 18,
4 line 8, and inserting the following:

5 "Sec. ____ SURCHARGE FOR THE 1996-1997 FISCAL
6 YEAR.

7 1. For the fiscal year commencing July 1, 1996,
8 the treasurer of state may assess a surcharge on
9 workers' compensation weekly benefits paid in the
10 state during the immediately preceding fiscal year.
11 The surcharge is payable by all self-insured employers
12 making weekly benefit payments and all insurers making
13 weekly benefit payments on behalf of insured
14 employers. The surcharge applies to all workers'
15 compensation insurance policies and self-insurance
16 coverages of employers approved for self-insurance by
17 the commissioner of insurance pursuant to section 87.4
18 or 87.11, and to the state of Iowa, its departments,
19 divisions, agencies, commissions, and boards, or any
20 political subdivision coverages whether insured or
21 self-insured. The surcharge shall not apply to any
22 reinsurance or retrocessional transaction under
23 section 520.4 or 520.9. The treasurer of state shall
24 base the surcharge for each payor upon the payor's pro
25 rata share of weekly benefits paid in the state during
26 the immediately preceding fiscal year. The treasurer
27 may use reports of weekly benefits paid derived from
28 the last completed policy or reporting year, or other
29 consistent allocation methodology. The surcharge is
30 collectable by an insurer or from its policyholders if
31 the insured employer fails to pay the insurer. An
32 insurance carrier, its agent, or a third-party
33 administrator shall not be entitled to any portion of
34 the surcharge as a fee or commission for its
35 collection. The surcharge is not subject to any
36 taxes, licenses, or fees. The surcharge is not deemed
37 to be an assessment or tax, but shall be deemed an
38 additional benefit paid for injuries compensable under
39 the second injury fund. However, the treasurer of
40 state shall not collect over \$870,000 in assessing the
41 surcharge.

42 2. The surcharges collected pursuant to this
43 section shall be deposited in the second injury fund,
44 and may be used for the payment of claims,
45 settlements, expenses for claim adjustments, and
46 administrative costs. The expenses incurred by the
47 treasurer of state, the attorney general, the second
48 injury fund, the task force, or the department of
49 revenue and finance, in connection with the second
50 injury fund, may be paid from the fund. However, the

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1 payment of administrative costs and expenses incurred
2 by the treasurer of state, the attorney general, the
3 second injury fund, the task force, and the department
4 of revenue and finance, as authorized in this
5 subsection, shall only be permitted for administrative
6 costs and expenses incurred in the fiscal year
7 commencing July 1, 1996, and shall not exceed
8 \$170,000.

9 3. An insurer or self-insurer shall pay a
10 surcharge imposed by this section no later than thirty
11 days following the assessment.

12 4. a. If an insurer, policyholder, or self-
13 insurer withdraws from doing business in this state
14 before the surcharges authorized by this section
15 become due, or fails or neglects to pay the surcharge
16 imposed, the treasurer of state shall at once proceed
17 to collect the surcharge, and may employ such legal
18 process as may be necessary for that purpose, and when
19 so collected shall deposit the surcharge into the
20 second injury fund. The treasurer may bring the suit
21 in any court of this state having jurisdiction, and
22 reasonable attorney's fees may be taxed as costs in
23 the suit.

24 b. If the surcharges imposed by this section are
25 not paid or transferred when due, the insurer,
26 policyholder, or self-insurer responsible for the
27 failure shall be required to pay, as part of the
28 surcharge, interest on the surcharge at the rate of
29 one and one-half percent per month for each month or
30 fraction of a month delinquent. If the treasurer of
31 state prevails in any dispute concerning the
32 assessment of a surcharge which has not been paid or
33 transferred, interest shall be paid upon the amount
34 found due to the state at the rate of one and one-half
35 percent per month for each month or fraction of a
36 month delinquent.

37 c. An insurer is not liable for a surcharge which
38 is not paid to the insurer by the policyholder or
39 employer provided the insurer has made good faith
40 efforts to collect the surcharge from the policyholder
41 or employer. An insurance carrier shall report to the
42 treasurer of state a policyholder or employer who
43 fails to pay a surcharge within thirty days of its due
44 date.

45 d. In any action concerning the amount of a
46 surcharge imposed by this section, any other surcharge
47 shall continue to be made based upon the amount
48 assessed by the treasurer of state. In the event of
49 an overpayment, the excess amount paid may be credited
50 against future payments otherwise due.

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1 e. An employer who fails to pay the surcharges
2 imposed under this section shall not be allowed to
3 purchase workers' compensation insurance coverage or
4 to renew a self-insurance authorization unless and
5 until the surcharge has been paid.

6 5. For the purposes of this section, "insurer"
7 includes a self-insurance group approved by the
8 commissioner of insurance pursuant to section 87.4."

9 2. By renumbering as necessary.

By DON GETTINGS
DICK L. DEARDEN
TOM VILSACK

PATTY JUDGE
LARRY MURPHY

S-5487 FILED MARCH 21, 1996
adopted 3-25-96 (P. 1018)
HOUSE FILE 2416

S-5488

1 Amend the amendment, S-5464, to House File 2416, as
2 passed by the House, as follows:

3 1. Page 2, line 50, by striking the figure
A 4 "2,963,049" and inserting the following: "3,013,049".
B 5 2. Page 3, by striking lines 26 through 29.

By TOM VILSACK

S-5488 FILED MARCH 21, 1996

A. *lost 3/25/96 (P. 1014)*
B. *adopted 3/25/96 (P. 1014)*



HOUSE FILE 2416

S-5501

1 Amend the amendment, S-5464, to House File 2416, as
2 passed by the House, as follows:
3 1. Page 20, by inserting after line 18 the
4 following:
5 "Sec. ____ . Section 99F.6, subsection 4, paragraph
6 a, Code Supplement 1995, is amended to read as
7 follows:
8 a. Before a license is granted, the division of
9 criminal investigation of the department of public
10 safety shall conduct a thorough background
11 investigation of the applicant for a license to
12 operate a gambling game operation on an excursion
13 gambling boat. The applicant shall provide
14 information on a form as required by the division of
15 criminal investigation. A qualified sponsoring
16 organization licensed to operate gambling games under
17 this chapter shall distribute the receipts of all
18 gambling games, less reasonable expenses, charges,
19 taxes, fees, and deductions allowed under this
20 chapter, as winnings to players or participants or
21 shall distribute the receipts for educational, civic,
22 public, charitable, patriotic, or religious uses as
23 defined in section 99B.7, subsection 3, paragraph "b".
24 However, if a licensee who is also licensed to conduct
25 pari-mutuel wagering at a horse racetrack has unpaid
26 debt from the pari-mutuel racetrack operations, the
27 first receipts of the gambling games operated within
28 the racetrack enclosure less reasonable operating
29 expenses, taxes, and fees allowed under this chapter
30 shall be first used to pay the annual indebtedness.
31 After any annual indebtedness liability is paid, the
32 commission shall require that at least twenty-five
33 percent of the remaining receipts from gambling games
34 at a horse racetrack enclosure shall be used to
35 supplement purses for horse races. The commission
36 shall also authorize, subject to ~~the debt payments for~~
37 ~~horse racetracks and~~ the provisions of paragraph "b"
38 for dog racetracks, a licensee who is also licensed to
39 conduct pari-mutuel dog or horse racing to use
40 receipts from gambling games within the racetrack
41 enclosure to supplement purses for races particularly
42 for Iowa-bred horses pursuant to an agreement which
43 shall be negotiated between the licensee and
44 representatives of the dog or horse owners. A
45 qualified sponsoring organization shall not make a
46 contribution to a candidate, political committee,
47 candidate's committee, state statutory political
48 committee, county statutory political committee,
49 national political party, or fund-raising event as
50 these terms are defined in section 56.2. The

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- 1 membership of the board of directors of a qualified
- 2 sponsoring organization shall represent a broad
- 3 interest of the communities."
- 4 2. By renumbering as necessary.

By JACK RIFE

S-5501 FILED MARCH 21, 1996

out of order 3/25/96 (p. 1018)

HOUSE FILE 2416

S-5509

- 1 Amend the amendment, S-5464, to House File 2416, as
- 2 passed by the House, as follows:

- 3 1. Page 16, line 39, by striking the figure
- A. 4 "7,494,998" and inserting the following: "5,794,998".
- 5 2. Page 16, by inserting after line 40 the
- 6 following:

7 "It is the intent of the general assembly that of

8 the moneys budgeted for education, promotion, and

9 advertising for the state lottery pursuant to section

10 99E.10, \$1,700,000 shall be transferred to the

11 department of human services for state child care

12 assistance to be used as otherwise provided by the

13 general assembly for the fiscal year beginning July 1,

B. 14 1996. The moneys transferred pursuant to this

15 paragraph are in addition to any other funds

16 appropriated for that purpose."

By TONY BISIGNANO

TOM VILSACK

RANDAL J. GIANNETTO

LARRY MURPHY

BERL E. PRIEBE

MIKE CONNOLLY

EMIL J. HUSAK

MICHAEL E. GRONSTAL

A. With drawn 3-25-96 (p. 1014)
B. adopted 3-25-96 (p. 1015)

S-5509 FILED MARCH 21, 1996

HOUSE FILE 2416

S-5510

- 1 Amend the amendment, S-5464, to House File 2416 as
- 2 passed by the House as follows:
- 3 1. Page 21, by striking line 14 through page 22,
- 4 line 1.

By PATTY JUDGE

S-5510 FILED MARCH 21, 1996

ADOPTED

p. 980

HOUSE FILE 2416

S-5470

- 1 Amend the amendment, S-5464, to House File 2416, as
- 2 passed by the House, as follows:
- 3 1. Page 17, line 19, by striking the figure
- 4 "1,610,502" and inserting the following: "1,760,502".

By MARY LUNDBY

MERLIN E. BARTZ

Foot 3/26/96 (p. 1016)

S-5470 FILED MARCH 21, 1996

HOUSE FILE 2416

S-5515

1 Amend the amendment S-5464, to House File 2416, as
2 passed by the House, as follows:

3 1. Page 20, by inserting after line 18 the
4 following:

5 "Sec. ____ . NEW SECTION. 99F.11A NET PROFIT TAX
6 ON EXCURSION GAMBLING BOAT.

7 1. A tax is imposed annually on each licensee
8 conducting gambling games on an excursion gambling
9 boat in this state in an amount computed at a rate of
10 twenty-five percent of the net profits derived from
11 the business of conducting the gambling games. The
12 director of revenue and finance shall administer and
13 enforce the tax imposed in this section, and all
14 applicable provisions of sections 422.24, 422.25,
15 422.26, 422.28, 422.29, and 422.30, and division VI of
16 chapter 422 apply to licensees conducting gambling
17 games on excursion gambling boats and to the net
18 profit tax imposed by this section. The tax imposed
19 under this section is in addition to the other taxes
20 and fees imposed on gambling games and the conduct of
21 gambling games under this chapter.

22 2. A state child care assistance account is
23 created in the general fund of the state. The
24 proceeds of the net profits tax shall be credited to a
25 state child care assistance account and used by the
26 department of human services for state child care
27 assistance pursuant to appropriation of the general
28 assembly.

29 3. In determining the net profits derived from the
30 business of conducting gambling games, taxes paid on
31 the adjusted gross receipts as provided in this
32 chapter shall be excluded."

33 2. Page 22, by inserting after line 1 the
34 following:

35 " ____ . Title page, line 2, by inserting after the
36 word "entities," the following: "imposing a tax,."

By TONY BISIGNANO

S-5515 FILED MARCH 25, 1996
RULED OUT OF ORDER

(P. 1018)

HOUSE FILE 2416

S-5517

- 1 Amend the amendment, S-5464, to House File 2416, as
 2 passed by the House, as follows:
 3 1. Page 20, by inserting after line 18 the
 4 following:
 5 "Sec. _____. Section 99F.4, Code 1995, is amended by
 6 adding the following new subsection:
 7 NEW SUBSECTION. 22. To specify the style and size
 8 of public notices, not less than twelve inches by
 9 eighteen inches, which notify the patrons of the
 10 racetrack enclosures and the excursion gambling boats
 11 of the par sheet theoretical averages for payouts of
 12 slot machines operating in those gambling facilities.
 13 The public notices shall show the par sheet
 14 theoretical averages for slot machine payouts by
 15 denomination of coins or dollars and the overall
 16 theoretical average for each racetrack enclosure and
 17 excursion gambling boat. The commission shall provide
 18 that the public notices are posted in locations
 19 conspicuous to the patrons of the gambling facilities.
 20 Sec. _____. Section 99F.7, subsection 16, Code
 21 Supplement 1995, is amended by striking the
 22 subsection."
 23 2. By renumbering as required.

By DENNIS H. BLACK

S-5517 FILED MARCH 25, 1996
 RULED OUT OF ORDER

(P. 1017)

HOUSE FILE 2416

S-5520

- 1 Amend the amendment, S-5464, to House File 2416, as
 2 passed by the House, as follows:
 3 1. Page 12, line 15, by striking the figure
 4 "47,500" and inserting the following: "100,000".

By SHELDON RITTMER

S-5520 FILED MARCH 25, 1996
 WITHDRAWN

(P. 1014)

HOUSE FILE 2416

S-5525

- 1 Amend the amendment, S-5464, to House File 2416, as
 2 passed by the House, as follows:
 3 1. Page 12, line 15, by striking the figure
 4 "47,500" and inserting the following: "72,500".

By SHELDON RITTMER
 PATTY JUDGES-5525 FILED MARCH 25, 1996
 ADOPTED

(P. 1014)

HOUSE FILE 2416

S-5526

1 Amend the amendment, S-5464, to House File 2416, as
2 passed by the House, as follows:

3 1. By striking page 17, line 46, through page 18,
4 line 8, and inserting the following:

5 "Sec. ____ . SURCHARGE FOR THE 1996-1997 FISCAL
6 YEAR.

7 1. For the fiscal year commencing July 1, 1996,
8 the treasurer of state may assess a surcharge on
9 workers' compensation weekly benefits paid in the
10 state during the immediately preceding fiscal year.
11 The surcharge is payable by all self-insured employers
12 making weekly benefit payments and all insurers making
13 weekly benefit payments on behalf of insured
14 employers. The surcharge applies to all workers'
15 compensation insurance policies and self-insurance
16 coverages of employers approved for self-insurance by
17 the commissioner of insurance pursuant to section 87.4
18 or 87.11, and to the state of Iowa, its departments,
19 divisions, agencies, commissions, and boards, or any
20 political subdivision coverages whether insured or
21 self-insured. The surcharge shall not apply to any
22 reinsurance or retrocessional transaction under
23 section 520.4 or 520.9. The treasurer of state shall
24 base the surcharge for each payor upon the payor's pro
25 rata share of weekly benefits paid in the state during
26 the immediately preceding fiscal year. The treasurer
27 may use reports of weekly benefits paid derived from
28 the last completed policy or reporting year, or other
29 consistent allocation methodology. The surcharge is
30 collectable by an insurer or from its policyholders if
31 the insured employer fails to pay the insurer. An
32 insurance carrier, its agent, or a third-party
33 administrator shall not be entitled to any portion of
34 the surcharge as a fee or commission for its
35 collection. The surcharge is not subject to any
36 taxes, licenses, or fees. The surcharge is not deemed
37 to be an assessment or tax, but shall be deemed an
38 additional benefit paid for injuries compensable under
39 the second injury fund. However, the treasurer of
40 state shall not collect over \$870,000 in assessing the
41 surcharge.

42 2. An insurer or self-insurer shall pay a
43 surcharge imposed by this section no later than thirty
44 days following the assessment.

45 3. a. If an insurer, policyholder, or self-
46 insurer withdraws from doing business in this state
47 before the surcharges authorized by this section
48 become due, or fails or neglects to pay the surcharge
49 imposed, the treasurer of state shall at once proceed
50 to collect the surcharge, and may employ such legal

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1 process as may be necessary for that purpose, and when
2 so collected shall deposit the surcharge into the
3 second injury fund. The treasurer may bring the suit
4 in any court of this state having jurisdiction, and
5 reasonable attorney's fees may be taxed as costs in
6 the suit.

7 b. If the surcharges imposed by this section are
8 not paid or transferred when due, the insurer,
9 policyholder, or self-insurer responsible for the
10 failure shall be required to pay, as part of the
11 surcharge, interest on the surcharge at the rate of
12 one and one-half percent per month for each month or
13 fraction of a month delinquent. If the treasurer of
14 state prevails in any dispute concerning the
15 assessment of a surcharge which has not been paid or
16 transferred, interest shall be paid upon the amount
17 found due to the state at the rate of one and one-half
18 percent per month for each month or fraction of a
19 month delinquent.

20 c. An insurer is not liable for a surcharge which
21 is not paid to the insurer by the policyholder or
22 employer provided the insurer has made good faith
23 efforts to collect the surcharge from the policyholder
24 or employer. An insurance carrier shall report to the
25 treasurer of state a policyholder or employer who
26 fails to pay a surcharge within thirty days of its due
27 date.

28 d. In any action concerning the amount of a
29 surcharge imposed by this section, any other surcharge
30 shall continue to be made based upon the amount
31 assessed by the treasurer of state. In the event of
32 an overpayment, the excess amount paid may be credited
33 against future payments otherwise due.

34 e. An employer who fails to pay the surcharges
35 imposed under this section shall not be allowed to
36 purchase workers' compensation insurance coverage or
37 to renew a self-insurance authorization unless and
38 until the surcharge has been paid.

39 4. For the purposes of this section, "insurer"
40 includes a self-insurance group approved by the
41 commissioner of insurance pursuant to section 87.4."

42 2. By renumbering as necessary.

By JIM LIND

MARY LOU FREEMAN

S-5526 FILED MARCH 25, 1996
RULED OUT OF ORDER

(P. 1018)

HOUSE FILE 2416

S-5528

- 1 Amend the amendment, S-5464, to House File 2416, as
2 passed by the House, as follows:
- 3 1. Page 19, by inserting after line 18 the
4 following:
- 5 "Sec. 101. DEFINITIONS. As used in sections 101
6 through 105 of this Act, unless the context otherwise
7 requires:
- 8 1. "Extension services" means the Iowa cooperative
9 extension service in agriculture and home economics at
10 Iowa state university of science and technology.
- 11 2. "Director" means the study director appointed
12 by the director of the extension service.
- 13 Sec. 102. EXTENSION SERVICE STUDY -- STUDY
14 COMPLETION.
- 15 1. The extension service shall conduct a
16 comprehensive legal and factual study of gambling in
17 this state and existing policies and practices with
18 respect to the legalization or prohibition of gambling
19 activities and formulate and propose changes in those
20 policies and practices as the extension service deems
21 appropriate. The extension service may seek the
22 cooperation of other states and tribal councils in
23 obtaining information regarding gambling activities
24 within those jurisdictions.
- 25 2. The study shall include, but is not limited to,
26 the following matters:
- 27 a. The economic impact of gambling on the state of
28 Iowa, political subdivisions of this state, and native
29 American tribes conducting gambling activities in this
30 state.
- 31 b. The economic impact of gambling on other
32 businesses.
- 33 c. An assessment and review of the political
34 contributions and influences of gambling businesses
35 and promoters on the development of public policy
36 regulating gambling.
- 37 d. An assessment of the relationship between
38 gambling and crime.
- 39 e. An assessment of the impact of pathological or
40 problem gambling on individuals, families, social
41 institutions, criminal activity, and the economy.
- 42 f. A review of the demographics of gamblers.
- 43 g. A review of the effectiveness of existing
44 practices in law enforcement, judicial administration,
45 and corrections to combat and deter illegal gambling
46 and illegal activities related to gambling.
- 47 h. A review of the costs and effectiveness of
48 state and federal gambling regulatory policy.
- 49 i. Other relevant issues and topics as considered
50 appropriate by the extension service.

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1 3. The extension service shall complete its study
2 and submit its final report to the governor and the
3 general assembly not later than January 31, 1998. The
4 final report shall contain a detailed statement of the
5 findings and conclusions of the extension service with
6 its recommendations for legislation and administrative
7 actions as the extension service deems appropriate.

8 Sec. 103. POWERS OF THE DIRECTOR.

9 1. The director may hold hearings, administer
10 oaths, take testimony, receive evidence, and require
11 by subpoena the attendance and testimony of witnesses
12 and the production of materials as the director
13 considers advisable to carry out the purposes of
14 sections 101 through 105 of this Act.

15 A subpoena of the extension service shall be served
16 in the manner provided for a subpoena issued by a
17 district court under the Iowa rules of civil
18 procedure. A subpoena may be served anywhere in the
19 judicial district in which the person required to be
20 served resides or may be found. A subpoena shall
21 state the time and place a person is required to
22 appear, be signed by the director, and be attested to
23 by the director of the extension service.

24 2. Upon request of the director, the head of any
25 state agency shall furnish the director with the
26 information considered necessary by the director to
27 carry out the provisions of sections 101 through 105
28 of this Act.

29 3. The director of the extension service shall
30 appoint and terminate the employment of a director of
31 the study and any additional personnel as may be
32 necessary to carry out the study.

33 Sec. 104. STUDY FUNDING.

34 1. The Iowa cooperative extension service of Iowa
35 state university shall be paid a sum not to exceed
36 \$50,000 to conduct the comprehensive study of gambling
37 in Iowa. The study costs shall be assessed to the
38 state lottery and the persons licensed to conduct
39 pari-mutuel racing and gambling games pursuant to
40 chapter 99D and 99F. The lottery board and the state
41 racing and gaming commission shall divide the study
42 costs between the state lottery and the gambling
43 licensees. The state lottery's share shall be paid
44 from lottery funds used for marketing, educational,
45 and informational purposes. The state racing and
46 gaming commission shall apportion the racing and
47 gaming share among the gambling licensees under
48 chapters 99D and 99F. The study costs assessed to the
49 gambling licensees are in addition to any taxes or
50 fees otherwise imposed under chapters 99D and 99F.

