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APPROPRIATIONS CALENDAR

HOUSE FILE 2477
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 746)

Passed House, ^(p.728) Date 3/13/96 Passed Senate, ^(p.964) Date 3/21/96
Vote: Ayes 62 Nays 37 Vote: Ayes 41 Nays 7
Approved Item Veto 5/29/96

A BILL FOR

1 An Act relating to the funding of, operation of, and
2 appropriation of moneys to agencies, institutions,
3 commissions, departments, and boards responsible for education
4 and cultural programs of this state and making related
5 statutory changes and providing effective date provisions.
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2477

COLLEGE STUDENT AID COMMISSION

Section 1. There is appropriated from the general fund of the state to the college student aid commission for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as may be necessary, to be used for the purposes designated:

1. GENERAL ADMINISTRATION

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

.....	\$	317,797
.....	FTEs	7.05

The college student aid commission shall conduct a study of and consider possible differentiations in the grants awarded that are based upon parental income and assets under the Iowa tuition grant program. The commission shall submit a report of its findings and recommendations to the general assembly by January 1, 1997.

2. UNIVERSITY OF OSTEOPATHIC MEDICINE AND HEALTH SCIENCES

a. For forgivable loans to Iowa students attending the university of osteopathic medicine and health sciences, under the forgivable loan program pursuant to section 261.19A:

.....	\$	379,260
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b. For the university of osteopathic medicine and health sciences for an initiative in primary health care to direct primary care physicians to shortage areas in the state:

.....	\$	345,000
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The moneys appropriated in this lettered paragraph shall be used as follows:

(1) To reduce student loan debt for primary care physicians in an amount not to exceed \$30,000 per student for a four-year period of medical service in medically underserved areas of the state.

(2) For tuition scholarships for students attending the university of osteopathic medicine and health sciences who

1 agree to practice primary care medicine in medically under-
2 served areas of the state. The student shall practice in the
3 state two years for every year of tuition. A person receiving
4 funds under this subparagraph shall not be eligible for funds
5 under subparagraph (1).

6 (3) For general administration costs of the university for
7 the primary care initiative, the university shall expend an
8 amount not to exceed \$50,000.

9 Within one month of the end of a fiscal quarter, the
10 university of osteopathic medicine and health sciences shall
11 submit a report to the legislative fiscal bureau concerning
12 the expenditure of funds used pursuant to subparagraphs (1),
13 (2), and (3) of this lettered paragraph. The university shall
14 also submit the annual audit of the university to the
15 legislative fiscal bureau within six months following the end
16 of the year being audited.

17 The college student aid commission shall not provide moneys
18 for subparagraphs (1) and (2) of this lettered paragraph until
19 the university has signed and submitted contracts for the use
20 of these moneys for reduction of student loan debt and tuition
21 scholarships. Funds for subparagraph (3) of this lettered
22 paragraph shall be provided quarterly to the university.

23 Notwithstanding section 8.33, the funds for this lettered
24 paragraph shall not revert to the general fund but be
25 available for expenditure the following fiscal year for
26 purposes of subparagraphs (1) and (2).

27 The college student aid commission, the university of
28 osteopathic medicine and health sciences, and the legislative
29 fiscal bureau shall cooperatively develop and propose uniform
30 time periods of medical practice which shall be served in the
31 state in return for an allocation of state funds for purposes
32 of the university of osteopathic medicine and health sciences.
33 Proposals developed may relate to allocations of funds within
34 a single appropriation concept and include contracting
35 provisions. Proposals shall be submitted in a report to the

1 general assembly by January 1, 1997.

2 3. STUDENT AID PROGRAMS

3 For payments to students for the Iowa grant program:

4 \$ 1,397,790

5 Sec. 2. There is appropriated from the loan reserve
6 account to the college student aid commission for the fiscal
7 year beginning July 1, 1996, and ending June 30, 1997, the
8 following amount, or so much thereof as may be necessary, to
9 be used for the purposes designated:

10 For operating costs of the Stafford loan program including
11 salaries, support, maintenance, miscellaneous purposes, and
12 for not more than the following full-time equivalent
13 positions:

14 \$ 4,596,739

15 FTEs 28.95

16 Sec. 3. There is appropriated from the scholarship and
17 tuition grant reserve fund to the college student aid
18 commission for the fiscal year beginning July 1, 1996, and
19 ending June 30, 1997, the funds remaining following transfer,
20 pursuant to section 261.20, in the fiscal year ending June 30,
21 1995, and funds remaining following transfer pursuant to
22 section 261.20 for the fiscal year ending June 30, 1996, which
23 are to be used for payments to students for the Iowa
24 vocational-technical tuition grants, and which are in addition
25 to funds appropriated in section 261.25, subsection 3.

26 DEPARTMENT OF CULTURAL AFFAIRS

27 Sec. 4. There is appropriated from the general fund of the
28 state to the department of cultural affairs for the fiscal
29 year 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:

32 1. ARTS DIVISION

33 For salaries, support, maintenance, miscellaneous purposes,
34 including funds to match federal grants, for areawide arts and
35 cultural service organizations that meet the requirements of

1 chapter 303C, and for not more than the following full-time
2 equivalent positions:

3 \$ 1,061,568
4 FTEs 11.00

5 The Iowa arts council shall develop and implement
6 a simplified, uniform grant application for use by all
7 grant applicants and shall prescribe a uniform grant
8 application renewal period for all grant applicants by
9 January 15, 1997.

10 2. HISTORICAL DIVISION

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

14 \$ 2,523,932
15 FTEs 58.00

16 It is the intent of the general assembly that capitol
17 security police place the security of the state historical
18 building at a higher priority level than the security at the
19 state capitol parking area.

20 3. HISTORIC SITES

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

24 \$ 311,039
25 FTEs 4.00

26 4. ADMINISTRATION

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

30 \$ 220,227
31 FTEs 4.30

32 5. COMMUNITY CULTURAL GRANTS

33 For planning and programming for the community cultural
34 grants program established under section 303.3, and for not
35 more than the following full-time equivalent position:

1 \$ 707,721
2 FTEs 0.70

3 DEPARTMENT OF EDUCATION

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

9 1. GENERAL ADMINISTRATION

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

13 \$ 5,138,382
14 FTEs 94.95

15 The department of education shall conduct a study of the
16 special education funding system with the following goals:
17 increasing the capacity of the whole school to meet the needs
18 of all children; increasing support available to "at-risk"
19 students; and ensuring predictable and equitable special
20 education funding at both the state and local levels. The
21 study shall include, but is not limited to, an examination of
22 the consequences of increasing the current special education
23 weights and the impact that will have on those districts whose
24 expenditures exceed the amounts generated under the present
25 weighting plan and on those districts who are generating
26 sufficient funds; the issues and feasibility of alternative
27 special education funding systems based on school district
28 experiences with involvement from representatives of the
29 education community, including representatives from area
30 education agencies, special education teachers,
31 administrators, and advocacy groups; and the possibility of
32 establishing a funding system to address students that are
33 "at-risk" but are not currently eligible for special education
34 services. The department shall submit its findings and
35 specific recommendations in a report to the general assembly

1 and the legislative fiscal bureau by January 1, 1997.

2 The department of education shall conduct a study of the
3 trends in the number of students requiring services to become
4 proficient in the English language and the current and
5 projected costs related to providing such services by local
6 school districts. The department shall report its findings
7 and specific recommendations regarding funding to the general
8 assembly and the legislative fiscal bureau by January 1, 1997.

9 Funds appropriated from the general fund of the state to
10 the department of education shall not be used for personnel
11 contracts until all vacant full-time equivalent positions
12 which are funded are filled.

13 The department of education shall submit an annual report
14 of funds expended and activities accomplished in the K-12 and
15 community college management information system to the
16 legislative fiscal bureau and the general assembly by January
17 1.

18 2. VOCATIONAL EDUCATION ADMINISTRATION

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

22	\$	656,057
23	FTEs	18.60

24 3. BOARD OF EDUCATIONAL EXAMINERS

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

28	\$	194,582
29	FTEs	2.00

30 4. VOCATIONAL REHABILITATION DIVISION

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

34	\$	4,018,243
35	FTEs	289.75

1 The division of vocational rehabilitation services of the
2 department of education shall seek, in addition to state
3 appropriations, funds other than federal funds, which may
4 include but are not limited to local funds, for purposes of
5 matching federal vocational rehabilitation funds.

6 Notwithstanding the full-time equivalent position limit
7 established in this subsection for the fiscal year ending June
8 30, 1997, if federal funding is available to pay the costs of
9 additional employees for the vocational rehabilitation
10 division who would have duties relating to vocational
11 rehabilitation services paid for through federal funding,
12 authorization to hire not more than four full-time equivalent
13 employees shall be provided, the full-time equivalent position
14 limit shall be exceeded, and the additional employees shall be
15 hired by the division.

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

20	\$	37,669
21	FTEs	1.50

22 5. STATE LIBRARY

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

26	\$	2,470,915
27	FTEs	34.50

28 6. REGIONAL LIBRARY

29 For state aid:

30	\$	1,507,000
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31 7. PUBLIC BROADCASTING DIVISION

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

35	\$	6,925,335
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1 FTEs 101.00

2 8. CAREER PATHWAYS PROGRAM

3 For purposes of developing and implementing a career
4 pathways program to expand opportunities for youth and adults
5 to become prepared for and succeed in high-wage, high-skill
6 employment:

7 \$ 650,000

8 Notwithstanding section 8.33, unobligated and unencumbered
9 money remaining on June 30, 1997, from the appropriation made
10 in this subsection shall not revert but shall be available for
11 expenditure during the following fiscal year.

12 9. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS

13 For reimbursement for vocational education expenditures
14 made by secondary schools:

15 \$ 3,308,850

16 Funds appropriated in this subsection shall be used for
17 expenditures made by school districts to meet the standards
18 set in sections 256.11, 258.4, and 260C.14 as a result of the
19 enactment of 1989 Iowa Acts, chapter 278. Funds shall be used
20 as reimbursement for vocational education expenditures made by
21 secondary schools in the manner provided by the department of
22 education for implementation of the standards set in 1989 Iowa
23 Acts, chapter 278.

24 10. SCHOOL FOOD SERVICE

25 For use as state matching funds for federal programs that
26 shall be disbursed according to federal regulations, including
27 salaries, support, maintenance, miscellaneous purposes, and
28 for not more than the following full-time equivalent
29 positions:

30 \$ 2,716,859

31 FTEs 13.00

32 11. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

33 To provide funds for costs of providing textbooks to each
34 resident pupil who attends a nonpublic school as authorized by
35 section 301.1. The funding is limited to \$20 per pupil and

1 shall not exceed the comparable services offered to resident
2 public school pupils:

3 \$ 616,000

4 12. VOCATIONAL AGRICULTURE YOUTH ORGANIZATION

5 To assist a vocational agriculture youth organization
6 sponsored by the schools to support the foundation established
7 by that vocational agriculture youth organization and for
8 other youth activities:

9 \$ 69,400

10 13. FAMILY RESOURCE CENTERS

11 For support of the family resource center demonstration
12 program established under chapter 256C:

13 \$ 120,000

14 14. CAREER OPPORTUNITY PROGRAM

15 For purposes of providing assistance to minority persons
16 who major in fields or subject areas where minorities are
17 currently underrepresented or underutilized pursuant to
18 section 260C.29:

19 \$ 135,000

20 15. CHILD DEVELOPMENT COORDINATING COUNCIL

21 For the purposes set out in section 279.51, subsection 2,
22 and section 256A.3:

23 \$ 200,000

24 Moneys allocated as provided in this subsection shall
25 supplement, not supplant, any other moneys appropriated for
26 purposes of the child development coordinating council.

27 16. COMMUNITY COLLEGES

28 Notwithstanding chapter 260D, if applicable, for general
29 state financial aid, including general financial aid to merged
30 areas in lieu of personal property tax replacement payments
31 under section 427A.13, to merged areas as defined in section
32 260C.2, for vocational education programs in accordance with
33 chapters 258 and 260C, to purchase instructional equipment for
34 vocational and technical courses of instruction in community
35 colleges, and for salary increases:

1 \$123,871,270

2 The funds appropriated in this subsection shall be

3 allocated as follows:

4 a. Merged Area I \$ 5,916,037

5 b. Merged Area II \$ 6,975,940

6 c. Merged Area III \$ 6,587,129

7 d. Merged Area IV \$ 3,209,205

8 e. Merged Area V \$ 6,712,606

9 f. Merged Area VI \$ 6,220,573

10 g. Merged Area VII \$ 8,873,487

11 h. Merged Area IX \$ 10,879,854

12 i. Merged Area X \$ 16,887,144

13 j. Merged Area XI \$ 18,041,340

14 k. Merged Area XII \$ 7,165,949

15 l. Merged Area XIII \$ 7,329,257

16 m. Merged Area XIV \$ 3,250,860

17 n. Merged Area XV \$ 10,140,020

18 o. Merged Area XVI \$ 5,681,869

19 The board of directors of a community college shall not

20 authorize the creation of a dental hygienist program until

21 after the adjournment of the first regular session of the

22 Seventy-seventh General Assembly.

23 Sec. 6. Notwithstanding the limitation on the use of

24 moneys in the interest for Iowa schools fund in section

25 257B.1A, any unobligated or unencumbered moneys in the

26 interest for Iowa schools fund on June 30, 1996, shall be

27 transferred to the department of education for the fiscal year

28 beginning July 1, 1996, and ending June 30, 1997, the

29 following amounts, or so much thereof as is necessary, to be

30 used for the purposes designated:

31 1. For grants to support qualifying teams for a worldwide

32 academic competition:

33 \$ 20,000

34 2. For allocation to the public broadcasting division for

35 purposes of creating and disseminating to school districts

1 interactive television applications:

2 \$ 75,000

3 3. For allocation to the university of northern Iowa for
4 purposes of providing teaching coursework through merged area
5 XI at the Carroll campus:

6 \$ 75,000

7 4. For local arts comprehensive educational strategies
8 (LACES):

9 \$ 50,000

10 The department of education and the Iowa alliance for arts
11 education shall jointly develop grant applications and select
12 grant recipients for the local arts comprehensive educational
13 strategies program. At least 50 percent of the funds
14 appropriated by the general assembly for the fiscal year
15 beginning July 1, 1996, and ending June 30, 1997, for purposes
16 of the local arts comprehensive educational strategies
17 program, shall be allocated to schools which are new
18 participants in the program.

19 If moneys in the interest for Iowa schools fund are
20 insufficient for purposes of the appropriation provided for
21 under this section, funds shall be allocated in the order of
22 the subsections, with the highest priority given to subsection
23 1.

24 Sec. 7. Notwithstanding section 8.33 and 1995 Iowa Acts,
25 chapter 218, section 1, subsection 17, funds appropriated and
26 allocated for advanced placement pursuant to 1995 Iowa Acts,
27 chapter 218, section 1, subsection 17, remaining unencumbered
28 and unobligated on June 30, 1996, shall not revert to the
29 general fund but shall be distributed by the department of
30 education for purposes of providing grants to support
31 qualifying teams for a worldwide academic competition.

32 STATE BOARD OF REGENTS

33 Sec. 8. There is appropriated from the general fund of the
34 state to the state board of regents for the fiscal year
35 beginning July 1, 1996, and ending June 30, 1997, the

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

3 1. OFFICE OF STATE BOARD OF REGENTS

4 a. The state board of regents shall determine the board
5 office budget for each fiscal year. The board shall require
6 only the three institutions of higher learning under the
7 control of the board to reimburse the board office expenses
8 based upon enrollment of the institutions. The board shall
9 maintain not more than 15.00 full-time equivalent positions
10 for the fiscal year beginning July 1, 1996, and ending June
11 30, 1997. The board shall prepare a quarterly report,
12 regarding the board office budget and the reimbursements
13 provided to the board by the institutions of higher learning
14 under the control of the board, which shall be submitted
15 quarterly to the general assembly and the legislative fiscal
16 bureau.

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

25 \$ 27,106,881

26 The state board of regents, the department of management,
27 and the legislative fiscal bureau shall cooperate to determine
28 and agree upon, by November 15, 1996, the amount that needs to
29 be appropriated for tuition replacement for the fiscal year
30 beginning July 1, 1997.

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

33 \$ 74,156

34 d. For funds to be allocated to the siouxland interstate
35 metropolitan planning council for the tristate graduate center

1 under section 262.9, subsection 21:

2 \$ 74,511

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

5 \$ 154,278

6 It is the intent of the general assembly that the state board
7 of regents explore options relating to locating the graduate
8 centers under its control within the appropriate campuses of
9 the community college system, and that the board consider the
10 benefits of fully utilizing the Iowa communications network to
11 maximize efficiency. The board shall review options regarding
12 relocation of the centers and submit recommendations to the
13 legislative fiscal bureau and the joint appropriations
14 subcommittee on education by January 1, 1997.

15 2. STATE UNIVERSITY OF IOWA

16 a. General university, including lakeside laboratory

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

20 \$202,267,198

21 FTEs 4,020.47

22 b. For the primary health care initiative in the college
23 of medicine and for not more than the following full-time
24 equivalent positions:

25 \$ 771,000

26 FTEs 11.00

27 From the moneys appropriated in this lettered paragraph,
28 \$330,000 shall be allocated to the department of family
29 practice at the state university of Iowa college of medicine
30 for family practice faculty and support staff.

31 c. University hospitals

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

1 \$ 29,452,383

2 FTEs 5,701.67

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

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

15 (2) The attending physician certifies that the fetus is
16 physically deformed, mentally deficient, or afflicted with a
17 congenital illness.

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

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

26 (5) The abortion is a spontaneous abortion, commonly known
27 as a miscarriage, wherein not all of the products of
28 conception are expelled.

29 The total quota allocated to the counties for indigent
30 patients for the fiscal year beginning July 1, 1996, shall not
31 be lower than the total quota allocated to the counties for
32 the fiscal year commencing July 1, 1995. The total quota
33 shall be allocated among the counties on the basis of the 1990
34 census pursuant to section 255.16.

35 d. Psychiatric hospital

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

6 \$ 7,225,868
7 FTEs 307.05

8 e. Hospital-school

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

12 \$ 5,938,345
13 FTEs 167.10

14 f. Oakdale campus

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

18 \$ 2,896,269
19 FTEs 63.58

20 g. State hygienic laboratory

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

24 \$ 3,309,148
25 FTEs 102.49

26 h. Family practice program

27 For allocation by the dean of the college of medicine, with
28 approval of the advisory board, to qualified participants, to
29 carry out chapter 148D for the family practice program,
30 including salaries and support, and for not more than the
31 following full-time equivalent positions:

32 \$ 2,060,917
33 FTEs 180.74

34 i. Child health care services

35 For specialized child health care services, including

1 childhood cancer diagnostic and treatment network programs,
 2 rural comprehensive care for hemophilia patients, and the Iowa
 3 high-risk infant follow-up program, including salaries and
 4 support, and for not more than the following full-time
 5 equivalent positions:

6	\$	464,274
7	FTEs	10.60

8 j. Agricultural health and safety programs

9 For agricultural health and safety programs, and for not
 10 more than the following full-time equivalent positions:

11	\$	253,213
12	FTEs	3.48

13 k. Statewide cancer registry

14 For the statewide cancer registry, and for not more than
 15 the following full-time equivalent positions:

16	\$	195,167
17	FTEs	3.07

18 l. Substance abuse consortium

19 For funds to be allocated to the Iowa consortium for
 20 substance abuse research and evaluation, and for not more than
 21 the following full-time equivalent positions:

22	\$	64,396
23	FTEs	1.15

24 m. Center for biocatalysis

25 For the center for biocatalysis, and for not more than the
 26 following full-time equivalent positions:

27	\$	1,017,000
28	FTEs	14.40

29 n. National advanced driving simulator

30 For the national advanced driving simulator, and for not
 31 more than the following full-time equivalent positions:

32	\$	282,101
33	FTEs	3.58

34 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

35 a. General university

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

4 \$160,639,691
5 FTEs 3,581.98

6 Of the funds appropriated in this lettered paragraph, for
7 the fiscal year beginning July 1, 1996, and ending June 30,
8 1997, \$1,500,000 shall be expended for purposes of the healthy
9 livestock program. It is the intent of the general assembly
10 to provide for an allocation in the sum of \$2,000,000 for the
11 1997-1998 fiscal year for purposes of the healthy livestock
12 program.

13 b. Agricultural experiment station

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

17 \$ 31,754,200
18 FTEs 546.98

19 c. Cooperative extension service in agriculture and home
20 economics

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

25 \$ 19,280,398
26 FTEs 431.85

27 d. Leopold center

28 For agricultural research grants at Iowa state university
29 under section 266.39B, and for not more than the following
30 full-time equivalent positions:

31 \$ 560,593
32 FTEs 11.25

33 e. Livestock disease research

34 For deposit in and the use of the livestock disease
35 research fund under section 267.8, and for not more than the

1 following full-time equivalent positions:
2 \$ 276,022
3 FTEs 3.17
4 4. UNIVERSITY OF NORTHERN IOWA
5 a. For salaries, support, maintenance, equipment,
6 miscellaneous purposes, and for not more than the following
7 full-time equivalent positions:
8 \$ 71,771,714
9 FTEs 1,421.50
10 b. Recycling and reuse center:
11 \$ 239,745
12 c. Educator development on campus:
13 For salaries, support, maintenance, miscellaneous purposes,
14 and for not more than the following full-time equivalent
15 positions:
16 \$ 250,000
17 FTEs 4.00
18 5. STATE SCHOOL FOR THE DEAF
19 For salaries, support, maintenance, miscellaneous purposes,
20 and for not more than the following full-time equivalent
21 positions:
22 \$ 6,678,655
23 FTEs 124.14
24 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL
25 For salaries, support, maintenance, miscellaneous purposes,
26 and for not more than the following full-time equivalent
27 positions:
28 \$ 3,711,503
29 FTEs 83.68
30 7. TUITION AND TRANSPORTATION COSTS
31 For payment to local school boards for the tuition and
32 transportation costs of students residing in the Iowa braille
33 and sight saving school and the state school for the deaf
34 pursuant to section 262.43 and for payment of certain clothing
35 and transportation costs for students at these schools

1 pursuant to section 270.5:

2 \$ 11,882

3 Sec. 9. If revenues received by the state board of regents
4 from indirect cost reimbursements, refunds and reimbursements,
5 interest, and other categories within the general operating
6 budgets of the institutions of higher learning under the
7 control of the regents equal an amount greater than the
8 original budget approved by the regents board for the fiscal
9 year beginning July 1, 1996, and ending June 30, 1997, the
10 increase shall be used for building repair, deferred
11 maintenance, or fire safety at the respective institutions of
12 higher learning under the control of the board, and shall not
13 be used to increase budget ceilings adopted by the regents
14 board.

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

21 Sec. 11. Notwithstanding section 8.33, funds appropriated
22 in 1995 Iowa Acts, chapter 218, section 6, subsection 1,
23 paragraph "b", remaining unencumbered or unobligated on June
24 30, 1996, shall not revert to the general fund of the state
25 but shall be available for expenditure for the purposes listed
26 in section 8, subsection 1, paragraph "b", of this Act during
27 the fiscal year beginning July 1, 1996, and ending June 30,
28 1997.

29 Sec. 12. MEDICAL ASSISTANCE -- SUPPLEMENTAL AMOUNTS. For
30 the fiscal year beginning July 1, 1996, and ending June 30,
31 1997, the department of human services shall continue the
32 supplemental disproportionate share and a supplemental
33 indirect medical education adjustment applicable to state-
34 owned acute care hospitals with more than 500 beds and shall
35 reimburse qualifying hospitals pursuant to that adjustment

1 with a supplemental amount for services provided medical
2 assistance recipients. The adjustment shall generate
3 supplemental payments intended to equal the state
4 appropriation made to a qualifying hospital for treatment of
5 indigent patients as provided in chapter 255. To the extent
6 of the supplemental payments, a qualifying hospital shall,
7 after receipt of the funds, transfer to the department of
8 human services an amount equal to the actual supplemental
9 payments that were made in that month. The aggregate amounts
10 for the fiscal year shall not exceed the state appropriation
11 made to the qualifying hospital for treatment of indigent
12 patients as provided in chapter 255. The department of human
13 services shall deposit the portion of these funds equal to the
14 state share in the department's medical assistance account and
15 the balance shall be credited to the general fund of the
16 state. To the extent that state funds appropriated to a
17 qualifying hospital for the treatment of indigent patients as
18 provided in chapter 255 have been transferred to the
19 department of human services as a result of these supplemental
20 payments made to the qualifying hospital, the department shall
21 not, directly or indirectly, recoup the supplemental payments
22 made to a qualifying hospital for any reason, unless an
23 equivalent amount of the funds transferred to the department
24 of human services by a qualifying hospital pursuant to this
25 provision is transferred to the qualifying hospital by the
26 department.

27 If the state supplemental amount allotted to the state of
28 Iowa for the federal fiscal year beginning October 1, 1996,
29 and ending September 30, 1997, pursuant to section 1923 (f)(3)
30 of the federal Social Security Act, as amended, or pursuant to
31 federal payments for indirect medical education is greater
32 than the amount necessary to fund the federal share of the
33 supplemental payments specified in the preceding paragraph,
34 the department of human services shall increase the
35 supplemental disproportionate share or supplemental indirect

1 medical education adjustment by the lesser of the amount
2 necessary to utilize fully the state supplemental amount or
3 the amount of state funds appropriated to the state university
4 of Iowa general education fund and allocated to the university
5 for the college of medicine. The state university of Iowa
6 shall transfer from the allocation for the college of medicine
7 to the department of human services, on a monthly basis, an
8 amount equal to the additional supplemental payments made
9 during the previous month pursuant to this paragraph. A
10 qualifying hospital receiving supplemental payments pursuant
11 to this paragraph that are greater than the state
12 appropriation made to the qualifying hospital for treatment of
13 indigent patients as provided in chapter 255 shall be
14 obligated as a condition of its participation in the medical
15 assistance program to transfer to the state university of Iowa
16 general education fund on a monthly basis an amount equal to
17 the funds transferred by the state university of Iowa to the
18 department of human services. To the extent that state funds
19 appropriated to the state university of Iowa and allocated to
20 the college of medicine have been transferred to the
21 department of human services as a result of these supplemental
22 payments made to the qualifying hospital, the department shall
23 not, directly or indirectly, recoup these supplemental
24 payments made to a qualifying hospital for any reason, unless
25 an equivalent amount of the funds transferred to the
26 department of human services by the state university of Iowa
27 pursuant to this paragraph is transferred to the qualifying
28 hospital by the department.

29 Continuation of the supplemental disproportionate share and
30 supplemental indirect medical education adjustment shall
31 preserve the funds available to the university hospital for
32 medical and surgical treatment of indigent patients as
33 provided in chapter 255 and to the state university of Iowa
34 for educational purposes at the same level as provided by the
35 state funds initially appropriated for that purpose.

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

10 For purposes of this section, "supplemental payment" means
11 a supplemental payment amount paid for medical assistance to a
12 hospital qualifying for that payment under this section.

13 Sec. 13. For the fiscal year beginning July 1, 1996, and
14 ending June 30, 1997, the state board of regents may use
15 notes, bonds, or other evidences of indebtedness issued under
16 section 262.48 to finance projects that will result in energy
17 cost savings in an amount that will cause the state board to
18 recover the cost of the projects within an average of six
19 years.

20 Sec. 14. Notwithstanding section 270.7, the department of
21 revenue and finance shall pay the state school for the deaf
22 and the Iowa braille and sight saving school the moneys
23 collected from the counties during the fiscal year beginning
24 July 1, 1996, for expenses relating to prescription drug costs
25 for students attending the state school for the deaf and the
26 Iowa braille and sight saving school.

27 Sec. 15. Section 11.6, subsection 1, paragraph a,
28 unnumbered paragraph 1, Code 1995, is amended to read as
29 follows:

30 The financial condition and transactions of all cities and
31 city offices, counties, county hospitals organized under
32 chapters 347 and 347A, memorial hospitals organized under
33 chapter 37, entities organized under chapter 28E having gross
34 receipts in excess of one hundred thousand dollars in a fiscal
35 year, merged areas, area education agencies, and all school

1 offices in school districts, shall be examined at least once
2 each year, except that cities having a population of seven
3 hundred or more but less than two thousand shall be examined
4 at least once every four years, and cities having a population
5 of less than seven hundred may be examined as otherwise
6 provided in this section. The examination shall cover the
7 fiscal year next preceding the year in which the audit is
8 conducted. The examination of school offices shall include an
9 audit of all school funds, the certified annual financial
10 report, and the certified enrollment as provided in section
11 257.6. ~~Examinations of community colleges shall include an~~
12 ~~audit of eligible and noneligible contact hours as defined in~~
13 ~~section 260B.2. -- Eligible and noneligible contact hours and~~
14 ~~any differences~~ Differences in certified enrollment shall be
15 reported to the department of management.

16 Sec. 16. Section 256.9, Code 1995, is amended by adding
17 the following new subsection:

18 NEW SUBSECTION. 49. Receive and approve the budget and
19 unified plan of service submitted by the division of libraries
20 and information services.

21 Sec. 17. Section 256.52, subsections 3 and 5, Code 1995,
22 are amended by striking the subsections.

23 Sec. 18. NEW SECTION. 256.57 STATE LIBRARIAN.

24 1. The director of the department of education shall
25 appoint the state librarian who shall administer the division,
26 and serve at the pleasure of the director.

27 2. The state librarian shall do all of the following:

- 28 a. Direct and organize the activities of the division.
- 29 b. Submit a biennial report to the governor on the
30 activities and an evaluation of the division and its programs
31 and policies.

32 c. Control all property of the division. The state
33 librarian may dispose of, through sale, conveyance, or
34 exchange, any library materials that may be obsolete or worn
35 out or that may no longer be needed or appropriate to the

1 mission of the state library of Iowa. These materials may be
2 sold by the state library directly or the library may sell the
3 materials by consignment with an outside entity. A state
4 library fund is created in the state treasury. Proceeds from
5 the sale of the library materials shall be remitted to the
6 treasurer of state and credited to the state library fund and
7 shall be used for the purchase of books and other library
8 materials. Notwithstanding section 8.33, any balance in the
9 fund on June 30 of any fiscal year shall not revert to the
10 general fund of the state.

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

15 e. Perform other duties imposed by law.

16 Sec. 19. Section 257.31, subsection 16, Code 1995, is
17 amended to read as follows:

18 16. The committee shall perform the duties assigned to it
19 under ~~chapter-260B-and-section~~ sections 257.32 and 260C.18B.

20 Sec. 20. Section 257B.1A, subsections 2 and 3, Code
21 Supplement 1995, are amended to read as follows:

22 2. For a transfer of moneys from the interest for Iowa
23 schools fund to the first in the nation in education
24 foundation, prior to July 1, October 1, January 1, and March 1
25 of each year, the governing board of the first in the nation
26 in education foundation established in section 257A.2 shall
27 certify to the treasurer of state the cumulative total value
28 of cash contributions received under section 257A.7 for
29 deposit in the first in the nation in education fund and for
30 the use of the foundation. ~~The-cumulative-total-value-of~~
31 ~~contributions-received-includes-the-value-of-the-amount~~
32 ~~deposited-in-the-national-center-endowment-fund-established-in~~
33 ~~section-263.8A-in-excess-of-eight-hundred-seventy-five~~
34 ~~thousand-dollars.--The-value-of-in-kind-contributions-shall-be~~
35 ~~based-upon-the-fair-market-value-of-the-contribution~~

1 ~~determined-for-income-tax-purposes:~~

2 The portion of the interest for Iowa schools fund that is
3 equal to the cumulative total value of cash contributions,
4 ~~less-the-portion-of-the-interest-for-Iowa-schools-fund~~
5 ~~dedicated-to-the-national-center-for-gifted-and-talented~~
6 ~~education,~~ is dedicated to the first in the nation in
7 education foundation for that year. The interest earned on
8 this dedicated amount shall be transferred by the treasurer of
9 state to the credit of the first in the nation in education
10 foundation.

11 3. For a transfer of moneys from the interest for Iowa
12 schools fund to the national center endowment fund established
13 in section 263.8A, prior to July 1, October 1, January 1, and
14 March 1 of each year, the state university of Iowa shall
15 certify to the treasurer of state the cumulative total value
16 of cash contributions received and deposited in the national
17 center endowment fund. Within fifteen days following
18 certification by the state university of Iowa, the treasurer
19 of state shall transfer from the interest for Iowa schools
20 fund to the national center an amount equal to one-half the
21 cumulative total value of the cash contributions deposited in
22 the national center endowment fund, not to exceed eight
23 hundred seventy-five thousand dollars.

24 Sec. 21. Section 260C.2, Code 1995, is amended by adding
25 the following new subsections:

26 NEW SUBSECTION. 1A. "Contact hour" means fifty minutes of
27 contact between an instructor and students in a scheduled
28 course offering for which students are registered.

29 NEW SUBSECTION. 2A. "Instructional cost center" means one
30 of the following areas of course offerings of the community
31 colleges:

- 32 a. Arts and sciences cost center.
33 b. Vocational-technical preparatory cost center.
34 c. Vocational-technical supplementary cost center.
35 d. Adult basic education and high school completion cost

1 center.

2 e. Continuing and general education cost center.

3 Sec. 22. Section 260C.14, Code 1995, is amended by adding
4 the following new subsections:

5 NEW SUBSECTION. 21. Annually submit to the department of
6 education and the legislative fiscal bureau, by August 15, on
7 forms designed by the department of education in consultation
8 with the community colleges, the following information, which
9 shall include, but is not limited to, the following:

10 a. The number of full-time and part-time students enrolled
11 in each program offered by the community college, listed by
12 program.

13 b. The number of and any appropriate demographic
14 information, including salaries of full-time and part-time
15 staff, relating to the faculty, administration, and support
16 personnel employed at each community college.

17 c. The full-time equivalent total of persons employed as
18 identified in paragraph "b".

19 d. Tuition charges, fees, and other costs payable to the
20 community college by a student.

21 e. The types of degrees granted by the community college
22 and the number of students receiving degrees.

23 f. Revenues and expenditures from state financial aid,
24 federal funds, tax levies, projects authorized under chapters
25 260E and 260F, tuition, bonds, other local sources, foundation
26 sources, and donations and gifts that may be accepted by the
27 governing board of a community college.

28 g. An inventory of buildings and facilities owned and
29 leased by the community college, and any related operation and
30 maintenance costs.

31 h. Infrastructure plans, which shall include, but are not
32 limited to, the amounts expended in the current fiscal year on
33 renovation and construction, and any future plans and
34 projected costs for expansion.

35 The department of education may withhold from a community

1 college any state financial assistance appropriated to the
2 department for allocation to the community college if the
3 community college fails to substantially meet the requirements
4 of this subsection.

5 NEW SUBSECTION. 22. Provide, within a reasonable time,
6 information as requested by the departments of management and
7 education.

8 Sec. 23. Section 260C.18, subsection 4, Code 1995, is
9 amended to read as follows:

10 4. State aid and supplemental state aid to be paid in
11 accordance with the statutes which provide such aid.

12 Sec. 24. NEW SECTION. 260C.18A STATE AID.

13 For the fiscal year beginning July 1, 1996, and for each
14 succeeding fiscal year, moneys appropriated by the general
15 assembly from the general fund of the state to the department
16 of education for community college purposes for general state
17 financial aid, including general financial aid to merged areas
18 in lieu of personal property tax replacement payments under
19 section 427A.13, to merged areas as defined in section 260C.2,
20 for vocational education programs in accordance with chapters
21 258 and 260C, to purchase instructional equipment for
22 vocational and technical courses of instruction in community
23 colleges, and for salary increases, for a fiscal year, shall
24 be allocated to each community college by the department of
25 education in the proportion that the allocation to that
26 community college in 1995 Iowa Acts, chapter 218, section 1,
27 subsection 19, bears to the total appropriation made in 1995
28 Iowa Acts, chapter 218, section 1, subsection 19.

29 Sec. 25. NEW SECTION. 260C.18B COMMUNITY COLLEGE BUDGET
30 REVIEW.

31 1. A community college budget review procedure is
32 established for the school budget review committee created in
33 section 257.30. The school budget review committee, in
34 addition to its duties under chapter 257, shall meet and hold
35 hearings each year under this chapter to review unusual

1 circumstances of community colleges, either upon the
2 committee's motion or upon the request of a community college.
3 The committee may grant supplemental state aid to the
4 community college from funds appropriated to the department of
5 education for community college budget review purposes.

6 Unusual circumstances shall include but not be limited to
7 the following:

- 8 a. An unusual increase or decrease in enrollment or
9 contact hours.
- 10 b. Natural disasters.
- 11 c. Unusual staffing problems.
- 12 d. Unusual necessity for additional funds to permit
13 continuance of a course or program in an instructional cost
14 center which provides substantial benefit to students.
- 15 e. Unusual need for a new course or program in an
16 instructional cost center which will provide substantial
17 benefit to students, if the community college establishes the
18 need and the amount of necessary increased cost.
- 19 f. Unique problems of community colleges to include
20 vandalism, civil disobedience, and other costs incurred by
21 community colleges.

22 2. When the school budget review committee makes a
23 decision under subsection 1, it shall provide written notice
24 of its decision, including the amount of supplemental state
25 aid approved, to the board of directors of the community
26 college and to the department of education.

27 3. All decisions by the school budget review committee
28 under this chapter shall be made in accordance with reasonable
29 and uniform policies which shall be consistent with this
30 chapter.

31 4. Failure by a community college to provide information
32 or appear before the school budget review committee as
33 requested for the accomplishment of review or hearing
34 constitutes justification for the committee to instruct the
35 department of revenue and finance to withhold supplemental

1 state aid to that community college until the committee's
2 inquiries are satisfied completely.

3 Sec. 26. Section 260C.34, Code 1995, is amended to read as
4 follows:

5 260C.34 USES OF FUNDS.

6 Funds obtained pursuant to section 260C.17; section
7 260C.18, subsections 3, 4, and 5 ~~of section 260C.18~~; section
8 and sections 260C.18A, 260C.18B, 260C.19, and section 260C.22
9 shall not be used for the construction or maintenance of
10 athletic buildings or grounds but may be used for a project
11 under section 260C.56.

12 Sec. 27. Section 260C.39, unnumbered paragraph 5, Code
13 1995, is amended to read as follows:

14 The terms of employment of personnel, for the academic year
15 following the effective date of the agreement to combine the
16 merged areas shall not be affected by the combination of the
17 merged areas, except in accordance with the procedures under
18 sections 279.15 to 279.18 and section 279.24, to the extent
19 those procedures are applicable, or under the terms of the
20 base bargaining agreement. The authority and responsibility
21 to offer new contracts or to continue, modify, or terminate
22 existing contracts pursuant to any applicable procedures under
23 chapter 279, shall be transferred to the acting, and then to
24 the new, board of the combined merged area upon certification
25 of a favorable vote to each of the merged areas affected by
26 the agreement. The collective bargaining agreement of the
27 merged area ~~with the largest number of contact hours eligible~~
28 for receiving the greatest amount of general state aid
29 pursuant to section 260C.18A, as defined under section 260B.2,
30 shall serve as the base agreement for the combined merged area
31 and the employees of the merged areas which combined to form
32 the new combined merged area shall automatically be accreted
33 to the bargaining unit from that former merged area for
34 purposes of negotiating the contracts for the following years
35 without further action by the public employment relations

1 board. If only one collective bargaining agreement is in
2 effect among the merged areas which are combining under this
3 section, then that agreement shall serve as the base
4 agreement, and the employees of the merged areas which are
5 combining to form the new combined merged area shall
6 automatically be accreted to the bargaining unit of that
7 former merged area for purposes of negotiating the contracts
8 for the following years without further action by the public
9 employment relations board. The board of the combined merged
10 area, using the base agreement as its existing contract, shall
11 bargain with the combined employees of the merged areas that
12 have agreed to combine for the academic year beginning with
13 the effective date of the agreement to combine merged areas.
14 The bargaining shall be completed by March 15 prior to the
15 academic year in which the agreement to combine merged areas
16 becomes effective or within one hundred eighty days after the
17 organization of the acting board of the new combined merged
18 area, whichever is later. If a bargaining agreement was
19 already concluded in the former merged area which has the
20 collective bargaining agreement that is serving as the base
21 agreement for the new combined merged area, between the former
22 merged area board and the employees of the former merged area,
23 that agreement is void, unless the agreement contained
24 multiyear provisions affecting academic years subsequent to
25 the effective date of the agreement to form a combined merged
26 area. If the base collective bargaining agreement contains
27 multiyear provisions, the duration and effect of the agreement
28 shall be controlled by the terms of the agreement. The
29 provisions of the base agreement shall apply to the offering
30 of new contracts, or the continuation, modification, or
31 termination of existing contracts between the acting or new
32 board of the combined merged area and the combined employees
33 of the new combined merged area.

34 Sec. 28. NEW SECTION. 260C.49 RULES.

35 The department of education shall adopt rules and

1 definitions of terms necessary for the administration of this
2 chapter. The school budget review committee shall adopt rules
3 under chapter 17A to carry out section 260C.18B.

4 Sec. 29. Section 261.12, subsection 1, paragraph b, Code
5 Supplement 1995, is amended to read as follows:

6 b. For the fiscal year beginning July 1, ~~1995~~ 1996, and
7 for each following fiscal year, ~~two~~ three thousand ~~nine~~
8 hundred fifty dollars.

9 Sec. 30. Section 261.13, Code 1995, is amended to read as
10 follows:

11 261.13 ANNUAL GRANT.

12 A tuition grant may be made annually for both the fall and
13 spring semesters or the trimester equivalent. Payments under
14 the grant shall be allocated equally among the semesters or
15 trimesters and shall be paid at the beginning of each semester
16 or trimester upon certification by the accredited private
17 institution that the student is admitted and in attendance.
18 If the student discontinues attendance before the end of any
19 semester or trimester after receiving payment under the grant,
20 the entire amount of any refund due that student, up to the
21 amount of any payments made under the annual grant, shall be
22 paid by the accredited private institution to the state, and
23 the student shall pay the difference between the amount
24 refunded to the state and the grant amount received by the
25 student for the term to the commission, which shall use the
26 moneys paid by the student for purposes of awarding tuition
27 grants. The commission may use the collection for delinquent
28 loans system provided for in section 261.37 to collect funds
29 owed by an individual to the commission pursuant to this
30 section.

31 Sec. 31. Section 261.17, subsection 4, Code 1995, is
32 amended to read as follows:

33 4. A vocational-technical tuition grant shall be awarded
34 on an annual basis, requiring reapplication by the student for
35 each year. Payments under the grant shall be allocated

1 equally among the semesters or quarters of the year upon
 2 certification by the institution that the student is in full-
 3 time attendance in a vocational-technical or career option
 4 program, as defined under rules of the department of
 5 education. If the student discontinues attendance before the
 6 end of any term after receiving payment of the grant, the
 7 entire amount of any refund due that student, up to the amount
 8 of any payments made under the annual grant, shall be paid by
 9 the institution to the state, and the student shall pay the
 10 difference between the amount refunded to the state and the
 11 grant amount received by the student for the term to the
 12 commission, which shall use the moneys paid by the student for
 13 purposes of this section. The commission may use the
 14 collection for delinquent loans system provided for in section
 15 261.37 to collect funds owed by an individual to the
 16 commission pursuant to this section.

17 Sec. 32. Section 261.25, subsection 1, Code Supplement
 18 1995, is amended to read as follows:

19 1. There is appropriated from the general fund of the
 20 state to the commission for each fiscal year the sum of
 21 thirty-five thirty-seven million six nine hundred sixty-four
 22 sixty-five thousand seven three hundred fifty seventy dollars
 23 for tuition grants.

24 Sec. 33. Section 261.48, unnumbered paragraph 4, Code
 25 1995, is amended by striking the unnumbered paragraph.

26 Sec. 34. Section 261C.6, subsection 2, unnumbered
 27 paragraph 2, Code 1995, is amended to read as follows:

28 A pupil is not eligible to enroll on a full-time basis in
 29 an eligible postsecondary institution and receive payment for
 30 all courses in which a student is enrolled. ~~If an eligible~~
 31 ~~postsecondary institution is a community college established~~
 32 ~~under chapter 260C7, the contact hours of a pupil for which a~~
 33 ~~tuition reimbursement amount is received are not contact hours~~
 34 ~~eligible for general aid under chapter 260D.~~

35 Sec. 35. Section 262.9, subsection 4, Code Supplement

1 1995, is amended by striking the subsection and inserting in
2 lieu thereof the following:

3 4. Manage and control the property, both real and
4 personal, belonging to the institutions.

5 Sec. 36. Section 262.9, subsection 10, Code Supplement
6 1995, is amended by striking the subsection.

7 Sec. 37. Section 262.9, Code Supplement 1995, is amended
8 by adding the following new subsections:

9 NEW SUBSECTION. 30. By January 1 annually, submit a
10 report to the general assembly and the legislative fiscal
11 bureau on the facilities overhead use allowance and the amount
12 of building and equipment use allowances of the overall
13 indirect cost recovery on federally sponsored research
14 programs. The report shall include the individual
15 institutional policies of distribution of the federal
16 facilities overhead use allowance within each institution of
17 higher learning under the control of the board, and shall be
18 in a format agreed to by the board and the legislative fiscal
19 bureau.

20 NEW SUBSECTION. 31. Direct the institutions of higher
21 learning under the board to participate in the state library's
22 access plus program without reimbursement by the state
23 library.

24 Sec. 38. Section 262.34A, Code 1995, is amended to read as
25 follows:

26 262.34A BID REQUESTS.

27 The state board of regents shall request bids and proposals
28 for materials, products, supplies, provisions, and other
29 needed articles to be purchased at public expense, from Iowa
30 state industries as defined in section 904.802, subsection 2,
31 when the articles are available in the requested quantity and
32 at comparable prices and quality. The exceptions provided
33 under section 904.808, subsection 1, shall not apply to the
34 state board of regents.

35 Sec. 39. Section 262A.6A, subsection 1, Code 1995, is

1 amended by striking the subsection and inserting in lieu
2 thereof the following:

3 1. The board may issue bonds in an amount not exceeding
4 fifty percent of the amount of bonds authorized pursuant to
5 section 262A.4 in the form of capital appreciation bonds as
6 provided in this section, rather than the form prescribed in
7 sections 262A.5 and 262A.6. The capital appreciation bonds
8 shall be designed to be marketed primarily to Iowans to
9 facilitate savings for future higher education costs.

10 Sec. 40. Section 294A.25, subsections 7 and 8, Code
11 Supplement 1995, are amended to read as follows:

12 7. Commencing with the fiscal year beginning July 1, 1993
13 1996, the amount of fifty thousand dollars for geography
14 alliance, seventy thousand dollars for gifted and talented,
15 and one three hundred eighty thousand dollars for a management
16 information system from additional funds transferred from
17 phase I to phase III. If funds available are insufficient to
18 fully fund the appropriation for a management information
19 system under this subsection, the amount distributed for the
20 management information system shall be reduced to an amount
21 equal to the available funds.

22 8. For the fiscal year beginning July 1, 1995 1996, and
23 ending June 30, 1997, to the department of education from
24 phase III moneys the amount of one million two hundred fifty
25 thousand dollars shall be allocated to the child development
26 coordinating council established under chapter 256A for
27 support-for-the-operations-of-the-new-Iowa-schools-development
28 corporation-and-for-school-transformation-design-and
29 implementation-projects-administered-by-the-corporation the
30 purposes set forth in section 279.51, subsection 2, and
31 section 256A.3. Of-the-amount-provided-in-this-subsection,
32 one-hundred-fifty-thousand-dollars-shall-be-used-for-the
33 school-and-community-planning-initiative. Moneys distributed
34 as provided in this subsection shall supplement, not supplant,
35 any other moneys appropriated for purposes of the child

1 development coordinating council.

2 Sec. 41. Section 303.8, Code 1995, is amended by adding
3 the following new subsection:

4 NEW SUBSECTION. 1A. The state historical society board of
5 trustees may charge a requesting agency or department a
6 reasonable fee to recover the costs of providing historic site
7 evaluations. Funds generated by the state historical society
8 pursuant to this subsection are appropriated to and shall be
9 used at the direction of the state historical society to
10 fulfill its responsibilities as provided in this subchapter.

11 Sec. 42. FUNDS TRANSFERRED. For the fiscal year beginning
12 July 1, 1996, and ending June 30, 1997, the following amounts
13 for the purposes designated shall be paid to the department of
14 education from additional funds transferred from phase I to
15 phase III:

16 1. For support of the Iowa mathematics and science
17 coalition:
18 \$ 25,000

19 2. For participation by the department of education in a
20 state and national project, the national assessment of
21 education progress (NAEP), to determine the academic
22 achievement of Iowa students in math, reading, science, United
23 States history, or geography:
24 \$ 25,000

25 Sec. 43. REPEAL.

26 1. Sections 225.28, 225.34, 261.45, 261.52A, and 294.15,
27 Code 1995, are repealed.

28 2. Chapter 260D, Code and Code Supplement 1995, is
29 repealed.

30 Sec. 44. EFFECTIVE DATE. The unnumbered paragraph
31 relating to the creation of a dental hygienist program
32 provided for in section 5, subsection 16 of this Act, being
33 deemed of immediate importance, takes effect upon enactment.

34 Sec. 45. RETROACTIVE APPLICABILITY. Section 20 of this
35 Act, which amends section 257B.1A, subsections 2 and 3, is

1 retroactively applicable to July 1, 1995. The department of
2 revenue and finance shall adjust the fourth quarter transfer
3 of funds to the first in the nation in education fund and the
4 Connie Belin and Jacqueline N. Blank international center for
5 gifted and talented development, in accordance with section
6 257B.1A, to accurately reflect section 257B.1A as amended by
7 this Act.

8 Sec. 46. Sections 3, 6, 7, 11, and 45 of this Act and
9 section 43, subsection 2 of this Act, being deemed of
10 immediate importance, take effect upon enactment.

11

EXPLANATION

12 This bill makes appropriations for the 1996-1997 fiscal
13 year to the department of education, the college student aid
14 commission, the state board of regents, and the department of
15 cultural affairs.

16 The bill makes statutory changes as follows:

17 1. Replaces the funding provisions of chapter 260D, which
18 is repealed under this bill, with a provision that establishes
19 that funds appropriated specifically to the 15 community
20 colleges shall be allocated to the community colleges based
21 upon the distribution percentages used to distribute state
22 general financial aid for community colleges for the fiscal
23 year beginning July 1, 1995. Some of the language of chapter
24 260D is still appropriate for use in the Code, and conforming
25 changes, are also made.

26 2. Moves the authority to appoint the state librarian from
27 the commission of libraries to the director of the department
28 of education. The bill also provides that the department,
29 rather than the commission, is to receive and approve the
30 budget and unified plan of service submitted by the division
31 of libraries and information services.

32 3. Provides that the interest which the first in the
33 nation in education foundation receives as a match to the
34 contributions it receives is based upon the cash contributions
35 the foundation receives.

1 4. Provides that if a student who has received a tuition
2 grant or a vocational-technical grant and who discontinues
3 attendance before the end of any semester or trimester after
4 receiving payment under the grant, must pay the difference
5 between the amount refunded to the state and the grant amount
6 received for the term to the commission, which shall use the
7 moneys paid by the student to award the respective grant. The
8 commission is also allowed to utilize the collection for
9 delinquent loans system to collect the payments from the
10 students.

11 5. Strikes language relating to the purchase of inks and
12 starch-based plastics by the state board of regents and
13 language related to the publishing of pamphlets, bulletins,
14 and reports by the state board of regents. New subsection 30
15 requires the board to annually submit a report to the general
16 assembly and the legislative fiscal bureau related to the
17 facilities overhead use allowance and the amount of building
18 and equipment use allowances of the overall indirect cost
19 recovery on federally sponsored research programs.

20 6. Denies to the state board of regents certain exceptions
21 allowed to state departments and agencies from purchasing Iowa
22 state industries products.

23 7. Provides that the state board of regents may issue
24 bonds in an amount not exceeding 50 percent of the amount of
25 bonds authorized pursuant to section 262A.4 in the form of
26 capital appreciation bonds to be marketed primarily to Iowans
27 to facilitate savings for future higher education costs.

28 8. Provides for new distribution of educational excellence
29 funds to the child development coordinating council. In
30 addition, subsection 7 provides that if funds are insufficient
31 to fully fund the distribution for the management information
32 system, the amount to be distributed is reduced to an amount
33 equal to the available funds.

34 9. Permits the state historical society board of directors
35 to charge a historic site evaluation fee and to keep the funds

1 generated to fulfill the historical society's
2 responsibilities.

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HOUSE FILE 2477

H-5338

1 Amend House File 2477 as follows:
2 1. Page 32, by inserting after line 25 the
3 following:
4 "Sec. 101. NEW SECTION. 261.110 DEFINITIONS.
5 As used in this division, unless the context
6 otherwise requires:
7 1. "Accredited higher education institution" means
8 a public or private institution of higher learning
9 located in Iowa that meets the requirements
10 established in section 261.92, subsection 1.
11 2. "Commission" means the college student aid
12 commission.
13 3. "Full-time resident student" means an
14 individual resident of Iowa who is enrolled at an
15 accredited higher education institution located in
16 Iowa in a course of study including at least twelve
17 semester hours or the trimester equivalent of twelve
18 semester hours or the quarter equivalent of twelve
19 semester hours. "Course of study" does not include
20 correspondence courses.
21 4. "Grant" means an award by the state of Iowa to
22 an accredited higher education institution for a
23 qualified resident student under the Iowa military
24 service grant program.
25 5. "Part-time resident student" means an
26 individual resident of Iowa who is enrolled at an
27 accredited higher education institution located in
28 Iowa in a course of study including at least three
29 semester hours or the trimester or the four quarter
30 equivalent of three semester hours. "Course of study"
31 does not include correspondence courses.
32 6. "Qualified student" means a resident student
33 who entered military service on or after January 1,
34 1994, has received an honorable discharge from a
35 branch of the armed services of the United States of
36 America or the state military forces, after having
37 served a minimum of four years on active duty, and who
38 is making satisfactory progress toward graduation.
39 Sec. 102. NEW SECTION. 261.111 PROGRAM
40 ESTABLISHED -- ELIGIBILITY.
41 An Iowa military service grant program is
42 established. A military service grant may be awarded
43 to a resident of Iowa who is admitted and in
44 attendance as a full-time or part-time resident
45 student at an accredited higher education institution
46 and who has received an honorable discharge from a
47 branch of the armed services of the United States of
48 America or the state military forces, after having
49 served a minimum of four years on active duty. The
50 individual's permanent residence during the years of

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1 service on active duty shall have been in Iowa.
2 Grants awarded shall be distributed to the appropriate
3 accredited higher education institution for payment of
4 educational expenses, including tuition, room, board,
5 and mandatory fees, with any balance to be distributed
6 to the student for whom the grant is awarded.

7 Sec. 103. NEW SECTION. 261.112 EXTENT OF GRANT.

8 A qualified full-time resident student may receive
9 grants for not more than eight semesters of
10 undergraduate study or the trimester or quarter
11 equivalent. A qualified part-time resident student
12 may receive grants for not more than sixteen semesters
13 of undergraduate study or the trimester or quarter
14 equivalent.

15 Sec. 104. NEW SECTION. 261.113 AMOUNT OF GRANT.

16 1. The amount of a grant to a qualified full-time
17 student for an academic year shall be one thousand
18 dollars.

19 2. The amount of a grant to a qualified part-time
20 student enrolled in a course of study shall be equal
21 to the average amount of a grant to a full-time
22 student times a number which represents twenty-four
23 semester hours, or the trimester or quarter
24 equivalent, divided by the number of hours in which
25 the part-time student is actually enrolled.

26 3. A grant may be made annually for both the fall
27 and spring semesters or the trimester equivalent.
28 Payments under the grant shall be allocated equally
29 among the semesters or trimesters and shall be paid at
30 the beginning of each semester or trimester, upon
31 certification by the accredited higher education
32 institution that the student is admitted and in
33 attendance. If the student discontinues attendance
34 before the end of the semester or trimester after
35 receiving payment under the grant, the entire amount
36 of any refund due that student, up to the amount of
37 any payments made under the annual grant, shall be
38 paid by the accredited higher education institution to
39 the state.

40 Sec. 105. NEW SECTION. 261.114 ADMINISTRATION BY
41 COMMISSION -- RULES.

42 The commission shall administer this program and
43 shall:

44 1. Provide application forms to qualified students
45 enrolled and attending or seeking to enroll and attend
46 an accredited higher education institution.

47 2. Adopt rules for defining tuition and mandatory
48 fees, defining residence for the purposes of the Iowa
49 military service grant program, and processing and
50 approving applications for grants. In determining who

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Page 3

1 is a resident of Iowa, the commission's rules shall be
2 at least as restrictive as those of the board of
3 regents.

4 3. Approve and award grants to accredited higher
5 education institutions under the program.

6 4. Report annually to the governor and general
7 assembly and include in the report an evaluation of
8 the Iowa military service grant program for the
9 period. The commission may require the accredited
10 higher education institution to promptly furnish any
11 information that the commission may request in
12 connection with the Iowa military service grant
13 program.

14 5. Provide for the proration of funds among
15 qualified applicants if funds available are
16 insufficient to pay all approved grants.

17 6. Contact the appropriate officials from each
18 branch of the armed services of the United States and
19 the adjutant general of the state to determine the
20 number of possible eligible applicants for this
21 program.

22 Sec. 106. NEW SECTION. 261.115 APPLICATION FOR
23 GRANTS.

24 Each applicant, in accordance with the rules of the
25 commission, shall:

26 1. Complete and file an application for a grant on
27 forms provided by the commission.

28 2. Submit promptly information requested by the
29 commission.

30 3. File a new application annually, by which the
31 applicant's eligibility for a renewed grant will be
32 evaluated and determined.

33 Sec. 107. NEW SECTION. 261.116 APPROPRIATION.

34 There is appropriated from the general fund of the
35 state to the college student aid commission funds
36 sufficient to pay the Iowa military service tuition
37 grants approved pursuant to this division."

38 2. By renumbering as necessary.

