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APPROPRIATIONS CALENDAR

HOUSE FILE 2498
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 672)

(p.1164) Passed House, Date 4-1-98 (p.1163) Passed Senate, Date 4/9/98
Vote: Ayes 62 Nays 35 Vote: Ayes 45 Nays 3
Approved May 19, 1998
Step
relined

A BILL FOR

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

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

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DEPT. OF REVENUE

1 Section 1. AUDITOR OF STATE. There is appropriated from
2 the general fund of the state to the office of the auditor of
3 state for the fiscal year beginning July 1, 1998, and ending
4 June 30, 1999, the following amount, or so much thereof as is
5 necessary, to be used for the purposes designated:

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

9	\$	1,426,124
10	FTEs	112.50

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

22 Of the funds appropriated to the innovation fund in the
23 department of management, a sum not to exceed \$50,000 shall be
24 used to fund a contract to train a six-member team from the
25 office of auditor of state to review the processes used by
26 governmental departments and agencies and determine methods of
27 improving the processes. The request for proposal for the
28 training contract is subject to review by the chairpersons and
29 ranking members of the joint appropriation subcommittee on
30 administration and regulation before the request for proposal
31 is released for bidding.

32 Sec. 2. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There
33 is appropriated from the general fund of the state to the Iowa
34 ethics and campaign disclosure board for the fiscal year
35 beginning July 1, 1998, and ending June 30, 1999, the

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

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

6	\$	484,502
7	FTEs	8.00

8 Sec. 3. DEPARTMENT OF COMMERCE. There is appropriated
9 from the general fund of the state to the department of
10 commerce for the fiscal year beginning July 1, 1998, and
11 ending June 30, 1999, the following amounts, or so much
12 thereof as is necessary, for the purposes designated:

13 1. ADMINISTRATIVE SERVICES DIVISION

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

17	\$	1,033,788
18	FTEs	18.50

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

1 2. ALCOHOLIC BEVERAGES DIVISION

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

5 \$ 1,541,982
6 FTEs 25.00

7 3. BANKING DIVISION

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

11 \$ 5,670,073
12 FTEs 77.00

13 4. CREDIT UNION DIVISION

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

17 \$ 1,104,001
18 FTEs 19.00

19 5. INSURANCE DIVISION

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

23 \$ 3,710,765
24 FTEs 94.50

25 Of the amounts appropriated in this subsection to the
26 insurance division, not more than \$100,000 shall be used for
27 the regulation of health insurance reform.

28 Of the amounts appropriated in this subsection to the
29 insurance division, at least \$300,000 shall be used for the
30 investigation of insurance fraud.

31 The insurance division may reallocate authorized full-time
32 equivalent positions as necessary to respond to accreditation
33 recommendations or requirements. The insurance division
34 expenditures for examination purposes may exceed the projected
35 receipts, refunds, and reimbursements, estimated pursuant to

1 section 505.7, subsection 7, including the expenditures for
2 retention of additional personnel, if the expenditures are
3 fully reimbursable and the division first does both of the
4 following:

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

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

11 6. PROFESSIONAL LICENSING AND REGULATION DIVISION

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

15	\$	869,304
16	FTEs	12.00

17 7. UTILITIES DIVISION

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

21	\$	5,689,831
22	FTEs	75.00

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

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

6 Sec. 4. LEGISLATIVE AGENCIES. There is appropriated from
7 the general fund of the state to the following named agencies
8 for the fiscal year beginning July 1, 1998, and ending June
9 30, 1999, the following amounts, or so much thereof as is
10 necessary, to be used for the purposes designated:

- 11 1. COMMISSION ON UNIFORM STATE LAWS
- 12 For support of the commission and expenses of the members:
- 13 \$ 24,055
- 14 2. NATIONAL CONFERENCE OF STATE LEGISLATURES
- 15 For support of the membership assessment:
- 16 \$ 98,557
- 17 3. NATIONAL CONFERENCE OF INSURANCE LEGISLATORS
- 18 For support of the membership assessment:
- 19 \$ 3,000

20 Sec. 5. DEPARTMENT OF GENERAL SERVICES. There is
21 appropriated from the general fund of the state to the
22 department of general services for the fiscal year beginning
23 July 1, 1998, and ending June 30, 1999, the following amounts,
24 or so much thereof as is necessary, to be used for the
25 purposes designated:

- 26 1. ADMINISTRATION
- 27 For salaries, support, maintenance, miscellaneous purposes,
- 28 and for not more than the following full-time equivalent
- 29 positions:
- 30 \$ 1,834,878
- 31 FTEs 48.85

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

1 \$ 4,413,534

2 FTEs 116.00

3 3. CAPITOL PLANNING COMMISSION

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

6 \$ 2,000

7 4. RENTAL SPACE

8 For payment of lease or rental costs of buildings and
9 office space at the seat of government as provided in section
10 18.12, subsection 9, notwithstanding section 18.16:

11 \$ 844,898

12 5. UTILITY COSTS

13 For payment of utility costs:

14 \$ 2,324,489

15 Notwithstanding sections 8.33 and 18.12, subsection 11, any
16 excess funds appropriated for utility costs in this subsection
17 shall not revert to the general fund of the state on June 30,
18 1999, but shall remain available for expenditure for the
19 purposes of this subsection during the fiscal year beginning
20 July 1, 1999.

21 6. TERRACE HILL OPERATIONS

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

25 \$ 210,494

26 FTEs 5.00

27 Sec. 6. REVOLVING FUNDS. There is appropriated from the
28 designated revolving funds to the department of general
29 services for the fiscal year beginning July 1, 1998, and
30 ending June 30, 1999, the following amounts, or so much
31 thereof as is necessary, to be used for the purposes
32 designated:

33 1. CENTRALIZED PRINTING

34 From the centralized printing permanent revolving fund
35 established by section 18.57 for salaries, support,

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

3	\$	1,025,355
4	FTEs	27.30

5 2. CENTRALIZED PRINTING -- REMAINDER

6 The remainder of the centralized printing permanent
7 revolving fund is appropriated for the expense incurred in
8 supplying paper stock, offset printing, copy preparation,
9 binding, distribution costs, original payment of printing and
10 binding claims and contingencies arising during the fiscal
11 year beginning July 1, 1998, and ending June 30, 1999, which
12 are legally payable from this fund.

13 3. CENTRALIZED PURCHASING

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

18	\$	927,663
19	FTEs	17.95

20 4. CENTRALIZED PURCHASING -- REMAINDER

21 The remainder of the centralized purchasing permanent
22 revolving fund is appropriated for the payment of expenses
23 incurred through purchases by various state departments and
24 for contingencies arising during the fiscal year beginning
25 July 1, 1998, and ending June 30, 1999, which are legally
26 payable from this fund.

27 5. VEHICLE DISPATCHER

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

32	\$	722,636
33	FTEs	15.85

34 6. VEHICLE DISPATCHER -- REMAINDER

35 The remainder of the vehicle dispatcher revolving fund is

1 appropriated for the purchase of gasoline, gasohol, oil,
 2 tires, repairs, and all other maintenance expenses incurred in
 3 the operation of state-owned motor vehicles and for
 4 contingencies arising during the fiscal year beginning July 1,
 5 1998, and ending June 30, 1999, which are legally payable from
 6 this fund.

7 Sec. 7. GOVERNOR AND LIEUTENANT GOVERNOR. There is
 8 appropriated from the general fund of the state to the offices
 9 of the governor and the lieutenant governor for the fiscal
 10 year beginning July 1, 1998, and ending June 30, 1999, the
 11 following amounts, or so much thereof as is necessary, to be
 12 used for the purposes designated:

13 1. GENERAL OFFICE

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

18	\$	1,282,348
19	FTEs	17.25

20 The sum of \$2,243 shall revert from the juvenile
 21 violence/safe schools fund in the office of the governor to
 22 the general fund of the state on July 1, 1998.