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HOUSE FILE 2416

S-5532

1 Amend the amendment, S-5464, to House File 2416, as
2 passed by the House, as follows:
3 1. Page 17, by inserting after line 20 the
4 following:
5 "Sec. ____ . OFFICE OF SECRETARY OF STATE ELIMINATED
6 -- TRANSFER OF DUTIES. The office of secretary of
7 state is eliminated as of January 1, 1999. The
8 governor shall provide for the transfer of the powers
9 and duties of office of secretary of state to other
10 state offices and departments as of January 1, 1999.
11 The governor shall divide and transfer any remaining
12 funds appropriated to the office of secretary of state
13 to the state offices for the fiscal year beginning
14 July 1, 1998, and ending June 30, 1999, to the state
15 offices and departments to which the powers and duties
16 of the office of secretary of state are transferred.
17 The governor shall also provide for the transfer or
18 layoff of personnel employed in the office of
19 secretary of state immediately before January 1,
20 1999."

By MIKE CONNOLLY

S-5532 FILED MARCH 25, 1996
WITHDRAWN

(p. 1020)

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1 2. The lottery commission shall act as financial
2 agent for the state lottery and the state racing and
3 gaming commission for the purpose of paying the costs
4 of the comprehensive study. Assessments collected by
5 the state racing and gaming commission pursuant to
6 subsection 1 shall be transferred to the lottery
7 commissioner. The lottery commissioner shall make
8 periodic payments to the Iowa cooperative extension
9 service pursuant to an agreement with the director of
10 the extension services.

11 Sec. 105. EFFECTIVE DATE. This section and
12 sections 101 through 104 of this Act, being deemed of
13 immediate importance, takes effect upon enactment."

14 2. Page 22, by inserting after line 1 the
15 following:

16 "____. Title page, line 3, by inserting after the
17 word "authority" the following: ", providing an
18 effective date, "."

19 3. By renumbering sections as required.

By ANDY MCKEAN

ALBERT G. SORENSEN

NANCY BOETTGER

STEWART IVERSON, JR.

DENNIS H. BLACK

ROD HALVORSON

MARY A. LUNDBY

JOHNIE HAMMOND

RANDAL J. GIANNETTO

MAGGIE TINSMAN

S-5528 FILED MARCH 25, 1996

FILED OUT OF ORDER

(P.1017)

HOUSE FILE 2416

S-5531

1 Amend the amendment, S-5464, to House File 2416, as
2 passed by the House, as follows:

3 1. Page 20, by inserting after line 18 the
4 following:

5 "Sec. _____. Section 68B.35, subsection 2, paragraph
6 e, Code 1995, is amended to read as follows:

7 e. Members of the banking board, the ethics and
8 campaign disclosure board, the credit union review
9 board, the economic development board, the employment
10 appeal board, the environmental protection commission,
11 ~~the health-facilities-council~~, the Iowa business
12 investment corporation board of directors, the Iowa
13 finance authority, the Iowa seed capital corporation,
14 the Iowa public employees' retirement system
15 investment board, the lottery board, the natural
16 resource commission, the board of parole, the
17 petroleum underground storage tank fund board, the
18 public employment relations board, the state racing
19 and gaming commission, the state board of regents, the
20 tax review board, the transportation commission, the
21 office of consumer advocate, the utilities board, and
22 any full-time members of other boards and commissions
23 as defined under section 7E.4 who receive an annual
24 salary for their service on the board or commission.

25 Sec. _____. Section 97B.41, subsection 8, paragraph
26 b, subparagraph (13), Code Supplement 1995, is amended
27 to read as follows:

28 (13) Members of the state transportation
29 commission, ~~and the board of parole, and the state~~
30 ~~health-facilities-council~~ unless a member elects by
31 filing an application with the department to be
32 covered under this chapter.

33 Sec. _____. Section 135C.2, subsection 5, unnumbered
34 paragraph 1, Code Supplement 1995, is amended to read
35 as follows:

36 The department shall establish a special
37 classification within the residential care facility
38 category in order to foster the development of
39 residential care facilities which serve persons with
40 mental retardation, chronic mental illness, a
41 developmental disability, or brain injury, as
42 described under section 225C.26, and which contain
43 five or fewer residents. ~~A facility within the~~
44 ~~special-classification-established-pursuant-to-this~~
45 ~~subsection-is-exempt-from-the-requirements-of-section~~
46 ~~135.63~~. The department shall adopt rules which are
47 consistent with rules previously developed for the
48 waiver demonstration project pursuant to 1986 Iowa
49 Acts, chapter 1246, section 206, and which include all
50 of the following provisions:

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1 Sec. ____ . Section 135H.6, subsection 4, Code 1995,
2 is amended by striking the subsection.

3 Sec. ____ . Section 145.3, subsection 1, Code 1995,
4 is amended to read as follows:

5 1. The health data commission shall enter into an
6 agreement with the health policy corporation of Iowa
7 or any other corporation, association, or entity it
8 deems appropriate to provide staff for the commission,
9 to provide staff for the compilation, correlation, and
10 development of the data collected by the commission,
11 to conduct or contract for studies on health-related
12 questions which will further the purpose and intent
13 expressed in section 145.17 ~~and to provide data to the~~
14 ~~health facilities council as requested by the Iowa~~
15 ~~department of public health.~~ The agreement may
16 provide for the corporation, association, or entity to
17 prepare and distribute or make available data to
18 health care providers, health care subscribers, third-
19 party payers, and the general public.

20 Sec. ____ . Section 231B.2, subsection 1, Code 1995,
21 is amended to read as follows:

22 1. The department shall establish by rule in
23 accordance with chapter 17A a special classification
24 for elder group homes. ~~An elder group home~~
25 ~~established pursuant to this subsection is exempt from~~
26 ~~the requirements of section 135.63.~~

27 Sec. ____ . Sections 135.61, 135.62, and 135.64
28 through 135.83, Code 1995, are repealed.

29 Sec. ____ . Section 135.63, Code Supplement 1995, is
30 repealed."

By MARY LOU FREEMAN
WAYNE BENNETT

NANCY BOETTGER
SHELDON RITTMER

S-5531 FILED MARCH 25, 1996
RULED OUT OF ORDER

(p. 1020)

SENATE AMENDMENT TO HOUSE FILE 2416

H-5589

1 Amend House File 2416, as passed by the House, as
2 follows:

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

5 "Section 1. AUDITOR OF STATE. There is
6 appropriated from the general fund of the state to the
7 office of the auditor of state for the fiscal year
8 beginning July 1, 1996, and ending June 30, 1997, the
9 following amount, or so much thereof as is necessary,
10 to be used for the purposes designated:

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

14 \$ 1,344,845
15 FTES 112.50

16 The auditor of state may retain additional full-
17 time equivalent positions as is reasonable and
18 necessary to perform governmental subdivision audits
19 which are reimbursable pursuant to section 11.20 or
20 11.21, to perform audits which are requested by and
21 reimbursable from the federal government, and to
22 perform work requested by and reimbursable from
23 departments or agencies pursuant to section 11.5A or
24 11.5B. The auditor of state shall notify the
25 department of management, the legislative fiscal
26 committee, and the legislative fiscal bureau of the
27 additional full-time equivalent positions retained.

28 Sec. 2. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD.
29 There is appropriated from the general fund of the
30 state to the Iowa ethics and campaign disclosure board
31 for the fiscal year beginning July 1, 1996, and ending
32 June 30, 1997, the following amount, or so much
33 thereof as is necessary, for the purposes designated:

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

37 \$ 460,554
38 FTES 8.00

39 Sec. 3. DEPARTMENT OF COMMERCE. There is
40 appropriated from the general fund of the state to the
41 department of commerce for the fiscal year beginning
42 July 1, 1996, and ending June 30, 1997, the following
43 amounts, or so much thereof as is necessary, for the
44 purposes designated:

45 1. ADMINISTRATIVE SERVICES DIVISION

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

49 \$ 235,556
50 FTES 2.00

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1 It is the intent of the general assembly that the
 2 two positions authorized in this subsection for the
 3 division shall coordinate the administrative services
 4 to be provided to the divisions in the department.
 5 These two positions are under the direct supervision
 6 of, and shall report to, the director of the
 7 department.

8 The division of administrative services shall
 9 assess each division within the department of commerce
 10 and the office of consumer advocate within the
 11 department of justice a pro rata share of the
 12 operating expenses of the division of administrative
 13 services. The pro rata share shall be determined
 14 pursuant to a cost allocation plan established by the
 15 division of administrative services and agreed to by
 16 the administrators of the divisions and the consumer
 17 advocate. To the extent practicable, the cost
 18 allocation plan shall be based on the proportion of
 19 the administrative expenses incurred on behalf of each
 20 division and the office of consumer advocate. Each
 21 division and the office of consumer advocate shall
 22 include in its charges assessed or revenues generated,
 23 an amount sufficient to cover the amount stated in its
 24 appropriation, any state assessed indirect costs
 25 determined by the department of revenue and finance,
 26 and the cost of services provided by the division of
 27 administrative services.

28 2. ALCOHOLIC BEVERAGES DIVISION

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

32	\$	1,824,481
33	FTEs	33.50

34 3. BANKING DIVISION

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

38	\$	5,506,749
39	FTEs	84.00

40 4. CREDIT UNION DIVISION

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

44	\$	1,076,131
45	FTEs	20.00

46 5. INSURANCE DIVISION

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

50	\$	2,963,049
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1 FTEs 91.50

2 Of the amounts appropriated in this section to the
3 insurance division, not more than \$100,000 shall be
4 used for the regulation of health insurance purchasing
5 cooperatives.

6 The insurance division shall monitor public
7 utilization of the coverages identified in chapter
8 514C under managed care plans in this state.

9 The insurance division may reallocate authorized
10 full-time equivalent positions as necessary to respond
11 to accreditation recommendations or requirements. The
12 insurance division expenditures for examination
13 purposes may exceed the projected receipts, refunds
14 and reimbursements, estimated pursuant to section
15 505.7, subsection 7, including the expenditures for
16 retention of additional personnel, if the expenditures
17 are fully reimburseable and the division first does
18 both of the following:

19 a. Notifies the department of management,
20 legislative fiscal bureau, and the legislative fiscal
21 committee of the need for the expenditures.

22 b. Files with each of the entities named in
23 paragraph "a" the legislative and regulatory
24 justification for the expenditures, along with an
25 estimate of the expenditures.

26 6. PROFESSIONAL LICENSING AND REGULATION DIVISION

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

30 \$ 923,357
31 FTEs 14.00

32 7. UTILITIES DIVISION

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

36 \$ 5,227,076
37 FTEs 79.00

38 The utilities division may expend additional funds,
39 including funds for additional personnel, if those
40 additional expenditures are actual expenses which
41 exceed the funds budgeted for utility regulation.
42 Before the division expends or encumbers an amount in
43 excess of the funds budgeted for regulation, the
44 director of the department of management shall approve
45 the expenditure or encumbrance. Before approval is
46 given, the director of the department of management
47 shall determine that the regulation expenses exceed
48 the funds budgeted by the general assembly to the
49 division and that the division does not have other
50 funds from which regulation expenses can be paid.

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1 Upon approval of the director of the department of
 2 management the division may expend and encumber funds
 3 for excess regulation expenses. The amounts necessary
 4 to fund the excess regulation expenses shall be
 5 collected from those utility companies being regulated
 6 which caused the excess expenditures, and the
 7 collections shall be treated as repayment receipts as
 8 defined in section 8.2.

9 Sec. 4. LEGISLATIVE AGENCIES. There is
 10 appropriated from the general fund of the state to the
 11 following named agencies for the fiscal year beginning
 12 July 1, 1996, and ending June 30, 1997, the following
 13 amounts, or so much thereof as is necessary, to be
 14 used for the purposes designated:

15 1. COMMISSION ON UNIFORM STATE LAWS

16 For support of the commission and expenses of the
 17 members:

18 \$ 22,741

19 2. NATIONAL CONFERENCE OF STATE LEGISLATURES

20 For support of the membership assessment:

21 \$ 91,427

22 Sec. 5. DEPARTMENT OF GENERAL SERVICES. There is
 23 appropriated from the general fund of the state to the
 24 department of general services for the fiscal year
 25 beginning July 1, 1996, and ending June 30, 1997, the
 26 following amounts, or so much thereof as is necessary,
 27 to be used for the purposes designated:

28 1. ADMINISTRATION

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

32 \$ 1,188,790

33 FTEs 31.35

34 2. INFORMATION SERVICES

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

38 \$ 5,623,195

39 FTEs 141.60

40 3. PROPERTY MANAGEMENT

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

44 \$ 3,994,000

45 FTEs 114.00

46 In addition to the requirements in section 8.39,
 47 the department of general services shall not change
 48 the appropriations for the purposes designated in
 49 subsections 1 through 3 from the amounts appropriated
 50 under those subsections unless notice of the revisions

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1 is given prior to their effective date to the
2 legislative fiscal bureau. The notice shall include
3 information on the department's rationale for making
4 the changes.

5 Savings achieved in providing telephone services
6 shall be used by the department of general services to
7 increase efficiencies in the provision of those
8 services. The department of general services shall
9 report not later than August 31, 1997, on the projects
10 undertaken to the chairpersons and the ranking members
11 of the joint appropriations subcommittee on
12 administration and regulation and to the legislative
13 fiscal bureau. The report shall include a listing of
14 the projects and efficiencies undertaken during the
15 fiscal year, the cost of each project, and the
16 benefits, including the projected savings on an annual
17 basis and for the life of the efficiency improvement.

18 There is appropriated from the rebuild Iowa
19 infrastructure fund to the property management
20 division of the department of general services for the
21 fiscal year beginning July 1, 1996, and ending June
22 30, 1997, the sum of \$50,000, or so much thereof as is
23 necessary, to be used for purposes as provided in this
24 subsection.

25 4. CAPITOL PLANNING COMMISSION

26 For expenses of the members in carrying out their
27 duties under chapter 18A:

28 \$ 2,000

29 5. RENTAL SPACE

30 For payment of lease or rental costs of buildings
31 and office space at the seat of government as provided
32 in section 18.12, subsection 9, notwithstanding
33 section 18.16:

34 \$ 656,104

35 6. UTILITY COSTS

36 For payment of utility costs and for not more than
37 the following full-time equivalent positions:

38 \$ 2,000,444

39 FTEs 1.00

40 The department of general services may use funds
41 appropriated in this subsection for utility costs to
42 fund energy conservation projects in the state capitol
43 complex which will have a 100 percent payback within a
44 24-month period. In addition, notwithstanding
45 sections 8.33 and 18.12, subsection 11, any excess
46 funds appropriated for utility costs in this
47 subsection shall not revert to the general fund of the
48 state on June 30, 1997, and these funds shall be used
49 for implementation of energy conservation projects
50 having a payback of 100 percent within a two-year to

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1 six-year period. The department of general services
 2 shall report not later than August 31, 1997, on the
 3 projects having 100 percent payback within a six-year
 4 period to the chairpersons and ranking members of the
 5 joint appropriations subcommittee on administration
 6 and regulation and to the legislative fiscal bureau.
 7 The report shall include a listing of the projects
 8 undertaken, the cost of each project, and the
 9 projected savings on an annual basis and for the life
 10 of the project.

11 7. TERRACE HILL OPERATIONS

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

16	\$	188,701
17	FTEs	4.00

18 Sec. 6. REVOLVING FUNDS. There is appropriated
 19 from the designated revolving funds to the department
 20 of general services for the fiscal year beginning July
 21 1, 1996, and ending June 30, 1997, the following
 22 amounts, or so much thereof as is necessary, to be
 23 used for the purposes designated:

24 1. CENTRALIZED PRINTING

25 From the centralized printing permanent revolving
 26 fund established by section 18.57 for salaries,
 27 support, maintenance, miscellaneous purposes, and for
 28 not more than the following full-time equivalent
 29 positions:

30	\$	932,915
31	FTEs	26.05

32 2. CENTRALIZED PRINTING -- REMAINDER

33 The remainder of the centralized printing permanent
 34 revolving fund is appropriated for the expense
 35 incurred in supplying paper stock, offset printing,
 36 copy preparation, binding, distribution costs,
 37 original payment of printing and binding claims and
 38 contingencies arising during the fiscal year beginning
 39 July 1, 1996, and ending June 30, 1997, which are
 40 legally payable from this fund.

41 3. CENTRALIZED PURCHASING

42 From the centralized purchasing permanent revolving
 43 fund established by section 18.9 for salaries,
 44 support, maintenance, miscellaneous purposes, and for
 45 not more than the following full-time equivalent
 46 positions:

47	\$	816,123
48	FTEs	17.05

49 4. CENTRALIZED PURCHASING -- REMAINDER

50 The remainder of the centralized purchasing

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1 permanent revolving fund is appropriated for the
2 payment of expenses incurred through purchases by
3 various state departments and for contingencies
4 arising during the fiscal year beginning July 1, 1996,
5 and ending June 30, 1997, which are legally payable
6 from this fund.

7 5. VEHICLE DISPATCHER

8 From the vehicle dispatcher revolving fund
9 established by section 18.119 for salaries, support,
10 maintenance, miscellaneous purposes, and for not more
11 than the following full-time equivalent positions:

12	\$	627,701
13	FTEs	15.00

14 6. VEHICLE DISPATCHER -- REMAINDER

15 The remainder of the vehicle dispatcher revolving
16 fund is appropriated for the purchase of gasoline,
17 gasohol, oil, tires, repairs, and all other
18 maintenance expenses incurred in the operation of
19 state-owned motor vehicles and for contingencies
20 arising during the fiscal year beginning July 1, 1996,
21 and ending June 30, 1997, which are legally payable
22 from this fund.

23 The vehicle dispatcher shall report, not later than
24 February 15, 1997, to the chairpersons and the ranking
25 members of the joint appropriations subcommittee on
26 administration and regulation and to the legislative
27 fiscal bureau regarding the efficiencies of the
28 vehicle fleet and the changes in the efficiencies.
29 The report shall include the cost per mile, fuel
30 efficiencies, maintenance costs, useful life, the
31 costs of extending the useful life, and other measures
32 which the vehicle dispatcher or the legislative fiscal
33 bureau finds appropriate. The information shall be
34 reported for each general type of vehicle. The
35 overhead costs shall also be reported with the total
36 costs of the vehicle dispatcher operations.

37 The department of general services shall report to
38 the chairpersons and ranking members of the joint
39 appropriations subcommittee on administration and
40 regulation and the legislative fiscal bureau not later
41 than February 15, 1997, a comparison of the
42 performance of vehicles burning an 85 percent ethanol
43 mixture and those burning a 10 percent ethanol
44 mixture. The report shall include, but is not limited
45 to, average mileage, vehicle life, and problems
46 encountered.

47 Sec. 7. GOVERNOR AND LIEUTENANT GOVERNOR. There
48 is appropriated from the general fund of the state to
49 the offices of the governor and the lieutenant
50 governor for the fiscal year beginning July 1, 1996,

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1 and ending June 30, 1997, the following amounts, or so
2 much thereof as is necessary, to be used for the
3 purposes designated:

4 1. GENERAL OFFICE

5 For salaries, support, maintenance, and
6 miscellaneous purposes for the general office of the
7 governor and the general office of the lieutenant
8 governor, and for not more than the following full-
9 time equivalent positions:

10 \$ 1,125,681
11 FTEs 17.25

12 2. TERRACE HILL QUARTERS

13 For salaries, support, maintenance, and
14 miscellaneous purposes for the governor's quarters at
15 Terrace Hill, and for not more than the following
16 full-time equivalent positions:

17 \$ 67,254
18 FTEs 2.00

19 3. ADMINISTRATIVE RULES COORDINATOR

20 For salaries, support, maintenance, and
21 miscellaneous purposes for the office of
22 administrative rules coordinator, and for not more
23 than the following full-time equivalent positions:

24 \$ 111,781
25 FTEs 3.00

26 4. NATIONAL GOVERNORS' ASSOCIATION

27 For payment of Iowa's membership in the national
28 governors' association:

29 \$ 62,435

30 Sec. 8. DEPARTMENT OF INSPECTIONS AND APPEALS.

31 There is appropriated from the general fund of the
32 state to the department of inspections and appeals for
33 the fiscal year beginning July 1, 1996, and ending
34 June 30, 1997, the following amounts, or so much
35 thereof as is necessary, for the purposes designated:

36 1. FINANCE AND SERVICES DIVISION

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

40 \$ 495,682
41 FTEs 21.00

42 2. AUDITS DIVISION

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

46 \$ 372,432
47 FTEs 11.00

48 3. APPEALS AND FAIR HEARINGS DIVISION

49 For salaries, support, maintenance, miscellaneous
50 purposes, and for not more than the following full-

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1 time equivalent positions:
2 \$ 170,823
3 FTEs 24.50

4 4. INVESTIGATIONS DIVISION
5 For salaries, support, maintenance, miscellaneous
6 purposes, and for not more than the following full-
7 time equivalent positions:
8 \$ 756,040
9 FTEs 35.00

10 5. HEALTH FACILITIES DIVISION
11 For salaries, support, maintenance, miscellaneous
12 purposes, and for not more than the following full-
13 time equivalent positions:
14 \$ 1,797,191
15 FTEs 103.00

16 It is the intent of the general assembly that
17 \$120,000 and 2 FTEs included in this subsection shall
18 be used for additional inspections of state-licensed
19 residential care facilities only.

20 6. INSPECTIONS DIVISION
21 For salaries, support, maintenance, miscellaneous
22 purposes, and for not more than the following full-
23 time equivalent positions:
24 \$ 600,210
25 FTEs 13.00

26 7. EMPLOYMENT APPEAL BOARD
27 For salaries, support, maintenance, miscellaneous
28 purposes, and for not more than the following full-
29 time equivalent positions:
30 \$ 33,181
31 FTEs 14.00

32 The employment appeal board shall be reimbursed by
33 the labor services division of the department of
34 employment services for all costs associated with
35 hearings conducted under chapter 91C, related to
36 contractor registration. The board may expend, in
37 addition to the amount appropriated under this
38 subsection, additional amounts as are directly
39 billable to the labor services division under this
40 subsection and to retain the additional full-time
41 equivalent positions as needed to conduct hearings
42 required pursuant to chapter 91C.

43 8. STATE FOSTER CARE REVIEW BOARD
44 For salaries, support, maintenance, miscellaneous
45 purposes, and for not more than the following full-
46 time equivalent positions:
47 \$ 547,579
48 FTEs 13.00

49 The department of human services, in coordination
50 with the state foster care review board and the

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1 department of inspections and appeals, shall submit an
2 application for funding available pursuant to Title
3 IV-E of the federal Social Security Act for claims for
4 state foster care review board administrative review
5 costs.