By WARNSTADT of Woodbury

H-5338 FILED MARCH 12, 1996

Lost 3/13/96

(p. 726)

HOUSE FILE 2477

H-5336

- 1 Amend House File 2477 as follows:
 - 2 1. Page 16, line 32, by striking the figure
 - 3 "282,101" and inserting the following: "608,448".
- By MASCHER of Johnson OLLIE of Clinton
 DODERER of Johnson BERNAU of Story
 MYERS of Johnson BURNETT of Story
 TAYLOR of Linn

H-5336 FILED MARCH 12, 1996

lost 3/13/96 (P.715)

HOUSE FILE 2477

H-5337

- 1 Amend House File 2477 as follows:
 - 2 1. Page 35, by striking lines 2 through 10.
- By WARNSTADT of Woodbury

H-5337 FILED MARCH 12, 1996

*(P.728) WITHDRAWN
3/13/96*

HOUSE FILE 2477

H-5329

- 1 Amend House File 2477 as follows:
 - 2 1. Page 17, line 4, by striking the figure
 - 3 "160,639,691" and inserting the following:
 - 4 "160,839,691".
 - 5 2. Page 17, line 8, by striking the figure
 - 6 "1,500,000" and inserting the following: "1,700,000".
- By BERNAU of Story
 BURNETT of Story
 BRAND of Benton

H-5329 FILED MARCH 12, 1996

lost 3-13-96 (P.716)

HOUSE FILE 2477

H-5330

- 1 Amend House File 2477 as follows:
 - 2 1. Page 7, line 26, by striking the figure
 - 3 "2,470,915" and inserting the following: "2,637,190".
- By MERTZ of Kossuth

H-5330 FILED MARCH 12, 1996

*lost
3-13-96
(P.704)*

HOUSE FILE 2477

H-5341

1 Amend House File 2477 as follows:

2 1. Page 30, by inserting after line 33 the
3 following:

4 "Sec. ____ . NEW SECTION. 260C.41 ADULT BASIC
5 EDUCATION PROGRAM.

6 1. An adult basic education program is established
7 to provide basic educational skills to adults who are
8 twenty-one years of age or older and who have very
9 limited to moderately deficient literacy skills. A
10 community college receiving funds for the program may
11 expend the funds for equipment, audio or visual
12 materials, staff development activities for the
13 program, development or expansion of outreach or
14 referral services to identify and attract program
15 participants, and program assessment. Each community
16 college shall submit a report to the department of
17 education which includes, but is not limited to, an
18 accounting for expenditure of funds received under the
19 program, numbers of persons served under the program,
20 an assessment of the impact of the program on persons
21 served under the program, and an estimation of the
22 numbers of persons yet to be served under the program.

23 2. The state board shall adopt rules pursuant to
24 chapter 17A that provide minimum standards for adult
25 basic education programs at the community colleges.

26 3. There is appropriated from the general fund of
27 the state to the department of education for each
28 fiscal year the sum of one hundred fifty thousand
29 dollars for adult basic education programs at the
30 community colleges, to be used as provided in this
31 section. Notwithstanding section 260C.18A, funds
32 appropriated in this subsection shall be distributed
33 by the department in the same manner, utilizing the
34 same formula, as federal funds received for adult
35 literacy programs at the community colleges."

36 2. By renumbering as necessary.

By TAYLOR of Linn	COHOON of Des Moines
OLLIE of Clinton	MAY of Worth
SHOULTZ of Black Hawk	KOENIGS of Mitchell
MASCHER of Johnson	LARKIN of Lee
KREIMAN of Davis	DREES of Carroll
NELSON of Pottawattamie	SCHRADER of Marion
HARPER of Black Hawk	CATALDO of Polk
BURNETT of Story	BRAND of Benton
DODERER of Johnson	BERNAU of Story
BELL of Jasper	

H-5341 FILED MARCH 12, 1996

Not Germane
Motion to Suspend Rules Host 3/13/96

(P. 722)

HOUSE FILE 2477

H-5339

1 Amend House File 2477 as follows:

2 1. Page 11, by striking lines 3 through 6.

3 2. Page 18, line 8, by striking the figure

4 "71,771,714" and inserting the following:

5 "71,846,714".

6 3. Page 18, by inserting after line 9 the

7 following:

8 "From the moneys appropriated in this lettered
9 paragraph, \$75,000 shall be used for purposes of
10 providing teaching coursework through merged area XI
11 at the Carroll campus."

12 4. Page 24, line 28, by striking the word "cash".

13 5. By striking page 24, line 30, through page 25,
14 line 8, and inserting the following: "the use of the

15 foundation. For the fiscal year beginning July 1,
16 1996, the cumulative total value of contributions

17 received includes the value of the amount deposited in
18 the national center endowment fund established in

19 section 263.8A in excess of eight hundred seventy-five
20 thousand dollars. For the fiscal year beginning July

21 1, 1997, the cumulative total value of contributions
22 received includes one-half the value of the amount

23 deposited in the national center endowment fund
24 established in section 263.8A in excess of eight

25 hundred seventy-five thousand dollars. For the fiscal
26 year beginning July 1, 1998, and for each succeeding

27 fiscal year, the cumulative total value of
28 contributions received shall not include the value of

29 the amount deposited in the national center endowment
30 fund established in 263.8A. The value of in-kind

31 contributions shall be based upon the fair market
32 value of the contribution determined for income tax

33 purposes.
34 ~~The portion of the interest for Iowa schools fund~~

35 ~~that is equal to the cumulative total value of~~

36 ~~contributions, less the portion of the interest for~~

37 ~~Iowa schools fund dedicated to the national center for~~

38 ~~gifted and talented education, is dedicated to the~~

39 ~~first in the nation in education foundation for that~~

40 ~~year. The portion of the interest for Iowa schools~~

41 ~~fund earned on this the amount dedicated amount to the~~

42 ~~first in the nation in education foundation as~~

43 ~~provided in this subsection shall be transferred by~~

44 ~~the treasurer of".~~

45 6. Page 25, line 16, by striking the word "cash".

46 7. Page 25, line 21, by striking the word "cash".

47 8. By renumbering as necessary.

By OLLIE of Clinton
SHOULTZ of Black Hawk
NELSON of Pottawattamie
BELL of Jasper
COHOON of Des Moines
LARKIN of Lee
SCHRADER of Marion
WITT of Black Hawk
HARPER of Black Hawk

MASCHER of Johnson
BURNETT of Story
KREIMAN of Davis
MYERS of Johnson
BRAMMER of Linn
DODERER of Johnson
JOCHUM of Dubuque
MURPHY of Dubuque
CATALDO of Polk

*Lost
3/13/96
(P. 710)*

HOUSE FILE 2477

H-5353

1 Amend House File 2477 as follows:
 2 1. Page 13, line 20, by striking the figure
 3 "202,267,198" and inserting the following:
 4 "202,067,198".
 5 2. Page 19, by inserting after line 2 the
 6 following:
 7 "Sec. 101. There is appropriated from the rebuild
 8 Iowa infrastructure fund to the state board of regents
 9 for the fiscal year beginning July 1, 1996, and ending
 10 June 30, 1997, the following amount, or so much
 11 thereof as may be necessary, to be used for the
 12 purpose designated:
 13 UNIVERSITY OF NORTHERN IOWA
 14 For the acquisition of biosciences equipment:
 15 \$ 200,000"
 16 3. Page 32, by inserting after line 34 the
 17 following:
 18 "Sec. 102. Section 261.85, unnumbered paragraph 1,
 19 Code Supplement 1995, is amended to read as follows:
 20 There is appropriated from the general fund of the
 21 state to the commission for each fiscal year the sum
 22 of ~~two~~ three million ~~nine~~ one hundred fifty thousand
 23 dollars for the work-study program."
 24 4. By renumbering, relettering, and redesignating
 25 as necessary.

By MURPHY of Dubuque

H-5353 FILED MARCH 12, 1996

Lost 3/13/96 (P.715)

HOUSE FILE 2477

H-5354

1 Amend House File 2477 as follows:
 2 1. Page 18, line 8, by striking the figure
 3 "71,771,714" and inserting the following:
 4 "71,871,714".
 By SHOULTZ of Black Hawk WITT of Black Hawk
 GRIES of Crawford GREIG of Emmett
 KREMER of Buchanan HARPER of Black Hawk
 KOENIGS of Mitchell TYRRELL of Iowa
 MURPHY of Dubuque KREIMAN of Davis
 TAYLOR of Linn WISE of Lee

H-5354 FILED MARCH 12, 1996

Lost 3/13/96 (P.717)

HOUSE FILE 2477

H-5352

1 Amend House File 2477 as follows:

2 1. Page 10, by inserting after line 22 the
3 following:

4 "Sec. 101. There is appropriated from the general
5 fund of the state to the department of education for
6 the fiscal year beginning July 1, 1996, and ending
7 June 30, 1997, the following amount, or so much
8 thereof as is necessary, to be used for the purpose
9 designated:

10 To provide matching funds to the school districts
11 to pay for health benefits covering early retirement
12 of classroom teachers under section 279.46:

13 \$ 500,000

14 The match shall consist of one-third from the
15 state, one-third from the school district, and one-
16 third from the employee who elects early retirement
17 pursuant to a program adopted pursuant to section
18 279.46 which program provides for the continuation of
19 health or medical insurance coverage."

20 2. By renumbering as necessary.

By CATALDO of Polk	MASCHER of Johnson
BERNAU of Story	MERTZ of Kossuth
NELSON of Pottawattamie	BURNETT of Story
BELL of Jasper	MYERS of Johnson
COHOON of Des Moines	WISE of Lee
MAY Of Worth	BAKER of Polk
KOENIGS of Mitchell	KREIMAN of Davis
CONNORS of Polk	JOCHUM of Dubuque
LARKIN of Lee	MORELAND of Wapello
OLLIE of Clinton	MURPHY of Dubuque
HARPER of Black Hawk	SCHRADER of Marion
HOLVECK of Polk	

H-5352 FILED MARCH 12, 1996

Lost 3/13/96 (p.709)

HOUSE FILE 2477

H-5356

1 Amend House File 2477 as follows:

2 1. Page 31, line 8, by striking the word
3 "hundred" and inserting the following: "one hundred".

4 2. Page 32, by striking lines 21 and 22 and
5 inserting the following: "~~thirty-five~~ thirty-eight
6 million six hundred sixty-four thousand seven hundred
7 fifty dollars".

By JOCHUM of Dubuque	KOENIGS of Mitchell
KREIMAN of Davis	O'BRIEN of Boone

H-5356 FILED MARCH 12, 1996

*Lost
3/13/96
(p.723)*

HOUSE FILE 2477

H-5351

1 Amend House File 2477 as follows:

2 1. Page 13, line 20, by striking the figure

3 "202,267,198" and inserting the following:

4 "202,702,328".

5 2. Page 13, line 21, by striking the figure

6 "4,020.47" and inserting the following: "4,022.97".

7 3. Page 17, line 4, by striking the figure

8 "160,639,691" and inserting the following:

9 "161,084,066".

10 4. Page 17, line 5, by striking the figure

11 "3,581.98" and inserting the following: "3,583.64".

12 5. Page 18, line 8, by striking the figure

13 "71,771,714" and inserting the following:

14 "72,411,314".

15 6. Page 18, line 9, by striking the figure

16 "1,421.50" and inserting the following: "1,425.50".

By WITT of Black Hawk

BRAND of Benton

DODERER of Johnson

MASCHER of Johnson

BURNETT of Story

MYERS of Johnson

SHOULTZ of Black Hawk

BERNAU of Story

HARPER of Black Hawk

H-5351 FILED MARCH 12, 1996

Lost 3/13/96 (P.714)

HOUSE FILE 2477

H-5355

1 Amend House File 2477 as follows:

2 1. By striking page 23, line 16, through page 24,

3 line 15.

4 2. By renumbering as necessary.

By KREIMAN of Davis

MERTZ of Kossuth

WARNSTADT of Sioux

BURNETT of Story

OLLIE of Clinton

MASCHER of Johnson

HARPER of Black Hawk

WITT of Black Hawk

TAYLOR of Linn

MURPHY of Dubuque

MUNDIE of Webster

SHOULTZ of Black Hawk

NELSON of Pottawattamie

WISE of Lee

BELL of Jasper

COHOON of Lee

MAY of Worth

KOENIGS of Mitchell

LARKIN of Lee

DREES of Carroll

BERNAU of Story

BRAND of Benton

H-5355 FILED MARCH 12, 1996

Lost 3/13/96 (P.719)

HOUSE FILE 2477

H-5347

1 Amend House File 2477 as follows:
 2 1. Page 12, by striking lines 4 through 16, and
 3 inserting the following:
 4 "a. For salaries, support, maintenance,
 5 miscellaneous purposes, and for not more than the
 6 following full-time equivalent positions:
 7 \$ 1,152,417
 8 FTEs 15.63

9 If the moneys provided in this lettered paragraph
 10 are augmented by reimbursements from the institutions
 11 under the control of the state board of regents for
 12 the funding of the office of the state board of
 13 regents, the office shall report quarterly such
 14 reimbursements to the chairpersons and ranking members
 15 of the joint appropriations subcommittee on
 16 education."

By BRAND of Benton MASCHER of Johnson
 MURPHY of Dubuque WITT of Black Hawk
 BURNETT of Story MYERS of Johnson
 SHOULTZ of Black Hawk HARPER of Black Hawk
 DODERER of Johnson

H-5347 FILED MARCH 12, 1996

Last 3/13/96

HOUSE FILE 2477

H-5348

1 Amend House File 2477 as follows:
 2 1. Page 12, line 33, by striking the figure
 3 "74,156" and inserting the following: "104,156".
WITHDRAWN By NELSON of Pottawattamie
 3-13-96 (p.713) DREES of Carroll
 WARNSTADT of Woodbury

H-5348 FILED MARCH 12, 1996

HOUSE FILE 2477

H-5349

1 Amend House File 2477 as follows:
 2 1. Page 4, line 24, by striking the figure
 3 "311,039" and inserting the following: "386,039".
 By NELSON of Pottawattamie

H-5349 FILED MARCH 12, 1996

Last 3/13/96 (p.703)

HOUSE FILE 2477

H-5350

1 Amend House File 2477 as follows:
 2 1. Page 4, line 25, by striking the figure "4.00"
 3 and inserting the following: "4.50".
 By NELSON of Pottawattamie

H-5350 FILED MARCH 12, 1996

Last 3/13/96 (p.704)

HOUSE FILE 2477

H-5344

1 Amend House File 2477 as follows:
 2 1. Page 3, by inserting after line 25 the
 3 following:
 4 "Sec. 201. Not later than September 1, 1996, the
 5 college student aid commission shall compile a list of
 6 affected students receiving tuition grants during the
 7 fiscal year beginning July 1, 1995, and who
 8 transferred from a nonaccredited to an accredited
 9 private institution for the fiscal year beginning July
 10 1, 1996. If the student meets all financial aid
 11 criteria as set forth by the commission, the
 12 transferring affected student may continue to receive
 13 a tuition grant for the fiscal year beginning July 1,
 14 1996. The commission shall calculate the funds
 15 remaining from tuition grants awarded to affected
 16 students who do not transfer to an accredited private
 17 institution in the fiscal year beginning July 1, 1996.
 18 Any remaining funds shall be used to award tuition
 19 grants to eligible students. For purposes of this
 20 paragraph, "affected student" means a qualified
 21 student for whom payment of a tuition grant was made
 22 under section 261.13 for one or more semesters or
 23 trimesters while the student was attending a private
 24 institution which was accredited as defined in section
 25 261.9 for the fiscal year beginning July 1, 1995, but
 26 which does not meet the requirements for an accredited
 27 private institution for the fiscal year beginning July
 28 1, 1996."
 29 2. By renumbering, relettering, and redesignating
 30 as necessary.

By MURPHY of Dubuque
OLLIE of Clinton

H-5344 FILED MARCH 12, 1996

Adopted 3-13-96

(P.703)

HOUSE FILE 2477

H-5346

1 Amend House File 2477 as follows:
 2 1. Page 3, line 14, by striking the figure
 3 "4,596,739" and inserting the following: "4,696,739".
 4 2. Page 3, line 15, by striking the figure
 5 "28.95" and inserting the following: "31.95".

By KOENIGS of Mitchell	KREIMAN of Davis
MURPHY of Dubuque	WEIGEL of Chickasaw
SHOULTZ of Black Hawk	HOLVECK of Polk
BRAND of Benton	TAYLOR of Linn
DODERER of Johnson	OLLIE of Clinton

H-5346 FILED MARCH 12, 1996

Lost 3/13/96 (P.703)

HOUSE FILE 2477

H-5343

1 Amend House File 2477 as follows:

2 1. Page 10, by striking lines 1 through 18, and

3 inserting the following:

4 "..... \$124,871,270

5 The funds appropriated in this subsection shall be

6 allocated as follows:

7	a.	Merged Area I	\$	5,963,796
8	b.	Merged Area II	\$	7,032,256
9	c.	Merged Area III	\$	6,640,306
10	d.	Merged Area IV	\$	3,235,112
11	e.	Merged Area V	\$	6,766,796
12	f.	Merged Area VI	\$	6,270,791
13	g.	Merged Area VII	\$	8,945,122
14	h.	Merged Area IX	\$	10,967,686
15	i.	Merged Area X	\$	17,023,472
16	j.	Merged Area XI	\$	18,186,988
17	k.	Merged Area XII	\$	7,223,799
18	l.	Merged Area XIII	\$	7,388,425
19	m.	Merged Area XIV	\$	3,277,103
20	n.	Merged Area XV	\$	10,221,879
21	o.	Merged Area XVI	\$	5,727,739"

By SHOULTZ of Black Hawk
 MURPHY of Dubuque
 KOENIGS of Mitchell
 HOLVECK of Polk
 TAYLOR of Linn
 OLLIE of Clinton
 WEIGEL of Chickasaw

FALLON of Polk
 WARNSTADT of Woodbury
 MAY of Worth
 NELSON of Pottawattamie
 BRAND of Benton
 BERNAU of Story
 KREIMAN of Davis

H-5343 FILED MARCH 12, 1996

Lot
3/13/96

(p.708)

HOUSE FILE 2477

H-5360

- 1 Amend House File 2477 as follows:
- 2 1. Page 23, line 21, by striking the words and
- 3 figure "subsections 3 and" and inserting the
- 4 following: "subsection".
- 5 2. By striking page 23, line 22, through page 24,
- 6 line 15, and inserting the following: "is amended by
- 7 striking the subsection."
- 8 3. By renumbering as necessary.

By MEYER of Sac SALTON of Clay
 HUSEMAN of Cherokee BRANSTAD of Winnebago
 KREMER of Buchanan

H-5360 FILED MARCH 12, 1996

Adopted 3-13-96 (P.718)

HOUSE FILE 2477

H-5361

- 1 Amend House File 2477 as follows:
- 2 1. Page 9, line 23, by striking the figure
- 3 "200,000" and inserting the following: "1,450,000".
- 4 2. By striking page 34, line 25, through page 35,
- 5 line 1, and inserting the following: "thousand
- 6 dollars for support for the operations of the new Iowa
- 7 schools development corporation and for school
- 8 transformation design and implementation projects
- 9 administered by the corporation. Of the amount
- 10 provided in this subsection, one hundred fifty
- 11 thousand dollars shall be used for the school and
- 12 community planning initiative."
- 13 3. By renumbering, relettering, and redesignating
- 14 as necessary.

By WISE of Lee

H-5361 FILED MARCH 12, 1996

*Lost 3-13-96**(P.706)*

HOUSE FILE 2477

H-5359

1 Amend House File 2477 as follows:

2 1. Page 24, by inserting after line 19 the
3 following:

4 "Sec. 101. NEW SECTION. 257.50 TRANSPORTATION
5 ASSISTANCE AID TO DISTRICTS.

6 1. The department shall pay transportation
7 assistance aid to a school district from funds as
8 provided in this section to school districts whose
9 average transportation costs per pupil exceed the
10 state average transportation costs per pupil
11 determined under subsection 2 by twenty-five percent.

12 2. A district's average transportation costs per
13 pupil shall be determined by dividing the district's
14 actual cost for all children transported in all school
15 buses for a school year pursuant to section 285.1,
16 subsection 12, less the amount received for
17 transporting nonpublic school pupils under section
18 285.1, by the district's actual enrollment for the
19 school year, excluding the shared-time enrollment for
20 the school year as defined in section 257.6. The
21 state average transportation costs per pupil shall be
22 determined by dividing the total actual costs for all
23 children transported in all districts for a school
24 year, by the total of all districts' actual
25 enrollments for the school year.

26 3. To be eligible for transportation assistance
27 aid, a school district shall annually certify its
28 actual cost for all children transported in all school
29 buses not later than July 31 after each school year on
30 forms prescribed by the department of education.

31 4. If a school district's average transportation
32 costs per pupil exceed the state average
33 transportation costs per pupil by twenty-five percent,
34 the department of education shall pay transportation
35 assistance aid equal to the amount of the difference
36 multiplied by the district's actual enrollment for the
37 school year excluding the shared-time enrollment for
38 the school year as defined in section 257.6.

39 5. There is appropriated from the general fund of
40 the state to the department of education, for each
41 fiscal year, an amount necessary to pay transportation
42 assistance aid pursuant to this section.

43 Transportation assistance aid is miscellaneous income
44 for purposes of chapter 257."

45 2. By renumbering as necessary.

By WEIGEL of Chickasaw
KOENIGS of Mitchell
DREES of Carroll

MERTZ of Kossuth
MUNDIE of Webster
MAY of Worth

H-5359 FILED MARCH 12, 1996

*Not Lermore 3/13/96
(p. 720)*

HOUSE FILE 2477

H-5364

1 Amend House File 2477 as follows:
 2 1. Page 10, by striking line 19 and inserting the
 3 following: "Unless the board of directors of a
 4 community college filed a dental hygiene program
 5 intent form with the department of education by
 6 December 1, 1995, the board shall not".

By MILLAGE of Scott

H-5364 FILED MARCH 12, 1996

Adopted 3-13-96 (P. 708)

HOUSE FILE 2477

H-5366

1 Amend House File 2477 as follows:
 2 1. Page 3, by inserting after line 25 the
 3 following:
 4 "Sec. 101. Not later than September 1, 1996, the
 5 college student aid commission shall compile a list of
 6 affected students receiving tuition grants during the
 7 fiscal year beginning July 1, 1995, and who
 8 transferred from a nonaccredited to an accredited
 9 private institution for the fiscal year beginning July
 10 1, 1996. If the student meets all financial aid
 11 criteria as set forth by the commission, the
 12 transferring affected student may continue to receive
 13 a tuition grant for the fiscal year beginning July 1,
 14 1996. The commission shall calculate the funds
 15 remaining from tuition grants awarded to affected
 16 students who do not transfer to an accredited private
 17 institution in the fiscal year beginning July 1, 1996.
 18 Notwithstanding section 261.25, subsection 1, of these
 19 remaining funds, the first \$150,000 shall be used to
 20 provide loan forgiveness for individuals who meet the
 21 requirements of section 261.71, and any excess
 22 remaining funds shall be used for tuition grants. For
 23 purposes of this paragraph, "affected student" means a
 24 qualified student for whom payment of a tuition grant
 25 was made under section 261.13 for one or more
 26 semesters or trimesters while the student was
 27 attending a private institution which was accredited
 28 as defined in section 261.9 for the fiscal year
 29 beginning July 1, 1995, but which does not meet the
 30 requirements for an accredited private institution for
 31 the fiscal year beginning July 1, 1996."

32 2. By renumbering, relettering, and redesignating
 33 as necessary.

By VAN FOSSEN of Scott
 MARTIN of Scott
 MILLAGE of Scott

GRUBBS of Scott
 HARRISON of Scott
 BRADLEY of Clinton

H-5366 FILED MARCH 12, 1996

WITHDRAWN
 3/13/96
 (P. 703)

HOUSE FILE 2477

H-5362

1 Amend House File 2477 as follows:

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

4 " . NATIONAL GUARD TUITION AID PROGRAM

5 For tuition aid for Iowa national guard members as
6 provided in section 261.21:

7 \$ 150,000

8 For the fiscal year beginning July 1, 1996, and
9 ending June 30, 1997, not more than 300 approved
10 claims shall be paid by the college student aid
11 commission under section 261.21, and the total amount
12 paid shall not average more than \$800 per claim."

A

13 2. Page 32, by inserting after line 16 the
14 following:

15 "Sec. . NEW SECTION. 261.21 NATIONAL GUARD
16 TUITION AID PROGRAM.

17 1. Subject to an appropriation of sufficient funds
18 by the general assembly, a member of the national
19 guard who meets the eligibility requirements of this
20 subsection is entitled to attend and pursue any
21 undergraduate course of study at a community college
22 as defined in chapter 260C, or an institution of
23 higher learning under the control of the state board
24 of regents upon the payment by the member personally
25 of fifty percent of the tuition charged by the
26 community college or institution of higher learning.
27 The remaining tuition shall be paid by the college
28 student aid commission from funds appropriated to the
29 commission in subsection 4. To be eligible for
30 tuition aid under this section, a national guard
31 member shall meet the following conditions:

32 a. Be a resident of the state and a member of an
33 Iowa army or air national guard unit throughout each
34 semester or duration of the vocational program for
35 which the member has applied for benefits.

36 b. Have satisfactorily completed required initial
37 active duty training.

38 c. Have maintained satisfactory performance of
39 duty upon return from initial active duty training,
40 including attending a minimum ninety percent of
41 scheduled drill dates and attending annual training.

42 d. Have satisfactorily met the entrance
43 requirements for admission to a community college, or
44 institution of higher learning under the control of
45 the state board of regents, and maintain satisfactory
46 academic progress.

B

47 e. Have provided proper notice of national guard
48 status to the community college or institution at the
49 time of registration for the term in which tuition
50 benefits are sought.

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WVARCHIV

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1 f. Apply to the adjutant general of Iowa, who
2 shall determine eligibility and whose decision is
3 final.

4 2. Participation in the tuition aid program by an
5 accredited private institution, as defined in section
6 261.9, is voluntary. Subject to an appropriation of
7 sufficient funds by the general assembly, a member of
8 the Iowa national guard who meets the eligibility
9 requirements of subsection 1 is entitled to attend and
10 pursue any undergraduate course of study at any
11 participating accredited private institution, as
12 defined in section 261.9, upon payment of tuition less
13 an amount equal to fifty percent of the resident
14 tuition rate established for institutions of higher
15 learning under the control of the state board of
16 regents. The remaining tuition, not to exceed fifty
17 percent of the resident tuition rate for a regents
18 university, shall be paid by the college student aid
19 commission from funds appropriated to the commission
20 in subsection 4.

21 3. An eligible member of the national guard,
22 attending an educational institution as a full-time
23 student, shall not receive tuition aid under this
24 section for more than eight semesters, or if attending
25 as a part-time student, not more than sixteen
26 semesters of undergraduate study, or the trimester or
27 quarter equivalent. A guard member who has met the
28 educational requirements for a baccalaureate degree is
29 ineligible for tuition aid under this section.

30 4. For the fiscal year beginning July 1, 1997, and
31 for each succeeding year, there is appropriated from
32 the general fund of the state an amount sufficient to
33 pay the approved claims of educational institutions
34 for tuition aid to eligible members of the national
35 guard who received assistance under this section in
36 the previous year and who continue to meet the
37 eligibility requirements of this section, and for not
38 more than three hundred new eligible Iowa national
39 guard members as provided in this section with the
40 total amount paid not exceeding an average of eight
41 hundred dollars per approved claim, per fiscal year.
42 However, not more than fifteen hundred claims shall be
43 paid in accordance with this section in any fiscal
44 year. The eligibility of applicants shall be
45 certified by the adjutant general of Iowa to the
46 college student aid commission, and all amounts that
47 are or become due to a community college, accredited
48 private institution, or institution of higher learning
49 under the control of the state board of regents under
50 this section shall be paid to the college or

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*Page 2**Div. B*

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1 institution by the college student aid commission upon
 2 receipt of certification by the president or governing
 3 board of the educational institution as to accuracy of
 4 charges made, and as to the attendance of the
 5 individual at the educational institution. The
 6 college student aid commission shall maintain an
 7 annual record of the number of participants and the
 8 tuition dollar value of the participation.
 9 5. The college student aid commission shall adopt
 10 rules pursuant to chapter 17A to administer this
 11 section."

12 3. By renumbering as necessary.

By MYERS of Johnson	GRIES of Crawford
NELSON of Pottawattamie	BAKER of Polk
CATALDO of Polk	JOCHUM of Dubuque
LARKIN of Lee	WITT of Black Hawk
O'BRIEN of Boone	BELL of Jasper
SCHRADER of Marion	MASCHER of Johnson
COHOON of Des Moines	MORELAND of Wapello
NUTT of Woodbury	MURPHY of Dubuque
KOENIGS of Mitchell	KREIMAN of Davis
BERNAU of Story	WEIGEL of Chickasaw
DODERER of Johnson	HARPER of Black Hawk
LAMBERTI of Polk	CONNORS of Polk
WARNSTADT of Woodbury	SHOULTZ of Black Hawk
BRANSTAD of Winnebago	TAYLOR of Linn
MUNDIE of Webster	OLLIE of Clinton
MERTZ of Kossuth	DREES of Carroll
MAY of Worth	

H-5362 FILED MARCH 12, 1996

(P. 702) A. Withdrawn 3-13-96
 B. Adopted 3-13-96 (P. 723)

HOUSE FILE 2477

H-5363

1 Amend House File 2477 as follows:
 2 1. Page 3, line 4, by striking the figure
 3 "1,397,790" and inserting the following: "1,469,790".
 4 2. Page 3, by inserting after line 4 the
 5 following:
 6 "From the moneys appropriated in this subsection,
 7 \$1,397,790 for the fiscal year beginning July 1, 1996,
 8 and ending June 30, 1997, shall be expended for the
 9 Iowa grant program. The remainder shall be allocated
 10 for the graduate student financial assistance
 11 program."
 12 3. Page 35, line 26, by striking the figure
 13 "261.52A,".

By BURNETT of Story
BERNAU of Story

H-5363 FILED MARCH 12, 1996

Lost 3/13/96 (P. 699)

HOUSE FILE 2477

H-5368

1 Amend House File 2477 as follows:

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

4 "Sec. 201. Not later than September 1, 1996, the
5 college student aid commission shall compile a list of
6 affected students receiving tuition grants during the
7 fiscal year beginning July 1, 1995, and who
8 transferred from a nonaccredited to an accredited
9 private institution for the fiscal year beginning July
10 1, 1996. If the student meets all financial aid
11 criteria as set forth by the commission, the
12 transferring affected student may continue to receive
13 a tuition grant for the fiscal year beginning July 1,
14 1996. The commission shall calculate the funds
15 remaining from tuition grants awarded to affected
16 students who do not transfer to an accredited private
17 institution in the fiscal year beginning July 1, 1996.
18 Notwithstanding section 261.25, subsection 1, these
19 funds shall be used to provide loan forgiveness for
20 individuals who meet the requirements of section
21 261.71. For purposes of this paragraph, "affected
22 student" means a qualified student for whom payment of
23 a tuition grant was made under section 261.13 for one
24 or more semesters or trimesters while the student was
25 attending a private institution which was accredited
26 as defined in section 261.9 for the fiscal year
27 beginning July 1, 1995, but which does not meet the
28 requirements for an accredited private institution for
29 the fiscal year beginning July 1, 1996."

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

32 "Sec. 202. NEW SECTION. 261.71 FORGIVABLE LOANS
33 FOR IOWA RESIDENTS ATTENDING OUT-OF-STATE
34 POSTSECONDARY INSTITUTIONS.

35 1. A forgivable loan program is established for
36 residents of Iowa who are attending out-of-state
37 accredited postsecondary institutions. The program
38 shall be administered by the college student aid
39 commission. A resident of Iowa attending an out-of-
40 state accredited postsecondary institution is eligible
41 for loan forgiveness under the program if the student
42 meets all of the following conditions:

43 a. The program of study in which the student is
44 enrolled is not offered by an institution of higher
45 learning under the control of the state board of
46 regents, a community college established under chapter
47 260C, or an accredited private institution as defined
48 in section 261.9, subsection 1.

49 b. The student graduates from a postsecondary
50 institution accredited by an accrediting agency

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1 recognized by the United States department of
2 education or a successor agency.

3 c. The student has practiced or been employed in
4 Iowa for five years in the area for which the student
5 received a degree from the accredited postsecondary
6 institution as provided under this section.

7 d. The student has received a loan from moneys
8 appropriated to the college student aid commission for
9 loans under this program.

10 2. Of the moneys loaned to an eligible student,
11 for each year of up to and including five years of
12 practice or employment in Iowa as provided in
13 subsection 1, paragraph "c", an amount equal to twenty
14 percent of the original principal and the
15 proportionate share of accrued interest, or eight
16 hundred eighty dollars, whichever is greater, shall be
17 forgiven. If a student fails to complete a year of
18 practice or employment in the state, as practice or
19 employment is defined by the college student aid
20 commission, the loan amount for that year shall not be
21 forgiven. Forgivable loans made to eligible students
22 shall not become due, for repayment purposes, until
23 one year after the student has graduated or withdrawn
24 from the postsecondary institution. A loan that has
25 not been forgiven may be sold to a bank, savings and
26 loan association, credit union, or nonprofit agency
27 eligible to participate in the guaranteed student loan
28 program under the federal Higher Education Act of
29 1965, 20 U.S.C. § 1071 et seq., by the commission when
30 the loan becomes due for repayment.

31 3. The college student aid commission shall adopt
32 rules, consistent with rules used for students
33 enrolled in higher education institutions under the
34 control of the state board of regents, for purposes of
35 determining Iowa residency status of students under
36 this section. The commission shall also adopt rules
37 which provide standards, guidelines, and procedures
38 for the receipt, processing, and administration of
39 student applications and loans under this section.

40 Sec. 203. NEW SECTION. 261.72 OUT-OF-STATE
41 POSTSECONDARY LOAN REVOLVING FUND.

42 An out-of-state postsecondary loan revolving fund
43 is created in the state treasury as a separate fund
44 under the control of the commission. The commission
45 shall deposit payments made by Iowa residents who
46 received loans under section 261.71 and the proceeds
47 from the sale of loans made under section 261.71, less
48 costs of collection of delinquent loans which were
49 made under section 261.71, into the out-of-state
50 postsecondary loan revolving fund. Moneys credited to

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1 the fund shall be used to supplement moneys
 2 appropriated for purposes of making loans under
 3 section 261.71, and to pay for loan or interest
 4 repayment defaults by eligible Iowa residents who
 5 received loans under section 261.71. Notwithstanding
 6 section 8.33, any balance in the fund on June 30 of
 7 any fiscal year shall not revert to any revolving fund
 8 but shall remain in the revolving fund for purposes of
 9 the fund."

10 3. By renumbering, relettering, and redesignating
 11 as necessary.

By DRAKE of Pottawattamie

H-5368 FILED MARCH 12, 1996

WITHDRAWN (P. 703)
 3-13-96

HOUSE FILE 2477

H-5370

1 Amend House File 2477 as follows:

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

4 "Sec. 101. Not later than September 1, 1996, the
 5 college student aid commission shall compile a list of
 6 affected students receiving tuition grants during the
 7 fiscal year beginning July 1, 1995, who transferred
 8 from a nonaccredited to an accredited private
 9 institution for the fiscal year beginning July 1,
 10 1996. If the student meets all financial aid criteria
 11 as set forth by the commission, the transferring
 12 affected student may continue to receive a tuition
 13 grant for the fiscal year beginning July 1, 1996. The
 14 commission shall calculate the funds remaining from
 15 tuition grants awarded to affected students who do not
 16 transfer to an accredited private institution in the
 17 fiscal year beginning July 1, 1996. Notwithstanding
 18 section 261.25, subsection 1, the first \$500,000 of
 19 these remaining funds shall be used for vocational-
 20 technical tuition grants as provided in section
 21 261.17, the next \$500,000 shall be used for the work-
 22 study program as provided in section 261.81, and any
 23 excess remaining funds shall be used for tuition
 24 grants. For purposes of this paragraph, "affected
 25 student" means a qualified student for whom payment of
 26 a tuition grant was made under section 261.13 for one
 27 or more semesters or trimesters while the student was
 28 attending a private institution which was accredited
 29 as defined in section 261.9 for the fiscal year
 30 beginning July 1, 1995, but which does not meet the
 31 requirements for an accredited private institution for
 32 the fiscal year beginning July 1, 1996."

33 2. By renumbering, relettering, and redesignating
 34 as necessary.

By SHOULTZ of Black Hawk

H-5370 FILED MARCH 12, 1996

WITHDRAWN

3/13/96 (P. 703)

HOUSE FILE 2477

H-5373

- 1 Amend House File 2477 as follows:
- 2 1. Page 11, by inserting after line 9 the
- 3 following:
- 4 "____. For distribution to school districts using
- 5 the family and schools together (FAST) model to
- 6 involve parents in support of their children's
- 7 educational success:
- 8 \$ 30,000"
- 9 2. By renumbering as necessary.

By SHOULTZ of Black Hawk

H-5373 FILED MARCH 12, 1996

lost 3/13/96 (p.711)

HOUSE FILE 2477

H-5374

- 1 Amend House File 2477 as follows:
- 2 1. Page 11, by striking lines 29 and 30 and
- 3 inserting the following: "general fund but shall be
- 4 distributed as follows:
- 5 1. To the state board of regents for the fiscal
- 6 year beginning July 1, 1996, and ending June 30, 1997,
- 7 the sum of \$20,000 to be allocated to the southwest
- 8 Iowa graduate studies center for an Internet
- 9 connection and a computer laboratory.
- 10 2. To the department of education for the fiscal
- 11 year beginning July 1, 1996, and ending June 30, 1997,
- 12 any funds remaining from the appropriation made under
- 13 this subsection after distribution pursuant to
- 14 subsection 1, which shall be used for purposes of
- 15 providing grants to support".
- 16 2. Page 12, line 33, by striking the figure
- 17 "74,156" and inserting the following: "84,156".
- 18 3. Page 17, line 25, by striking the figure
- 19 "19,280,398" and inserting the following:
- 20 "19,270,398".
- 21 4. By renumbering, relettering, and redesignating
- 22 as necessary.

By HAMMITT BARRY of Harrison

H-5374 FILED MARCH 12, 1996

*Adopted
3/13/96
(p.711)*

HOUSE FILE 2477

H-5384

- 1 Amend the amendment, H-5368, to House File 2477, as
2 follows:
- 3 1. Page 1, line 21, by striking the figure
4 "261.71" and inserting the following: "261.69".
 - 5 2. Page 1, line 32, by striking the figure
6 "261.71" and inserting the following: "261.69".
 - 7 3. Page 2, line 40, by striking the figure
8 "261.72" and inserting the following: "261.70".
 - 9 4. Page 2, line 46, by striking the figure
10 "261.71" and inserting the following: "261.69".
 - 11 5. Page 2, line 47, by striking the figure
12 "261.71" and inserting the following: "261.69".
 - 13 6. Page 2, line 49, by striking the figure
14 "261.71" and inserting the following: "261.69".
 - 15 7. Page 3, line 3, by striking the figure
16 "261.71" and inserting the following: "261.69".
 - 17 8. Page 3, line 5, by striking the figure
18 "261.71" and inserting the following: "261.69".

By DRAKE of Pottawattamie

H-5384 FILED MARCH 13, 1996

OUT OF ORDER

(P.703)

HOUSE FILE 2477

H-5385

- 1 Amend the amendment, H-5344, to House File 2477 as
2 follows:
- 3 1. Page 1, line 18, by striking the word "Any"
4 and inserting the following: "Notwithstanding section
5 261.25, subsection 1, the first \$150,000 of these
6 remaining funds shall be used for chiropractic
7 graduate student forgivable loans as provided in
8 section 261.71, the next \$150,000 shall be used for
9 national guard tuition aid as provided in section
10 261.21, if enacted by the Seventy-sixth General
11 Assembly, and any excess".

By MURPHY of Dubuque

H-5385 FILED MARCH 13, 1996

ADOPTED

(P.703)

HOUSE FILE 2477

H-5375

1 Amend House File 2477 as follows:
 2 1. Page 9, by striking lines 14 through 19.
 3 2. Page 10, line 1, by striking the figure
 4 "123,871,270" and inserting the following:
 5 "124,306,270".
 6 3. Page 10, line 13, by striking the figure
 7 "18,041,340" and inserting the following:
 8 "18,476,340".
 9 4. Page 10, by inserting after line 18 the
 10 following:
 11 "Of the moneys allocated to merged area XI in
 12 paragraph "j", for the fiscal year beginning July 1,
 13 1996, and ending June 30, 1997, \$435,000 shall be
 14 expended on the career opportunity program to provide
 15 assistance to minority persons who major in fields or
 16 subject areas where minorities are currently
 17 underutilized pursuant to section 260C.29."
 18 5. Page 29, by inserting after line 2 the
 19 following:
 20 "Sec. 101. Section 260C.29, subsection 3, Code
 21 Supplement 1995, is amended by adding the following
 22 new paragraphs:
 23 NEW PARAGRAPH. f. Contract with other community
 24 colleges to expand the availability of program
 25 services and increase the number of students served by
 26 the program.
 27 NEW PARAGRAPH. g. Establish a separate account,
 28 which shall consist of all appropriations, grants,
 29 contributions, bequests, endowments, or other moneys
 30 or gifts received specifically for purposes of the
 31 program by the community college administering the
 32 program as provided in subsection 2. Not less than
 33 eighty percent of the funds received from state
 34 appropriations for purposes of the program shall be
 35 used for purposes of assistance to students as
 36 provided in subsection 5."
 37 6. By renumbering as necessary.

By BAKER of Polk

H-5375 FILED MARCH 12, 1996

Lost 3/13/96 (p. 705)

HOUSE FILE 2477

H-5380

1 Amend the amendment, H-5353, to House File 2477, as
 2 follows:
 3 1. Page 1, line 13, by striking the word
 4 "NORTHERN".
 5 2. Page 1, line 16, by striking the figure "34"
 6 and inserting the following: "25".

By MURPHY of Dubuque

H-5380 FILED MARCH 13, 1996

ADOPTED

(p. 715)

HOUSE FILE 2477

H-5386

- 1 Amend the amendment, H-5362, to House File 2477, as
 2 follows:
 3 1. Page 3, by inserting after line 8 the
 4 following:
 5 "____. Of the funds appropriated to the college
 6 student aid commission to be allocated for this
 7 program for each fiscal year, thirty-three and three-
 8 tenths percent shall be reserved for students
 9 attending the board of regents' institutions, thirty-
 10 three and four-tenths percent shall be reserved for
 11 students attending community colleges, and thirty-
 12 three and three-tenths percent shall be reserved for
 13 students attending private colleges and universities.
 14 Funds appropriated for this program shall be used to
 15 supplement, not supplant, funds appropriated for other
 16 existing programs at the eligible institutions."
 17 2. By renumbering, relettering, and redesignating
 18 as necessary.

By MURPHY of Dubuque

H-5386 FILED MARCH 13, 1996

ADOPTED 3/13/96

(P. 723)

HOUSE FILE 2477

H-5387

- 1 Amend House File 2477 as follows:
 2 1. Page 34, by striking lines 24 through 33 and
 3 inserting the following: "phase III moneys the amount
 4 of one million ~~two-hundred-fifty-thousand~~ dollars for
 5 support for the operations of the new Iowa schools
 6 development corporation and for school transformation
 7 design and implementation projects administered by the
 8 corporation and the sum of two hundred fifty thousand
 9 dollars for the purposes set forth in section 279.51,
 10 subsection 2, and section 256A.3. Of the amount
 11 provided to the new Iowa schools development
 12 corporation in this subsection, one hundred fifty
 13 thousand dollars shall be used for the school and
 14 community planning initiative. The new Iowa schools
 15 development corporation shall develop a process to
 16 encourage partnerships between the corporation and the
 17 education community and other organizations interested
 18 in school improvement in Iowa. The new Iowa schools
 19 development corporation shall submit a progress report
 20 on the process developed to the general assembly by
 21 January 15, 1997. Moneys distributed to the child
 22 development coordinating council".

By HEATON of Henry
 DAGGETT of Union
 GRIES of Crawford
 HAMMITT BARRY of Harrison

TEIG of Hamilton
 HANSON of Black Hawk
 GRUNDBERG of Polk

H-5387 FILED MARCH 13, 1996

Loe 3/13/96

(P. 728)

HOUSE FILE 2477

H-5381

- 1 Amend House File 2477 as follows:
2 1. Page 22, by inserting after line 19 the
3 following:
4 "Sec. 101. IOWA GRAIN QUALITY INITIATIVE.
5 Notwithstanding section 423.24, subsection 1,
6 paragraph "b", subparagraph (1), there is appropriated
7 for the fiscal year beginning July 1, 1996, and ending
8 June 30, 1997, an amount equal to two and three-
9 quarters percent of the total revenues collected
10 pursuant to section 423.7 and deposited in the value-
11 added agricultural products and processes financial
12 assistance fund, pursuant to section 423.24,
13 subsection 1, paragraph "b", subparagraph (1), to the
14 Iowa cooperative extension service in agriculture and
15 home economics at Iowa state university of science and
16 technology for administration of the Iowa grain
17 quality initiative."
18 2. By renumbering, relettering, and redesignating
19 as necessary.

By CHURCHILL of Polk
GRUNDBERG of Polk

H-5381 FILED MARCH 13, 1996

NOT GERMANE

(p.717)

HOUSE FILE 2477

H-5390

- 1 Amend the amendment, H-5354, to House File 2477, as
2 follows:
3 1. Page 1, by inserting after line 4 the
4 following:
5 "_____. Page 18, by inserting after line 9 the
6 following:
7 "For the fiscal year beginning July 1, 1996, and
8 ending June 30, 1997, the amount expended by the
9 university of northern Iowa for purposes of the
10 decision making institute shall not be less than the
11 amount expended for the fiscal year beginning July 1,
12 1995, and ending June 30, 1996.""
13 2. By renumbering, relettering, and redesignating
14 as necessary.

By SHOULTZ of Black Hawk

H-5390 FILED MARCH 13, 1996

ADOPTED

(p.716)

5. 3/20/96 amend/Do Pass w/5427

HOUSE FILE **2477**
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 746)

(As Amended and Passed by the House, March 13, 1996)

Passed House, Date 4/20/96 (p. 1998) Passed Senate, Date 3/21/96 (p. 964)
Vote: Ayes 92 Nays 0 Vote: Ayes 41 Nays 7

Approved July 29, 1996 Repassed 5-1-96
Item veto vote 49-0 (p. 1555)

A BILL FOR

1 An Act relating to the funding of, operation of, and
2 appropriation of moneys to agencies, institutions,
3 commissions, departments, and boards responsible for education
4 and cultural programs of this state and making related
5 statutory changes and providing effective date provisions.

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

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House Amendments _____

COLLEGE STUDENT AID COMMISSION

Section 1. There is appropriated from the general fund of the state to the college student aid commission for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as may be necessary, to be used for the purposes designated:

1. GENERAL ADMINISTRATION

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

.....	\$	317,797
.....	FTEs	7.05

The college student aid commission shall conduct a study of and consider possible differentiations in the grants awarded that are based upon parental income and assets under the Iowa tuition grant program. The commission shall submit a report of its findings and recommendations to the general assembly by January 1, 1997.

2. UNIVERSITY OF OSTEOPATHIC MEDICINE AND HEALTH SCIENCES

a. For forgivable loans to Iowa students attending the university of osteopathic medicine and health sciences, under the forgivable loan program pursuant to section 261.19A:

.....	\$	379,260
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b. For the university of osteopathic medicine and health sciences for an initiative in primary health care to direct primary care physicians to shortage areas in the state:

.....	\$	345,000
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The moneys appropriated in this lettered paragraph shall be used as follows:

(1) To reduce student loan debt for primary care physicians in an amount not to exceed \$30,000 per student for a four-year period of medical service in medically underserved areas of the state.

(2) For tuition scholarships for students attending the university of osteopathic medicine and health sciences who

1 agree to practice primary care medicine in medically under-
2 served areas of the state. The student shall practice in the
3 state two years for every year of tuition. A person receiving
4 funds under this subparagraph shall not be eligible for funds
5 under subparagraph (1).

6 (3) For general administration costs of the university for
7 the primary care initiative, the university shall expend an
8 amount not to exceed \$50,000.

9 Within one month of the end of a fiscal quarter, the
10 university of osteopathic medicine and health sciences shall
11 submit a report to the legislative fiscal bureau concerning
12 the expenditure of funds used pursuant to subparagraphs (1),
13 (2), and (3) of this lettered paragraph. The university shall
14 also submit the annual audit of the university to the
15 legislative fiscal bureau within six months following the end
16 of the year being audited.

17 The college student aid commission shall not provide moneys
18 for subparagraphs (1) and (2) of this lettered paragraph until
19 the university has signed and submitted contracts for the use
20 of these moneys for reduction of student loan debt and tuition
21 scholarships. Funds for subparagraph (3) of this lettered
22 paragraph shall be provided quarterly to the university.

23 Notwithstanding section 8.33, the funds for this lettered
24 paragraph shall not revert to the general fund but be
25 available for expenditure the following fiscal year for
26 purposes of subparagraphs (1) and (2).

27 The college student aid commission, the university of
28 osteopathic medicine and health sciences, and the legislative
29 fiscal bureau shall cooperatively develop and propose uniform
30 time periods of medical practice which shall be served in the
31 state in return for an allocation of state funds for purposes
32 of the university of osteopathic medicine and health sciences.
33 Proposals developed may relate to allocations of funds within
34 a single appropriation concept and include contracting
35 provisions. Proposals shall be submitted in a report to the

1 general assembly by January 1, 1997.

2 3. STUDENT AID PROGRAMS

3 For payments to students for the Iowa grant program:

4 \$ 1,397,790

5 Sec. 2. There is appropriated from the loan reserve
6 account to the college student aid commission for the fiscal
7 year beginning July 1, 1996, and ending June 30, 1997, the
8 following amount, or so much thereof as may be necessary, to
9 be used for the purposes designated:

10 For operating costs of the Stafford loan program including
11 salaries, support, maintenance, miscellaneous purposes, and
12 for not more than the following full-time equivalent
13 positions:

14 \$ 4,596,739

15 FTEs 28.95

16 Sec. 3. There is appropriated from the scholarship and
17 tuition grant reserve fund to the college student aid
18 commission for the fiscal year beginning July 1, 1996, and
19 ending June 30, 1997, the funds remaining following transfer,
20 pursuant to section 261.20, in the fiscal year ending June 30,
21 1995, and funds remaining following transfer pursuant to
22 section 261.20 for the fiscal year ending June 30, 1996, which
23 are to be used for payments to students for the Iowa
24 vocational-technical tuition grants, and which are in addition
25 to funds appropriated in section 261.25, subsection 3.

26 Sec. 4. Not later than September 1, 1996, the college
27 student aid commission shall compile a list of affected
28 students receiving tuition grants during the fiscal year
29 beginning July 1, 1995, and who transferred from a
30 nonaccredited to an accredited private institution for the
31 fiscal year beginning July 1, 1996. If the student meets all
32 financial aid criteria as set forth by the commission, the
33 transferring affected student may continue to receive a
34 tuition grant for the fiscal year beginning July 1, 1996. The
35 commission shall calculate the funds remaining from tuition

1 grants awarded to affected students who do not transfer to an
 2 accredited private institution in the fiscal year beginning
 3 July 1, 1996. Notwithstanding section 261.25, subsection 1,
 4 the first \$150,000 of these remaining funds shall be used for
 5 chiropractic graduate student forgivable loans as provided in
 6 section 261.71, the next \$150,000 shall be used for national
 7 guard tuition aid as provided in section 261.21, if enacted by
 8 the Seventy-sixth General Assembly, and any excess remaining
 9 funds shall be used to award tuition grants to eligible
 10 students. For purposes of this paragraph, "affected student"
 11 means a qualified student for whom payment of a tuition grant
 12 was made under section 261.13 for one or more semesters or
 13 trimesters while the student was attending a private
 14 institution which was accredited as defined in section 261.9
 15 for the fiscal year beginning July 1, 1995, but which does not
 16 meet the requirements for an accredited private institution
 17 for the fiscal year beginning July 1, 1996.

DEPARTMENT OF CULTURAL AFFAIRS

18
 19 Sec. 5. There is appropriated from the general fund of the
 20 state to the department of cultural affairs for the fiscal
 21 year 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:

24 1. ARTS DIVISION

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

30 \$ 1,061,568
 31 FTEs 11.00

32 The Iowa arts council shall develop and implement a
 33 simplified, uniform grant application for use by all grant
 34 applicants and shall prescribe a uniform grant application
 35 renewal period for all grant applicants by January 15, 1997.

1 2. HISTORICAL DIVISION

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

5	\$	2,523,932
6	FTEs	58.00

7 It is the intent of the general assembly that capitol
8 security police place the security of the state historical
9 building at a higher priority level than the security at the
10 state capitol parking area.

11 3. HISTORIC SITES

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

15	\$	311,039
16	FTEs	4.00

17 4. ADMINISTRATION

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

21	\$	220,227
22	FTEs	4.30

23 5. COMMUNITY CULTURAL GRANTS

24 For planning and programming for the community cultural
25 grants program established under section 303.3, and for not
26 more than the following full-time equivalent position:

27	\$	707,721
28	FTEs	0.70

29 DEPARTMENT OF EDUCATION

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

35 1. GENERAL ADMINISTRATION

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

4 \$ 5,138,382
5 FTEs 94.95

6 The department of education shall conduct a study of the
7 special education funding system with the following goals:
8 increasing the capacity of the whole school to meet the needs
9 of all children; increasing support available to "at-risk"
10 students; and ensuring predictable and equitable special
11 education funding at both the state and local levels. The
12 study shall include, but is not limited to, an examination of
13 the consequences of increasing the current special education
14 weights and the impact that will have on those districts whose
15 expenditures exceed the amounts generated under the present
16 weighting plan and on those districts who are generating
17 sufficient funds; the issues and feasibility of alternative
18 special education funding systems based on school district
19 experiences with involvement from representatives of the
20 education community, including representatives from area
21 education agencies, special education teachers,
22 administrators, and advocacy groups; and the possibility of
23 establishing a funding system to address students that are
24 "at-risk" but are not currently eligible for special education
25 services. The department shall submit its findings and
26 specific recommendations in a report to the general assembly
27 and the legislative fiscal bureau by January 1, 1997.

28 The department of education shall conduct a study of the
29 trends in the number of students requiring services to become
30 proficient in the English language and the current and
31 projected costs related to providing such services by local
32 school districts. The department shall report its findings
33 and specific recommendations regarding funding to the general
34 assembly and the legislative fiscal bureau by January 1, 1997.

35 Funds appropriated from the general fund of the state to

1 the department of education shall not be used for personnel
2 contracts until all vacant full-time equivalent positions
3 which are funded are filled.

4 The department of education shall submit an annual report
5 of funds expended and activities accomplished in the K-12 and
6 community college management information system to the
7 legislative fiscal bureau and the general assembly by January
8 1.

9 2. VOCATIONAL EDUCATION ADMINISTRATION

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

13	\$	656,057
14	FTEs	18.60

15 3. BOARD OF EDUCATIONAL EXAMINERS

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

19	\$	194,582
20	FTEs	2.00

21 4. VOCATIONAL REHABILITATION DIVISION

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

25	\$	4,018,243
26	FTEs	289.75

27 The division of vocational rehabilitation services of the
28 department of education shall seek, in addition to state
29 appropriations, funds other than federal funds, which may
30 include but are not limited to local funds, for purposes of
31 matching federal vocational rehabilitation funds.

32 Notwithstanding the full-time equivalent position limit
33 established in this subsection for the fiscal year ending June
34 30, 1997, if federal funding is available to pay the costs of
35 additional employees for the vocational rehabilitation

1 division who would have duties relating to vocational
2 rehabilitation services paid for through federal funding,
3 authorization to hire not more than four full-time equivalent
4 employees shall be provided, the full-time equivalent position
5 limit shall be exceeded, and the additional employees shall be
6 hired by the division.

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

11	\$	37,669
12	FTEs	1.50

13 5. STATE LIBRARY

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

17	\$	2,470,915
18	FTEs	34.50

19 6. REGIONAL LIBRARY

20 For state aid:
21

.....	\$	1,507,000
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22 7. PUBLIC BROADCASTING DIVISION

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

26	\$	6,925,335
27	FTEs	101.00

28 8. CAREER PATHWAYS PROGRAM

29 For purposes of developing and implementing a career
30 pathways program to expand opportunities for youth and adults
31 to become prepared for and succeed in high-wage, high-skill
32 employment:

33	\$	650,000
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34 Notwithstanding section 8.33, unobligated and unencumbered
35 money remaining on June 30, 1997, from the appropriation made

1 in this subsection shall not revert but shall be available for
2 expenditure during the following fiscal year.

3 9. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS

4 For reimbursement for vocational education expenditures
5 made by secondary schools:

6 \$ 3,308,850

7 Funds appropriated in this subsection shall be used for
8 expenditures made by school districts to meet the standards
9 set in sections 256.11, 258.4, and 260C.14 as a result of the
10 enactment of 1989 Iowa Acts, chapter 278. Funds shall be used
11 as reimbursement for vocational education expenditures made by
12 secondary schools in the manner provided by the department of
13 education for implementation of the standards set in 1989 Iowa
14 Acts, chapter 278.

15 10. SCHOOL FOOD SERVICE

16 For use as state matching funds for federal programs that
17 shall be disbursed according to federal regulations, including
18 salaries, support, maintenance, miscellaneous purposes, and
19 for not more than the following full-time equivalent
20 positions:

21 \$ 2,716,859
22 FTEs 13.00

23 11. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

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

29 \$ 616,000

30 12. VOCATIONAL AGRICULTURE YOUTH ORGANIZATION

31 To assist a vocational agriculture youth organization
32 sponsored by the schools to support the foundation established
33 by that vocational agriculture youth organization and for
34 other youth activities:

35 \$ 69,400

1 13. FAMILY RESOURCE CENTERS

2 For support of the family resource center demonstration
3 program established under chapter 256C:

4 \$ 120,000

5 14. CAREER OPPORTUNITY PROGRAM

6 For purposes of providing assistance to minority persons
7 who major in fields or subject areas where minorities are
8 currently underrepresented or underutilized pursuant to
9 section 260C.29:

10 \$ 135,000

11 15. CHILD DEVELOPMENT COORDINATING COUNCIL

12 For the purposes set out in section 279.51, subsection 2,
13 and section 256A.3:

14 \$ 200,000

15 Moneys allocated as provided in this subsection shall
16 supplement, not supplant, any other moneys appropriated for
17 purposes of the child development coordinating council.

18 16. COMMUNITY COLLEGES

19 Notwithstanding chapter 260D, if applicable, for general
20 state financial aid, including general financial aid to merged
21 areas in lieu of personal property tax replacement payments
22 under section 427A.13, to merged areas as defined in section
23 260C.2, for vocational education programs in accordance with
24 chapters 258 and 260C, to purchase instructional equipment for
25 vocational and technical courses of instruction in community
26 colleges, and for salary increases:

27 \$123,871,270

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

- 30 a. Merged Area I \$ 5,916,037
- 31 b. Merged Area II \$ 6,975,940
- 32 c. Merged Area III \$ 6,587,129
- 33 d. Merged Area IV \$ 3,209,205
- 34 e. Merged Area V \$ 6,712,606
- 35 f. Merged Area VI \$ 6,220,573

1	g.	Merged Area VII	\$ 8,873,487
2	h.	Merged Area IX	\$ 10,879,854
3	i.	Merged Area X	\$ 16,887,144
4	j.	Merged Area XI	\$ 18,041,340
5	k.	Merged Area XII	\$ 7,165,949
6	l.	Merged Area XIII	\$ 7,329,257
7	m.	Merged Area XIV	\$ 3,250,860
8	n.	Merged Area XV	\$ 10,140,020
9	o.	Merged Area XVI	\$ 5,681,869

10 Unless the board of directors of a community college filed
11 a dental hygiene program intent form with the department of
12 education by December 1, 1995, the board shall not authorize
13 the creation of a dental hygienist program until after the
14 adjournment of the first regular session of the Seventy-
15 seventh General Assembly.