23 The sum of \$140 shall be transferred from the congress on
 24 the environment fund in the office of the governor to the Iowa
 25 resources enhancement and protection fund created in section
 26 455A.18 on July 1, 1998.

27 2. TERRACE HILL QUARTERS

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

31	\$	75,017
32	FTEs	2.00

33 3. ADMINISTRATIVE RULES COORDINATOR

34 For salaries, support, maintenance, and miscellaneous
 35 purposes for the office of administrative rules coordinator,

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

3 \$ 135,047
4 FTEs 3.00

5 4. NATIONAL GOVERNORS ASSOCIATION

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

8 \$ 66,200

9 5. GUBERNATORIAL TRANSITION

10 For expenses incurred during the gubernatorial transition:

11 \$ 15,000

12 Sec. 8. DEPARTMENT OF INSPECTIONS AND APPEALS. There is

13 appropriated from the general fund of the state to the
14 department of inspections and appeals for the fiscal year
15 beginning July 1, 1998, and ending June 30, 1999, the
16 following amounts, or so much thereof as is necessary, for the
17 purposes designated:

18 1. FINANCE AND SERVICES DIVISION

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

22 \$ 536,695
23 FTEs 20.20

24 2. AUDITS DIVISION

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

28 \$ 509,419
29 FTEs 12.00

30 3. APPEALS AND FAIR HEARINGS DIVISION

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

34 \$ 250,428
35 FTEs 25.50

1 4. INVESTIGATIONS DIVISION

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

5	\$	951,855
6	FTEs	40.00

7 It is the intent of the general assembly that \$24,098 and 1
8 FTE included in this subsection shall be used for additional
9 welfare fraud investigations.

10 5. HEALTH FACILITIES DIVISION

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

14	\$	2,050,961
15	FTEs	100.00

16 6. INSPECTIONS DIVISION

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

20	\$	617,150
21	FTEs	12.00

22 The department of inspections and appeals shall cooperate
23 with the department of human services, the Iowa foundation for
24 medical care, and the Iowa state university social and
25 behavioral research center for rural health, in implementing a
26 positive incentives for nursing care in an Iowa nursing home
27 pilot project. The positive incentives may include best
28 practice awards, extended reinspection periods, and other
29 waivers to reduce documentation, staffing, and inspection
30 survey length.

31 7. EMPLOYMENT APPEAL BOARD

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

35	\$	34,398
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1 FTEs 15.00

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

11 8. STATE FOSTER CARE REVIEW BOARD

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

15 \$ 573,811

16 FTEs 13.00

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

23 Sec. 9. RACETRACK REGULATION. There is appropriated from
24 the general fund of the state to the racing and gaming
25 commission of the department of inspections and appeals for
26 the fiscal year beginning July 1, 1998, and ending June 30,
27 1999, the following amount, or so much thereof as is
28 necessary, to be used for the purposes designated:

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

32 \$ 2,067,328

33 FTEs 23.51

34 It is the intent of the general assembly that a gambling
35 game license holder may distribute profits to a governmental

1 body and the distribution shall be considered a charitable
2 contribution. The duty to make such contributions may be the
3 subject of a contract between a governmental body and a
4 gambling game license holder. The state racing and gaming
5 commission shall establish, by rule, criteria to be used for
6 evaluating and approving contracts. The criteria shall be
7 detailed and include categories that are described and
8 assigned a percentage value.

9 Sec. 10. EXCURSION BOAT REGULATION. There is appropriated
10 from the general fund of the state to the racing and gaming
11 commission of the department of inspections and appeals for
12 the fiscal year beginning July 1, 1998, and ending June 30,
13 1999, the following amount, or so much thereof as is
14 necessary, to be used for the purposes designated:

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

19	\$	1,317,060
20	FTEs	25.29

21 It is the intent of the general assembly that the racing
22 and gaming commission shall only employ additional full-time
23 equivalent positions for riverboat gambling enforcement as
24 authorized by the department of management as needed for
25 enforcement on new riverboats. If more than nine riverboats
26 are operating during the fiscal year beginning July 1, 1998,
27 and ending June 30, 1999, the commission may expend no more
28 than \$120,349 for no more than 2 FTEs for each additional
29 riverboat in excess of nine. The additional expense
30 associated with the positions shall be paid from fees assessed
31 by the commission as provided in chapter 99F.

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

35 Sec. 11. USE TAX APPROPRIATION. There is appropriated

1 from the use tax receipts collected pursuant to sections 423.7
2 and 423.7A prior to their deposit in the road use tax fund
3 pursuant to section 423.24, subsection 1, to the appeals and
4 fair hearings division of the department of inspections and
5 appeals for the fiscal year beginning July 1, 1998, and ending
6 June 30, 1999, the following amount, or so much thereof as is
7 necessary, for the purposes designated:

8 For salaries, support, maintenance, and miscellaneous
9 purposes:
10 \$ 1,075,030

11 Sec. 12. DEPARTMENT OF MANAGEMENT. There is appropriated
12 from the general fund of the state to the department of
13 management for the fiscal year beginning July 1, 1998, and
14 ending June 30, 1999, the following amounts, or so much
15 thereof as is necessary, to be used for the purposes
16 designated:

17 1. GENERAL OFFICE

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

21 \$ 1,987,450
22 FTEs 28.00

23 The department of management shall report to the
24 chairpersons and ranking members of the joint appropriations
25 subcommittee on administration and regulation and the
26 legislative fiscal bureau the accrued unused sick leave and
27 vacation liability for each state department, agency, and
28 office of state government receiving appropriations under this
29 Act. The report shall include recommendations of the
30 department on how the accrued liabilities may be incorporated
31 into state budget documents. The report shall be submitted
32 not later than December 1, 1998.

33 The department of management shall report to the
34 chairpersons and ranking members of the joint appropriations
35 subcommittee on administration and regulation and the

1 legislative fiscal bureau concerning the recommendations
 2 received from the \$300,000 fleet management services study
 3 received by the department, the recommendations implemented by
 4 state agencies, increased service levels attained due to
 5 implementation, recommendations to be implemented during the
 6 fiscal year ending June 30, 1999, and the savings realized
 7 from the recommendations which have been implemented. The
 8 report submitted to the joint appropriations subcommittee on
 9 administration and regulation and the legislative fiscal
 10 bureau shall be for the fiscal year ending June 30, 1998, and
 11 shall be submitted not later than January 1, 1999.

12 2. LAW ENFORCEMENT TRAINING REIMBURSEMENTS

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

16 \$ 47,500

17 3. COUNCIL OF STATE GOVERNMENTS

18 For support of the membership assessment:

19 \$ 80,031

20 4. COUNCIL ON HUMAN INVESTMENT

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

24 \$ 158,843

25 FTEs 2.00

26 Sec. 13. ROAD USE TAX APPROPRIATION. There is
 27 appropriated from the road use tax fund to the department of
 28 management for the fiscal year beginning July 1, 1998, and
 29 ending June 30, 1999, the following amount, or so much thereof
 30 as is necessary, to be used for the purposes designated:

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

33 \$ 56,000

34 Sec. 14. DEPARTMENT OF PERSONNEL. There is appropriated
 35 from the general fund of the state to the department of

1 personnel for the fiscal year beginning July 1, 1998, and
2 ending June 30, 1999, the following amounts, or so much
3 thereof as is necessary, to be used for the purposes
4 designated including the filing of quarterly reports as
5 required in this section:

6 1. OPERATIONS

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

11	\$	1,382,290
12	FTEs	20.42

13 2. PROGRAM DELIVERY SERVICES

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

17	\$	1,335,811
18	FTEs	32.55

19 3. PROGRAM ADMINISTRATION AND DEVELOPMENT

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

23	\$	1,632,761
24	FTEs	33.80

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

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

34 The department of personnel shall report annually to the
35 chairpersons and ranking members of the joint appropriations

1 subcommittee on administration and regulation concerning the
2 number of private consultant contracts of one year or more
3 which are entered into or extended each year by the
4 departments and agencies of the state. All departments and
5 agencies of the state shall cooperate with the department in
6 the preparation of this report.