6 The department of inspections and appeals shall
7 provide an accounting of all costs associated with
8 negotiating agreements and compacts pursuant to
9 section 10A.104, subsection 10, and all costs
10 associated with monitoring such agreements and
11 compacts. Information in the accounting shall include
12 the dates and destinations of all travel related to
13 the negotiations and monitoring, and all costs
14 associated with the personnel involved, including
15 salary, travel, and support costs.

16 The department of inspections and appeals may
17 charge state departments, agencies, and commissions
18 for services rendered and the payment received shall
19 be considered repayment receipts as defined in section
20 8.2.

21 Notwithstanding section 8.33, any funds remaining
22 from the funds appropriated to the state foster care
23 review board for the fiscal year beginning July 1,
24 1995, pursuant to 1995 Iowa Acts, chapter 219, shall
25 not revert until August 31, 1998. Any such funds
26 remaining shall be used by the state foster care
27 review board for program operations during the fiscal
28 years beginning July 1, 1996, and ending June 30,
29 1998.

30 Sec. 9. RACETRACK REGULATION. 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, 1996, and ending June 30, 1997, the following
35 amount, or so much thereof as is necessary, to be used
36 for the purposes designated:

37 For salaries, support, maintenance, miscellaneous
38 purposes, for the regulation of pari-mutuel
39 racetracks, and for not more than the following full-
40 time equivalent positions:

41	\$	1,789,375
42	FTEs	24.07

43 It is the intent of the general assembly that the
44 state racing and gaming commission may expend funds
45 during the fiscal year beginning July 1, 1996, and
46 ending June 30, 1997, as approved by the department of
47 management, for regulation of live and simultaneously
48 telecast pari-mutuel racing at the Waterloo greyhound
49 park if the national cattle congress is issued a
50 license from the state racing and gaming commission

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1 for the conduct of pari-mutuel racing.
 2 Sec. 10. EXCURSION BOAT REGULATION. There is
 3 appropriated from the general fund of the state to the
 4 racing and gaming commission of the department of
 5 inspections and appeals for the fiscal year beginning
 6 July 1, 1996, and ending June 30, 1997, the following
 7 amount, or so much thereof as is necessary, to be used
 8 for the purposes designated:

9 For salaries, support, maintenance, and
 10 miscellaneous purposes for administration and
 11 enforcement of the excursion boat gambling laws, and
 12 for not more than the following full-time equivalent
 13 positions:

14	\$	1,128,828
15	FTEs	23.79

16 It is the intent of the general assembly that the
 17 racing and gaming commission shall only employ
 18 additional full-time equivalent positions for
 19 riverboat gambling enforcement as authorized by the
 20 department of management as needed for enforcement on
 21 new riverboats. If more than nine riverboats are
 22 operating during the fiscal year beginning July 1,
 23 1996, and ending June 30, 1997, the commission may
 24 expend no more than \$84,917 for no more than 2 FTEs
 25 for each additional riverboat in excess of nine. The
 26 additional expense associated with the positions shall
 27 be paid from fees assessed by the commission as
 28 provided in chapter 99F.

29 Notwithstanding section 8.39, funds shall not be
 30 transferred to the department of inspections and
 31 appeals which would be used for monitoring Indian
 32 gaming.

33 Sec. 11. USE TAX APPROPRIATION. There is
 34 appropriated from the use tax receipts collected
 35 pursuant to section 423.7 prior to their deposit in
 36 the road use tax fund pursuant to section 423.24,
 37 subsection 1, to the appeals and fair hearings
 38 division of the department of inspections and appeals
 39 for the fiscal year beginning July 1, 1996, and ending
 40 June 30, 1997, the following amount, or so much
 41 thereof as is necessary, for the purposes designated:

42 For salaries, support, maintenance, and
 43 miscellaneous purposes:
 44

.....	\$	1,012,835
-------	----	-----------

45 Sec. 12. DEPARTMENT OF MANAGEMENT. There is
 46 appropriated from the general fund of the state to the
 47 department of management for the fiscal year beginning
 48 July 1, 1996, and ending June 30, 1997, the following
 49 amounts, or so much thereof as is necessary, to be
 50 used for the purposes designated:

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1 1. GENERAL OFFICE
 2 For salaries, support, maintenance, miscellaneous
 3 purposes, and for not more than the following full-
 4 time equivalent positions:
 5 \$ 2,033,779
 6 FTEs 30.00

7 2. LAW ENFORCEMENT TRAINING REIMBURSEMENTS
 8 For reimbursement to local law enforcement agencies
 9 for the training of officers who resign pursuant to
 10 section 384.15, subsection 7:
 11 \$ 72,500

12 3. COUNCIL OF STATE GOVERNMENTS
 13 For support of the membership assessment:
 14 \$ 75,500

15 Sec. 13. ROAD USE TAX APPROPRIATION. There is
 16 appropriated from the road use tax fund to the
 17 department of management for the fiscal year beginning
 18 July 1, 1996, and ending June 30, 1997, the following
 19 amount, or so much thereof as is necessary, to be used
 20 for the purposes designated:
 21 For salaries, support, maintenance, and
 22 miscellaneous purposes:
 23 \$ 56,000

24 The department of management shall report to the
 25 chairpersons and ranking members of the senate and
 26 house committees on appropriations, the chairpersons
 27 and ranking members of the joint appropriations
 28 subcommittee on administration and regulation, and the
 29 legislative fiscal bureau, the number of furloughs and
 30 the number of layoffs that occur in each state agency,
 31 the savings associated with those furloughs and
 32 layoffs, the effect of the furloughs and layoffs on
 33 services provided by the state agency, and other
 34 relevant information. The department shall provide a
 35 year-end report summarizing the information for the
 36 fiscal year beginning July 1, 1996, which will be due
 37 by September 1, 1997.

38 When addressing staffing targets for state
 39 agencies, the department of management shall state the
 40 number of staff authorized for a state agency in terms
 41 of full-time equivalent positions.

42 Sec. 14. DEPARTMENT OF PERSONNEL. There is
 43 appropriated from the general fund of the state to the
 44 department of personnel for the fiscal year beginning
 45 July 1, 1996, and ending June 30, 1997, the following
 46 amounts, or so much thereof as is necessary, to be
 47 used for the purposes designated including the filing
 48 of quarterly reports as required in this section:

49 1. OPERATIONS
 50 For salaries, support, maintenance, and

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1 miscellaneous purposes for the director's staff,
2 information services, data processing, and financial
3 services, and for not more than the following full-
4 time equivalent positions:

5	\$	977,321
6	FTEs	16.08

7 2. PROGRAM DELIVERY SERVICES

8 For salaries for personnel services, employment law
9 and labor relations and training for not more than the
10 following full-time equivalent positions:

11	\$	1,292,434
12	FTEs	33.20

13 3. PROGRAM ADMINISTRATION AND DEVELOPMENT

14 For salaries for employment, compensation, and
15 benefits and workers' compensation and for not more
16 than the following full-time equivalent positions:

17	\$	1,511,191
18	FTEs	34.80

19 Any funds received by the department for workers'
20 compensation purposes other than the funds
21 appropriated in subsection 3 shall be used only for
22 the payment of workers' compensation claims.

23 The funds for support, maintenance, and
24 miscellaneous purposes for personnel assigned to
25 program delivery under subsection 2 and program
26 administration and development under subsection 3 are
27 payable from the appropriation made in subsection 1.

28 The department of personnel shall report semi-
29 annually to the chairpersons and ranking members of
30 the joint appropriations subcommittee on
31 administration and regulation concerning the number of
32 vacancies in existing full-time equivalent positions
33 and the average time taken to fill the vacancies. The
34 reports shall include quarterly and annual averages
35 organized according to state agency and general
36 occupational category as established by the federal
37 equal employment opportunity commission. All
38 departments and agencies of the state shall cooperate
39 with the department in the preparation of the reports.

40 The department of personnel shall report annually
41 to the chairpersons and ranking members of the joint
42 appropriations subcommittee on administration and
43 regulation concerning the number of private consultant
44 contracts of one year or more which are entered into
45 or extended each year by the departments and agencies
46 of the state. All departments and agencies of the
47 state shall cooperate with the department in the
48 preparation of this report.

49 The department of personnel shall submit, annually,
50 a report to the chairpersons and ranking members of

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1 the joint appropriations subcommittee on
2 administration and regulation and to the legislative
3 fiscal bureau regarding the results of the state's top
4 achievement recognition program. The reports
5 submitted shall include, but are not limited to,
6 identification of the recipients, a description of the
7 meritorious achievements, and the awards conferred.

8 Sec. 15. IPERS. There is appropriated from the
9 Iowa public employees' retirement system fund to the
10 department of personnel for the fiscal year beginning
11 July 1, 1996, and ending June 30, 1997, the following
12 amount, or so much thereof as is necessary, to be used
13 for the purposes designated:

14 1. For salaries, support, maintenance, and other
15 operational purposes to pay the costs of the Iowa
16 public employees' retirement system:
17 \$ 4,368,900

18 2. It is the intent of the general assembly that
19 the Iowa public employees' retirement system employ
20 sufficient staff within the appropriation provided in
21 this section to meet the developing requirements of
22 the investment program.

23 Sec. 16. PRIMARY ROAD FUND APPROPRIATION. There
24 is appropriated from the primary road fund to the
25 department of personnel for the fiscal year beginning
26 July 1, 1996, and ending June 30, 1997, the following
27 amount, or so much thereof as is necessary, to be used
28 for the purposes designated:

29 For salaries, support, maintenance, and
30 miscellaneous purposes to provide personnel services
31 for the state department of transportation:
32 \$ 358,671

33 Sec. 17. ROAD USE TAX FUND APPROPRIATION. There
34 is appropriated from the road use tax fund to the
35 department of personnel for the fiscal year beginning
36 July 1, 1996, and ending June 30, 1997, the following
37 amount, or so much thereof as is necessary, to be used
38 for the purposes designated:

39 For salaries, support, maintenance, and
40 miscellaneous purposes to provide personnel services
41 for the state department of transportation:
42 \$ 58,388

43 Sec. 18. STATE WORKERS' COMPENSATION CLAIMS.
44 There is appropriated from the general fund of the
45 state to the department of personnel for the fiscal
46 year beginning July 1, 1996, and ending June 30, 1997,
47 the following amount, or so much thereof as is
48 necessary, to be used for the purpose designated:

49 For distribution, subject to approval of the
50 department of management, to various state departments

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1 to fund the premiums for paying workers' compensation
 2 claims which are assessed to and collected from the
 3 state department by the department of personnel based
 4 upon a rating formula established by the department of
 5 personnel:

6 \$ 5,884,740

7 The premiums collected by the department of
 8 personnel shall be segregated into a separate workers'
 9 compensation fund in the state treasury to be used for
 10 payment of state employees' workers' compensation
 11 claims. Notwithstanding section 8.33, unencumbered or
 12 unobligated moneys remaining in this workers'
 13 compensation fund at the end of the fiscal year shall
 14 not revert but shall be available for expenditure for
 15 purposes of the fund for subsequent fiscal years.

16 Sec. 19. DEPARTMENT OF REVENUE AND FINANCE. There
 17 is appropriated from the general fund of the state to
 18 the department of revenue and finance for the fiscal
 19 year beginning July 1, 1996, and ending June 30, 1997,
 20 the following amounts, or so much thereof as is
 21 necessary, to be used for the purposes designated, and
 22 for not more than the following full-time equivalent
 23 positions used for the purposes designated in
 24 subsections 1 through 3:

25 FTES 576.43

26 1. COMPLIANCE

27 For salaries, support, maintenance, and
 28 miscellaneous purposes:

29 \$ 10,789,038

30 2. STATE FINANCIAL MANAGEMENT

31 For salaries, support, maintenance, and
 32 miscellaneous purposes:

33 \$ 9,717,637

34 3. INTERNAL RESOURCES MANAGEMENT

35 For salaries, support, maintenance, and
 36 miscellaneous purposes:

37 \$ 6,025,904

38 4. COLLECTION COSTS AND FEES

39 For payment of collection costs and fees pursuant
 40 to section 422.26:

41 \$ 45,000

42 5. a. In addition to the requirements in section
 43 8.39, the department of revenue and finance shall not
 44 change the appropriations for the purposes designated
 45 in subsections 1 through 3 from the amounts
 46 appropriated in those subsections unless notice of the
 47 revisions is given prior to their effective date to
 48 the legislative fiscal bureau. The notice shall
 49 include information on the department's rationale for
 50 making the changes.

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1 b. The department of revenue and finance shall
 2 report quarterly to the legislative fiscal bureau
 3 concerning progress in the implementation of generally
 4 accepted accounting principles, including
 5 determination of reporting entities, fund
 6 classifications, modification of the Iowa financial
 7 accounting system, progress on preparing a
 8 comprehensive annual financial report, and the most
 9 current estimate of the general fund balance based on
 10 current generally accepted accounting principles.

11 c. The director of revenue and finance shall
 12 report annually to the chairpersons and ranking
 13 members of the joint appropriations subcommittee on
 14 administration and regulation and the legislative
 15 fiscal bureau on the implementation and financial
 16 status of the integrated revenue information system.
 17 The report shall include any changes from the
 18 scheduled progress including expenditures or estimated
 19 revenue.

20 d. The director of revenue and finance shall
 21 prepare and issue a state appraisal manual and the
 22 revisions to the state appraisal manual as provided in
 23 section 421.17, subsection 18, without cost to a city
 24 or county.

25 Sec. 20. LOTTERY. There is appropriated from the
 26 lottery fund to the department of revenue and finance
 27 for the fiscal year beginning July 1, 1996, and ending
 28 June 30, 1997, the following amount, or so much
 29 thereof as is necessary, to be used for the purposes
 30 designated:

31 For salaries, support, maintenance, miscellaneous
 32 purposes for the administration and operation of
 33 lottery games, and for not more than the following
 34 full-time equivalent positions:

35	\$	7,494,998
36	FTEs	120.00

37 It is the intent of the general assembly that of
 38 the moneys budgeted for education, promotion, and
 39 advertising for the state lottery pursuant to section
 40 99E.10, \$1,700,000 shall be transferred to the
 41 department of human services for state child care
 42 assistance to be used as otherwise provided by the
 43 general assembly for the fiscal year beginning July 1,
 44 1996. The moneys transferred pursuant to this
 45 paragraph are in addition to any other funds
 46 appropriated for that purpose.

47 Sec. 21. MOTOR VEHICLE FUEL TAX APPROPRIATION.
 48 There is appropriated from the motor vehicle fuel tax
 49 fund created by section 452A.77 to the department of
 50 revenue and finance for the fiscal year beginning July

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1 1, 1996, and ending June 30, 1997, the following
2 amount, or so much thereof as is necessary, to be used
3 for the purposes designated:

4 For salaries, support, maintenance, and
5 miscellaneous purposes for administration and
6 enforcement of the provisions of chapter 452A and the
7 motor vehicle use tax program:

8 \$ 1,034,482

9 Sec. 22. SECRETARY OF STATE. There is
10 appropriated from the general fund of the state to the
11 office of the secretary of state for the fiscal year
12 beginning July 1, 1996, and ending June 30, 1997, the
13 following amounts, or so much thereof as is necessary,
14 to be used for the purposes designated:

15 1. ADMINISTRATION AND ELECTIONS

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

19 \$ 368,508

20 FTEs 5.00

21 2. BUSINESS SERVICES

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

25 \$ 1,610,502

26 FTEs 32.00

27 Sec. 23. STATE-FEDERAL RELATIONS. There is
28 appropriated from the general fund of the state to the
29 office of state-federal relations for the fiscal year
30 beginning July 1, 1996, and ending June 30, 1997, the
31 following amount, or so much thereof as is necessary,
32 to be used for the purposes designated:

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

36 \$ 240,172

37 FTEs 3.00

38 Sec. 24. TREASURER. There is appropriated from
39 the general fund of the state to the office of
40 treasurer of state for the fiscal year beginning July
41 1, 1996, and ending June 30, 1997, the following
42 amount, or so much thereof as is necessary, to be used
43 for the purposes designated:

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

47 \$ 902,594

48 FTEs 27.80

49 The office of treasurer of state shall supply
50 clerical and secretarial support for the executive

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1 council.

2 Sec. 25. SURCHARGE FOR THE 1996-1997 FISCAL YEAR.

3 1. For the fiscal year commencing July 1, 1996,
4 the treasurer of state may assess a surcharge on
5 workers' compensation weekly benefits paid in the
6 state during the immediately preceding fiscal year.
7 The surcharge is payable by all self-insured employers
8 making weekly benefit payments and all insurers making
9 weekly benefit payments on behalf of insured
10 employers. The surcharge applies to all workers'
11 compensation insurance policies and self-insurance
12 coverages of employers approved for self-insurance by
13 the commissioner of insurance pursuant to section 87.4
14 or 87.11, and to the state of Iowa, its departments,
15 divisions, agencies, commissions, and boards, or any
16 political subdivision coverages whether insured or
17 self-insured. The surcharge shall not apply to any
18 reinsurance or retrocessional transaction under
19 section 520.4 or 520.9. The treasurer of state shall
20 base the surcharge for each payor upon the payor's pro
21 rata share of weekly benefits paid in the state during
22 the immediately preceding fiscal year. The treasurer
23 may use reports of weekly benefits paid derived from
24 the last completed policy or reporting year, or other
25 consistent allocation methodology. The surcharge is
26 collectable by an insurer or from its policyholders if
27 the insured employer fails to pay the insurer. An
28 insurance carrier, its agent, or a third-party
29 administrator shall not be entitled to any portion of
30 the surcharge as a fee or commission for its
31 collection. The surcharge is not subject to any
32 taxes, licenses, or fees. The surcharge is not deemed
33 to be an assessment or tax, but shall be deemed an
34 additional benefit paid for injuries compensable under
35 the second injury fund. However, the treasurer of
36 state shall not collect over \$870,000 in assessing the
37 surcharge.

38 2. The surcharges collected pursuant to this
39 section shall be deposited in the second injury fund,
40 and may be used for the payment of claims,
41 settlements, expenses for claim adjustments, and
42 administrative costs. The expenses incurred by the
43 treasurer of state, the attorney general, the second
44 injury fund, the task force, or the department of
45 revenue and finance, in connection with the second
46 injury fund, may be paid from the fund. However, the
47 payment of administrative costs and expenses incurred
48 by the treasurer of state, the attorney general, the
49 second injury fund, the task force, and the department
50 of revenue and finance, as authorized in this

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1 subsection, shall only be permitted for administrative
2 costs and expenses incurred in the fiscal year
3 commencing July 1, 1996, and shall not exceed
4 \$170,000.

5 3. An insurer or self-insurer shall pay a
6 surcharge imposed by this section no later than thirty
7 days following the assessment.

8 4. a. If an insurer, policyholder, or self-
9 insurer withdraws from doing business in this state
10 before the surcharges authorized by this section
11 become due, or fails or neglects to pay the surcharge
12 imposed, the treasurer of state shall at once proceed
13 to collect the surcharge, and may employ such legal
14 process as may be necessary for that purpose, and when
15 so collected shall deposit the surcharge into the
16 second injury fund. The treasurer may bring the suit
17 in any court of this state having jurisdiction, and
18 reasonable attorney's fees may be taxed as costs in
19 the suit.

20 b. If the surcharges imposed by this section are
21 not paid or transferred when due, the insurer,
22 policyholder, or self-insurer responsible for the
23 failure shall be required to pay, as part of the
24 surcharge, interest on the surcharge at the rate of
25 one and one-half percent per month for each month or
26 fraction of a month delinquent. If the treasurer of
27 state prevails in any dispute concerning the
28 assessment of a surcharge which has not been paid or
29 transferred, interest shall be paid upon the amount
30 found due to the state at the rate of one and one-half
31 percent per month for each month or fraction of a
32 month delinquent.

33 c. An insurer is not liable for a surcharge which
34 is not paid to the insurer by the policyholder or
35 employer provided the insurer has made good faith
36 efforts to collect the surcharge from the policyholder
37 or employer. An insurance carrier shall report to the
38 treasurer of state a policyholder or employer who
39 fails to pay a surcharge within thirty days of its due
40 date.

41 d. In any action concerning the amount of a
42 surcharge imposed by this section, any other surcharge
43 shall continue to be made based upon the amount
44 assessed by the treasurer of state. In the event of
45 an overpayment, the excess amount paid may be credited
46 against future payments otherwise due.

47 e. An employer who fails to pay the surcharges
48 imposed under this section shall not be allowed to
49 purchase workers' compensation insurance coverage or
50 to renew a self-insurance authorization unless and

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1 until the surcharge has been paid.

2 5. For the purposes of this section, "insurer"
3 includes a self-insurance group approved by the
4 commissioner of insurance pursuant to section 87.4.

5 Sec. 26. IMPLEMENTATION OF FUNDING REDUCTIONS --
6 INTENT OF GENERAL ASSEMBLY. It is the intent of the
7 general assembly that the departments, agencies, and
8 offices of the executive department of state
9 government shall implement funding reductions through
10 organizational changes which reduce supervisory
11 positions, vertically and horizontally, and increase
12 the span of control of the remaining supervisors as
13 recommended by the governor's committee on government
14 spending reform.

15 Sec. 27. ELIMINATION OF VACANT UNFUNDED JOBS. The
16 state departments, agencies, or offices receiving
17 appropriations under this Act shall eliminate, within
18 thirty days after the beginning of a fiscal year, all
19 vacant unfunded positions on the table of organization
20 of the state department, agency, or office.

21 Sec. 28. STATE COMMUNICATIONS NETWORK -- REDUCTION
22 OF TRAVEL AND RELATED EXPENSES. The offices of the
23 governor and lieutenant governor, the office of
24 secretary of state, the office of treasurer of state,
25 the auditor of state, the department of commerce, the
26 department of inspections and appeals, the Iowa ethics
27 and campaign disclosure board, the department of
28 general services, the department of management, the
29 department of revenue and finance, and the department
30 of personnel shall use the services of the state
31 communications network as much as possible for
32 interagency communication, meetings, and conferences
33 to reduce travel and related expenses for the
34 respective offices or departments.

35 Sec. 29. REPORT OF ADDITIONAL INCOME AND
36 EXPENDITURES. The state departments, agencies, and
37 offices receiving appropriations under this Act shall
38 report all expenses in excess of the funds
39 appropriated from any statutory revolving funds during
40 the fiscal year beginning July 1, 1995, and ending
41 June 30, 1996. The report shall also include any
42 income and the beginning and ending balances of the
43 revolving funds.