16 Sec. 7. Notwithstanding the limitation on the use of
17 moneys in the interest for Iowa schools fund in section
18 257B.1A, any unobligated or unencumbered moneys in the
19 interest for Iowa schools fund on June 30, 1996, shall be
20 transferred to the department of education 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:

- 24 1. For grants to support qualifying teams for a worldwide
25 academic competition:
26 \$ 20,000
- 27 2. For allocation to the public broadcasting division for
28 purposes of creating and disseminating to school districts
29 interactive television applications:
30 \$ 75,000
- 31 3. For allocation to the university of northern Iowa for
32 purposes of providing teaching coursework through merged area
33 XI at the Carroll campus:
34 \$ 75,000
- 35 4. For local arts comprehensive educational strategies

1 (LACES):

2 \$ 50,000

3 The department of education and the Iowa alliance for arts
4 education shall jointly develop grant applications and select
5 grant recipients for the local arts comprehensive educational
6 strategies program. At least 50 percent of the funds
7 appropriated by the general assembly for the fiscal year
8 beginning July 1, 1996, and ending June 30, 1997, for purposes
9 of the local arts comprehensive educational strategies
10 program, shall be allocated to schools which are new
11 participants in the program.

12 If moneys in the interest for Iowa schools fund are
13 insufficient for purposes of the appropriation provided for
14 under this section, funds shall be allocated in the order of
15 the subsections, with the highest priority given to subsection
16 1.

17 Sec. 8. Notwithstanding section 8.33 and 1995 Iowa Acts,
18 chapter 218, section 1, subsection 17, funds appropriated and
19 allocated for advanced placement pursuant to 1995 Iowa Acts,
20 chapter 218, section 1, subsection 17, remaining unencumbered
21 and unobligated on June 30, 1996, shall not revert to the
22 general fund but shall be distributed as follows:

23 1. To the state board of regents for the fiscal year
24 beginning July 1, 1996, and ending June 30, 1997, the sum of
25 \$20,000 to be allocated to the southwest Iowa graduate studies
26 center for an Internet connection and a computer laboratory.

27 2. To the department of education for the fiscal year
28 beginning July 1, 1996, and ending June 30, 1997, any funds
29 remaining from the appropriation made under this subsection
30 after distribution pursuant to subsection 1, which shall be
31 used for purposes of providing grants to support qualifying
32 teams for a worldwide academic competition.

33 STATE BOARD OF REGENTS

34 Sec. 9. There is appropriated from the general fund of the
35 state to the state board of regents for the fiscal year

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

4 1. OFFICE OF STATE BOARD OF REGENTS

5 a. The state board of regents shall determine the board
6 office budget for each fiscal year. The board shall require
7 only the three institutions of higher learning under the
8 control of the board to reimburse the board office expenses
9 based upon enrollment of the institutions. The board shall
10 maintain not more than 15.00 full-time equivalent positions
11 for the fiscal year beginning July 1, 1996, and ending June
12 30, 1997. The board shall prepare a quarterly report,
13 regarding the board office budget and the reimbursements
14 provided to the board by the institutions of higher learning
15 under the control of the board, which shall be submitted
16 quarterly to the general assembly and the legislative fiscal
17 bureau.

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

26 \$ 27,106,881

27 The state board of regents, the department of management,
28 and the legislative fiscal bureau shall cooperate to determine
29 and agree upon, by November 15, 1996, the amount that needs to
30 be appropriated for tuition replacement for the fiscal year
31 beginning July 1, 1997.

32 c. For funds to be allocated to the southwest Iowa
33 graduate studies center:

34 \$ 84,156

35 d. For funds to be allocated to the siouxland interstate

1 metropolitan planning council for the tristate graduate center
2 under section 262.9, subsection 21:

3 \$ 74,511

4 e. For funds to be allocated to the quad-cities graduate
5 studies center:

6 \$ 154,278

7 It is the intent of the general assembly that the state board
8 of regents explore options relating to locating the graduate
9 centers under its control within the appropriate campuses of
10 the community college system, and that the board consider the
11 benefits of fully utilizing the Iowa communications network to
12 maximize efficiency. The board shall review options regarding
13 relocation of the centers and submit recommendations to the
14 legislative fiscal bureau and the joint appropriations
15 subcommittee on education by January 1, 1997.

16 2. STATE UNIVERSITY OF IOWA

17 a. General university, including lakeside laboratory

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

21 \$202,267,198

22 FTEs 4,020.47

23 b. For the primary health care initiative in the college
24 of medicine and for not more than the following full-time
25 equivalent positions:

26 \$ 771,000

27 FTEs 11.00

28 From the moneys appropriated in this lettered paragraph,
29 \$330,000 shall be allocated to the department of family
30 practice at the state university of Iowa college of medicine
31 for family practice faculty and support staff.

32 c. University hospitals

33 For salaries, support, maintenance, equipment, and
34 miscellaneous purposes and for medical and surgical treatment
35 of indigent patients as provided in chapter 255, and for not

1 more than the following full-time equivalent positions:

2 \$ 29,452,383

3 FTEs 5,701.67

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

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

16 (2) The attending physician certifies that the fetus is
17 physically deformed, mentally deficient, or afflicted with a
18 congenital illness.

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

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

27 (5) The abortion is a spontaneous abortion, commonly known
28 as a miscarriage, wherein not all of the products of
29 conception are expelled.

30 The total quota allocated to the counties for indigent
31 patients for the fiscal year beginning July 1, 1996, shall not
32 be lower than the total quota allocated to the counties for
33 the fiscal year commencing July 1, 1995. The total quota
34 shall be allocated among the counties on the basis of the 1990
35 census pursuant to section 255.16.

1 d. Psychiatric hospital
2 For salaries, support, maintenance, equipment,
3 miscellaneous purposes, for the care, treatment, and
4 maintenance of committed and voluntary public patients, and
5 for not more than the following full-time equivalent
6 positions:
7 \$ 7,225,868
8 FTEs 307.05

9 e. Hospital-school
10 For salaries, support, maintenance, miscellaneous purposes,
11 and for not more than the following full-time equivalent
12 positions:
13 \$ 5,938,345
14 FTEs 167.10

15 f. Oakdale campus
16 For salaries, support, maintenance, miscellaneous purposes,
17 and for not more than the following full-time equivalent
18 positions:
19 \$ 2,896,269
20 FTEs 63.58

21 g. State hygienic laboratory
22 For salaries, support, maintenance, miscellaneous purposes,
23 and for not more than the following full-time equivalent
24 positions:
25 \$ 3,309,148
26 FTEs 102.49

27 h. Family practice program
28 For allocation by the dean of the college of medicine, with
29 approval of the advisory board, to qualified participants, to
30 carry out chapter 148D for the family practice program,
31 including salaries and support, and for not more than the
32 following full-time equivalent positions:
33 \$ 2,060,917
34 FTEs 180.74

35 i. Child health care services

1 For specialized child health care services, including
2 childhood cancer diagnostic and treatment network programs,
3 rural comprehensive care for hemophilia patients, and the Iowa
4 high-risk infant follow-up program, including salaries and
5 support, and for not more than the following full-time
6 equivalent positions:

7	\$	464,274
8	FTEs	10.60

9 j. Agricultural health and safety programs
10 For agricultural health and safety programs, and for not
11 more than the following full-time equivalent positions:

12	\$	253,213
13	FTEs	3.48

14 k. Statewide cancer registry
15 For the statewide cancer registry, and for not more than
16 the following full-time equivalent positions:

17	\$	195,167
18	FTEs	3.07

19 l. Substance abuse consortium
20 For funds to be allocated to the Iowa consortium for
21 substance abuse research and evaluation, and for not more than
22 the following full-time equivalent positions:

23	\$	64,396
24	FTEs	1.15

25 m. Center for biocatalysis
26 For the center for biocatalysis, and for not more than the
27 following full-time equivalent positions:

28	\$	1,017,000
29	FTEs	14.40

30 n. National advanced driving simulator
31 For the national advanced driving simulator, and for not
32 more than the following full-time equivalent positions:

33	\$	282,101
34	FTEs	3.58

35 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

1 a. General university

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

5	\$160,639,691
6	FTEs 3,581.98

7 Of the funds appropriated in this lettered paragraph, for
8 the fiscal year beginning July 1, 1996, and ending June 30,
9 1997, \$1,500,000 shall be expended for purposes of the healthy
10 livestock program. It is the intent of the general assembly
11 to provide for an allocation in the sum of \$2,000,000 for the
12 1997-1998 fiscal year for purposes of the healthy livestock
13 program.

14 b. Agricultural experiment station

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

18	\$ 31,754,200
19	FTEs 546.98

20 c. Cooperative extension service in agriculture and home
21 economics

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

26	\$ <u>19,270,398</u>
27	FTEs 431.85

28 d. Leopold center

29 For agricultural research grants at Iowa state university
30 under section 266.39B, and for not more than the following
31 full-time equivalent positions:

32	\$ 560,593
33	FTEs 11.25

34 e. Livestock disease research

35 For deposit in and the use of the livestock disease

1 research fund under section 267.8, and for not more than the
2 following full-time equivalent positions:

3 \$ 276,022
4 FTEs 3.17

5 4. UNIVERSITY OF NORTHERN IOWA

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

9 \$ 71,771,714
10 FTEs 1,421.50

11 b. Recycling and reuse center:

12 \$ 239,745

13 c. Educator development on campus:

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

17 \$ 250,000
18 FTEs 4.00

19 5. STATE SCHOOL FOR THE DEAF

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

23 \$ 6,678,655
24 FTEs 124.14

25 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

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

29 \$ 3,711,503
30 FTEs 83.68

31 7. TUITION AND TRANSPORTATION COSTS

32 For payment to local school boards for the tuition and
33 transportation costs of students residing in the Iowa braille
34 and sight saving school and the state school for the deaf
35 pursuant to section 262.43 and for payment of certain clothing

1 and transportation costs for students at these schools
2 pursuant to section 270.5:

3 \$ 11,882

4 Sec. 10. If revenues received by the state board of
5 regents from indirect cost reimbursements, refunds and
6 reimbursements, interest, and other categories within the
7 general operating budgets of the institutions of higher
8 learning under the control of the regents equal an amount
9 greater than the original budget approved by the regents board
10 for the fiscal year beginning July 1, 1996, and ending June
11 30, 1997, the increase shall be used for building repair,
12 deferred maintenance, or fire safety at the respective
13 institutions of higher learning under the control of the
14 board, and shall not be used to increase budget ceilings
15 adopted by the regents board.

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

22 Sec. 12. Notwithstanding section 8.33, funds appropriated
23 in 1995 Iowa Acts, chapter 218, section 6, subsection 1,
24 paragraph "b", remaining unencumbered or unobligated on June
25 30, 1996, shall not revert to the general fund of the state
26 but shall be available for expenditure for the purposes listed
27 in section 9, subsection 1, paragraph "b", of this Act during
28 the fiscal year beginning July 1, 1996, and ending June 30,
29 1997.

30 Sec. 13. MEDICAL ASSISTANCE -- SUPPLEMENTAL AMOUNTS. For
31 the fiscal year beginning July 1, 1996, and ending June 30,
32 1997, the department of human services shall continue the
33 supplemental disproportionate share and a supplemental
34 indirect medical education adjustment applicable to state-
35 owned acute care hospitals with more than 500 beds and shall

1 reimburse qualifying hospitals pursuant to that adjustment
2 with a supplemental amount for services provided medical
3 assistance recipients. The adjustment shall generate
4 supplemental payments intended to equal the state
5 appropriation made to a qualifying hospital for treatment of
6 indigent patients as provided in chapter 255. To the extent
7 of the supplemental payments, a qualifying hospital shall,
8 after receipt of the funds, transfer to the department of
9 human services an amount equal to the actual supplemental
10 payments that were made in that month. The aggregate amounts
11 for the fiscal year shall not exceed the state appropriation
12 made to the qualifying hospital for treatment of indigent
13 patients as provided in chapter 255. The department of human
14 services shall deposit the portion of these funds equal to the
15 state share in the department's medical assistance account and
16 the balance shall be credited to the general fund of the
17 state. To the extent that state funds appropriated to a
18 qualifying hospital for the treatment of indigent patients as
19 provided in chapter 255 have been transferred to the
20 department of human services as a result of these supplemental
21 payments made to the qualifying hospital, the department shall
22 not, directly or indirectly, recoup the supplemental payments
23 made to a qualifying hospital for any reason, unless an
24 equivalent amount of the funds transferred to the department
25 of human services by a qualifying hospital pursuant to this
26 provision is transferred to the qualifying hospital by the
27 department.

28 If the state supplemental amount allotted to the state of
29 Iowa for the federal fiscal year beginning October 1, 1996,
30 and ending September 30, 1997, pursuant to section 1923 (f)(3)
31 of the federal Social Security Act, as amended, or pursuant to
32 federal payments for indirect medical education is greater
33 than the amount necessary to fund the federal share of the
34 supplemental payments specified in the preceding paragraph,
35 the department of human services shall increase the

1 supplemental disproportionate share or supplemental indirect
2 medical education adjustment by the lesser of the amount
3 necessary to utilize fully the state supplemental amount or
4 the amount of state funds appropriated to the state university
5 of Iowa general education fund and allocated to the university
6 for the college of medicine. The state university of Iowa
7 shall transfer from the allocation for the college of medicine
8 to the department of human services, on a monthly basis, an
9 amount equal to the additional supplemental payments made
10 during the previous month pursuant to this paragraph. A
11 qualifying hospital receiving supplemental payments pursuant
12 to this paragraph that are greater than the state
13 appropriation made to the qualifying hospital for treatment of
14 indigent patients as provided in chapter 255 shall be
15 obligated as a condition of its participation in the medical
16 assistance program to transfer to the state university of Iowa
17 general education fund on a monthly basis an amount equal to
18 the funds transferred by the state university of Iowa to the
19 department of human services. To the extent that state funds
20 appropriated to the state university of Iowa and allocated to
21 the college of medicine have been transferred to the
22 department of human services as a result of these supplemental
23 payments made to the qualifying hospital, the department shall
24 not, directly or indirectly, recoup these supplemental
25 payments made to a qualifying hospital for any reason, unless
26 an equivalent amount of the funds transferred to the
27 department of human services by the state university of Iowa
28 pursuant to this paragraph is transferred to the qualifying
29 hospital by the department.

30 Continuation of the supplemental disproportionate share and
31 supplemental indirect medical education adjustment shall
32 preserve the funds available to the university hospital for
33 medical and surgical treatment of indigent patients as
34 provided in chapter 255 and to the state university of Iowa
35 for educational purposes at the same level as provided by the

1 state funds initially appropriated for that purpose.

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

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

14 Sec. 14. For the fiscal year beginning July 1, 1996, and
15 ending June 30, 1997, the state board of regents may use
16 notes, bonds, or other evidences of indebtedness issued under
17 section 262.48 to finance projects that will result in energy
18 cost savings in an amount that will cause the state board to
19 recover the cost of the projects within an average of six
20 years.

21 Sec. 15. Notwithstanding section 270.7, the department of
22 revenue and finance shall pay the state school for the deaf
23 and the Iowa braille and sight saving school the moneys
24 collected from the counties during the fiscal year beginning
25 July 1, 1996, for expenses relating to prescription drug costs
26 for students attending the state school for the deaf and the
27 Iowa braille and sight saving school.

28 Sec. 16. Section 11.6, subsection 1, paragraph a,
29 unnumbered paragraph 1, Code 1995, is amended to read as
30 follows:

31 The financial condition and transactions of all cities and
32 city offices, counties, county hospitals organized under
33 chapters 347 and 347A, memorial hospitals organized under
34 chapter 37, entities organized under chapter 28E having gross
35 receipts in excess of one hundred thousand dollars in a fiscal

1 year, merged areas, area education agencies, and all school
2 offices in school districts, shall be examined at least once
3 each year, except that cities having a population of seven
4 hundred or more but less than two thousand shall be examined
5 at least once every four years, and cities having a population
6 of less than seven hundred may be examined as otherwise
7 provided in this section. The examination shall cover the
8 fiscal year next preceding the year in which the audit is
9 conducted. The examination of school offices shall include an
10 audit of all school funds, the certified annual financial
11 report, and the certified enrollment as provided in section
12 257.6. ~~Examinations of community colleges shall include an~~
13 ~~audit of eligible and noneligible contact hours as defined in~~
14 ~~section 260D.2. -- Eligible and noneligible contact hours and~~
15 ~~any differences~~ Differences in certified enrollment shall be
16 reported to the department of management.

17 Sec. 17. Section 256.9, Code 1995, is amended by adding
18 the following new subsection:

19 NEW SUBSECTION. 49. Receive and approve the budget and
20 unified plan of service submitted by the division of libraries
21 and information services.

22 Sec. 18. Section 256.52, subsection 5, Code 1995, is
23 amended by striking the subsection.

24 Sec. 19. Section 257.31, subsection 16, Code 1995, is
25 amended to read as follows:

26 16. The committee shall perform the duties assigned to it
27 under ~~chapter 260D and section~~ sections 257.32 and 260C.18B.

28 Sec. 20. Section 257B.1A, subsections 2 and 3, Code
29 Supplement 1995, are amended to read as follows:

30 2. For a transfer of moneys from the interest for Iowa
31 schools fund to the first in the nation in education
32 foundation, prior to July 1, October 1, January 1, and March 1
33 of each year, the governing board of the first in the nation
34 in education foundation established in section 257A.2 shall
35 certify to the treasurer of state the cumulative total value

1 of cash contributions received under section 257A.7 for
2 deposit in the first in the nation in education fund and for
3 the use of the foundation. ~~The cumulative total value of~~
4 ~~contributions received includes the value of the amount~~
5 ~~deposited in the national center endowment fund established in~~
6 ~~section 263.8A in excess of eight hundred seventy five~~
7 ~~thousand dollars. The value of in kind contributions shall be~~
8 ~~based upon the fair market value of the contribution~~
9 ~~determined for income tax purposes.~~

10 The portion of the interest for Iowa schools fund that is
11 equal to the cumulative total value of cash contributions,
12 ~~less the portion of the interest for Iowa schools fund~~
13 ~~dedicated to the national center for gifted and talented~~
14 ~~education,~~ is dedicated to the first in the nation in
15 education foundation for that year. The interest earned on
16 this dedicated amount shall be transferred by the treasurer of
17 state to the credit of the first in the nation in education
18 foundation.

19 3. For a transfer of moneys from the interest for Iowa
20 schools fund to the national center endowment fund established
21 in section 263.8A, prior to July 1, October 1, January 1, and
22 March 1 of each year, the state university of Iowa shall
23 certify to the treasurer of state the cumulative total value
24 of cash contributions received and deposited in the national
25 center endowment fund. Within fifteen days following
26 certification by the state university of Iowa, the treasurer
27 of state shall transfer from the interest for Iowa schools
28 fund to the national center an amount equal to one-half the
29 cumulative total value of the cash contributions deposited in
30 the national center endowment fund, not to exceed eight
31 hundred seventy-five thousand dollars.

32 Sec. 21. Section 260C.2, Code 1995, is amended by adding
33 the following new subsections:

34 NEW SUBSECTION. 1A. "Contact hour" means fifty minutes of
35 contact between an instructor and students in a scheduled

1 course offering for which students are registered.

2 NEW SUBSECTION. 2A. "Instructional cost center" means one
3 of the following areas of course offerings of the community
4 colleges:

- 5 a. Arts and sciences cost center.
- 6 b. Vocational-technical preparatory cost center.
- 7 c. Vocational-technical supplementary cost center.
- 8 d. Adult basic education and high school completion cost
9 center.
- 10 e. Continuing and general education cost center.

11 Sec. 22. Section 260C.14, Code 1995, is amended by adding
12 the following new subsections:

13 NEW SUBSECTION. 21. Annually submit to the department of
14 education and the legislative fiscal bureau, by August 15, on
15 forms designed by the department of education in consultation
16 with the community colleges, the following information, which
17 shall include, but is not limited to, the following:

18 a. The number of full-time and part-time students enrolled
19 in each program offered by the community college, listed by
20 program.

21 b. The number of and any appropriate demographic
22 information, including salaries of full-time and part-time
23 staff, relating to the faculty, administration, and support
24 personnel employed at each community college.

25 c. The full-time equivalent total of persons employed as
26 identified in paragraph "b".

27 d. Tuition charges, fees, and other costs payable to the
28 community college by a student.

29 e. The types of degrees granted by the community college
30 and the number of students receiving degrees.

31 f. Revenues and expenditures from state financial aid,
32 federal funds, tax levies, projects authorized under chapters
33 260E and 260F, tuition, bonds, other local sources, foundation
34 sources, and donations and gifts that may be accepted by the
35 governing board of a community college.

1 g. An inventory of buildings and facilities owned and
2 leased by the community college, and any related operation and
3 maintenance costs.

4 h. Infrastructure plans, which shall include, but are not
5 limited to, the amounts expended in the current fiscal year on
6 renovation and construction, and any future plans and
7 projected costs for expansion.

8 The department of education may withhold from a community
9 college any state financial assistance appropriated to the
10 department for allocation to the community college if the
11 community college fails to substantially meet the requirements
12 of this subsection.

13 NEW SUBSECTION. 22. Provide, within a reasonable time,
14 information as requested by the departments of management and
15 education.

16 Sec. 23. Section 260C.18, subsection 4, Code 1995, is
17 amended to read as follows:

18 4. State aid and supplemental state aid to be paid in
19 accordance with the statutes which provide such aid.

20 Sec. 24. NEW SECTION. 260C.18A STATE AID.

21 For the fiscal year beginning July 1, 1996, and for each
22 succeeding fiscal year, moneys appropriated by the general
23 assembly from the general fund of the state to the department
24 of education for community college purposes for general state
25 financial aid, including general financial aid to merged areas
26 in lieu of personal property tax replacement payments under
27 section 427A.13, to merged areas as defined in section 260C.2,
28 for vocational education programs in accordance with chapters
29 258 and 260C, to purchase instructional equipment for
30 vocational and technical courses of instruction in community
31 colleges, and for salary increases, for a fiscal year, shall
32 be allocated to each community college by the department of
33 education in the proportion that the allocation to that
34 community college in 1995 Iowa Acts, chapter 218, section 1,
35 subsection 19, bears to the total appropriation made in 1995

1 Iowa Acts, chapter 218, section 1, subsection 19.

2 Sec. 25. NEW SECTION. 260C.18B COMMUNITY COLLEGE BUDGET
3 REVIEW.

4 1. A community college budget review procedure is
5 established for the school budget review committee created in
6 section 257.30. The school budget review committee, in
7 addition to its duties under chapter 257, shall meet and hold
8 hearings each year under this chapter to review unusual
9 circumstances of community colleges, either upon the
10 committee's motion or upon the request of a community college.
11 The committee may grant supplemental state aid to the
12 community college from funds appropriated to the department of
13 education for community college budget review purposes.

14 Unusual circumstances shall include but not be limited to
15 the following:

16 a. An unusual increase or decrease in enrollment or
17 contact hours.

18 b. Natural disasters.

19 c. Unusual staffing problems.

20 d. Unusual necessity for additional funds to permit
21 continuance of a course or program in an instructional cost
22 center which provides substantial benefit to students.

23 e. Unusual need for a new course or program in an
24 instructional cost center which will provide substantial
25 benefit to students, if the community college establishes the
26 need and the amount of necessary increased cost.

27 f. Unique problems of community colleges to include
28 vandalism, civil disobedience, and other costs incurred by
29 community colleges.

30 2. When the school budget review committee makes a
31 decision under subsection 1, it shall provide written notice
32 of its decision, including the amount of supplemental state
33 aid approved, to the board of directors of the community
34 college and to the department of education.

35 3. All decisions by the school budget review committee

1 under this chapter shall be made in accordance with reasonable
2 and uniform policies which shall be consistent with this
3 chapter.

4 4. Failure by a community college to provide information
5 or appear before the school budget review committee as
6 requested for the accomplishment of review or hearing
7 constitutes justification for the committee to instruct the
8 department of revenue and finance to withhold supplemental
9 state aid to that community college until the committee's
10 inquiries are satisfied completely.

11 Sec. 26. Section 260C.34, Code 1995, is amended to read as
12 follows:

13 260C.34 USES OF FUNDS.

14 Funds obtained pursuant to section 260C.17; section
15 260C.18, subsections 3, 4, and 5 ~~of section 260C.18~~; section
16 and sections 260C.18A, 260C.18B, 260C.19, and section 260C.22
17 shall not be used for the construction or maintenance of
18 athletic buildings or grounds but may be used for a project
19 under section 260C.56.

20 Sec. 27. Section 260C.39, unnumbered paragraph 5, Code
21 1995, is amended to read as follows:

22 The terms of employment of personnel, for the academic year
23 following the effective date of the agreement to combine the
24 merged areas shall not be affected by the combination of the
25 merged areas, except in accordance with the procedures under
26 sections 279.15 to 279.18 and section 279.24, to the extent
27 those procedures are applicable, or under the terms of the
28 base bargaining agreement. The authority and responsibility
29 to offer new contracts or to continue, modify, or terminate
30 existing contracts pursuant to any applicable procedures under
31 chapter 279, shall be transferred to the acting, and then to
32 the new, board of the combined merged area upon certification
33 of a favorable vote to each of the merged areas affected by
34 the agreement. The collective bargaining agreement of the
35 merged area ~~with the largest number of contact hours eligible~~

1 for receiving the greatest amount of general state aid
2 pursuant to section 260C.18A, as-defined-under-section-260B-27,
3 shall serve as the base agreement for the combined merged area
4 and the employees of the merged areas which combined to form
5 the new combined merged area shall automatically be accreted
6 to the bargaining unit from that former merged area for
7 purposes of negotiating the contracts for the following years
8 without further action by the public employment relations
9 board. If only one collective bargaining agreement is in
10 effect among the merged areas which are combining under this
11 section, then that agreement shall serve as the base
12 agreement, and the employees of the merged areas which are
13 combining to form the new combined merged area shall
14 automatically be accreted to the bargaining unit of that
15 former merged area for purposes of negotiating the contracts
16 for the following years without further action by the public
17 employment relations board. The board of the combined merged
18 area, using the base agreement as its existing contract, shall
19 bargain with the combined employees of the merged areas that
20 have agreed to combine for the academic year beginning with
21 the effective date of the agreement to combine merged areas.
22 The bargaining shall be completed by March 15 prior to the
23 academic year in which the agreement to combine merged areas
24 becomes effective or within one hundred eighty days after the
25 organization of the acting board of the new combined merged
26 area, whichever is later. If a bargaining agreement was
27 already concluded in the former merged area which has the
28 collective bargaining agreement that is serving as the base
29 agreement for the new combined merged area, between the former
30 merged area board and the employees of the former merged area,
31 that agreement is void, unless the agreement contained
32 multiyear provisions affecting academic years subsequent to
33 the effective date of the agreement to form a combined merged
34 area. If the base collective bargaining agreement contains
35 multiyear provisions, the duration and effect of the agreement

1 shall be controlled by the terms of the agreement. The
2 provisions of the base agreement shall apply to the offering
3 of new contracts, or the continuation, modification, or
4 termination of existing contracts between the acting or new
5 board of the combined merged area and the combined employees
6 of the new combined merged area.

7 Sec. 28. NEW SECTION. 260C.49 RULES.

8 The department of education shall adopt rules and
9 definitions of terms necessary for the administration of this
10 chapter. The school budget review committee shall adopt rules
11 under chapter 17A to carry out section 260C.18B.

12 Sec. 29. Section 261.12, subsection 1, paragraph b, Code
13 Supplement 1995, is amended to read as follows:

14 b. For the fiscal year beginning July 1, ~~1995~~ 1996, and
15 for each following fiscal year, ~~two~~ three thousand ~~nine~~
16 hundred fifty dollars.

17 Sec. 30. Section 261.13, Code 1995, is amended to read as
18 follows:

19 261.13 ANNUAL GRANT.

20 A tuition grant may be made annually for both the fall and
21 spring semesters or the trimester equivalent. Payments under
22 the grant shall be allocated equally among the semesters or
23 trimesters and shall be paid at the beginning of each semester
24 or trimester upon certification by the accredited private
25 institution that the student is admitted and in attendance.
26 If the student discontinues attendance before the end of any
27 semester or trimester after receiving payment under the grant,
28 the entire amount of any refund due that student, up to the
29 amount of any payments made under the annual grant, shall be
30 paid by the accredited private institution to the state, and
31 the student shall pay the difference between the amount
32 refunded to the state and the grant amount received by the
33 student for the term to the commission, which shall use the
34 moneys paid by the student for purposes of awarding tuition
35 grants. The commission may use the collection for delinquent

1 loans system provided for in section 261.37 to collect funds
2 owed by an individual to the commission pursuant to this
3 section.

4 Sec. 31. Section 261.17, subsection 4, Code 1995, is
5 amended to read as follows:

6 4. A vocational-technical tuition grant shall be awarded
7 on an annual basis, requiring reapplication by the student for
8 each year. Payments under the grant shall be allocated
9 equally among the semesters or quarters of the year upon
10 certification by the institution that the student is in full-
11 time attendance in a vocational-technical or career option
12 program, as defined under rules of the department of
13 education. If the student discontinues attendance before the
14 end of any term after receiving payment of the grant, the
15 entire amount of any refund due that student, up to the amount
16 of any payments made under the annual grant, shall be paid by
17 the institution to the state, and the student shall pay the
18 difference between the amount refunded to the state and the
19 grant amount received by the student for the term to the
20 commission, which shall use the moneys paid by the student for
21 purposes of this section. The commission may use the
22 collection for delinquent loans system provided for in section
23 261.37 to collect funds owed by an individual to the
24 commission pursuant to this section.

25 Sec. 32. NEW SECTION. 261.21 NATIONAL GUARD TUITION AID
26 PROGRAM.

27 1. Subject to an appropriation of sufficient funds by the
28 general assembly, a member of the national guard who meets the
29 eligibility requirements of this subsection is entitled to
30 attend and pursue any undergraduate course of study at a
31 community college as defined in chapter 260C, or an
32 institution of higher learning under the control of the state
33 board of regents upon the payment by the member personally of
34 fifty percent of the tuition charged by the community college
35 or institution of higher learning. The remaining tuition

1 shall be paid by the college student aid commission from funds
2 appropriated to the commission in subsection 4. To be
3 eligible for tuition aid under this section, a national guard
4 member shall meet the following conditions:

5 a. Be a resident of the state and a member of an Iowa army
6 or air national guard unit throughout each semester or
7 duration of the vocational program for which the member has
8 applied for benefits.

9 b. Have satisfactorily completed required initial active
10 duty training.

11 c. Have maintained satisfactory performance of duty upon
12 return from initial active duty training, including attending
13 a minimum ninety percent of scheduled drill dates and
14 attending annual training.

15 d. Have satisfactorily met the entrance requirements for
16 admission to a community college, or institution of higher
17 learning under the control of the state board of regents, and
18 maintain satisfactory academic progress.

19 e. Have provided proper notice of national guard status to
20 the community college or institution at the time of
21 registration for the term in which tuition benefits are
22 sought.

23 f. Apply to the adjutant general of Iowa, who shall
24 determine eligibility and whose decision is final.

25 2. Participation in the tuition aid program by an
26 accredited private institution, as defined in section 261.9,
27 is voluntary. Subject to an appropriation of sufficient funds
28 by the general assembly, a member of the Iowa national guard
29 who meets the eligibility requirements of subsection 1 is
30 entitled to attend and pursue any undergraduate course of
31 study at any participating accredited private institution, as
32 defined in section 261.9, upon payment of tuition less an
33 amount equal to fifty percent of the resident tuition rate
34 established for institutions of higher learning under the
35 control of the state board of regents. The remaining tuition,

1 not to exceed fifty percent of the resident tuition rate for a
2 regents university, shall be paid by the college student aid
3 commission from funds appropriated to the commission in
4 subsection 4.

5 3. An eligible member of the national guard, attending an
6 educational institution as a full-time student, shall not
7 receive tuition aid under this section for more than eight
8 semesters, or if attending as a part-time student, not more
9 than sixteen semesters of undergraduate study, or the
10 trimester or quarter equivalent. A guard member who has met
11 the educational requirements for a baccalaureate degree is
12 ineligible for tuition aid under this section.

13 4. For the fiscal year beginning July 1, 1997, and for
14 each succeeding year, there is appropriated from the general
15 fund of the state an amount sufficient to pay the approved
16 claims of educational institutions for tuition aid to eligible
17 members of the national guard who received assistance under
18 this section in the previous year and who continue to meet the
19 eligibility requirements of this section, and for not more
20 than three hundred new eligible Iowa national guard members as
21 provided in this section with the total amount paid not
22 exceeding an average of eight hundred dollars per approved
23 claim, per fiscal year. However, not more than fifteen
24 hundred claims shall be paid in accordance with this section
25 in any fiscal year. The eligibility of applicants shall be
26 certified by the adjutant general of Iowa to the college
27 student aid commission, and all amounts that are or become due
28 to a community college, accredited private institution, or
29 institution of higher learning under the control of the state
30 board of regents under this section shall be paid to the
31 college or institution by the college student aid commission
32 upon receipt of certification by the president or governing
33 board of the educational institution as to accuracy of charges
34 made, and as to the attendance of the individual at the
35 educational institution. The college student aid commission

1 shall maintain an annual record of the number of participants
2 and the tuition dollar value of the participation.

3 5. Of the funds appropriated to the college student aid
4 commission to be allocated for this program for each fiscal
5 year, thirty-three and three-tenths percent shall be reserved
6 for students attending the board of regents' institutions,
7 thirty-three and four-tenths percent shall be reserved for
8 students attending community colleges, and thirty-three and
9 three-tenths percent shall be reserved for students attending
10 private colleges and universities. Funds appropriated for
11 this program shall be used to supplement, not supplant, funds
12 appropriated for other existing programs at the eligible
13 institutions.

14 6. The college student aid commission shall adopt rules
15 pursuant to chapter 17A to administer this section.

16 Sec. 33. Section 261.25, subsection 1, Code Supplement
17 1995, is amended to read as follows:

18 1. There is appropriated from the general fund of the
19 state to the commission for each fiscal year the sum of
20 thirty-five thirty-seven million six nine hundred sixty-four
21 sixty-five thousand seven three hundred fifty seventy dollars
22 for tuition grants.

23 Sec. 34. Section 261.48, unnumbered paragraph 4, Code
24 1995, is amended by striking the unnumbered paragraph.

25 Sec. 35. Section 261C.6, subsection 2, unnumbered
26 paragraph 2, Code 1995, is amended to read as follows:

27 A pupil is not eligible to enroll on a full-time basis in
28 an eligible postsecondary institution and receive payment for
29 all courses in which a student is enrolled. ~~If an eligible~~
30 ~~postsecondary institution is a community college established~~
31 ~~under chapter 260C, the contact hours of a pupil for which a~~
32 ~~tuition reimbursement amount is received are not contact hours~~
33 ~~eligible for general aid under chapter 260B.~~

34 Sec. 36. Section 262.9, subsection 4, Code Supplement
35 1995, is amended by striking the subsection and inserting in

1 lieu thereof the following:

2 4. Manage and control the property, both real and
3 personal, belonging to the institutions.

4 Sec. 37. Section 262.9, subsection 10, Code Supplement
5 1995, is amended by striking the subsection.

6 Sec. 38. Section 262.9, Code Supplement 1995, is amended
7 by adding the following new subsections:

8 NEW SUBSECTION. 30. By January 1 annually, submit a
9 report to the general assembly and the legislative fiscal
10 bureau on the facilities overhead use allowance and the amount
11 of building and equipment use allowances of the overall
12 indirect cost recovery on federally sponsored research
13 programs. The report shall include the individual
14 institutional policies of distribution of the federal
15 facilities overhead use allowance within each institution of
16 higher learning under the control of the board, and shall be
17 in a format agreed to by the board and the legislative fiscal
18 bureau.

19 NEW SUBSECTION. 31. Direct the institutions of higher
20 learning under the board to participate in the state library's
21 access plus program without reimbursement by the state
22 library.

23 Sec. 39. Section 262.34A, Code 1995, is amended to read as
24 follows:

25 262.34A BID REQUESTS.

26 The state board of regents shall request bids and proposals
27 for materials, products, supplies, provisions, and other
28 needed articles to be purchased at public expense, from Iowa
29 state industries as defined in section 904.802, subsection 2,
30 when the articles are available in the requested quantity and
31 at comparable prices and quality. The exceptions provided
32 under section 904.808, subsection 1, shall not apply to the
33 state board of regents.

34 Sec. 40. Section 262A.6A, subsection 1, Code 1995, is
35 amended by striking the subsection and inserting in lieu

1 thereof the following:

2 1. The board may issue bonds in an amount not exceeding
3 fifty percent of the amount of bonds authorized pursuant to
4 section 262A.4 in the form of capital appreciation bonds as
5 provided in this section, rather than the form prescribed in
6 sections 262A.5 and 262A.6. The capital appreciation bonds
7 shall be designed to be marketed primarily to Iowans to
8 facilitate savings for future higher education costs.

9 Sec. 41. Section 294A.25, subsections 7 and 8, Code
10 Supplement 1995, are amended to read as follows:

11 7. Commencing with the fiscal year beginning July 1, ~~1993~~
12 1996, the amount of fifty thousand dollars for geography
13 alliance, seventy thousand dollars for gifted and talented,
14 and one three hundred eighty thousand dollars for a management
15 information system from additional funds transferred from
16 phase I to phase III. If funds available are insufficient to
17 fully fund the appropriation for a management information
18 system under this subsection, the amount distributed for the
19 management information system shall be reduced to an amount
20 equal to the available funds.

21 8. For the fiscal year beginning July 1, ~~1995~~ 1996, and
22 ending June 30, 1997, to the department of education from
23 phase III moneys the amount of one million two hundred fifty
24 thousand dollars shall be allocated to the child development
25 coordinating council established under chapter 256A for
26 support-for-the-operations-of-the-new-Iowa-schools-development
27 corporation-and-for-school-transformation-design-and
28 implementation-projects-administered-by-the-corporation the
29 purposes set forth in section 279.51, subsection 2, and
30 section 256A.3. Of-the-amount-provided-in-this-subsection,
31 one-hundred-fifty-thousand-dollars-shall-be-used-for-the
32 school-and-community-planning-initiative. Moneys distributed
33 as provided in this subsection shall supplement, not supplant,
34 any other moneys appropriated for purposes of the child
35 development coordinating council.

1 Sec. 42. Section 303.8, Code 1995, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 1A. The state historical society board of
4 trustees may charge a requesting agency or department a
5 reasonable fee to recover the costs of providing historic site
6 evaluations. Funds generated by the state historical society
7 pursuant to this subsection are appropriated to and shall be
8 used at the direction of the state historical society to
9 fulfill its responsibilities as provided in this subchapter.

10 Sec. 43. FUNDS TRANSFERRED. For the fiscal year beginning
11 July 1, 1996, and ending June 30, 1997, the following amounts
12 for the purposes designated shall be paid to the department of
13 education from additional funds transferred from phase I to
14 phase III:

- 15 1. For support of the Iowa mathematics and science
16 coalition:
17 \$ 25,000
- 18 2. For participation by the department of education in a
19 state and national project, the national assessment of
20 education progress (NAEP), to determine the academic
21 achievement of Iowa students in math, reading, science, United
22 States history, or geography:
23 \$ 25,000

24 Sec. 44. REPEAL.

25 1. Sections 225.28, 225.34, 261.45, 261.52A, and 294.15,
26 Code 1995, are repealed.

27 2. Chapter 260D, Code and Code Supplement 1995, is
28 repealed.

29 Sec. 45. EFFECTIVE DATE. The unnumbered paragraph
30 relating to the creation of a dental hygienist program
31 provided for in section 6, subsection 16 of this Act, being
32 deemed of immediate importance, takes effect upon enactment.

33 Sec. 46. RETROACTIVE APPLICABILITY. Section 20 of this
34 Act, which amends section 257B.1A, subsections 2 and 3, is
35 retroactively applicable to July 1, 1995. The department of

1 revenue and finance shall adjust the fourth quarter transfer
2 of funds to the first in the nation in education fund and the
3 Connie Belin and Jacqueline N. Blank international center for
4 gifted and talented development, in accordance with section
5 257B.1A, to accurately reflect section 257B.1A as amended by
6 this Act.

7 Sec. 47. Sections 3, 7, 8, 12, and 46 of this Act and
8 section 44, subsection 2 of this Act, being deemed of
9 immediate importance, take effect upon enactment.

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HOUSE FILE 2477

S-5363

1 Amend House File 2477, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 37, by inserting after line 8 the
 4 following:
 5 "Sec. 101. NEW SECTION. 266.39F HEALTHY
 6 LIVESTOCK FOR IOWA INITIATIVE.
 7 1. A healthy livestock for Iowa initiative is
 8 established within the college of veterinary medicine
 9 at Iowa state university of science and technology to
 10 improve the efficiency and competitiveness of the
 11 livestock industry in Iowa. The objectives of the
 12 initiative shall include, but are not limited to, the
 13 following:
 14 a. Modernization of teaching programs to provide
 15 veterinarians with specialized skills to service the
 16 livestock industry.
 17 b. Support for additional high-priority livestock
 18 health research programs.
 19 c. Support for preharvest food safety research
 20 efforts to ensure safe and wholesome meat products.
 21 d. Development and improved delivery of accurate
 22 and timely diagnostic and other animal health
 23 information to veterinary practitioners.
 24 e. Expansion of technology transfer efforts to
 25 Iowa's livestock producers and businesses.
 26 2. "Livestock" for purposes of this section, shall
 27 include, but is not limited to, cattle, sheep, swine,
 28 llamas, alpacas, ostriches, rheas, emus, and poultry."
 29 2. By renumbering, relettering, and redesignating
 30 as necessary.

WITHDRAWN (p.964) By EUGENE FRAISE

S-5363 FILED MARCH 18, 1996

HOUSE FILE 2477

S-5394

1 Amend House File 2477, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 6, by inserting after line 34 the
 4 following:
 5 "The department of education shall conduct a study
 6 of open enrollment across state boundaries and report
 7 its findings and specific recommendations to the
 8 general assembly by January 1, 1997."

By MERLIN E. BARTZ
 WILMER RENSINK
 JOHN P. KIBBIE

S-5394 FILED MARCH 19, 1996

WITHDRAWN

3/21/94

(p.952)

S-5436

1 Amend the amendment, S-5427, to House File 2477, as
2 amended, passed, and reprinted by the House, as
3 follows:
4 1. Page 1, by inserting after line 11 the
5 following:
6 "____". Page 3, line 15, by striking the figure
7 "28.95" and inserting the following: "31.95".
8 2. Page 3, line 7, by striking the word "amended"
9 and inserting the following: "passed".
10 3. Page 3, line 8, by striking the words
11 "committee on appropriations".
12 4. Page 5, by striking lines 25 and 26 and
13 inserting the following:
14 "____. Distance education
15 To expand coursework at community colleges,
16 including support for the elementary education program
17 through merged".
18 5. Page 8, by inserting after line 20 the
19 following:
20 "____. Page 38, line 25, by striking the figure
21 "225.28".

By JOHN P. KIBBIE

S-5436 FILED MARCH 20, 1996

adopted
3-21-96
(P. 952)

HOUSE FILE 2477

S-5427

1 Amend House File 2477, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 1, by striking lines 13 through 18.

4 2. Page 1, line 27, by striking the figure
5 "345,000" and inserting the following: "395,000".

6 3. Page 3, by inserting after line 4 the
7 following:

8 "____. NATIONAL GUARD TUITION AID PROGRAM

9 For tuition aid for Iowa national guard members as
10 provided in section 261.21, as enacted by this Act:

11 \$ 250,000"

12 4. Page 3, line 24, by striking the words "and
13 which are in addition" and inserting the following:
14 "if the amount of federal funds appropriated for state
15 student incentive grant purposes is less than the
16 amount needed for those purposes in the fiscal year
17 beginning July 1, 1996. If the amount of federal
18 funds for state student incentive grant purposes are
19 sufficient, the funds appropriated in this section
20 shall be divided equally for purposes of the Iowa
21 vocational-technical tuition grants and the work-study
22 program. Funds appropriated in this section are in
23 addition".

24 5. Page 3, line 25, by inserting after the figure
25 "3" the following: ", and section 261.85".

26 6. Page 4, line 4, by striking the figure
27 "150,000" and inserting the following: "155,000".

28 7. Page 4, by striking lines 6 through 8 and
29 inserting the following: "section 261.71, the next
30 \$15,000 shall be used to provide grants to students
31 who would meet the requirements for receipt of a
32 vocational-technical tuition grant, but who are
33 enrolled in a licensed school of cosmetology arts and
34 sciences under chapter 157, or a licensed barber
35 school under chapter 158, and any excess remaining".

36 8. Page 4, line 30, by striking the figure
37 "1,061,568" and inserting the following: "1,081,918".

38 9. Page 5, line 5, by striking the figure
39 "2,523,932" and inserting the following: "2,643,267".

40 10. Page 5, line 6, by striking the figure
41 "58.00" and inserting the following: "58.75".

42 11. Page 5, by striking lines 7 through 10.

43 12. Page 5, line 15, by striking the figure
44 "311,039" and inserting the following: "386,039".

45 13. Page 5, line 16, by striking the figure
46 "4.00" and inserting the following: "5.00".

47 14. Page 5, line 21, by striking the figure
48 "220,227" and inserting the following: "260,227".

49 15. Page 6, line 4, by striking the figure
50 "5,138,382" and inserting the following: "5,378,382".

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Page 2

1 16. Page 6, line 5, by striking the figure
 2 "94.95" and inserting the following: "96.95".
 3 17. Page 6, by inserting after line 34 the
 4 following:
 5 "The department of education shall conduct a study
 6 of open enrollment across state boundaries and report
 7 its findings and specific recommendations to the
 8 general assembly by January 1, 1997."

9 18. By striking page 6, line 35, through page 7,
 10 line 3.

11 19. Page 7, line 8, by inserting after the figure
 12 "1." the following: "The department shall determine
 13 the goals of the K-12 and community college management
 14 information system and establish a timeline by which
 15 the goals shall be accomplished. The goals and
 16 timeline shall be included in the annual report
 17 submitted to the general assembly and the legislative
 18 fiscal bureau by January 1, 1997."

19 20. Page 7, line 19, by striking the figure
 20 "194,582" and inserting the following: "284,582".

21 21. Page 8, line 17, by striking the figure
 22 "2,470,915" and inserting the following: "2,914,455".

23 22. Page 8, line 18, by striking the figure
 24 "34.50" and inserting the following: "35.50".

25 23. Page 8, line 26, by striking the figure
 26 "6,925,335" and inserting the following: "7,121,340".

27 24. Page 8, line 27, by striking the figure
 28 "101.00" and inserting the following: "104.50".

29 25. Page 9, line 22, by striking the figure
 30 "13.00" and inserting the following: "14.00".

31 26. Page 9, line 35, by striking the figure
 32 "69,400" and inserting the following: "84,400".

33 27. Page 10, by striking lines 11 through 17 and
 34 inserting the following:

35 " _____ . CENTER FOR ASSESSMENT

36 For the purpose of developing academic standards in
 37 the areas of math, history, science, English, language
 38 arts, and geography:

39 \$ 300,000

40 The department of education shall submit in a
 41 report to the general assembly by January 1, 1997, the
 42 amount of state funding anticipated to be needed to
 43 fund the department's future participation with the
 44 center for assessment and shall determine the number
 45 of years participation is necessary.

46 _____ . NATIONAL ASSESSMENT OF EDUCATION PROGRESS

47 (NAEP)

48 For participation by the department of education in
 49 a state and national project, the national assessment
 50 of education progress (NAEP), to determine the

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Page 3

1 academic achievement of Iowa students in math,
 2 reading, science, United States history, or geography:
 3 \$ 50,000

4 ENVIRONMENTAL EDUCATION

5 For purposes of establishing an environmental
 6 education program as set forth in Senate File 2415, as
 7 amended in the 1996 legislative session by the Senate
 8 committee on appropriations, and for the following
 9 full-time equivalent position:
 10 \$ 150,000
 11 FTEs 1.00"

12 28. By striking page 10, line 27, through page
 13 11, line 15, and inserting the following:
 14 "..... \$126,371,270

15 The funds appropriated in this subsection shall be
 16 allocated as follows:

- 17 a. Merged Area I \$ 6,035,436
- 18 b. Merged Area II \$ 7,116,730
- 19 c. Merged Area III \$ 6,720,072
- 20 d. Merged Area IV \$ 3,273,974
- 21 e. Merged Area V \$ 6,848,081
- 22 f. Merged Area VI \$ 6,346,118
- 23 g. Merged Area VII \$ 9,052,574
- 24 h. Merged Area IX \$ 11,099,434
- 25 i. Merged Area X \$ 17,227,964
- 26 j. Merged Area XI \$ 18,405,456
- 27 k. Merged Area XII \$ 7,310,574
- 28 l. Merged Area XIII \$ 7,477,178
- 29 m. Merged Area XIV \$ 3,316,469
- 30 n. Merged Area XV \$ 10,344,668
- 31 o. Merged Area XVI \$ 5,796,542

32 Sec. 201. APPROPRIATION TO MERGED AREAS --
 33 CONTINGENCY. Notwithstanding any Act enacted in 1996
 34 during the Seventy-sixth General Assembly, all moneys
 35 from appropriations made pursuant to any Act enacted
 36 in 1996 by the Seventy-sixth General Assembly to a
 37 merged area shall be reduced by 100 percent, if the
 38 merged area enters into an agreement under chapter
 39 260E or 260F, for a project which includes program
 40 services for employees of a confinement feeding
 41 operation as defined in section 455B.161."

42 29. By striking page 11, line 18, through page
 43 12, line 2, and inserting the following: "257B.1A,
 44 subsection 1, and subsequent to the distribution of
 45 funds as provided in section 257B.1A, subsections 2
 46 and 3, any unobligated or unencumbered moneys in the
 47 interest for Iowa schools fund on June 30, 1996, shall
 48 be transferred to the department of education for the
 49 fiscal year beginning July 1, 1996, and ending June
 50 30, 1997, to be used for local arts comprehensive

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Page 4

1 educational strategies (LACES)."

2 30. Page 12, by striking lines 12 through 16.

3 31. Page 12, by striking lines 22 through 32 and

4 inserting the following: "general fund of the state

5 but shall be distributed to the department of

6 education for the fiscal year beginning July 1, 1996,

7 and ending June 30, 1997, for purposes of the gifted

8 and talented summer institute."

9 32. Page 13, by striking lines 5 through 17 and
10 inserting the following:

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

14	\$	1,152,417
15	FTEs	15.63

16 If the moneys provided in this lettered paragraph
17 are augmented by reimbursements from the institutions
18 under the control of the state board of regents for
19 the funding of the office of the state board of
20 regents, the office shall report quarterly such
21 reimbursements to the chairpersons and ranking members
22 of the joint appropriations subcommittee on
23 education."

24 33. Page 13, line 34, by striking the figure
25 "84,156" and inserting the following: "104,156".

26 34. Page 14, line 21, by striking the figure
27 "202,267,198" and inserting the following:
28 "203,577,328".

29 35. Page 14, line 22, by striking the figure
30 "4,020.47" and inserting the following: "4,022.97".

31 36. Page 14, line 33, by inserting after the word
32 "salaries," the following: "general".

33 37. Page 17, line 33, by striking the figure
34 "282,101" and inserting the following: "608,448".

35 38. Page 17, by inserting after line 34, the
36 following:

37 "It is the intent of the general assembly that
38 fiscal year 1996-1997 shall be the last fiscal year in
39 which the general assembly appropriates funds for
40 purposes of the planning and construction of the
41 national advanced driving simulator.

42 _____. Research park

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

46	\$	321,000
47	FTEs	4.35"

48 39. Page 18, line 5, by striking the figure
49 "160,639,691" and inserting the following:

50 "161,859,066".

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Page 5

1 40. Page 18, line 6, by striking the figure
 2 "3,581.98" and inserting the following: "3,583.64".
 3 41. Page 18, line 9, by striking the figure
 4 "1,500,000" and inserting the following: "2,000,000".
 5 42. Page 18, by striking lines 10 through 13 and
 6 inserting the following: "livestock program."
 7 43. Page 18, line 26, by striking the figure
 8 "19,270,398" and inserting the following:
 9 "19,280,398".

10 44. Page 19, by inserting after line 4 the
 11 following:

12 "____. Research park
 13 For salaries, support, maintenance, miscellaneous
 14 purposes, and for not more than the following full-
 15 time equivalent positions:
 16 \$ 370,000
 17 FTEs 4.31"

18 45. Page 19, line 9, by striking the figure
 19 "71,771,714" and inserting the following:
 20 "72,821,314".

21 46. Page 19, by striking lines 13 through 18 and
 22 inserting the following:
 23 "____. Metal casting
 24 \$ 160,000
 25 _____. Teaching coursework
 26 For providing teaching coursework through merged
 27 area XI at the Carroll campus:
 28 \$ 150,000"

29 47. Page 20, by striking lines 4 through 15.

30 48. Page 23, by inserting after line 20 the
 31 following:

32 "Sec. _____. IOWA GRAIN QUALITY INITIATIVE.
 33 Notwithstanding section 423.24, subsection 1,
 34 paragraph "b", subparagraph (1), there is appropriated
 35 for the fiscal year beginning July 1, 1996, and ending
 36 June 30, 1997, an amount equal to two and three-
 37 quarters percent of the total revenues collected
 38 pursuant to section 423.7 and deposited in the value-
 39 added agricultural products and processes financial
 40 assistance fund, pursuant to section 423.24,
 41 subsection 1, paragraph "b", subparagraph (1), to the
 42 Iowa cooperative extension service in agriculture and
 43 home economics at Iowa state university of science and
 44 technology as matching funds for the Iowa grain
 45 quality initiative. Funds appropriated pursuant to
 46 this section are contingent upon the receipt of
 47 dollar-for-dollar matching funds from grain promotion
 48 boards."

49 49. Page 24, by striking lines 17 through 23.

50 50. By striking page 24, line 28, through page

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Page 6

- 1 25, line 31.
- 2 51. Page 25, line 33, by striking the word
- 3 "subsections" and inserting the following:
- 4 "subsection".
- 5 52. By striking page 25, line 34, through page
- 6 26, line 1.
- 7 53. Page 26, line 12, by striking the word
- 8 "subsections" and inserting the following:
- 9 "subsection".
- 10 54. By striking page 26, line 13, through page
- 11 27, line 12.
- 12 55. Page 27, line 28, by inserting before the
- 13 word "for" the following: "and".
- 14 56. Page 27, by striking lines 29 through 31 and
- 15 inserting the following: "258 and 260C, for a fiscal
- 16 year, shall".
- 17 57. Page 30, by striking line 2 and inserting the
- 18 following: "~~as-defined-under-section-260D-2,~~".
- 19 58. Page 31, line 16, by striking the word
- 20 "hundred" and inserting the following: "one hundred".
- 21 59. By striking page 31, line 17, through page
- 22 32, line 3.
- 23 60. Page 34, by striking lines 13 through 25, and
- 24 inserting the following:
- 25 "4. The eligibility of applicants shall be".
- 26 61. Page 35, by striking lines 3 through 13.
- 27 62. Page 35, by striking lines 20 and 21 and
- 28 inserting the following: "~~thirty-five~~ thirty-eight
- 29 million ~~six~~ nine hundred sixty-four thousand seven
- 30 hundred fifty ~~dollars~~".
- 31 63. Page 35, by inserting after line 24 the
- 32 following:
- 33 "Sec. ____ . Section 261.85, unnumbered paragraph 1,
- 34 Code Supplement 1995, is amended to read as follows:
- 35 There is appropriated from the general fund of the
- 36 state to the commission for each fiscal year the sum
- 37 of ~~two~~ three million ~~nine~~ one hundred fifty thousand
- 38 dollars ~~for the work-study program.~~"
- 39 64. Page 36, line 7, by striking the word
- 40 "subsections" and inserting the following:
- 41 "subsection".
- 42 65. Page 36, by striking lines 19 through 22.
- 43 66. By striking page 36, line 34, through page
- 44 37, line 8, and inserting the following:
- 45 "Sec. ____ . NEW SECTION. 273.10 MEMBERSHIP IN
- 46 OTHER ORGANIZATIONS.
- 47 Duly elected members of boards of directors of area
- 48 education agencies and designated administrators of
- 49 area education agencies may join, including the
- 50 payment of dues, and participate in local, regional,

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Page 7

1 and national organizations which directly relate to
2 the functions of the board of directors and
3 administrators.

4 Sec. ____ . Section 280.18, Code 1995, is amended by
5 adding the following new unnumbered paragraph:

6 NEW UNNUMBERED PARAGRAPH. Not later than one year
7 after the date on which the majority of the district's
8 seniors graduate, the board shall conduct an annual
9 survey of accredited higher education institutions, as
10 defined in section 261.92, and employers

11 representative of the local business community. The
12 survey shall assess the employability skills of the
13 district's high school graduates who have enrolled in
14 accredited higher education institutions in Iowa or
15 entered the local workforce. The employability skills
16 assessed shall include, but are not limited to,
17 reading for information, applied mathematics,
18 listening, and writing. Annually, the school district
19 shall tabulate and summarize the information collected
20 pursuant to this paragraph and shall file a report
21 with the department of education. The board shall
22 make copies of the report available upon request."

23 67. Page 37, by striking lines 13 and 14 and
24 inserting the following: "alliance~~,-seventy-thousand~~
25 ~~dollars-for-gifted-and-talented,~~ and one hundred
26 eighty thousand dollars for a management".

27 68. Page 37, by striking lines 16 through 20 and
28 inserting the following: "phase I to phase III."

29 69. By striking page 37, line 24 through page 38,
30 line 9, and inserting the following: "thousand
31 dollars for support for the operations of the new Iowa
32 schools development corporation and for school
33 transformation design and implementation projects
34 administered by the corporation. Of the amount
35 provided in this subsection, one hundred fifty
36 thousand dollars shall be used for the school and
37 community planning initiative."

38 70. Page 38, line 17, by striking the figure
39 "25,000" and inserting the following: "50,000".

40 71. Page 38, by striking lines 18 through 23 and
41 inserting the following:

42 " ____ . For matching grants for teachers who select
43 to participate in the national board for professional
44 teaching standards process:

45 \$ 40,000

46 From the moneys appropriated in this subsection,
47 not more than one thousand dollars per teacher shall
48 be available toward the cost of the certification
49 process to be matched by the teacher or by the school
50 district which employs the teacher or has a continuing

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Page 8

1 contract with the teacher.