7 Sec. 15. HEALTH INSURANCE REFORM PROGRAM. There is
8 transferred from the surplus funds in the health insurance
9 operating account to the department of personnel for the
10 fiscal year beginning July 1, 1998, and ending June 30, 1999,
11 the following amount, or so much thereof as is necessary, to
12 be used for the purposes designated:

13 For the salary and support costs for the insurance reform
14 specialist and the program and administrative costs associated
15 with the health insurance reform effort in Iowa:

16 \$ 550,499

17 Sec. 16. HEALTH INSURANCE OVERSIGHT PROGRAM. There is
18 transferred from the surplus funds in the health insurance
19 operating account to the department of human services for the
20 fiscal year beginning July 1, 1998, and ending June 30, 1999,
21 the following amount, or so much thereof as is necessary, to
22 be used for the purposes designated:

23 For the salary and support costs to provide reporting and
24 oversight of health care purchasing in Iowa:

25 \$ 112,000

26 Notwithstanding section 8.33, unencumbered or unobligated
27 funds remaining on June 30, 1999, from the funds transferred
28 in this section, shall revert to the health insurance
29 operating account on August 31, 1999.

30 Sec. 17. IPERS. There is appropriated from the Iowa
31 public employees' retirement system fund to the department of
32 personnel for the fiscal year beginning July 1, 1998, and
33 ending June 30, 1999, the following amount, or so much thereof
34 as is necessary, to be used for the purposes designated:

35 1. For salaries, support, maintenance, and other

1 operational purposes to pay the costs of the Iowa public
 2 employees' retirement system:
 3 \$ 5,045,622
 4 FTEs 69.77

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

9 Sec. 18. PRIMARY ROAD FUND APPROPRIATION. There is
 10 appropriated from the primary road fund to the department of
 11 personnel for the fiscal year beginning July 1, 1998, and
 12 ending June 30, 1999, the following amount, or so much thereof
 13 as is necessary, to be used for the purposes designated:

14 For salaries, support, maintenance, and miscellaneous
 15 purposes to provide personnel services for the state
 16 department of transportation:
 17 \$ 371,215

18 Sec. 19. ROAD USE TAX FUND APPROPRIATION. There is
 19 appropriated from the road use tax fund to the department of
 20 personnel for the fiscal year beginning July 1, 1998, and
 21 ending June 30, 1999, the following amount, or so much thereof
 22 as is necessary, to be used for the purposes designated:

23 For salaries, support, maintenance, and miscellaneous
 24 purposes to provide personnel services for the state
 25 department of transportation:
 26 \$ 60,430

27 Sec. 20. STATE WORKERS' COMPENSATION CLAIMS. There is
 28 appropriated from the general fund of the state to the
 29 department of personnel for the fiscal year beginning July 1,
 30 1998, and ending June 30, 1999, the following amount, or so
 31 much thereof as is necessary, to be used for the purpose
 32 designated:

33 For distribution, subject to approval of the department of
 34 management, to various state departments to fund the premiums
 35 for paying workers' compensation claims which are assessed to

1 and collected from the state department by the department of
2 personnel based upon a rating formula established by the
3 department of personnel:

4 \$ 5,884,740

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

13 Sec. 21. DEPARTMENT OF REVENUE AND FINANCE. There is
14 appropriated from the general fund of the state to the
15 department of revenue and finance for the fiscal year
16 beginning July 1, 1998, and ending June 30, 1999, the
17 following amounts, or so much thereof as is necessary, to be
18 used for the purposes designated, and for not more than the
19 following full-time equivalent positions used for the purposes
20 designated in subsections 1 through 3:

21 FTEs 536.25

22 1. COMPLIANCE

23 For salaries, support, maintenance, and miscellaneous
24 purposes:

25 \$ 10,585,161

26 2. STATE FINANCIAL MANAGEMENT

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

29 \$ 10,980,931

30 3. INTERNAL RESOURCES MANAGEMENT

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

33 \$ 6,366,632

34 4. COLLECTION COSTS AND FEES

35 For payment of collection costs and fees pursuant to

1 section 422.26:

2 \$ 45,000

3 5. a. The director of revenue and finance shall report
4 annually to the chairpersons and ranking members of the joint
5 appropriations subcommittee on administration and regulation
6 and the legislative fiscal bureau on the implementation and
7 financial status of the integrated revenue information system.
8 The report shall include any changes from the scheduled
9 progress including expenditures or estimated revenue.

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

14 Sec. 22. LOTTERY. There is appropriated from the lottery
15 fund to the department of revenue and finance for the fiscal
16 year beginning July 1, 1998, and ending June 30, 1999, the
17 following amount, or so much thereof as is necessary, to be
18 used for the purposes designated:

19 For salaries, support, maintenance, miscellaneous purposes
20 for the administration and operation of lottery games, and for
21 not more than the following full-time equivalent positions:
22 \$ 8,022,793
23 FTEs 117.00

24 It is the intent of the general assembly that none of the
25 lottery appropriation shall be expended for the lease or
26 purchase of any equipment that sells lottery tickets,
27 validates winning tickets, and allows credit from winning
28 tickets back on the equipment. However, such lottery
29 equipment may be leased or purchased if the credits from
30 winning tickets are printed out on a receipt for cash
31 redemption only.

32 Sec. 23. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is
33 appropriated from the motor vehicle fuel tax fund created by
34 section 452A.77 to the department of revenue and finance for
35 the fiscal year beginning July 1, 1998, and ending June 30,

1 1999, the following amount, or so much thereof as is
2 necessary, to be used for the purposes designated:

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

6 \$ 1,024,630

7 Sec. 24. SECRETARY OF STATE. There is appropriated from
8 the general fund of the state to the office of the secretary
9 of state for the fiscal year beginning July 1, 1998, and
10 ending June 30, 1999, the following amounts, or so much
11 thereof as is necessary, to be used for the purposes
12 designated:

13 1. ADMINISTRATION AND ELECTIONS

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

17 \$ 677,121

18 FTEs 10.00

19 It is the intent of the general assembly that the state
20 department or state agency which provides data processing
21 services to support voter registration file maintenance and
22 storage shall provide those services without charge.

23 2. BUSINESS SERVICES

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

27 \$ 1,805,201

28 FTEs 32.00

29 3. OFFICIAL REGISTER

30 For costs incurred in the printing of the official
31 register:

32 \$ 5,000

33 The secretary of state may consider an electronic version
34 of the official register as an official copy for distribution.

35 Sec. 25. STATE-FEDERAL RELATIONS. There is appropriated

1 from the general fund of the state to the office of state-
2 federal relations for the fiscal year beginning July 1, 1998,
3 and ending June 30, 1999, the following amount, or so much
4 thereof as is necessary, to be used for the purposes
5 designated:

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

9	\$	255,658
10	FTEs	3.00

11 Sec. 26. TREASURER. There is appropriated from the
12 general fund of the state to the office of treasurer of state
13 for the fiscal year beginning July 1, 1998, and ending June
14 30, 1999, the following amount, or so much thereof as is
15 necessary, to be used for the purposes designated:

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

19	\$	971,483
20	FTEs	27.80

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

23 Sec. 27. ELIMINATION OF VACANT UNFUNDED JOBS. Within
24 sixty days after an unfunded vacancy occurs, a state
25 department, agency, or office receiving appropriations under
26 this Act shall eliminate the vacant unfunded position from the
27 table of organization of the state department, agency, or
28 office.