44 The report required pursuant to this section shall
45 be submitted not later than September 30, 1996, for
46 expenditures made during the fiscal year beginning
47 July 1, 1995, and ending June 30, 1996, to the
48 chairpersons and ranking members of the joint
49 appropriations subcommittee on administration and
50 regulations and the legislative fiscal bureau.

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1 Sec. 30. SALARY ADJUSTMENTS LIMITED. A salary
2 adjustment for any full-time equivalent position
3 funded under this Act for the fiscal year beginning
4 July 1, 1996, and ending June 30, 1997, shall not
5 exceed \$1,500. This section does not apply to the
6 following state officers: governor, lieutenant
7 governor, auditor of state, secretary of state, and
8 treasurer of state.

9 Sec. 31. FEDERAL GRANTS. All federal grants to
10 and the federal receipts of agencies appropriated
11 funds under this Act, not otherwise appropriated, are
12 appropriated for the purposes set forth in the federal
13 grants or receipts unless otherwise provided by the
14 general assembly.

15 Sec. 32. NEW SECTION. 7D.4 LEGISLATIVE APPROVAL
16 REQUIRED.

17 The executive council may, after authorization by a
18 constitutional majority of the general assembly,
19 expend moneys from any surplus funds in the health
20 insurance reserve operating or terminal liability
21 accounts, the life insurance reserve operating or
22 terminal liability accounts, the dental insurance
23 reserve operating or terminal liability accounts, or
24 the long-term disability operating or terminal
25 liability accounts.

26 Sec. 33. Section 99D.11, subsection 6, paragraph
27 b, Code 1995, is amended to read as follows:

28 b. The commission may authorize the licensee to
29 simultaneously telecast within the racetrack
30 enclosure, for the purpose of pari-mutuel wagering, a
31 horse or dog race licensed by the racing authority of
32 another state. It is the responsibility of each
33 licensee to obtain the consent of appropriate racing
34 officials in other states as required by the federal
35 Interstate Horseracing Act of 1978, 15 U.S.C. § 3001-
36 3007, to televise races for the purpose of conducting
37 pari-mutuel wagering. A licensee may also obtain the
38 permission of a person licensed by the commission to
39 conduct horse or dog races in this state to televise
40 races conducted by that person for the purpose of
41 conducting pari-mutuel racing. However, arrangements
42 made by a licensee to televise any race for the
43 purpose of conducting pari-mutuel wagering are subject
44 to the approval of the commission, and the commission
45 shall select the races to be televised. The races
46 selected by the commission shall be the same for all
47 licensees approved by the commission to televise races
48 for the purpose of conducting pari-mutuel wagering.
49 The commission shall not authorize the simultaneous
50 telecast or televising of and a licensee shall not

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1 simultaneously telecast or televise any horse or dog
2 race for the purpose of conducting pari-mutuel
3 wagering unless the simultaneous telecast or
4 televising is done at the racetrack of a licensee that
5 schedules no less than sixty performances of nine live
6 races each day of the season. For purposes of the
7 taxes imposed under this chapter, races televised by a
8 licensee for purposes of pari-mutuel wagering shall be
9 treated as if the races were held at the racetrack of
10 the licensee. Notwithstanding any contrary provision
11 in this chapter, the commission may allow a licensee
12 to adopt the same deductions as those of the pari-
13 mutuel racetrack from which the races are being
14 simultaneously telecast.

15 Sec. 34. Section 321.19, subsection 1, unnumbered
16 paragraph 2, Code Supplement 1995, is amended to read
17 as follows:

18 The department shall furnish, on application, free
19 of charge, distinguishing plates for vehicles thus
20 exempted, which plates except plates on Iowa highway
21 safety patrol vehicles shall bear the word "official"
22 and the department shall keep a separate record.
23 Registration plates issued for Iowa highway safety
24 patrol vehicles, except unmarked patrol vehicles,
25 shall bear two red stars on a yellow background, one
26 before and one following the registration number on
27 the plate, which registration number shall be the
28 officer's badge number. Registration plates issued
29 for a county sheriff's patrol vehicles shall display
30 one seven-pointed gold star followed by the letter "S"
31 and the call number of the vehicle. However, the
32 director of general services or the director of
33 transportation may order the issuance of regular
34 registration plates for any exempted vehicle used by
35 peace officers in the enforcement of the law, persons
36 enforcing chapter 124 and other laws relating to
37 controlled substances, persons in the department of
38 justice, the alcoholic beverages division of the
39 department of commerce, and the department of
40 inspections and appeals who are regularly assigned to
41 conduct investigations which cannot reasonably be
42 conducted with a vehicle displaying "official" state
43 registration plates, and persons in the lottery
44 division of the department of revenue and finance
45 whose regularly assigned duties relating to security
46 or the carrying of lottery tickets cannot reasonably
47 be conducted with a vehicle displaying "official"
48 registration plates. For purposes of sale of exempted
49 vehicles, the exempted governmental body, upon the
50 sale of the exempted vehicle, may issue for in-transit

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1 purposes a pasteboard card bearing the words "Vehicle
2 in Transit", the name of the official body from which
3 the vehicle was purchased, together with the date of
4 the purchase plainly marked in at least one-inch
5 letters, and other information required by the
6 department. The in-transit card is valid for use only
7 within forty-eight hours after the purchase date as
8 indicated on the bill of sale which shall be carried
9 by the driver."

RECEIVED FROM THE SENATE

H-5589 FILED MARCH 26, 1996

Senate Insists
4-1-96
(p. 1164)

HOUSE FILE 2416

H-5673

1 Amend the Senate amendment, H-5589, to House File
2 2416, as passed by the House, as follows:

3 1. Page 16, by inserting before line 47 the
4 following:

5 "Sec. 101. DEFINITIONS. As used in sections 101
6 through 104, unless the context otherwise requires:

7 1. "Extension service" means the Iowa cooperative
8 extension service in agriculture and home economics at
9 Iowa state university of science and technology.

10 2. "Director" means the study director appointed
11 by the director of the extension service.

12 Sec. 102. EXTENSION SERVICE STUDY -- STUDY
13 COMPLETION.

14 1. The lottery commissioner shall contract with
15 the director of the extension service to conduct a
16 comprehensive study of gambling in the state.
17 Pursuant to the contract, the extension service shall
18 conduct a comprehensive legal and factual study of
19 gambling in this state and existing policies and
20 practices with respect to the legalization or
21 prohibition of gambling activities and formulate and
22 propose changes in those policies and practices as the
23 extension service deems appropriate. The extension
24 service may seek the cooperation of other states and
25 tribal councils in obtaining information regarding
26 gambling activities within those jurisdictions.

27 2. The study shall include, but is not limited to,
28 the following matters:

29 a. The economic impact of gambling on the state of
30 Iowa, political subdivisions of this state, and native
31 American tribes conducting gambling activities in this
32 state.

33 b. The economic impact of gambling on other
34 businesses.

35 c. An assessment and review of the political
36 contributions and influences of gambling businesses
37 and promoters on the development of public policy
38 regulating gambling.

39 d. An assessment of the relationship between
40 gambling and crime.

41 e. An assessment of the impact of pathological or
42 problem gambling on individuals, families, social
43 institutions, criminal activity, and the economy.

44 f. A review of the demographics of gamblers.

45 g. A review of the effectiveness of existing
46 practices in law enforcement, judicial administration,
47 and corrections to combat and deter illegal gambling
48 and illegal activities related to gambling.

49 h. A review of the costs and effectiveness of
50 state and federal gambling regulatory policy.

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1 i. Other relevant issues and topics as considered
2 appropriate by the extension service.

3 3. The extension service shall complete its study
4 and submit its final report to the governor and the
5 general assembly not later than January 31, 1998. The
6 final report shall contain a detailed statement of the
7 findings and conclusions of the extension service with
8 its recommendations for legislation and administrative
9 actions as the extension service deems appropriate.

10 Sec. 103. POWERS OF THE DIRECTOR.

11 1. The director may hold hearings, administer
12 oaths, take testimony, receive evidence, and require
13 by subpoena the attendance and testimony of witnesses
14 and the production of materials as the director
15 considers advisable to carry out the purposes of
16 sections 101 through 104.

17 A subpoena of the extension service shall be served
18 in the manner provided for a subpoena issued by a
19 district court under the Iowa rules of civil
20 procedure. A subpoena may be served anywhere in the
21 judicial district in which the person required to be
22 served resides or may be found. A subpoena shall
23 state the time and place a person is required to
24 appear, be signed by the director, and be attested to
25 by the director of the extension service.

26 2. Upon request of the director, the head of any
27 state agency shall furnish the director with the
28 information considered necessary by the director to
29 carry out the provisions of sections 101 through 104.

30 3. The director of the extension service shall
31 appoint and terminate the employment of a director of
32 the study and any additional personnel as may be
33 necessary to carry out the study.

34 Sec. 104. STUDY APPROPRIATION.

35 1. There is appropriated from the general fund of
36 the state to the department of revenue and finance the
37 sum of \$50,000, or so much thereof as is necessary, to
38 fund a comprehensive factual and legal study of
39 gambling in this state to be conducted by the Iowa
40 cooperative extension service in agriculture and home
41 economics as provided in section 101 through 104.

42 2. Notwithstanding section 8.33, all unobligated
43 and unencumbered moneys remaining on January 31, 1998,
44 from the appropriation made in subsection 1, shall
45 revert to the general fund of the state on April 1,
46 1998.

47 Sec. 105. EFFECTIVE DATE. This section and
48 sections 101 through 104, being deemed of immediate
49 importance, take effect upon enactment."

50 2. Page 23, by inserting after line 9 the

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1 following:

2 "____". Title page, line 2, by inserting after the
3 word "entities," the following: "providing an
4 effective date,."

By GARMAN of Story

H-5673 FILED MARCH 27, 1996

Withdrawn
4-1-96
(P. 1220)

REPORT OF THE CONFERENCE COMMITTEE
ON HOUSE FILE 2416

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

We, the undersigned members of the conference committee
appointed to resolve the differences between the House of
Representatives and the Senate on House File 2416, a bill for
An Act relating to and making appropriations to certain state
departments, agencies, funds, and certain other entities,
providing for regulatory authority and other properly related
matters, respectfully make the following report:

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- 1. That the Senate recedes from its amendment, H-5589.
- 2. That House File 2416, as passed by the House, is amended as follows:

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

"Section 1. AUDITOR OF STATE. There is appropriated from the general fund of the state to the office of the auditor of state for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

.....	\$ 1,344,845
.....	FTEs 112.50

The auditor of state may retain additional full-time equivalent positions as is reasonable and necessary to perform governmental subdivision audits which are reimbursable pursuant to section 11.20 or 11.21, to perform audits which are requested by and reimbursable from the federal government, and to perform work requested by and reimbursable from departments or agencies pursuant to section 11.5A or 11.5B. The auditor of state shall notify the department of management, the legislative fiscal committee, and the legislative fiscal bureau of the additional full-time equivalent positions retained.

Sec. 2. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There is appropriated from the general fund of the state to the Iowa ethics and campaign disclosure board for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, for the purposes designated:

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

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.....	\$	420,554
.....	FTEs	8.00

Sec. 3. DEPARTMENT OF COMMERCE. There is appropriated from the general fund of the state to the department of commerce for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, for the purposes designated:

1. ADMINISTRATIVE SERVICES DIVISION

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

.....	\$	235,556
.....	FTEs	2.00

It is the intent of the general assembly that the two positions authorized in this subsection for the division shall coordinate the administrative services to be provided to the divisions in the department. These two positions are under the direct supervision of, and shall report to, the director of the department.

The division of administrative services shall assess each division within the department of commerce and the office of consumer advocate within the department of justice a pro rata share of the operating expenses of the division of administrative services. The pro rata share shall be determined pursuant to a cost allocation plan established by the division of administrative services and agreed to by the administrators of the divisions and the consumer advocate. To the extent practicable, the cost allocation plan shall be based on the proportion of the administrative expenses incurred on behalf of each division and the office of consumer advocate. Each division and the office of consumer advocate shall include in its charges assessed or revenues generated, an amount sufficient to cover the amount stated in its appropriation, any state assessed indirect costs determined by the department of revenue and finance, and the cost of

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services provided by the division of administrative services.

2. ALCOHOLIC BEVERAGES DIVISION

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

.....	\$	1,824,481
.....	FTEs	32.50

3. BANKING DIVISION

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

.....	\$	5,506,749
.....	FTEs	84.00

4. CREDIT UNION DIVISION

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

.....	\$	1,076,131
.....	FTEs	20.00

5. INSURANCE DIVISION

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

.....	\$	3,013,049
.....	FTEs	91.50

Of the amounts appropriated in this section to the insurance division, not more than \$100,000 shall be used for the regulation of health insurance purchasing cooperatives.

The insurance division shall monitor public utilization of the coverages identified in chapter 514C under managed care plans in this state.

The insurance division may reallocate authorized full-time equivalent positions as necessary to respond to accreditation recommendations or requirements. The insurance division expenditures for examination purposes may exceed the projected

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receipts, refunds and reimbursements, estimated pursuant to section 505.7, subsection 7, including the expenditures for retention of additional personnel, if the expenditures are fully reimburseable and the division first does both of the following:

a. Notifies the department of management, legislative fiscal bureau, and the legislative fiscal committee of the need for the expenditures.

b. Files with each of the entities named in paragraph "a" the legislative and regulatory justification for the expenditures, along with an estimate of the expenditures.

6. PROFESSIONAL LICENSING AND REGULATION DIVISION

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

.....	\$	923,357
.....	FTEs	14.00

7. UTILITIES DIVISION

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

.....	\$	5,227,076
.....	FTEs	79.00

The utilities division may expend additional funds, including funds for additional personnel, if those additional expenditures are actual expenses which exceed the funds budgeted for utility regulation. Before the division expends or encumbers an amount in excess of the funds budgeted for regulation, the director of the department of management shall approve the expenditure or encumbrance. Before approval is given, the director of the department of management shall determine that the regulation expenses exceed the funds budgeted by the general assembly to the division and that the division does not have other funds from which regulation expenses can be paid. Upon approval of the director of the

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department of management the division may expend and encumber funds for excess regulation expenses. The amounts necessary to fund the excess regulation expenses shall be collected from those utility companies being regulated which caused the excess expenditures, and the collections shall be treated as repayment receipts as defined in section 8.2.

Sec. 4. LEGISLATIVE AGENCIES. There is appropriated from the general fund of the state to the following named agencies for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. COMMISSION ON UNIFORM STATE LAWS

For support of the commission and expenses of the members:

..... \$ 22,741

2. NATIONAL CONFERENCE OF STATE LEGISLATURES

For support of the membership assessment:

..... \$ 91,427

Sec. 5. DEPARTMENT OF GENERAL SERVICES. There is appropriated from the general fund of the state to the department of general services for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION

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

..... \$ 1,188,790

..... FTEs 31.35

2. INFORMATION SERVICES

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

..... \$ 5,623,195

..... FTEs 141.60

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3. PROPERTY MANAGEMENT

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

.....	\$	3,994,000
.....	FTEs	114.00

In addition to the requirements in section 8.39, the department of general services shall not change the appropriations for the purposes designated in subsections 1 through 3 from the amounts appropriated under those subsections unless notice of the revisions is given prior to their effective date to the legislative fiscal bureau. The notice shall include information on the department's rationale for making the changes.

Savings achieved in providing telephone services shall be used by the department of general services to increase efficiencies in the provision of those services. The department of general services shall report not later than August 31, 1997, on the projects undertaken to the chairpersons and the ranking members of the joint appropriations subcommittee on administration and regulation and to the legislative fiscal bureau. The report shall include a listing of the projects and efficiencies undertaken during the fiscal year, the cost of each project, and the benefits, including the projected savings on an annual basis and for the life of the efficiency improvement.

There is appropriated from the rebuild Iowa infrastructure fund to the property management division of the department of general services for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the sum of \$50,000, or so much thereof as is necessary, to be used for purposes provided in this subsection.

4. CAPITOL PLANNING COMMISSION

For expenses of the members in carrying out their duties under chapter 18A:

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..... \$ 2,000

5. RENTAL SPACE

For payment of lease or rental costs of buildings and office space at the seat of government as provided in section 18.12, subsection 9, notwithstanding section 18.16:

..... \$ 656,104

6. UTILITY COSTS

For payment of utility costs and for not more than the following full-time equivalent positions:

..... \$ 2,000,444

..... FTEs 1.00

The department of general services may use funds appropriated in this subsection for utility costs to fund energy conservation projects in the state capitol complex which will have a 100 percent payback within a 24-month period. In addition, notwithstanding sections 8.33 and 18.12, subsection 11, any excess funds appropriated for utility costs in this subsection shall not revert to the general fund of the state on June 30, 1997, and these funds shall be used for implementation of energy conservation projects having a payback of 100 percent within a two-year to six-year period. The department of general services shall report not later than August 31, 1997, on the projects having 100 percent payback within a six-year period to the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation and to the legislative fiscal bureau. The report shall include a listing of the projects undertaken, the cost of each project, and the projected savings on an annual basis and for the life of the project.

7. TERRACE HILL OPERATIONS

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

..... \$ 188,701

..... FTEs 4.00

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Sec. 6. REVOLVING FUNDS. There is appropriated from the designated revolving funds to the department of general services for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. CENTRALIZED PRINTING

From the centralized printing permanent revolving fund established by section 18.57 for salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	932,915
.....	FTEs	26.05

2. CENTRALIZED PRINTING -- REMAINDER

The remainder of the centralized printing permanent revolving fund is appropriated for the expense incurred in supplying paper stock, offset printing, copy preparation, binding, distribution costs, original payment of printing and binding claims and contingencies arising during the fiscal year beginning July 1, 1996, and ending June 30, 1997, which are legally payable from this fund.

3. CENTRALIZED PURCHASING

From the centralized purchasing permanent revolving fund established by section 18.9 for salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	816,123
.....	FTEs	17.05

4. CENTRALIZED PURCHASING -- REMAINDER

The remainder of the centralized purchasing permanent revolving fund is appropriated for the payment of expenses incurred through purchases by various state departments and for contingencies arising during the fiscal year beginning July 1, 1996, and ending June 30, 1997, which are legally payable from this fund.

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5. VEHICLE DISPATCHER

From the vehicle dispatcher revolving fund established by section 18.119 for salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	627,701
.....	FTEs	15.00

6. VEHICLE DISPATCHER -- REMAINDER

The remainder of the vehicle dispatcher revolving fund is appropriated for the purchase of gasoline, gasohol, oil, tires, repairs, and all other maintenance expenses incurred in the operation of state-owned motor vehicles and for contingencies arising during the fiscal year beginning July 1, 1996, and ending June 30, 1997, which are legally payable from this fund.

The vehicle dispatcher shall report, not later than February 15, 1997, to the chairpersons and the ranking members of the joint appropriations subcommittee on administration and regulation and to the legislative fiscal bureau regarding the efficiencies of the vehicle fleet and the changes in the efficiencies. The report shall include the cost per mile, fuel efficiencies, maintenance costs, useful life, the costs of extending the useful life, and other measures which the vehicle dispatcher or the legislative fiscal bureau finds appropriate. The information shall be reported for each general type of vehicle. The overhead costs shall also be reported with the total costs of the vehicle dispatcher operations.

The department of general services shall report to the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation and the legislative fiscal bureau not later than February 15, 1997, a comparison of the performance of vehicles burning an 85 percent ethanol mixture and those burning a 10 percent ethanol mixture. The report shall include, but is not limited to,

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average mileage, vehicle life, and problems encountered.

Sec. 7. GOVERNOR AND LIEUTENANT GOVERNOR. There is appropriated from the general fund of the state to the offices of the governor and the lieutenant governor for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL OFFICE

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

.....	\$	1,145,681
.....	FTEs	17.25

2. TERRACE HILL QUARTERS

For salaries, support, maintenance, and miscellaneous purposes for the governor's quarters at Terrace Hill, and for not more than the following full-time equivalent positions:

.....	\$	67,254
.....	FTEs	2.00

3. ADMINISTRATIVE RULES COORDINATOR

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

.....	\$	111,781
.....	FTEs	3.00

4. NATIONAL GOVERNORS' ASSOCIATION

For payment of Iowa's membership in the national governors' association:

.....	\$	62,435
-------	----	--------

Sec. 8. DEPARTMENT OF INSPECTIONS AND APPEALS. There is appropriated from the general fund of the state to the department of inspections and appeals for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the

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following amounts, or so much thereof as is necessary, for the purposes designated:

1. FINANCE AND SERVICES DIVISION

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

.....	\$	495,682
.....	FTEs	21.00

2. AUDITS DIVISION

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

.....	\$	372,432
.....	FTEs	11.00

3. APPEALS AND FAIR HEARINGS DIVISION

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

.....	\$	170,823
.....	FTEs	24.50

4. INVESTIGATIONS DIVISION

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

.....	\$	756,040
.....	FTEs	35.00

5. HEALTH FACILITIES DIVISION

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

.....	\$	1,797,191
.....	FTEs	103.00

It is the intent of the general assembly that \$120,000 and 2 FTEs included in this subsection shall be used for additional inspections of state-licensed residential care

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facilities only.

6. INSPECTIONS DIVISION

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

.....	\$	600,210
.....	FTEs	13.00

7. EMPLOYMENT APPEAL BOARD

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

.....	\$	33,181
.....	FTEs	14.00

The employment appeal board shall be reimbursed by the labor services division of the department of employment services for all costs associated with hearings conducted under chapter 91C, related to contractor registration. The board may expend, in addition to the amount appropriated under this subsection, additional amounts as are directly billable to the labor services division under this subsection and to retain the additional full-time equivalent positions as needed to conduct hearings required pursuant to chapter 91C.

8. STATE FOSTER CARE REVIEW BOARD

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

.....	\$	547,579
.....	FTEs	13.00

The department of human services, in coordination with the state foster care review board and the department of inspections and appeals, shall submit an application for funding available pursuant to Title IV-E of the federal Social Security Act for claims for state foster care review board administrative review costs.

The department of inspections and appeals shall provide an

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accounting of all costs associated with negotiating agreements and compacts pursuant to section 10A.104, subsection 10, and all costs associated with monitoring such agreements and compacts. Information in the accounting shall include the dates and destinations of all travel related to the negotiations and monitoring, and all costs associated with the personnel involved, including salary, travel, and support costs.