2 _____. For the development of a K-12 and community
3 college management information system:

4 \$ 150,000

5 If funds available are insufficient to fully fund
6 the appropriation for a management information system
7 in this subsection, the amount distributed for the
8 management information system shall be reduced to an
9 amount equal to the available funds.

10 Sec. _____. FUNDING FORMULA RECOMMENDATIONS. By
11 January 1, 1997, the department of education, in
12 consultation with the Iowa association of community
13 college trustees, shall submit recommendations for a
14 funding formula that identifies and addresses
15 community college needs.

16 Sec. _____. REPEAL -- DIRECTION TO CODE EDITOR.
17 Section 260C.18A, as enacted in this Act, is repealed
18 effective July 1, 1997. The Code editor shall strike
19 the reference to section 260C.18A in section 260C.34
20 effective July 1, 1997."

21 72. By striking page 38, line 29, through page
22 39, line 6.

23 73. Page 39, line 7, by striking the word and
24 figures "8, 12, and 46" and inserting the following:
25 "201, 8, and 12".

26 74. By renumbering as necessary.

By COMMITTEE ON APPROPRIATIONS
LARRY MURPHY, CHAIRPERSON

S-5427 FILED MARCH 20, 1996

3-21-96

Adopted

(P. 964)

HOUSE FILE 2477

S-5451

1 Amend the amendment, S-5427, to House File 2477, as
2 amended, passed, and reprinted by the House, as
3 follows:

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

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

8 "____. For enhanced forgivable loans:

9 \$ 115,000

10 The amount of an enhanced forgivable loan shall not
11 exceed \$11,500. To qualify for a loan a person shall:

12 (1) Be required to practice primary care in a
13 community designated as underserved by state and
14 federal authorities and having a population of less
15 than 20,000. A student must provide one year of
16 practice for every year of loan forgiveness.

17 (2) Have shown superior academic achievement and
18 demonstrated exceptional financial need during the
19 last year of undergraduate study.

20 The commission shall prescribe by rule the terms of
21 repayment and forgiveness. The rules shall be
22 consistent with the requirements of section 261.19A.
23 The commission shall deposit payments made by loan
24 recipients into the fund created in section 261.19B."

By PATTY JUDGE MARY LOU FREEMAN
EUGENE FRAISE JIM LIND
LARRY MURPHY MARY E. KRAMER

S-5451 FILED MARCH 20, 1996
Adopted 3-21-96 (p. 952)
HOUSE FILE 2477

S-5457

1 Amend the amendment, S-5427, to House File 2477, as
2 amended, passed, and reprinted by the House, as
3 follows:

4 1. Page 1, line 11, by striking the figure
5 "250,000" and inserting the following: "400,000".

By BERL E. PRIEBE
BRAD BANKS

S-5457 FILED MARCH 20, 1996

Adopted
3/21/96
(p. 962)

HOUSE FILE 2477

S-5469

1 Amend the amendment, S-5427, to House File 2477, as
2 amended, passed, and reprinted by the House, as
3 follows:
4 1. Page 4, line 38, by striking the figures
5 "1996-1997" and inserting the following: "1997-1998".
6 2. Page 5, by inserting after line 17 the
7 following:
8 "____. Page 19, by striking line 6 and inserting
9 the following:
10 "a. General university
11 For salaries, support, maintenance, equipment, "."
12 3. By renumbering, relettering, and redesignating
13 as necessary.

By JOHN P. KIBBIE

S-5469 FILED MARCH 21, 1996
ADOPTED

(p.952)

HOUSE FILE 2477

S-5471

1 Amend the amendment, S-5427, to House File 2477, as
2 amended, passed, and reprinted by the House, as
3 follows:

4 1. Page 2, line 33, by striking the figure "11"
5 and inserting the following: "5".

6 2. Page 3, line 14, by striking the figure
7 "126,371,270" and inserting the following:
8 "126,506,270".

9 3. Page 3, line 26, by striking the figure
10 "18,405,456" and inserting the following:
11 "18,540,456".

12 4. Page 3, by inserting after line 31 the
13 following:

14 "Of the moneys allocated to merged area XI in
15 paragraph "j", for the fiscal year beginning July 1,
16 1996, and ending June 30, 1997, \$135,000 shall be
17 expended on the career opportunity program to provide
18 assistance to minority persons who major in fields or
19 subject areas where minorities are currently
20 underutilized pursuant to section 260C.29."

21 5. Page 6, by inserting after line 16 the
22 following:

23 "_____. Page 29, by inserting after line 10 the
24 following:

25 "Sec. _____. Section 260C.29, subsection 3, Code
26 Supplement 1995, is amended by adding the following
27 new paragraphs:

28 NEW PARAGRAPH. f. Contract with other community
29 colleges to expand the availability of program
30 services and increase the number of students served by
31 the program.

32 NEW PARAGRAPH. g. Establish a separate account,
33 which shall consist of all appropriations, grants,
34 contributions, bequests, endowments, or other moneys
35 or gifts received specifically for purposes of the
36 program by the community college administering the
37 program as provided in subsection 2. Not less than
38 eighty percent of the funds received from state
39 appropriations for purposes of the program shall be
40 used for purposes of assistance to students as
41 provided in subsection 5.""

42 6. By renumbering as necessary.

By TOM VILSACK

S-5471 FILED MARCH 21, 1996

ADOPTED

(p.952)

HOUSE FILE 2477

S-5474

- 1 Amend the amendment, S-5427, to House File 2477, as
2 amended, passed, and reprinted by the House, as
3 follows:
- 4 1. Page 7, line 6, by inserting before the word
5 "Not" the following: "Annually, each accredited
6 higher education institution, as defined in section
7 261.92, shall report the freshman grades of the
8 graduates of a school district to the board of
9 directors of the school district."
 - 10 2. Page 7, by striking lines 9 through 11 and
11 inserting the following: "survey of a representative
12 sampling of employers of the local business community.
13 The".
 - 14 3. Page 7, line 13, by striking the words
15 "enrolled in".
 - 16 4. Page 7, by striking line 14.

By TOM VILSACK

S-5474 FILED MARCH 21, 1996

ADOPTED

(p. 964)

HOUSE FILE 2477

S-5475

- 1 Amend the amendment, S-5427, to House File 2477, as
2 amended, passed, and reprinted by the House, as
3 follows:
- 4 1. Page 5, line 24, by striking the figure
5 "160,000" and inserting the following: "160,000".
 - 6 2. Page 5, by striking lines 25 through 28.
 - 7 3. By renumbering, relettering, and redesignating
8 as necessary.

By MARY LOU FREEMAN
WILMER RENSINK

S-5475 FILED MARCH 21, 1996

RULED OUT OF ORDER

HOUSE FILE 2477

S-5476

- 1 Amend the amendment, S-5427, to House File 2477, as
2 amended, passed, and reprinted by the House, as
3 follows:
- 4 1. By striking page 6, line 45, through page 7,
5 line 3.
 - 6 2. Page 7, line 4, by striking the word "Sec."
7 and inserting the following: ""Sec."
 - 8 3. By renumbering, relettering, and redesignating
9 as necessary.

By MARY KRAMER

S-5476 FILED MARCH 21, 1996

LOST

(p. 964)

HOUSE FILE 2477

S-5483

1 Amend the amendment, S-5427, to House File 2477, as
 DIV 2 amended, passed, and reprinted by the House, as

B 3 follows:

4 1. Page 2, line 22, by striking the figure
 5 "2,914,455" and inserting the following: "2,877,455".

6 2. Page 2, by striking lines 33 and 34 and
 7 inserting the following:

8 "____". Page 10, line 14, by striking the figure
 9 "200,000" and inserting the following: "687,000".

10 _____. Page 10, by inserting after line 17 the
 11 following:"

12 3. Page 4, line 28, by striking the figure
 13 "203,577,328" and inserting the following:

14 "203,402,328".

15 4. Page 4, line 50, by striking the figure
 16 "161,859,066" and inserting the following:

17 "161,634,066".

18 5. Page 5, line 20, by striking the figure
 19 "72,821,314" and inserting the following:

20 "72,571,314".

DIV 21 6. Page 7, by inserting after line 3 the

A 22 following:

23 "Sec. _____. Section 279.51, subsection 1,
 24 unnumbered paragraph 1, Code Supplement 1995, is
 25 amended to read as follows:

26 There is appropriated from the general fund of the
 27 state to the department of education for the fiscal
 28 year beginning July 1, ~~1990~~ 1996, the sum of ~~eight~~
 29 ~~nine~~ million ~~seven~~ ~~nine~~ hundred ~~thirteen~~ thousand
 30 dollars. For each fiscal year beginning on or after
 31 July 1, ~~1995~~ 1997, there is appropriated the sum which
 32 was appropriated for the fiscal year commencing July
 33 1, 1994.

34 Sec. _____. Section 279.51, subsection 1, paragraph
 35 b, Code Supplement 1995, is amended to read as
 36 follows:

37 b. For the fiscal year beginning July 1, ~~1990~~
 38 1996, ~~four~~ ~~seven~~ million ~~six~~ ~~three~~ hundred ~~twenty-five~~
 39 ~~thirty-eight~~ thousand dollars, and for each fiscal
 40 year thereafter, six million one hundred twenty-five
 41 thousand dollars of the funds appropriated shall be
 42 allocated to the child development coordinating
 43 council established in chapter 256A for the purposes
 44 set out in subsection 2 of this section and section
 45 256A.3."

46 7. By renumbering as necessary.

By O. GENE MADDOX

S-5483 FILED MARCH 21, 1996

DIVISION A-WITHDRAWN, DIVISION B-WITHDRAWN

HOUSE AMENDMENT TO SENATE AMENDMENT TO
HOUSE FILE 2477

S-5874

1 Amend the Senate amendment, H-5522, to House File
2 2477, as amended, passed, and reprinted by the House,
3 as follows:

4 1. By striking page 1, line 3, through page 9,
5 line 31, and inserting the following:

6 "_____. By striking everything after the enacting
7 clause and inserting the following:

8 "COLLEGE STUDENT AID COMMISSION

9 Section 1. There is appropriated from the general
10 fund of the state to the college student aid
11 commission for the fiscal year beginning July 1, 1996,
12 and ending June 30, 1997, the following amounts, or so
13 much thereof as may be necessary, to be used for the
14 purposes designated:

15 1. GENERAL ADMINISTRATION

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

19 \$ 342,797
20 FTEs 7.05

21 The college student aid commission shall conduct a
22 study of and consider possible differentiations in the
23 grants awarded that are based upon parental income and
24 assets under the Iowa tuition grant program and shall
25 consider the reimbursement of grant moneys by a
26 student if the student does not complete a term of
27 study funded by an Iowa tuition grant or a vocational-
28 technical tuition grant. The commission shall submit
29 a report of its findings and recommendations to the
30 general assembly by January 1, 1997.

31 2. UNIVERSITY OF OSTEOPATHIC MEDICINE AND HEALTH
32 SCIENCES

33 a. For forgivable loans to Iowa students attending
34 the university of osteopathic medicine and health
35 sciences, under the forgivable loan program pursuant
36 to section 261.19A:

37 \$ 379,260

38 b. For the university of osteopathic medicine and
39 health sciences for an initiative in primary health
40 care to direct primary care physicians to shortage
41 areas in the state:

42 \$ 395,000

43 The moneys appropriated in this lettered paragraph
44 shall be used as follows:

45 (1) To reduce student loan debt for primary care
46 physicians in an amount not to exceed \$30,000 per
47 student for a four-year period of medical service in
48 medically under-served areas of the state.

49 (2) For tuition scholarships for students
50 attending the university of osteopathic medicine and

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1 health sciences who agree to practice primary care
2 medicine in medically under-served areas of the state.
3 The student shall practice in the state two years for
4 every year of tuition. A person receiving funds under
5 this subparagraph shall not be eligible for funds
6 under subparagraph (1).

7 (3) For general administration costs of the
8 university for the primary care initiative, the
9 university shall expend an amount not to exceed
10 \$50,000.

11 Within one month of the end of a fiscal quarter,
12 the university of osteopathic medicine and health
13 sciences shall submit a report to the legislative
14 fiscal bureau concerning the expenditure of funds used
15 pursuant to subparagraphs (1), (2), and (3) of this
16 lettered paragraph. The university shall also submit
17 the annual audit of the university to the legislative
18 fiscal bureau within six months following the end of
19 the year being audited.

20 The college student aid commission shall not
21 provide moneys for subparagraphs (1) and (2) of this
22 lettered paragraph until the university has signed and
23 submitted contracts for the use of these moneys for
24 reduction of student loan debt and tuition
25 scholarships. Funds for subparagraph (3) of this
26 lettered paragraph shall be provided quarterly to the
27 university.

28 Notwithstanding section 8.33, the funds for this
29 lettered paragraph shall not revert to the general
30 fund but be available for expenditure the following
31 fiscal year for purposes of subparagraphs (1) and (2).

32 The college student aid commission, the university
33 of osteopathic medicine and health sciences, and the
34 legislative fiscal bureau shall cooperatively develop
35 and propose uniform time periods of medical practice
36 which shall be served in the state in return for an
37 allocation of state funds for purposes of the
38 university of osteopathic medicine and health
39 sciences. Proposals developed may relate to
40 allocations of funds within a single appropriation
41 concept and include contracting provisions. Proposals
42 shall be submitted in a report to the general assembly
43 by January 1, 1997.

44 3. STUDENT AID PROGRAMS

45 For payments to students for the Iowa grant
46 program:

47 \$ 1,397,790

48 Sec. 2. There is appropriated from the loan
49 reserve account to the college student aid commission
50 for the fiscal year beginning July 1, 1996, and ending

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

4 For operating costs of the Stafford loan program
5 including salaries, support, maintenance,
6 miscellaneous purposes, and for not more than the
7 following full-time equivalent positions:

8	\$	4,596,739
9	FTEs	31.95

10 Sec. 3. Notwithstanding the maximum allowed
11 balance requirement of the scholarship and tuition
12 grant reserve fund as provided in section 261.20,
13 there is appropriated from the scholarship and tuition
14 grant reserve fund to the college student aid
15 commission for the fiscal year beginning July 1, 1996,
16 and ending June 30, 1997, the funds remaining
17 following transfer, pursuant to section 261.20 for the
18 fiscal year ending June 30, 1995, which are to be
19 divided equally for purposes of the Iowa vocational-
20 tuition grants and the work study program. Funds
21 appropriated in this section are in addition to funds
22 appropriated in section 261.25, subsection 3, and
23 section 261.85.

24 Sec. 4. Not later than September 1, 1996, the
25 college student aid commission shall compile a list of
26 affected students receiving tuition grants during the
27 fiscal year beginning July 1, 1995, and who
28 transferred from a nonaccredited to an accredited
29 private institution for the fiscal year beginning July
30 1, 1996. If the student meets all financial aid
31 criteria as set forth by the commission, the
32 transferring affected student may continue to receive
33 a tuition grant for the fiscal year beginning July 1,
34 1996. The commission shall calculate the funds
35 remaining from tuition grants awarded to affected
36 students who do not transfer to an accredited private
37 institution in the fiscal year beginning July 1, 1996.
38 Notwithstanding section 261.25, subsection 1, the
39 first \$200,000 of these funds shall be used for
40 national guard tuition aid as provided in section
41 261.21 as enacted by this Act, the next \$115,000 shall
42 be used for enhanced forgivable loans as provided in
43 this section, the next \$100,000 shall be used for
44 chiropractic graduate student forgivable loans as
45 provided in section 261.71, the next \$15,000 shall be
46 used to provide grants to students who would meet the
47 requirements for receipt of a vocational-technical
48 tuition grant, but who are enrolled in a licensed
49 school of cosmetology arts and sciences under chapter
50 157, or a licensed barber school under chapter 158,

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1 and any excess remaining funds shall be used to award
 2 tuition grants to eligible students. For purposes of
 3 this paragraph, "affected student" means a qualified
 4 student for whom payment of a tuition grant was made
 5 under section 261.13 for one or more semesters or
 6 trimesters while the student was attending a private
 7 institution which was accredited as defined in section
 8 261.9 for the fiscal year beginning July 1, 1995, but
 9 which does not meet the requirements for an accredited
 10 private institution for the fiscal year beginning July
 11 1, 1996.

12 The amount of an enhanced forgivable loan issued
 13 under this section shall not exceed \$11,500. To
 14 qualify for an enhanced forgivable loan a person
 15 shall do all of the following:

16 (1) Practice as a primary care physician in a
 17 community designated as underserved by state and
 18 federal authorities and which has a population of less
 19 than 20,000. A student must provide one year of
 20 practice for every year of loan forgiveness.

21 (2) Have shown superior academic achievement and
 22 demonstrated exceptional financial need during the
 23 last year of undergraduate study.

24 The commission shall prescribe by rule the terms of
 25 repayment and forgiveness. The rules shall be
 26 consistent with the requirements of section 261.19A.
 27 The commission shall deposit payments made by loan
 28 recipients into the fund created in section 261.19B.

29 DEPARTMENT OF CULTURAL AFFAIRS

30 Sec. 5. There is appropriated from the general
 31 fund of the state to the department of cultural
 32 affairs for the fiscal year beginning July 1, 1996,
 33 and ending June 30, 1997, the following amounts, or so
 34 much thereof as is necessary, to be used for the
 35 purposes designated:

36 1. ARTS DIVISION

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

43	\$	1,081,918
44	FTEs	11.00

45 The Iowa arts council shall develop and implement a
 46 simplified, uniform grant application for use by all
 47 grant applicants and shall prescribe a uniform grant
 48 application renewal period for all grant applicants by
 49 January 15, 1997.

50 2. HISTORICAL DIVISION

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1 For salaries, support, maintenance, miscellaneous
 2 purposes, and for not more than the following full-
 3 time equivalent positions:
 4 \$ 2,626,267
 5 FTEs 58.50

6 3. HISTORIC SITES

7 For salaries, support, maintenance, miscellaneous
 8 purposes, and for not more than the following full-
 9 time equivalent positions:
 10 \$ 386,039
 11 FTEs 5.00

12 4. ADMINISTRATION

13 For salaries, support, maintenance, miscellaneous
 14 purposes, and for not more than the following full-
 15 time equivalent positions:
 16 \$ 250,227
 17 FTEs 4.30

18 5. COMMUNITY CULTURAL GRANTS

19 For planning and programming for the community
 20 cultural grants program established under section
 21 303.3, and for not more than the following full-time
 22 equivalent position:
 23 \$ 707,721
 24 FTEs 0.70

25 DEPARTMENT OF EDUCATION

26 Sec. 6. There is appropriated from the general
 27 fund of the state to the department of education for
 28 the fiscal year beginning July 1, 1996, and ending
 29 June 30, 1997, the following amounts, or so much
 30 thereof as may be necessary, to be used for the
 31 purposes designated:

32 1. GENERAL ADMINISTRATION

33 For salaries, support, maintenance, miscellaneous
 34 purposes, and for not more than the following full-
 35 time equivalent positions:
 36 \$ 5,378,382
 37 FTEs 96.95

38 The department of education shall conduct a study
 39 of the special education funding system with the
 40 following goals: increasing the capacity of the whole
 41 school to meet the needs of all children; increasing
 42 support available to "at-risk" students; and ensuring
 43 predictable and equitable special education funding at
 44 both the state and local levels. The study shall
 45 include, but is not limited to, an examination of the
 46 consequences of increasing the current special
 47 education weights and the impact that will have on
 48 those districts whose expenditures exceed the amounts
 49 generated under the present weighting plan and on
 50 those districts which are generating sufficient funds;

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1 the issues and feasibility of alternative special
2 education funding systems based on school district
3 experiences with involvement from representatives of
4 the education community, including representatives
5 from area education agencies, special education
6 teachers, administrators, and advocacy groups; and the
7 possibility of establishing a funding system to
8 address students that are "at-risk" but are not
9 currently eligible for special education services.

10 The department shall submit its findings and specific
11 recommendations in a report to the general assembly
12 and the legislative fiscal bureau by January 1, 1997.

13 The department of education shall conduct a study
14 of the trends in the number of students requiring
15 services to become proficient in the English language
16 and the current and projected costs related to
17 providing such services by local school districts.
18 The department shall report its findings and specific
19 recommendations regarding funding to the general
20 assembly and the legislative fiscal bureau by January
21 1, 1997.

22 The department of education, in consultation with
23 the department of human services, shall conduct a
24 study of the funding for educational programs provided
25 for each child living with an individual licensed
26 under chapter 237, or in a foster care or other
27 facility as defined in sections 282.19 and 282.27.

28 The recommendations developed shall include but not be
29 limited to the funding structure and source of
30 funding. The department shall submit a report of its
31 findings and recommendations to chairpersons and
32 ranking members of the joint appropriations
33 subcommittee on education and the chairpersons and
34 ranking members of the standing education committees
35 by January 1, 1997.

36 The department of education shall review the
37 reports required of the department by the general
38 assembly since 1980 and shall catalog the progress,
39 success, and failures of the general assembly in
40 implementing or responding to the recommendations
41 contained in those reports. The department shall
42 submit its findings and recommendations to the
43 chairpersons and ranking members of the joint
44 appropriations subcommittee on education and the
45 chairpersons and ranking members of the standing
46 education committees of the senate and the house of
47 representatives by January 1, 1997.

48 The department of education shall conduct a study
49 of the means by which student employability skills may
50 be measured, including but not limited to the

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1 employability skills of students at various levels of
 2 their secondary education and students who have
 3 graduated, the businesses that employ them, and the
 4 institutions of higher learning which admit the
 5 graduates. The department shall submit its findings
 6 and recommendations to the chairpersons and ranking
 7 members of the joint appropriations subcommittee on
 8 education and the chairpersons and ranking members of
 9 the standing education committees of the senate and
 10 the house of representatives by January 1, 1997.

11 The department of education shall submit an annual
 12 report of funds expended and activities accomplished
 13 in the K-12 and community college management
 14 information system to the the general assembly and the
 15 legislative fiscal bureau by January 1, 1997. The
 16 department shall determine the goals of the K-12 and
 17 community college management information system and
 18 establish a timeline by which the goals shall be
 19 accomplished. The goals and timeline shall be
 20 included in the annual report submitted to the general
 21 assembly and the legislative fiscal bureau by January
 22 1, 1997.

23 2. VOCATIONAL EDUCATION ADMINISTRATION

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

27	\$	656,057
28	FTEs	18.60

29 3. BOARD OF EDUCATIONAL EXAMINERS

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

33	\$	194,582
34	FTEs	2.00

35 4. VOCATIONAL REHABILITATION DIVISION

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

39	\$	4,098,243
40	FTEs	289.75

41 The division of vocational rehabilitation services
 42 of the department of education shall seek, in addition
 43 to state appropriations, funds other than federal
 44 funds, which may include but are not limited to local
 45 funds, for purposes of matching federal vocational
 46 rehabilitation funds.

47 Notwithstanding the full-time equivalent position
 48 limit established in this subsection for the fiscal
 49 year ending June 30, 1997, if federal funding is
 50 available to pay the costs of additional employees for

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1 the vocational rehabilitation division who would have
2 duties relating to vocational rehabilitation services
3 paid for through federal funding, authorization to
4 hire not more than four full-time equivalent employees
5 shall be provided, the full-time equivalent position
6 limit shall be exceeded, and the additional employees
7 shall be hired by the division.

8 b. For matching funds for programs to enable
9 severely physically or mentally disabled persons to
10 function more independently, including salaries and
11 support, and for not more than the following full-time
12 equivalent positions:

13 \$ 75,169
14 FTEs 1.50

15 5. STATE LIBRARY

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

19 \$ 2,797,190
20 FTEs 34.50

21 Reimbursement of the institutions of higher
22 learning under the state board of regents for
23 participation in the access plus program during the
24 fiscal year beginning July 1, 1996, and ending June
25 30, 1997, shall not exceed the total amount of
26 reimbursement paid to the regents institutions of
27 higher learning for participation in the access plus
28 program during the fiscal year beginning July 1, 1995,
29 and ending June 30, 1996.

30 6. REGIONAL LIBRARY

31 For state aid:

32 \$ 1,537,000

33 7. PUBLIC BROADCASTING DIVISION

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

37 \$ 7,075,335
38 FTEs 104.50

39 8. CAREER PATHWAYS PROGRAM

40 For purposes of developing and implementing a
41 career pathways program to expand opportunities for
42 youth and adults to become prepared for and succeed in
43 high-wage, high-skill employment:

44 \$ 650,000

45 Of the funds appropriated in this subsection, and
46 from funds available pursuant to section 256.39,
47 subsection 7, for each year during the fiscal period
48 beginning July 1, 1996, and ending June 30, 1998,
49 \$50,000 may be expended for purposes of employing an
50 individual to administer and direct the career

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1 pathways program.

2 Notwithstanding section 8.33, unobligated and
3 unencumbered money remaining on June 30, 1997, from
4 the allocation made in this subsection shall not
5 revert but shall be available for expenditure during
6 the following fiscal year.

7 9. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS

8 For reimbursement for vocational education
9 expenditures made by secondary schools:

10 \$ 3,308,850

11 Funds allocated in this subsection shall be used
12 for expenditures made by school districts to meet the
13 standards set in sections 256.11, 258.4, and 260C.14
14 as a result of the enactment of 1989 Iowa Acts,
15 chapter 278. Funds shall be used as reimbursement for
16 vocational education expenditures made by secondary
17 schools in the manner provided by the department of
18 education for implementation of the standards set in
19 1989 Iowa Acts, chapter 278.

20 10. SCHOOL FOOD SERVICE

21 For use as state matching funds for federal
22 programs that shall be disbursed according to federal
23 regulations, including salaries, support, maintenance,
24 miscellaneous purposes, and for not more than the
25 following full-time equivalent positions:

26 \$ 2,716,859
27 FTES 14.00

28 11. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

29 To provide funds for costs of providing textbooks
30 to each resident pupil who attends a nonpublic school
31 as authorized by section 301.1. The funding is
32 limited to \$20 per pupil and shall not exceed the
33 comparable services offered to resident public school
34 pupils:

35 \$ 616,000

36 12. VOCATIONAL AGRICULTURE YOUTH ORGANIZATION

37 To assist a vocational agriculture youth
38 organization sponsored by the schools to support the
39 foundation established by that vocational agriculture
40 youth organization and for other youth activities:

41 \$ 107,900

42 13. FAMILY RESOURCE CENTERS

43 For support of the family resource center
44 demonstration program established under chapter 256C:

45 \$ 120,000

46 14. CENTER FOR ASSESSMENT

47 For the purpose of developing academic standards in
48 the areas of math, history, science, English, language
49 arts, and geography:

50 \$ 200,000

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1 The department of education shall submit in a
2 report to the general assembly by January 1, 1997, the
3 amount of state funding anticipated to be needed to
4 fund the department's future participation with the
5 center for assessment and shall determine the number
6 of years participation is necessary.

7 15. COMMUNITY COLLEGES

8 Notwithstanding chapter 260D, if applicable, for
9 general state financial aid, including general
10 financial aid to merged areas in lieu of personal
11 property tax replacement payments under section
12 427A.13, to merged areas as defined in section 260C.2,
13 for vocational education programs in accordance with
14 chapters 258 and 260C:

15 \$126,006,270

16 The funds appropriated in this subsection shall be
17 allocated as follows:

18	a. Merged Area I	\$ 6,011,556
19	b. Merged Area II	\$ 7,088,572
20	c. Merged Area III	\$ 6,693,483
21	d. Merged Area IV	\$ 3,261,020
22	e. Merged Area V	\$ 6,820,986
23	f. Merged Area VI	\$ 6,321,009
24	g. Merged Area VII	\$ 9,016,757
25	h. Merged Area IX	\$ 11,055,518
26	i. Merged Area X	\$ 17,159,800
27	j. Merged Area XI	\$ 18,467,633
28	k. Merged Area XII	\$ 7,281,649
29	l. Merged Area XIII	\$ 7,447,594
30	m. Merged Area XIV	\$ 3,303,347
31	n. Merged Area XV	\$ 10,303,739
32	o. Merged Area XVI	\$ 5,773,608

33 Of the moneys allocated to merged area XI in
34 paragraph "j", for the fiscal year beginning July 1,
35 1996, and ending June 30, 1997, \$135,000 shall be
36 expended on the career opportunity program established
37 in section 260C.29 to provide assistance to minority
38 persons who major in fields or subject areas where
39 minorities are currently underutilized.

40 By January 1, 1997, the department of education, in
41 consultation with the Iowa association of community
42 college trustees, shall submit recommendations for a
43 funding formula that identifies and addresses
44 community college needs.

45 Unless the board of directors of a community
46 college filed a dental hygiene program intent form
47 with the department of education by December 1, 1995,
48 the board shall not authorize the creation of a dental
49 hygienist program until after the adjournment of the
50 first regular session of the Seventy-seventh General

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1 Assembly.

2 Sec. 7. The board of directors of each community
3 college shall submit to the department of education
4 and the legislative fiscal bureau, by August 15, 1996,
5 on forms designed by the department of education in
6 consultation with the community colleges, information
7 which shall include, but is not limited to, the
8 following:

9 1. The number of full-time and part-time students
10 enrolled in each program offered by the community
11 college, listed by program.

12 2. The number of and any appropriate demographic
13 information, including salaries of full-time and part-
14 time staff, relating to the faculty, administration,
15 and support personnel employed at each community
16 college.

17 3. The full-time equivalent total of persons
18 employed as identified in subsection 2.

19 4. Tuition charges, fees, and other costs payable
20 to the community college by a student.

21 5. The types of degrees granted by the community
22 college and the number of students receiving these
23 degrees.

24 6. The amounts of revenues and expenditures from
25 state financial aid, federal funds, tax levies,
26 projects authorized under chapters 260E and 260F,
27 tuition, bonds, other local sources, foundation
28 sources, and donations and gifts that may be accepted
29 by the governing board of a community college.

30 7. An inventory of buildings and facilities owned
31 and leased by the community college, and any related
32 operation and maintenance costs.

33 8. Infrastructure plans, which shall include, but
34 are not limited to, the amounts expended in the
35 current fiscal year on renovation and construction,
36 and any future plans and projected costs for
37 expansion.

38 The department of education may withhold from a
39 community college any state financial assistance
40 appropriated to the department for allocation to the
41 community college for the fiscal year beginning July
42 1, 1996, and ending June 30, 1997, if the community
43 college fails to substantially meet the requirements
44 of this section.

45 Sec. 8. Notwithstanding section 8.33 and 1995 Iowa
46 Acts, chapter 218, section 1, subsection 17, funds
47 appropriated and allocated for advanced placement
48 pursuant to 1995 Iowa Acts, chapter 218, section 1,
49 subsection 17, remaining unencumbered and unobligated
50 on June 30, 1996, shall not revert to the general fund

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1 of the state but shall be distributed to the
2 department of education for the fiscal year beginning
3 July 1, 1996, and ending June 30, 1997, as follows:

4 1. The amount of \$50,000 for participation by the
5 department of education in a state and national
6 project, the national assessment of education progress
7 (NAEP), to determine the academic achievement of Iowa
8 students in math, reading, science, United States
9 history, or geography.

10 2. The amount of \$19,000 for purposes of providing
11 grants to support qualifying teams for a worldwide
12 academic competition.

13 If funds available from the specified source under
14 this section are insufficient to fully fund the
15 appropriations made in this section, the amounts
16 appropriated to the department for the purposes
17 specified under this section shall be reduced
18 proportionately.

19 Sec. 9. DEPARTMENT OF EDUCATION INTERIM MEETING.

20 It is the intent of the general assembly that the
21 chairpersons and ranking members of the joint
22 appropriations subcommittee on education, the
23 legislative fiscal bureau, and the legislative service
24 bureau meet with representatives from the
25 international center for gifted and talented education
26 and the first in the nation in education foundation
27 during the 1996 legislative interim period to
28 determine and recommend a permanent funding source and
29 the amount of funding needed to support the center and
30 the foundation.

31 Sec. 10. INTERNATIONAL CENTER FOR GIFTED AND
32 TALENTED EDUCATION. It is the intent of the general
33 assembly that the international center for gifted and
34 talented education fund the gifted and talented summer
35 institute during the fiscal year beginning July 1,
36 1996, from the moneys appropriated to the
37 international center for gifted and talented education
38 pursuant to section 257B.1A for the fiscal year
39 beginning July 1, 1996, and ending June 30, 1997.

40 Sec. 11. Notwithstanding section 257B.1A,
41 subsection 5, as amended by 1996 Iowa Acts, House File
42 570, and this Act, for the fiscal year beginning July
43 1, 1996, and ending June 30, 1997, 50 percent of the
44 interest remaining in the interest for Iowa schools
45 fund after the total of the transfer of moneys to the
46 first in the nation in education foundation pursuant
47 to section 257B.1A, subsection 2, and after the
48 transfer of moneys to the international center
49 endowment fund in section 257B.1A, subsection 3,
50 paragraph "a", shall, in addition, be transferred to

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1 the international center endowment fund and the
2 remaining 50 percent, rather than become a part of the
3 interest for Iowa schools fund, shall be transferred
4 to the first in the nation in education foundation.

5 STATE BOARD OF REGENTS

6 Sec. 12. There is appropriated from the general
7 fund of the state to the state board of regents for
8 the fiscal year beginning July 1, 1996, and ending
9 June 30, 1997, the following amounts, or so much
10 thereof as may be necessary, to be used for the
11 purposes designated:

12 1. OFFICE OF STATE BOARD OF REGENTS

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

16 \$ 1,137,417
17 FTEs 15.63

18 If the moneys provided in this lettered paragraph
19 are augmented by reimbursements from the institutions
20 under the control of the state board of regents for
21 the funding of the office of the state board of
22 regents, the office shall report quarterly such
23 reimbursements to the chairpersons and ranking members
24 of the joint appropriations subcommittee on education.

25 The board shall prepare a quarterly report,
26 regarding the board office budget and the
27 reimbursements provided to the board by the
28 institutions of higher learning under the control of
29 the board, which shall be submitted quarterly to the
30 general assembly and the legislative fiscal bureau.

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

41 \$ 26,984,350

42 The state board of regents, the department of
43 management, and the legislative fiscal bureau shall
44 cooperate to determine and agree upon, by November 15,
45 1996, the amount that needs to be appropriated for
46 tuition replacement for the fiscal year beginning July
47 1, 1997.

48 c. For funds to be allocated to the southwest Iowa
49 graduate studies center:

50 \$ 104,156

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1 d. For funds to be allocated to the siouxland
 2 interstate metropolitan planning council for the
 3 tristate graduate center under section 262.9,
 4 subsection 21:
 5 \$ 74,511

6 e. For funds to be allocated to the quad-cities
 7 graduate studies center:
 8 \$ 154,278

9 It is the intent of the general assembly that the
 10 state board of regents explore options relating to
 11 locating the graduate centers under its control within
 12 the appropriate campuses of the community college
 13 system, and that the board consider the benefits of
 14 fully utilizing the Iowa communications network to
 15 maximize efficiency. The board shall review options
 16 regarding relocation of the centers and submit
 17 recommendations to the legislative fiscal bureau and
 18 the joint appropriations subcommittee on education by
 19 January 1, 1997.

20 2. STATE UNIVERSITY OF IOWA

21 a. General university, including lakeside
 22 laboratory

23 For salaries, support, maintenance, equipment,
 24 miscellaneous purposes, and for not more than the
 25 following full-time equivalent positions:
 26 \$202,702,328
 27 FTES 4,022.97

28 b. For the primary health care initiative in the
 29 college of medicine and for not more than the
 30 following full-time equivalent positions:
 31 \$ 771,000
 32 FTES 11.00

33 From the moneys appropriated in this lettered
 34 paragraph, \$330,000 shall be allocated to the
 35 department of family practice at the state university
 36 of Iowa college of medicine for family practice
 37 faculty and support staff.

38 c. University hospitals

39 For salaries, support, maintenance, equipment, and
 40 miscellaneous purposes and for medical and surgical
 41 treatment of indigent patients as provided in chapter
 42 235, for medical education, and for not more than the
 43 following full-time equivalent positions:
 44 \$ 29,452,383
 45 FTES 5,701.67

46 The university of Iowa hospitals and clinics shall
 47 submit quarterly a report regarding the portion of the
 48 appropriation in this lettered paragraph expended on
 49 medical education. The report shall be submitted in a
 50 format jointly developed by the university of Iowa

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1 hospitals and clinics, the legislative fiscal bureau,
2 and the department of management, and shall delineate
3 the expenditures and purposes of the funds.

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

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

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

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

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

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

32 The total quota allocated to the counties for
33 indigent patients for the fiscal year beginning July
34 1, 1996, shall not be lower than the total quota
35 allocated to the counties for the fiscal year
36 commencing July 1, 1995. The total quota shall be
37 allocated among the counties on the basis of the 1990
38 census pursuant to section 255.16.

39 d. Psychiatric hospital

40 For salaries, support, maintenance, equipment,
41 miscellaneous purposes, for the care, treatment, and
42 maintenance of committed and voluntary public
43 patients, and for not more than the following full-
44 time equivalent positions:

45	\$	7,225,868
46	FTEs	307.05

47 e. Hospital-school

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	\$	5,938,345
2	FTEs	167.10
3	f. Oakdale campus		
4	For salaries, support, maintenance, miscellaneous		
5	purposes, and for not more than the following full-		
6	time equivalent positions:		
7	.....	\$	2,896,269
8	.....	FTEs	63.58
9	g. State hygienic laboratory		
10	For salaries, support, maintenance, miscellaneous		
11	purposes, and for not more than the following full-		
12	time equivalent positions:		
13	.....	\$	3,309,148
14	.....	FTEs	102.49
15	h. Family practice program		
16	For allocation by the dean of the college of		
17	medicine, with approval of the advisory board, to		
18	qualified participants, to carry out chapter 148D for		
19	the family practice program, including salaries and		
20	support, and for not more than the following full-time		
21	equivalent positions:		
22	.....	\$	2,060,917
23	.....	FTEs	180.74
24	i. Child health care services		
25	For specialized child health care services,		
26	including childhood cancer diagnostic and treatment		
27	network programs, rural comprehensive care for		
28	hemophilia patients, and the Iowa high-risk infant		
29	follow-up program, including salaries and support, and		
30	for not more than the following full-time equivalent		
31	positions:		
32	.....	\$	464,274
33	.....	FTEs	10.60
34	j. Agricultural health and safety programs		
35	For agricultural health and safety programs, and		
36	for not more than the following full-time equivalent		
37	positions:		
38	.....	\$	253,213
39	.....	FTEs	3.48
40	k. Statewide cancer registry		
41	For the statewide cancer registry, and for not more		
42	than the following full-time equivalent positions:		
43	.....	\$	195,167
44	.....	FTEs	3.07
45	l. Substance abuse consortium		
46	For funds to be allocated to the Iowa consortium		
47	for substance abuse research and evaluation, and for		
48	not more than the following full-time equivalent		
49	positions:		
50	\$	64,396

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1 FTEs 1.15

2 m. Center for biocatalysis

3 For the center for biocatalysis, and for not more
4 than the following full-time equivalent positions:

5 \$ 1,017,000

6 FTEs 14.40

7 n. National advanced driving simulator

8 For the national advanced driving simulator, and
9 for not more than the following full-time equivalent
10 positions:

11 \$ 608,448

12 FTEs 3.58

13 It is the intent of the general assembly that
14 fiscal year 1997-1998 shall be the last fiscal year in
15 which the general assembly appropriates funds for
16 purposes of the planning and construction of the
17 national advanced driving simulator.

18 o. Research park

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

22 \$ 321,000

23 FTEs 4.35

24 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

25 a. General university

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

29 \$161,084,066

30 FTEs 3,583.64

31 Of the funds appropriated in this lettered
32 paragraph, for the fiscal year beginning July 1, 1996,
33 and ending June 30, 1997, \$40,000 shall be expended
34 for purposes of the institute of public leadership.

35 Of the funds appropriated in this lettered
36 paragraph, for the fiscal year beginning July 1, 1996,
37 and ending June 30, 1997, \$1,700,000 shall be expended
38 for purposes of the healthy livestock program.

39 b. Agricultural experiment station

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

43 \$ 31,754,200

44 FTEs 546.98

45 c. Cooperative extension service in agriculture
46 and home economics

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

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1 \$ 19,280,398
2 FTEs 431.85
3 By January 1, 1997, Iowa state university of
4 science and technology shall submit a report
5 concerning the population served and each service
6 provided by the Iowa cooperative extension service in
7 agriculture and home economics to the chairpersons and
8 ranking members of the joint appropriations
9 subcommittee on education and the legislative fiscal
10 bureau.
11 d. Leopold center
12 For agricultural research grants at Iowa state
13 university under section 266.39B, and for not more
14 than the following full-time equivalent positions:
15 \$ 560,593
16 FTEs 11.25
17 e. Livestock disease research
18 For deposit in and the use of the livestock disease
19 research fund under section 267.8, and for not more
20 than the following full-time equivalent positions:
21 \$ 276,022
22 FTEs 3.17
23 f. Research park
24 For salaries, support, maintenance, miscellaneous
25 purposes, and for not more than the following full-
26 time equivalent positions:
27 \$ 370,000
28 FTEs 4.31
29 4. UNIVERSITY OF NORTHERN IOWA
30 a. General university
31 For salaries, support, maintenance, equipment,
32 miscellaneous purposes, and for not more than the
33 following full-time equivalent positions:
34 \$ 72,083,159
35 FTEs 1,425.50
36 b. Recycling and reuse center
37 \$ 239,745
38 c. Metal casting
39 \$ 160,000
40 5. STATE SCHOOL FOR THE DEAF
41 For salaries, support, maintenance, miscellaneous
42 purposes, and for not more than the following full-
43 time equivalent positions:
44 \$ 6,703,655
45 FTEs 124.14
46 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL
47 For salaries, support, maintenance, miscellaneous
48 purposes, and for not more than the following full-
49 time equivalent positions:
50 \$ 3,736,503

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1 FTEs 83.68
 2 7. TUITION AND TRANSPORTATION COSTS
 3 For payment to local school boards for the tuition
 4 and transportation costs of students residing in the
 5 Iowa braille and sight saving school and the state
 6 school for the deaf pursuant to section 262.43 and for
 7 payment of certain clothing and transportation costs
 8 for students at these schools pursuant to section
 9 270.5:

10 \$ 11,882

11 Sec. 13. If revenues received by the state board
 12 of regents from indirect cost reimbursements, refunds
 13 and reimbursements, interest, and other categories
 14 within the general operating budgets of the
 15 institutions of higher learning under the control of
 16 the regents equal an amount greater than the original
 17 budget approved by the regents board for the fiscal
 18 year beginning July 1, 1996, and ending June 30, 1997,
 19 the increase shall be used for building repair,
 20 deferred maintenance, or fire safety at the respective
 21 institutions of higher learning under the control of
 22 the board, and shall not be used to increase budget
 23 ceilings adopted by the regents board.

24 Sec. 14. Reallocations of sums received under
 25 section 12, subsections 2, 3, 4, 5, and 6, of this
 26 Act, including sums received for salaries, shall be
 27 reported on a quarterly basis to the co-chairpersons
 28 and ranking members of the legislative fiscal
 29 committee and the joint appropriations subcommittee on
 30 education.

31 Sec. 15. It is the intent of the general assembly
 32 that \$328,155 of the money appropriated to the
 33 university of northern Iowa for the fiscal year
 34 beginning July 1, 1996, and ending June 30, 1997, in
 35 1996 Iowa Acts, Senate File 2195, section 3, if
 36 enacted, shall be treated by the department of
 37 management in the same manner as the money
 38 appropriated under the general university category for
 39 the university of northern Iowa in section 12,
 40 subsection 4, paragraph "a", of this Act.

41 Sec. 16. Notwithstanding section 8.33, funds
 42 appropriated in 1995 Iowa Acts, chapter 218, section
 43 6, subsection 1, paragraph "b", remaining unencumbered
 44 or unobligated on June 30, 1996, shall not revert to
 45 the general fund of the state but shall be available
 46 for expenditure for the purposes listed in section 12,
 47 subsection 1, paragraph "b", of this Act during the
 48 fiscal year beginning July 1, 1996, and ending June
 49 30, 1997.

50 Sec. 17. MEDICAL ASSISTANCE -- SUPPLEMENTAL

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1 AMOUNTS. For the fiscal year beginning July 1, 1996,
2 and ending June 30, 1997, the department of human
3 services shall continue the supplemental
4 disproportionate share and a supplemental indirect
5 medical education adjustment applicable to state-owned
6 acute care hospitals with more than 500 beds and shall
7 reimburse qualifying hospitals pursuant to that
8 adjustment with a supplemental amount for services
9 provided medical assistance recipients. The
10 adjustment shall generate supplemental payments
11 intended to equal the state appropriation made to a
12 qualifying hospital for treatment of indigent patients
13 as provided in chapter 255. To the extent of the
14 supplemental payments, a qualifying hospital shall,
15 after receipt of the funds, transfer to the department
16 of human services an amount equal to the actual
17 supplemental payments that were made in that month.
18 The aggregate amounts for the fiscal year shall not
19 exceed the state appropriation made to the qualifying
20 hospital for treatment of indigent patients as
21 provided in chapter 255. The department of human
22 services shall deposit the portion of these funds
23 equal to the state share in the department's medical
24 assistance account and the balance shall be credited
25 to the general fund of the state. To the extent that
26 state funds appropriated to a qualifying hospital for
27 the treatment of indigent patients as provided in
28 chapter 255 have been transferred to the department of
29 human services as a result of these supplemental
30 payments made to the qualifying hospital, the
31 department shall not, directly or indirectly, recoup
32 the supplemental payments made to a qualifying
33 hospital for any reason, unless an equivalent amount
34 of the funds transferred to the department of human
35 services by a qualifying hospital pursuant to this
36 provision is transferred to the qualifying hospital by
37 the department.

38 If the state supplemental amount allotted to the
39 state of Iowa for the federal fiscal year beginning
40 October 1, 1996, and ending September 30, 1997,
41 pursuant to section 1923 (f)(3) of the federal Social
42 Security Act, as amended, or pursuant to federal
43 payments for indirect medical education is greater
44 than the amount necessary to fund the federal share of
45 the supplemental payments specified in the preceding
46 paragraph, the department of human services shall
47 increase the supplemental disproportionate share or
48 supplemental indirect medical education adjustment by
49 the lesser of the amount necessary to utilize fully
50 the state supplemental amount or the amount of state

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1 funds appropriated to the state university of Iowa
2 general education fund and allocated to the university
3 for the college of medicine. The state university of
4 Iowa shall transfer from the allocation for the
5 college of medicine to the department of human
6 services, on a monthly basis, an amount equal to the
7 additional supplemental payments made during the
8 previous month pursuant to this paragraph. A
9 qualifying hospital receiving supplemental payments
10 pursuant to this paragraph that are greater than the
11 state appropriation made to the qualifying hospital
12 for treatment of indigent patients as provided in
13 chapter 255 shall be obligated as a condition of its
14 participation in the medical assistance program to
15 transfer to the state university of Iowa general
16 education fund on a monthly basis an amount equal to
17 the funds transferred by the state university of Iowa
18 to the department of human services. To the extent
19 that state funds appropriated to the state university
20 of Iowa and allocated to the college of medicine have
21 been transferred to the department of human services
22 as a result of these supplemental payments made to the
23 qualifying hospital, the department shall not,
24 directly or indirectly, recoup these supplemental
25 payments made to a qualifying hospital for any reason,
26 unless an equivalent amount of the funds transferred
27 to the department of human services by the state
28 university of Iowa pursuant to this paragraph is
29 transferred to the qualifying hospital by the
30 department.

31 Continuation of the supplemental disproportionate
32 share and supplemental indirect medical education
33 adjustment shall preserve the funds available to the
34 university hospital for medical and surgical treatment
35 of indigent patients as provided in chapter 255 and to
36 the state university of Iowa for educational purposes
37 at the same level as provided by the state funds
38 initially appropriated for that purpose.

39 The department of human services shall, in any
40 compilation of data or other report distributed to the
41 public concerning payments to providers under the
42 medical assistance program, set forth reimbursements
43 to a qualifying hospital through the supplemental
44 disproportionate share and supplemental indirect
45 medical education adjustment as a separate item and
46 shall not include such payments in the amounts
47 otherwise reported as the reimbursement to a
48 qualifying hospital for services to medical assistance
49 recipients.

50 For purposes of this section, "supplemental

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1 payment" means a supplemental payment amount paid for
2 medical assistance to a hospital qualifying for that
3 payment under this section.

4 Sec. 18. For the fiscal year beginning July 1,
5 1996, and ending June 30, 1997, the state board of
6 regents may use notes, bonds, or other evidences of
7 indebtedness issued under section 262.48 to finance
8 projects that will result in energy cost savings in an
9 amount that will cause the state board to recover the
10 cost of the projects within an average of six years.

11 Sec. 19. Notwithstanding section 270.7, the
12 department of revenue and finance shall pay the state
13 school for the deaf and the Iowa braille and sight
14 saving school the moneys collected from the counties
15 during the fiscal year beginning July 1, 1996, for
16 expenses relating to prescription drug costs for
17 students attending the state school for the deaf and
18 the Iowa braille and sight saving school.

19 Sec. 20. Section 11.6, subsection 1, paragraph a,
20 unnumbered paragraph 1, Code 1995, is amended to read
21 as follows:

22 The financial condition and transactions of all
23 cities and city offices, counties, county hospitals
24 organized under chapters 347 and 347A, memorial
25 hospitals organized under chapter 37, entities
26 organized under chapter 28E having gross receipts in
27 excess of one hundred thousand dollars in a fiscal
28 year, merged areas, area education agencies, and all
29 school offices in school districts, shall be examined
30 at least once each year, except that cities having a
31 population of seven hundred or more but less than two
32 thousand shall be examined at least once every four
33 years, and cities having a population of less than
34 seven hundred may be examined as otherwise provided in
35 this section. The examination shall cover the fiscal
36 year next preceding the year in which the audit is
37 conducted. The examination of school offices shall
38 include an audit of all school funds, the certified
39 annual financial report, and the certified enrollment
40 as provided in section 257.6. ~~Examinations of~~
41 ~~community colleges shall include an audit of eligible~~
42 ~~and noneligible contact hours as defined in section~~
43 ~~260B.2. -- Eligible and noneligible contact hours and~~
44 ~~any differences~~ Differences in certified enrollment
45 shall be reported to the department of management.

46 Sec. 21. Section 256.52, subsections 1 and 2, Code
47 1995, are amended to read as follows:

48 1. The state commission of libraries consists of
49 one member appointed by the supreme court, the
50 director of the department of education, or the

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1 director's designee, and six members appointed by the
2 governor to serve four-year terms beginning and ending
3 as provided in section 69.19. Of the governor's
4 appointees, one member shall be from the medical
5 profession and five members selected at large. Not
6 more than three of the members appointed by the
7 governor shall be of the same gender. The members
8 shall be reimbursed for their actual expenditures
9 necessitated by their official duties. Members may
10 also be eligible for compensation as provided in
11 section 7E.6.

12 2. The commission shall elect one of its members
13 as chairperson. The commission shall meet at the time
14 and place specified by call of the chairperson. ~~Four~~
15 Five members are a quorum for the transaction of
16 business.

17 Sec. 22. Section 257.31, subsection 16, Code 1995,
18 is amended to read as follows:

19 16. The committee shall perform the duties
20 assigned to it under ~~chapter-260B-and-section~~ sections
21 257.32 and 260C.18B.

22 Sec. 23. Section 257B.1A, subsections 2 through 4,
23 if enacted by 1996 Iowa Acts, House File 570, are
24 amended to read as follows:

25 2. For a transfer of moneys from the interest for
26 Iowa schools fund to the first in the nation in
27 education foundation, prior to July 1, October 1,
28 January 1, and March 1 of each year, the governing
29 board of the first in the nation in education
30 foundation established in section 257A.2 shall certify
31 to the treasurer of state the cumulative total value
32 of cash contributions received under section 257A.7
33 for deposit in the first in the nation in education
34 fund and for the use of the foundation. ~~The-value-of~~
35 ~~in-kind-contributions-shall-be-based-upon-the-fair~~
36 ~~market-value-of-the-contribution-determined-for-income~~
37 ~~tax-purposes.~~

38 The portion of the permanent school fund that is
39 equal to the cumulative total value of cash
40 contributions, less the portion of the permanent
41 school fund dedicated to the international center for
42 gifted and talented education, is dedicated to the
43 first in the nation in education foundation for that
44 year. The interest earned on this dedicated amount
45 shall be transferred by the treasurer of state to the
46 credit of the first in the nation in education
47 foundation.

48 3. a. For a transfer of moneys from the interest
49 for Iowa schools fund to the international center
50 endowment fund established in section 263.8A, prior to

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1 July 1, October 1, January 1, and March 1 of each
2 year, the state university of Iowa shall certify to
3 the treasurer of state the cumulative total value of
4 cash contributions received and deposited in the
5 international center endowment fund. Within fifteen
6 days following certification by the state university
7 of Iowa, the treasurer of state shall transfer from
8 the interest for Iowa schools fund to the
9 international center an amount equal to the amount of
10 interest earned on the portion of the permanent school
11 fund that is equal to one-half the cumulative total
12 value of the cash contributions deposited in the
13 international center endowment fund, not to exceed
14 eight hundred seventy-five thousand dollars.

15 b. However, if prior to July 1, 1998, the general
16 assembly appropriates moneys for the international
17 center endowment fund established in section 263.8A in
18 an aggregate amount equal to eight hundred seventy-
19 five thousand dollars, the transfer of the interest
20 earned based upon the cumulative value of cash
21 contributions equal to one million seven hundred fifty
22 thousand dollars deposited in the international center
23 endowment fund on July 1, 1995, is no longer required
24 under this section. If, on or after July 1, 1998, the
25 general assembly appropriates moneys for the
26 international center endowment fund in an aggregate
27 amount equal to six hundred seventy-five thousand
28 dollars, the transfer of interest earned based upon
29 the cumulative value of cash contributions equal to
30 one million three hundred fifty thousand dollars
31 deposited in the international center endowment fund
32 between July 1, 1995, and June 30, 1998, is no longer
33 required under this section.

34 4. In addition to the moneys transferred pursuant
35 to subsection 3, paragraph "a", effective on the date
36 on which the cumulative total value of cash
37 contributions deposited in the international center
38 endowment fund between July 1, 1995, and June 30,
39 1998, equals or exceeds one million three hundred
40 fifty thousand dollars, and annually thereafter, the
41 treasurer of state shall transfer moneys from the
42 interest for Iowa schools fund to the international
43 center endowment fund in an amount equal to the
44 interest earned on six hundred seventy-five thousand
45 dollars in the permanent school fund.

46 Sec. 24. Section 260C.2, Code 1995, is amended by
47 adding the following new subsection:

48 NEW SUBSECTION. 2A. "Instructional cost center"
49 means one of the following areas of course offerings
50 of the community colleges:

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1 a. Arts and sciences cost center.
2 b. Vocational-technical preparatory cost center.
3 c. Vocational-technical supplementary cost center.
4 d. Adult basic education and high school
5 completion cost center.
6 e. Continuing and general education cost center.
7 Sec. 25. Section 260C.4, subsection 4, paragraph
8 h, Code 1995, is amended to read as follows:
9 h. This subsection is void and shall be stricken
10 from the Code effective June 30, ~~1995~~ 1998, except as
11 provided in section 260C.47.
12 Sec. 26. Section 260C.14, Code 1995, is amended by
13 adding the following new subsection:
14 NEW SUBSECTION. 22. Provide, within a reasonable
15 time, information as requested by the departments of
16 management and education.
17 Sec. 27. Section 260C.18, subsection 4, Code 1995,
18 is amended to read as follows:
19 4. State aid and supplemental state aid to be paid
20 in accordance with the statutes which provide such
21 aid.
22 Sec. 28. NEW SECTION. 260C.18A STATE AID.
23 For the fiscal year beginning July 1, 1996, and for
24 each succeeding fiscal year, moneys appropriated by
25 the general assembly from the general fund of the
26 state to the department of education for community
27 college purposes for general state financial aid,
28 including general financial aid to merged areas in
29 lieu of personal property tax replacement payments
30 under section 427A.13, to merged areas as defined in
31 section 260C.2, and for vocational education programs
32 in accordance with chapters 258 and 260C, for a fiscal
33 year, shall be allocated to each community college by
34 the department of education in the proportion that the
35 allocation to that community college in 1995 Iowa
36 Acts, chapter 218, section 1, subsection 19, bears to
37 the total appropriation made in 1995 Iowa Acts,
38 chapter 218, section 1, subsection 19.
39 Sec. 29. NEW SECTION. 260C.18B COMMUNITY COLLEGE
40 BUDGET REVIEW.
41 1. A community college budget review procedure is
42 established for the school budget review committee
43 created in section 257.30. The school budget review
44 committee, in addition to its duties under chapter
45 257, shall meet and hold hearings each year under this
46 chapter to review unusual circumstances of community
47 colleges, either upon the committee's motion or upon
48 the request of a community college. The committee may
49 grant supplemental state aid to the community college
50 from funds appropriated to the department of education

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1 for community college budget review purposes.
2 Unusual circumstances shall include but not be
3 limited to the following:
4 a. An unusual increase or decrease in enrollment
5 or contact hours.
6 b. Natural disasters.
7 c. Unusual staffing problems.
8 d. Unusual necessity for additional funds to
9 permit continuance of a course or program in an
10 instructional cost center which provides substantial
11 benefit to students.
12 e. Unusual need for a new course or program in an
13 instructional cost center which will provide
14 substantial benefit to students, if the community
15 college establishes the need and the amount of
16 necessary increased cost.
17 f. Unique problems of community colleges to
18 include vandalism, civil disobedience, and other costs
19 incurred by community colleges.
20 2. When the school budget review committee makes a
21 decision under subsection 1, it shall provide written
22 notice of its decision, including the amount of
23 supplemental state aid approved, to the board of
24 directors of the community college and to the
25 department of education.
26 3. All decisions by the school budget review
27 committee under this chapter shall be made in
28 accordance with reasonable and uniform policies which
29 shall be consistent with this chapter.
30 4. Failure by a community college to provide
31 information or appear before the school budget review
32 committee as requested for the accomplishment of
33 review or hearing constitutes justification for the
34 committee to instruct the department of revenue and
35 finance to withhold supplemental state aid to that
36 community college until the committee's inquiries are
37 satisfied completely.
38 Sec. 30. Section 260C.22, Code 1995, is amended by
39 adding the following new subsection:
40 NEW SUBSECTION. 4. The board of directors of any
41 merged area that failed to certify for levy under
42 subsection 3 by March 15, 1982, and March 15, 1983,
43 may certify for levy by April 15, 1997, and April 15,
44 1998, a tax on taxable property in the merged area at
45 rates that will provide total revenues for the two
46 years equal to five percent of the area school's
47 general fund expenditures for the fiscal year ending
48 June 30, 1995, in order to provide a cash reserve for
49 that area school. As nearly as possible, one-half the
50 revenue for the cash reserve fund shall be collected

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1 during each year.