29 Sec. 28. 1994 Iowa Acts, chapter 1072, section 9, as
30 amended by 1995 Iowa Acts, chapter 185, section 46, is
31 repealed.

32 Sec. 29. TRANSITION OF PERSONNEL SERVICES CONTRACTORS.
33 Two and one-fourth full-time equivalent positions (FTEs)
34 appropriated for in this Act represent the transition of
35 personnel services contractors to FTEs. The merit system

1 provisions of chapter 19A and the provisions of the
2 state's/union's collective bargaining agreements shall not
3 govern movement into these FTE positions during the period
4 beginning July 1, 1998, and ending August 31, 1998. This
5 section is void September 1, 1998.

6 Sec. 30. CELLULAR TELEPHONE REPORT. Each state
7 department, agency, or office receiving appropriations under
8 this Act shall report individual cellular telephone usage by
9 its employees for the fiscal year ending June 30, 1998, to the
10 chairpersons and ranking members of the joint appropriations
11 subcommittee on administration and regulation and the
12 legislative fiscal bureau. The report shall be submitted not
13 later than January 1, 1999.

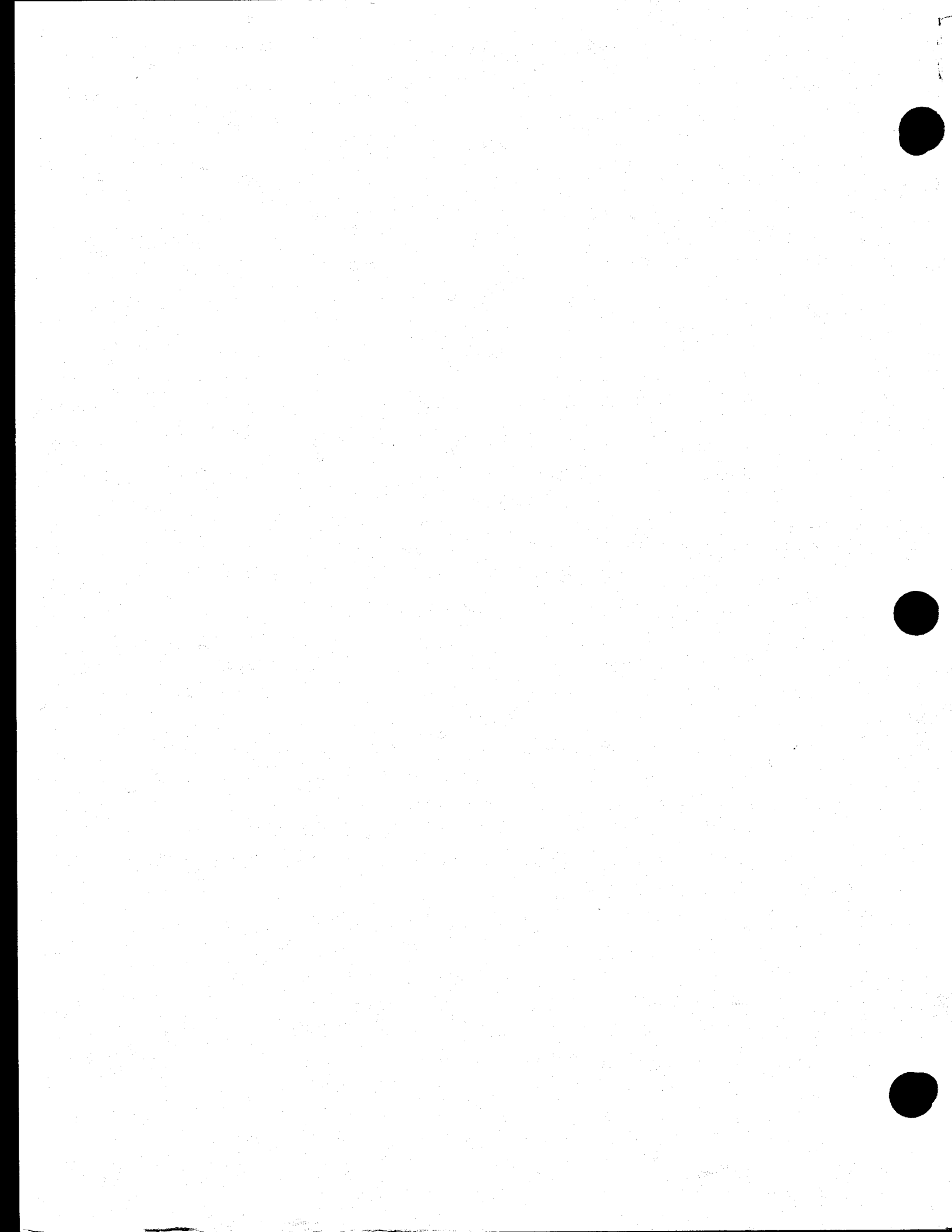
14 EXPLANATION

15 This bill relates to and appropriates moneys to various
16 state departments, agencies, funds, and certain other
17 interstate and national entities for the fiscal year beginning
18 July 1, 1998, and ending June 30, 1999.

19 The state departments and agencies include the auditor of
20 state, Iowa ethics and campaign disclosure board, department
21 of commerce, department of general services, office of
22 governor including the lieutenant governor and Terrace Hill
23 quarters, department of inspections and appeals, department of
24 management, department of personnel, Iowa public employees'
25 retirement system, department of revenue and finance,
26 secretary of state, office of state-federal relations, and
27 treasurer of state.

28 The bill also appropriates funding for the state's
29 membership on the commission on uniform state laws, the
30 national conference of state legislatures, the council of
31 state governments, the national conference of insurance
32 legislators, and the national governors association, and
33 appropriates funding for law enforcement training
34 reimbursements and the council on human investment.

35



HOUSE FILE 2498

H-8393

- 1 Amend House File 2498 as follows:
- 2 1. Page 19, by inserting after line 31 the
- 3 following:
- 4 "It is the intent of the general assembly that
- 5 lottery advertising shall not focus on children, shall
- 6 inform the public on the uses of lottery proceeds, and
- 7 shall focus on the lottery as entertainment in lieu of
- 8 potential winnings."

By MURPHY of Dubuque

H-8393 FILED MARCH 12, 1998

WITHDRAWN
3-4-98
(P.1159)

HOUSE FILE 2498

H-8327

- 1 Amend House File 2498 as follows:
- 2 1. Page 12, by inserting after line 8 the
- 3 following:
- 4 "It is intent of the general assembly that the
- 5 chairperson of a board of directors of a nonprofit
- 6 corporation having an agreement with a county board of
- 7 supervisors for the use of approved public property
- 8 under a license issued by the state racing and gaming
- 9 commission shall not participate in, or receive
- 10 directly or indirectly any money or valuable thing
- 11 from, horse racing or pari-mutuel wagering on public
- 12 property which has been approved by the state racing
- 13 and gaming commission for gambling activities. A
- 14 person who knowingly violates the provisions of this
- 15 paragraph shall forfeit the office of chairperson of
- 16 the board of directors of the affected nonprofit
- 17 corporation."