The department of inspections and appeals may charge state departments, agencies, and commissions for services rendered and the payment received shall be considered repayment receipts as defined in section 8.2.

Notwithstanding section 8.33, any funds remaining from the funds appropriated to the state foster care review board for the fiscal year beginning July 1, 1995, pursuant to 1995 Iowa Acts, chapter 219, shall not revert until August 31, 1998. Any such funds remaining shall be used by the state foster care review board for program operations during the fiscal years beginning July 1, 1996, and ending June 30, 1998.

Sec. 9. RACETRACK REGULATION. 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, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

.....	\$	1,789,375
.....	FTEs	24.07

It is the intent of the general assembly that the state racing and gaming commission may expend funds during the fiscal year beginning July 1, 1996, and ending June 30, 1997, as approved by the department of management, for regulation of live and simultaneously telecast pari-mutuel racing at the

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Waterloo greyhound park if the national cattle congress is issued a license from the state racing and gaming commission for the conduct of pari-mutuel racing.

Sec. 10. EXCURSION BOAT REGULATION. 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, 1996, and ending June 30, 1997, 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 administration and enforcement of the excursion boat gambling laws, and for not more than the following full-time equivalent positions:

.....	\$	1,128,828
.....	FTEs	23.79

It is the intent of the general assembly that the racing and gaming commission shall only employ additional full-time equivalent positions for riverboat gambling enforcement as authorized by the department of management as needed for enforcement on new riverboats. If more than nine riverboats are operating during the fiscal year beginning July 1, 1996, and ending June 30, 1997, the commission may expend no more than \$84,917 for no more than 2 FTEs for each additional riverboat in excess of nine. The additional expense associated with the positions shall be paid from fees assessed by the commission as provided in chapter 99F.

Notwithstanding section 8.39, funds shall not be transferred to the department of inspections and appeals which would be used for monitoring Indian gaming.

Sec. 11. USE TAX APPROPRIATION. There is appropriated from the use tax receipts collected pursuant to section 423.7 prior to their deposit in the road use tax fund pursuant to section 423.24, subsection 1, to the appeals and fair hearings division of the department of inspections and appeals for the fiscal year beginning July 1, 1996, and ending June 30, 1997,

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the following amount, or so much thereof as is necessary, for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... \$ 1,012,835

Sec. 12. DEPARTMENT OF MANAGEMENT. There is appropriated from the general fund of the state to the department of management for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL OFFICE

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

..... \$ 2,073,779

..... FTEs 30.00

2. LAW ENFORCEMENT TRAINING REIMBURSEMENTS

For reimbursement to local law enforcement agencies for the training of officers who resign pursuant to section 384.15, subsection 7:

..... \$ 47,500

3. COUNCIL OF STATE GOVERNMENTS

For support of the membership assessment:

..... \$ 75,500

Sec. 13. ROAD USE TAX APPROPRIATION. There is appropriated from the road use tax fund to the department of management for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... \$ 56,000

The department of management shall report to the chairpersons and ranking members of the senate and house

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committees on appropriations, the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation, and the legislative fiscal bureau, the number of furloughs and the number of layoffs that occur in each state agency, the savings associated with those furloughs and layoffs, the effect of the furloughs and layoffs on services provided by the state agency, and other relevant information. The department shall provide a year-end report summarizing the information for the fiscal year beginning July 1, 1996, which will be due by September 1, 1997.

When addressing staffing targets for state agencies, the department of management shall state the number of staff authorized for a state agency in terms of full-time equivalent positions.

Sec. 14. DEPARTMENT OF PERSONNEL. There is appropriated from the general fund of the state to the department of personnel for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, to be used for the purposes designated including the filing of quarterly reports as required in this section:

1. OPERATIONS

For salaries, support, maintenance, and miscellaneous purposes for the director's staff, information services, data processing, and financial services, and for not more than the following full-time equivalent positions:

.....	\$	992,321
.....	FTEs	17.08

2. PROGRAM DELIVERY SERVICES

For salaries for personnel services, employment law and labor relations and training for not more than the following full-time equivalent positions:

.....	\$	1,292,434
.....	FTEs	33.20

3. PROGRAM ADMINISTRATION AND DEVELOPMENT

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For salaries for employment, compensation, and benefits and workers' compensation and for not more than the following full-time equivalent positions:

.....	\$	1,511,191
.....	FTEs	34.80

Any funds received by the department for workers' compensation purposes other than the funds appropriated in subsection 3 shall be used only for the payment of workers' compensation claims.

The funds for support, maintenance, and miscellaneous purposes for personnel assigned to program delivery under subsection 2 and program administration and development under subsection 3 are payable from the appropriation made in subsection 1.

The department of personnel shall report semi-annually to the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation concerning the number of vacancies in existing full-time equivalent positions and the average time taken to fill the vacancies. The reports shall include quarterly and annual averages organized according to state agency and general occupational category as established by the federal equal employment opportunity commission. All departments and agencies of the state shall cooperate with the department in the preparation of the reports.

The department of personnel shall report annually to the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation concerning the number of private consultant contracts of one year or more which are entered into or extended each year by the departments and agencies of the state. All departments and agencies of the state shall cooperate with the department in the preparation of this report.

The department of personnel shall submit, annually, a report to the chairpersons and ranking members of the joint

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appropriations subcommittee on administration and regulation and to the legislative fiscal bureau regarding the results of the state's top achievement recognition program. The reports submitted shall include, but are not limited to, identification of the recipients, a description of the meritorious achievements, and the awards conferred.

Sec. 15. IPERS. There is appropriated from the Iowa public employees' retirement system fund to the department of personnel for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

1. For salaries, support, maintenance, and other operational purposes to pay the costs of the Iowa public employees' retirement system:

..... \$ 4,368,900

2. It is the intent of the general assembly that the Iowa public employees' retirement system employ sufficient staff within the appropriation provided in this section to meet the developing requirements of the investment program.

Sec. 16. PRIMARY ROAD FUND APPROPRIATION. There is appropriated from the primary road fund to the department of personnel for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes to provide personnel services for the state department of transportation:

..... \$ 358,671

Sec. 17. ROAD USE TAX FUND APPROPRIATION. There is appropriated from the road use tax fund to the department of personnel for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes to provide personnel services for the state

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department of transportation:

..... \$ 58,388

Sec. 18. STATE WORKERS' COMPENSATION CLAIMS. There is appropriated from the general fund of the state to the department of personnel for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For distribution, subject to approval of the department of management, to various state departments to fund the premiums for paying workers' compensation claims which are assessed to and collected from the state department by the department of personnel based upon a rating formula established by the department of personnel:

..... \$ 5,884,740

The premiums collected by the department of personnel shall be segregated into a separate workers' compensation fund in the state treasury to be used for payment of state employees' workers' compensation claims. Notwithstanding section 8.33, unencumbered or unobligated moneys remaining in this workers' compensation fund at the end of the fiscal year shall not revert but shall be available for expenditure for purposes of the fund for subsequent fiscal years.

Sec. 19. DEPARTMENT OF REVENUE AND FINANCE. There is appropriated from the general fund of the state to the department of revenue and finance for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, to be used for the purposes designated, and for not more than the following full-time equivalent positions used for the purposes designated in subsections 1 through 3:

..... FTEs 576.43

1. COMPLIANCE

For salaries, support, maintenance, and miscellaneous purposes:

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..... \$ 10,789,038

2. STATE FINANCIAL MANAGEMENT

For salaries, support, maintenance, and miscellaneous purposes:

..... \$ 9,717,637

3. INTERNAL RESOURCES MANAGEMENT

For salaries, support, maintenance, and miscellaneous purposes:

..... \$ 6,025,904

4. COLLECTION COSTS AND FEES

For payment of collection costs and fees pursuant to section 422.26:

..... \$ 45,000

5. a. In addition to the requirements in section 8.39, the department of revenue and finance shall not change the appropriations for the purposes designated in subsections 1 through 3 from the amounts appropriated in those subsections unless notice of the revisions is given prior to their effective date to the legislative fiscal bureau. The notice shall include information on the department's rationale for making the changes.

b. The department of revenue and finance shall report quarterly to the legislative fiscal bureau concerning progress in the implementation of generally accepted accounting principles, including determination of reporting entities, fund classifications, modification of the Iowa financial accounting system, progress on preparing a comprehensive annual financial report, and the most current estimate of the general fund balance based on current generally accepted accounting principles.

c. The director of revenue and finance shall report annually to the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation and the legislative fiscal bureau on the implementation and financial status of the integrated revenue information system.

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The report shall include any changes from the scheduled progress including expenditures or estimated revenue.

d. The director of revenue and finance shall prepare and issue a state appraisal manual and the revisions to the state appraisal manual as provided in section 421.17, subsection 18, without cost to a city or county.

Sec. 20. LOTTERY. There is appropriated from the lottery fund to the department of revenue and finance for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

.....	\$	7,494,998
.....	FTEs	120.00

Sec. 21. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is appropriated from the motor vehicle fuel tax fund created by section 452A.77 to the department of revenue and finance for the fiscal year beginning July 1, 1996, and ending June 30, 1997, 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 administration and enforcement of the provisions of chapter 452A and the motor vehicle use tax program:

.....	\$	1,034,482
-------	----	-----------

Sec. 22. SECRETARY OF STATE. There is appropriated from the general fund of the state to the office of the secretary of state for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION AND ELECTIONS

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

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positions:

.....	\$	368,508
.....	FTEs	5.00

2. BUSINESS SERVICES

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

.....	\$	1,745,502
.....	FTEs	32.00

Sec. 23. STATE-FEDERAL RELATIONS. There is appropriated from the general fund of the state to the office of state-federal relations for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

.....	\$	240,172
.....	FTEs	3.00

Sec. 24. TREASURER. There is appropriated from the general fund of the state to the office of treasurer of state for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

.....	\$	902,594
.....	FTEs	27.80

The office of treasurer of state shall supply clerical and secretarial support for the executive council.

Sec. 25. SURCHARGE FOR THE SECOND INJURY FUND -- TASK FORCE.

1. For the fiscal period commencing on the effective date

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of this section and ending June 30, 1997, the treasurer of state may assess a surcharge on workers' compensation weekly benefits paid in the state during the fiscal year commencing July 1, 1994. The surcharge is payable by all self-insured employers making weekly benefit payments and all insurers making weekly benefit payments on behalf of insured employers. The surcharge applies to all workers' compensation insurance policies and self-insurance coverages of employers approved for self-insurance by the commissioner of insurance pursuant to section 87.4 or 87.11, and to the state of Iowa, its departments, divisions, agencies, commissions, and boards, or any political subdivision coverages whether insured or self-insured. The surcharge shall not apply to any reinsurance or retrocessional transaction under section 520.4 or 520.9. The treasurer of state shall base the surcharge for each payor upon the payor's pro rata share of weekly benefits paid in the state during the fiscal year commencing July 1, 1994. The treasurer may use reports of weekly benefits paid derived from the last completed policy or reporting year, or other consistent allocation methodology. The surcharge is collectable by an insurer or from its policyholders if the insured employer fails to pay the insurer. An insurance carrier, its agent, or a third-party administrator shall not be entitled to any portion of the surcharge as a fee or commission for its collection. The surcharge is not subject to any taxes, licenses, or fees. The surcharge is not deemed to be an assessment or tax, but shall be deemed an additional benefit paid for injuries compensable under the second injury fund. However, the treasurer of state shall not collect over \$870,000 in assessing the surcharge.

2. a. A second injury task force is created. The task force shall consist of representatives of business and labor appointed by the industrial commissioner who shall serve as chairperson of the task force. The task force shall study issues relating to the second injury fund including, but not

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limited to, the following:

(1) The role and purpose of the second injury fund within the workers compensation system.

(2) The source of funding for administrative expenses.

(3) The need for continuation of the second injury fund.

(4) The continuation of the surcharge imposed by this section.

b. The second injury task force shall complete its study and submit its recommendations to the chairpersons and ranking members of the standing committee on business and labor and the standing committee on labor and industrial relations of the general assembly by January 15, 1997.

c. The second injury task force is abolished upon submission of its report and recommendations to the general assembly as provided in this subsection.

3. The surcharges collected pursuant to this section shall be deposited in the second injury fund.

4. The administrative costs and expenses incurred by the treasurer of state, the attorney general, the second injury fund, or the department of revenue and finance, in connection with the second injury fund, may be paid from the fund to the extent authorized by 1995 Iowa Acts, chapter 219, section 25, and this section. However, the payment of administrative costs and expenses incurred by the treasurer of state, the attorney general, the second injury fund, and the department of revenue and finance, as authorized in this subsection, shall only be permitted for administrative costs and expenses incurred in the fiscal year commencing July 1, 1996, and ending June 30, 1997, and shall not exceed \$170,000.

5. An insurer or self-insurer shall pay a surcharge imposed by this section no later than thirty days following the assessment.

6. a. If an insurer, policyholder, or self-insurer withdraws from doing business in this state before the surcharges authorized by this section become due, or fails or

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neglects to pay the surcharge imposed, the treasurer of state shall at once proceed to collect the surcharge, and may employ such legal process as may be necessary for that purpose, and when so collected shall deposit the surcharge into the second injury fund. The treasurer may bring the suit in any court of this state having jurisdiction, and reasonable attorney's fees may be taxed as costs in the suit.

b. If the surcharges imposed by this section are not paid or transferred when due, the insurer, policyholder, or self-insurer responsible for the failure shall be required to pay, as part of the surcharge, interest on the surcharge at the rate of one and one-half percent per month for each month or fraction of a month delinquent. If the treasurer of state prevails in any dispute concerning the assessment of a surcharge which has not been paid or transferred, interest shall be paid upon the amount found due to the state at the rate of one and one-half percent per month for each month or fraction of a month delinquent.

c. An insurer is not liable for a surcharge which is not paid to the insurer by the policyholder or employer provided the insurer has made good faith efforts to collect the surcharge from the policyholder or employer. An insurance carrier shall report to the treasurer of state a policyholder or employer who fails to pay a surcharge within thirty days of its due date.

d. In any action concerning the amount of a surcharge imposed by this section, any other surcharge shall continue to be made based upon the amount assessed by the treasurer of state. In the event of an overpayment, the excess amount paid may be credited against future payments otherwise due.

e. An employer who fails to pay the surcharges imposed under this section shall not be allowed to purchase workers' compensation insurance coverage or to renew a self-insurance authorization unless and until the surcharge has been paid.

7. For the purposes of this section, "insurer" includes a

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self-insurance group approved by the commissioner of insurance pursuant to section 87.4.

Sec. 26. IMPLEMENTATION OF FUNDING REDUCTIONS -- INTENT OF GENERAL ASSEMBLY. It is the intent of the general assembly that the departments, agencies, and offices of the executive department of state government shall implement funding reductions through organizational changes which reduce supervisory positions, vertically and horizontally, and increase the span of control of the remaining supervisors as recommended by the governor's committee on government spending reform.

Sec. 27. ELIMINATION OF VACANT UNFUNDED JOBS. The state departments, agencies, or offices receiving appropriations under this Act shall eliminate, within thirty days after the beginning of a fiscal year, all vacant unfunded positions on the table of organization of the state department, agency, or office.

Sec. 28. STATE COMMUNICATIONS NETWORK -- REDUCTION OF TRAVEL AND RELATED EXPENSES. The offices of the governor and lieutenant governor, the office of secretary of state, the office of treasurer of state, the auditor of state, the department of commerce, the department of inspections and appeals, the Iowa ethics and campaign disclosure board, the department of general services, the department of management, the department of revenue and finance, and the department of personnel shall use the services of the state communications network as much as possible for interagency communication, meetings, and conferences to reduce travel and related expenses for the respective offices or departments.

Sec. 29. REPORT OF ADDITIONAL INCOME AND EXPENDITURES. The state departments, agencies, and offices receiving appropriations under this Act shall report all expenses in excess of the funds appropriated from any statutory revolving funds during the fiscal year beginning July 1, 1995, and ending June 30, 1996. The report shall also include any

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income and the beginning and ending balances of the revolving funds.

The report required pursuant to this section shall be submitted not later than September 30, 1996, for expenditures made during the fiscal year beginning July 1, 1995, and ending June 30, 1996, to the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation and the legislative fiscal bureau.

Sec. 30. STUDY OF LOTTERY INTERNAL OPERATION.

1. The legislative fiscal bureau shall conduct a study of the administrative practices and advertising practices of the state lottery. The legislative fiscal bureau shall report its findings to the legislative fiscal committee, legislative council, and to the interim legislative study committee established pursuant to subsection 2.

2. The legislative council is requested to establish an interim study of the administrative practices and advertising practices of the state lottery. The study committee shall evaluate the information received from the legislative fiscal bureau pursuant to subsection 1 and make recommendations to be submitted to the legislative council and the general assembly in January 1997.

Sec. 31. FEDERAL GRANTS. All federal grants to and the federal receipts of agencies appropriated funds under this Act, not otherwise appropriated, are appropriated for the purposes set forth in the federal grants or receipts unless otherwise provided by the general assembly.

Sec. 32. Section 99D.11, subsection 6, paragraph b, Code 1995, is amended to read as follows:

b. The commission may authorize the licensee to simultaneously telecast within the racetrack enclosure, for the purpose of pari-mutuel wagering, a horse or dog race licensed by the racing authority of another state. It is the responsibility of each licensee to obtain the consent of appropriate racing officials in other states as required by

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the federal Interstate Horseracing Act of 1978, 15 U.S.C. § 3001-3007, to televise races for the purpose of conducting pari-mutuel wagering. A licensee may also obtain the permission of a person licensed by the commission to conduct horse or dog races in this state to televise races conducted by that person for the purpose of conducting pari-mutuel racing. However, arrangements made by a licensee to televise any race for the purpose of conducting pari-mutuel wagering are subject to the approval of the commission, and the commission shall select the races to be televised. The races selected by the commission shall be the same for all licensees approved by the commission to televise races for the purpose of conducting pari-mutuel wagering. The commission shall not authorize the simultaneous telecast or televising of and a licensee shall not simultaneously telecast or televise any horse or dog race for the purpose of conducting pari-mutuel wagering unless the simultaneous telecast or televising is done at the racetrack of a licensee that schedules no less than sixty performances of nine live races each day of the season. For purposes of the taxes imposed under this chapter, races televised by a licensee for purposes of pari-mutuel wagering shall be treated as if the races were held at the racetrack of the licensee. Notwithstanding any contrary provision in this chapter, the commission may allow a licensee to adopt the same deductions as those of the pari-mutuel racetrack from which the races are being simultaneously telecast.

Sec. 33. Section 321.19, subsection 1, unnumbered paragraph 2, Code Supplement 1995, is amended to read as follows:

The department shall furnish, on application, free of charge, distinguishing plates for vehicles thus exempted, which plates except plates on Iowa highway safety patrol vehicles shall bear the word "official" and the department shall keep a separate record. Registration plates issued for

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Iowa highway safety patrol vehicles, except unmarked patrol vehicles, shall bear two red stars on a yellow background, one before and one following the registration number on the plate, which registration number shall be the officer's badge number. Registration plates issued for a county sheriff's patrol vehicles shall display one seven-pointed gold star followed by the letter "S" and the call number of the vehicle. However, the director of general services or the director of transportation may order the issuance of regular registration plates for any exempted vehicle used by peace officers in the enforcement of the law, persons enforcing chapter 124 and other laws relating to controlled substances, persons in the department of justice, the alcoholic beverages division of the department of commerce, and the department of inspections and appeals who are regularly assigned to conduct investigations which cannot reasonably be conducted with a vehicle displaying "official" state registration plates, and persons in the lottery division of the department of revenue and finance whose regularly assigned duties relating to security or the carrying of lottery tickets cannot reasonably be conducted with a vehicle displaying "official" registration plates. For purposes of sale of exempted vehicles, the exempted governmental body, upon the sale of the exempted vehicle, may issue for in-transit purposes a pasteboard card bearing the words "Vehicle in Transit", the name of the official body from which the vehicle was purchased, together with the date of the purchase plainly marked in at least one-inch letters, and other information required by the department. The in-transit card is valid for use only within forty-eight hours after the purchase date as indicated on the bill of sale which shall be carried by the driver.

Sec. 34. EFFECTIVE DATE. Section 25 of this Act, relating to the second injury fund, being deemed of immediate importance, takes effect upon enactment."

2. Title page, line 3, by inserting after the word

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"authority" the following: ", providing for legislative studies, providing an effective date,".

ON THE PART OF THE HOUSE:

DONALD E. HANSON, Chairperson
MICHAEL CATALDO
CHUCK GIPP
JERRY MAIN
MATT McCOY

ON THE PART OF THE SENATE:

PATTY JUDGE, Chairperson
MERLIN E. BARTZ
ROD HALVORSON
MARY LUNDBY
ALBERT SORENSEN

CCH-2416.3 FILED APRIL 24, 1996

adopted
4/24/96
P. 1502

adopted
4/24/96
(P. 1913)

HSB 722

APPROPRIATIONS

SF AF 2416

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY THE
HOUSE APPROPRIATIONS SUB-
COMMITTEE ON ADMINISTRATION
AND REGULATION)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to and making appropriations to certain state
2 departments, agencies, funds, and certain other entities,
3 providing for regulatory authority and other properly related
4 matters.

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

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1 Section 1. AUDITOR OF STATE. There is appropriated from
2 the general fund of the state to the office of the auditor of
3 state for the fiscal year beginning July 1, 1996, and ending
4 June 30, 1997, the following amount, or so much thereof as is
5 necessary, to be used for the purposes designated:

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

9	\$	1,344,845
10	FTEs	112.50

11 The auditor of state may retain additional full-time
12 equivalent positions as is reasonable and necessary to perform
13 governmental subdivision audits which are reimbursable
14 pursuant to section 11.20 or 11.21, to perform audits which
15 are requested by and reimbursable from the federal government,
16 and to perform work requested by and reimbursable from
17 departments or agencies pursuant to section 11.5A or 11.5B.
18 The auditor of state shall notify the department of
19 management, the legislative fiscal committee, and the
20 legislative fiscal bureau of the additional full-time
21 equivalent positions retained.