2 The revenues derived from the levies shall be
3 placed in a separate cash reserve fund.
4 Notwithstanding subsection 3, moneys from the cash
5 reserve fund established by a merged area under
6 subsection 3 or this subsection shall be used only to
7 alleviate temporary cash shortages and for the
8 acquisition, lease, lease-purchase, installation, and
9 maintenance of instructional technology equipment,
10 including hardware and software, materials and
11 supplies, and staff development and training related
12 to instructional technology. If moneys from the cash
13 reserve fund are used to alleviate a temporary cash
14 shortage, the cash reserve fund shall be reimbursed
15 immediately from the general fund of the community
16 college as funds in the general fund become available,
17 but in no case later than June 30 of the current
18 fiscal year, to repay the funds taken from the cash
19 reserve fund.

20 Sec. 31. Section 260C.29, subsection 3, Code
21 Supplement 1995, is amended by adding the following
22 new paragraphs:

23 NEW PARAGRAPH. f. Contract with other community
24 colleges to expand the availability of program
25 services and increase the number of students served by
26 the program.

27 NEW PARAGRAPH. g. Establish a separate account,
28 which shall consist of all appropriations, grants,
29 contributions, bequests, endowments, or other moneys
30 or gifts received specifically for purposes of the
31 program by the community college administering the
32 program as provided in subsection 2. Not less than
33 eighty percent of the funds received from state
34 appropriations for purposes of the program shall be
35 used for purposes of assistance to students as
36 provided in subsection 5.

37 Sec. 32. Section 260C.34, Code 1995, is amended to
38 read as follows:

39 260C.34 USES OF FUNDS.

40 Funds obtained pursuant to section 260C.17; section
41 260C.18, subsections 3, 4, and 5 of-section-260C-18;
42 section and sections 260C.18A, 260C.18B, 260C.19, and
43 section 260C.22 shall not be used for the construction
44 or maintenance of athletic buildings or grounds but
45 may be used for a project under section 260C.56.

46 Sec. 33. Section 260C.39, unnumbered paragraph 5,
47 Code 1995, is amended to read as follows:

48 The terms of employment of personnel, for the
49 academic year following the effective date of the
50 agreement to combine the merged areas shall not be

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1 affected by the combination of the merged areas,
2 except in accordance with the procedures under
3 sections 279.15 to 279.18 and section 279.24, to the
4 extent those procedures are applicable, or under the
5 terms of the base bargaining agreement. The authority
6 and responsibility to offer new contracts or to
7 continue, modify, or terminate existing contracts
8 pursuant to any applicable procedures under chapter
9 279, shall be transferred to the acting, and then to
10 the new, board of the combined merged area upon
11 certification of a favorable vote to each of the
12 merged areas affected by the agreement. The
13 collective bargaining agreement of the merged area
14 ~~with the largest number of contact hours eligible for~~
15 receiving the greatest amount of general state aid, as
16 ~~defined under section 260B-27~~, shall serve as the base
17 agreement for the combined merged area and the
18 employees of the merged areas which combined to form
19 the new combined merged area shall automatically be
20 accreted to the bargaining unit from that former
21 merged area for purposes of negotiating the contracts
22 for the following years without further action by the
23 public employment relations board. If only one
24 collective bargaining agreement is in effect among the
25 merged areas which are combining under this section,
26 then that agreement shall serve as the base agreement,
27 and the employees of the merged areas which are
28 combining to form the new combined merged area shall
29 automatically be accreted to the bargaining unit of
30 that former merged area for purposes of negotiating
31 the contracts for the following years without further
32 action by the public employment relations board. The
33 board of the combined merged area, using the base
34 agreement as its existing contract, shall bargain with
35 the combined employees of the merged areas that have
36 agreed to combine for the academic year beginning with
37 the effective date of the agreement to combine merged
38 areas. The bargaining shall be completed by March 15
39 prior to the academic year in which the agreement to
40 combine merged areas becomes effective or within one
41 hundred eighty days after the organization of the
42 acting board of the new combined merged area,
43 whichever is later. If a bargaining agreement was
44 already concluded in the former merged area which has
45 the collective bargaining agreement that is serving as
46 the base agreement for the new combined merged area,
47 between the former merged area board and the employees
48 of the former merged area, that agreement is void,
49 unless the agreement contained multiyear provisions
50 affecting academic years subsequent to the effective

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1 date of the agreement to form a combined merged area.
2 If the base collective bargaining agreement contains
3 multiyear provisions, the duration and effect of the
4 agreement shall be controlled by the terms of the
5 agreement. The provisions of the base agreement shall
6 apply to the offering of new contracts, or the
7 continuation, modification, or termination of existing
8 contracts between the acting or new board of the
9 combined merged area and the combined employees of the
10 new combined merged area.

11 Sec. 34. Section 260C.47, subsection 1, unnumbered
12 paragraph 1, Code 1995, is amended to read as follows:

13 The state board of education shall establish an
14 accreditation process for community college programs
15 by July 1, ~~1994~~ 1997. The process shall be jointly
16 developed and agreed upon by the department of
17 education and the community colleges. The state
18 accreditation process shall be integrated with the
19 accreditation process of the north central association
20 of colleges and schools, including the evaluation
21 cycle, the self-study process, and the criteria for
22 evaluation, which shall incorporate the standards for
23 community colleges developed under section 260C.48;
24 and shall identify and make provision for the needs of
25 the state that are not met by the association's
26 accreditation process. If a joint agreement has not
27 been reached by July 1, ~~1994~~ 1997, the approval
28 process provided under section 260C.4, subsection 4,
29 shall remain the required accreditation process for
30 community colleges. For the academic year commencing
31 July 1, ~~1995~~ 1998, and in succeeding school years, the
32 department of education shall use a two-component
33 process for the continued accreditation of community
34 college programs.

35 Sec. 35. NEW SECTION. 260C.49 RULES.

36 The department of education shall adopt rules and
37 definitions of terms necessary for the administration
38 of this chapter. The school budget review committee
39 shall adopt rules under chapter 17A to carry out
40 section 260C.18B.

41 Sec. 36. Section 261.12, subsection 1, paragraph
42 b, Code Supplement 1995, is amended to read as
43 follows:

44 b. For the fiscal year beginning July 1, ~~1995~~
45 1996, and for each following fiscal year, two three
46 thousand nine one hundred fifty dollars.

47 Sec. 37. NEW SECTION. 261.21 NATIONAL GUARD
48 TUITION AID PROGRAM.

49 1. Subject to an appropriation of sufficient funds
50 by the general assembly, a member of the national

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1 guard who meets the eligibility requirements of this
2 subsection is entitled to attend and pursue any
3 undergraduate course of study at a community college
4 as defined in chapter 260C, or an institution of
5 higher learning under the control of the state board
6 of regents upon the payment by the member personally
7 of fifty percent of the tuition charged by the
8 community college or institution of higher learning.
9 The remaining tuition shall be paid by the college
10 student aid commission from funds appropriated by the
11 general assembly. To be eligible for tuition aid
12 under this section, a national guard member shall meet
13 the following conditions:

14 a. Be a resident of the state and a member of an
15 Iowa army or air national guard unit throughout each
16 semester or duration of the vocational program for
17 which the member has applied for benefits.

18 b. Have satisfactorily completed required initial
19 active duty training.

20 c. Have maintained satisfactory performance of
21 duty upon return from initial active duty training,
22 including attending a minimum ninety percent of
23 scheduled drill dates and attending annual training.

24 d. Have satisfactorily met the entrance
25 requirements for admission to a community college, or
26 institution of higher learning under the control of
27 the state board of regents, and maintain satisfactory
28 academic progress.

29 e. Have provided proper notice of national guard
30 status to the community college or institution at the
31 time of registration for the term in which tuition
32 benefits are sought.

33 f. Apply to the adjutant general of Iowa, who
34 shall determine eligibility and whose decision is
35 final.

36 2. Participation in the tuition aid program by an
37 accredited private institution, as defined in section
38 261.9, is voluntary. Subject to an appropriation of
39 sufficient funds by the general assembly, a member of
40 the Iowa national guard who meets the eligibility
41 requirements of subsection 1, except for subsection 1,
42 paragraph "d", is entitled to attend and pursue any
43 undergraduate course of study at any participating
44 accredited private institution, as defined in section
45 261.9, upon admission to the institution and payment
46 of tuition less an amount equal to fifty percent of
47 the resident tuition rate established for institutions
48 of higher learning under the control of the state
49 board of regents. The remaining tuition, not to
50 exceed fifty percent of the resident tuition rate for

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1 a regents university, shall be paid by the college
2 student aid commission from funds appropriated by the
3 general assembly.

4 3. An eligible member of the national guard,
5 attending an educational institution as a full-time
6 student, shall not receive tuition aid under this
7 section for more than eight semesters, or if attending
8 as a part-time student, not more than sixteen
9 semesters of undergraduate study, or the trimester or
10 quarter equivalent. A guard member who has met the
11 educational requirements for a baccalaureate degree is
12 ineligible for tuition aid under this section.

13 4. The eligibility of applicants shall be
14 certified by the adjutant general of Iowa to the
15 college student aid commission, and all amounts that
16 are or become due to a community college, accredited
17 private institution, or institution of higher learning
18 under the control of the state board of regents under
19 this section shall be paid to the college or
20 institution by the college student aid commission upon
21 receipt of certification by the president or governing
22 board of the educational institution as to accuracy of
23 charges made, and as to the attendance of the
24 individual at the educational institution. The
25 college student aid commission shall maintain an
26 annual record of the number of participants and the
27 tuition dollar value of the participation.

28 5. The college student aid commission shall adopt
29 rules pursuant to chapter 17A to administer this
30 section.

31 Sec. 38. Section 261.25, subsections 1 and 3, Code
32 Supplement 1995, are amended to read as follows:

33 1. There is appropriated from the general fund of
34 the state to the commission for each fiscal year the
35 sum of ~~thirty-five~~ thirty-eight million six hundred
36 sixty-four thousand seven hundred fifty dollars for
37 tuition grants.

38 3. There is appropriated from the general fund of
39 the state to the commission for each fiscal year the
40 sum of one million ~~four~~ six hundred ~~twenty-four~~ eight
41 thousand ~~seven~~ two hundred ~~eighty~~ fifty-seven dollars
42 for vocational-technical tuition grants.

43 Sec. 39. Section 261.48, unnumbered paragraph 4,
44 Code 1995, is amended by striking the unnumbered
45 paragraph.

46 Sec. 40. Section 261C.6, subsection 2, unnumbered
47 paragraph 2, Code 1995, is amended to read as follows:

48 A pupil is not eligible to enroll on a full-time
49 basis in an eligible postsecondary institution and
50 receive payment for all courses in which a student is

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~~1 enrolled. If an eligible postsecondary institution is~~
~~2 a community college established under chapter 260E,~~
~~3 the contact hours of a pupil for which a tuition~~
~~4 reimbursement amount is received are not contact hours~~
~~5 eligible for general aid under chapter 260D.~~

6 Sec. 41. Section 262.9, subsection 4, unnumbered
7 paragraph 1, Code Supplement 1995, is amended to read
8 as follows:

9 Manage and control the property, both real and
10 personal, belonging to the institutions. The board
11 shall purchase or require the purchase of, when the
12 price is reasonably competitive and the quality as
13 intended, ~~and in keeping with the schedule established~~
14 ~~in this subsection,~~ soybean-based inks and plastic
15 ~~products with recycled content, including but not~~
16 ~~limited to plastic garbage can liners. For purposes~~
17 ~~of this subsection, "recycled content" means that the~~
18 ~~content of the product contains a minimum of thirty~~
19 ~~percent postconsumer material.~~ All inks purchased
20 that are used internally or are contracted for by the
21 board shall be soybean-based to the extent
22 formulations for such inks are available.

23 Sec. 42. Section 262.9, subsection 4, paragraphs
24 a, b, and c, Code Supplement 1995, are amended by
25 striking the paragraphs.

26 Sec. 43. Section 262.9, subsection 10, Code
27 Supplement 1995, is amended by striking the
28 subsection.

29 Sec. 44. Section 262.9, Code Supplement 1995, is
30 amended by adding the following new subsection:

31 NEW SUBSECTION. 30. By January 1 annually, submit
32 a report to the general assembly and the legislative
33 fiscal bureau on the facilities overhead use allowance
34 and the amount of building and equipment use
35 allowances of the overall indirect cost recovery on
36 federally sponsored research programs. The report
37 shall include the individual institutional policies of
38 distribution of the federal facilities overhead use
39 allowance within each institution of higher learning
40 under the control of the board, and shall be in a
41 format agreed to by the board and the legislative
42 fiscal bureau.

43 Sec. 45. Section 262.34A, Code 1995, is amended to
44 read as follows:

45 262.34A BID REQUESTS.

46 The state board of regents shall request bids and
47 proposals for materials, products, supplies,
48 provisions, and other needed articles to be purchased
49 at public expense, from Iowa state industries as
50 defined in section 904.802, subsection 2, when the

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1 articles are available in the requested quantity and
2 at comparable prices and quality. The exceptions
3 provided under section 904.808, subsection 1, shall
4 not apply to the state board of regents.

5 Sec. 46. Section 272.2, subsection 15, if enacted
6 by 1996 Iowa Acts, House File 455, is amended to read
7 as follows:

8 15. Adopt rules that require specificity in
9 written complaints that are filed by individuals who
10 have personal knowledge of an alleged violation and
11 which are accepted by the board, provide that the
12 jurisdictional requirements as set by the board in
13 administrative rule are met on the face of the
14 complaint before initiating an investigation of
15 allegations, provide that before initiating an
16 investigation of allegations, provide that any
17 investigation be limited to the allegations contained
18 on the face of the complaint, provide for an adequate
19 interval between the receipt of a complaint and public
20 notice of the complaint, permit parties to a complaint
21 to mutually agree to a resolution of the complaint
22 filed with the board, allow the respondent the right
23 to review any investigative report ~~for accuracy with~~
24 ~~its author prior to the submission of the report to~~
25 upon a finding of probable cause for further action by
26 the board, require that the conduct providing the
27 basis for the complaint occurred within three years of
28 the filing discovery of the complaint event by the
29 complainant unless good cause can be shown for an
30 extension of this limitation, and require complaints
31 to be resolved within one hundred eighty days unless
32 good cause can be shown for an extension of this
33 limitation.

34 Sec. 47. Section 273.3, subsection 12, Code 1995,
35 is amended to read as follows:

36 12. Prepare an annual budget estimating income and
37 expenditures for programs and services as provided in
38 sections 273.1 to 273.9 and chapter 256B within the
39 limits of funds provided under section 256B.9 and
40 chapter 257. The board shall give notice of a public
41 hearing on the proposed budget by publication in an
42 official county newspaper in each county in the
43 territory of the area education agency in which the
44 principal place of business of a school district that
45 is a part of the area education agency is located.
46 The notice shall specify the date, which shall be not
47 later than March 1 of each year, the time, and the
48 location of the public hearing. The proposed budget
49 as approved by the board shall then be submitted to
50 the state board of education, on forms provided by the

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1 department, no later than March 15 preceding the next
2 fiscal year for approval. The state board shall
3 review the proposed budget of each area education
4 agency and shall before April 1, either grant approval
5 or return the budget without approval with comments of
6 the state board included. An unapproved budget shall
7 be resubmitted to the state board for final approval
8 not later than April 15. For the fiscal year
9 beginning July 1, 1999, and each succeeding fiscal
10 year, the state board shall give final approval only
11 to budgets submitted by area education agencies
12 accredited by the state board or that have been given
13 conditional accreditation by the state board.

14 Sec. 48. Section 273.3, Code 1995, is amended by
15 adding the following new subsection:

16 NEW SUBSECTION. 22. Meet annually with the
17 members of the boards of directors of the school
18 districts located within its boundaries if requested
19 by the school district boards.

20 Sec. 49. NEW SECTION. 273.10 ACCREDITATION OF
21 AREA EDUCATION PROGRAMS.

22 1. The department of education shall develop, in
23 consultation with the area education agencies, and
24 establish an accreditation process for area education
25 agencies by July 1, 1997. At a minimum, the
26 accreditation process shall consist of the following:

27 a. The timely submission by an area education
28 agency of information required by the department on
29 forms provided by the department.

30 b. The use of an accreditation team appointed by
31 the director of the department of education to conduct
32 an evaluation, including an on-site visit of each area
33 education agency. The team shall include, but is not
34 limited to, department staff members, representatives
35 from the school districts served by the area education
36 agency being evaluated, area education agency staff
37 members from area education agencies other than the
38 area education agency that conducts the programs being
39 evaluated for accreditation, and other team members
40 with expertise as deemed appropriate by the director.

41 2. Prior to a visit to an area education agency,
42 the accreditation team shall have access to that area
43 education agency's program audit report filed with the
44 department. After a visit to an area education
45 agency, the accreditation team shall determine whether
46 the accreditation standards for a program have been
47 met and shall make a report to the director and the
48 state board, together with a recommendation as to
49 whether the programs of the area education agency
50 should receive initial accreditation or remain

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1 accredited. The accreditation team shall report
2 strengths and weaknesses, if any, for each
3 accreditation standard and shall advise the area
4 education agency of available resources and technical
5 assistance to further enhance the strengths and
6 improve areas of weakness. An area education agency
7 may respond to the accreditation team's report.

8 3. The state board of education shall determine
9 whether a program of an area education agency shall
10 receive initial accreditation or shall remain
11 accredited. Approval of area education agency
12 programs by the state board shall be based upon the
13 recommendation of the director of the department of
14 education after a study of the factual and evaluative
15 evidence on record about each area education agency
16 program in terms of the accreditation standards
17 adopted by the state board.

18 Approval, if granted, shall be for a term of three
19 years. However, the state board may grant conditional
20 approval for a term of less than three years if
21 conditions warrant.

22 4. If the state board of education determines that
23 an area education agency's program does not meet
24 accreditation standards, the director of the
25 department of education, in cooperation with the board
26 of directors of the area education agency, shall
27 establish a remediation plan prescribing the
28 procedures that must be taken to correct deficiencies
29 in meeting the program standards, and shall establish
30 a deadline date for correction of the deficiencies.
31 The remediation plan is subject to the approval of the
32 state board.

33 5. The area education agency program shall remain
34 accredited during the implementation of the
35 remediation plan. The accreditation team shall visit
36 the area education agency and shall determine whether
37 the deficiencies in the standards for the program have
38 been corrected and shall make a report and
39 recommendation to the director and the state board of
40 education. The state board shall review the report
41 and recommendation and shall determine whether the
42 deficiencies in the program have been corrected.

43 6. If the deficiencies in an area education
44 program have not been corrected, the agency board
45 shall take one of the following actions within sixty
46 days from removal of accreditation:

47 a. Merge the deficient program with a program from
48 another accredited area education agency.

49 b. Contract with another area education agency or
50 other public educational institution for purposes of

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1 program delivery.

2 The rules developed by the state board of education
3 for the accreditation process shall include provisions
4 for removal of accreditation, including provisions for
5 proper notice to the administrator of the area
6 education agency, each member of the board of
7 directors of the area education agency, and the
8 superintendents and administrators of the schools of
9 the districts served by the area education agency.

10 Sec. 50. NEW SECTION. 273.11 STANDARDS FOR
11 ACCREDITING AREA EDUCATION PROGRAMS.

12 1. The state board of education shall develop
13 standards and rules for the accreditation of area
14 education agencies by July 1, 1997. Standards shall
15 be general in nature, but at a minimum shall identify
16 requirements addressing the services provided by each
17 division, as well as identifying indicators of quality
18 that will permit area education agencies, school
19 districts, the department of education, and the
20 general public to judge accurately the effectiveness
21 of area education agency services.

22 2. Standards developed shall include, but are not
23 limited to, the following:

24 a. Support for school-community planning,
25 including a means of assessing needs, establishing
26 shared direction and implementing program plans and
27 reporting progress.

28 b. Professional development programs that respond
29 to current needs.

30 c. Support for curriculum development,
31 instruction, and assessment for reading, language
32 arts, math and science, using research-based
33 methodologies.

34 d. Special education compliance and support.

35 e. Management services, including financial
36 reporting and purchasing as requested and funded by
37 local districts.

38 f. Support for instructional media services that
39 supplement and support local district media centers
40 and services.

41 g. Support for school technology planning and
42 staff development for implementing instructional
43 technologies.

44 h. A program and services evaluation and reporting
45 system.

46 Sec. 51. Section 282.4, subsection 3, Code
47 Supplement 1995, is amended to read as follows:

48 3. Notwithstanding section 282.6, if a student has
49 been expelled or suspended from school and has not met
50 the conditions of the expulsion or suspension and-if

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1 ~~the student, or the parent or guardian of the student,~~
2 ~~changes district of residence,~~ the student shall not
3 be ~~enrolled~~ permitted to enroll in the new a school
4 ~~district of residence~~ until the board of directors of
5 the new school ~~district of residence~~ approves, by a
6 majority vote, the enrollment of the student.

7 Sec. 52. Section 282.5, Code Supplement 1995, is
8 amended to read as follows:

9 282.5 READMISSION OF STUDENT.

10 When a student is suspended by a teacher,
11 principal, or superintendent, pursuant to section
12 282.4, the student may be readmitted by the teacher,
13 principal, or superintendent when the conditions of
14 the suspension have been met, but when expelled by the
15 board the student may be readmitted only by the board
16 or in the manner prescribed by the board.

17 Sec. 53. Section 294A.25, subsections 7 and 8,
18 Code Supplement 1995, are amended to read as follows:

19 7. Commencing with the fiscal year beginning July
20 1, ~~1993~~ 1996, the amount of fifty thousand dollars for
21 geography alliance, ~~seventy thousand dollars for~~
22 ~~gifted and talented,~~ and one hundred eighty thousand
23 dollars for a management information system from
24 additional funds transferred from phase I to phase
25 III.

26 8. For the fiscal year beginning July 1, ~~1995~~
27 1996, and ending June 30, 1997, to the department of
28 education from phase III moneys the amount of one
29 million two hundred fifty thousand dollars for support
30 for the operations of the new Iowa schools development
31 corporation and for school transformation design and
32 implementation projects administered by the
33 corporation. Of the amount provided in this
34 subsection, one hundred fifty thousand dollars shall
35 be used for the school and community planning
36 initiative.

37 Sec. 54. Section 298.9, Code Supplement 1995, is
38 amended to read as follows:

39 298.9 SPECIAL LEVIES.

40 If the voter-approved physical plant and equipment
41 levy, consisting solely of a physical plant and
42 equipment property tax levy, is voted at a special
43 election and certified to the board of supervisors
44 after the regular levy is made, the board shall at its
45 next regular meeting levy the tax and cause it to be
46 entered upon the tax list to be collected as other
47 school taxes. If the certification is filed prior to
48 ~~April~~ May 1, the annual levy shall begin with the tax
49 levy of the year of filing. If the certification is
50 filed after ~~April~~ May 1 in a year, the levy shall

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1 begin with the levy of the fiscal year succeeding the
2 year of the filing of the certification.

3 Sec. 55. FUNDS TRANSFERRED. For the fiscal year
4 beginning July 1, 1996, and ending June 30, 1997, the
5 following amounts for the purposes designated shall be
6 paid to the department of education from additional
7 funds transferred from phase I to phase III:

8 1. For support of the Iowa mathematics and science
9 coalition:

10 \$ 50,000

11 2. For purposes of the Iowa law and school safety
12 project:

13 \$ 75,000

14 3. For supplemental funds for a management
15 information system:

16 \$ 120,000

17 If funds available are insufficient to fully fund
18 the appropriation for a management information system
19 under this section, the amount distributed for the
20 management information system shall be reduced to an
21 amount equal to the available funds.

22 Sec. 56. 1996 Iowa Acts, Senate File 2080, section
23 70, subsection 1, is amended to read as follows:

24 1. ~~Sections 260C.24 and Section~~ 303.18, Code
25 Supplement 1995, are is repealed.

26 Sec. 57. 1996 Iowa Acts, Senate File 2080, section
27 16, is repealed.

28 Sec. 58. REPEAL -- DIRECTION TO CODE EDITOR.

29 Section 260C.18A, as enacted in this Act, is repealed
30 effective July 1, 1997. The Code editor shall strike
31 the reference to section 260C.18A in section 260C.34
32 effective July 1, 1997.

33 Sec. 59. REPEAL.

34 1. Sections 225.34, 261.45, 261.52A, and 294.15,
35 Code 1995, are repealed.

36 2. Chapter 260D, Code and Code Supplement 1995, is
37 repealed.

38 Sec. 60. EFFECTIVE DATE. The unnumbered paragraph
39 relating to the creation of a dental hygienist program
40 provided for in section 6, subsection 15, of this Act,
41 being deemed of immediate importance, takes effect
42 upon enactment.

43 Sec. 61. EFFECTIVE AND RETROACTIVE APPLICABILITY
44 DATES. The sections of this Act which amend section
45 260C.4, subsection 4, paragraph "h", and section
46 260C.47, subsection 1, unnumbered paragraph 1, being
47 deemed of immediate importance, take effect upon
48 enactment and apply retroactively to June 30, 1994.

49 Sec. 62. Sections 3, 8, and 16 of this Act and
50 section 59, subsection 2, of this Act, being deemed of

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1 immediate importance, take effect upon enactment."

RECEIVED FROM THE HOUSE

S-5874 FILED APRIL 30, 1996

*Senate Concurred
5-1-96 (P.1534)*

SENATE AMENDMENT TO HOUSE FILE 2477

H-5522

1 Amend House File 2477, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 1, by striking lines 13 through 18.

4 2. Page 1, line 27, by striking the figure
5 "345,000" and inserting the following: "305,000".

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

8 " _____. For enhanced forgivable loans:

9 \$ 115,000

10 The amount of an enhanced forgivable loan shall not
11 exceed \$11,500. To qualify for a loan a person shall:

12 (1) Be required to practice primary care in a
13 community designated as underserved by state and
14 federal authorities and having a population of less
15 than 20,000. A student must provide one year of
16 practice for every year of loan forgiveness.

17 (2) Have shown superior academic achievement and
18 demonstrated exceptional financial need during the
19 last year of undergraduate study.

20 The commission shall prescribe by rule the terms of
21 repayment and forgiveness. The rules shall be
22 consistent with the requirements of section 261.19A.
23 The commission shall deposit payments made by loan
24 recipients into the fund created in section 261.19B."

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

27 " _____. NATIONAL GUARD TUITION AID PROGRAM

28 For tuition aid for Iowa national guard members as
29 provided in section 261.21, as enacted by this Act:

30 \$ 400,000"

31 5. Page 3, line 15, by striking the figure
32 "28.95" and inserting the following: "31.95".

33 6. Page 3, line 24, by striking the words "and
34 which are in addition" and inserting the following:
35 "if the amount of federal funds appropriated for state
36 student incentive grant purposes is less than the
37 amount needed for those purposes in the fiscal year
38 beginning July 1, 1996. If the amount of federal
39 funds for state student incentive grant purposes are
40 sufficient, the funds appropriated in this section
41 shall be divided equally for purposes of the Iowa
42 vocational-technical tuition grants and the work-study
43 program. Funds appropriated in this section are in
44 addition".

45 7. Page 3, line 25, by inserting after the figure
46 "3" the following: ", and section 261.85".

47 8. Page 4, line 4, by striking the figure
48 "150,000" and inserting the following: "155,000".

49 9. Page 4, by striking lines 6 through 8 and
50 inserting the following: "section 261.71, the next

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- 1 \$15,000 shall be used to provide grants to students
2 who would meet the requirements for receipt of a
3 vocational-technical tuition grant, but who are
4 enrolled in a licensed school of cosmetology arts and
5 sciences under chapter 157, or a licensed barber
6 school under chapter 158, and any excess remaining".
7 10. Page 4, line 30, by striking the figure
8 "1,061,568" and inserting the following: "1,081,918".
9 11. Page 5, line 5, by striking the figure
10 "2,523,932" and inserting the following: "2,643,267".
11 12. Page 5, line 6, by striking the figure
12 "58.00" and inserting the following: "58.75".
13 13. Page 5, by striking lines 7 through 10
14 14. Page 5, line 15, by striking the figure
15 "311,039" and inserting the following: "316,039".
16 15. Page 5, line 16, by striking the figure
17 "4.00" and inserting the following: "5.00".
18 16. Page 5, line 21, by striking the figure
19 "220,227" and inserting the following: "260,227".
20 17. Page 6, line 4, by striking the figure
21 "5,138,382" and inserting the following: "5,378,382".
22 18. Page 6, line 5, by striking the figure
23 "94.95" and inserting the following: "96.95".
24 19. Page 6, by inserting after line 34 the
25 following:
26 "The department of education shall conduct a study
27 of open enrollment across state boundaries and report
28 its findings and specific recommendations to the
29 general assembly by January 1, 1997."
30 20. By striking page 6, line 35, through page 7,
31 line 3.
32 21. Page 7, line 8, by inserting after the figure
33 "1." the following: "The department shall determine
34 the goals of the K-12 and community college management
35 information system and establish a timeline by which
36 the goals shall be accomplished. The goals and
37 timeline shall be included in the annual report
38 submitted to the general assembly and the legislative
39 fiscal bureau by January 1, 1997."
40 22. Page 7, line 19, by striking the figure
41 "194,582" and inserting the following: "284,582".
42 23. Page 8, line 17, by striking the figure
43 "2,470,915" and inserting the following: "2,914,455".
44 24. Page 8, line 18, by striking the figure
45 "34.50" and inserting the following: "35.50".
46 25. Page 8, line 26, by striking the figure
47 "6,925,335" and inserting the following: "7,121,340".
48 26. Page 8, line 27, by striking the figure
49 "101.00" and inserting the following: "104.50".
50 27. Page 9, line 22, by striking the figure

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1 "13.00" and inserting the following: "14.00".

2 28. Page 9, line 35, by striking the figure

3 "69,400" and inserting the following: "84,400".

4 29. Page 10, by striking lines 5 through 17 and

5 inserting the following:

6 "_____ . CENTER FOR ASSESSMENT

7 For the purpose of developing academic standards in

8 the areas of math, history, science, English, language

9 arts, and geography:

10 \$ 300,000

11 The department of education shall submit in a

12 report to the general assembly by January 1, 1997, the

13 amount of state funding anticipated to be needed to

14 fund the department's future participation with the

15 center for assessment and shall determine the number

16 of years participation is necessary.

17 _____ . NATIONAL ASSESSMENT OF EDUCATION PROGRESS

18 (NAEP)

19 For participation by the department of education in

20 a state and national project, the national assessment

21 of education progress (NAEP), to determine the

22 academic achievement of Iowa students in math,

23 reading, science, United States history, or geography:

24 \$ 50,000

25 _____ . ENVIRONMENTAL EDUCATION

26 For purposes of establishing an environmental

27 education program as set forth in Senate File 2415, as

28 passed in the 1996 legislative session by the Senate,

29 and for the following full-time equivalent position:

30 \$ 150,000

31 FTEs 1.00"

32 30. By striking page 10, line 27, through page

33 11, line 15, and inserting the following:

34 "..... \$126,506,270

35 The funds appropriated in this subsection shall be

36 allocated as follows:

37 a. Merged Area I \$ 6,035,436

38 b. Merged Area II \$ 7,116,730

39 c. Merged Area III \$ 6,720,072

40 d. Merged Area IV \$ 3,273,974

41 e. Merged Area V \$ 6,848,081

42 f. Merged Area VI \$ 6,346,118

43 g. Merged Area VII \$ 9,052,574

44 h. Merged Area IX \$ 11,099,434

45 i. Merged Area X \$ 17,227,964

46 j. Merged Area XI \$ 18,540,456

47 k. Merged Area XII \$ 7,310,574

48 l. Merged Area XIII \$ 7,477,178

49 m. Merged Area XIV \$ 3,316,469

50 n. Merged Area XV \$ 10,344,668

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1 o. Merged Area XVI \$ 5,796,542
 2 Of the moneys allocated to merged area XI in
 3 paragraph "j", for the fiscal year beginning July 1,
 4 1996, and ending June 30, 1997, \$135,000 shall be
 5 expended on the career opportunity program to provide
 6 assistance to minority persons who major in fields or
 7 subject areas where minorities are currently
 8 underutilized pursuant to section 260C.29.

9 Sec. 201. APPROPRIATION TO MERGED AREAS --
 10 CONTINGENCY. Notwithstanding any Act enacted in 1996
 11 during the Seventy-sixth General Assembly, all moneys
 12 from appropriations made pursuant to any Act enacted
 13 in 1996 by the Seventy-sixth General Assembly to a
 14 merged area shall be reduced by 100 percent, if the
 15 merged area enters into an agreement under chapter
 16 260E or 260F, for a project which includes program
 17 services for employees of a confinement feeding
 18 operation as defined in section 455B.161."

19 31. By striking page 11, line 18, through page
 20 12, line 2, and inserting the following: "257B.1A,
 21 subsection 1, and subsequent to the distribution of
 22 funds as provided in section 257B.1A, subsections 2
 23 and 3, any unobligated or unencumbered moneys in the
 24 interest for Iowa schools fund on June 30, 1996, shall
 25 be transferred to the department of education for the
 26 fiscal year beginning July 1, 1996, and ending June
 27 30, 1997, to be used for local arts comprehensive
 28 educational strategies (LACES)."

29 32. Page 12, by striking lines 12 through 16.

30 33. Page 12, by striking lines 22 through 32 and
 31 inserting the following: "general fund of the state
 32 but shall be distributed to the department of
 33 education for the fiscal year beginning July 1, 1996,
 34 and ending June 30, 1997, for purposes of the gifted
 35 and talented summer institute."

36 34. Page 13, by striking lines 5 through 17 and
 37 inserting the following:

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

41 \$ 1,152,417
 42 FTEs 15.63

43 If the moneys provided in this lettered paragraph
 44 are augmented by reimbursements from the institutions
 45 under the control of the state board of regents for
 46 the funding of the office of the state board of
 47 regents, the office shall report quarterly such
 48 reimbursements to the chairpersons and ranking members
 49 of the joint appropriations subcommittee on
 50 education."

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1 35. Page 13, line 34, by striking the figure
 2 "84,156" and inserting the following: "104,156".
 3 36. Page 14, line 21, by striking the figure
 4 "202,267,198" and inserting the following:
 5 "203,577,328".
 6 37. Page 14, line 22, by striking the figure
 7 "4,020.47" and inserting the following: "4,022.97".
 8 38. Page 14, line 33, by inserting after the word
 9 "salaries," the following: "general".
 10 39. Page 17, line 33, by striking the figure
 11 "282,101" and inserting the following: "608,448".
 12 40. Page 17, by inserting after line 34, the
 13 following:
 14 "It is the intent of the general assembly that
 15 fiscal year 1997-1998 shall be the last fiscal year in
 16 which the general assembly appropriates funds for
 17 purposes of the planning and construction of the
 18 national advanced driving simulator.

19 . Research park
 20 For salaries, support, maintenance, equipment,
 21 miscellaneous purposes, and for not more than the
 22 following full-time equivalent positions:
 23 \$ 321,000
 24FTEs 4.35"

25 41. Page 18, line 5, by striking the figure
 26 "160,639,691" and inserting the following:
 27 "161,859,066".
 28 42. Page 18, line 6, by striking the figure
 29 "3,581.98" and inserting the following: "3,583.64".
 30 43. Page 18, line 9, by striking the figure
 31 "1,500,000" and inserting the following: "2,000,000".
 32 44. Page 18, by striking lines 10 through 13 and
 33 inserting the following: "livestock program."
 34 45. Page 18, line 26, by striking the figure
 35 "19,270,398" and inserting the following:
 36 "19,280,398".

37 46. Page 19, by inserting after line 4 the
 38 following:
 39 " . Research park
 40 For salaries, support, maintenance, miscellaneous
 41 purposes, and for not more than the following full-
 42 time equivalent positions:
 43 \$ 370,000
 44 FTEs 4.31"

45 47. Page 19, by striking line 6 and inserting the
 46 following:
 47 "a. General university
 48 For salaries, support, maintenance, equipment,".
 49 48. Page 19, line 9, by striking the figure
 50 "71,771,714" and inserting the following:

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- 1 "72,821,314".
- 2 49. Page 19, by striking lines 13 through 18 and
- 3 inserting the following:
- 4 "____. Metal casting
- 5 \$ 160,000
- 6 _____. Distance education
- 7 To expand coursework at community colleges,
- 8 including support for the elementary education program
- 9 through merged area XI at the Carroll campus:
- 10 \$ 150,000"
- 11 50. Page 20, by striking lines 4 through 15.
- 12 51. Page 23, by inserting after line 20 the
- 13 following:
- 14 "Sec. _____. IOWA GRAIN QUALITY INITIATIVE.
- 15 Notwithstanding section 423.24, subsection 1,
- 16 paragraph "b", subparagraph (1), there is appropriated
- 17 for the fiscal year beginning July 1, 1996, and ending
- 18 June 30, 1997, an amount equal to two and three-
- 19 quarters percent of the total revenues collected
- 20 pursuant to section 423.7 and deposited in the value-
- 21 added agricultural products and processes financial
- 22 assistance fund, pursuant to section 423.24,
- 23 subsection 1, paragraph "b", subparagraph (1), to the
- 24 Iowa cooperative extension service in agriculture and
- 25 home economics at Iowa state university of science and
- 26 technology as matching funds for the Iowa grain
- 27 quality initiative. Funds appropriated pursuant to
- 28 this section are contingent upon the receipt of
- 29 dollar-for-dollar matching funds from grain promotion
- 30 boards."
- 31 52. Page 24, by striking lines 17 through 23.
- 32 53. By striking page 24, line 28, through page
- 33 25, line 31.
- 34 54. Page 25, line 33, by striking the word
- 35 "subsections" and inserting the following:
- 36 "subsection".
- 37 55. By striking page 25, line 34, through page
- 38 26, line 1.
- 39 56. Page 26, line 12, by striking the word
- 40 "subsections" and inserting the following:
- 41 "subsection".
- 42 57. By striking page 26, line 13, through page
- 43 27, line 12.
- 44 58. Page 27, line 28, by inserting before the
- 45 word "for" the following: "and".
- 46 59. Page 27, by striking lines 29 through 31 and
- 47 inserting the following: "258 and 260C, for a fiscal
- 48 year, shall".
- 49 60. Page 29, by inserting after line 10 the
- 50 following:

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1 "Sec. ____ . Section 260C.29, subsection 3, Code
2 Supplement 1995, is amended by adding the following
3 new paragraphs:

4 NEW PARAGRAPH. f. Contract with other community
5 colleges to expand the availability of program
6 services and increase the number of students served by
7 the program.

8 NEW PARAGRAPH. g. Establish a separate account,
9 which shall consist of all appropriations, grants,
10 contributions, bequests, endowments, or other moneys
11 or gifts received specifically for purposes of the
12 program by the community college administering the
13 program as provided in subsection 2. Not less than
14 eighty percent of the funds received from state
15 appropriations for purposes of the program shall be
16 used for purposes of assistance to students as
17 provided in subsection 5."

18 61. Page 30, by striking line 2 and inserting the
19 following: "~~as defined under section 260B-27~~".

20 62. Page 31, line 16, by striking the word
21 "hundred" and inserting the following: "one hundred".

22 63. By striking page 31, line 17, through page
23 32, line 3.

24 64. Page 34, by striking lines 13 through 25, and
25 inserting the following:

26 "4. The eligibility of applicants shall be".

27 65. Page 35, by striking lines 3 through 13.

28 66. Page 35, by striking lines 20 and 21 and
29 inserting the following: "~~thirty-five~~ thirty-eight
30 million ~~six~~ nine hundred sixty-four thousand seven
31 hundred fifty dollars".

32 67. Page 35, by inserting after line 24 the
33 following:

34 "Sec. ____ . Section 261.85, unnumbered paragraph 1,
35 Code Supplement 1995, is amended to read as follows:

36 There is appropriated from the general fund of the
37 state to the commission for each fiscal year the sum
38 of ~~two~~ three million ~~nine~~ one hundred fifty thousand
39 dollars for the work-study program."

40 68. Page 36, line 7, by striking the word

41 "subsections" and inserting the following:

42 "subsection".

43 69. Page 36, by striking lines 19 through 22.

44 70. By striking page 36, line 34, through page
45 37, line 8, and inserting the following:

46 "Sec. ____ . NEW SECTION. 273.10 MEMBERSHIP IN
47 OTHER ORGANIZATIONS.

48 Duly elected members of boards of directors of area
49 education agencies and designated administrators of
50 area education agencies may join, including the

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1 payment of dues, and participate in local, regional,
2 and national organizations which directly relate to
3 the functions of the board of directors and
4 administrators.

5 Sec. _____. Section 280.18, Code 1995, is amended by
6 adding the following new unnumbered paragraph:

7 NEW UNNUMBERED PARAGRAPH. Annually, each
8 accredited higher education institution, as defined in
9 section 261.92, shall report the freshman grades of
10 the graduates of a school district to the board of
11 directors of the school district. Not later than one
12 year after the date on which the majority of the
13 district's seniors graduate, the board shall conduct
14 an annual survey of a representative sampling of
15 employers of the local business community. The survey
16 shall assess the employability skills of the
17 district's high school graduates who have entered the
18 local workforce. The employability skills assessed
19 shall include, but are not limited to, reading for
20 information, applied mathematics, listening, and
21 writing. Annually, the school district shall tabulate
22 and summarize the information collected pursuant to
23 this paragraph and shall file a report with the
24 department of education. The board shall make copies
25 of the report available upon request."

26 71. Page 37, by striking lines 13 and 14 and
27 inserting the following: "alliance~~7~~-~~seventy-thousand~~
28 ~~dollars-for-gifted-and-talented~~~~7~~ and one hundred
29 eighty thousand dollars for a management".

30 72. Page 37, by striking lines 16 through 20 and
31 inserting the following: "phase I to phase III."

32 73. By striking page 37, line 24 through page 38,
33 line 9, and inserting the following: "thousand
34 dollars for support for the operations of the new Iowa
35 schools development corporation and for school
36 transformation design and implementation projects
37 administered by the corporation. Of the amount
38 provided in this subsection, one hundred fifty
39 thousand dollars shall be used for the school and
40 community planning initiative."

41 74. Page 38, line 17, by striking the figure
42 "25,000" and inserting the following: "50,000".

43 75. Page 38, by striking lines 18 through 23 and
44 inserting the following:

45 "_____. For matching grants for teachers who select
46 to participate in the national board for professional
47 teaching standards process:

48 \$ 40,000

49 From the moneys appropriated in this subsection,
50 not more than one thousand dollars per teacher shall

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1 be available toward the cost of the certification
2 process to be matched by the teacher or by the school
3 district which employs the teacher or has a continuing
4 contract with the teacher.

5 _____. For the development of a K-12 and community
6 college management information system:

7 \$ 150,000

8 If funds available are insufficient to fully fund
9 the appropriation for a management information system
10 in this subsection, the amount distributed for the
11 management information system shall be reduced to an
12 amount equal to the available funds.

13 Sec. _____. FUNDING FORMULA RECOMMENDATIONS. By
14 January 1, 1997, the department of education, in
15 consultation with the Iowa association of community
16 college trustees, shall submit recommendations for a
17 funding formula that identifies and addresses
18 community college needs.

19 Sec. _____. REPEAL -- DIRECTION TO CODE EDITOR.
20 Section 260C.18A, as enacted in this Act, is repealed
21 effective July 1, 1997. The Code editor shall strike
22 the reference to section 260C.18A in section 260C.34
23 effective July 1, 1997."

24 76. Page 38, line 25, by striking the figure
25 "225.28".

26 77. By striking page 38, line 29, through page
27 39, line 6.

28 78. Page 39, line 7, by striking the word and
29 figures "8, 12, and 46" and inserting the following:
30 "201, 8, and 12".

31 79. By renumbering as necessary.

RECEIVED FROM THE SENATE

H-5522 FILED MARCH 22, 1996

*House Concurred 4/30/96
(A 1998)*

HOUSE FILE 2477

H-6057

1 Amend the Senate amendment, H-5522, to House File
2 2477, as amended, passed, and reprinted by the House,
3 as follows:

4 1. By striking page 1, line 3, through page 9,
5 line 31, and inserting the following:

6 "____. By striking everything after the enacting
7 clause and inserting the following:

8 "COLLEGE STUDENT AID COMMISSION

9 Section 1. There is appropriated from the general
10 fund of the state to the college student aid
11 commission for the fiscal year beginning July 1, 1996,
12 and ending June 30, 1997, the following amounts, or so
13 much thereof as may be necessary, to be used for the
14 purposes designated:

15 1. GENERAL ADMINISTRATION

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

19 \$ 342,797
20 FTEs 7.05

21 The college student aid commission shall conduct a
22 study of and consider possible differentiations in the
23 grants awarded that are based upon parental income and
24 assets under the Iowa tuition grant program and shall
25 consider the reimbursement of grant moneys by a
26 student if the student does not complete a term of
27 study funded by an Iowa tuition grant or a vocational-
28 technical tuition grant. The commission shall submit
29 a report of its findings and recommendations to the
30 general assembly by January 1, 1997.

31 2. UNIVERSITY OF OSTEOPATHIC MEDICINE AND HEALTH
32 SCIENCES

33 a. For forgivable loans to Iowa students attending
34 the university of osteopathic medicine and health
35 sciences, under the forgivable loan program pursuant
36 to section 261.19A:

37 \$ 379,260

38 b. For the university of osteopathic medicine and
39 health sciences for an initiative in primary health
40 care to direct primary care physicians to shortage
41 areas in the state:

42 \$ 395,000

43 The moneys appropriated in this lettered paragraph
44 shall be used as follows:

45 (1) To reduce student loan debt for primary care
46 physicians in an amount not to exceed \$30,000 per
47 student for a four-year period of medical service in
48 medically under-served areas of the state.

49 (2) For tuition scholarships for students
50 attending the university of osteopathic medicine and

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1 health sciences who agree to practice primary care
2 medicine in medically under-served areas of the state.
3 The student shall practice in the state two years for
4 every year of tuition. A person receiving funds under
5 this subparagraph shall not be eligible for funds
6 under subparagraph (1).

7 (3) For general administration costs of the
8 university for the primary care initiative, the
9 university shall expend an amount not to exceed
10 \$50,000.

11 Within one month of the end of a fiscal quarter,
12 the university of osteopathic medicine and health
13 sciences shall submit a report to the legislative
14 fiscal bureau concerning the expenditure of funds used
15 pursuant to subparagraphs (1), (2), and (3) of this
16 lettered paragraph. The university shall also submit
17 the annual audit of the university to the legislative
18 fiscal bureau within six months following the end of
19 the year being audited.

20 The college student aid commission shall not
21 provide moneys for subparagraphs (1) and (2) of this
22 lettered paragraph until the university has signed and
23 submitted contracts for the use of these moneys for
24 reduction of student loan debt and tuition
25 scholarships. Funds for subparagraph (3) of this
26 lettered paragraph shall be provided quarterly to the
27 university.

28 Notwithstanding section 8.33, the funds for this
29 lettered paragraph shall not revert to the general
30 fund but be available for expenditure the following
31 fiscal year for purposes of subparagraphs (1) and (2).

32 The college student aid commission, the university
33 of osteopathic medicine and health sciences, and the
34 legislative fiscal bureau shall cooperatively develop
35 and propose uniform time periods of medical practice
36 which shall be served in the state in return for an
37 allocation of state funds for purposes of the
38 university of osteopathic medicine and health
39 sciences. Proposals developed may relate to
40 allocations of funds within a single appropriation
41 concept and include contracting provisions. Proposals
42 shall be submitted in a report to the general assembly
43 by January 1, 1997.

44 3. STUDENT AID PROGRAMS

45 For payments to students for the Iowa grant
46 program:

47 \$ 1,397,790

48 Sec. 2. There is appropriated from the loan
49 reserve account to the college student aid commission
50 for the fiscal year beginning July 1, 1996, and ending

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

4 For operating costs of the Stafford loan program
5 including salaries, support, maintenance,
6 miscellaneous purposes, and for not more than the
7 following full-time equivalent positions:

8	\$	4,596,739
9	FTEs	31.95

10 Sec. 3. Notwithstanding the maximum allowed
11 balance requirement of the scholarship and tuition
12 grant reserve fund as provided in section 261.20,
13 there is appropriated from the scholarship and tuition
14 grant reserve fund to the college student aid
15 commission for the fiscal year beginning July 1, 1996,
16 and ending June 30, 1997, the funds remaining
17 following transfer, pursuant to section 261.20 for the
18 fiscal year ending June 30, 1995, which are to be
19 divided equally for purposes of the Iowa vocational-
20 tuition grants and the work study program. Funds
21 appropriated in this section are in addition to funds
22 appropriated in section 261.25, subsection 3, and
23 section 261.85.

24 Sec. 4. Not later than September 1, 1996, the
25 college student aid commission shall compile a list of
26 affected students receiving tuition grants during the
27 fiscal year beginning July 1, 1995, and who
28 transferred from a nonaccredited to an accredited
29 private institution for the fiscal year beginning July
30 1, 1996. If the student meets all financial aid
31 criteria as set forth by the commission, the
32 transferring affected student may continue to receive
33 a tuition grant for the fiscal year beginning July 1,
34 1996. The commission shall calculate the funds
35 remaining from tuition grants awarded to affected
36 students who do not transfer to an accredited private
37 institution in the fiscal year beginning July 1, 1996.
38 Notwithstanding section 261.25, subsection 1, the
39 first \$200,000 of these funds shall be used for
40 national guard tuition aid as provided in section
41 261.21 as enacted by this Act, the next \$115,000 shall
42 be used for enhanced forgivable loans as provided in
43 this section, the next \$100,000 shall be used for
44 chiropractic graduate student forgivable loans as
45 provided in section 261.71, the next \$15,000 shall be
46 used to provide grants to students who would meet the
47 requirements for receipt of a vocational-technical
48 tuition grant, but who are enrolled in a licensed
49 school of cosmetology arts and sciences under chapter
50 157, or a licensed barber school under chapter 158,

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1 and any excess remaining funds shall be used to award
 2 tuition grants to eligible students. For purposes of
 3 this paragraph, "affected student" means a qualified
 4 student for whom payment of a tuition grant was made
 5 under section 261.13 for one or more semesters or
 6 trimesters while the student was attending a private
 7 institution which was accredited as defined in section
 8 261.9 for the fiscal year beginning July 1, 1995, but
 9 which does not meet the requirements for an accredited
 10 private institution for the fiscal year beginning July
 11 1, 1996.

12 The amount of an enhanced forgivable loan issued
 13 under this section shall not exceed \$11,500. To
 14 qualify for an enhanced forgivable loan a person
 15 shall do all of the following:

16 (1) Practice as a primary care physician in a
 17 community designated as underserved by state and
 18 federal authorities and which has a population of less
 19 than 20,000. A student must provide one year of
 20 practice for every year of loan forgiveness.

21 (2) Have shown superior academic achievement and
 22 demonstrated exceptional financial need during the
 23 last year of undergraduate study.

24 The commission shall prescribe by rule the terms of
 25 repayment and forgiveness. The rules shall be
 26 consistent with the requirements of section 261.19A.
 27 The commission shall deposit payments made by loan
 28 recipients into the fund created in section 261.19B.

29 DEPARTMENT OF CULTURAL AFFAIRS

30 Sec. 5. There is appropriated from the general
 31 fund of the state to the department of cultural
 32 affairs for the fiscal year beginning July 1, 1996,
 33 and ending June 30, 1997, the following amounts, or so
 34 much thereof as is necessary, to be used for the
 35 purposes designated:

36 1. ARTS DIVISION

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

43	\$	1,081,918
44	FTEs	11.00

45 The Iowa arts council shall develop and implement a
 46 simplified, uniform grant application for use by all
 47 grant applicants and shall prescribe a uniform grant
 48 application renewal period for all grant applicants by
 49 January 15, 1997.

50 2. HISTORICAL DIVISION

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

4 \$ 2,626,267
5 FTEs 58.50

6 3. HISTORIC SITES

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

10 \$ 386,039
11 FTEs 5.00

12 4. ADMINISTRATION

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

16 \$ 250,227
17 FTEs 4.30

18 5. COMMUNITY CULTURAL GRANTS

19 For planning and programming for the community
20 cultural grants program established under section
21 303.3, and for not more than the following full-time
22 equivalent position:

23 \$ 707,721
24 FTEs 0.70

25 DEPARTMENT OF EDUCATION

26 Sec. 6. There is appropriated from the general
27 fund of the state to the department of education for
28 the fiscal year beginning July 1, 1996, and ending
29 June 30, 1997, the following amounts, or so much
30 thereof as may be necessary, to be used for the
31 purposes designated:

32 1. GENERAL ADMINISTRATION

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

36 \$ 5,378,382
37 FTEs 96.95

38 The department of education shall conduct a study
39 of the special education funding system with the
40 following goals: increasing the capacity of the whole
41 school to meet the needs of all children; increasing
42 support available to "at-risk" students; and ensuring
43 predictable and equitable special education funding at
44 both the state and local levels. The study shall
45 include, but is not limited to, an examination of the
46 consequences of increasing the current special
47 education weights and the impact that will have on
48 those districts whose expenditures exceed the amounts
49 generated under the present weighting plan and on
50 those districts which are generating sufficient funds;

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1 the issues and feasibility of alternative special
2 education funding systems based on school district
3 experiences with involvement from representatives of
4 the education community, including representatives
5 from area education agencies, special education
6 teachers, administrators, and advocacy groups; and the
7 possibility of establishing a funding system to
8 address students that are "at-risk" but are not
9 currently eligible for special education services.

10 The department shall submit its findings and specific
11 recommendations in a report to the general assembly
12 and the legislative fiscal bureau by January 1, 1997.

13 The department of education shall conduct a study
14 of the trends in the number of students requiring
15 services to become proficient in the English language
16 and the current and projected costs related to
17 providing such services by local school districts.
18 The department shall report its findings and specific
19 recommendations regarding funding to the general
20 assembly and the legislative fiscal bureau by January
21 1, 1997.

22 The department of education, in consultation with
23 the department of human services, shall conduct a
24 study of the funding for educational programs provided
25 for each child living with an individual licensed
26 under chapter 237, or in a foster care or other
27 facility as defined in sections 282.19 and 282.27.
28 The recommendations developed shall include but not be
29 limited to the funding structure and source of
30 funding. The department shall submit a report of its
31 findings and recommendations to chairpersons and
32 ranking members of the joint appropriations
33 subcommittee on education and the chairpersons and
34 ranking members of the standing education committees
35 by January 1, 1997.

36 The department of education shall review the
37 reports required of the department by the general
38 assembly since 1980 and shall catalog the progress,
39 success, and failures of the general assembly in
40 implementing or responding to the recommendations
41 contained in those reports. The department shall
42 submit its findings and recommendations to the
43 chairpersons and ranking members of the joint
44 appropriations subcommittee on education and the
45 chairpersons and ranking members of the standing
46 education committees of the senate and the house of
47 representatives by January 1, 1997.

48 The department of education shall conduct a study
49 of the means by which student employability skills may
50 be measured, including but not limited to the

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1 employability skills of students at various levels of
 2 their secondary education and students who have
 3 graduated, the businesses that employ them, and the
 4 institutions of higher learning which admit the
 5 graduates. The department shall submit its findings
 6 and recommendations to the chairpersons and ranking
 7 members of the joint appropriations subcommittee on
 8 education and the chairpersons and ranking members of
 9 the standing education committees of the senate and
 10 the house of representatives by January 1, 1997.

11 The department of education shall submit an annual
 12 report of funds expended and activities accomplished
 13 in the K-12 and community college management
 14 information system to the the general assembly and the
 15 legislative fiscal bureau by January 1, 1997. The
 16 department shall determine the goals of the K-12 and
 17 community college management information system and
 18 establish a timeline by which the goals shall be
 19 accomplished. The goals and timeline shall be
 20 included in the annual report submitted to the general
 21 assembly and the legislative fiscal bureau by January
 22 1, 1997.

23 2. VOCATIONAL EDUCATION ADMINISTRATION

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

27	\$	656,057
28	FTEs	18.60

29 3. BOARD OF EDUCATIONAL EXAMINERS

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

33	\$	194,582
34	FTEs	2.00

35 4. VOCATIONAL REHABILITATION DIVISION

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

39	\$	4,098,243
40	FTEs	289.75

41 The division of vocational rehabilitation services
 42 of the department of education shall seek, in addition
 43 to state appropriations, funds other than federal
 44 funds, which may include but are not limited to local
 45 funds, for purposes of matching federal vocational
 46 rehabilitation funds.

47 Notwithstanding the full-time equivalent position
 48 limit established in this subsection for the fiscal
 49 year ending June 30, 1997, if federal funding is
 50 available to pay the costs of additional employees for

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1 the vocational rehabilitation division who would have
 2 duties relating to vocational rehabilitation services
 3 paid for through federal funding, authorization to
 4 hire not more than four full-time equivalent employees
 5 shall be provided, the full-time equivalent position
 6 limit shall be exceeded, and the additional employees
 7 shall be hired by the division.

8 b. For matching funds for programs to enable
 9 severely physically or mentally disabled persons to
 10 function more independently, including salaries and
 11 support, and for not more than the following full-time
 12 equivalent positions:

13	\$	75,169
14	FTEs	1.50

15 5. STATE LIBRARY

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

19	\$	2,797,190
20	FTEs	34.50

21 Reimbursement of the institutions of higher
 22 learning under the state board of regents for
 23 participation in the access plus program during the
 24 fiscal year beginning July 1, 1996, and ending June
 25 30, 1997, shall not exceed the total amount of
 26 reimbursement paid to the regents institutions of
 27 higher learning for participation in the access plus
 28 program during the fiscal year beginning July 1, 1995,
 29 and ending June 30, 1996.

30 6. REGIONAL LIBRARY

31 For state aid:

32	\$	1,537,000
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33 7. PUBLIC BROADCASTING DIVISION

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

37	\$	7,075,335
38	FTEs	104.50

39 8. CAREER PATHWAYS PROGRAM

40 For purposes of developing and implementing a
 41 career pathways program to expand opportunities for
 42 youth and adults to become prepared for and succeed in
 43 high-wage, high-skill employment:

44	\$	650,000
----------	----	---------

45 Of the funds appropriated in this subsection, and
 46 from funds available pursuant to section 256.39,
 47 subsection 7, for each year during the fiscal period
 48 beginning July 1, 1996, and ending June 30, 1998,
 49 \$50,000 may be expended for purposes of employing an
 50 individual to administer and direct the career

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1 pathways program.

2 Notwithstanding section 8.33, unobligated and
3 unencumbered money remaining on June 30, 1997, from
4 the allocation made in this subsection shall not
5 revert but shall be available for expenditure during
6 the following fiscal year.