By CHIODO of Polk

H-8327 FILED MARCH 11, 1998

WITHDRAWN
3-1-98
(P.1111)

HOUSE FILE 2498

H-8163

- 1 Amend House File 2498 as follows:
 - 2 1. Page 20, by striking lines 33 and 34.
- By WISE of Lee
BRAND of Tama

H-8163 FILED MARCH 3, 1998

*Adopted 4-1-98
(P.1161)*

HOUSE FILE 2498

H-8381

- 1 Amend House File 2498 as follows:
 2 1. Page 19, by inserting after line 31 the
 3 following:
 4 "Of the lottery revenues received during the fiscal
 5 year beginning July 1, 1994, which remain in the
 6 lottery fund following transfers made pursuant to 1995
 7 Iowa Acts, chapter 220, section 16, and 1996 Iowa
 8 Acts, chapter 1219, section 14, and the appropriations
 9 made pursuant to 1997 Iowa Acts, chapter 209, section
 10 10, any unobligated or unencumbered balance shall
 11 revert to the general fund of the state on July 1,
 12 1998."

By BRUNKHORST of Bremer
 MILLAGE of Scott

H-8381 FILED MARCH 12, 1998

WITHDRAWN 4-1-98 (p. 1161)

HOUSE FILE 2498

H-8382

- 1 Amend House file 2498 as follows:
 2 Page 6, by inserting after line 2 the
 3 following:
 4 "Notwithstanding the provisions of section 8.57,
 5 subsection 5, the department shall allocate the salary
 6 and support costs from fiscal year 1998-1999 rebuild
 7 Iowa infrastructure fund appropriations for facilities
 8 engineering services rendered. The total amount of
 9 the allocation shall not exceed \$125,000 for the
 10 salaries and support for 2.00 FTEs."

By BRUNKHORST of Bremer
 BRAUNS of Muscatine

H-8382 FILED MARCH 12, 1998

Lat 4/1/98 (p. 1156)

HOUSE FILE 2498

H-8383

- 1 Amend House File 2498 as follows:
 2 1. Page 19, by inserting after line 31 the
 3 following:
 4 "It is the intent of the general assembly that
 5 lottery advertising shall not focus on children, shall
 6 inform the public on the uses of the lottery proceeds,
 7 shall place more emphasis on the entertainment aspect
 8 of playing lottery games and less emphasis on the
 9 promise of winning, and shall provide the gambling
 10 assistance toll-free telephone number on printed
 11 material including instant tickets and on-line
 12 tickets."

By BRUNKHORST of Bremer
 CHIODO of Polk
 FALLON of Polk

H-8383 FILED MARCH 12, 1998

WITHDRAWN 4/1/98
 (p. 1161)

H-8425

1 Amend House File 2498 as follows:
 2 1. Page 22, by inserting after line 13 the
 3 following:
 4 "Sec. 101. COMMUNITY HEALTH INFORMATION SYSTEM
 5 REPORT. Any unobligated or unencumbered funds
 6 appropriated pursuant to 1997 Iowa Acts, chapter 209,
 7 section 10, subsection 5, remaining on the effective
 8 date of this Act may be used in developing a
 9 transition plan for the community health management
 10 information system and, if any funds remain after
 11 completion of the plan, for a study of the uninsured
 12 population of this state pursuant to section 505.21
 13 and related health data needs. Not later than
 14 December 1, 1998, the division of insurance and the
 15 board of directors of the community health management
 16 information system shall submit a report to the
 17 chairpersons and ranking members of the joint
 18 appropriations subcommittee on administration and
 19 regulation and the legislative fiscal bureau on the
 20 use and collection of health information for the
 21 purpose of health policy and planning decisions.
 22 Sec. ____ . EFFECTIVE DATE. Section 101 of this
 23 Act, being deemed of immediate importance, takes
 24 effect upon enactment."

By WEIGEL of Chickasaw
 BRUNKHORST of Bremer

H-8425 FILED MARCH 16, 1998

adopted 4-1-98
(P. 1162)

HOUSE FILE 2498

H-8444

1 Amend the amendment, H-8381, to House File 2498, as
 2 follows:
 3 1. Page 1, by striking lines 11 and 12, and
 4 inserting the following: "be transferred to the Iowa
 5 resources enhancement and protection fund on July 1,
 6 1998, and shall be allocated as provided in section
 7 455A.19."

By THOMAS of Clayton

H-8444 FILED MARCH 16, 1998

THOMAS

WITHDRAWN

(P. 1161) 4/1/98

HOUSE FILE 2498

H-8568

1 Amend House File 2498 as follows:

2 1. Page 22, by inserting after line 13 the
3 following:

4 "Sec. ____ . Section 99D.25A, subsection 7, Code
5 1997, as amended by 1998 Iowa Acts, Senate File 2121,
6 section 1, is amended to read as follows:

7 7. A horse entered to race with lasix must be
8 treated at least four hours prior to post time. The
9 lasix shall be administered intravenously by a
10 veterinarian employed by the owner or trainer of the
11 horse. The commission shall adopt rules to ensure
12 that lasix is administered as provided in this
13 section. The commission shall require that the
14 practicing veterinarian deliver an affidavit signed by
15 the veterinarian which certifies information regarding
16 the treatment of the horse. The affidavit must be
17 delivered to a commission veterinarian within twenty
18 minutes following the treatment. The statement must
19 at least include the name of the practicing
20 veterinarian, the tattoo number of the horse, the
21 location of the barn and stall where the treatment
22 occurred, the race number of the horse, the name of
23 the trainer, and the time that the lasix was
24 administered. Lasix shall only be administered in a
25 dose level of two hundred fifty milligrams. The
26 ~~commission-veterinarian-shall-extract-a-test-sample-of~~
27 ~~the-horse's-blood,-urine,-or-saliva-to-determine~~
28 ~~whether-the-horse-was-improperly-drugged-after-the~~
29 ~~race-is-run."~~

By BRUNKHORST of Bremer
MERTZ of Kossuth

EDDIE of Buena Vista
DREES of Carroll

H-8568 FILED MARCH 23, 1998

WITHDRAWN 4-1-98 (p. 1162)

HOUSE FILE 2498

H-8567

1 Amend House File 2498 as follows:

2 1. Page 19, by inserting after line 31 the
3 following:

4 "It is the intent of the general assembly that
5 pari-mutuel advertising shall not focus on children,
6 shall inform the public on the uses of pari-mutuel
7 wagering and slot machine proceeds, and shall focus on
8 pari-mutuel wagering and slot machines as
9 entertainment in lieu of potential winnings."

By MURPHY of Dubuque

H-8567 FILED MARCH 23, 1998

WITHDRAWN

4-1-98 (p. 1159)

HOUSE FILE 2498

H-8463

1 Amend House File 2498 as follows:
2 1. Page 6, line 1, by striking the figure
3 "4,413,534" and inserting the following: "4,425,534".
4 2. Page 6, by inserting after line 2 the
5 following:
6 "Of the moneys appropriated in this subsection,
7 \$12,000 shall be used for establishing a horticulture
8 internship program with the Des Moines area community
9 college to provide training, an educational
10 horticulture program, and to enhance the overall
11 beauty of the capitol complex grounds and facilities."
12 3. Page 10, line 14, by striking the figure
13 "2,050,961" and inserting the following: "2,055,961".
14 4. Page 10, by inserting after line 15 the
15 following:
16 "Of the moneys appropriated in this subsection,
17 \$5,000 shall be used by the department of inspections
18 and appeals to develop criteria for, and implement, a
19 statewide education program for care review committee
20 members. The department of inspections and appeals
21 shall consult with the department of elder affairs to
22 develop a program designed to educate nursing facility
23 care review committee members regarding their roles
24 and responsibilities in the inspections process,
25 conflict resolution, and elder care."
26 5. Page 14, line 19, by striking the figure
27 "80,031" and inserting the following: "81,585".
28 6. Page 15, line 23, by striking the figure
29 "1,632,761" and inserting the following: "1,672,761".
30 7. Page 15, line 24, by striking the figure
31 "33.80" and inserting the following: "34.80".
32 8. Page 18, line 33, by striking the figure
33 "6,366,632" and inserting the following: "6,814,435".
34 9. Page 22, by inserting after line 13 the
35 following:
36 "Sec. . ELECTED STATE EXECUTIVE OFFICERS --
37 EMPLOYEE TURNOVER SAVINGS.
38 If unencumbered or unobligated balances will result
39 from the appropriations made for the salaries and
40 related benefits of employees of the elected state
41 executive officers due to employee turnover during the
42 fiscal year beginning July 1, 1998, and ending June
43 30, 1999, the balances shall be transferred to the
44 health facilities division of the department of
45 inspections and appeals not later than March 1, 1999,
46 and shall be used to pay the salary, support, and
47 miscellaneous expenses of a building inspector
48 position."