22 Sec. 2. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There
23 is appropriated from the general fund of the state to the Iowa
24 ethics and campaign disclosure board for the fiscal year
25 beginning July 1, 1996, and ending June 30, 1997, the
26 following amount, or so much thereof as is necessary, for the
27 purposes designated:

28 For salaries, support, maintenance, miscellaneous purposes, 29 and for not more than the following full-time equivalent 30 positions:		
31	\$	420,554
32	FTEs	8.00

33 Sec. 3. DEPARTMENT OF COMMERCE. There is appropriated
34 from the general fund of the state to the department of
35 commerce for the fiscal year beginning July 1, 1996, and

1 ending June 30, 1997, the following amounts, or so much
2 thereof as is necessary, for the purposes designated:

3 1. ADMINISTRATIVE SERVICES DIVISION

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

7	\$	235,556
8	FTEs	2.00

9 It is the intent of the general assembly that the two
10 positions authorized in this subsection for the division shall
11 coordinate the administrative services to be provided to the
12 divisions in the department. These two positions are under
13 the direct supervision of, and shall report to, the director
14 of the department.

15 The division of administrative services shall assess each
16 division within the department of commerce and the office of
17 consumer advocate within the department of justice a pro rata
18 share of the operating expenses of the division of
19 administrative services. The pro rata share shall be
20 determined pursuant to a cost allocation plan established by
21 the division of administrative services and agreed to by the
22 administrators of the divisions and the consumer advocate. To
23 the extent practicable, the cost allocation plan shall be
24 based on the proportion of the administrative expenses
25 incurred on behalf of each division and the office of consumer
26 advocate. Each division and the office of consumer advocate
27 shall include in its charges assessed or revenues generated,
28 an amount sufficient to cover the amount stated in its
29 appropriation, any state assessed indirect costs determined by
30 the department of revenue and finance, and the cost of
31 services provided by the division of administrative services.

32 2. ALCOHOLIC BEVERAGES DIVISION

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

S.F. _____ H.F. _____

1 \$ 1,824,481

2 FTEs 32.50

3 3. BANKING DIVISION

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

7 \$ 5,506,749

8 FTEs 84.00

9 4. CREDIT UNION DIVISION

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

13 \$ 1,076,131

14 FTEs 20.00

15 5. INSURANCE DIVISION

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

19 \$ 3,013,049

20 FTEs 91.50

21 Of the amounts appropriated in this section to the
22 insurance division, not more than \$100,000 shall be used for
23 the regulation of health insurance purchasing cooperatives.

24 The insurance division shall monitor public utilization of
25 the coverages identified in chapter 514C under managed care
26 plans in this state.

27 The insurance division may reallocate authorized full-time
28 equivalent positions as necessary to respond to accreditation
29 recommendations or requirements. The insurance division
30 expenditures for examination purposes may exceed the projected
31 receipts, refunds and reimbursements, estimated pursuant to
32 section 505.7, subsection 7, including the expenditures for
33 retention of additional personnel, if the expenditures are
34 fully reimburseable and the division first does both of the
35 following:

1 a. Notifies the department of management, legislative
2 fiscal bureau, and the legislative fiscal committee of the
3 need for the expenditures.

4 b. Files with each of the entities named in paragraph "a"
5 the legislative and regulatory justification for the
6 expenditures, along with an estimate of the expenditures.

7 Of the amounts appropriated to the insurance division in
8 this subsection not more than \$100,000 shall be used for
9 continuing the division's senior health insurance information
10 program.

11 6. PROFESSIONAL LICENSING AND REGULATION DIVISION

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

15	\$	923,357
16	FTEs	14.00

17 7. UTILITIES DIVISION

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

21	\$	5,227,076
22	FTEs	79.00

23 The utilities division may expend additional funds,
24 including funds for additional personnel, if those additional
25 expenditures are actual expenses which exceed the funds
26 budgeted for utility regulation. Before the division expends
27 or encumbers an amount in excess of the funds budgeted for
28 regulation, the director of the department of management shall
29 approve the expenditure or encumbrance. Before approval is
30 given, the director of the department of management shall
31 determine that the regulation expenses exceed the funds
32 budgeted by the general assembly to the division and that the
33 division does not have other funds from which regulation
34 expenses can be paid. Upon approval of the director of the
35 department of management the division may expend and encumber

1 funds for excess regulation expenses. The amounts necessary
2 to fund the excess regulation expenses shall be collected from
3 those utility companies being regulated which caused the
4 excess expenditures, and the collections shall be treated as
5 repayment receipts as defined in section 8.2.

6 Sec. 4. LEGISLATIVE AGENCIES. There is appropriated from
7 the general fund of the state to the following named agencies
8 for the fiscal year beginning July 1, 1996, and ending June
9 30, 1997, the following amounts, or so much thereof as is
10 necessary, to be used for the purposes designated:

- 11 1. COMMISSION ON UNIFORM STATE LAWS
- 12 For support of the commission and expenses of the members:
- 13 \$ 22,741
- 14 2. NATIONAL CONFERENCE OF STATE LEGISLATURES
- 15 For support of the membership assessment:
- 16 \$ 91,427

17 Sec. 5. DEPARTMENT OF GENERAL SERVICES. There is
18 appropriated from the general fund of the state to the
19 department of general services for the fiscal year beginning
20 July 1, 1996, and ending June 30, 1997, the following amounts,
21 or so much thereof as is necessary, to be used for the
22 purposes designated:

- 23 1. ADMINISTRATION
- 24 For salaries, support, maintenance, miscellaneous purposes,
- 25 and for not more than the following full-time equivalent
- 26 positions:
- 27 \$ 1,188,790
- 28 FTEs 31.35

- 29 2. INFORMATION SERVICES
- 30 For salaries, support, maintenance, miscellaneous purposes,
- 31 and for not more than the following full-time equivalent
- 32 positions:
- 33 \$ 5,623,195
- 34 FTEs 141.60

- 35 3. PROPERTY MANAGEMENT

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

4 \$ 3,994,346
5 FTEs 113.00

6 In addition to the requirements in section 8.39, the
7 department of general services shall not change the
8 appropriations for the purposes designated in subsections 1
9 through 3 from the amounts appropriated under those
10 subsections unless notice of the revisions is given prior to
11 their effective date to the legislative fiscal bureau. The
12 notice shall include information on the department's rationale
13 for making the changes.

14 Savings achieved in providing telephone services shall be
15 used by the department of general services to increase
16 efficiencies in the provision of those services. The
17 department of general services shall report not later than
18 August 31, 1997, on the projects undertaken to the
19 chairpersons and the ranking members of the joint
20 appropriations subcommittee on administration and regulation
21 and to the legislative fiscal bureau. The report shall
22 include a listing of the projects and efficiencies undertaken
23 during the fiscal year, the cost of each project, and the
24 benefits, including the projected savings on an annual basis
25 and for the life of the efficiency improvement.

26 4. CAPITOL PLANNING COMMISSION

27 For expenses of the members in carrying out their duties
28 under chapter 18A:

29 \$ 2,000

30 5. RENTAL SPACE

31 For payment of lease or rental costs of buildings and
32 office space at the seat of government as provided in section
33 18.12, subsection 9, notwithstanding section 18.16:

34 \$ 656,104

35 6. UTILITY COSTS

S.F. _____ H.F. _____

1 For payment of utility costs and for not more than the
2 following full-time equivalent positions:

3 \$ 2,058,683
4 FTEs 1.00

5 The department of general services may use funds
6 appropriated in this subsection for utility costs to fund
7 energy conservation projects in the state capitol complex
8 which will have a 100 percent payback within a 24-month
9 period. In addition, notwithstanding sections 8.33 and 18.12,
10 subsection 11, any excess funds appropriated for utility costs
11 in this subsection shall not revert to the general fund of the
12 state on June 30, 1997, and these funds shall be used for
13 implementation of energy conservation projects having a
14 payback of 100 percent within a two-year to six-year period.
15 The department of general services shall report not later than
16 August 31, 1997, on the projects having 100 percent payback
17 within a six-year period to the chairpersons and ranking
18 members of the joint appropriations subcommittee on
19 administration and regulation and to the legislative fiscal
20 bureau. The report shall include a listing of the projects
21 undertaken, the cost of each project, and the projected
22 savings on an annual basis and for the life of the project.

23 7. TERRACE HILL OPERATIONS

24 For salaries, support, maintenance, and miscellaneous
25 purposes necessary for the operation of Terrace Hill and for
26 not more than the following full-time equivalent positions:

27 \$ 188,701
28 FTEs 4.00

29 Sec. 6. REVOLVING FUNDS. There is appropriated from the
30 designated revolving funds to the department of general
31 services for the fiscal year beginning July 1, 1996, and
32 ending June 30, 1997, the following amounts, or so much
33 thereof as is necessary, to be used for the purposes
34 designated:

35 1. CENTRALIZED PRINTING

1 From the centralized printing permanent revolving fund
2 established by section 18.57 for salaries, support,
3 maintenance, miscellaneous purposes, and for not more than the
4 following full-time equivalent positions:

5	\$	932,915
6	FTEs	26.05

7 2. CENTRALIZED PRINTING -- REMAINDER

8 The remainder of the centralized printing permanent
9 revolving fund is appropriated for the expense incurred in
10 supplying paper stock, offset printing, copy preparation,
11 binding, distribution costs, original payment of printing and
12 binding claims and contingencies arising during the fiscal
13 year beginning July 1, 1996, and ending June 30, 1997, which
14 are legally payable from this fund.

15 3. CENTRALIZED PURCHASING

16 From the centralized purchasing permanent revolving fund
17 established by section 18.9 for salaries, support,
18 maintenance, miscellaneous purposes, and for not more than the
19 following full-time equivalent positions:

20	\$	816,123
21	FTEs	17.05

22 4. CENTRALIZED PURCHASING -- REMAINDER

23 The remainder of the centralized purchasing permanent
24 revolving fund is appropriated for the payment of expenses
25 incurred through purchases by various state departments and
26 for contingencies arising during the fiscal year beginning
27 July 1, 1996, and ending June 30, 1997, which are legally
28 payable from this fund.

29 5. VEHICLE DISPATCHER

30 From the vehicle dispatcher revolving fund established by
31 section 18.119 for salaries, support, maintenance,
32 miscellaneous purposes, and for not more than the following
33 full-time equivalent positions:

34	\$	627,701
35	FTEs	15.00

1 6. VEHICLE DISPATCHER -- REMAINDER

2 The remainder of the vehicle dispatcher revolving fund is
3 appropriated for the purchase of gasoline, gasohol, oil,
4 tires, repairs, and all other maintenance expenses incurred in
5 the operation of state-owned motor vehicles and for
6 contingencies arising during the fiscal year beginning July 1,
7 1996, and ending June 30, 1997, which are legally payable from
8 this fund.

9 The vehicle dispatcher shall report, not later than
10 February 15, 1997, to the chairpersons and the ranking members
11 of the joint appropriations subcommittee on administration and
12 regulation and to the legislative fiscal bureau regarding the
13 efficiencies of the vehicle fleet and the changes in the
14 efficiencies. The report shall include the cost per mile,
15 fuel efficiencies, maintenance costs, useful life, the costs
16 of extending the useful life, and other measures which the
17 vehicle dispatcher or the legislative fiscal bureau finds
18 appropriate. The information shall be reported for each
19 general type of vehicle. The overhead costs shall also be
20 reported with the total costs of the vehicle dispatcher
21 operations.

22 The department of general services shall report to the
23 chairpersons and ranking members of the joint appropriations
24 subcommittee on administration and regulation and the
25 legislative fiscal bureau not later than February 15, 1997, a
26 comparison of the performance of vehicles burning an 85
27 percent ethanol mixture and those burning a 10 percent ethanol
28 mixture. The report shall include, but is not limited to,
29 average mileage, vehicle life, and problems encountered.

30 Sec. 7. GOVERNOR AND LIEUTENANT GOVERNOR. There is
31 appropriated from the general fund of the state to the offices
32 of the governor and the lieutenant governor for the fiscal
33 year beginning July 1, 1996, and ending June 30, 1997, the
34 following amounts, or so much thereof as is necessary, to be
35 used for the purposes designated:

1 1. GENERAL OFFICE

2 For salaries, support, maintenance, and miscellaneous
3 purposes for the general office of the governor and the
4 general office of the lieutenant governor, and for not more
5 than the following full-time equivalent positions:

6 \$ 1,149,181
7 FTES 17.25

8 2. EXPENSES

9 For the governor's expenses and the lieutenant governor's
10 expenses connected with office:

11 \$ 2,416

12 3. TERRACE HILL QUARTERS

13 For salaries, support, maintenance, and miscellaneous
14 purposes for the governor's quarters at Terrace Hill, and for
15 not more than the following full-time equivalent positions:

16 \$ 67,254
17 FTES 2.00

18 4. AD HOC COMMITTEE EXPENSES

19 For the payment of expenses of ad hoc committees, councils,
20 and task forces appointed by the governor to research and
21 analyze a particular subject area relevant to the problems and
22 responsibilities of state and local government, including the
23 employment of professional, technical, and administrative
24 staff and the payment of per diem and actual expenses of
25 committee, council, or task force members as specified
26 pursuant to section 7E.6:

27 \$ 1,610

28 The ad hoc committees, councils, and task forces appointed
29 by the governor are subject to chapters 21 and 22 and the
30 members and the staff shall be informed of these requirements.
31 A member shall not receive a per diem if the member is
32 receiving a salary as a full-time public employee, but members
33 shall be reimbursed for actual and necessary expenses.

34 5. ADMINISTRATIVE RULES COORDINATOR

35 For salaries, support, maintenance, and miscellaneous

1 purposes for the office of administrative rules coordinator,
2 and for not more than the following full-time equivalent
3 positions:

4 \$ 111,781
5 FTEs 3.00

6 6. NATIONAL GOVERNOR'S CONFERENCE

7 For payment of Iowa's membership in the national governors'
8 conference:

9 \$ 74,435

10 Sec. 8. DEPARTMENT OF INSPECTIONS AND APPEALS. There is
11 appropriated from the general fund of the state to the
12 department of inspections and appeals for the fiscal year
13 beginning July 1, 1996, and ending June 30, 1997, the
14 following amounts, or so much thereof as is necessary, for the
15 purposes designated:

16 1. FINANCE AND SERVICES DIVISION

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

20 \$ 495,682
21 FTEs 21.00

22 2. AUDITS DIVISION

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

26 \$ 372,432
27 FTEs 11.00

28 3. APPEALS AND FAIR HEARINGS DIVISION

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

32 \$ 170,823
33 FTEs 24.50

34 4. INVESTIGATIONS DIVISION

35 For salaries, support, maintenance, miscellaneous purposes,

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

3 \$ 756,040
4 FTEs 35.00

5 5. HEALTH FACILITIES DIVISION

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

9 \$ 1,677,191
10 FTEs 101.00

11 6. INSPECTIONS DIVISION

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

15 \$ 600,210
16 FTEs 13.00

17 7. EMPLOYMENT APPEAL BOARD

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

21 \$ 33,181
22 FTEs 14.00

23 The employment appeal board shall be reimbursed by the
24 labor services division of the department of employment
25 services for all costs associated with hearings conducted
26 under chapter 91C, related to contractor registration. The
27 board may expend, in addition to the amount appropriated under
28 this subsection, additional amounts as are directly billable
29 to the labor services division under this subsection and to
30 retain the additional full-time equivalent positions as needed
31 to conduct hearings required pursuant to chapter 91C.

32 8. STATE FOSTER CARE REVIEW BOARD

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

S.F. _____ H.F. _____

1 \$ 547,579
2 FTEs 10.00

3 The department of human services, in coordination with the
4 state foster care review board and the department of
5 inspections and appeals, shall submit an application for
6 funding available pursuant to Title IV-E of the federal Social
7 Security Act for claims for state foster care review board
8 administrative review costs.

9 The department of inspections and appeals shall provide an
10 accounting of all costs associated with negotiating agreements
11 and compacts pursuant to section 10A.104, subsection 10, and
12 all costs associated with monitoring such agreements and
13 compacts. Information in the accounting shall include the
14 dates and destinations of all travel related to the
15 negotiations and monitoring, and all costs associated with the
16 personnel involved, including salary, travel, and support
17 costs.

18 The department of inspections and appeals may charge state
19 departments, agencies, and commissions for services rendered
20 and the payment received shall be considered repayment
21 receipts as defined in section 8.2.

22 Sec. 9. RACETRACK REGULATION. There is appropriated from
23 the general fund of the state to the racing and gaming
24 commission of the department of inspections and appeals for
25 the fiscal year beginning July 1, 1996, and ending June 30,
26 1997, the following amount, or so much thereof as is
27 necessary, to be used for the purposes designated:

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

31 \$ 1,844,512
32 FTEs 25.07

33 It is the intent of the general assembly that the state
34 racing and gaming commission may expend funds during the
35 fiscal year beginning July 1, 1996, and ending June 30, 1997,

1 as approved by the department of management, for regulation of
2 live and simultaneously telecast pari-mutuel racing at the
3 Waterloo greyhound park if the national cattle congress is
4 issued a license from the state racing and gaming commission
5 for the conduct of pari-mutuel racing.

6 Sec. 10. EXCURSION BOAT REGULATION. There is appropriated
7 from the general fund of the state to the racing and gaming
8 commission of the department of inspections and appeals for
9 the fiscal year beginning July 1, 1996, and ending June 30,
10 1997, the following amount, or so much thereof as is
11 necessary, to be used for the purposes designated:

12 For salaries, support, maintenance, and miscellaneous
13 purposes for administration and enforcement of the excursion
14 boat gambling laws, and for not more than the following full-
15 time equivalent positions:

16	\$	1,225,768
17	FTEs	25.79

18 It is the intent of the general assembly that the racing
19 and gaming commission shall only employ additional full-time
20 equivalent positions for riverboat gambling enforcement as
21 authorized by the department of management as needed for
22 enforcement on new riverboats. If more than nine riverboats
23 are operating during the fiscal year beginning July 1, 1996,
24 and ending June 30, 1997, the commission may expend no more
25 than \$84,917 for no more than 2 FTEs for each additional
26 riverboat in excess of nine. The additional expense
27 associated with the positions shall be paid from fees assessed
28 by the commission as provided in chapter 99F.

29 Notwithstanding section 8.39, funds shall not be
30 transferred to the department of inspections and appeals which
31 would be used for monitoring Indian gaming.

32 Sec. 11. USE TAX APPROPRIATION. There is appropriated
33 from the use tax receipts collected pursuant to section 423.7
34 prior to their deposit in the road use tax fund pursuant to
35 section 423.24, subsection 1, to the appeals and fair hearings

S.F. _____ H.F. _____

1 division of the department of inspections and appeals for the
2 fiscal year beginning July 1, 1996, and ending June 30, 1997,
3 the following amount, or so much thereof as is necessary, for
4 the purposes designated:

5 For salaries, support, maintenance, and miscellaneous
6 purposes:
7 \$ 1,012,835

8 Sec. 12. DEPARTMENT OF MANAGEMENT. There is appropriated
9 from the general fund of the state to the department of
10 management for the fiscal year beginning July 1, 1996, and
11 ending June 30, 1997, the following amounts, or so much
12 thereof as is necessary, to be used for the purposes
13 designated:

14 1. GENERAL OFFICE

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

18 \$ 2,083,779
19 FTEs 31.00

20 2. LAW ENFORCEMENT TRAINING REIMBURSEMENTS

21 For reimbursement to local law enforcement agencies for the
22 training of officers who resign pursuant to section 384.15,
23 subsection 7:

24 \$ 47,500

25 3. COUNCIL OF STATE GOVERNMENTS

26 For support of the membership assessment:

27 \$ 75,500

28 Sec. 13. ROAD USE TAX APPROPRIATION. There is

29 appropriated from the road use tax fund to the department of
30 management for the fiscal year beginning July 1, 1996, and
31 ending June 30, 1997, the following amount, or so much thereof
32 as is necessary, to be used for the purposes designated:

33 For salaries, support, maintenance, and miscellaneous
34 purposes:
35 \$ 56,000

1 The department of management shall report to the
2 chairpersons and ranking members of the senate and house
3 committees on appropriations, the chairpersons and ranking
4 members of the joint appropriations subcommittee on
5 administration and regulation, and the legislative fiscal
6 bureau, the number of furloughs and the number of layoffs that
7 occur in each state agency, the savings associated with those
8 furloughs and layoffs, the effect of the furloughs and layoffs
9 on services provided by the state agency, and other relevant
10 information. The department shall provide a year-end report
11 summarizing the information for the fiscal year beginning July
12 1, 1996, which will be due by September 1, 1997.

13 When addressing staffing targets for state agencies, the
14 department of management shall state the number of staff
15 authorized for a state agency in terms of full-time equivalent
16 positions.

17 Sec. 14. DEPARTMENT OF PERSONNEL. There is appropriated
18 from the general fund of the state to the department of
19 personnel for the fiscal year beginning July 1, 1996, and
20 ending June 30, 1997, the following amounts, or so much
21 thereof as is necessary, to be used for the purposes
22 designated including the filing of quarterly reports as
23 required in this section:

24 1. OPERATIONS

25 For salaries, support, maintenance, and miscellaneous
26 purposes for the director's staff, information services, data
27 processing, and financial services, and for not more than the
28 following full-time equivalent positions:

29 \$ 1,058,321
30 FTEs 17.08

31 2. PROGRAM DELIVERY SERVICES

32 For salaries for personnel services, employment law and
33 labor relations and training for not more than the following
34 full-time equivalent positions:

35 \$ 1,292,434

S.F. _____ H.F. _____

1 FTEs . 33.20

2 3. PROGRAM ADMINISTRATION AND DEVELOPMENT

3 For salaries for employment, compensation, and benefits and
4 workers' compensation and for not more than the following
5 full-time equivalent positions:

6 \$ 1,511,191

7 FTEs 34.80

8 Any funds received by the department for workers'
9 compensation purposes other than the funds appropriated in
10 subsection 3 shall be used only for the payment of workers'
11 compensation claims.

12 The funds for support, maintenance, and miscellaneous
13 purposes for personnel assigned to program delivery under
14 subsection 2 and program administration and development under
15 subsection 3 are payable from the appropriation made in
16 subsection 1.

17 The department of personnel shall report semi-annually to
18 the chairpersons and ranking members of the joint
19 appropriations subcommittee on administration and regulation
20 concerning the number of vacancies in existing full-time
21 equivalent positions and the average time taken to fill the
22 vacancies. The reports shall include quarterly and annual
23 averages organized according to state agency and general
24 occupational category as established by the federal equal
25 employment opportunity commission. All departments and
26 agencies of the state shall cooperate with the department in
27 the preparation of the reports.