7 9. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS

8 For reimbursement for vocational education
9 expenditures made by secondary schools:

10 \$ 3,308,850

11 Funds allocated in this subsection shall be used
12 for expenditures made by school districts to meet the
13 standards set in sections 256.11, 258.4, and 260C.14
14 as a result of the enactment of 1989 Iowa Acts,
15 chapter 278. Funds shall be used as reimbursement for
16 vocational education expenditures made by secondary
17 schools in the manner provided by the department of
18 education for implementation of the standards set in
19 1989 Iowa Acts, chapter 278.

20 10. SCHOOL FOOD SERVICE

21 For use as state matching funds for federal
22 programs that shall be disbursed according to federal
23 regulations, including salaries, support, maintenance,
24 miscellaneous purposes, and for not more than the
25 following full-time equivalent positions:

26 \$ 2,716,859

27 FTEs 14.00

28 11. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

29 To provide funds for costs of providing textbooks
30 to each resident pupil who attends a nonpublic school
31 as authorized by section 301.1. The funding is
32 limited to \$20 per pupil and shall not exceed the
33 comparable services offered to resident public school
34 pupils:

35 \$ 616,000

36 12. VOCATIONAL AGRICULTURE YOUTH ORGANIZATION

37 To assist a vocational agriculture youth
38 organization sponsored by the schools to support the
39 foundation established by that vocational agriculture
40 youth organization and for other youth activities:

41 \$ 107,900

42 13. FAMILY RESOURCE CENTERS

43 For support of the family resource center
44 demonstration program established under chapter 256C:

45 \$ 120,000

46 14. CENTER FOR ASSESSMENT

47 For the purpose of developing academic standards in
48 the areas of math, history, science, English, language
49 arts, and geography:

50 \$ 200,000

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1 The department of education shall submit in a
2 report to the general assembly by January 1, 1997, the
3 amount of state funding anticipated to be needed to
4 fund the department's future participation with the
5 center for assessment and shall determine the number
6 of years participation is necessary.

7 15. COMMUNITY COLLEGES

8 Notwithstanding chapter 260D, if applicable, for
9 general state financial aid, including general
10 financial aid to merged areas in lieu of personal
11 property tax replacement payments under section
12 427A.13, to merged areas as defined in section 260C.2,
13 for vocational education programs in accordance with
14 chapters 258 and 260C:

15 \$126,006,270

16 The funds appropriated in this subsection shall be
17 allocated as follows:

18	a. Merged Area I	\$ 6,011,556
19	b. Merged Area II	\$ 7,088,572
20	c. Merged Area III	\$ 6,693,483
21	d. Merged Area IV	\$ 3,261,020
22	e. Merged Area V	\$ 6,820,986
23	f. Merged Area VI	\$ 6,321,009
24	g. Merged Area VII	\$ 9,016,757
25	h. Merged Area IX	\$ 11,055,518
26	i. Merged Area X	\$ 17,159,800
27	j. Merged Area XI	\$ 18,467,633
28	k. Merged Area XII	\$ 7,281,649
29	l. Merged Area XIII	\$ 7,447,594
30	m. Merged Area XIV	\$ 3,303,347
31	n. Merged Area XV	\$ 10,303,739
32	o. Merged Area XVI	\$ 5,773,608

33 Of the moneys allocated to merged area XI in
34 paragraph "j", for the fiscal year beginning July 1,
35 1996, and ending June 30, 1997, \$135,000 shall be
36 expended on the career opportunity program established
37 in section 260C.29 to provide assistance to minority
38 persons who major in fields or subject areas where
39 minorities are currently underutilized.

40 By January 1, 1997, the department of education, in
41 consultation with the Iowa association of community
42 college trustees, shall submit recommendations for a
43 funding formula that identifies and addresses
44 community college needs.

45 Unless the board of directors of a community
46 college filed a dental hygiene program intent form
47 with the department of education by December 1, 1995,
48 the board shall not authorize the creation of a dental
49 hygienist program until after the adjournment of the
50 first regular session of the Seventy-seventh General

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1 Assembly.

2 Sec. 7. The board of directors of each community
3 college shall submit to the department of education
4 and the legislative fiscal bureau, by August 15, 1996,
5 on forms designed by the department of education in
6 consultation with the community colleges, information
7 which shall include, but is not limited to, the
8 following:

9 1. The number of full-time and part-time students
10 enrolled in each program offered by the community
11 college, listed by program.

12 2. The number of and any appropriate demographic
13 information, including salaries of full-time and part-
14 time staff, relating to the faculty, administration,
15 and support personnel employed at each community
16 college.

17 3. The full-time equivalent total of persons
18 employed as identified in subsection 2.

19 4. Tuition charges, fees, and other costs payable
20 to the community college by a student.

21 5. The types of degrees granted by the community
22 college and the number of students receiving these
23 degrees.

24 6. The amounts of revenues and expenditures from
25 state financial aid, federal funds, tax levies,
26 projects authorized under chapters 260E and 260F,
27 tuition, bonds, other local sources, foundation
28 sources, and donations and gifts that may be accepted
29 by the governing board of a community college.

30 7. An inventory of buildings and facilities owned
31 and leased by the community college, and any related
32 operation and maintenance costs.

33 8. Infrastructure plans, which shall include, but
34 are not limited to, the amounts expended in the
35 current fiscal year on renovation and construction,
36 and any future plans and projected costs for
37 expansion.

38 The department of education may withhold from a
39 community college any state financial assistance
40 appropriated to the department for allocation to the
41 community college for the fiscal year beginning July
42 1, 1996, and ending June 30, 1997, if the community
43 college fails to substantially meet the requirements
44 of this section.

45 Sec. 8. Notwithstanding section 8.33 and 1995 Iowa
46 Acts, chapter 218, section 1, subsection 17, funds
47 appropriated and allocated for advanced placement
48 pursuant to 1995 Iowa Acts, chapter 218, section 1,
49 subsection 17, remaining unencumbered and unobligated
50 on June 30, 1996, shall not revert to the general fund

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1 of the state but shall be distributed to the
2 department of education for the fiscal year beginning
3 July 1, 1996, and ending June 30, 1997, as follows:

4 1. The amount of \$50,000 for participation by the
5 department of education in a state and national
6 project, the national assessment of education progress
7 (NAEP), to determine the academic achievement of Iowa
8 students in math, reading, science, United States
9 history, or geography.

10 2. The amount of \$19,000 for purposes of providing
11 grants to support qualifying teams for a worldwide
12 academic competition.

13 If funds available from the specified source under
14 this section are insufficient to fully fund the
15 appropriations made in this section, the amounts
16 appropriated to the department for the purposes
17 specified under this section shall be reduced
18 proportionately.

19 Sec. 9. DEPARTMENT OF EDUCATION INTERIM MEETING.

20 It is the intent of the general assembly that the
21 chairpersons and ranking members of the joint
22 appropriations subcommittee on education, the
23 legislative fiscal bureau, and the legislative service
24 bureau meet with representatives from the
25 international center for gifted and talented education
26 and the first in the nation in education foundation
27 during the 1996 legislative interim period to
28 determine and recommend a permanent funding source and
29 the amount of funding needed to support the center and
30 the foundation.

31 Sec. 10. INTERNATIONAL CENTER FOR GIFTED AND
32 TALENTED EDUCATION. It is the intent of the general
33 assembly that the international center for gifted and
34 talented education fund the gifted and talented summer
35 institute during the fiscal year beginning July 1,
36 1996, from the moneys appropriated to the
37 international center for gifted and talented education
38 pursuant to section 257B.1A for the fiscal year
39 beginning July 1, 1996, and ending June 30, 1997.

40 Sec. 11. Notwithstanding section 257B.1A,
41 subsection 5, as amended by 1996 Iowa Acts, House File
42 570, and this Act, for the fiscal year beginning July
43 1, 1996, and ending June 30, 1997, 50 percent of the
44 interest remaining in the interest for Iowa schools
45 fund after the total of the transfer of moneys to the
46 first in the nation in education foundation pursuant
47 to section 257B.1A, subsection 2, and after the
48 transfer of moneys to the international center
49 endowment fund in section 257B.1A, subsection 3,
50 paragraph "a", shall, in addition, be transferred to

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1 the international center endowment fund and the
2 remaining 50 percent, rather than become a part of the
3 interest for Iowa schools fund, shall be transferred
4 to the first in the nation in education foundation.

5 STATE BOARD OF REGENTS

6 Sec. 12. There is appropriated from the general
7 fund of the state to the state board of regents for
8 the fiscal year beginning July 1, 1996, and ending
9 June 30, 1997, the following amounts, or so much
10 thereof as may be necessary, to be used for the
11 purposes designated:

12 1. OFFICE OF STATE BOARD OF REGENTS

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

16 \$ 1,137,417
17 FTEs 15.63

18 If the moneys provided in this lettered paragraph
19 are augmented by reimbursements from the institutions
20 under the control of the state board of regents for
21 the funding of the office of the state board of
22 regents, the office shall report quarterly such
23 reimbursements to the chairpersons and ranking members
24 of the joint appropriations subcommittee on education.

25 The board shall prepare a quarterly report,
26 regarding the board office budget and the
27 reimbursements provided to the board by the
28 institutions of higher learning under the control of
29 the board, which shall be submitted quarterly to the
30 general assembly and the legislative fiscal bureau.

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

41 \$ 26,984,350

42 The state board of regents, the department of
43 management, and the legislative fiscal bureau shall
44 cooperate to determine and agree upon, by November 15,
45 1996, the amount that needs to be appropriated for
46 tuition replacement for the fiscal year beginning July
47 1, 1997.

48 c. For funds to be allocated to the southwest Iowa
49 graduate studies center:

50 \$ 104,156

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1 d. For funds to be allocated to the siouxland
 2 interstate metropolitan planning council for the
 3 tristate graduate center under section 262.9,
 4 subsection 21:
 5 \$ 74,511

6 e. For funds to be allocated to the quad-cities
 7 graduate studies center:
 8 \$ 154,278

9 It is the intent of the general assembly that the
 10 state board of regents explore options relating to
 11 locating the graduate centers under its control within
 12 the appropriate campuses of the community college
 13 system, and that the board consider the benefits of
 14 fully utilizing the Iowa communications network to
 15 maximize efficiency. The board shall review options
 16 regarding relocation of the centers and submit
 17 recommendations to the legislative fiscal bureau and
 18 the joint appropriations subcommittee on education by
 19 January 1, 1997.

20 2. STATE UNIVERSITY OF IOWA

21 a. General university, including lakeside
 22 laboratory

23 For salaries, support, maintenance, equipment,
 24 miscellaneous purposes, and for not more than the
 25 following full-time equivalent positions:
 26 \$202,702,328
 27 FTEs 4,022.97

28 b. For the primary health care initiative in the
 29 college of medicine and for not more than the
 30 following full-time equivalent positions:
 31 \$ 771,000
 32 FTEs 11.00

33 From the moneys appropriated in this lettered
 34 paragraph, \$330,000 shall be allocated to the
 35 department of family practice at the state university
 36 of Iowa college of medicine for family practice
 37 faculty and support staff.

38 c. University hospitals

39 For salaries, support, maintenance, equipment, and
 40 miscellaneous purposes and for medical and surgical
 41 treatment of indigent patients as provided in chapter
 42 255, for medical education, and for not more than the
 43 following full-time equivalent positions:
 44 \$ 29,452,383
 45 FTEs 5,701.67

46 The university of Iowa hospitals and clinics shall
 47 submit quarterly a report regarding the portion of the
 48 appropriation in this lettered paragraph expended on
 49 medical education. The report shall be submitted in a
 50 format jointly developed by the university of Iowa

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1 hospitals and clinics, the legislative fiscal bureau,
2 and the department of management, and shall delineate
3 the expenditures and purposes of the funds.

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

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

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

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

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

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

32 The total quota allocated to the counties for
33 indigent patients for the fiscal year beginning July
34 1, 1996, shall not be lower than the total quota
35 allocated to the counties for the fiscal year
36 commencing July 1, 1995. The total quota shall be
37 allocated among the counties on the basis of the 1990
38 census pursuant to section 255.16.

39 d. Psychiatric hospital

40 For salaries, support, maintenance, equipment,
41 miscellaneous purposes, for the care, treatment, and
42 maintenance of committed and voluntary public
43 patients, and for not more than the following full-
44 time equivalent positions:

45	\$	7,225,868
46	FTEs	307.05

47 e. Hospital-school

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	\$	5,938,345
2	FTEs	167.10
3	f. Oakdale campus		
4	For salaries, support, maintenance, miscellaneous		
5	purposes, and for not more than the following full-		
6	time equivalent positions:		
7	.....	\$	2,896,269
8	.....	FTEs	63.58
9	g. State hygienic laboratory		
10	For salaries, support, maintenance, miscellaneous		
11	purposes, and for not more than the following full-		
12	time equivalent positions:		
13	.....	\$	3,309,148
14	.....	FTEs	102.49
15	h. Family practice program		
16	For allocation by the dean of the college of		
17	medicine, with approval of the advisory board, to		
18	qualified participants, to carry out chapter 148D for		
19	the family practice program, including salaries and		
20	support, and for not more than the following full-time		
21	equivalent positions:		
22	.....	\$	2,060,917
23	.....	FTEs	180.74
24	i. Child health care services		
25	For specialized child health care services,		
26	including childhood cancer diagnostic and treatment		
27	network programs, rural comprehensive care for		
28	hemophilia patients, and the Iowa high-risk infant		
29	follow-up program, including salaries and support, and		
30	for not more than the following full-time equivalent		
31	positions:		
32	.....	\$	464,274
33	.....	FTEs	10.60
34	j. Agricultural health and safety programs		
35	For agricultural health and safety programs, and		
36	for not more than the following full-time equivalent		
37	positions:		
38	.....	\$	253,213
39	.....	FTEs	3.48
40	k. Statewide cancer registry		
41	For the statewide cancer registry, and for not more		
42	than the following full-time equivalent positions:		
43	.....	\$	195,167
44	.....	FTEs	3.07
45	l. Substance abuse consortium		
46	For funds to be allocated to the Iowa consortium		
47	for substance abuse research and evaluation, and for		
48	not more than the following full-time equivalent		
49	positions:		
50	\$	64,396

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1 FTEs 1.15
 2 m. Center for biocatalysis
 3 For the center for biocatalysis, and for not more
 4 than the following full-time equivalent positions:
 5 \$ 1,017,000
 6 FTEs 14.40

7 n. National advanced driving simulator
 8 For the national advanced driving simulator, and
 9 for not more than the following full-time equivalent
 10 positions:
 11 \$ 608,448
 12 FTEs 3.58

13 It is the intent of the general assembly that
 14 fiscal year 1997-1998 shall be the last fiscal year in
 15 which the general assembly appropriates funds for
 16 purposes of the planning and construction of the
 17 national advanced driving simulator.

18 o. Research park
 19 For salaries, support, maintenance, equipment,
 20 miscellaneous purposes, and for not more than the
 21 following full-time equivalent positions:
 22 \$ 321,000
 23 FTEs 4.35

24 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

25 a. General university
 26 For salaries, support, maintenance, equipment,
 27 miscellaneous purposes, and for not more than the
 28 following full-time equivalent positions:
 29 \$161,084,066
 30 FTEs 3,583.64

31 Of the funds appropriated in this lettered
 32 paragraph, for the fiscal year beginning July 1, 1996,
 33 and ending June 30, 1997, \$40,000 shall be expended
 34 for purposes of the institute of public leadership.

35 Of the funds appropriated in this lettered
 36 paragraph, for the fiscal year beginning July 1, 1996,
 37 and ending June 30, 1997, \$1,700,000 shall be expended
 38 for purposes of the healthy livestock program.

39 b. Agricultural experiment station
 40 For salaries, support, maintenance, miscellaneous
 41 purposes, and for not more than the following full-
 42 time equivalent positions:
 43 \$ 31,754,200
 44 FTEs 546.98

45 c. Cooperative extension service in agriculture
 46 and home economics
 47 For salaries, support, maintenance, miscellaneous
 48 purposes, including salaries and support for the fire
 49 service institute, and for not more than the following
 50 full-time equivalent positions:

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1	\$ 19,280,398
2 FTEs	431.85
3	By January 1, 1997, Iowa state university of	
4	science and technology shall submit a report	
5	concerning the population served and each service	
6	provided by the Iowa cooperative extension service in	
7	agriculture and home economics to the chairpersons and	
8	ranking members of the joint appropriations	
9	subcommittee on education and the legislative fiscal	
10	bureau.	
11	d. Leopold center	
12	For agricultural research grants at Iowa state	
13	university under section 266.39B, and for not more	
14	than the following full-time equivalent positions:	
15	.....	\$ 560,593
16	..... FTEs	11.25
17	e. Livestock disease research	
18	For deposit in and the use of the livestock disease	
19	research fund under section 267.8, and for not more	
20	than the following full-time equivalent positions:	
21	.....	\$ 276,022
22	..... FTEs	3.17
23	f. Research park	
24	For salaries, support, maintenance, miscellaneous	
25	purposes, and for not more than the following full-	
26	time equivalent positions:	
27	.....	\$ 370,000
28	..... FTEs	4.31
29	4. UNIVERSITY OF NORTHERN IOWA	
30	a. General university	
31	For salaries, support, maintenance, equipment,	
32	miscellaneous purposes, and for not more than the	
33	following full-time equivalent positions:	
34	.....	\$ 72,083,159
35	..... FTEs	1,425.50
36	b. Recycling and reuse center	
37	.....	\$ 239,745
38	c. Metal casting	
39	.....	\$ 160,000
40	5. STATE SCHOOL FOR THE DEAF	
41	For salaries, support, maintenance, miscellaneous	
42	purposes, and for not more than the following full-	
43	time equivalent positions:	
44	.....	\$ 6,703,655
45	..... FTEs	124.14
46	6. IOWA BRAILLE AND SIGHT SAVING SCHOOL	
47	For salaries, support, maintenance, miscellaneous	
48	purposes, and for not more than the following full-	
49	time equivalent positions:	
50	\$ 3,736,503

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1 FTEs 83.68
 2 7. TUITION AND TRANSPORTATION COSTS
 3 For payment to local school boards for the tuition
 4 and transportation costs of students residing in the
 5 Iowa braille and sight saving school and the state
 6 school for the deaf pursuant to section 262.43 and for
 7 payment of certain clothing and transportation costs
 8 for students at these schools pursuant to section
 9 270.5:

10 \$ 11,882

11 Sec. 13. If revenues received by the state board
 12 of regents from indirect cost reimbursements, refunds
 13 and reimbursements, interest, and other categories
 14 within the general operating budgets of the
 15 institutions of higher learning under the control of
 16 the regents equal an amount greater than the original
 17 budget approved by the regents board for the fiscal
 18 year beginning July 1, 1996, and ending June 30, 1997,
 19 the increase shall be used for building repair,
 20 deferred maintenance, or fire safety at the respective
 21 institutions of higher learning under the control of
 22 the board, and shall not be used to increase budget
 23 ceilings adopted by the regents board.

24 Sec. 14. Reallocations of sums received under
 25 section 12, subsections 2, 3, 4, 5, and 6, of this
 26 Act, including sums received for salaries, shall be
 27 reported on a quarterly basis to the co-chairpersons
 28 and ranking members of the legislative fiscal
 29 committee and the joint appropriations subcommittee on
 30 education.

31 Sec. 15. It is the intent of the general assembly
 32 that \$328,155 of the money appropriated to the
 33 university of northern Iowa for the fiscal year
 34 beginning July 1, 1996, and ending June 30, 1997, in
 35 1996 Iowa Acts, Senate File 2195, section 3, if
 36 enacted, shall be treated by the department of
 37 management in the same manner as the money
 38 appropriated under the general university category for
 39 the university of northern Iowa in section 12,
 40 subsection 4, paragraph "a", of this Act.

41 Sec. 16. Notwithstanding section 8.33, funds
 42 appropriated in 1995 Iowa Acts, chapter 218, section
 43 6, subsection 1, paragraph "b", remaining unencumbered
 44 or unobligated on June 30, 1996, shall not revert to
 45 the general fund of the state but shall be available
 46 for expenditure for the purposes listed in section 12,
 47 subsection 1, paragraph "b", of this Act during the
 48 fiscal year beginning July 1, 1996, and ending June
 49 30, 1997.

50 Sec. 17. MEDICAL ASSISTANCE -- SUPPLEMENTAL

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1 AMOUNTS. For the fiscal year beginning July 1, 1996,
2 and ending June 30, 1997, the department of human
3 services shall continue the supplemental
4 disproportionate share and a supplemental indirect
5 medical education adjustment applicable to state-owned
6 acute care hospitals with more than 500 beds and shall
7 reimburse qualifying hospitals pursuant to that
8 adjustment with a supplemental amount for services
9 provided medical assistance recipients. The
10 adjustment shall generate supplemental payments
11 intended to equal the state appropriation made to a
12 qualifying hospital for treatment of indigent patients
13 as provided in chapter 255. To the extent of the
14 supplemental payments, a qualifying hospital shall,
15 after receipt of the funds, transfer to the department
16 of human services an amount equal to the actual
17 supplemental payments that were made in that month.
18 The aggregate amounts for the fiscal year shall not
19 exceed the state appropriation made to the qualifying
20 hospital for treatment of indigent patients as
21 provided in chapter 255. The department of human
22 services shall deposit the portion of these funds
23 equal to the state share in the department's medical
24 assistance account and the balance shall be credited
25 to the general fund of the state. To the extent that
26 state funds appropriated to a qualifying hospital for
27 the treatment of indigent patients as provided in
28 chapter 255 have been transferred to the department of
29 human services as a result of these supplemental
30 payments made to the qualifying hospital, the
31 department shall not, directly or indirectly, recoup
32 the supplemental payments made to a qualifying
33 hospital for any reason, unless an equivalent amount
34 of the funds transferred to the department of human
35 services by a qualifying hospital pursuant to this
36 provision is transferred to the qualifying hospital by
37 the department.

38 If the state supplemental amount allotted to the
39 state of Iowa for the federal fiscal year beginning
40 October 1, 1996, and ending September 30, 1997,
41 pursuant to section 1923 (f)(3) of the federal Social
42 Security Act, as amended, or pursuant to federal
43 payments for indirect medical education is greater
44 than the amount necessary to fund the federal share of
45 the supplemental payments specified in the preceding
46 paragraph, the department of human services shall
47 increase the supplemental disproportionate share or
48 supplemental indirect medical education adjustment by
49 the lesser of the amount necessary to utilize fully
50 the state supplemental amount or the amount of state

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1 funds appropriated to the state university of Iowa
2 general education fund and allocated to the university
3 for the college of medicine. The state university of
4 Iowa shall transfer from the allocation for the
5 college of medicine to the department of human
6 services, on a monthly basis, an amount equal to the
7 additional supplemental payments made during the
8 previous month pursuant to this paragraph. A
9 qualifying hospital receiving supplemental payments
10 pursuant to this paragraph that are greater than the
11 state appropriation made to the qualifying hospital
12 for treatment of indigent patients as provided in
13 chapter 255 shall be obligated as a condition of its
14 participation in the medical assistance program to
15 transfer to the state university of Iowa general
16 education fund on a monthly basis an amount equal to
17 the funds transferred by the state university of Iowa
18 to the department of human services. To the extent
19 that state funds appropriated to the state university
20 of Iowa and allocated to the college of medicine have
21 been transferred to the department of human services
22 as a result of these supplemental payments made to the
23 qualifying hospital, the department shall not,
24 directly or indirectly, recoup these supplemental
25 payments made to a qualifying hospital for any reason,
26 unless an equivalent amount of the funds transferred
27 to the department of human services by the state
28 university of Iowa pursuant to this paragraph is
29 transferred to the qualifying hospital by the
30 department.

31 Continuation of the supplemental disproportionate
32 share and supplemental indirect medical education
33 adjustment shall preserve the funds available to the
34 university hospital for medical and surgical treatment
35 of indigent patients as provided in chapter 255 and to
36 the state university of Iowa for educational purposes
37 at the same level as provided by the state funds
38 initially appropriated for that purpose.

39 The department of human services shall, in any
40 compilation of data or other report distributed to the
41 public concerning payments to providers under the
42 medical assistance program, set forth reimbursements
43 to a qualifying hospital through the supplemental
44 disproportionate share and supplemental indirect
45 medical education adjustment as a separate item and
46 shall not include such payments in the amounts
47 otherwise reported as the reimbursement to a
48 qualifying hospital for services to medical assistance
49 recipients.

50 For purposes of this section, "supplemental

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1 payment" means a supplemental payment amount paid for
2 medical assistance to a hospital qualifying for that
3 payment under this section.

4 Sec. 18. For the fiscal year beginning July 1,
5 1996, and ending June 30, 1997, the state board of
6 regents may use notes, bonds, or other evidences of
7 indebtedness issued under section 262.48 to finance
8 projects that will result in energy cost savings in an
9 amount that will cause the state board to recover the
10 cost of the projects within an average of six years.

11 Sec. 19. Notwithstanding section 270.7, the
12 department of revenue and finance shall pay the state
13 school for the deaf and the Iowa braille and sight
14 saving school the moneys collected from the counties
15 during the fiscal year beginning July 1, 1996, for
16 expenses relating to prescription drug costs for
17 students attending the state school for the deaf and
18 the Iowa braille and sight saving school.

19 Sec. 20. Section 11.6, subsection 1, paragraph a,
20 unnumbered paragraph 1, Code 1995, is amended to read
21 as follows:

22 The financial condition and transactions of all
23 cities and city offices, counties, county hospitals
24 organized under chapters 347 and 347A, memorial
25 hospitals organized under chapter 37, entities
26 organized under chapter 28E having gross receipts in
27 excess of one hundred thousand dollars in a fiscal
28 year, merged areas, area education agencies, and all
29 school offices in school districts, shall be examined
30 at least once each year, except that cities having a
31 population of seven hundred or more but less than two
32 thousand shall be examined at least once every four
33 years, and cities having a population of less than
34 seven hundred may be examined as otherwise provided in
35 this section. The examination shall cover the fiscal
36 year next preceding the year in which the audit is
37 conducted. The examination of school offices shall
38 include an audit of all school funds, the certified
39 annual financial report, and the certified enrollment
40 as provided in section 257.6. ~~Examinations of~~
41 ~~community colleges shall include an audit of eligible~~
42 ~~and noneligible contact hours as defined in section~~
43 ~~260B.2. -- Eligible and noneligible contact hours and~~
44 ~~any differences~~ Differences in certified enrollment
45 shall be reported to the department of management.

46 Sec. 21. Section 256.52, subsections 1 and 2, Code
47 1995, are amended to read as follows:

48 1. The state commission of libraries consists of
49 one member appointed by the supreme court, the
50 director of the department of education, or the

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1 director's designee, and six members appointed by the
2 governor to serve four-year terms beginning and ending
3 as provided in section 69.19. Of the governor's
4 appointees, one member shall be from the medical
5 profession and five members selected at large. Not
6 more than three of the members appointed by the
7 governor shall be of the same gender. The members
8 shall be reimbursed for their actual expenditures
9 necessitated by their official duties. Members may
10 also be eligible for compensation as provided in
11 section 7E.6.

12 2. The commission shall elect one of its members
13 as chairperson. The commission shall meet at the time
14 and place specified by call of the chairperson. ~~Four~~
15 Five members are a quorum for the transaction of
16 business.

17 Sec. 22. Section 257.31, subsection 16, Code 1995,
18 is amended to read as follows:

19 16. The committee shall perform the duties
20 assigned to it under ~~chapter-260B-and-section~~ sections
21 257.32 and 260C.18B.

22 Sec. 23. Section 257B.1A, subsections 2 through 4,
23 if enacted by 1996 Iowa Acts, House File 570, are
24 amended to read as follows:

25 2. For a transfer of moneys from the interest for
26 Iowa schools fund to the first in the nation in
27 education foundation, prior to July 1, October 1,
28 January 1, and March 1 of each year, the governing
29 board of the first in the nation in education
30 foundation established in section 257A.2 shall certify
31 to the treasurer of state the cumulative total value
32 of cash contributions received under section 257A.7
33 for deposit in the first in the nation in education
34 fund and for the use of the foundation. ~~The value of~~
35 ~~in-kind contributions shall be based upon the fair~~
36 ~~market value of the contribution determined for income~~
37 ~~tax purposes.~~

38 The portion of the permanent school fund that is
39 equal to the cumulative total value of cash
40 contributions, less the portion of the permanent
41 school fund dedicated to the international center for
42 gifted and talented education, is dedicated to the
43 first in the nation in education foundation for that
44 year. The interest earned on this dedicated amount
45 shall be transferred by the treasurer of state to the
46 credit of the first in the nation in education
47 foundation.

48 3. a. For a transfer of moneys from the interest
49 for Iowa schools fund to the international center
50 endowment fund established in section 263.8A, prior to

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1 July 1, October 1, January 1, and March 1 of each
2 year, the state university of Iowa shall certify to
3 the treasurer of state the cumulative total value of
4 cash contributions received and deposited in the
5 international center endowment fund. Within fifteen
6 days following certification by the state university
7 of Iowa, the treasurer of state shall transfer from
8 the interest for Iowa schools fund to the
9 international center an amount equal to the amount of
10 interest earned on the portion of the permanent school
11 fund that is equal to one-half the cumulative total
12 value of the cash contributions deposited in the
13 international center endowment fund, not to exceed
14 eight hundred seventy-five thousand dollars.

15 b. However, if prior to July 1, 1998, the general
16 assembly appropriates moneys for the international
17 center endowment fund established in section 263.8A in
18 an aggregate amount equal to eight hundred seventy-
19 five thousand dollars, the transfer of the interest
20 earned based upon the cumulative value of cash
21 contributions equal to one million seven hundred fifty
22 thousand dollars deposited in the international center
23 endowment fund on July 1, 1995, is no longer required
24 under this section. If, on or after July 1, 1998, the
25 general assembly appropriates moneys for the
26 international center endowment fund in an aggregate
27 amount equal to six hundred seventy-five thousand
28 dollars, the transfer of interest earned based upon
29 the cumulative value of cash contributions equal to
30 one million three hundred fifty thousand dollars
31 deposited in the international center endowment fund
32 between July 1, 1995, and June 30, 1998, is no longer
33 required under this section.

34 4. In addition to the moneys transferred pursuant
35 to subsection 3, paragraph "a", effective on the date
36 on which the cumulative total value of cash
37 contributions deposited in the international center
38 endowment fund between July 1, 1995, and June 30,
39 1998, equals or exceeds one million three hundred
40 fifty thousand dollars, and annually thereafter, the
41 treasurer of state shall transfer moneys from the
42 interest for Iowa schools fund to the international
43 center endowment fund in an amount equal to the
44 interest earned on six hundred seventy-five thousand
45 dollars in the permanent school fund.

46 Sec. 24. Section 260C.2, Code 1995, is amended by
47 adding the following new subsection:

48 NEW SUBSECTION. 2A. "Instructional cost center"
49 means one of the following areas of course offerings
50 of the community colleges:

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1 a. Arts and sciences cost center.
2 b. Vocational-technical preparatory cost center.
3 c. Vocational-technical supplementary cost center.
4 d. Adult basic education and high school
5 completion cost center.
6 e. Continuing and general education cost center.
7 Sec. 25. Section 260C.4, subsection 4, paragraph
8 h, Code 1995, is amended to read as follows:
9 h. This subsection is void and shall be stricken
10 from the Code effective June 30, ~~1995~~ 1998, except as
11 provided in section 260C.47.
12 Sec. 26. Section 260C.14, Code 1995, is amended by
13 adding the following new subsection:
14 NEW SUBSECTION. 22. Provide, within a reasonable
15 time, information as requested by the departments of
16 management and education.
17 Sec. 27. Section 260C.18, subsection 4, Code 1995,
18 is amended to read as follows:
19 4. State aid and supplemental state aid to be paid
20 in accordance with the statutes which provide such
21 aid.
22 Sec. 28. NEW SECTION. 260C.18A STATE AID.
23 For the fiscal year beginning July 1, 1996, and for
24 each succeeding fiscal year, moneys appropriated by
25 the general assembly from the general fund of the
26 state to the department of education for community
27 college purposes for general state financial aid,
28 including general financial aid to merged areas in
29 lieu of personal property tax replacement payments
30 under section 427A.13, to merged areas as defined in
31 section 260C.2, and for vocational education programs
32 in accordance with chapters 258 and 260C, for a fiscal
33 year, shall be allocated to each community college by
34 the department of education in the proportion that the
35 allocation to that community college in 1995 Iowa
36 Acts, chapter 218, section 1, subsection 19, bears to
37 the total appropriation made in 1995 Iowa Acts,
38 chapter 218, section 1, subsection 19.
39 Sec. 29. NEW SECTION. 260C.18B COMMUNITY COLLEGE
40 BUDGET REVIEW.
41 1. A community college budget review procedure is
42 established for the school budget review committee
43 created in section 257.30. The school budget review
44 committee, in addition to its duties under chapter
45 257, shall meet and hold hearings each year under this
46 chapter to review unusual circumstances of community
47 colleges, either upon the committee's motion or upon
48 the request of a community college. The committee may
49 grant supplemental state aid to the community college
50 from funds appropriated to the department of education

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1 for community college budget review purposes.
2 Unusual circumstances shall include but not be
3 limited to the following:
4 a. An unusual increase or decrease in enrollment
5 or contact hours.
6 b. Natural disasters.
7 c. Unusual staffing problems.
8 d. Unusual necessity for additional funds to
9 permit continuance of a course or program in an
10 instructional cost center which provides substantial
11 benefit to students.
12 e. Unusual need for a new course or program in an
13 instructional cost center which will provide
14 substantial benefit to students, if the community
15 college establishes the need and the amount of
16 necessary increased cost.
17 f. Unique problems of community colleges to
18 include vandalism, civil disobedience, and other costs
19 incurred by community colleges.
20 2. When the school budget review committee makes a
21 decision under subsection 1, it shall provide written
22 notice of its decision, including the amount of
23 supplemental state aid approved, to the board of
24 directors of the community college and to the
25 department of education.
26 3. All decisions by the school budget review
27 committee under this chapter shall be made in
28 accordance with reasonable and uniform policies which
29 shall be consistent with this chapter.
30 4. Failure by a community college to provide
31 information or appear before the school budget review
32 committee as requested for the accomplishment of
33 review or hearing constitutes justification for the
34 committee to instruct the department of revenue and
35 finance to withhold supplemental state aid to that
36 community college until the committee's inquiries are
37 satisfied completely.
38 Sec. 30. Section 260C.22, Code 1995, is amended by
39 adding the following new subsection:
40 NEW SUBSECTION. 4. The board of directors of any
41 merged area that failed to certify for levy under
42 subsection 3 by March 15, 1982, and March 15, 1983,
43 may certify for levy by April 15, 1997, and April 15,
44 1998, a tax on taxable property in the merged area at
45 rates that will provide total revenues for the two
46 years equal to five percent of the area school's
47 general fund expenditures for the fiscal year ending
48 June 30, 1995, in order to provide a cash reserve for
49 that area school. As nearly as possible, one-half the
50 revenue for the cash reserve fund shall be collected

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1 during each year.

2 The revenues derived from the levies shall be
3 placed in a separate cash reserve fund.
4 Notwithstanding subsection 3, moneys from the cash
5 reserve fund established by a merged area under
6 subsection 3 or this subsection shall be used only to
7 alleviate temporary cash shortages and for the
8 acquisition, lease, lease-purchase, installation, and
9 maintenance of instructional technology equipment,
10 including hardware and software, materials and
11 supplies, and staff development and training related
12 to instructional technology. If moneys from the cash
13 reserve fund are used to alleviate a temporary cash
14 shortage, the cash reserve fund shall be reimbursed
15 immediately from the general fund of the community
16 college as funds in the general fund become available,
17 but in no case later than June 30 of the current
18 fiscal year, to repay the funds taken from the cash
19 reserve fund.

20 Sec. 31. Section 260C.29, subsection 3, Code
21 Supplement 1995, is amended by adding the following
22 new paragraphs:

23 NEW PARAGRAPH. f. Contract with other community
24 colleges to expand the availability of program
25 services and increase the number of students served by
26 the program.

27 NEW PARAGRAPH. g. Establish a separate account,
28 which shall consist of all appropriations, grants,
29 contributions, bequests, endowments, or other moneys
30 or gifts received specifically for purposes of the
31 program by the community college administering the
32 program as provided in subsection 2. Not less than
33 eighty percent of the funds received from state
34 appropriations for purposes of the program shall be
35 used for purposes of assistance to students as
36 provided in subsection 5.

37 Sec. 32. Section 260C.34, Code 1995, is amended to
38 read as follows:

39 260C.34 USES OF FUNDS.

40 Funds obtained pursuant to section 260C.17; section
41 260C.18, subsections 3, 4, and 5 of section 260C.18;
42 section and sections 260C.18A, 260C.18B, 260C.19, and
43 section 260C.22 shall not be used for the construction
44 or maintenance of athletic buildings or grounds but
45 may be used for a project under section 260C.56.

46 Sec. 33. Section 260C.39, unnumbered paragraph 5,
47 Code 1995, is amended to read as follows:

48 The terms of employment of personnel, for the
49 academic year following the effective date of the
50 agreement to combine the merged areas shall not be

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1 affected by the combination of the merged areas,
2 except in accordance with the procedures under
3 sections 279.15 to 279.18 and section 279.24, to the
4 extent those procedures are applicable, or under the
5 terms of the base bargaining agreement. The authority
6 and responsibility to offer new contracts or to
7 continue, modify, or terminate existing contracts
8 pursuant to any applicable procedures under chapter
9 279, shall be transferred to the acting, and then to
10 the new, board of the combined merged area upon
11 certification of a favorable vote to each of the
12 merged areas affected by the agreement. The
13 collective bargaining agreement of the merged area
14 ~~with the largest number of contact hours eligible for~~
15 ~~receiving the greatest amount of general state aid, as~~
16 ~~defined under section 260B-2,~~ shall serve as the base
17 agreement for the combined merged area and the
18 employees of the merged areas which combined to form
19 the new combined merged area shall automatically be
20 accreted to the bargaining unit from that former
21 merged area for purposes of negotiating the contracts
22 for the following years without further action by the
23 public employment relations board. If only one
24 collective bargaining agreement is in effect among the
25 merged areas which are combining under this section,
26 then that agreement shall serve as the base agreement,
27 and the employees of the merged areas which are
28 combining to form the new combined merged area shall
29 automatically be accreted to the bargaining unit of
30 that former merged area for purposes of negotiating
31 the contracts for the following years without further
32 action by the public employment relations board. The
33 board of the combined merged area, using the base
34 agreement as its existing contract, shall bargain with
35 the combined employees of the merged areas that have
36 agreed to combine for the academic year beginning with
37 the effective date of the agreement to combine merged
38 areas. The bargaining shall be completed by March 15
39 prior to the academic year in which the agreement to
40 combine merged areas becomes effective or within one
41 hundred eighty days after the organization of the
42 acting board of the new combined merged area,
43 whichever is later. If a bargaining agreement was
44 already concluded in the former merged area which has
45 the collective bargaining agreement that is serving as
46 the base agreement for the new combined merged area,
47 between the former merged area board and the employees
48 of the former merged area, that agreement is void,
49 unless the agreement contained multiyear provisions
50 affecting academic years subsequent to the effective

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1 date of the agreement to form a combined merged area.
2 If the base collective bargaining agreement contains
3 multiyear provisions, the duration and effect of the
4 agreement shall be controlled by the terms of the
5 agreement. The provisions of the base agreement shall
6 apply to the offering of new contracts, or the
7 continuation, modification, or termination of existing
8 contracts between the acting or new board of the
9 combined merged area and the combined employees of the
10 new combined merged area.

11 Sec. 34. Section 260C.47, subsection 1, unnumbered
12 paragraph 1, Code 1995, is amended to read as follows:

13 The state board of education shall establish an
14 accreditation process for community college programs
15 by July 1, ~~1994~~ 1997. The process shall be jointly
16 developed and agreed upon by the department of
17 education and the community colleges. The state
18 accreditation process shall be integrated with the
19 accreditation process of the north central association
20 of colleges and schools, including the evaluation
21 cycle, the self-study process, and the criteria for
22 evaluation, which shall incorporate the standards for
23 community colleges developed under section 260C.48;
24 and shall identify and make provision for the needs of
25 the state that are not met by the association's
26 accreditation process. If a joint agreement has not
27 been reached by July 1, ~~1994~~ 1997, the approval
28 process provided under section 260C.4, subsection 4,
29 shall remain the required accreditation process for
30 community colleges. For the academic year commencing
31 July 1, ~~1995~~ 1998, and in succeeding school years, the
32 department of education shall use a two-component
33 process for the continued accreditation of community
34 college programs.

35 Sec. 35. NEW SECTION. 260C.49 RULES.

36 The department of education shall adopt rules and
37 definitions of terms necessary for the administration
38 of this chapter. The school budget review committee
39 shall adopt rules under chapter 17A to carry out
40 section 260C.18B.

41 Sec. 36. Section 261.12, subsection 1, paragraph
42 b, Code Supplement 1995, is amended to read as
43 follows:

44 b. For the fiscal year beginning July 1, ~~1995~~
45 1996, and for each following fiscal year, ~~two~~ three
46 thousand ~~nine~~ one hundred fifty dollars.

47 Sec. 37. NEW SECTION. 261.21 NATIONAL GUARD
48 TUITION AID PROGRAM.

49 1. Subject to an appropriation of sufficient funds
50 by the general assembly, a member of the national

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1 guard who meets the eligibility requirements of this
2 subsection is entitled to attend and pursue any
3 undergraduate course of study at a community college
4 as defined in chapter 260C, or an institution of
5 higher learning under the control of the state board
6 of regents upon the payment by the member personally
7 of fifty percent of the tuition charged by the
8 community college or institution of higher learning.
9 The remaining tuition shall be paid by the college
10 student aid commission from funds appropriated by the
11 general assembly. To be eligible for tuition aid
12 under this section, a national guard member shall meet
13 the following conditions:

14 a. Be a resident of the state and a member of an
15 Iowa army or air national guard unit throughout each
16 semester or duration of the vocational program for
17 which the member has applied for benefits.

18 b. Have satisfactorily completed required initial
19 active duty training.

20 c. Have maintained satisfactory performance of
21 duty upon return from initial active duty training,
22 including attending a minimum ninety percent of
23 scheduled drill dates and attending annual training.

24 d. Have satisfactorily met the entrance
25 requirements for admission to a community college, or
26 institution of higher learning under the control of
27 the state board of regents, and maintain satisfactory
28 academic progress.

29 e. Have provided proper notice of national guard
30 status to the community college or institution at the
31 time of registration for the term in which tuition
32 benefits are sought.

33 f. Apply to the adjutant general of Iowa, who
34 shall determine eligibility and whose decision is
35 final.

36 2. Participation in the tuition aid program by an
37 accredited private institution, as defined in section
38 261.9, is voluntary. Subject to an appropriation of
39 sufficient funds by the general assembly, a member of
40 the Iowa national guard who meets the eligibility
41 requirements of subsection 1, except for subsection 1,
42 paragraph "d", is entitled to attend and pursue any
43 undergraduate course of study at any participating
44 accredited private institution, as defined in section
45 261.9, upon admission to the institution and payment
46 of tuition less an amount equal to fifty percent of
47 the resident tuition rate established for institutions
48 of higher learning under the control of the state
49 board of regents. The remaining tuition, not to
50 exceed fifty percent of the resident tuition rate for

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1 a regents university, shall be paid by the college
2 student aid commission from funds appropriated by the
3 general assembly.

4 3. An eligible member of the national guard,
5 attending an educational institution as a full-time
6 student, shall not receive tuition aid under this
7 section for more than eight semesters, or if attending
8 as a part-time student, not more than sixteen
9 semesters of undergraduate study, or the trimester or
10 quarter equivalent. A guard member who has met the
11 educational requirements for a baccalaureate degree is
12 ineligible for tuition aid under this section.

13 4. The eligibility of applicants shall be
14 certified by the adjutant general of Iowa to the
15 college student aid commission, and all amounts that
16 are or become due to a community college, accredited
17 private institution, or institution of higher learning
18 under the control of the state board of regents under
19 this section shall be paid to the college or
20 institution by the college student aid commission upon
21 receipt of certification by the president or governing
22 board of the educational institution as to accuracy of
23 charges made, and as to the attendance of the
24 individual at the educational institution. The
25 college student aid commission shall maintain an
26 annual record of the number of participants and the
27 tuition dollar value of the participation.

28 5. The college student aid commission shall adopt
29 rules pursuant to chapter 17A to administer this
30 section.

31 Sec. 38. Section 261.25, subsections 1 and 3, Code
32 Supplement 1995, are amended to read as follows:

33 1. There is appropriated from the general fund of
34 the state to the commission for each fiscal year the
35 sum of ~~thirty-five~~ thirty-eight million six hundred
36 sixty-four thousand ~~seven~~ eighty five hundred fifty dollars for
37 tuition grants.

38 3. There is appropriated from the general fund of
39 the state to the commission for each fiscal year the
40 sum of one million ~~four~~ six hundred ~~twenty-four~~ eight
41 thousand ~~seven~~ two hundred ~~eighty~~ fifty-seven dollars
42 for vocational-technical tuition grants.

43 Sec. 39. Section 261.48, unnumbered paragraph 4,
44 Code 1995, is amended by striking the unnumbered
45 paragraph.

46 Sec. 40. Section 261C.6, subsection 2, unnumbered
47 paragraph 2, Code 1995, is amended to read as follows:

48 A pupil is not eligible to enroll on a full-time
49 basis in an eligible postsecondary institution and
50 receive payment for all courses in which a student is

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~~1 enrolled. If an eligible postsecondary institution is
2 a community college established under chapter 260E,
3 the contact hours of a pupil for which a tuition
4 reimbursement amount is received are not contact hours
5 eligible for general aid under chapter 260D.~~

6 Sec. 41. Section 262.9, subsection 4, unnumbered
7 paragraph 1, Code Supplement 1995, is amended to read
8 as follows:

9 Manage and control the property, both real and
10 personal, belonging to the institutions. The board
11 shall purchase or require the purchase of, when the
12 price is reasonably competitive and the quality as
13 intended, ~~and in keeping with the schedule established~~
14 ~~in this subsection,~~ soybean-based inks and plastic
15 ~~products with recycled content, including but not~~
16 ~~limited to plastic garbage can liners. For purposes~~
17 ~~of this subsection, "recycled content" means that the~~
18 ~~content of the product contains a minimum of thirty~~
19 ~~percent postconsumer material. All inks purchased~~
20 that are used internally or are contracted for by the
21 board shall be soybean-based to the extent
22 formulations for such inks are available.

23 Sec. 42. Section 262.9, subsection 4, paragraphs
24 a, b, and c, Code Supplement 1995, are amended by
25 striking the paragraphs.

26 Sec. 43. Section 262.9, subsection 10, Code
27 Supplement 1995, is amended by striking the
28 subsection.

29 Sec. 44. Section 262.9, Code Supplement 1995, is
30 amended by adding the following new subsection:

31 NEW SUBSECTION. 30. By January 1 annually, submit
32 a report to the general assembly and the legislative
33 fiscal bureau on the facilities overhead use allowance
34 and the amount of building and equipment use
35 allowances of the overall indirect cost recovery on
36 federally sponsored research programs. The report
37 shall include the individual institutional policies of
38 distribution of the federal facilities overhead use
39 allowance within each institution of higher learning
40 under the control of the board, and shall be in a
41 format agreed to by the board and the legislative
42 fiscal bureau.

43 Sec. 45. Section 262.34A, Code 1995, is amended to
44 read as follows:

45 262.34A BID REQUESTS.

46 The state board of regents shall request bids and
47 proposals for materials, products, supplies,
48 provisions, and other needed articles to be purchased
49 at public expense, from Iowa state industries as
50 defined in section 904.802, subsection 2, when the

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1 articles are available in the requested quantity and
2 at comparable prices and quality. The exceptions
3 provided under section 904.808, subsection 1, shall
4 not apply to the state board of regents.

5 Sec. 46. Section 272.2, subsection 15, if enacted
6 by 1996 Iowa Acts, House File 455, is amended to read
7 as follows:

8 15. Adopt rules that require specificity in
9 written complaints that are filed by individuals who
10 have personal knowledge of an alleged violation and
11 which are accepted by the board, provide that the
12 jurisdictional requirements as set by the board in
13 administrative rule are met on the face of the
14 complaint before initiating an investigation of
15 allegations, provide that before initiating an
16 investigation of allegations, provide that any
17 investigation be limited to the allegations contained
18 on the face of the complaint, provide for an adequate
19 interval between the receipt of a complaint and public
20 notice of the complaint, permit parties to a complaint
21 to mutually agree to a resolution of the complaint
22 filed with the board, allow the respondent the right
23 to review any investigative report for-accuracy-with
24 its-author-prior-to-the-submission-of-the-report-to
25 upon a finding of probable cause for further action by
26 the board, require that the conduct providing the
27 basis for the complaint occurred within three years of
28 the-filing discovery of the complaint event by the
29 complainant unless good cause can be shown for an
30 extension of this limitation, and require complaints
31 to be resolved within one hundred eighty days unless
32 good cause can be shown for an extension of this
33 limitation.

34 Sec. 47. Section 273.3, subsection 12, Code 1995,
35 is amended to read as follows:

36 12. Prepare an annual budget estimating income and
37 expenditures for programs and services as provided in
38 sections 273.1 to 273.9 and chapter 256B within the
39 limits of funds provided under section 256B.9 and
40 chapter 257. The board shall give notice of a public
41 hearing on the proposed budget by publication in an
42 official county newspaper in each county in the
43 territory of the area education agency in which the
44 principal place of business of a school district that
45 is a part of the area education agency is located.
46 The notice shall specify the date, which shall be not
47 later than March 1 of each year, the time, and the
48 location of the public hearing. The proposed budget
49 as approved by the board shall then be submitted to
50 the state board of education, on forms provided by the

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1 department, no later than March 15 preceding the next
2 fiscal year for approval. The state board shall
3 review the proposed budget of each area education
4 agency and shall before April 1, either grant approval
5 or return the budget without approval with comments of
6 the state board included. An unapproved budget shall
7 be resubmitted to the state board for final approval
8 not later than April 15. For the fiscal year
9 beginning July 1, 1999, and each succeeding fiscal
10 year, the state board shall give final approval only
11 to budgets submitted by area education agencies
12 accredited by the state board or that have been given
13 conditional accreditation by the state board.

14 Sec. 48. Section 273.3, Code 1995, is amended by
15 adding the following new subsection:

16 NEW SUBSECTION. 22. Meet annually with the
17 members of the boards of directors of the school
18 districts located within its boundaries if requested
19 by the school district boards.

20 Sec. 49. NEW SECTION. 273.10 ACCREDITATION OF
21 AREA EDUCATION PROGRAMS.

22 1. The department of education shall develop, in
23 consultation with the area education agencies, and
24 establish an accreditation process for area education
25 agencies by July 1, 1997. At a minimum, the
26 accreditation process shall consist of the following:

27 a. The timely submission by an area education
28 agency of information required by the department on
29 forms provided by the department.

30 b. The use of an accreditation team appointed by
31 the director of the department of education to conduct
32 an evaluation, including an on-site visit of each area
33 education agency. The team shall include, but is not
34 limited to, department staff members, representatives
35 from the school districts served by the area education
36 agency being evaluated, area education agency staff
37 members from area education agencies other than the
38 area education agency that conducts the programs being
39 evaluated for accreditation, and other team members
40 with expertise as deemed appropriate by the director.

41 2. Prior to a visit to an area education agency,
42 the accreditation team shall have access to that area
43 education agency's program audit report filed with the
44 department. After a visit to an area education
45 agency, the accreditation team shall determine whether
46 the accreditation standards for a program have been
47 met and shall make a report to the director and the
48 state board, together with a recommendation as to
49 whether the programs of the area education agency
50 should receive initial accreditation or remain

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1 accredited. The accreditation team shall report
2 strengths and weaknesses, if any, for each
3 accreditation standard and shall advise the area
4 education agency of available resources and technical
5 assistance to further enhance the strengths and
6 improve areas of weakness. An area education agency
7 may respond to the accreditation team's report.

8 3. The state board of education shall determine
9 whether a program of an area education agency shall
10 receive initial accreditation or shall remain
11 accredited. Approval of area education agency
12 programs by the state board shall be based upon the
13 recommendation of the director of the department of
14 education after a study of the factual and evaluative
15 evidence on record about each area education agency
16 program in terms of the accreditation standards
17 adopted by the state board.

18 Approval, if granted, shall be for a term of three
19 years. However, the state board may grant conditional
20 approval for a term of less than three years if
21 conditions warrant.

22 4. If the state board of education determines that
23 an area education agency's program does not meet
24 accreditation standards, the director of the
25 department of education, in cooperation with the board
26 of directors of the area education agency, shall
27 establish a remediation plan prescribing the
28 procedures that must be taken to correct deficiencies
29 in meeting the program standards, and shall establish
30 a deadline date for correction of the deficiencies.
31 The remediation plan is subject to the approval of the
32 state board.

33 5. The area education agency program shall remain
34 accredited during the implementation of the
35 remediation plan. The accreditation team shall visit
36 the area education agency and shall determine whether
37 the deficiencies in the standards for the program have
38 been corrected and shall make a report and
39 recommendation to the director and the state board of
40 education. The state board shall review the report
41 and recommendation and shall determine whether the
42 deficiencies in the program have been corrected.

43 6. If the deficiencies in an area education
44 program have not been corrected, the agency board
45 shall take one of the following actions within sixty
46 days from removal of accreditation:

47 a. Merge the deficient program with a program from
48 another accredited area education agency.

49 b. Contract with another area education agency or
50 other public educational institution for purposes of

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1 program delivery.

2 The rules developed by the state board of education
3 for the accreditation process shall include provisions
4 for removal of accreditation, including provisions for
5 proper notice to the administrator of the area
6 education agency, each member of the board of
7 directors of the area education agency, and the
8 superintendents and administrators of the schools of
9 the districts served by the area education agency.

10 Sec. 50. NEW SECTION. 273.11 STANDARDS FOR
11 ACCREDITING AREA EDUCATION PROGRAMS.

12 1. The state board of education shall develop
13 standards and rules for the accreditation of area
14 education agencies by July 1, 1997. Standards shall
15 be general in nature, but at a minimum shall identify
16 requirements addressing the services provided by each
17 division, as well as identifying indicators of quality
18 that will permit area education agencies, school
19 districts, the department of education, and the
20 general public to judge accurately the effectiveness
21 of area education agency services.

22 2. Standards developed shall include, but are not
23 limited to, the following:

24 a. Support for school-community planning,
25 including a means of assessing needs, establishing
26 shared direction and implementing program plans and
27 reporting progress.

28 b. Professional development programs that respond
29 to current needs.

30 c. Support for curriculum development,
31 instruction, and assessment for reading, language
32 arts, math and science, using research-based
33 methodologies.

34 d. Special education compliance and support.

35 e. Management services, including financial
36 reporting and purchasing as requested and funded by
37 local districts.

38 f. Support for instructional media services that
39 supplement and support local district media centers
40 and services.

41 g. Support for school technology planning and
42 staff development for implementing instructional
43 technologies.

44 h. A program and services evaluation and reporting
45 system.

46 Sec. 51. Section 282.4, subsection 3, Code
47 Supplement 1995, is amended to read as follows:

48 3. Notwithstanding section 282.6, if a student has
49 been expelled or suspended from school and has not met
50 the conditions of the expulsion or suspension and-if

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1 ~~the student, or the parent or guardian of the student,~~
2 ~~changes district of residence,~~ the student shall not
3 be ~~enrolled~~ permitted to enroll in the new a school
4 ~~district of residence~~ until the board of directors of
5 the new school district of residence approves, by a
6 majority vote, the enrollment of the student.

7 Sec. 52. Section 282.5, Code Supplement 1995, is
8 amended to read as follows:

9 282.5 READMISSION OF STUDENT.

10 When a student is suspended by a teacher,
11 principal, or superintendent, pursuant to section
12 282.4, the student may be readmitted by the teacher,
13 principal, or superintendent when the conditions of
14 the suspension have been met, but when expelled by the
15 board the student may be readmitted only by the board
16 or in the manner prescribed by the board.

17 Sec. 53. Section 294A.25, subsections 7 and 8,
18 Code Supplement 1995, are amended to read as follows:

19 7. Commencing with the fiscal year beginning July
20 1, ~~1993~~ 1996, the amount of fifty thousand dollars for
21 ~~geography alliance, seventy thousand dollars for~~
22 ~~gifted and talented,~~ and one hundred eighty thousand
23 dollars for a management information system from
24 additional funds transferred from phase I to phase
25 III.

26 8. For the fiscal year beginning July 1, ~~1995~~
27 1996, and ending June 30, 1997, to the department of
28 education from phase III moneys the amount of one
29 million two hundred fifty thousand dollars for support
30 for the operations of the new Iowa schools development
31 corporation and for school transformation design and
32 implementation projects administered by the
33 corporation. Of the amount provided in this
34 subsection, one hundred fifty thousand dollars shall
35 be used for the school and community planning
36 initiative.

37 Sec. 54. Section 298.9, Code Supplement 1995, is
38 amended to read as follows:

39 298.9 SPECIAL LEVIES.

40 If the voter-approved physical plant and equipment
41 levy, consisting solely of a physical plant and
42 equipment property tax levy, is voted at a special
43 election and certified to the board of supervisors
44 after the regular levy is made, the board shall at its
45 next regular meeting levy the tax and cause it to be
46 entered upon the tax list to be collected as other
47 school taxes. If the certification is filed prior to
48 ~~April~~ May 1, the annual levy shall begin with the tax
49 levy of the year of filing. If the certification is
50 filed after ~~April~~ May 1 in a year, the levy shall

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1 begin with the levy of the fiscal year succeeding the
2 year of the filing of the certification.

3 Sec. 55. FUNDS TRANSFERRED. For the fiscal year
4 beginning July 1, 1996, and ending June 30, 1997, the
5 following amounts for the purposes designated shall be
6 paid to the department of education from additional
7 funds transferred from phase I to phase III:

8 1. For support of the Iowa mathematics and science
9 coalition:

10 \$ 50,000

11 2. For purposes of the Iowa law and school safety
12 project:

13 \$ 75,000

14 3. For supplemental funds for a management
15 information system:

16 \$ 120,000

17 If funds available are insufficient to fully fund
18 the appropriation for a management information system
19 under this section, the amount distributed for the
20 management information system shall be reduced to an
21 amount equal to the available funds.

22 Sec. 56. 1996 Iowa Acts, Senate File 2080, section
23 70, subsection 1, is amended to read as follows:

24 1. ~~Sections 260C.24 and Section~~ 303.18, Code
25 Supplement 1995, are is repealed.

26 Sec. 57. 1996 Iowa Acts, Senate File 2080, section
27 16, is repealed.

28 Sec. 58. REPEAL -- DIRECTION TO CODE EDITOR.

29 Section 260C.18A, as enacted in this Act, is repealed
30 effective July 1, 1997. The Code editor shall strike
31 the reference to section 260C.18A in section 260C.34
32 effective July 1, 1997.