By BRUNKHORST of Bremer
CATALDO of Polk

CHIODO of Polk
HOLMES of Scott

H-8463 FILED MARCH 17, 1998

adopted
4-1-98
(p. 1156)

HOUSE FILE 2498

H-8470

1 Amend House File 2498 as follows:

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

4 "It is the intent of the general assembly that a
5 licensee's expenses for marketing, educational, and
6 informational material relating to a pari-mutuel
7 racetrack including gambling games shall not exceed
8 four million dollars annually. The telephone number
9 1-800-BETS-OFF, shall be prominently displayed at all
10 gambling facilities regulated by the racing and gaming
11 commission."

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

14 "It is the intent of the general assembly that a
15 licensee's expenses for marketing, educational, and
16 informational material relating to an excursion
17 gambling boat including gambling games shall not
18 exceed four million dollars annually. The telephone
19 number 1-800-BETS-OFF, shall be prominently displayed
20 at all gambling facilities regulated by the racing and
21 gaming commission."

By CHIODO of Polk

H-8470 FILED MARCH 17, 1998

WITHDRAWN 4/1/98 (p. 1159)

HOUSE FILE 2498

H-8471

1 Amend House File 2498 as follows:

2 1. Page 10, by inserting after line 15 the
3 following:

4 "The department of inspections and appeals may
5 conduct, contract for, or permit health facilities to
6 contract for the performance of health facility
7 construction inspections as required under chapter
8 135C. The department shall review all proposed plans
9 and specifications, and shall conduct the final on-
10 site review and approval of all alterations,
11 additions, or new construction prior to occupancy.
12 The director shall adopt rules pursuant to chapter 17A
13 to implement this paragraph."

By BRUNKHORST of Bremer
CATALDO of Polk

H-8471 FILED MARCH 17, 1998

Adopted
4-1-98
(p. 1158)

HOUSE FILE 2498

H-8843

1 Amend the amendment, H-8686, to House File 2498, as
2 follows:

3 1. Page 2, line 29, by inserting after the word
4 "budgets." the following: "If a state agency incurs
5 travel expense when performing duties for another
6 state agency, the state agency incurring the travel
7 expense may be reimbursed for the travel expense by
8 the other state agency."

By MURPHY of Dubuque

H-8843 FILED APRIL 1, 1998

Adopted 4-1-98 (P.1154)

HOUSE FILE 2498

H-8846

1 Amend the amendment, H-8745, to House File 2498 as
2 follows:

3 1. Page 1, by striking lines 4 through 15 and
4 inserting the following:
5 "It is the intent of the general assembly that the
6 board of directors of a nonprofit corporation, which
7 is licensed to conduct pari-mutuel wagering pursuant
8 to chapter 99D, shall adopt rules regarding conflict
9 of interest involving members of the board of
10 directors. The rules shall be filed with the state
11 racing and gaming commission and shall be considered
12 public records subject to inspection."

By LAMBERTI of Polk
HUSER of Polk

H-8846 FILED APRIL 1, 1998

Order 4-1-98 (P.1158)

HOUSE FILE 2498

H-8762

1 Amend House File 2498 as follows:

2 1. Page 12, by inserting after line 31 the
3 following:

4 "It is the intent of the general assembly that
5 excursion gambling boat advertising shall not focus on
6 children, shall inform the public on the uses of
7 excursion boat gambling tax proceeds, and shall focus
8 on excursion boat gambling as entertainment in lieu of
9 potential winnings."

By MURPHY of Dubuque

H-8762 FILED MARCH 30, 1998

WITHDRAWN*4-1-98**(P.1159)*

HOUSE FILE 2498

H-8745

1 Amend House File 2498 as follows:

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

4 "It is the intent of the general assembly that any
5 person serving as chairperson of the board of
6 directors of a nonprofit corporation which is licensed
7 to conduct pari-mutuel wagering pursuant to chapter
8 99D, shall not participate in or receive directly or
9 indirectly any money or valuable thing from horse
10 racing, dog racing, or pari-mutuel wagering at the
11 facility licensed for gambling activities by the state
12 racing and gaming commission. A person who knowingly
13 violates the provisions of this paragraph shall
14 forfeit the person's position on the board of
15 directors of the affected nonprofit corporation."

By CHIODO of Polk

H-8745 FILED MARCH 26, 1998

WITHDRAWN 4-1-98
(p. 1159)

HOUSE FILE 2498

H-8736

1 Amend House File 2498 as follows:

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

4 "It is the intent of the general assembly that
5 pari-mutuel advertising shall not focus on children,
6 shall inform the public on the uses of pari-mutuel
7 wagering and slot machine proceeds, and shall focus on
8 pari-mutuel wagering and slot machines as
9 entertainment in lieu of potential winnings."

By MURPHY of Dubuque

H-8736 FILED MARCH 26, 1998

WITHDRAWN 4-1-98
(p. 1159)

HOUSE FILE 2498

H-8737

1 Amend the amendment, H-8463, to House File 2498 as
2 follows:

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

5 "____. Page 11, line 15, by striking the figure
6 "573,811" and inserting the following: "1,021,614"."

7 2. Page 1, by striking lines 32 and 33.

By MURPHY of Dubuque
CATALDO of Polk

H-8737 FILED MARCH 26, 1998

Last 4/1/98 (p. 1156)

H-8699

Page 2

1 for the previous fiscal year, plus an additional two
2 percent of the revenues generated by the sales tax, if
3 the requirements of subsection 2 are met. However,
4 the amount appropriated for a fiscal year shall not
5 exceed a total of twenty percent of revenues generated
6 by the sales tax.

7 2. The additional two percent of revenues
8 generated by the sales tax, as specified in subsection
9 1, shall be appropriated in a fiscal year only if the
10 December revenue estimate for the general fund of the
11 state for the next succeeding fiscal year exceeds the
12 revenue estimate for the general fund of the state for
13 the previous fiscal year by at least four percent.

14 3. During the budgeting process for each city and
15 county, the governing body of the city or county shall
16 request public comment, at a public hearing, on the
17 expenditure of the moneys received from the rebuild
18 our cities and counties fund. After public comment,
19 the governing body shall specify the amount of funds
20 which will be used for tax relief, including how the
21 tax relief will be accomplished and the amount of
22 funds which will be appropriated for specific
23 programs."

By MUNDIE of Webster
RICHARDSON of Warren

H-8699 FILED MARCH 25, 1998

Not Referred, 4/1/98 (p. 1160)

HOUSE FILE 2498

H-8700

1 Amend House File 2498 as follows:

2 1. Page 6, by inserting after line 26 the
3 following:

4 "Except as otherwise provided in subsection 5, any
5 unencumbered or unobligated funds remaining on June
6 30, 1999, of the appropriations made to the department
7 of general services pursuant to this section, shall be
8 used to establish and maintain a toll-free telephone
9 service to facilitate communication between elected
10 members of the general assembly and the citizens of
11 this state. The service shall be made available
12 during the time that the general assembly is in
13 session, including an extraordinary session."