28 The department of personnel shall submit, annually, a
29 report to the chairpersons and ranking members of the joint
30 appropriations subcommittee on administration and regulation
31 and to the legislative fiscal bureau regarding the results of
32 the state's top achievement recognition program. The reports
33 submitted shall include, but are not limited to,
34 identification of the recipients, a description of the
35 meritorious achievements, and the awards conferred.

1 Sec. 15. IPERS. There is appropriated from the Iowa
2 public employees' retirement system fund to the department of
3 personnel for the fiscal year beginning July 1, 1996, and
4 ending June 30, 1997, the following amount, or so much thereof
5 as is necessary, to be used for the purposes designated:

6 1. For salaries, support, maintenance, and other
7 operational purposes to pay the costs of the Iowa public
8 employees' retirement system:

9 \$ 4,368,900

10 2. It is the intent of the general assembly that the Iowa
11 public employees' retirement system employ sufficient staff
12 within the appropriation provided in this section to meet the
13 developing requirements of the investment program.

14 Sec. 16. PRIMARY ROAD FUND APPROPRIATION. There is
15 appropriated from the primary road fund to the department of
16 personnel for the fiscal year beginning July 1, 1996, and
17 ending June 30, 1997, the following amount, or so much thereof
18 as is necessary, to be used for the purposes designated:

19 For salaries, support, maintenance, and miscellaneous
20 purposes to provide personnel services for the state
21 department of transportation:

22 \$ 358,671

23 Sec. 17. ROAD USE TAX FUND APPROPRIATION. There is
24 appropriated from the road use tax fund to the department of
25 personnel for the fiscal year beginning July 1, 1996, and
26 ending June 30, 1997, the following amount, or so much thereof
27 as is necessary, to be used for the purposes designated:

28 For salaries, support, maintenance, and miscellaneous
29 purposes to provide personnel services for the state
30 department of transportation:

31 \$ 58,388

32 Sec. 18. STATE WORKERS' COMPENSATION CLAIMS. There is
33 appropriated from the general fund of the state to the
34 department of personnel for the fiscal year beginning July 1,
35 1996, and ending June 30, 1997, the following amount, or so

S.F. _____ H.F. _____

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

3 For distribution, subject to approval of the department of
4 management, to various state departments to fund the premiums
5 for paying workers' compensation claims which are assessed to
6 and collected from the state department by the department of
7 personnel based upon a rating formula established by the
8 department of personnel:

9 \$ 5,884,740

10 The premiums collected by the department of personnel shall
11 be segregated into a separate workers' compensation fund in
12 the state treasury to be used for payment of state employees'
13 workers' compensation claims. Notwithstanding section 8.33,
14 unencumbered or unobligated moneys remaining in this workers'
15 compensation fund at the end of the fiscal year shall not
16 revert but shall be available for expenditure for purposes of
17 the fund for subsequent fiscal years.

18 Sec. 19. DEPARTMENT OF REVENUE AND FINANCE. There is
19 appropriated from the general fund of the state to the
20 department of revenue and finance for the fiscal year
21 beginning July 1, 1996, and ending June 30, 1997, the
22 following amounts, or so much thereof as is necessary, to be
23 used for the purposes designated, and for not more than the
24 following full-time equivalent positions used for the purposes
25 designated in subsections 1 through 3:

26 FTEs 576.43

27 1. COMPLIANCE

28 For salaries, support, maintenance, and miscellaneous
29 purposes:

30 \$ 10,789,038

31 2. STATE FINANCIAL MANAGEMENT

32 For salaries, support, maintenance, and miscellaneous
33 purposes:

34 \$ 9,717,637

35 3. INTERNAL RESOURCES MANAGEMENT

1 For salaries, support, maintenance, and miscellaneous
2 purposes:
3 \$ 6,025,904

4 4. COLLECTION COSTS AND FEES

5 For payment of collection costs and fees pursuant to
6 section 422.26:
7 \$ 45,000

8 5. a. In addition to the requirements in section 8.39,
9 the department of revenue and finance shall not change the
10 appropriations for the purposes designated in subsections 1
11 through 3 from the amounts appropriated in those subsections
12 unless notice of the revisions is given prior to their
13 effective date to the legislative fiscal bureau. The notice
14 shall include information on the department's rationale for
15 making the changes.

16 b. The department of revenue and finance shall report
17 quarterly to the legislative fiscal bureau concerning progress
18 in the implementation of generally accepted accounting
19 principles, including determination of reporting entities,
20 fund classifications, modification of the Iowa financial
21 accounting system, progress on preparing a comprehensive
22 annual financial report, and the most current estimate of the
23 general fund balance based on current generally accepted
24 accounting principles.

25 c. The director of revenue and finance shall report
26 annually to the chairpersons and ranking members of the joint
27 appropriations subcommittee on administration and regulation
28 and the legislative fiscal bureau on the implementation and
29 financial status of the integrated revenue information system.
30 The report shall include any changes from the scheduled
31 progress including expenditures or estimated revenue.

32 d. The director of revenue and finance shall prepare and
33 issue a state appraisal manual and the revisions to the state
34 appraisal manual as provided in section 421.17, subsection 18,
35 without cost to a city or county.

1 Sec. 20. LOTTERY. There is appropriated from the lottery
2 fund to the department of revenue and finance for the fiscal
3 year beginning July 1, 1996, and ending June 30, 1997, the
4 following amount, or so much thereof as is necessary, to be
5 used for the purposes designated:

6 For salaries, support, maintenance, miscellaneous purposes
7 for the administration and operation of lottery games, and for
8 not more than the following full-time equivalent positions:

9	\$	7,494,998
10	FTEs	120.00

11 Sec. 21. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is
12 appropriated from the motor vehicle fuel tax fund created by
13 section 452A.77 to the department of revenue and finance for
14 the fiscal year beginning July 1, 1996, and ending June 30,
15 1997, the following amount, or so much thereof as is
16 necessary, to be used for the purposes designated:

17 For salaries, support, maintenance, and miscellaneous
18 purposes for administration and enforcement of the provisions
19 of chapter 452A and the motor vehicle use tax program:

20 \$ 1,034,482

21 Sec. 22. SECRETARY OF STATE. There is appropriated from
22 the general fund of the state to the office of the secretary
23 of state for the fiscal year beginning July 1, 1996, and
24 ending June 30, 1997, the following amounts, or so much
25 thereof as is necessary, to be used for the purposes
26 designated:

27 1. ADMINISTRATION AND ELECTIONS

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

31	\$	368,508
32	FTEs	5.00

33 2. BUSINESS SERVICES

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

1 positions:

2 \$ 1,760,502

3 FTEs 32.00

4 Sec. 23. STATE-FEDERAL RELATIONS. There is appropriated
5 from the general fund of the state to the office of state-
6 federal relations for the fiscal year beginning July 1, 1996,
7 and ending June 30, 1997, the following amount, or so much
8 thereof as is necessary, to be used for the purposes

9 designated:

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

12 positions:

13 \$ 242,172

14 FTEs 3.00

15 Sec. 24. TREASURER. There is appropriated from the
16 general fund of the state to the office of treasurer of state
17 for the fiscal year beginning July 1, 1996, and ending June
18 30, 1997, the following amount, or so much thereof as is
19 necessary, to be used for the purposes designated:

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

22 positions:

23 \$ 902,594

24 FTEs 27.80

25 The office of treasurer of state shall supply clerical and
26 secretarial support for the executive council.

27 Sec. 25. SECOND INJURY FUND. The administrative costs and
28 expenses incurred by the treasurer of state, the attorney
29 general, the second injury fund, or the department of revenue
30 and finance, in connection with the second injury fund, may be
31 paid from the second injury fund. However, the payment of
32 administrative costs and expenses incurred by the treasurer of
33 state, the attorney general, the second injury fund, and the
34 department of revenue and finance, as authorized in this
35 section, shall only be permitted for administrative costs and

1 expenses incurred in the fiscal year commencing July 1, 1996,
2 and ending June 30, 1997, shall not exceed \$170,000.

3 Sec. 26. IMPLEMENTATION OF FUNDING REDUCTIONS -- INTENT OF
4 GENERAL ASSEMBLY. It is the intent of the general assembly
5 that the departments, agencies, and offices of the executive
6 department of state government shall implement funding
7 reductions through organizational changes which reduce
8 supervisory positions, vertically and horizontally, and
9 increase the span of control of the remaining supervisors as
10 recommended by the governor's committee on government spending
11 reform.

12 Sec. 27. ELIMINATION OF VACANT UNFUNDED JOBS. The state
13 departments, agencies, or offices receiving appropriations
14 under this Act shall eliminate, within thirty days after the
15 beginning of a fiscal year, all vacant unfunded positions on
16 the table of organization of the state department, agency, or
17 office.

18 Sec. 28. STATE COMMUNICATIONS NETWORK -- REDUCTION OF
19 TRAVEL AND RELATED EXPENSES. The offices of the governor and
20 lieutenant governor, the office of secretary of state, the
21 office of treasurer of state, the auditor of state, the
22 department of commerce, the department of inspections and
23 appeals, the Iowa ethics and campaign disclosure board, the
24 department of general services, the department of management,
25 the department of revenue and finance, and the department of
26 personnel shall use the services of the state communications
27 network as much as possible for interagency communication,
28 meetings, and conferences to reduce travel and related
29 expenses for the respective offices or departments.

30 Sec. 29. REPORT OF ADDITIONAL INCOME AND EXPENDITURES.
31 The state departments, agencies, and offices receiving
32 appropriations under this Act shall report all expenses in
33 excess of the funds appropriated from any statutory revolving
34 funds during the fiscal year beginning July 1, 1995, and
35 ending June 30, 1996. The report shall also include the

1 beginning and ending balances of the revolving funds.

2 The report required pursuant to this section shall be
3 submitted not later than September 30, 1996, for expenditures
4 made during the fiscal year beginning July 1, 1995, and ending
5 June 30, 1996, to the chairpersons and ranking members of the
6 joint appropriations subcommittee on administration and
7 regulations and the legislative fiscal bureau.

8 Sec. 30. FEDERAL GRANTS. All federal grants to and the
9 federal receipts of agencies appropriated funds under this
10 Act, not otherwise appropriated, are appropriated for the
11 purposes set forth in the federal grants or receipts unless
12 otherwise provided by the general assembly.

13 EXPLANATION

14 This bill relates to and appropriates moneys to various
15 state departments, agencies, funds, and certain other
16 interstate and national entities for the fiscal year beginning
17 July 1, 1996, and ending June 30, 1997.

18 The state departments and agencies include the auditor of
19 state, Iowa ethics and campaign disclosure board, department
20 of commerce, department of general services, office of
21 governor including the lieutenant governor and Terrace Hill
22 quarters, department of inspections and appeals, department of
23 management, department of personnel, Iowa public employees'
24 retirement system, department of revenue and finance,
25 secretary of state, and treasurer of state.

26 The bill also appropriates funding for the state's
27 membership on the commission on uniform state laws, the
28 national conference of state legislatures, the council of
29 state governments, the national governors' conference, and law
30 enforcement training reimbursements.

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35



OFFICE OF THE GOVERNOR

STATE CAPITOL
DES MOINES, IOWA 50319
515 281-5211

TERRY E. BRANSTAD
GOVERNOR

May 28, 1996

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MAY 31 1996

LEGISLATIVE SERVICE
BUREAU

The Honorable Paul Pate
Secretary of State
State Capitol Building
LOCAL

Dear Mr. Secretary:

I hereby transmit House File 2416, an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, providing for legislative studies, providing an effective date, and other properly related matters.

House File 2416 is therefore approved on this date with the following exception, which I hereby disapprove.

I am unable to approve the item designated as Section 13, unnumbered and unlettered paragraph 3, in its entirety. This item would require the Department of Management to set staffing targets for agencies in terms of full-time equivalents rather than in terms of head counts. The executive branch should maintain flexibility to use reporting formats that best meet its management needs.

For the above reason, I hereby respectfully disapprove this item in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 2416 are hereby approved as of this date.

Sincerely,

Terry E. Branstad
Governor

TEB/ps

cc: Secretary of the Senate
Chief Clerk of the House

*Item
reels*

HOUSE FILE 2416

AN ACT

RELATING TO AND MAKING APPROPRIATIONS TO CERTAIN STATE DEPARTMENTS, AGENCIES, FUNDS, AND CERTAIN OTHER ENTITIES, PROVIDING FOR REGULATORY AUTHORITY, PROVIDING FOR LEGISLATIVE STUDIES, PROVIDING AN EFFECTIVE DATE, AND OTHER PROPERLY RELATED MATTERS.

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

Section 1. AUDITOR OF STATE. There is appropriated from the general fund of the state to the office of the auditor of state for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:
..... \$ 1,344,845
..... FTEs 112.50

The auditor of state may retain additional full-time equivalent positions as is reasonable and necessary to perform governmental subdivision audits which are reimbursable pursuant to section 11.20 or 11.21, to perform audits which are requested by and reimbursable from the federal government, and to perform work requested by and reimbursable from departments or agencies pursuant to section 11.5A or 11.5B. The auditor of state shall notify the department of management, the legislative fiscal committee, and the legislative fiscal bureau of the additional full-time equivalent positions retained.

Sec. 2. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There is appropriated from the general fund of the state to the Iowa ethics and campaign disclosure board for the fiscal year

beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:
..... \$ 420,554
..... FTEs 8.00

Sec. 3. DEPARTMENT OF COMMERCE. There is appropriated from the general fund of the state to the department of commerce for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, for the purposes designated:

1. ADMINISTRATIVE SERVICES DIVISION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:
..... \$ 235,556
..... FTEs 2.00

It is the intent of the general assembly that the two positions authorized in this subsection for the division shall coordinate the administrative services to be provided to the divisions in the department. These two positions are under the direct supervision of, and shall report to, the director of the department.

The division of administrative services shall assess each division within the department of commerce and the office of consumer advocate within the department of justice a pro rata share of the operating expenses of the division of administrative services. The pro rata share shall be determined pursuant to a cost allocation plan established by the division of administrative services and agreed to by the administrators of the divisions and the consumer advocate. To the extent practicable, the cost allocation plan shall be based on the proportion of the administrative expenses

incurred on behalf of each division and the office of consumer advocate. Each division and the office of consumer advocate shall include in its charges assessed or revenues generated, an amount sufficient to cover the amount stated in its appropriation, any state assessed indirect costs determined by the department of revenue and finance, and the cost of services provided by the division of administrative services.

2. ALCOHOLIC BEVERAGES DIVISION

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

..... \$ 1,824,481
 FTEs 32.50

3. BANKING DIVISION

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

..... \$ 5,506,749
 FTEs 84.00

4. CREDIT UNION DIVISION

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

..... \$ 1,076,131
 FTEs 20.00

5. INSURANCE DIVISION

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

..... \$ 3,013,049
 FTEs 91.50

Of the amounts appropriated in this section to the insurance division, not more than \$100,000 shall be used for the regulation of health insurance purchasing cooperatives.

The insurance division shall monitor public utilization of the coverages identified in chapter 514C under managed care plans in this state.

The insurance division may reallocate authorized full-time equivalent positions as necessary to respond to accreditation recommendations or requirements. The insurance division expenditures for examination purposes may exceed the projected receipts, refunds and reimbursements, estimated pursuant to section 505.7, subsection 7, including the expenditures for retention of additional personnel, if the expenditures are fully reimbursable and the division first does both of the following:

a. Notifies the department of management, legislative fiscal bureau, and the legislative fiscal committee of the need for the expenditures.

b. Files with each of the entities named in paragraph "a" the legislative and regulatory justification for the expenditures, along with an estimate of the expenditures.

6. PROFESSIONAL LICENSING AND REGULATION DIVISION

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

..... \$ 923,357
 FTEs 14.00

7. UTILITIES DIVISION

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

..... \$ 5,227,076
 FTEs 79.00

The utilities division may expend additional funds, including funds for additional personnel, if those additional expenditures are actual expenses which exceed the funds budgeted for utility regulation. Before the division expends or encumbers an amount in excess of the funds budgeted for

regulation, the director of the department of management shall approve the expenditure or encumbrance. Before approval is given, the director of the department of management shall determine that the regulation expenses exceed the funds budgeted by the general assembly to the division and that the division does not have other funds from which regulation expenses can be paid. Upon approval of the director of the department of management the division may expend and encumber funds for excess regulation expenses. The amounts necessary to fund the excess regulation expenses shall be collected from those utility companies being regulated which caused the excess expenditures, and the collections shall be treated as repayment receipts as defined in section 8.2.

Sec. 4. LEGISLATIVE AGENCIES. There is appropriated from the general fund of the state to the following named agencies for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. COMMISSION ON UNIFORM STATE LAWS

For support of the commission and expenses of the members:
..... \$ 22,741

2. NATIONAL CONFERENCE OF STATE LEGISLATURES

For support of the membership assessment:
..... \$ 91,427

Sec. 5. DEPARTMENT OF GENERAL SERVICES. There is appropriated from the general fund of the state to the department of general services for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:
..... \$ 1,188,790

..... FTEs 31.35

2. INFORMATION SERVICES

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

..... \$ 5,623,195

..... FTEs 141.60

3. PROPERTY MANAGEMENT

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

..... \$ 3,994,000

..... FTEs 114.00

In addition to the requirements in section 8.39, the department of general services shall not change the appropriations for the purposes designated in subsections 1 through 3 from the amounts appropriated under those subsections unless notice of the revisions is given prior to their effective date to the legislative fiscal bureau. The notice shall include information on the department's rationale for making the changes.

Savings achieved in providing telephone services shall be used by the department of general services to increase efficiencies in the provision of those services. The department of general services shall report not later than August 31, 1997, on the projects undertaken to the chairpersons and the ranking members of the joint appropriations subcommittee on administration and regulation and to the legislative fiscal bureau. The report shall include a listing of the projects and efficiencies undertaken during the fiscal year, the cost of each project, and the benefits, including the projected savings on an annual basis and for the life of the efficiency improvement.

There is appropriated from the rebuild Iowa infrastructure fund to the property management division of the department of

general services for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the sum of \$50,000, or so much thereof as is necessary, to be used for purposes provided in this subsection.

4. CAPITOL PLANNING COMMISSION

For expenses of the members in carrying out their duties under chapter 18A:

..... \$ 2,000

5. RENTAL SPACE

For payment of lease or rental costs of buildings and office space at the seat of government as provided in section 18.12, subsection 9, notwithstanding section 18.16:

..... \$ 656,104

6. UTILITY COSTS

For payment of utility costs and for not more than the following full-time equivalent positions:

..... \$ 2,000,444

..... FTEs 1.00

The department of general services may use funds appropriated in this subsection for utility costs to fund energy conservation projects in the state capitol complex which will have a 100 percent payback within a 24-month period. In addition, notwithstanding sections 8.33 and 18.12, subsection 11, any excess funds appropriated for utility costs in this subsection shall not revert to the general fund of the state on June 30, 1997, and these funds shall be used for implementation of energy conservation projects having a payback of 100 percent within a two-year to six-year period. The department of general services shall report not later than August 31, 1997, on the projects having 100 percent payback within a six-year period to the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation and to the legislative fiscal bureau. The report shall include a listing of the projects undertaken, the cost of each project, and the projected savings on an annual basis and for the life of the project.

7. TERRACE HILL OPERATIONS

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

..... \$ 188,701

..... FTEs 4.00

Sec. 6. REVOLVING FUNDS. There is appropriated from the designated revolving funds to the department of general services for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. CENTRALIZED PRINTING

From the centralized printing permanent revolving fund established by section 18.57 for salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 932,915

..... FTEs 26.05

2. CENTRALIZED PRINTING -- REMAINDER

The remainder of the centralized printing permanent revolving fund is appropriated for the expense incurred in supplying paper stock, offset printing, copy preparation, binding, distribution costs, original payment of printing and binding claims and contingencies arising during the fiscal year beginning July 1, 1996, and ending June 30, 1997, which are legally payable from this fund.

3. CENTRALIZED PURCHASING

From the centralized purchasing permanent revolving fund established by section 18.9 for salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 816,123

..... FTEs 17.05

4. CENTRALIZED PURCHASING -- REMAINDER

The remainder of the centralized purchasing permanent revolving fund is appropriated for the payment of expenses incurred through purchases by various state departments and for contingencies arising during the fiscal year beginning July 1, 1996, and ending June 30, 1997, which are legally payable from this fund.

5. VEHICLE DISPATCHER

From the vehicle dispatcher revolving fund established by section 18.119 for salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	627,701
.....	FTEs	15.00

6. VEHICLE DISPATCHER -- REMAINDER

The remainder of the vehicle dispatcher revolving fund is appropriated for the purchase of gasoline, gasohol, oil, tires, repairs, and all other maintenance expenses incurred in the operation of state-owned motor vehicles and for contingencies arising during the fiscal year beginning July 1, 1996, and ending June 30, 1997, which are legally payable from this fund.

The vehicle dispatcher shall report, not later than February 15, 1997, to the chairpersons and the ranking members of the joint appropriations subcommittee on administration and regulation and to the legislative fiscal bureau regarding the efficiencies of the vehicle fleet and the changes in the efficiencies. The report shall include the cost per mile, fuel efficiencies, maintenance costs, useful life, the costs of extending the useful life, and other measures which the vehicle dispatcher or the legislative fiscal bureau finds appropriate. The information shall be reported for each general type of vehicle. The overhead costs shall also be reported with the total costs of the vehicle dispatcher operations.

The department of general services shall report to the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation and the legislative fiscal bureau not later than February 15, 1997, a comparison of the performance of vehicles burning an 85 percent ethanol mixture and those burning a 10 percent ethanol mixture. The report shall include, but is not limited to, average mileage, vehicle life, and problems encountered.