33 Sec. 59. REPEAL.

34 1. Sections 225.34, 261.45, 261.52A, and 294.15,
35 Code 1995, are repealed.

36 2. Chapter 260D, Code and Code Supplement 1995, is
37 repealed.

38 Sec. 60. EFFECTIVE DATE. The unnumbered paragraph
39 relating to the creation of a dental hygienist program
40 provided for in section 6, subsection 15, of this Act,
41 being deemed of immediate importance, takes effect
42 upon enactment.

43 Sec. 61. EFFECTIVE AND RETROACTIVE APPLICABILITY
44 DATES. The sections of this Act which amend section
45 260C.4, subsection 4, paragraph "h", and section
46 260C.47, subsection 1, unnumbered paragraph 1, being
47 deemed of immediate importance, take effect upon
48 enactment and apply retroactively to June 30, 1994.

49 Sec. 62. Sections 3, 8, and 16 of this Act and
50 section 59, subsection 2, of this Act, being deemed of

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1 immediate importance, take effect upon enactment.""

By GRUNDBERG of Polk

WITT of Black Hawk

SHOULTZ of Black Hawk

RANTS of Woodbury

HAMMITT BARRY of Harrison

NELSON of Pottawattamie

GRIES of Crawford

H-6057 FILED APRIL 30, 1996

Adopted 4/30/96 (P. 1998)

HSB 746

APPROPRIATIONS

SUB

SF1

LD 4877

HOUSE FILE

BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY HOUSE
APPROPRIATIONS SUBCOMMITTEE
ON EDUCATION)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the funding of, operation of, and
2 appropriation of moneys to agencies, institutions,
3 commissions, departments, and boards responsible for education
4 and cultural programs of this state and making related
5 statutory changes and providing effective date provisions.
6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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Succeeded By
2/1/72

COLLEGE STUDENT AID COMMISSION

Section 1. There is appropriated from the general fund of the state to the college student aid commission for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as may be necessary, to be used for the purposes designated:

1. GENERAL ADMINISTRATION

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

.....	\$	317,797
.....	FTEs	7.05

The college student aid commission shall conduct a study of the changes in the grants awarded that are based on parental income and assets under the Iowa tuition grant program. The commission shall submit a report of its findings and recommendations to the general assembly by January 1, 1997.

2. UNIVERSITY OF OSTEOPATHIC MEDICINE AND HEALTH SCIENCES

a. For forgivable loans to Iowa students attending the university of osteopathic medicine and health sciences, under the forgivable loan program pursuant to section 261.19A:

.....	\$	379,260
-------	----	---------

b. For the university of osteopathic medicine and health sciences for an initiative in primary health care to direct primary care physicians to shortage areas in the state:

.....	\$	345,000
-------	----	---------

The moneys appropriated in this lettered paragraph shall be used as follows:

(1) To reduce student loan debt for primary care physicians in an amount not to exceed \$30,000 per student for a four-year period of medical service in medically underserved areas of the state.

(2) For tuition scholarships for students attending the university of osteopathic medicine and health sciences who agree to practice primary care medicine in medically under-

1 served areas of the state. The student shall practice in the
2 state two years for every year of tuition. A person receiving
3 funds under this subparagraph shall not be eligible for funds
4 under subparagraph (1).

5 (3) For general administration costs of the university for
6 the primary care initiative, the university shall expend an
7 amount not to exceed \$50,000.

8 Within one month of the end of a fiscal quarter, the
9 university of osteopathic medicine and health sciences shall
10 submit a report to the legislative fiscal bureau concerning
11 the expenditure of funds used pursuant to subparagraphs (1),
12 (2), and (3) of this lettered paragraph. The university shall
13 also submit the annual audit of the university to the
14 legislative fiscal bureau within six months following the year
15 being audited.

16 The college student aid commission shall not provide moneys
17 for subparagraphs (1) and (2) of this lettered paragraph until
18 the university has signed and submitted contracts for the use
19 of these moneys for reduction of student loan debt and tuition
20 scholarships. Funds for subparagraph (3) of this lettered
21 paragraph shall be provided quarterly to the university.

22 Notwithstanding section 8.33, the funds for this lettered
23 paragraph shall not revert to the general fund but be
24 available for expenditure the following fiscal year for
25 purposes of subparagraphs (1) and (2).

26 The college student aid commission, the university of
27 osteopathic medicine and health sciences, and the legislative
28 fiscal bureau shall cooperatively develop and propose uniform
29 time periods of medical practice in the state which shall be
30 served in return for an allocation of state funds for purposes
31 of the university of osteopathic medicine and health sciences.
32 Proposals developed may relate to allocations of funds within
33 a single appropriation concept and include contracting
34 provisions. Proposals shall be submitted in a report to the
35 general assembly by January 1, 1997.

1 3. STUDENT AID PROGRAMS

2 For payments to students for the Iowa grant program:
3 \$ 1,397,790

4 Sec. 2. There is appropriated from the loan reserve
5 account to the college student aid commission for the fiscal
6 year beginning July 1, 1996, and ending June 30, 1997, the
7 following amount, or so much thereof as may be necessary, to
8 be used for the purposes designated:

9 For operating costs of the Stafford loan program including
10 salaries, support, maintenance, miscellaneous purposes, and
11 for not more than the following full-time equivalent
12 positions:

13 \$ 4,596,739
14 FTEs 28.95

15 Sec. 3. There is appropriated from the scholarship and
16 tuition grant reserve fund to the college student aid
17 commission for the fiscal year beginning July 1, 1996, and
18 ending June 30, 1997, the funds remaining following transfer,
19 pursuant to section 261.20, in the fiscal year ending June 30,
20 1995, and funds remaining following transfer pursuant to
21 section 261.20 for the fiscal year ending June 30, 1996, to be
22 used for payments to students for the Iowa vocational-
23 technical tuition grants, which is in addition to funds
24 appropriated in section 261.25, subsection 3.

25 DEPARTMENT OF CULTURAL AFFAIRS

26 Sec. 4. There is appropriated from the general fund of the
27 state to the department of cultural affairs for the fiscal
28 year beginning July 1, 1996, and ending June 30, 1997, the
29 following amounts, or so much thereof as is necessary, to be
30 used for the purposes designated:

31 1. ARTS DIVISION

32 For salaries, support, maintenance, miscellaneous purposes,
33 including funds to match federal grants, for areawide arts and
34 cultural service organizations that meet the requirements of
35 chapter 303C, and for not more than the following full-time

1 equivalent positions:

2 \$ 1,061,568

3 FTEs 11.00

4 2. HISTORICAL DIVISION

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

8 \$ 2,523,932

9 FTEs 58.00

10 It is the intent of the general assembly that capitol
11 security police place the security of the state historical
12 building at a higher priority level than the security at state
13 capitol parking area.

14 3. HISTORIC SITES

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

18 \$ 311,039

19 FTEs 4.00

20 4. ADMINISTRATION

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

24 \$ 220,227

25 FTEs 4.30

26 5. COMMUNITY CULTURAL GRANTS

27 For planning and programming for the community cultural
28 grants program established under section 303.3, and for not
29 more than the following full-time equivalent position:

30 \$ 707,721

31 FTEs 0.70

32 DEPARTMENT OF EDUCATION

33 Sec. 5. There is appropriated from the general fund of the
34 state to the department of education for the fiscal year
35 beginning July 1, 1996, and ending June 30, 1997, the

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

3 1. GENERAL ADMINISTRATION

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

7 \$ 5,138,382
8 FTEs 94.95

9 The department of education shall conduct a study of the
10 special education funding system with the following goals:
11 increasing the capacity of the whole school to meet the needs
12 of all children; increasing support available to "at-risk"
13 students; and ensuring predictable and equitable special
14 education funding at both the state and local levels. The
15 study shall include, but is not limited to, an examination of
16 the consequences of increasing the current special education
17 weights and the impact that will have on those districts whose
18 expenditures exceed the amount generated under the present
19 weighting plan and on those districts who are generating
20 sufficient funds; the issues and feasibility of alternative
21 special education funding systems based on school district
22 experiences with involvement from representatives of the
23 education community, including special education teachers,
24 administrators, and advocacy groups; and the possibility of
25 establishing a funding system to address students that are
26 "at-risk" but are not currently eligible for special education
27 services. The department shall submit its findings and
28 specific recommendations in a report to the general assembly
29 and the legislative fiscal bureau by January 1, 1997.

30 The department of education shall conduct a study of the
31 trends in the number of students requiring services to become
32 proficient in the English language and the current and
33 projected costs related to providing such services by local
34 school districts. The department shall report its findings
35 and specific recommendations regarding funding to the general

1 assembly and the legislative fiscal bureau by January 1, 1997.
2 Funds appropriated from the general fund of the state to
3 the department of education shall not be used for personnel
4 contracts until all vacant full-time equivalent positions
5 which are funded are filled.

6 The department of education shall provide an annual report
7 of funds expended and activities accomplished in the k-12 and
8 community college management information system to the
9 legislative fiscal bureau and the general assembly by January
10 1.

11 2. VOCATIONAL EDUCATION ADMINISTRATION

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

15	\$	656,057
16	FTEs	18.60

17 3. BOARD OF EDUCATIONAL EXAMINERS

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

21	\$	194,582
22	FTEs	2.00

23 4. VOCATIONAL REHABILITATION DIVISION

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

27	\$	4,018,243
28	FTEs	289.75

29 The division of vocational rehabilitation services of the
30 department of education shall seek, in addition to state
31 appropriations, funds other than federal funds, which may
32 include but are not limited to local funds, for purposes of
33 matching federal vocational rehabilitation funds.

34 Notwithstanding the full-time equivalent position limit
35 established in this subsection for the fiscal year ending June

1 30, 1997, if federal funding is available to pay the costs of
2 additional employees for the vocational rehabilitation
3 division who would have duties relating to vocational
4 rehabilitation services paid for through federal funding,
5 authorization to hire not more than four full-time equivalent
6 employees shall be provided, the full-time equivalent position
7 limit shall be exceeded, and the additional employees shall be
8 hired by the division.

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

13 \$ 37,669
14 FTEs 1.50

15 5. STATE LIBRARY

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

19 \$ 2,470,915
20 FTEs 34.50

21 6. REGIONAL LIBRARY

22 For state aid:

23 \$ 1,507,000

24 7. PUBLIC BROADCASTING DIVISION

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

28 \$ 6,925,335
29 FTEs 101.00

30 8. CAREER PATHWAYS PROGRAM

31 For purposes of developing and implementing a career
32 pathways program to expand opportunities for youth and adults
33 to become prepared for and succeed in high-wage, high-skill
34 employment:

35 \$ 650,000

1 Notwithstanding section 8.33, unobligated and unencumbered
2 money remaining on June 30, 1997, from the appropriation made
3 in this subsection shall not revert but shall be available for
4 expenditure during the following fiscal year.

5 9. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS

6 For reimbursement for vocational education expenditures
7 made by secondary schools:

8 \$ 3,308,850

9 Funds appropriated in this subsection shall be used for
10 expenditures made by school districts to meet the standards
11 set in sections 256.11, 258.4, and 260C.14 as a result of the
12 enactment of 1989 Iowa Acts, chapter 278. Funds shall be used
13 as reimbursement for vocational education expenditures made by
14 secondary schools in the manner provided by the department of
15 education for implementation of the standards set in 1989 Iowa
16 Acts, chapter 278.

17 10. SCHOOL FOOD SERVICE

18 For use as state matching funds for federal programs that
19 shall be disbursed according to federal regulations, including
20 salaries, support, maintenance, miscellaneous purposes, and
21 for not more than the following full-time equivalent
22 positions:

23 \$ 2,716,859

24 FTEs 13.00

25 11. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

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

31 \$ 616,000

32 12. VOCATIONAL AGRICULTURE YOUTH ORGANIZATION

33 To assist a vocational agriculture youth organization
34 sponsored by the schools to support the foundation established
35 by that vocational agriculture youth organization and for

1 other youth activities:
2 \$ 69,400
3 13. FAMILY RESOURCE CENTERS
4 For support of the family resource center demonstration
5 program established under chapter 256C:
6 \$ 120,000
7 14. CAREER OPPORTUNITY PROGRAM
8 For purposes of providing assistance to minority persons
9 who major in fields or subject areas where minorities are
10 currently underrepresented or underutilized pursuant to
11 section 260C.29:
12 \$ 135,000
13 15. CHILD DEVELOPMENT COORDINATING COUNCIL
14 For the purposes set out in section 279.51, subsection 2,
15 and section 256A.3:
16 \$ 200,000
17 Moneys allocated as provided in this subsection shall
18 supplement, not supplant, any other moneys appropriated for
19 purposes of the child development coordinating council.
20 16. COMMUNITY COLLEGES
21 Notwithstanding chapter 260D, if applicable, for general
22 state financial aid, including general financial aid to merged
23 areas in lieu of personal property tax replacement payments
24 under section 427A.13, to merged areas as defined in section
25 260C.2, for vocational education programs in accordance with
26 chapters 258 and 260C, to purchase instructional equipment for
27 vocational and technical courses of instruction in community
28 colleges, and for salary increases:
29 \$123,871,270
30 The funds appropriated in this subsection shall be
31 allocated as follows:
32 a. Merged Area I \$ 5,916,037
33 b. Merged Area II \$ 6,975,940
34 c. Merged Area III \$ 6,587,129
35 d. Merged Area IV \$ 3,209,205

1	e. Merged Area V	\$ 6,712,606
2	f. Merged Area VI	\$ 6,220,573
3	g. Merged Area VII	\$ 8,873,487
4	h. Merged Area IX	\$ 10,879,854
5	i. Merged Area X	\$ 16,887,144
6	j. Merged Area XI	\$ 18,041,340
7	k. Merged Area XII	\$ 7,165,949
8	l. Merged Area XIII	\$ 7,329,257
9	m. Merged Area XIV	\$ 3,250,860
10	n. Merged Area XV	\$ 10,140,020
11	o. Merged Area XVI	\$ 5,681,869

12 The board of directors of a community college shall not
 13 authorize the creation of a dental hygienist program until
 14 after the adjournment of the first regular session of the
 15 Seventy-seventh General Assembly.

16 Sec. 6. Notwithstanding the limitation on the use of
 17 moneys in the interest for Iowa school fund in section
 18 257B.1A, any unobligated or unencumbered moneys in the
 19 interest for Iowa school fund on June 30, 1996, shall be
 20 transferred to the department of education 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:

24 1. For grants to support qualifying teams for a worldwide
 25 academic competition:
 26 \$ 20,000

27 2. Public broadcasting division for purposes of creating
 28 and disseminating to school districts interactive television
 29 applications:
 30 \$ 75,000

31 3. For allocation to the university of northern Iowa for
 32 purposes of providing teaching coursework through merged area
 33 XI at the Carroll campus:
 34 \$ 75,000

35 4. Local arts comprehensive educational strategies

1 (LACES):

2 \$ 50,000

3 The department of education and the Iowa alliance for arts
4 education shall jointly develop grant applications and select
5 grant recipients for the local arts comprehensive educational
6 strategies program. At least 50 percent of the funds
7 appropriated by the general assembly for the fiscal year
8 beginning July 1, 1996, and ending June 30, 1997, for purposes
9 of the local arts comprehensive educational strategies shall
10 be allocated to schools which are new participants in the
11 program.

12 If moneys in the interest for Iowa schools fund are
13 insufficient for purposes of the appropriation provided for
14 under this section, funds shall be allocated in the order of
15 the subsections, with the highest priority given to subsection
16 1.

17 Sec. 7. Notwithstanding section 8.33 and 1995 Iowa Acts,
18 chapter 218, section 1, subsection 17, funds appropriated and
19 allocated for advanced placement pursuant to 1995 Iowa Acts,
20 chapter 218, section 1, subsection 17, remaining unencumbered
21 and unobligated on June 30, 1996, shall not revert to the
22 general fund but shall be distributed by the department of
23 education for purposes of providing grants to support
24 qualifying teams for a worldwide academic competition.

25 STATE BOARD OF REGENTS

26 Sec. 8. There is appropriated from the general fund of the
27 state to the state board of regents for the fiscal year
28 beginning July 1, 1996, and ending June 30, 1997, the
29 following amounts, or so much thereof as may be necessary, to
30 be used for the purposes designated:

31 1. OFFICE OF STATE BOARD OF REGENTS

32 a. The state board of regents shall determine the board
33 office budget for each fiscal year. The board shall require
34 only the three institutions of higher education under the
35 control of the board to reimburse the board office expenses

1 based upon enrollment of the institutions. The board shall
 2 maintain not more than 15.00 full-time equivalent positions
 3 for the fiscal year beginning July 1, 1996, and ending June
 4 30, 1997. The board shall prepare a quarterly report,
 5 regarding the board office budget and the reimbursements
 6 provided to the board by the institutions of higher learning
 7 under the control of the board, which shall be submitted
 8 quarterly to the general assembly and the legislative fiscal
 9 bureau.

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

18 \$ 27,106,881

19 The state board of regents, the department of management,
 20 and the legislative fiscal bureau shall cooperate to determine
 21 and agree upon, by November 15, 1996, the amount that needs to
 22 be appropriated for tuition replacement for the fiscal year
 23 beginning July 1, 1997.

24 c. For funds to be allocated to the southwest Iowa
 25 graduate studies center:

26 \$ 74,156

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

30 \$ 74,511

31 e. For funds to be allocated to the quad-cities graduate
 32 studies center:

33 \$ 154,278

34 It is the intent of the general assembly that the graduate
 35 centers under the control of the board of regents be located

1 within campuses of the community college system and that they
2 fully utilize the Iowa communications network to maximize
3 efficiency. The board shall review options regarding
4 relocation and submit recommendations to the legislative
5 fiscal bureau and the joint appropriations subcommittee on
6 education by January 1, 1997.

7 2. STATE UNIVERSITY OF IOWA

8 a. General university, including lakeside laboratory

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

12 \$202,267,198
13 FTEs 4,020.47

14 b. For the primary health care initiative in the college
15 of medicine and for not more than the following full-time
16 equivalent positions:

17 \$ 771,000
18 FTEs 11.00

19 From the moneys appropriated in this lettered paragraph,
20 \$330,000 shall be allocated to the department of family
21 practice at the state university of Iowa college of medicine
22 for family practice faculty and support staff.

23 c. University hospitals

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

28 \$ 29,452,383
29 FTEs 5,701.67

30 Funds appropriated in this lettered paragraph shall not be
31 used to perform abortions except medically necessary
32 abortions, and shall not be used to operate the early
33 termination of pregnancy clinic except for the performance of
34 medically necessary abortions. For the purpose of this
35 lettered paragraph, an abortion is the purposeful interruption

1 of pregnancy with the intention other than to produce a live-
2 born infant or to remove a dead fetus, and a medically
3 necessary abortion is one performed under one of the following
4 conditions:

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

7 (2) The attending physician certifies that the fetus is
8 physically deformed, mentally deficient, or afflicted with a
9 congenital illness.

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

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

18 (5) The abortion is a spontaneous abortion, commonly known
19 as a miscarriage, wherein not all of the products of
20 conception are expelled.

21 The total quota allocated to the counties for indigent
22 patients for the fiscal year beginning July 1, 1996, shall not
23 be lower than the total quota allocated to the counties for
24 the fiscal year commencing July 1, 1995. The total quota
25 shall be allocated among the counties on the basis of the 1990
26 census pursuant to section 255.16.

27 d. Psychiatric hospital

28 For salaries, support, maintenance, equipment,
29 miscellaneous purposes, for the care, treatment, and
30 maintenance of committed and voluntary public patients, and
31 for not more than the following full-time equivalent
32 positions:

33	\$	7,225,868
34	FTEs	307.05

35 e. Hospital-school

S.F. _____ H.F. _____

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

4 \$ 5,938,345
5 FTEs 167.10
6 f. Oakdale campus

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

10 \$ 2,896,269
11 FTEs 63.58
12 g. State hygienic laboratory

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

16 \$ 3,309,148
17 FTEs 102.49
18 h. Family practice program

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

24 \$ 2,060,917
25 FTEs 180.74

26 i. Child health care services

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

33 \$ 464,274
34 FTEs 10.60

35 j. Agricultural health and safety programs

1 For agricultural health and safety programs, and for not
2 more than the following full-time equivalent positions:

3	\$	253,213
4	FTEs	3.48

5 k. Statewide cancer registry

6 For the statewide cancer registry, and for not more than
7 the following full-time equivalent positions:

8	\$	195,167
9	FTEs	3.07

10 l. Substance abuse consortium

11 For funds to be allocated to the Iowa consortium for
12 substance abuse research and evaluation, and for not more than
13 the following full-time equivalent positions:

14	\$	64,396
15	FTEs	1.15

16 m. Center for biocatalysis

17 For the center for biocatalysis, and for not more than the
18 following full-time equivalent positions:

19	\$	1,017,000
20	FTEs	14.40

21 n. National advanced driving simulator

22 For the national advanced driving simulator, and for not
23 more than the following full-time equivalent positions:

24	\$	282,101
25	FTEs	3.58

26 o. Research park

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

30	\$	321,000
31	FTEs	4.35

32 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

33 a. General university

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

1 full-time equivalent positions:

2 \$160,639,691

3 FTEs 3,581.98

4 Of the funds appropriated in this lettered paragraph, for
5 the fiscal year beginning July 1, 1996, and ending June 30,
6 1997, \$1,500,000 shall be expended for purposes of the healthy
7 livestock program. It is the intent of the general assembly
8 to provide for an allocation in the sum of \$2,000,000 for the
9 1997-1998 fiscal year for purposes of the healthy livestock
10 program.

11 b. Agricultural experiment station

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

15 \$ 31,754,200

16 FTEs 546.98

17 c. Cooperative extension service in agriculture and home
18 economics

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

23 \$ 19,280,398

24 FTEs 431.85

25 d. Leopold center

26 For agricultural research grants at Iowa state university
27 under section 266.39B, and for not more than the following
28 full-time equivalent positions:

29 \$ 560,593

30 FTEs 11.25

31 e. Livestock disease research

32 For deposit in and the use of the livestock disease
33 research fund under section 267.8, and for not more than the
34 following full-time equivalent positions:

35 \$ 276,022

1 FTEs 3.17
 2 f. Research park
 3 For salaries, support, maintenance, miscellaneous purposes,
 4 and for not more than the following full-time equivalent
 5 positions:
 6 \$ 370,000
 7 FTEs 4.31
 8 4. UNIVERSITY OF NORTHERN IOWA
 9 a. For salaries, support, maintenance, equipment,
 10 miscellaneous purposes, and for not more than the following
 11 full-time equivalent positions:
 12 \$ 71,771,714
 13 FTEs 1,421.50
 14 b. Recycling and reuse center:
 15 \$ 239,745
 16 c. Metal casting:
 17 \$ 160,000
 18 5. STATE SCHOOL FOR THE DEAF
 19 For salaries, support, maintenance, miscellaneous purposes,
 20 and for not more than the following full-time equivalent
 21 positions:
 22 \$ 6,678,655
 23 FTEs 124.14
 24 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL
 25 For salaries, support, maintenance, miscellaneous purposes,
 26 and for not more than the following full-time equivalent
 27 positions:
 28 \$ 3,711,503
 29 FTEs 83.68
 30 7. TUITION AND TRANSPORTATION COSTS
 31 For payment to local school boards for the tuition and
 32 transportation costs of students residing in the Iowa braille
 33 and sight saving school and the state school for the deaf
 34 pursuant to section 262.43 and for payment of certain clothing
 35 and transportation costs for students at these schools

1 pursuant to section 270.5:

2 \$ 11,882

3 Sec. 9. If revenues received by the state board of regents
4 from indirect cost reimbursements, refunds and reimbursements,
5 interest, and other categories within the general operating
6 budgets of the institutions of higher learning under the
7 control of the regents equal an amount greater than the
8 original budget approved by the regents board for the fiscal
9 year beginning July 1, 1996, and ending June 30, 1997, the
10 increase shall be used for building repair, deferred
11 maintenance, or fire safety at the respective institutions of
12 higher learning under the control of the board, and shall not
13 be used to increase budget ceilings adopted by the regents
14 board.

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

21 Sec. 11. Notwithstanding section 8.33, funds appropriated
22 in 1995 Iowa Acts, chapter 218, section 6, subsection 1,
23 paragraph "b", remaining unencumbered or unobligated on June
24 30, 1996, shall not revert to the general fund of the state
25 but shall be available for expenditure for the purposes listed
26 in section 8, subsection 1, paragraph "b", of this Act during
27 the fiscal year beginning July 1, 1996, and ending June 30,
28 1997.

29 Sec. 12. Notwithstanding the provisions of 1996 Iowa Acts,
30 Senate File 2195, if enacted, the university of northern Iowa
31 shall utilize the funds it receives under 1996 Iowa Acts,
32 Senate File 2195, if enacted, for coordinating staff
33 development for educators using educational technology at
34 local school districts and for increasing temporary staff and
35 support at the university of northern Iowa for technology

1 needs.

2 Sec. 13. MEDICAL ASSISTANCE -- SUPPLEMENTAL AMOUNTS. For
3 the fiscal year beginning July 1, 1996, and ending June 30,
4 1997, the department of human services shall continue the
5 supplemental disproportionate share and a supplemental
6 indirect medical education adjustment applicable to state-
7 owned acute care hospitals with more than 500 beds and shall
8 reimburse qualifying hospitals pursuant to that adjustment
9 with a supplemental amount for services provided medical
10 assistance recipients. The adjustment shall generate
11 supplemental payments intended to equal the state
12 appropriation made to a qualifying hospital for treatment of
13 indigent patients as provided in chapter 255. To the extent
14 of the supplemental payments, a qualifying hospital shall,
15 after receipt of the funds, transfer to the department of
16 human services an amount equal to the actual supplemental
17 payments that were made in that month. The aggregate amounts
18 for the fiscal year shall not exceed the state appropriation
19 made to the qualifying hospital for treatment of indigent
20 patients as provided in chapter 255. The department of human
21 services shall deposit the portion of these funds equal to the
22 state share in the department's medical assistance account and
23 the balance shall be credited to the general fund of the
24 state. To the extent that state funds appropriated to a
25 qualifying hospital for the treatment of indigent patients as
26 provided in chapter 255 have been transferred to the
27 department of human services as a result of these supplemental
28 payments made to the qualifying hospital, the department shall
29 not, directly or indirectly, recoup the supplemental payments
30 made to a qualifying hospital for any reason, unless an
31 equivalent amount of the funds transferred to the department
32 of human services by a qualifying hospital pursuant to this
33 provision is transferred to the qualifying hospital by the
34 department.

35 If the state supplemental amount allotted to the state of

1 Iowa for the federal fiscal year beginning October 1, 1996,
2 and ending September 30, 1997, pursuant to section 1923 (f)(3)
3 of the federal Social Security Act, as amended, or pursuant to
4 federal payments for indirect medical education is greater
5 than the amount necessary to fund the federal share of the
6 supplemental payments specified in the preceding paragraph,
7 the department of human services shall increase the
8 supplemental disproportionate share or supplemental indirect
9 medical education adjustment by the lesser of the amount
10 necessary to utilize fully the state supplemental amount or
11 the amount of state funds appropriated to the state university
12 of Iowa general education fund and allocated to the university
13 for the college of medicine. The state university of Iowa
14 shall transfer from the allocation for the college of medicine
15 to the department of human services, on a monthly basis, an
16 amount equal to the additional supplemental payments made
17 during the previous month pursuant to this paragraph. A
18 qualifying hospital receiving supplemental payments pursuant
19 to this paragraph that are greater than the state
20 appropriation made to the qualifying hospital for treatment of
21 indigent patients as provided in chapter 255 shall be
22 obligated as a condition of its participation in the medical
23 assistance program to transfer to the state university of Iowa
24 general education fund on a monthly basis an amount equal to
25 the funds transferred by the state university of Iowa to the
26 department of human services. To the extent that state funds
27 appropriated to the state university of Iowa and allocated to
28 the college of medicine have been transferred to the
29 department of human services as a result of these supplemental
30 payments made to the qualifying hospital, the department shall
31 not, directly or indirectly, recoup these supplemental
32 payments made to a qualifying hospital for any reason, unless
33 an equivalent amount of the funds transferred to the
34 department of human services by the state university of Iowa
35 pursuant to this paragraph is transferred to the qualifying

1 hospital by the department.

2 Continuation of the supplemental disproportionate share and
3 supplemental indirect medical education adjustment shall
4 preserve the funds available to the university hospital for
5 medical and surgical treatment of indigent patients as
6 provided in chapter 255 and to the state university of Iowa
7 for educational purposes at the same level as provided by the
8 state funds initially appropriated for that purpose.

9 The department of human services shall, in any compilation
10 of data or other report distributed to the public concerning
11 payments to providers under the medical assistance program,
12 set forth reimbursements to a qualifying hospital through the
13 supplemental disproportionate share and supplemental indirect
14 medical education adjustment as a separate item and shall not
15 include such payments in the amounts otherwise reported as the
16 reimbursement to a qualifying hospital for services to medical
17 assistance recipients.

18 For purposes of this section, "supplemental payment" means
19 a supplemental payment amount paid for medical assistance to a
20 hospital qualifying for that payment under this section.

21 Sec. 14. For the fiscal year beginning July 1, 1996, and
22 ending June 30, 1997, the state board of regents may use
23 notes, bonds, or other evidences of indebtedness issued under
24 section 262.48 to finance projects that will result in energy
25 cost savings in an amount that will cause the state board to
26 recover the cost of the projects within an average of six
27 years.

28 Sec. 15. Notwithstanding section 270.7, the department of
29 revenue and finance shall pay the state school for the deaf
30 and the Iowa braille and sight saving school the moneys
31 collected from the counties for expenses relating to
32 prescription drug costs for students attending the state
33 school for the deaf and the Iowa braille and sight saving
34 school.

35 Sec. 16. Section 11.6, subsection 1, paragraph a,

1 unnumbered paragraph 1, Code 1995, is amended to read as
2 follows:

3 The financial condition and transactions of all cities and
4 city offices, counties, county hospitals organized under
5 chapters 347 and 347A, memorial hospitals organized under
6 chapter 37, entities organized under chapter 28E having gross
7 receipts in excess of one hundred thousand dollars in a fiscal
8 year, merged areas, area education agencies, and all school
9 offices in school districts, shall be examined at least once
10 each year, except that cities having a population of seven
11 hundred or more but less than two thousand shall be examined
12 at least once every four years, and cities having a population
13 of less than seven hundred may be examined as otherwise
14 provided in this section. The examination shall cover the
15 fiscal year next preceding the year in which the audit is
16 conducted. The examination of school offices shall include an
17 audit of all school funds, the certified annual financial
18 report, and the certified enrollment as provided in section
19 257.6. ~~Examinations of community colleges shall include an~~
20 ~~audit of eligible and noneligible contact hours as defined in~~
21 ~~section 260B-2. Eligible and noneligible contact hours and~~
22 ~~any differences~~ Differences in certified enrollment shall be
23 reported to the department of management.

24 Sec. 17. Section 256.7, subsection 17, Code 1995, is
25 amended to read as follows:

26 17. Receive and ~~review~~ approve the budget and unified plan
27 of service submitted by the division of libraries and
28 information services.

29 Sec. 18. Section 256.52, subsections 3 and 5, Code 1995,
30 are amended by striking the subsections.

31 Sec. 19. NEW SECTION. 256.57 STATE LIBRARIAN.

32 1. The director of the department of education shall
33 appoint the state librarian who shall administer the division,
34 and serve at the pleasure of the director.

35 2. The state librarian shall do all of the following:

- 1 a. Direct and organize the activities of the division.
- 2 b. Submit a biennial report to the governor on the
- 3 activities and an evaluation of the division and its programs
- 4 and policies.
- 5 c. Control all property of the division. The state
- 6 librarian may dispose of, through sale, conveyance, or
- 7 exchange, any library materials that may be obsolete or worn
- 8 out or that may no longer be needed or appropriate to the
- 9 mission of the state library of Iowa. These materials may be
- 10 sold by the state library directly or the library may sell the
- 11 materials by consignment with an outside entity. A state
- 12 library fund is created in the state treasury. Proceeds from
- 13 the sale of the library materials shall be remitted to the
- 14 treasurer of state and credited to the state library fund and
- 15 shall be used for the purchase of books and other library
- 16 materials. Notwithstanding section 8.33, any balance in the
- 17 fund on June 30 of any fiscal year shall not revert to the
- 18 general fund of the state.
- 19 d. Appoint and approve the technical, professional,
- 20 excepting the medical librarian and the law librarian,
- 21 secretarial, and clerical staff necessary to accomplish the
- 22 purposes of the division subject to chapter 19A.

23 e. Perform other duties imposed by law.

24 Sec. 20. Section 257.31, subsection 16, Code 1995, is

25 amended to read as follows:

26 16. The committee shall perform the duties assigned to it

27 under ~~chapter-260B-and-section~~ sections 257.32 and 260C.18B.

28 Sec. 21. Section 257B.1A, subsections 2 and 3, Code

29 Supplement 1995, are amended to read as follows:

30 2. For a transfer of moneys from the interest for Iowa

31 schools fund to the first in the nation in education

32 foundation, prior to July 1, October 1, January 1, and March 1

33 of each year, the governing board of the first in the nation

34 in education foundation established in section 257A.2 shall

35 certify to the treasurer of state the cumulative total value

1 of cash contributions received under section 257A.7 for
2 deposit in the first in the nation in education fund and for
3 the use of the foundation. ~~The cumulative total value of~~
4 ~~contributions received includes the value of the amount~~
5 ~~deposited in the national center endowment fund established in~~
6 ~~section 263.8A in excess of eight hundred seventy five~~
7 ~~thousand dollars. The value of in kind contributions shall be~~
8 ~~based upon the fair market value of the contribution~~
9 ~~determined for income tax purposes.~~

10 The portion of the interest for Iowa schools fund that is
11 equal to the cumulative total value of cash contributions,
12 ~~less the portion of the interest for Iowa schools fund~~
13 ~~dedicated to the national center for gifted and talented~~
14 ~~education,~~ is dedicated to the first in the nation in
15 education foundation for that year. The interest earned on
16 this dedicated amount shall be transferred by the treasurer of
17 state to the credit of the first in the nation in education
18 foundation.

19 3. For a transfer of moneys from the interest for Iowa
20 schools fund to the national center endowment fund established
21 in section 263.8A, prior to July 1, October 1, January 1, and
22 March 1 of each year, the state university of Iowa shall
23 certify to the treasurer of state the cumulative total value
24 of cash contributions received and deposited in the national
25 center endowment fund. Within fifteen days following
26 certification by the state university of Iowa, the treasurer
27 of state shall transfer from the interest for Iowa schools
28 fund to the national center an amount equal to one-half the
29 cumulative total value of the cash contributions deposited in
30 the national center endowment fund, not to exceed eight
31 hundred seventy-five thousand dollars.

32 Sec. 22. Section 260C.2, Code 1995, is amended by adding
33 the following new subsections:

34 NEW SUBSECTION. 1A. "Contact hour" means fifty minutes of
35 contact between an instructor and students in a scheduled

1 course offering for which students are registered.

2 NEW SUBSECTION. 2A. "Instructional cost center" means one
3 of the following areas of course offerings of the community
4 colleges:

- 5 a. Arts and sciences cost center.
- 6 b. Vocational-technical preparatory cost center.
- 7 c. Vocational-technical supplementary cost center.
- 8 d. Adult basic education and high school completion cost
9 center.
- 10 e. Continuing and general education cost center.

11 Sec. 23. Section 260C.14, Code 1995, is amended by adding
12 the following new subsections:

13 NEW SUBSECTION. 21. Annually submit to the department of
14 education and the legislative fiscal bureau, by August 15, on
15 forms designed by the department of education in consultation
16 with the community colleges, the following information, which
17 shall include, but is not limited to, the following:

- 18 a. The number of full-time and part-time students enrolled
19 in each program offered by the community college, listed by
20 program.
- 21 b. The number of and any appropriate demographic
22 information, including salaries of full-time and part-time
23 staff, relating to the faculty, administration, and support
24 personnel employed at each community college.
- 25 c. The full-time equivalent total of persons employed as
26 identified in paragraph "b".
- 27 d. Tuition charges, fees, and other costs payable to the
28 community college by a student.
- 29 e. The types of degrees granted by the community college
30 and the number of students receiving degrees.
- 31 f. Revenues and expenditures from state financial aid,
32 federal funds, tax levies, projects authorized under chapters
33 260E and 260F, tuition, bonds, other local sources, foundation
34 sources, and donations and gifts that may be accepted by the
35 governing board of a community college.

1 g. An inventory of buildings and facilities owned and
2 leased by the community college, and any related operation and
3 maintenance costs.

4 h. Infrastructure plans, which shall include, but are not
5 limited to, the amounts expended in the current fiscal year on
6 renovation and construction, and any future plans and
7 projected costs for expansion.

8 The department of education may withhold from a community
9 college any state financial assistance appropriated to the
10 department for allocation to the community college if the
11 community college fails to substantially meet the requirements
12 of this subsection.

13 NEW SUBSECTION. 22. Provide, within a reasonable time,
14 information as requested by the departments of management and
15 education.

16 Sec. 24. Section 260C.18, subsection 4, Code 1995, is
17 amended to read as follows:

18 4. State aid and supplemental state aid to be paid in
19 accordance with the statutes which provide such aid.

20 Sec. 25. NEW SECTION. 260C.18A STATE AID.

21 For the fiscal year beginning July 1, 1996, and for each
22 succeeding fiscal year, moneys appropriated by the general
23 assembly from the general fund of the state to the department
24 of education for community college purposes for general state
25 financial aid, including general financial aid to merged areas
26 in lieu of personal property tax replacement payments under
27 section 427A.13, to merged areas as defined in section 260C.2,
28 for vocational education programs in accordance with chapters
29 258 and 260C, to purchase instructional equipment for
30 vocational and technical courses of instruction in community
31 colleges, and for salary increases, for a fiscal year, shall
32 be allocated to each community college by the state board in
33 the proportion that the allocation to that community college
34 in 1995 Iowa Acts, chapter 218, section 1, subsection 19,
35 bears to the total appropriation made in 1995 Iowa Acts,

1 chapter 218, section 1, subsection 19.

2 Sec. 26. NEW SECTION. 260C.18B COMMUNITY COLLEGE BUDGET
3 REVIEW.

4 1. A community college budget review procedure is
5 established for the school budget review committee created in
6 section 257.30. The school budget review committee, in
7 addition to its duties under chapter 257, shall meet and hold
8 hearings each year under this chapter to review unusual
9 circumstances of community colleges, either upon the
10 committee's motion or upon the request of a community college.
11 The committee may grant supplemental state aid to the
12 community college from funds appropriated to the department of
13 education for community college budget review purposes.

14 Unusual circumstances shall include but not be limited to
15 the following:

- 16 a. An unusual increase or decrease in enrollment or
17 contact hours.
- 18 b. Natural disasters.
- 19 c. Unusual staffing problems.
- 20 d. Unusual necessity for additional funds to permit
21 continuance of a course or program in an instructional cost
22 center which provides substantial benefit to students.
- 23 e. Unusual need for a new course or program in an
24 instructional cost center which will provide substantial
25 benefit to students, if the community college establishes the
26 need and the amount of necessary increased cost.
- 27 f. Unique problems of community colleges to include
28 vandalism, civil disobedience, and other costs incurred by
29 community colleges.

30 2. When the school budget review committee makes a
31 decision under subsection 1, it shall provide written notice
32 of its decision, including the amount of supplemental state
33 aid approved, to the board of directors of the community
34 college and to the department of education.

35 3. All decisions by the school budget review committee

1 under this chapter shall be made in accordance with reasonable
2 and uniform policies which shall be consistent with this
3 chapter.

4 4. Failure by a community college to provide information
5 or appear before the school budget review committee as
6 requested for the accomplishment of review or hearing
7 constitutes justification for the committee to instruct the
8 department of revenue and finance to withhold supplemental
9 state aid to that community college until the committee's
10 inquiries are satisfied completely.

11 Sec. 27. Section 260C.34, Code 1995, is amended to read as
12 follows:

13 260C.34. USES OF FUNDS.

14 Funds obtained pursuant to section 260C.17; section
15 260C.18, subsections 3, 4, and 5 ~~of section 260C.18~~; ~~section~~
16 and sections 260C.18A, 260C.18B, 260C.19, and ~~section~~ 260C.22
17 shall not be used for the construction or maintenance of
18 athletic buildings or grounds but may be used for a project
19 under section 260C.56.

20 Sec. 28. Section 260C.39, unnumbered paragraph 5, Code
21 1995, is amended to read as follows:

22 The terms of employment of personnel, for the academic year
23 following the effective date of the agreement to combine the
24 merged areas shall not be affected by the combination of the
25 merged areas, except in accordance with the procedures under
26 sections 279.15 to 279.18 and section 279.24, to the extent
27 those procedures are applicable, or under the terms of the
28 base bargaining agreement. The authority and responsibility
29 to offer new contracts or to continue, modify, or terminate
30 existing contracts pursuant to any applicable procedures under
31 chapter 279, shall be transferred to the acting, and then to
32 the new, board of the combined merged area upon certification
33 of a favorable vote to each of the merged areas affected by
34 the agreement. The collective bargaining agreement of the
35 merged area ~~with the largest number of contact hours eligible~~

1 for receiving the greatest amount of general state aid
2 pursuant to section 260C.18A, as-defined-under-section-260D-27
3 shall serve as the base agreement for the combined merged area
4 and the employees of the merged areas which combined to form
5 the new combined merged area shall automatically be accreted
6 to the bargaining unit from that former merged area for
7 purposes of negotiating the contracts for the following years
8 without further action by the public employment relations
9 board. If only one collective bargaining agreement is in
10 effect among the merged areas which are combining under this
11 section, then that agreement shall serve as the base
12 agreement, and the employees of the merged areas which are
13 combining to form the new combined merged area shall
14 automatically be accreted to the bargaining unit of that
15 former merged area for purposes of negotiating the contracts
16 for the following years without further action by the public
17 employment relations board. The board of the combined merged
18 area, using the base agreement as its existing contract, shall
19 bargain with the combined employees of the merged areas that
20 have agreed to combine for the academic year beginning with
21 the effective date of the agreement to combine merged areas.
22 The bargaining shall be completed by March 15 prior to the
23 academic year in which the agreement to combine merged areas
24 becomes effective or within one hundred eighty days after the
25 organization of the acting board of the new combined merged
26 area, whichever is later. If a bargaining agreement was
27 already concluded in the former merged area which has the
28 collective bargaining agreement that is serving as the base
29 agreement for the new combined merged area, between the former
30 merged area board and the employees of the former merged area,
31 that agreement is void, unless the agreement contained
32 multiyear provisions affecting academic years subsequent to
33 the effective date of the agreement to form a combined merged
34 area. If the base collective bargaining agreement contains
35 multiyear provisions, the duration and effect of the agreement

1 shall be controlled by the terms of the agreement. The
2 provisions of the base agreement shall apply to the offering
3 of new contracts, or the continuation, modification, or
4 termination of existing contracts between the acting or new
5 board of the combined merged area and the combined employees
6 of the new combined merged area.

7 Sec. 29. NEW SECTION. 260C.49 RULES.

8 The department of education shall adopt rules and
9 definitions of terms necessary for the administration of this
10 chapter. The school budget review committee shall adopt rules
11 under chapter 17A to carry out section 260C.18B.

12 Sec. 30. Section 261.12, subsection 1, paragraph b, Code
13 Supplement 1995, is amended to read as follows:

14 b. For the fiscal year beginning July 1, ~~1995~~ 1996, and
15 for each following fiscal year, ~~two~~ three thousand nine
16 hundred fifty dollars.

17 Sec. 31. Section 261.13, Code 1995, is amended to read as
18 follows:

19 261.13 ANNUAL GRANT.

20 A tuition grant may be made annually for both the fall and
21 spring semesters or the trimester equivalent. Payments under
22 the grant shall be allocated equally among the semesters or
23 trimesters and shall be paid at the beginning of each semester
24 or trimester upon certification by the accredited private
25 institution that the student is admitted and in attendance.
26 If the student discontinues attendance before the end of any
27 semester or trimester after receiving payment under the grant,
28 the entire amount of any refund due that student, up to the
29 amount of any payments made under the annual grant, shall be
30 paid by the accredited private institution to the state, and
31 the student shall pay the difference between the amount
32 refunded to the state and the grant amount received by the
33 student for the term to the commission, which shall use the
34 moneys paid by the student for purposes of awarding tuition
35 grants. The commission may use the collection for delinquent

1 loans system provided for in section 261.37 to collect funds
2 owed by an individual to the commission pursuant to this
3 section.

4 Sec. 32. Section 261.17, subsection 4, Code 1995, is
5 amended to read as follows:

6 4. A vocational-technical tuition grant shall be awarded
7 on an annual basis, requiring reapplication by the student for
8 each year. Payments under the grant shall be allocated
9 equally among the semesters or quarters of the year upon
10 certification by the institution that the student is in full-
11 time attendance in a vocational-technical or career option
12 program, as defined under rules of the department of
13 education. If the student discontinues attendance before the
14 end of any term after receiving payment of the grant, the
15 entire amount of any refund due that student, up to the amount
16 of any payments made under the annual grant, shall be paid by
17 the institution to the state, and the student shall pay the
18 difference between the amount refunded to the state and the
19 grant amount received by the student for the term to the
20 commission, which shall use the moneys paid by the student for
21 purposes of this section. The commission may use the
22 collection for delinquent loans system provided for in section
23 261.37 to collect funds owed by an individual to the
24 commission pursuant to this section.

25 Sec. 33. Section 261.25, subsection 1, Code Supplement
26 1995, is amended to read as follows:

27 1. There is appropriated from the general fund of the
28 state to the commission for each fiscal year the sum of
29 thirty-five thirty-seven million six nine hundred sixty-four
30 sixty-five thousand seven three hundred fifty seventy dollars
31 for tuition grants.

32 Sec. 34. Section 261.48, unnumbered paragraph 4, Code
33 1995, is amended by striking the unnumbered paragraph.

34 Sec. 35. Section 261C.6, subsection 2, unnumbered
35 paragraph 2, Code 1995, is amended to read as follows:

1 A pupil is not eligible to enroll on a full-time basis in
2 an eligible postsecondary institution and receive payment for
3 all courses in which a student is enrolled. ~~If an eligible
4 postsecondary institution is a community college established
5 under chapter 260C, the contact hours of a pupil for which a
6 tuition reimbursement amount is received are not contact hours
7 eligible for general aid under chapter 260D.~~

8 Sec. 36. Section 262.9, subsection 4, Code Supplement
9 1995, is amended by striking the subsection and inserting in
10 lieu thereof the following:

11 4. Manage and control the property, both real and
12 personal, belonging to the institutions.

13 Sec. 37. Section 262.9, subsection 10, Code Supplement
14 1995, is amended by striking the subsection.

15 Sec. 38. Section 262.9, Code Supplement 1995, is amended
16 by adding the following new subsections:

17 NEW SUBSECTION. 30. By January 1 annually, submit a
18 report to the general assembly and the legislative fiscal
19 bureau on the facilities overhead use allowance and the amount
20 of building and equipment use allowances of the overall
21 indirect cost recovery on federally sponsored research
22 programs. The report shall include the individual
23 institutional policies of distribution of the federal
24 facilities overhead use allowance within each institution of
25 higher learning under the control of the board, and shall be
26 in a format agreed to by the board and the legislative fiscal
27 bureau.

28 NEW SUBSECTION. 31. Direct the institutions of higher
29 learning under the board to participate in the state library's
30 access plus program without reimbursement by the state
31 library.

32 Sec. 39. Section 262.34A, Code 1995, is amended to read as
33 follows:

34 262.34A BID REQUESTS.

35 The state board of regents shall request bids and proposals

1 for materials, products, supplies, provisions, and other
2 needed articles to be purchased at public expense, from Iowa
3 state industries as defined in section 904.802, subsection 2,
4 when the articles are available in the requested quantity and
5 at comparable prices and quality. The exceptions provided
6 under section 904.808, subsection 1, shall not apply to the
7 state board of regents.

8 Sec. 40. Section 262A.6A, subsection 1, Code 1995, is
9 amended by striking the subsection and inserting in lieu
10 thereof the following:

11 . . 1. The board may issue bonds in an amount not exceeding
12 fifty percent of the amount of bonds authorized pursuant to
13 section 262A.4 in the form of capital appreciation bonds as
14 provided in this section, rather than the form prescribed in
15 sections 262A.5 and 262A.6. The capital appreciation bonds
16 shall be designed to be marketed primarily to Iowans to
17 facilitate savings for future higher education costs.

18 Sec. 41. Section 294A.25, subsections 7 and 8, Code
19 Supplement 1995, are amended to read as follows:

20 7. Commencing with the fiscal year beginning July 1, ~~1993~~
21 1996, the amount of fifty thousand dollars for geography
22 alliance, fifty thousand dollars for the Iowa mathematics and
23 science coalition, seventy thousand dollars for gifted and
24 talented, and one ~~three~~ hundred ~~eighty~~ thousand dollars for a
25 management information system from additional funds
26 transferred from phase I to phase III. If funds available are
27 insufficient to fully fund the appropriation for a management
28 information system under this subsection, the amount
29 distributed for the management information system shall be
30 reduced to an amount equal to the available funds.

31 8. For the fiscal year beginning July 1, ~~1995~~ 1996, and
32 ending June 30, 1997, to the department of education from
33 phase III moneys the amount of one million two hundred fifty
34 thousand dollars shall be allocated to the child development
35 coordinating council established under chapter 256A for

1 support-for-the-operations-of-the-new-Iowa-schools-development
2 corporation-and-for-school-transformation-design-and
3 implementation-projects-administered-by-the-corporation the
4 purposes set out in section 279.51, subsection 2, and section
5 256A.3. Of-the-amount-provided-in-this-subsection, one
6 hundred-fifty-thousand-dollars-shall-be-used-for-the-school
7 and-community-planning-initiative. Moneys distributed as
8 provided in this subsection shall supplement, not supplant,
9 any other moneys appropriated for purposes of the child
10 development coordinating council.

11 Sec. 42. Section 303.5, subsection 2, Code 1995, is
12 amended by adding the following new paragraph:

13 NEW PARAGRAPH. c. Charge a reasonable fee to the state
14 department of transportation to recover the costs of providing
15 historic site evaluations required under federal law to be
16 conducted prior to or during road construction. Funds
17 generated by the state historical society pursuant to this
18 subsection are appropriated to and shall be used at the
19 direction of the state historical society to fulfill its
20 responsibilities as provided in this subchapter.

21 Sec. 43. Section 331.502, subsection 13, Code 1995, is
22 amended to read as follows:

23 13. Collect the costs relating to the treatment and care
24 of private patients at the state psychiatric hospital as
25 provided in sections 225.23, and 225.24 ~~and-225-35~~.

26 Sec. 44. REPEAL.

27 1. Sections 225.28, 225.35, 261.45, 261.52A, and 294.15,
28 Code 1995, are repealed.

29 2. Chapter 260D, Code and Code Supplement 1995, is
30 repealed.

31 Sec. 45. EFFECTIVE DATE. The unnumbered paragraph
32 relating to the creation of a dental hygienist program
33 provided for in section 5, subsection 15 of this Act, being
34 deemed of immediate importance, takes effect upon enactment.

35 Sec. 46. RETROACTIVE APPLICABILITY. Section 21 of this

1 Act, which amends section 257B.1A, subsections 2 and 3, is
2 retroactively applicable to July 1, 1995. The department of
3 revenue and finance shall adjust the fourth quarter transfer
4 of funds to the first in the nation in education fund and the
5 Connie Belin and Jacqueline N. Blank international center for
6 gifted and talented development, in accordance with section
7 257B.1A, to accurately reflect section 257B.1A as amended by
8 this Act.

9 Sec. 47. Sections 3, 6, 7, 11, and 46 of this Act and
10 section 44, subsection 2 of this Act, being deemed of
11 immediate importance, take effect upon enactment.

12 EXPLANATION

13 This bill makes appropriations for the 1996-1997 fiscal
14 year to the department of education, the college student aid
15 commission, the state board of regents, and the department of
16 cultural affairs.

17 The bill makes statutory changes as follows:

18 1. Replaces the funding provisions of chapter 260D, which
19 is repealed under this bill, with a provision that establishes
20 that funds appropriated specifically to the 15 community
21 colleges shall be allocated to the community colleges based
22 upon the distribution percentages used to distribute state
23 general financial aid for community colleges for the fiscal
24 year beginning July 1, 1995. Some of the language of chapter
25 260D is still appropriate for use in the Code, and conforming
26 changes, are also made.

27 2. Moves the authority to appoint the state librarian from
28 the commission of libraries to the director of the department
29 of education. The bill also provides that the department,
30 rather than the commission, is to receive and approve the
31 budget and unified plan of service submitted by the division
32 of libraries and information services.

33 3. Provides that the interest which the first in the
34 nation in education foundation receives as a match to the
35 contributions it receives is based upon the cash contributions

1 the foundation receives.

2 4. Provides that if a student who has received a tuition
3 grant or a vocational-technical grant and who discontinues
4 attendance before the end of any semester or trimester after
5 receiving payment under the grant, must pay the difference
6 between the amount refunded to the state and the grant amount
7 received for the term to the commission, which shall use the
8 moneys paid by the student to award the respective grant. The
9 commission is also allowed to utilize the collection for
10 delinquent loans system to collect the payments from the
11 students.

12 5. Strikes language relating to the purchase of inks and
13 starch-based plastics by the state board of regents and
14 language related to the publishing of pamphlets, bulletins,
15 and reports by the state board of regents. New subsection 30
16 requires the board to annually submit a report to the general
17 assembly and the legislative fiscal bureau related to the
18 facilities overhead use allowance and the amount of building
19 and equipment use allowances of the overall indirect cost
20 recovery on federally sponsored research programs.

21 6. Denies to the state board of regents certain exceptions
22 allowed to state departments and agencies from purchasing Iowa
23 state industries products.

24 7. Provides that the state board of regents may issue
25 bonds in an amount not exceeding 50 percent of the amount of
26 bonds authorized pursuant to section 262A.4 in the form of
27 capital appreciation bonds to be marketed primarily to Iowans
28 to facilitate savings for future higher education costs.

29 8. Provides for new distribution of educational excellence
30 funds to the child development coordinating council and for
31 the Iowa mathematics and science coalition. In addition,
32 subsection 7 provides that if funds are insufficient to fully
33 fund the distribution for the management information system,
34 the amount to be distributed is reduced to an amount equal to
35 the available funds.

1 9. Permits the state historical society to charge the
 2 state department of transportation a historic site evaluation
 3 fee and to keep the funds generated to fulfill its
 4 responsibilities.

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OFFICE OF THE GOVERNOR

STATE CAPITOL
DES MOINES, IOWA 50319

515 281-5211

TERRY E. BRANSTAD
GOVERNOR

May 29, 1996

The Honorable Paul Pate
Secretary of State
State Capitol Building
LOCAL

RECEIVED

MAY 31 1996

LEGISLATIVE SERVICE
BUREAU

Dear Mr. Secretary:

I hereby transmit House File 2477, an act relating to the funding of, operation of, and appropriation of moneys to agencies, institutions, commissions, departments, and boards responsible for education and cultural programs of this state and making related statutory changes and providing effective date provisions.

House File 2477 is therefore approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the designated portion of Section 4. This item would fund four new programs with dollars from the Tuition Grant program. The funds that would be used to begin these programs are available for one year only. While these programs have merit, I strongly support the Tuition Grant Program and believe that it is wrong to divert these resources. The tuition grant funds are needed and should remain available to help students with financial need to attend Iowa independent college and universities.

I am unable to approve the item designated as Section 6, subsection 1, unnumbered and unlettered paragraph 5, in its entirety. This item would require the Department of Education to embark on a time-consuming review of all departmental recommendations to the Legislature since 1980 and reporting on the legislature's success and failures in implementing them. This assignment would be more appropriately directed to legislative staff.

I am unable to approve the item designated as Section 12, subsection 1, paragraph e, unnumbered and unlettered subparagraph 2, in its entirety. This item directs the Board of Regents to consider relocating the graduate centers under its control. Location of the centers is clearly a governance issue and should be decided by the State Board of Regents.

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May 29, 1996
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I am unable to approve the item designated as Section 13, in its entirety. This item would earmark the proceeds from indirect overhead reimbursements to be used exclusively for building repairs. Redirecting these funds could compromise future negotiations and research contracts with the federal government on indirect costs rates. The universities have been fairly conservative in budgeting for indirect cost recoveries. This policy is wise in view of the many uncertainties at the federal level both in terms of provisions of research funds and the rates for indirect cost recoveries that are allowed. The funds should be used for the purposes for which they are received.

I am unable to approve Section 23, in its entirety. This item would prohibit the FINE Foundation from using noncash contributions to satisfy the foundation's match requirement to receive funds from the Interest for Iowa Schools Fund. A review of the source and amount of funding necessary to support the Foundation is called for in section 9 of the bill. It would be premature to approve any changes in funding until the review is completed.

I am unable to approve the designated portion of Section 30. This item would allow community college cash reserve funds to be used for purposes other than temporary cash shortages. The purpose for the cash reserves is to alleviate temporary cash shortages and the reserves should remain available for that purpose or be returned to the property tax payers of the community college district.

I am unable to approve Section 44, in its entirety. This item would require the Regents' institutions to report annually the purposes for which certain indirect cost recovery receipts are used. This information is available and has been provided when requested, therefore it is not necessary to impose an annual reporting requirement on the institutions.

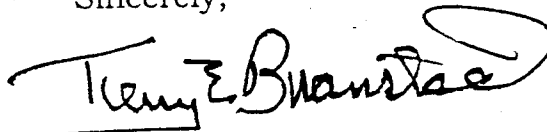
I am unable to approve Section 45, in its entirety. This item would establish requirements for purchases of Prison Industry products by the Regents' that are different than those applying to all other agencies. All state agencies are encouraged to purchase and use Prison Industry products whenever possible. Any exceptions to such purchases should apply in the same way across state government.

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I am unable to approve Section 55, subsection 2, in its entirety. This item would appropriate funds out of Phase I teachers' salary dollars to pay for the costs of a new program which was not recommended in my budget. These resources should rather be used for their intended purpose of improving the competitiveness of beginning teachers' salaries.

For the above reasons, I hereby respectfully disapprove these items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 2477 are hereby approved as of this date.

Sincerely,



Terry E. Branstad
Governor

TEB/ps

cc: Secretary of the Senate
Chief Clerk of the House

HOUSE FILE 2477

AN ACT

RELATING TO THE FUNDING OF, OPERATION OF, AND APPROPRIATION OF MONEYS TO AGENCIES, INSTITUTIONS, COMMISSIONS, DEPARTMENTS, AND BOARDS RESPONSIBLE FOR EDUCATION AND CULTURAL PROGRAMS OF THIS STATE AND MAKING RELATED STATUTORY CHANGES AND PROVIDING EFFECTIVE DATE PROVISIONS.