By WHITEAD of Woodbury

WARNSTADT of Woodbury

DOTZLER of Black Hawk

FALCK of Fayette

COHOON of Des Moines

BELL of Jasper

THOMAS of Clayton

MURPHY of Dubuque

MAY of Worth

KINZER of Scott

LARKIN of Lee

MORELAND of Wapello

REYNOLDS-KNIGHT of Van Buren

BUKTA of Clinton

FREVERT of Palo Alto

H-8700 FILED MARCH 25, 1998

*Lost**4-1-98 (p. 1158)*

HOUSE FILE 2498

H-8686

- 1 Amend House File 2498 as follows:
2 1. Page 1, line 9, by striking the figure
3 "1,426,124" and inserting the following: "1,416,575".
4 2. Page 2, line 6, by striking the figure
5 "484,502" and inserting the following: "484,176".
6 3. Page 2, line 17, by striking the figure
7 "1,033,788" and inserting the following: "1,033,683".
8 4. Page 3, line 5, by striking the figure
9 "1,541,982" and inserting the following: "1,540,841".
10 5. Page 3, line 11, by striking the figure
11 "5,670,073" and inserting the following: "5,660,538".
12 6. Page 3, line 17, by striking the figure
13 "1,104,001" and inserting the following: "1,101,391".
14 7. Page 3, line 23, by striking the figure
15 "3,710,765" and inserting the following: "3,697,801".
16 8. Page 4, line 15, by striking the figure
17 "869,304" and inserting the following: "866,348".
18 9. Page 4, line 21, by striking the figure
19 "5,689,831" and inserting the following: "5,686,524".
20 10. Page 5, line 30, by striking the figure
21 "1,834,878" and inserting the following: "1,834,131".
22 11. Page 6, line 6, by striking the figure
23 "2,000" and inserting the following: "1,964".
24 12. Page 6, line 25, by striking the figure
25 "210,494" and inserting the following: "210,410".
26 13. Page 8, line 18, by striking the figure
27 "1,282,348" and inserting the following: "1,280,883".
28 14. Page 9, line 22, by striking the figure
29 "536,695" and inserting the following: "536,638".
30 15. Page 9, line 28, by striking the figure
31 "509,419" and inserting the following: "508,065".
32 16. Page 9, line 34, by striking the figure
33 "250,428" and inserting the following: "249,674".
34 17. Page 10, line 5, by striking the figure
35 "951,855" and inserting the following: "949,923".
36 18. Page 10, line 20, by striking the figure
37 "617,150" and inserting the following: "616,203".
38 19. Page 10, line 35, by striking the figure
39 "34,398" and inserting the following: "34,189".
40 20. Page 11, line 15, by striking the figure
41 "573,811" and inserting the following: "644,498".
42 21. Page 11, line 32, by striking the figure
43 "2,067,328" and inserting the following: "2,066,481".
44 22. Page 12, line 19, by striking the figure
45 "1,317,060" and inserting the following: "1,316,130".
46 23. Page 13, line 21, by striking the figure
47 "1,987,450" and inserting the following: "1,986,541".
48 24. Page 15, line 11, by striking the figure
49 "1,382,290" and inserting the following: "1,378,221".
50 25. Page 18, line 25, by striking the figure

H-8686

-1-

H-8686

Page 2

1 "10,585,161" and inserting the following:
2 "10,577,624".
3 26. Page 18, line 29, by striking the figure
4 "10,980,931" and inserting the following:
5 "10,978,944".
6 27. Page 20, line 17, by striking the figure
7 "677,121" and inserting the following: "676,808".
8 28. Page 20, line 27, by striking the figure
9 "1,805,201" and inserting the following: "1,804,988".
10 29. Page 21, line 9, by striking the figure
11 "255,658" and inserting the following: "255,045".
12 30. Page 21, line 19, by striking the figure
13 "971,483" and inserting the following: "971,048".
14 31. Page 21, by inserting after line 22 the
15 following:
16 "Sec. ____ . TRAVEL BUDGET REDUCTION. It is the
17 intent of the general assembly that the travel budget
18 of the state department, agency, or office receiving
19 state general fund appropriations under this Act,
20 except the health facilities division and state foster
21 care review board of the department of inspections and
22 appeals, the property management division of the
23 department of general services, and the internal
24 management division of the department of revenue and
25 finance, shall be reduced by three percent and this
26 three percent has been subtracted in determining the
27 appropriations made in this Act to those state
28 departments, agencies, or offices which have travel
29 budgets."

By MURPHY of Dubuque

H-8686 FILED MARCH 25, 1998

Lost 4-1-98
(P 1155)

HOUSE FILE 2498

H-8655

1 Amend House File 2498 as follows:

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

4 "It is the intent of the general assembly that the
5 total number of licenses issued to conduct pari-mutuel
6 wagering at a dog or horse racetrack pursuant to
7 chapter 99D shall not exceed four until July 1, 2003.
8 However, with approval of the state racing and gaming
9 commission and notwithstanding section 99F.4A,
10 subsection 2, if a license to conduct pari-mutuel
11 wagering at a dog or horse racetrack or a license to
12 conduct gambling games within a dog or horse racetrack
13 enclosure, is surrendered, not renewed, or revoked, a
14 new license may be issued for operation in the same
15 county."

16 2. Page 12, by inserting after line 31 the
17 following:

18 "It is intent of the general assembly that the
19 total number of licenses issued to conduct gambling
20 games on excursion gambling boats pursuant to chapter
21 99F shall not exceed ten until July 1, 2003. However,
22 with approval of the commission, if a license to
23 conduct gambling games on an excursion gambling boat
24 is surrendered, not renewed, or revoked, a new license
25 may be issued for operation in the same county."

By CHIODO of Polk

H-8655 FILED MARCH 24, 1998

WITHDRAWN 4/1/98
(p.1159)

HOUSE FILE 2498

H-8672

1 Amend House File 2498 as follows:

2 1. Page 6, by inserting after line 2 the
3 following:

4 "When a lease or a new building is requested by a
5 state agency, the department of general services shall
6 consider, to the extent possible, whether or not the
7 requesting state agency could relocate to an area of
8 the state without a state employment center or with a
9 high rate of unemployment."

By BRUNKHORST of Bremer
MILLAGE of Scott
MERTZ of Kossuth

H-8672 FILED MARCH 25, 1998

adopted
4-1-98
(p.1157)

HOUSE FILE 2498

H-8729

1 Amend House File 2498 as follows:

2 1. Page 22, by inserting after line 13 the
3 following:4 "Sec. ____ . Section 18.12, Code 1997, is amended by
5 adding the following new subsection:6 NEW SUBSECTION. 19A. Determine and recommend to
7 the governor and the general assembly a reimbursement
8 amount to the city of Des Moines for police and fire
9 protection provided by the city for state-owned
10 buildings and facilities located in the city. The
11 recommendation shall be based on current state
12 practices in other Iowa cities with state-owned
13 facilities and shall be applicable for inclusion in
14 the budget for the fiscal year 2000 and subsequent
15 fiscal years."By JACOBS of Polk
GRUNDBERG of Polk
CHURCHILL of Polk
CONNORS of Polk
FALLON of Polk
FORD of Polk
HOLVECK of Polk
LAMBERTI of Polk
METCALF of Polk
HUSER of Polk
HOUSER of Pottawattamie
DRAKE of Pottawattamie
EDDIE of Buena Vista
HUSEMAN of Cherokee
MUNDIE of Webster
MERTZ of Kossuth
DOTZLER of Black Hawk
BUKTA of Clinton
MORELAND of Wapello
TAYLOR of LinnREYNOLDS-KNIGHT of Van Buren
MASCHER of Johnson
SUKUP of Franklin
TEIG of Hamilton
FALCK of Fayette
FREVERT of Palo Alto
BRAND of Tama
WISE of Lee
RICHARDSON of Warren
THOMAS of Clayton
SHOULTZ of Black Hawk
COHOON of Des Moines
DREES of Carroll
GRIES of Crawford
LARKIN of Lee
MAY of Worth
WARNSTADT of Woodbury
SCHERRMAN of Dubuque
MURPHY of Dubuque
BRAUNS of Muscatine

H-8729 FILED MARCH 25, 1998

*Adapted 4-1-98
(P. 1163)*

HOUSE FILE 2498

H-8699

1 Amend House File 2498 as follows:

2 1. Page 19, by inserting after line 13 the
3 following:

4 "c. Of the full-time equivalent positions
5 authorized pursuant to this section, 1.00 FTE shall be
6 designated to administer the rebuild our cities and
7 counties program established pursuant to section
8 405A.10."