Sec. 7. GOVERNOR AND LIEUTENANT GOVERNOR. There is appropriated from the general fund of the state to the offices of the governor and the lieutenant governor for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL OFFICE

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

.....	\$	1,145,681
.....	FTEs	17.25

2. TERRACE HILL QUARTERS

For salaries, support, maintenance, and miscellaneous purposes for the governor's quarters at Terrace Hill, and for not more than the following full-time equivalent positions:

.....	\$	67,254
.....	FTEs	2.00

3. ADMINISTRATIVE RULES COORDINATOR

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

.....	\$	111,781
.....	FTEs	3.00

4. NATIONAL GOVERNORS' ASSOCIATION

For payment of Iowa's membership in the national governors' association:

..... \$ 62,435

Sec. 8. DEPARTMENT OF INSPECTIONS AND APPEALS. There is appropriated from the general fund of the state to the department of inspections and appeals for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, for the purposes designated:

1. FINANCE AND SERVICES DIVISION

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

..... \$ 495,682
..... FTEs 21.00

2. AUDITS DIVISION

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

..... \$ 372,432
..... FTEs 11.00

3. APPEALS AND FAIR HEARINGS DIVISION

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

..... \$ 170,823
..... FTEs 24.50

4. INVESTIGATIONS DIVISION

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

..... \$ 756,040
..... FTEs 35.00

5. HEALTH FACILITIES DIVISION

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

..... \$ 1,797,191
..... FTEs 103.00

It is the intent of the general assembly that \$120,000 and 2 FTEs included in this subsection shall be used for additional inspections of state-licensed residential care facilities only.

6. INSPECTIONS DIVISION

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

..... \$ 600,210
..... FTEs 13.00

7. EMPLOYMENT APPEAL BOARD

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

..... \$ 33,181
..... FTEs 14.00

The employment appeal board shall be reimbursed by the labor services division of the department of employment services for all costs associated with hearings conducted under chapter 91C, related to contractor registration. The board may expend, in addition to the amount appropriated under this subsection, additional amounts as are directly billable to the labor services division under this subsection and to retain the additional full-time equivalent positions as needed to conduct hearings required pursuant to chapter 91C.

8. STATE FOSTER CARE REVIEW BOARD

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

..... \$ 547,579

..... FTEs 13.00

The department of human services, in coordination with the state foster care review board and the department of inspections and appeals, shall submit an application for funding available pursuant to Title IV-E of the federal Social Security Act for claims for state foster care review board administrative review costs.

The department of inspections and appeals shall provide an accounting of all costs associated with negotiating agreements and compacts pursuant to section 10A.104, subsection 10, and all costs associated with monitoring such agreements and compacts. Information in the accounting shall include the dates and destinations of all travel related to the negotiations and monitoring, and all costs associated with the personnel involved, including salary, travel, and support costs.

The department of inspections and appeals may charge state departments, agencies, and commissions for services rendered and the payment received shall be considered repayment receipts as defined in section 8.2.

Notwithstanding section 8.33, any funds remaining from the funds appropriated to the state foster care review board for the fiscal year beginning July 1, 1995, pursuant to 1995 Iowa Acts, chapter 219, shall not revert until August 31, 1998. Any such funds remaining shall be used by the state foster care review board for program operations during the fiscal years beginning July 1, 1996, and ending June 30, 1998.

Sec. 9. RACETRACK REGULATION. 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, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

..... \$ 1,789,375
..... FTEs 24.07

It is the intent of the general assembly that the state racing and gaming commission may expend funds during the fiscal year beginning July 1, 1996, and ending June 30, 1997, as approved by the department of management, for regulation of live and simultaneously telecast pari-mutuel racing at the Waterloo greyhound park if the national cattle congress is issued a license from the state racing and gaming commission for the conduct of pari-mutuel racing.

Sec. 10. EXCURSION BOAT REGULATION. 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, 1996, and ending June 30, 1997, 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 administration and enforcement of the excursion boat gambling laws, and for not more than the following full-time equivalent positions:

..... \$ 1,128,828
..... FTEs 23.79

It is the intent of the general assembly that the racing and gaming commission shall only employ additional full-time equivalent positions for riverboat gambling enforcement as authorized by the department of management as needed for enforcement on new riverboats. If more than nine riverboats are operating during the fiscal year beginning July 1, 1996, and ending June 30, 1997, the commission may expend no more than \$84,917 for no more than 2 FTEs for each additional riverboat in excess of nine. The additional expense associated with the positions shall be paid from fees assessed by the commission as provided in chapter 99F.

Notwithstanding section 8.39, funds shall not be transferred to the department of inspections and appeals which would be used for monitoring Indian gaming.

Sec. 11. USE TAX APPROPRIATION. There is appropriated from the use tax receipts collected pursuant to section 423.7 prior to their deposit in the road use tax fund pursuant to section 423.24, subsection 1, to the appeals and fair hearings division of the department of inspections and appeals for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:
..... \$ 1,012,835

Sec. 12. DEPARTMENT OF MANAGEMENT. There is appropriated from the general fund of the state to the department of management for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL OFFICE

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

..... \$ 2,073,779
..... FTES 30.00

2. LAW ENFORCEMENT TRAINING REIMBURSEMENTS

For reimbursement to local law enforcement agencies for the training of officers who resign pursuant to section 384.15, subsection 7:

..... \$ 47,500

3. COUNCIL OF STATE GOVERNMENTS

For support of the membership assessment:

..... \$ 75,500

Sec. 13. ROAD USE TAX APPROPRIATION. There is appropriated from the road use tax fund to the department of management for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... \$ 56,000

The department of management shall report to the chairpersons and ranking members of the senate and house committees on appropriations, the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation, and the legislative fiscal bureau, the number of furloughs and the number of layoffs that occur in each state agency, the savings associated with those furloughs and layoffs, the effect of the furloughs and layoffs on services provided by the state agency, and other relevant information. The department shall provide a year-end report summarizing the information for the fiscal year beginning July 1, 1996, which will be due by September 1, 1997.

VETO

When addressing staffing targets for state agencies, the department of management shall state the number of staff authorized for a state agency in terms of full-time equivalent positions.

Sec. 14. DEPARTMENT OF PERSONNEL. There is appropriated from the general fund of the state to the department of personnel for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, to be used for the purposes designated including the filing of quarterly reports as required in this section:

1. OPERATIONS

For salaries, support, maintenance, and miscellaneous purposes for the director's staff, information services, data processing, and financial services, and for not more than the following full-time equivalent positions:

..... \$ 992,321
..... FTES 17.08

2. PROGRAM DELIVERY SERVICES

For salaries for personnel services, employment law and labor relations and training for not more than the following full-time equivalent positions:

..... \$ 1,292,434
..... FTEs 33.20

3. PROGRAM ADMINISTRATION AND DEVELOPMENT

For salaries for employment, compensation, and benefits and workers' compensation and for not more than the following full-time equivalent positions:

..... \$ 1,511,191
..... FTEs 34.80

Any funds received by the department for workers' compensation purposes other than the funds appropriated in subsection 3 shall be used only for the payment of workers' compensation claims.

The funds for support, maintenance, and miscellaneous purposes for personnel assigned to program delivery under subsection 2 and program administration and development under subsection 3 are payable from the appropriation made in subsection 1.

The department of personnel shall report semi-annually to the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation concerning the number of vacancies in existing full-time equivalent positions and the average time taken to fill the vacancies. The reports shall include quarterly and annual averages organized according to state agency and general occupational category as established by the federal equal employment opportunity commission. All departments and agencies of the state shall cooperate with the department in the preparation of the reports.

The department of personnel shall report annually to the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation concerning the number of private consultant contracts of one year or more

which are entered into or extended each year by the departments and agencies of the state. All departments and agencies of the state shall cooperate with the department in the preparation of this report.

The department of personnel shall submit, annually, a report to the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation and to the legislative fiscal bureau regarding the results of the state's top achievement recognition program. The reports submitted shall include, but are not limited to, identification of the recipients, a description of the meritorious achievements, and the awards conferred.

Sec. 15. IPERS. There is appropriated from the Iowa public employees' retirement system fund to the department of personnel for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

1. For salaries, support, maintenance, and other operational purposes to pay the costs of the Iowa public employees' retirement system:

..... \$ 4,368,900

2. It is the intent of the general assembly that the Iowa public employees' retirement system employ sufficient staff within the appropriation provided in this section to meet the developing requirements of the investment program.

Sec. 16. PRIMARY ROAD FUND APPROPRIATION. There is appropriated from the primary road fund to the department of personnel for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes to provide personnel services for the state department of transportation:

..... \$ 358,671

Sec. 17. ROAD USE TAX FUND APPROPRIATION. There is appropriated from the road use tax fund to the department of personnel for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes to provide personnel services for the state department of transportation:
..... \$ 58,388

Sec. 18. STATE WORKERS' COMPENSATION CLAIMS. There is appropriated from the general fund of the state to the department of personnel for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For distribution, subject to approval of the department of management, to various state departments to fund the premiums for paying workers' compensation claims which are assessed to and collected from the state department by the department of personnel based upon a rating formula established by the department of personnel:
..... \$ 5,884,740

The premiums collected by the department of personnel shall be segregated into a separate workers' compensation fund in the state treasury to be used for payment of state employees' workers' compensation claims. Notwithstanding section 8.33, unencumbered or unobligated moneys remaining in this workers' compensation fund at the end of the fiscal year shall not revert but shall be available for expenditure for purposes of the fund for subsequent fiscal years.

Sec. 19. DEPARTMENT OF REVENUE AND FINANCE. There is appropriated from the general fund of the state to the department of revenue and finance for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, to be

used for the purposes designated, and for not more than the following full-time equivalent positions used for the purposes designated in subsections 1 through 3:

..... FTEs 576.43

1. COMPLIANCE

For salaries, support, maintenance, and miscellaneous purposes:
..... \$ 10,789,038

2. STATE FINANCIAL MANAGEMENT

For salaries, support, maintenance, and miscellaneous purposes:
..... \$ 9,717,637

3. INTERNAL RESOURCES MANAGEMENT

For salaries, support, maintenance, and miscellaneous purposes:
..... \$ 6,025,904

4. COLLECTION COSTS AND FEES

For payment of collection costs and fees pursuant to section 422.26:
..... \$ 45,000

5. a. In addition to the requirements in section 8.39, the department of revenue and finance shall not change the appropriations for the purposes designated in subsections 1 through 3 from the amounts appropriated in those subsections unless notice of the revisions is given prior to their effective date to the legislative fiscal bureau. The notice shall include information on the department's rationale for making the changes.

b. The department of revenue and finance shall report quarterly to the legislative fiscal bureau concerning progress in the implementation of generally accepted accounting principles, including determination of reporting entities, fund classifications, modification of the Iowa financial accounting system, progress on preparing a comprehensive annual financial report, and the most current estimate of the

general fund balance based on current generally accepted accounting principles.

c. The director of revenue and finance shall report annually to the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation and the legislative fiscal bureau on the implementation and financial status of the integrated revenue information system. The report shall include any changes from the scheduled progress including expenditures or estimated revenue.

d. The director of revenue and finance shall prepare and issue a state appraisal manual and the revisions to the state appraisal manual as provided in section 421.17, subsection 18, without cost to a city or county.

Sec. 20. LOTTERY. There is appropriated from the lottery fund to the department of revenue and finance for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes for the administration and operation of lottery games, and for not more than the following full-time equivalent positions:
..... \$ 7,494,998
..... FTEs 120.00

Sec. 21. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is appropriated from the motor vehicle fuel tax fund created by section 452A.77 to the department of revenue and finance for the fiscal year beginning July 1, 1996, and ending June 30, 1997, 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 administration and enforcement of the provisions of chapter 452A and the motor vehicle use tax program:
..... \$ 1,034,482

Sec. 22. SECRETARY OF STATE. There is appropriated from the general fund of the state to the office of the secretary

of state for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION AND ELECTIONS

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

..... \$ 368,508
..... FTEs 5.00

2. BUSINESS SERVICES

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

..... \$ 1,745,502
..... FTEs 32.00

Sec. 23. STATE-FEDERAL RELATIONS. There is appropriated from the general fund of the state to the office of state-federal relations for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

..... \$ 240,172
..... FTEs 3.00

Sec. 24. TREASURER. There is appropriated from the general fund of the state to the office of treasurer of state for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

..... \$ 902,594
 PTEs 27.80

The office of treasurer of state shall supply clerical and secretarial support for the executive council.

Sec. 25. SURCHARGE FOR THE SECOND INJURY FUND -- TASK FORCE.

1. For the fiscal period commencing on the effective date of this section and ending June 30, 1997, the treasurer of state may assess a surcharge on workers' compensation weekly benefits paid in the state during the fiscal year commencing July 1, 1994. The surcharge is payable by all self-insured employers making weekly benefit payments and all insurers making weekly benefit payments on behalf of insured employers. The surcharge applies to all workers' compensation insurance policies and self-insurance coverages of employers approved for self-insurance by the commissioner of insurance pursuant to section 87.4 or 87.11, and to the state of Iowa, its departments, divisions, agencies, commissions, and boards, or any political subdivision coverages whether insured or self-insured. The surcharge shall not apply to any reinsurance or retrocessional transaction under section 520.4 or 520.9. The treasurer of state shall base the surcharge for each payor upon the payor's pro rata share of weekly benefits paid in the state during the fiscal year commencing July 1, 1994. The treasurer may use reports of weekly benefits paid derived from the last completed policy or reporting year, or other consistent allocation methodology. The surcharge is collectable by an insurer or from its policyholders if the insured employer fails to pay the insurer. An insurance carrier, its agent, or a third-party administrator shall not be entitled to any portion of the surcharge as a fee or commission for its collection. The surcharge is not subject to any taxes, licenses, or fees. The surcharge is not deemed to be an assessment or tax, but shall be deemed an additional benefit paid for injuries compensable under the second injury

fund. However, the treasurer of state shall not collect over \$870,000 in assessing the surcharge.

2. a. A second injury task force is created. The task force shall consist of representatives of business and labor appointed by the industrial commissioner who shall serve as chairperson of the task force. The task force shall study issues relating to the second injury fund including, but not limited to, the following:

- (1) The role and purpose of the second injury fund within the workers compensation system.
- (2) The source of funding for administrative expenses.
- (3) The need for continuation of the second injury fund.
- (4) The continuation of the surcharge imposed by this section.

b. The second injury task force shall complete its study and submit its recommendations to the chairpersons and ranking members of the standing committee on business and labor and the standing committee on labor and industrial relations of the general assembly by January 15, 1997.

c. The second injury task force is abolished upon submission of its report and recommendations to the general assembly as provided in this subsection.

3. The surcharges collected pursuant to this section shall be deposited in the second injury fund.

4. The administrative costs and expenses incurred by the treasurer of state, the attorney general, the second injury fund, or the department of revenue and finance, in connection with the second injury fund, may be paid from the fund to the extent authorized by 1995 Iowa Acts, chapter 219, section 25, and this section. However, the payment of administrative costs and expenses incurred by the treasurer of state, the attorney general, the second injury fund, and the department of revenue and finance, as authorized in this subsection, shall only be permitted for administrative costs and expenses incurred in the fiscal year commencing July 1, 1996, and ending June 30, 1997, and shall not exceed \$170,000.

5. An insurer or self-insurer shall pay a surcharge imposed by this section no later than thirty days following the assessment.

6. a. If an insurer, policyholder, or self-insurer withdraws from doing business in this state before the surcharges authorized by this section become due, or fails or neglects to pay the surcharge imposed, the treasurer of state shall at once proceed to collect the surcharge, and may employ such legal process as may be necessary for that purpose, and when so collected shall deposit the surcharge into the second injury fund. The treasurer may bring the suit in any court of this state having jurisdiction, and reasonable attorney's fees may be taxed as costs in the suit.

b. If the surcharges imposed by this section are not paid or transferred when due, the insurer, policyholder, or self-insurer responsible for the failure shall be required to pay, as part of the surcharge, interest on the surcharge at the rate of one and one-half percent per month for each month or fraction of a month delinquent. If the treasurer of state prevails in any dispute concerning the assessment of a surcharge which has not been paid or transferred, interest shall be paid upon the amount found due to the state at the rate of one and one-half percent per month for each month or fraction of a month delinquent.

c. An insurer is not liable for a surcharge which is not paid to the insurer by the policyholder or employer provided the insurer has made good faith efforts to collect the surcharge from the policyholder or employer. An insurance carrier shall report to the treasurer of state a policyholder or employer who fails to pay a surcharge within thirty days of its due date.

d. In any action concerning the amount of a surcharge imposed by this section, any other surcharge shall continue to be made based upon the amount assessed by the treasurer of state. In the event of an overpayment, the excess amount paid may be credited against future payments otherwise due.

e. An employer who fails to pay the surcharges imposed under this section shall not be allowed to purchase workers' compensation insurance coverage or to renew a self-insurance authorization unless and until the surcharge has been paid.

7. For the purposes of this section, "insurer" includes a self-insurance group approved by the commissioner of insurance pursuant to section 87.4.

Sec. 26. IMPLEMENTATION OF FUNDING REDUCTIONS -- INTENT OF GENERAL ASSEMBLY. It is the intent of the general assembly that the departments, agencies, and offices of the executive department of state government shall implement funding reductions through organizational changes which reduce supervisory positions, vertically and horizontally, and increase the span of control of the remaining supervisors as recommended by the governor's committee on government spending reform.

Sec. 27. ELIMINATION OF VACANT UNFUNDED JOBS. The state departments, agencies, or offices receiving appropriations under this Act shall eliminate, within thirty days after the beginning of a fiscal year, all vacant unfunded positions on the table of organization of the state department, agency, or office.

Sec. 28. STATE COMMUNICATIONS NETWORK -- REDUCTION OF TRAVEL AND RELATED EXPENSES. The offices of the governor and lieutenant governor, the office of secretary of state, the office of treasurer of state, the auditor of state, the department of commerce, the department of inspections and appeals, the Iowa ethics and campaign disclosure board, the department of general services, the department of management, the department of revenue and finance, and the department of personnel shall use the services of the state communications network as much as possible for interagency communication, meetings, and conferences to reduce travel and related expenses for the respective offices or departments.

Sec. 29. REPORT OF ADDITIONAL INCOME AND EXPENDITURES.

The state departments, agencies, and offices receiving appropriations under this Act shall report all expenses in excess of the funds appropriated from any statutory revolving funds during the fiscal year beginning July 1, 1995, and ending June 30, 1996. The report shall also include any income and the beginning and ending balances of the revolving funds.

The report required pursuant to this section shall be submitted not later than September 30, 1996, for expenditures made during the fiscal year beginning July 1, 1995, and ending June 30, 1996, to the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation and the legislative fiscal bureau.

Sec. 30. STUDY OF LOTTERY INTERNAL OPERATION.

1. The legislative fiscal bureau shall conduct a study of the administrative practices and advertising practices of the state lottery. The legislative fiscal bureau shall report its findings to the legislative fiscal committee, legislative council, and to the interim legislative study committee established pursuant to subsection 2.

2. The legislative council is requested to establish an interim study of the administrative practices and advertising practices of the state lottery. The study committee shall evaluate the information received from the legislative fiscal bureau pursuant to subsection 1 and make recommendations to be submitted to the legislative council and the general assembly in January 1997.

Sec. 31. FEDERAL GRANTS. All federal grants to and the federal receipts of agencies appropriated funds under this Act, not otherwise appropriated, are appropriated for the purposes set forth in the federal grants or receipts unless otherwise provided by the general assembly.

Sec. 32. Section 99D.11, subsection 6, paragraph b, Code 1995, is amended to read as follows:

b. The commission may authorize the licensee to simultaneously telecast within the racetrack enclosure, for the purpose of pari-mutuel wagering, a horse or dog race licensed by the racing authority of another state. It is the responsibility of each licensee to obtain the consent of appropriate racing officials in other states as required by the federal Interstate Horseracing Act of 1978, 15 U.S.C. § 3001-3007, to televise races for the purpose of conducting pari-mutuel wagering. A licensee may also obtain the permission of a person licensed by the commission to conduct horse or dog races in this state to televise races conducted by that person for the purpose of conducting pari-mutuel racing. However, arrangements made by a licensee to televise any race for the purpose of conducting pari-mutuel wagering are subject to the approval of the commission, and the commission shall select the races to be televised. The races selected by the commission shall be the same for all licensees approved by the commission to televise races for the purpose of conducting pari-mutuel wagering. The commission shall not authorize the simultaneous telecast or televising of and a licensee shall not simultaneously telecast or televise any horse or dog race for the purpose of conducting pari-mutuel wagering unless the simultaneous telecast or televising is done at the racetrack of a licensee that schedules no less than sixty performances of nine live races each day of the season. For purposes of the taxes imposed under this chapter, races televised by a licensee for purposes of pari-mutuel wagering shall be treated as if the races were held at the racetrack of the licensee. Notwithstanding any contrary provision in this chapter, the commission may allow a licensee to adopt the same deductions as those of the pari-mutuel racetrack from which the races are being simultaneously telecast.

Sec. 33. Section 321.19, subsection 1, unnumbered paragraph 2, Code Supplement 1995, is amended to read as follows:

The department shall furnish, on application, free of charge, distinguishing plates for vehicles thus exempted, which plates except plates on Iowa highway safety patrol vehicles shall bear the word "official" and the department shall keep a separate record. Registration plates issued for Iowa highway safety patrol vehicles, except unmarked patrol vehicles, shall bear two red stars on a yellow background, one before and one following the registration number on the plate, which registration number shall be the officer's badge number. Registration plates issued for a county sheriff's patrol vehicles shall display one seven-pointed gold star followed by the letter "S" and the call number of the vehicle. However, the director of general services or the director of transportation may order the issuance of regular registration plates for any exempted vehicle used by peace officers in the enforcement of the law, persons enforcing chapter 124 and other laws relating to controlled substances, persons in the department of justice, the alcoholic beverages division of the department of commerce, and the department of inspections and appeals who are regularly assigned to conduct investigations which cannot reasonably be conducted with a vehicle displaying "official" state registration plates, and persons in the lottery division of the department of revenue and finance whose regularly assigned duties relating to security or the carrying of lottery tickets cannot reasonably be conducted with a vehicle displaying "official" registration plates. For purposes of sale of exempted vehicles, the exempted governmental body, upon the sale of the exempted vehicle, may issue for in-transit purposes a pasteboard card bearing the words "Vehicle in Transit", the name of the official body from which the vehicle was purchased, together with the date of the purchase plainly marked in at least one-inch letters, and other information required by the department. The in-transit card is valid for use only within forty-eight hours after the purchase date as indicated on the bill of sale which shall be carried by the driver.

Sec. 34. EFFECTIVE DATE. Section 25 of this Act, relating to the second injury fund, being deemed of immediate importance, takes effect upon enactment.

RON J. CORBETT
Speaker of the House

LEONARD L. BOSWELL
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2416, Seventy-sixth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved 5/28, 1996

TERRY E. BRANSTAD
Governor