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

COLLEGE STUDENT AID COMMISSION

Section 1. There is appropriated from the general fund of the state to the college student aid commission for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts, or so much thereof as may be necessary, to be used for the purposes designated:

1. GENERAL ADMINISTRATION

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

.....	§	342,797
.....	FTEs	7.05

The college student aid commission shall conduct a study of and consider possible differentiations in the grants awarded that are based upon parental income and assets under the Iowa tuition grant program and shall consider the reimbursement of grant moneys by a student if the student does not complete a term of study funded by an Iowa tuition grant or a vocational-technical tuition grant. The commission shall submit a report of its findings and recommendations to the general assembly by January 1, 1997.

2. UNIVERSITY OF OSTEOPATHIC MEDICINE AND HEALTH SCIENCES

a. For forgivable loans to Iowa students attending the university of osteopathic medicine and health sciences, under

the forgivable loan program pursuant to section 261.19A: \$ 379,260

b. For the university of osteopathic medicine and health sciences for an initiative in primary health care to direct primary care physicians to shortage areas in the state: \$ 395,000

The moneys appropriated in this lettered paragraph shall be used as follows:

(1) To reduce student loan debt for primary care physicians in an amount not to exceed \$30,000 per student for a four-year period of medical service in medically underserved areas of the state.

(2) For tuition scholarships for students attending the university of osteopathic medicine and health sciences who agree to practice primary care medicine in medically underserved areas of the state. The student shall practice in the state two years for every year of tuition. A person receiving funds under this subparagraph shall not be eligible for funds under subparagraph (1).

(3) For general administration costs of the university for the primary care initiative, the university shall expend an amount not to exceed \$50,000.

Within one month of the end of a fiscal quarter, the university of osteopathic medicine and health sciences shall submit a report to the legislative fiscal bureau concerning the expenditure of funds used pursuant to subparagraphs (1), (2), and (3) of this lettered paragraph. The university shall also submit the annual audit of the university to the legislative fiscal bureau within six months following the end of the year being audited.

The college student aid commission shall not provide moneys for subparagraphs (1) and (2) of this lettered paragraph until the university has signed and submitted contracts for the use of these moneys for reduction of student loan debt and tuition scholarships. Funds for subparagraph (3) of this lettered paragraph shall be provided quarterly to the university.

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Notwithstanding section 8.33, the funds for this lettered paragraph shall not revert to the general fund but be available for expenditure the following fiscal year for purposes of subparagraphs (1) and (2).

The college student aid commission, the university of osteopathic medicine and health sciences, and the legislative fiscal bureau shall cooperatively develop and propose uniform time periods of medical practice which shall be served in the state in return for an allocation of state funds for purposes of the university of osteopathic medicine and health sciences. Proposals developed may relate to allocations of funds within a single appropriation concept and include contracting provisions. Proposals shall be submitted in a report to the general assembly by January 1, 1997.

3. STUDENT AID PROGRAMS

For payments to students for the Iowa grant program:

..... \$ 1,397,790

Sec. 2. There is appropriated from the loan reserve account to the college student aid commission for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as may be necessary, to be used for the purposes designated:

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

..... \$ 4,596,739

..... FTEs 31.95

Sec. 3. Notwithstanding the maximum allowed balance requirement of the scholarship and tuition grant reserve fund as provided in section 261.20, there is appropriated from the scholarship and tuition grant reserve fund to the college student aid commission for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the funds remaining following transfer, pursuant to section 261.20 for the fiscal year ending June 30, 1995, which are to be divided equally for

purposes of the Iowa vocational-tuition grants and the work study program. Funds appropriated in this section are in addition to funds appropriated in section 261.25, subsection 3, and section 261.85.

Sec. 4. Not later than September 1, 1996, the college student aid commission shall compile a list of affected students receiving tuition grants during the fiscal year beginning July 1, 1995, and who transferred from a nonaccredited to an accredited private institution for the fiscal year beginning July 1, 1996. If the student meets all financial aid criteria as set forth by the commission, the transferring affected student may continue to receive a tuition grant for the fiscal year beginning July 1, 1996. The commission shall calculate the funds remaining from tuition grants awarded to affected students who do not transfer to an accredited private institution in the fiscal year beginning July 1, 1996. Notwithstanding section 261.25, subsection 1, the first \$200,000 of these funds shall be used for national guard tuition aid as provided in section 261.21 as enacted by this Act, the next \$115,000 shall be used for enhanced forgivable loans as provided in this section, the next \$100,000 shall be used for chiropractic graduate student forgivable loans as provided in section 261.71, the next \$15,000 shall be used to provide grants to students who would meet the requirements for receipt of a vocational-technical tuition grant, but who are enrolled in a licensed school of cosmetology arts and sciences under chapter 157, or a licensed barber school under chapter 158, and any excess remaining funds shall be used to award tuition grants to eligible students. For purposes of this paragraph, "affected student" means a qualified student for whom payment of a tuition grant was made under section 261.13 for one or more semesters or trimesters while the student was attending a private institution which was accredited as defined in section 261.9 for the fiscal year beginning July 1, 1995, but which does not meet the requirements for an accredited private institution for the fiscal year beginning July 1, 1996.

Notes

Veto

The amount of an enhanced forgivable loan issued under this section shall not exceed \$11,500. To qualify for an enhanced forgivable loan a person shall do all of the following:

(1) Practice as a primary care physician in a community designated as underserved by state and federal authorities and which has a population of less than 20,000. A student must provide one year of practice for every year of loan forgiveness.

(2) Have shown superior academic achievement and demonstrated exceptional financial need during the last year of undergraduate study.

The commission shall prescribe by rule the terms of repayment and forgiveness. The rules shall be consistent with the requirements of section 261.19A. The commission shall deposit payments made by loan recipients into the fund created in section 261.19B.

DEPARTMENT OF CULTURAL AFFAIRS

Sec. 5. There is appropriated from the general fund of the state to the department of cultural affairs 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. ARTS DIVISION

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

..... \$ 1,081,918
..... FTEs 11.00

The Iowa arts council shall develop and implement a simplified, uniform grant application for use by all grant applicants and shall prescribe a uniform grant application renewal period for all grant applicants by January 15, 1997.

2. HISTORICAL DIVISION

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

..... \$ 2,626,267
..... FTEs 58.50

3. HISTORIC SITES

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

..... \$ 386,039
..... FTEs 5.00

4. ADMINISTRATION

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

..... \$ 250,227
..... FTEs 4.30

5. COMMUNITY CULTURAL GRANTS

For planning and programming for the community cultural grants program established under section 303.3, and for not more than the following full-time equivalent position:

..... \$ 707,721
..... FTEs 0.70

DEPARTMENT OF EDUCATION

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

1. GENERAL ADMINISTRATION

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

..... \$ 5,378,382
..... FTEs 96.95

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The department of education shall conduct a study of the special education funding system with the following goals: increasing the capacity of the whole school to meet the needs of all children; increasing support available to "at-risk" students; and ensuring predictable and equitable special education funding at both the state and local levels. The study shall include, but is not limited to, an examination of the consequences of increasing the current special education weights and the impact that will have on those districts whose expenditures exceed the amounts generated under the present weighting plan and on those districts which are generating sufficient funds; the issues and feasibility of alternative special education funding systems based on school district experiences with involvement from representatives of the education community, including representatives from area education agencies, special education teachers, administrators, and advocacy groups; and the possibility of establishing a funding system to address students that are "at-risk" but are not currently eligible for special education services. The department shall submit its findings and specific recommendations in a report to the general assembly and the legislative fiscal bureau by January 1, 1997.

The department of education shall conduct a study of the trends in the number of students requiring services to become proficient in the English language and the current and projected costs related to providing such services by local school districts. The department shall report its findings and specific recommendations regarding funding to the general assembly and the legislative fiscal bureau by January 1, 1997.

The department of education, in consultation with the department of human services, shall conduct a study of the funding for educational programs provided for each child living with an individual licensed under chapter 237, or in a foster care or other facility as defined in sections 282.19 and 282.27. The recommendations developed shall include but not be limited to the funding structure and source of funding.

The department shall submit a report of its findings and recommendations to chairpersons and ranking members of the joint appropriations subcommittee on education and the chairpersons and ranking members of the standing education committees by January 1, 1997.

Notes

The department of education shall review the reports required of the department by the general assembly since 1980 and shall catalog the progress, success, and failures of the general assembly in implementing or responding to the recommendations contained in those reports. The department shall submit its findings and recommendations to the chairpersons and ranking members of the joint appropriations subcommittee on education and the chairpersons and ranking members of the standing education committees of the senate and the house of representatives by January 1, 1997.

The department of education shall conduct a study of the means by which student employability skills may be measured, including but not limited to the employability skills of students at various levels of their secondary education and students who have graduated, the businesses that employ them, and the institutions of higher learning which admit the graduates. The department shall submit its findings and recommendations to the chairpersons and ranking members of the joint appropriations subcommittee on education and the chairpersons and ranking members of the standing education committees of the senate and the house of representatives by January 1, 1997.

The department of education shall submit an annual report of funds expended and activities accomplished in the K-12 and community college management information system to the general assembly and the legislative fiscal bureau by January 1, 1997. The department shall determine the goals of the K-12 and community college management information system and establish a timeline by which the goals shall be accomplished. The goals and timeline shall be included in the annual report submitted to the general assembly and the legislative fiscal bureau by January 1, 1997.

2. VOCATIONAL EDUCATION ADMINISTRATION

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

..... \$ 656,057
..... FTEs 18.60

3. BOARD OF EDUCATIONAL EXAMINERS

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

..... \$ 194,582
..... FTEs 2.00

4. VOCATIONAL REHABILITATION DIVISION

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

..... \$ 4,098,243
..... FTEs 289.75

The division of vocational rehabilitation services of the department of education shall seek, in addition to state appropriations, funds other than federal funds, which may include but are not limited to local funds, for purposes of matching federal vocational rehabilitation funds.

Notwithstanding the full-time equivalent position limit established in this subsection for the fiscal year ending June 30, 1997, if federal funding is available to pay the costs of additional employees for the vocational rehabilitation division who would have duties relating to vocational rehabilitation services paid for through federal funding, authorization to hire not more than four full-time equivalent employees shall be provided, the full-time equivalent position limit shall be exceeded, and the additional employees shall be hired by the division.

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

..... \$ 75,169
..... FTEs 1.50

5. STATE LIBRARY

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

..... \$ 2,797,190
..... FTEs 34.50

Reimbursement of the institutions of higher learning under the state board of regents for participation in the access plus program during the fiscal year beginning July 1, 1996, and ending June 30, 1997, shall not exceed the total amount of reimbursement paid to the regents institutions of higher learning for participation in the access plus program during the fiscal year beginning July 1, 1995, and ending June 30, 1996.

6. REGIONAL LIBRARY

For state aid:

..... \$ 1,537,000

7. PUBLIC BROADCASTING DIVISION

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

..... \$ 7,075,335
..... FTEs 104.50

8. CAREER PATHWAYS PROGRAM

For purposes of developing and implementing a career pathways program to expand opportunities for youth and adults to become prepared for and succeed in high-wage, high-skill employment:

..... \$ 650,000

Of the funds appropriated in this subsection, and from funds available pursuant to section 256.39, subsection 7, for each year during the fiscal period beginning July 1, 1996, and ending June 30, 1998, \$50,000 may be expended for purposes of employing an individual to administer and direct the career pathways program.

Notwithstanding section 8.33, unobligated and unencumbered money remaining on June 30, 1997, from the allocation made in this subsection shall not revert but shall be available for expenditure during the following fiscal year.

9. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS

For reimbursement for vocational education expenditures made by secondary schools:

..... \$ 3,308,850

Funds allocated in this subsection shall be used for expenditures made by school districts to meet the standards set in sections 256.11, 258.4, and 260C.14 as a result of the enactment of 1989 Iowa Acts, chapter 278. Funds shall be used as reimbursement for vocational education expenditures made by secondary schools in the manner provided by the department of education for implementation of the standards set in 1989 Iowa Acts, chapter 278.

10. SCHOOL FOOD SERVICE

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

..... \$ 2,716,859

..... FTEs 14.00

11. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

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

..... \$ 616,000

12. VOCATIONAL AGRICULTURE YOUTH ORGANIZATION

To assist a vocational agriculture youth organization sponsored by the schools to support the foundation established by that vocational agriculture youth organization and for other youth activities:

..... \$ 107,900

13. FAMILY RESOURCE CENTERS

For support of the family resource center demonstration program established under chapter 256C:

..... \$ 120,000

14. CENTER FOR ASSESSMENT

For the purpose of developing academic standards in the areas of math, history, science, English, language arts, and geography:

..... \$ 200,000

The department of education shall submit in a report to the general assembly by January 1, 1997, the amount of state funding anticipated to be needed to fund the department's future participation with the center for assessment and shall determine the number of years participation is necessary.

15. COMMUNITY COLLEGES

Notwithstanding chapter 260D, if applicable, for general state financial aid, including general financial aid to merged areas in lieu of personal property tax replacement payments under section 427A.13, to merged areas as defined in section 260C.2, for vocational education programs in accordance with chapters 258 and 260C:

..... \$126,006,270

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

- a. Merged Area I \$ 6,011,556
- b. Merged Area II \$ 7,088,572
- c. Merged Area III \$ 6,693,483
- d. Merged Area IV \$ 3,261,020
- e. Merged Area V \$ 6,820,986
- f. Merged Area VI \$ 6,321,009
- g. Merged Area VII \$ 9,016,757
- h. Merged Area IX \$ 11,055,518
- i. Merged Area X \$ 17,159,800
- j. Merged Area XI \$ 18,467,633
- k. Merged Area XII \$ 7,281,649

- l. Merged Area XIII \$ 7,447,594
- m. Merged Area XIV \$ 3,303,347
- n. Merged Area XV \$ 10,303,739
- o. Merged Area XVI \$ 5,773,608

Of the moneys allocated to merged area XI in paragraph "j", for the fiscal year beginning July 1, 1996, and ending June 30, 1997, \$135,000 shall be expended on the career opportunity program established in section 260C.29 to provide assistance to minority persons who major in fields or subject areas where minorities are currently underutilized.

By January 1, 1997, the department of education, in consultation with the Iowa association of community college trustees, shall submit recommendations for a funding formula that identifies and addresses community college needs.

Unless the board of directors of a community college filed a dental hygiene program intent form with the department of education by December 1, 1995, the board shall not authorize the creation of a dental hygienist program until after the adjournment of the first regular session of the Seventy-seventh General Assembly.

Sec. 7. The board of directors of each community college shall submit to the department of education and the legislative fiscal bureau, by August 15, 1996, on forms designed by the department of education in consultation with the community colleges, information which shall include, but is not limited to, the following:

- 1. The number of full-time and part-time students enrolled in each program offered by the community college, listed by program.
- 2. The number of and any appropriate demographic information, including salaries of full-time and part-time staff, relating to the faculty, administration, and support personnel employed at each community college.
- 3. The full-time equivalent total of persons employed as identified in subsection 2.

4. Tuition charges, fees, and other costs payable to the community college by a student.

5. The types of degrees granted by the community college and the number of students receiving these degrees.

6. The amounts of revenues and expenditures from state financial aid, federal funds, tax levies, projects authorized under chapters 260E and 260F, tuition, bonds, other local sources, foundation sources, and donations and gifts that may be accepted by the governing board of a community college.

7. An inventory of buildings and facilities owned and leased by the community college, and any related operation and maintenance costs.

8. Infrastructure plans, which shall include, but are not limited to, the amounts expended in the current fiscal year on renovation and construction, and any future plans and projected costs for expansion.

The department of education may withhold from a community college any state financial assistance appropriated to the department for allocation to the community college for the fiscal year beginning July 1, 1996, and ending June 30, 1997, if the community college fails to substantially meet the requirements of this section.

Sec. 8. Notwithstanding section 8.33 and 1995 Iowa Acts, chapter 218, section 1, subsection 17, funds appropriated and allocated for advanced placement pursuant to 1995 Iowa Acts, chapter 218, section 1, subsection 17, remaining unencumbered and unobligated on June 30, 1996, shall not revert to the general fund of the state but shall be distributed to the department of education for the fiscal year beginning July 1, 1996, and ending June 30, 1997, as follows:

- 1. The amount of \$50,000 for participation by the department of education in a state and national project, the national assessment of education progress (NAEP), to determine the academic achievement of Iowa students in math, reading, science, United States history, or geography.

2. The amount of \$19,000 for purposes of providing grants to support qualifying teams for a worldwide academic competition.

If funds available from the specified source under this section are insufficient to fully fund the appropriations made in this section, the amounts appropriated to the department for the purposes specified under this section shall be reduced proportionately.

Sec. 9. DEPARTMENT OF EDUCATION INTERIM MEETING. It is the intent of the general assembly that the chairpersons and ranking members of the joint appropriations subcommittee on education, the legislative fiscal bureau, and the legislative service bureau meet with representatives from the international center for gifted and talented education and the first in the nation in education foundation during the 1996 legislative interim period to determine and recommend a permanent funding source and the amount of funding needed to support the center and the foundation.

Sec. 10. INTERNATIONAL CENTER FOR GIFTED AND TALENTED EDUCATION. It is the intent of the general assembly that the international center for gifted and talented education fund the gifted and talented summer institute during the fiscal year beginning July 1, 1996, from the moneys appropriated to the international center for gifted and talented education pursuant to section 257B.1A for the fiscal year beginning July 1, 1996, and ending June 30, 1997.

Sec. 11. Notwithstanding section 257B.1A, subsection 5, as amended by 1996 Iowa Acts, House File 570, and this Act, for the fiscal year beginning July 1, 1996, and ending June 30, 1997, 50 percent of the interest remaining in the interest for Iowa schools fund after the total of the transfer of moneys to the first in the nation in education foundation pursuant to section 257B.1A, subsection 2, and after the transfer of moneys to the international center endowment fund in section 257B.1A, subsection 3, paragraph "a", shall, in addition, be transferred to the international center endowment fund and the

remaining 50 percent, rather than become a part of the interest for Iowa schools fund, shall be transferred to the first in the nation in education foundation.

STATE BOARD OF REGENTS

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

1. OFFICE OF STATE BOARD OF REGENTS

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

.....	\$ 1,137,417
..... FTEs	15.63

If the moneys provided in this lettered paragraph are augmented by reimbursements from the institutions under the control of the state board of regents for the funding of the office of the state board of regents, the office shall report quarterly such reimbursements to the chairpersons and ranking members of the joint appropriations subcommittee on education.

The board shall prepare a quarterly report, regarding the board office budget and the reimbursements provided to the board by the institutions of higher learning under the control of the board, which shall be submitted quarterly to the general assembly and the legislative fiscal bureau.

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

.....	\$ 26,984,350
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The state board of regents, the department of management, and the legislative fiscal bureau shall cooperate to determine and agree upon, by November 15, 1996, the amount that needs to be appropriated for tuition replacement for the fiscal year beginning July 1, 1997.

c. For funds to be allocated to the southwest Iowa graduate studies center:
..... \$ 104,156

d. For funds to be allocated to the siouxland interstate metropolitan planning council for the tristate graduate center under section 262.9, subsection 21:
..... \$ 74,511

e. For funds to be allocated to the quad-cities graduate studies center:
..... \$ 154,278

It is the intent of the general assembly that the state board of regents explore options relating to locating the graduate centers under its control within the appropriate campuses of the community college system, and that the board consider the benefits of fully utilizing the Iowa communications network to maximize efficiency. The board shall review options regarding relocation of the centers and submit recommendations to the legislative fiscal bureau and the joint appropriations subcommittee on education by January 1, 1997.

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2. STATE UNIVERSITY OF IOWA

a. General university, including lakeside laboratory
For salaries, support, maintenance, equipment, miscellaneous purposes, and for not more than the following full-time equivalent positions:
..... \$202,702,328
..... FTEs 4,022.97

b. For the primary health care initiative in the college of medicine and for not more than the following full-time equivalent positions:
..... \$ 771,000

..... FTEs 11.00

From the moneys appropriated in this lettered paragraph, \$330,000 shall be allocated to the department of family practice at the state university of Iowa college of medicine for family practice faculty and support staff.

c. University hospitals

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

..... \$ 29,452,383
..... FTEs 5,701.67

The university of Iowa hospitals and clinics shall submit quarterly a report regarding the portion of the appropriation in this lettered paragraph expended on medical education. The report shall be submitted in a format jointly developed by the university of Iowa hospitals and clinics, the legislative fiscal bureau, and the department of management, and shall delineate the expenditures and purposes of the funds.

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

- (1) The attending physician certifies that continuing the pregnancy would endanger the life of the pregnant woman.
(2) The attending physician certifies that the fetus is physically deformed, mentally deficient, or afflicted with a congenital illness.

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

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

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

The total quota allocated to the counties for indigent patients for the fiscal year beginning July 1, 1996, shall not be lower than the total quota allocated to the counties for the fiscal year commencing July 1, 1995. The total quota shall be allocated among the counties on the basis of the 1990 census pursuant to section 255.16.

d. Psychiatric hospital

For salaries, support, maintenance, equipment, miscellaneous purposes, for the care, treatment, and maintenance of committed and voluntary public patients, and for not more than the following full-time equivalent positions:
..... \$ 7,225,868
..... FTEs 307.05

e. Hospital-school

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:
..... \$ 5,938,345
..... FTEs 167.10

f. Oakdale campus

For salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:
..... \$ 2,896,269

..... FTEs 63.58

g. State hygienic laboratory

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

..... \$ 3,309,148
..... FTEs 102.49

h. Family practice program

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

..... \$ 2,060,917
..... FTEs 180.74

i. Child health care services

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

..... \$ 464,274
..... FTEs 10.60

j. Agricultural health and safety programs

For agricultural health and safety programs, and for not more than the following full-time equivalent positions:

..... \$ 253,213
..... FTEs 3.48

k. Statewide cancer registry

For the statewide cancer registry, and for not more than the following full-time equivalent positions:

..... \$ 195,167
..... FTEs 3.07

l. Substance abuse consortium

For funds to be allocated to the Iowa consortium for substance abuse research and evaluation, and for not more than the following full-time equivalent positions:

..... \$ 64,396
..... FTEs 1.15

m. Center for biocatalysis

For the center for biocatalysis, and for not more than the following full-time equivalent positions:

..... \$ 1,017,000
..... FTEs 14.40

n. National advanced driving simulator

For the national advanced driving simulator, and for not more than the following full-time equivalent positions:

..... \$ 608,448
..... FTEs 3.58

It is the intent of the general assembly that fiscal year 1997-1998 shall be the last fiscal year in which the general assembly appropriates funds for purposes of the planning and construction of the national advanced driving simulator.

o. Research park

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

..... \$ 321,000
..... FTEs 4.35

3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

a. General university

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

..... \$161,084,066
..... FTEs 3,583.64

Of the funds appropriated in this lettered paragraph, for the fiscal year beginning July 1, 1996, and ending June 30, 1997, \$40,000 shall be expended for purposes of the institute of public leadership.

Of the funds appropriated in this lettered paragraph, for the fiscal year beginning July 1, 1996, and ending June 30, 1997, \$1,700,000 shall be expended for purposes of the healthy livestock program.

b. Agricultural experiment station

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

..... \$ 31,754,200
..... FTEs 546.98

c. Cooperative extension service in agriculture and home economics

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

..... \$ 19,280,398
..... FTEs 431.85

By January 1, 1997, Iowa state university of science and technology shall submit a report concerning the population served and each service provided by the Iowa cooperative extension service in agriculture and home economics to the chairpersons and ranking members of the joint appropriations subcommittee on education and the legislative fiscal bureau.

d. Leopold center

For agricultural research grants at Iowa state university under section 266.39B, and for not more than the following full-time equivalent positions:

..... \$ 560,593
..... FTEs 11.25

e. Livestock disease research

For deposit in and the use of the livestock disease research fund under section 267.8, and for not more than the following full-time equivalent positions:

..... \$ 276,022
..... FTEs 3.17

f. Research park

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

..... \$ 370,000
..... FTEs 4.31

4. UNIVERSITY OF NORTHERN IOWA

a. General university

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

..... \$ 72,083,159
..... FTEs 1,425.50

b. Recycling and reuse center

..... \$ 239,745

c. Metal casting

..... \$ 160,000

5. STATE SCHOOL FOR THE DEAF

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

..... \$ 6,703,655
..... FTEs 124.14

6. IOWA BRAILLE AND SIGHT SAVING SCHOOL

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

..... \$ 3,736,503
..... FTEs 83.68

7. TUITION AND TRANSPORTATION COSTS

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

..... \$ 11,882

Sec. 13. If revenues received by the state board of regents from indirect cost reimbursements, refunds and reimbursements, interest, and other categories within the general operating budgets of the institutions of higher learning under the control of the regents equal an amount greater than the original budget approved by the regents board for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the increase shall be used for building repair, deferred maintenance, or fire safety at the respective institutions of higher learning under the control of the board, and shall not be used to increase budget ceilings adopted by the regents board.

Sec. 14. Reallocations of sums received under section 12, subsections 2, 3, 4, 5, and 6, of this Act, including sums received for salaries, shall be reported on a quarterly basis to the co-chairpersons and ranking members of the legislative fiscal committee and the joint appropriations subcommittee on education.

Sec. 15. It is the intent of the general assembly that \$328,155 of the money appropriated to the university of northern Iowa for the fiscal year beginning July 1, 1996, and ending June 30, 1997, in 1996 Iowa Acts, Senate File 2195, section 3, if enacted, shall be treated by the department of management in the same manner as the money appropriated under the general university category for the university of northern Iowa in section 12, subsection 4, paragraph "a", of this Act.

Sec. 16. Notwithstanding section 8.33, funds appropriated in 1995 Iowa Acts, chapter 218, section 6, subsection 1, paragraph "b", remaining unencumbered or unobligated on June 30, 1996, shall not revert to the general fund of the state but shall be available for expenditure for the purposes listed in section 12, subsection 1, paragraph "b", of this Act during the fiscal year beginning July 1, 1996, and ending June 30, 1997.

Sec. 17. MEDICAL ASSISTANCE -- SUPPLEMENTAL AMOUNTS. For the fiscal year beginning July 1, 1996, and ending June 30,

1997, the department of human services shall continue the supplemental disproportionate share and a supplemental indirect medical education adjustment applicable to state-owned acute care hospitals with more than 500 beds and shall reimburse qualifying hospitals pursuant to that adjustment with a supplemental amount for services provided medical assistance recipients. The adjustment shall generate supplemental payments intended to equal the state appropriation made to a qualifying hospital for treatment of indigent patients as provided in chapter 255. To the extent of the supplemental payments, a qualifying hospital shall, after receipt of the funds, transfer to the department of human services an amount equal to the actual supplemental payments that were made in that month. The aggregate amounts for the fiscal year shall not exceed the state appropriation made to the qualifying hospital for treatment of indigent patients as provided in chapter 255. The department of human services shall deposit the portion of these funds equal to the state share in the department's medical assistance account and the balance shall be credited to the general fund of the state. To the extent that state funds appropriated to a qualifying hospital for the treatment of indigent patients as provided in chapter 255 have been transferred to the department of human services as a result of these supplemental payments made to the qualifying hospital, the department shall not, directly or indirectly, recoup the supplemental payments made to a qualifying hospital for any reason, unless an equivalent amount of the funds transferred to the department of human services by a qualifying hospital pursuant to this provision is transferred to the qualifying hospital by the department.

If the state supplemental amount allotted to the state of Iowa for the federal fiscal year beginning October 1, 1996, and ending September 30, 1997, pursuant to section 1923 (f)(3) of the federal Social Security Act, as amended, or pursuant to federal payments for indirect medical education is greater

than the amount necessary to fund the federal share of the supplemental payments specified in the preceding paragraph, the department of human services shall increase the supplemental disproportionate share or supplemental indirect medical education adjustment by the lesser of the amount necessary to utilize fully the state supplemental amount or the amount of state funds appropriated to the state university of Iowa general education fund and allocated to the university for the college of medicine. The state university of Iowa shall transfer from the allocation for the college of medicine to the department of human services, on a monthly basis, an amount equal to the additional supplemental payments made during the previous month pursuant to this paragraph. A qualifying hospital receiving supplemental payments pursuant to this paragraph that are greater than the state appropriation made to the qualifying hospital for treatment of indigent patients as provided in chapter 255 shall be obligated as a condition of its participation in the medical assistance program to transfer to the state university of Iowa general education fund on a monthly basis an amount equal to the funds transferred by the state university of Iowa to the department of human services. To the extent that state funds appropriated to the state university of Iowa and allocated to the college of medicine have been transferred to the department of human services as a result of these supplemental payments made to the qualifying hospital, the department shall not, directly or indirectly, recoup these supplemental payments made to a qualifying hospital for any reason, unless an equivalent amount of the funds transferred to the department of human services by the state university of Iowa pursuant to this paragraph is transferred to the qualifying hospital by the department.

Continuation of the supplemental disproportionate share and supplemental indirect medical education adjustment shall preserve the funds available to the university hospital for medical and surgical treatment of indigent patients as

provided in chapter 255 and to the state university of Iowa for educational purposes at the same level as provided by the state funds initially appropriated for that purpose.

The department of human services shall, in any compilation of data or other report distributed to the public concerning payments to providers under the medical assistance program, set forth reimbursements to a qualifying hospital through the supplemental disproportionate share and supplemental indirect medical education adjustment as a separate item and shall not include such payments in the amounts otherwise reported as the reimbursement to a qualifying hospital for services to medical assistance recipients.

For purposes of this section, "supplemental payment" means a supplemental payment amount paid for medical assistance to a hospital qualifying for that payment under this section.

Sec. 18. For the fiscal year beginning July 1, 1996, and ending June 30, 1997, the state board of regents may use notes, bonds, or other evidences of indebtedness issued under section 262.48 to finance projects that will result in energy cost savings in an amount that will cause the state board to recover the cost of the projects within an average of six years.

Sec. 19. Notwithstanding section 270.7, the department of revenue and finance shall pay the state school for the deaf and the Iowa braille and sight saving school the moneys collected from the counties during the fiscal year beginning July 1, 1996, for expenses relating to prescription drug costs for students attending the state school for the deaf and the Iowa braille and sight saving school.

Sec. 20. Section 11.6, subsection 1, paragraph a, unnumbered paragraph 1, Code 1995, is amended to read as follows:

The financial condition and transactions of all cities and city offices, counties, county hospitals organized under chapters 347 and 347A, memorial hospitals organized under chapter 37, entities organized under chapter 28E having gross

receipts in excess of one hundred thousand dollars in a fiscal year, merged areas, area education agencies, and all school offices in school districts, shall be examined at least once each year, except that cities having a population of seven hundred or more but less than two thousand shall be examined at least once every four years, and cities having a population of less than seven hundred may be examined as otherwise provided in this section. The examination shall cover the fiscal year next preceding the year in which the audit is conducted. The examination of school offices shall include an audit of all school funds, the certified annual financial report, and the certified enrollment as provided in section 257.6. ~~Examinations of community colleges shall include an audit of eligible and noneligible contact hours as defined in section 260B.2. Eligible and noneligible contact hours and any differences~~ Differences in certified enrollment shall be reported to the department of management.

Sec. 21. Section 256.52, subsections 1 and 2, Code 1995, are amended to read as follows:

1. The state commission of libraries consists of one member appointed by the supreme court, the director of the department of education, or the director's designee, and six members appointed by the governor to serve four-year terms beginning and ending as provided in section 69.19. Of the governor's appointees, one member shall be from the medical profession and five members selected at large. Not more than three of the members appointed by the governor shall be of the same gender. The members shall be reimbursed for their actual expenditures necessitated by their official duties. Members may also be eligible for compensation as provided in section 7E.6.

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

Sec. 22. Section 257.31, subsection 16, Code 1995, is amended to read as follows:

16. The committee shall perform the duties assigned to it under ~~chapter 260B and section sections~~ 257.32 and 260C.18B.

Sec. 23. Section 257B.1A, subsections 2 through 4, if enacted by 1996 Iowa Acts, House File 570, are amended to read as follows:

2. For a transfer of moneys from the interest for Iowa schools fund to the first in the nation in education foundation, prior to July 1, October 1, January 1, and March 1 of each year, the governing board of the first in the nation in education foundation established in section 257A.2 shall certify to the treasurer of state the cumulative total value of cash contributions received under section 257A.7 for deposit in the first in the nation in education fund and for the use of the foundation. ~~The value of in-kind contributions shall be based upon the fair market value of the contribution determined for income tax purposes.~~

The portion of the permanent school fund that is equal to the cumulative total value of cash contributions, less the portion of the permanent school fund dedicated to the international center for gifted and talented education, is dedicated to the first in the nation in education foundation for that year. The interest earned on this dedicated amount shall be transferred by the treasurer of state to the credit of the first in the nation in education foundation.

3. a. For a transfer of moneys from the interest for Iowa schools fund to the international center endowment fund established in section 263.8A, prior to July 1, October 1, January 1, and March 1 of each year, the state university of Iowa shall certify to the treasurer of state the cumulative total value of cash contributions received and deposited in the international center endowment fund. Within fifteen days following certification by the state university of Iowa, the treasurer of state shall transfer from the interest for Iowa schools fund to the international center an amount equal to

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the amount of interest earned on the portion of the permanent school fund that is equal to one-half the cumulative total value of the cash contributions deposited in the international center endowment fund, not to exceed eight hundred seventy-five thousand dollars.

b. However, if prior to July 1, 1998, the general assembly appropriates moneys for the international center endowment fund established in section 263.8A in an aggregate amount equal to eight hundred seventy-five thousand dollars, the transfer of the interest earned based upon the cumulative value of cash contributions equal to one million seven hundred fifty thousand dollars deposited in the international center endowment fund on July 1, 1995, is no longer required under this section. If, on or after July 1, 1998, the general assembly appropriates moneys for the international center endowment fund in an aggregate amount equal to six hundred seventy-five thousand dollars, the transfer of interest earned based upon the cumulative value of cash contributions equal to one million three hundred fifty thousand dollars deposited in the international center endowment fund between July 1, 1995, and June 30, 1998, is no longer required under this section.

4. In addition to the moneys transferred pursuant to subsection 3, paragraph "a", effective on the date on which the cumulative total value of cash contributions deposited in the international center endowment fund between July 1, 1995, and June 30, 1998, equals or exceeds one million three hundred fifty thousand dollars, and annually thereafter, the treasurer of state shall transfer moneys from the interest for Iowa schools fund to the international center endowment fund in an amount equal to the interest earned on six hundred seventy-five thousand dollars in the permanent school fund.

Sec. 24. Section 260C.2, Code 1995, is amended by adding the following new subsection:

NEW SUBSECTION. 2A. "Instructional cost center" means one of the following areas of course offerings of the community colleges:

a. Arts and sciences cost center.

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- b. Vocational-technical preparatory cost center.
- c. Vocational-technical supplementary cost center.
- d. Adult basic education and high school completion cost center.
- e. Continuing and general education cost center.

Sec. 25. Section 260C.4, subsection 4, paragraph h, Code 1995, is amended to read as follows:

h. This subsection is void and shall be stricken from the Code effective June 30, 1995 1998, except as provided in section 260C.47.

Sec. 26. Section 260C.14, Code 1995, is amended by adding the following new subsection:

NEW SUBSECTION. 22. Provide, within a reasonable time, information as requested by the departments of management and education.

Sec. 27. Section 260C.18, subsection 4, Code 1995, is amended to read as follows:

4. State aid and supplemental state aid to be paid in accordance with the statutes which provide such aid.

Sec. 28. NEW SECTION. 260C.18A STATE AID.

For the fiscal year beginning July 1, 1996, and for each succeeding fiscal year, moneys appropriated by the general assembly from the general fund of the state to the department of education for community college purposes for general state financial aid, including general financial aid to merged areas in lieu of personal property tax replacement payments under section 427A.13, to merged areas as defined in section 260C.2, and for vocational education programs in accordance with chapters 258 and 260C, for a fiscal year, shall be allocated to each community college by the department of education in the proportion that the allocation to that community college in 1995 Iowa Acts, chapter 218, section 1, subsection 19, bears to the total appropriation made in 1995 Iowa Acts, chapter 218, section 1, subsection 19.

Sec. 29. NEW SECTION. 260C.18B COMMUNITY COLLEGE BUDGET REVIEW.

1. A community college budget review procedure is established for the school budget review committee created in section 257.30. The school budget review committee, in addition to its duties under chapter 257, shall meet and hold hearings each year under this chapter to review unusual circumstances of community colleges, either upon the committee's motion or upon the request of a community college. The committee may grant supplemental state aid to the community college from funds appropriated to the department of education for community college budget review purposes.

Unusual circumstances shall include but not be limited to the following:

- a. An unusual increase or decrease in enrollment or contact hours.
- b. Natural disasters.
- c. Unusual staffing problems.
- d. Unusual necessity for additional funds to permit continuance of a course or program in an instructional cost center which provides substantial benefit to students.
- e. Unusual need for a new course or program in an instructional cost center which will provide substantial benefit to students, if the community college establishes the need and the amount of necessary increased cost.
- f. Unique problems of community colleges to include vandalism, civil disobedience, and other costs incurred by community colleges.

2. When the school budget review committee makes a decision under subsection 1, it shall provide written notice of its decision, including the amount of supplemental state aid approved, to the board of directors of the community college and to the department of education.

3. All decisions by the school budget review committee under this chapter shall be made in accordance with reasonable and uniform policies which shall be consistent with this chapter.

4. Failure by a community college to provide information or appear before the school budget review committee as requested for the accomplishment of review or hearing constitutes justification for the committee to instruct the department of revenue and finance to withhold supplemental state aid to that community college until the committee's inquiries are satisfied completely.

Sec. 30. Section 260C.22, Code 1995, is amended by adding the following new subsection:

NEW SUBSECTION. 4. The board of directors of any merged area that failed to certify for levy under subsection 3 by March 15, 1982, and March 15, 1983, may certify for levy by April 15, 1997, and April 15, 1998, a tax on taxable property in the merged area at rates that will provide total revenues for the two years equal to five percent of the area school's general fund expenditures for the fiscal year ending June 30, 1995, in order to provide a cash reserve for that area school. As nearly as possible, one-half the revenue for the cash reserve fund shall be collected during each year.

The revenues derived from the levies shall be placed in a separate cash reserve fund. Notwithstanding subsection 3, moneys from the cash reserve fund established by a merged area under subsection 3 or this subsection shall be used only to alleviate temporary cash shortages and for the acquisition, lease, lease-purchase, installation, and maintenance of instructional technology equipment, including hardware and software, materials and supplies, and staff development and training related to instructional technology. If moneys from the cash reserve fund are used to alleviate a temporary cash shortage, the cash reserve fund shall be reimbursed immediately from the general fund of the community college as funds in the general fund become available, but in no case later than June 30 of the current fiscal year, to repay the funds taken from the cash reserve fund.

Sec. 31. Section 260C.29, subsection 3, Code Supplement 1995, is amended by adding the following new paragraphs:

NEW PARAGRAPH. f. Contract with other community colleges to expand the availability of program services and increase the number of students served by the program.

NEW PARAGRAPH. g. Establish a separate account, which shall consist of all appropriations, grants, contributions, bequests, endowments, or other moneys or gifts received specifically for purposes of the program by the community college administering the program as provided in subsection 2. Not less than eighty percent of the funds received from state appropriations for purposes of the program shall be used for purposes of assistance to students as provided in subsection 5.

Sec. 32. Section 260C.34, Code 1995, is amended to read as follows:

260C.34 USES OF FUNDS.

Funds obtained pursuant to section 260C.17; section 260C.18, subsections 3, 4, and 5 ~~of section 260C.18~~; section and sections 260C.18A, 260C.18B, 260C.19, and section 260C.22 shall not be used for the construction or maintenance of athletic buildings or grounds but may be used for a project under section 260C.56.

Sec. 33. Section 260C.39, unnumbered paragraph 5, Code 1995, is amended to read as follows:

The terms of employment of personnel, for the academic year following the effective date of the agreement to combine the merged areas shall not be affected by the combination of the merged areas, except in accordance with the procedures under sections 279.15 to 279.18 and section 279.24, to the extent those procedures are applicable, or under the terms of the base bargaining agreement. The authority and responsibility to offer new contracts or to continue, modify, or terminate existing contracts pursuant to any applicable procedures under chapter 279, shall be transferred to the acting, and then to the new, board of the combined merged area upon certification of a favorable vote to each of the merged areas affected by the agreement. The collective bargaining agreement of the

~~merged area with the largest number of contact hours eligible for receiving the greatest amount of general state aid, as defined under section 260D.2,~~ shall serve as the base agreement for the combined merged area and the employees of the merged areas which combined to form the new combined merged area shall automatically be accreted to the bargaining unit from that former merged area for purposes of negotiating the contracts for the following years without further action by the public employment relations board. If only one collective bargaining agreement is in effect among the merged areas which are combining under this section, then that agreement shall serve as the base agreement, and the employees of the merged areas which are combining to form the new combined merged area shall automatically be accreted to the bargaining unit of that former merged area for purposes of negotiating the contracts for the following years without further action by the public employment relations board. The board of the combined merged area, using the base agreement as its existing contract, shall bargain with the combined employees of the merged areas that have agreed to combine for the academic year beginning with the effective date of the agreement to combine merged areas. The bargaining shall be completed by March 15 prior to the academic year in which the agreement to combine merged areas becomes effective or within one hundred eighty days after the organization of the acting board of the new combined merged area, whichever is later. If a bargaining agreement was already concluded in the former merged area which has the collective bargaining agreement that is serving as the base agreement for the new combined merged area, between the former merged area board and the employees of the former merged area, that agreement is void, unless the agreement contained multiyear provisions affecting academic years subsequent to the effective date of the agreement to form a combined merged area. If the base collective bargaining agreement contains multiyear provisions, the duration and effect of the agreement shall be controlled by

the terms of the agreement. The provisions of the base agreement shall apply to the offering of new contracts, or the continuation, modification, or termination of existing contracts between the acting or new board of the combined merged area and the combined employees of the new combined merged area.

Sec. 34. Section 260C.47, subsection 1, unnumbered paragraph 1, Code 1995, is amended to read as follows:

The state board of education shall establish an accreditation process for community college programs by July 1, ~~1994~~ 1997. The process shall be jointly developed and agreed upon by the department of education and the community colleges. The state accreditation process shall be integrated with the accreditation process of the north central association of colleges and schools, including the evaluation cycle, the self-study process, and the criteria for evaluation, which shall incorporate the standards for community colleges developed under section 260C.48; and shall identify and make provision for the needs of the state that are not met by the association's accreditation process. If a joint agreement has not been reached by July 1, ~~1994~~ 1997, the approval process provided under section 260C.4, subsection 4, shall remain the required accreditation process for community colleges. For the academic year commencing July 1, ~~1995~~ 1998, and in succeeding school years, the department of education shall use a two-component process for the continued accreditation of community college programs.

Sec. 35. NEW SECTION. 260C.49 RULES.

The department of education shall adopt rules and definitions of terms necessary for the administration of this chapter. The school budget review committee shall adopt rules under chapter 17A to carry out section 260C.18B.

Sec. 36. Section 261.12, subsection 1, paragraph b, Code Supplement 1995, is amended to read as follows:

b. For the fiscal year beginning July 1, ~~1995~~ 1996, and for each following fiscal year, ~~two~~ three thousand ~~nine~~ one hundred fifty dollars.

Sec. 37. NEW SECTION. 261.21 NATIONAL GUARD TUITION AID PROGRAM.

1. Subject to an appropriation of sufficient funds by the general assembly, a member of the national guard who meets the eligibility requirements of this subsection is entitled to attend and pursue any undergraduate course of study at a community college as defined in chapter 260C, or an institution of higher learning under the control of the state board of regents upon the payment by the member personally of fifty percent of the tuition charged by the community college or institution of higher learning. The remaining tuition shall be paid by the college student aid commission from funds appropriated by the general assembly. To be eligible for tuition aid under this section, a national guard member shall meet the following conditions:

a. Be a resident of the state and a member of an Iowa army or air national guard unit throughout each semester or duration of the vocational program for which the member has applied for benefits.

b. Have satisfactorily completed required initial active duty training.

c. Have maintained satisfactory performance of duty upon return from initial active duty training, including attending a minimum ninety percent of scheduled drill dates and attending annual training.

d. Have satisfactorily met the entrance requirements for admission to a community college, or institution of higher learning under the control of the state board of regents, and maintain satisfactory academic progress.

e. Have provided proper notice of national guard status to the community college or institution at the time of registration for the term in which tuition benefits are sought.

f. Apply to the adjutant general of Iowa, who shall determine eligibility and whose decision is final.

2. Participation in the tuition aid program by an accredited private institution, as defined in section 261.9, is voluntary. Subject to an appropriation of sufficient funds by the general assembly, a member of the Iowa national guard who meets the eligibility requirements of subsection 1, except for subsection 1, paragraph "d", is entitled to attend and pursue any undergraduate course of study at any participating accredited private institution, as defined in section 261.9, upon admission to the institution and payment of tuition less an amount equal to fifty percent of the resident tuition rate established for institutions of higher learning under the control of the state board of regents. The remaining tuition, not to exceed fifty percent of the resident tuition rate for a regents university, shall be paid by the college student aid commission from funds appropriated by the general assembly.

3. An eligible member of the national guard, attending an educational institution as a full-time student, shall not receive tuition aid under this section for more than eight semesters, or if attending as a part-time student, not more than sixteen semesters of undergraduate study, or the trimester or quarter equivalent. A guard member who has met the educational requirements for a baccalaureate degree is ineligible for tuition aid under this section.

4. The eligibility of applicants shall be certified by the adjutant general of Iowa to the college student aid commission, and all amounts that are or become due to a community college, accredited private institution, or institution of higher learning under the control of the state board of regents under this section shall be paid to the college or institution by the college student aid commission upon receipt of certification by the president or governing board of the educational institution as to accuracy of charges made, and as to the attendance of the individual at the educational institution. The college student aid commission shall maintain an annual record of the number of participants and the tuition dollar value of the participation.

5. The college student aid commission shall adopt rules pursuant to chapter 17A to administer this section.

Sec. 38. Section 261.25, subsections 1 and 3, Code Supplement 1995, are amended to read as follows:

1. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of thirty-five thirty-eight million six hundred sixty-four thousand seven hundred fifty dollars for tuition grants.

3. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of one million four six hundred twenty-four eight thousand seven two hundred eighty fifty-seven dollars for vocational-technical tuition grants.

Sec. 39. Section 261.48, unnumbered paragraph 4, Code 1995, is amended by striking the unnumbered paragraph.

Sec. 40. Section 261C.6, subsection 2, unnumbered paragraph 2, Code 1995, is amended to read as follows:

A pupil is not eligible to enroll on a full-time basis in an eligible postsecondary institution and receive payment for all courses in which a student is enrolled. ~~If an eligible postsecondary institution is a community college established under chapter 260C, the contact hours of a pupil for which a tuition reimbursement amount is received are not contact hours eligible for general aid under chapter 260B.~~

Sec. 41. Section 262.9, subsection 4, unnumbered paragraph 1, Code Supplement 1995, is amended to read as follows:

Manage and control the property, both real and personal, belonging to the institutions. The board shall purchase or require the purchase of, when the price is reasonably competitive and the quality as intended, ~~and in keeping with the schedule established in this subsection,~~ soybean-based inks and plastic products with recycled content, including but not limited to plastic garbage can liners. ~~For purposes of this subsection, "recycled content" means that the content of the product contains a minimum of thirty percent postconsumer material.~~ All inks purchased that are used internally or are

contracted for by the board shall be soybean-based to the extent formulations for such inks are available.

Sec. 42. Section 262.9, subsection 4, paragraphs a, b, and c, Code Supplement 1995, are amended by striking the paragraphs.

Sec. 43. Section 262.9, subsection 10, Code Supplement 1995, is amended by striking the subsection.

Sec. 44. Section 262.9, Code Supplement 1995, is amended by adding the following new subsection:

NEW SUBSECTION. 30. By January 1 annually, submit a report to the general assembly and the legislative fiscal bureau on the facilities overhead use allowance and the amount of building and equipment use allowances of the overall indirect cost recovery on federally sponsored research programs. The report shall include the individual institutional policies of distribution of the federal facilities overhead use allowance within each institution of higher learning under the control of the board, and shall be in a format agreed to by the board and the legislative fiscal bureau.

Sec. 45. Section 262.34A, Code 1995, is amended to read as follows:

262.34A BID REQUESTS.

The state board of regents shall request bids and proposals for materials, products, supplies, provisions, and other needed articles to be purchased at public expense, from Iowa state industries as defined in section 904.802, subsection 2, when the articles are available in the requested quantity and at comparable prices and quality. The exceptions provided under section 904.808, subsection 1, shall not apply to the state board of regents.

Sec. 46. Section 272.2, subsection 15, if enacted by 1996 Iowa Acts, House File 455, is amended to read as follows:

15. Adopt rules that require specificity in written complaints that are filed by individuals who have personal knowledge of an alleged violation and which are accepted by

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the board, provide that the jurisdictional requirements as set by the board in administrative rule are met on the face of the complaint before initiating an investigation of allegations, provide that before initiating an investigation of allegations, provide that any investigation be limited to the allegations contained on the face of the complaint, provide for an adequate interval between the receipt of a complaint and public notice of the complaint, permit parties to a complaint to mutually agree to a resolution of the complaint filed with the board, allow the respondent the right to review any investigative report for accuracy with its author prior to the submission of the report to upon a finding of probable cause for further action by the board, require that the conduct providing the basis for the complaint occurred within three years of the filing discovery of the complaint event by the complainant unless good cause can be shown for an extension of this limitation, and require complaints to be resolved within one hundred eighty days unless good cause can be shown for an extension of this limitation.

Sec. 47. Section 273.3, subsection 12, Code 1995, is amended to read as follows:

12. Prepare an annual budget estimating income and expenditures for programs and services as provided in sections 273.1 to 273.9 and chapter 256B within the limits of funds provided under section 256B.9 and chapter 257. The board shall give notice of a public hearing on the proposed budget by publication in an official county newspaper in each county in the territory of the area education agency in which the principal place of business of a school district that is a part of the area education agency is located. The notice shall specify the date, which shall be not later than March 1 of each year, the time, and the location of the public hearing. The proposed budget as approved by the board shall then be submitted to the state board of education, on forms provided by the department, no later than March 15 preceding the next fiscal year for approval. The state board shall

review the proposed budget of each area education agency and shall before April 1, either grant approval or return the budget without approval with comments of the state board included. An unapproved budget shall be resubmitted to the state board for final approval not later than April 15. For the fiscal year beginning July 1, 1999, and each succeeding fiscal year, the state board shall give final approval only to budgets submitted by area education agencies accredited by the state board or that have been given conditional accreditation by the state board.

Sec. 48. Section 273.3, Code 1995, is amended by adding the following new subsection:

NEW SUBSECTION. 22. Meet annually with the members of the boards of directors of the school districts located within its boundaries if requested by the school district boards.

Sec. 49. NEW SECTION. 273.10 ACCREDITATION OF AREA EDUCATION PROGRAMS.

1. The department of education shall develop, in consultation with the area education agencies, and establish an accreditation process for area education agencies by July 1, 1997. At a minimum, the accreditation process shall consist of the following:

a. The timely submission by an area education agency of information required by the department on forms provided by the department.

b. The use of an accreditation team appointed by the director of the department of education to conduct an evaluation, including an on-site visit of each area education agency. The team shall include, but is not limited to, department staff members, representatives from the school districts served by the area education agency being evaluated, area education agency staff members from area education agencies other than the area education agency that conducts the programs being evaluated for accreditation, and other team members with expertise as deemed appropriate by the director.

2. Prior to a visit to an area education agency, the accreditation team shall have access to that area education agency's program audit report filed with the department. After a visit to an area education agency, the accreditation team shall determine whether the accreditation standards for a program have been met and shall make a report to the director and the state board, together with a recommendation as to whether the programs of the area education agency should receive initial accreditation or remain accredited. The accreditation team shall report strengths and weaknesses, if any, for each accreditation standard and shall advise the area education agency of available resources and technical assistance to further enhance the strengths and improve areas of weakness. An area education agency may respond to the accreditation team's report.

3. The state board of education shall determine whether a program of an area education agency shall receive initial accreditation or shall remain accredited. Approval of area education agency programs by the state board shall be based upon the recommendation of the director of the department of education after a study of the factual and evaluative evidence on record about each area education agency program in terms of the accreditation standards adopted by the state board.

Approval, if granted, shall be for a term of three years. However, the state board may grant conditional approval for a term of less than three years if conditions warrant.

4. If the state board of education determines that an area education agency's program does not meet accreditation standards, the director of the department of education, in cooperation with the board of directors of the area education agency, shall establish a remediation plan prescribing the procedures that must be taken to correct deficiencies in meeting the program standards, and shall establish a deadline date for correction of the deficiencies. The remediation plan is subject to the approval of the state board.

5. The area education agency program shall remain accredited during the implementation of the remediation plan. The accreditation team shall visit the area education agency and shall determine whether the deficiencies in the standards for the program have been corrected and shall make a report and recommendation to the director and the state board of education. The state board shall review the report and recommendation and shall determine whether the deficiencies in the program have been corrected.

6. If the deficiencies in an area education program have not been corrected, the agency board shall take one of the following actions within sixty days from removal of accreditation:

a. Merge the deficient program with a program from another accredited area education agency.

b. Contract with another area education agency or other public educational institution for purposes of program delivery.

The rules developed by the state board of education for the accreditation process shall include provisions for removal of accreditation, including provisions for proper notice to the administrator of the area education agency, each member of the board of directors of the area education agency, and the superintendents and administrators of the schools of the districts served by the area education agency.

Sec. 50. NEW SECTION. 273.11 STANDARDS FOR ACCREDITING AREA EDUCATION PROGRAMS.

1. The state board of education shall develop standards and rules for the accreditation of area education agencies by July 1, 1997. Standards shall be general in nature, but at a minimum shall identify requirements addressing the services provided by each division, as well as identifying indicators of quality that will permit area education agencies, school districts, the department of education, and the general public to judge accurately the effectiveness of area education agency services.

2. Standards developed shall include, but are not limited to, the following:

- a. Support for school-community planning, including a means of assessing needs, establishing shared direction and implementing program plans and reporting progress.
- b. Professional development programs that respond to current needs.
- c. Support for curriculum development, instruction, and assessment for reading, language arts, math and science, using research-based methodologies.
- d. Special education compliance and support.
- e. Management services, including financial reporting and purchasing as requested and funded by local districts.
- f. Support for instructional media services that supplement and support local district media centers and services.
- g. Support for school technology planning and staff development for implementing instructional technologies.
- h. A program and services evaluation and reporting system.

Sec. 51. Section 282.4, subsection 3, Code Supplement 1995, is amended to read as follows:

3. Notwithstanding section 282.6, if a student has been expelled or suspended from school and has not met the conditions of the expulsion or suspension ~~and-if-the-student, or-the-parent-or-guardian-of-the-student, changes-district-of residence,~~ the student shall not be ~~enrolled~~ permitted to enroll in the ~~new a school~~ new school district of residence until the board of directors of the ~~new school~~ new school district of residence approves, by a majority vote, the enrollment of the student.

Sec. 52. Section 282.5, Code Supplement 1995, is amended to read as follows:

282.5 READMISSION OF STUDENT.

When a student is suspended by a teacher, principal, or superintendent, pursuant to section 282.4, the student may be readmitted by the teacher, principal, or superintendent when the conditions of the suspension have been met, but when

expelled by the board the student may be readmitted only by the board or in the manner prescribed by the board.

Sec. 53. Section 294A.25, subsections 7 and 8, Code Supplement 1995, are amended to read as follows:

7. Commencing with the fiscal year beginning July 1, ~~1993~~ 1996, the amount of fifty thousand dollars for geography alliance, ~~seventy-thousand-dollars-for-gifted-and-talented,~~ and one hundred eighty thousand dollars for a management information system from additional funds transferred from phase I to phase III.

8. For the fiscal year beginning July 1, ~~1995~~ 1996, and ending June 30, 1997, to the department of education from phase III moneys the amount of one million two hundred fifty thousand dollars for support for the operations of the new Iowa schools development corporation and for school transformation design and implementation projects administered by the corporation. Of the amount provided in this subsection, one hundred fifty thousand dollars shall be used for the school and community planning initiative.

Sec. 54. Section 298.9, Code Supplement 1995, is amended to read as follows:

298.9 SPECIAL LEVIES.

If the voter-approved physical plant and equipment levy, consisting solely of a physical plant and equipment property tax levy, is voted at a special election and certified to the board of supervisors after the regular levy is made, the board shall at its next regular meeting levy the tax and cause it to be entered upon the tax list to be collected as other school taxes. If the certification is filed prior to April May 1, the annual levy shall begin with the tax levy of the year of filing. If the certification is filed after April May 1 in a year, the levy shall begin with the levy of the fiscal year succeeding the year of the filing of the certification.

Sec. 55. FUNDS TRANSFERRED. For the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amounts for the purposes designated shall be paid to the department of

education from additional funds transferred from phase I to phase III:

1. For support of the Iowa mathematics and science coalition:

..... \$ 50,000

2. For purposes of the Iowa law and school safety project:

..... \$ 75,000

3. For supplemental funds for a management information system:

..... \$ 120,000

If funds available are insufficient to fully fund the appropriation for a management information system under this section, the amount distributed for the management information system shall be reduced to an amount equal to the available funds.

Sec. 56. 1996 Iowa Acts, Senate File 2080, section 70, subsection 1, is amended to read as follows:

1. Sections 260C.24 and Section 303.18, Code Supplement 1995, are is repealed.

Sec. 57. 1996 Iowa Acts, Senate File 2080, section 16, is repealed.

Sec. 58. REPEAL -- DIRECTION TO CODE EDITOR. Section 260C.18A, as enacted in this Act, is repealed effective July 1, 1997. The Code editor shall strike the reference to section 260C.18A in section 260C.34 effective July 1, 1997.

Sec. 59. REPEAL.

1. Sections 225.34, 261.45, 261.52A, and 294.15, Code 1995, are repealed.

2. Chapter 260D, Code and Code Supplement 1995, is repealed.

Sec. 60. EFFECTIVE DATE. The unnumbered paragraph relating to the creation of a dental hygienist program provided for in section 6, subsection 15, of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 61. EFFECTIVE AND RETROACTIVE APPLICABILITY DATES. The sections of this Act which amend section 260C.4,

subsection 4, paragraph "h", and section 260C.47, subsection 1, unnumbered paragraph 1, being deemed of immediate importance, take effect upon enactment and apply retroactively to June 30, 1994.

Sec. 62. Sections 3, 8, and 16 of this Act and section 59, subsection 2, of this Act, being deemed of immediate importance, take 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 2477, Seventy-sixth General Assembly.

Item Veto

ELIZABETH ISAACSON
Chief Clerk of the House

Approved May 29, 1996

TERRY E. BRANSTAD
Governor