9 2. Page 22, by inserting after line 13 the
10 following:

11 "Sec. ____ . NEW SECTION. 405A.11 REBUILD OUR
12 CITIES AND COUNTIES PROGRAM.

13 1. A rebuild our cities and counties (ROCC) fund
14 is created in the state treasury. The director of
15 revenue and finance shall credit the rebuild our
16 cities and counties fund with the moneys appropriated
17 to the fund as provided in this section. For purposes
18 of this section, "revenues generated by the sales tax"
19 means the estimated revenue from the gross receipts
20 taxed by the state pursuant to chapter 422, division
21 IV, as estimated by the revenue estimating conference
22 pursuant to section 8.22A in December preceding the
23 fiscal year for which the appropriation provided for
24 in this subsection shall be made. The moneys credited
25 to the ROCC fund shall be apportioned to each city and
26 county in the state on a per capita basis with an
27 equal share allocated to each person residing within
28 or without the boundaries of a city. The population
29 of each city and county shall be determined by the
30 latest federal census. There is appropriated from the
31 general fund of the state to the ROCC fund annually
32 the following amounts for the designated fiscal years:

33 a. For the fiscal year beginning July 1, 1999, an
34 amount equal to two percent of the revenues generated
35 by the sales tax.

36 b. For the fiscal year beginning July 1, 2000, an
37 amount equal to two percent of the revenues generated
38 by the sales tax plus an additional two percent of the
39 revenues generated by the sales tax if the
40 requirements of subsection 2 are met.

41 c. For the fiscal year beginning July 1, 2001, an
42 amount equal to a percent of the revenues generated by
43 the sales tax, which percent equals the percentage
44 used under paragraph "b", plus an additional two
45 percent of the revenues generated by the sales tax, if
46 the requirements of subsection 2 are met.

47 d. For each fiscal year in the period beginning
48 July 1, 2002, and ending June 30, 2007, an amount
49 equal to a percent of the revenues generated by the
50 sales tax, which percent equals the percentage used

H-8699

HOUSE FILE 2498

H-8831

1 Amend House File 2498 as follows:

2 1. Page 22, by inserting after line 13 the
3 following:

4 "Sec. ____ . SINGLE CONTACT REPOSITORY -- DEPARTMENT
5 OF INSPECTIONS AND APPEALS.

6 1. It is the intent of the general assembly that
7 the department of inspections and appeals shall
8 implement a single contact repository for criminal
9 history, child abuse, adult abuse, and sex offender
10 registries, and nurse aide and other health
11 professional certification and licensing information.

12 2. For the purposes of this section, "facility" or
13 "facility licensed under chapter 135C" includes all of
14 the following:

15 a. An elder group home certified under chapter
16 231B.

17 b. An assisted living facility certified or
18 voluntarily accredited under chapter 231C.

19 c. A provider of homemaker, home-health aide,
20 home-care aide, or adult day care services.

21 d. A hospice.

22 e. A provider of services under a federal medical
23 assistance home and community-based services waiver.

24 3. The department of inspections and appeals, in
25 conjunction with other departments and agencies of
26 state government involved with criminal history, child
27 abuse, adult abuse, and sex offender registries, and
28 nurse aide and other health professional certification
29 and licensing information, shall establish a single
30 contact repository for facilities licensed under
31 chapter 135C to have electronic access to data to
32 perform background checks for purposes of employment.

33 4. The department shall provide information for
34 purposes of the single contact repository established
35 pursuant to this section, in accordance with rules
36 adopted by the department."

By MARTIN of Scott

JACOBS of Polk

BRUNKHORST of Bremer

BURNETT of Story

H-8831 FILED MARCH 31, 1998

Adopted

4-1-98 (p. 1164)

HOUSE FILE 2498

H-8803

1 Amend the amendment, H-8729, to House File 2498 as
2 follows:

3 1. Page 1, line 11, by inserting after the word
4 "be" the following: "a cost benefit analysis".

By JACOBS of Polk

H-8803 FILED MARCH 31, 1998

Adopted 4-1-98
(p.1163)

HOUSE FILE 2498

H-8804

1 Amend the amendment, H-8729, to House File 2498 as
2 follows:

3 1. Page 1, line 10, by inserting after the word
4 "city." the following: "In formulating the

5 recommendation, an analysis shall be made of the
6 benefits of state governmental departments being
7 located in the Des Moines area and the costs and
8 benefits of relocating certain state governmental
9 departments to other areas of the state."

By RANTS of Woodbury

H-8804 FILED MARCH 31, 1998

W/D 4-1-98 (p.1163)

HOUSE FILE 2498

H-8830

1 Amend the amendment, H-8471, to House File 2498 as
2 follows:

3 1. Page 1, line 8, by inserting after the figure
4 "135C." the following: "The department may authorize
5 local government building officials to conduct health
6 facility construction inspections except the final
7 inspection and any costs incurred conducting the
8 inspections by a local government shall be paid by the
9 facility or the contractor."

By CATALDO of Polk
RICHARDSON of Warren

H-8830 FILED MARCH 31, 1998

Adopted
4/1/98
(p.1158)

2-18198

HOUSE FILE 2498
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 672)

(As Amended and Passed by the House, April 1, 1998)

Passed House, ^(p. 1812) Date 4/20/98 Passed Senate, ^(p. 1163) Date 4/9/98
Vote: Ayes 65 Nays 33 Vote: Ayes 45 Nays 3

Approved May 19, 1998

(p. 1469)

Passed 4/22/98 ^{item veto}
Vote 45-1

(p. 1938) Passed 4/22/98
Vote 54-44

A BILL FOR

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

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

New Language _____

Deleted Language *
Senate Conf. Comm. 4.21.98

House Conf. Comm.
4-21-98

Brunkhorst
Van Maanen
Holmes
Chiodo
Huser

Kramer
Lundby
McLaren
McCoop
Gronstedt

1 Section 1. AUDITOR OF STATE. There is appropriated from
2 the general fund of the state to the office of the auditor of
3 state for the fiscal year beginning July 1, 1998, and ending
4 June 30, 1999, the following amount, or so much thereof as is
5 necessary, to be used for the purposes designated:

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

9	\$	1,426,124
10	FTEs	112.50

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

22 Of the funds appropriated to the innovation fund in the
23 department of management, a sum not to exceed \$50,000 shall be
24 used to fund a contract to train a six-member team from the
25 office of auditor of state to review the processes used by
26 governmental departments and agencies and determine methods of
27 improving the processes. The request for proposal for the
28 training contract is subject to review by the chairpersons and
29 ranking members of the joint appropriation subcommittee on
30 administration and regulation before the request for proposal
31 is released for bidding.

32 Sec. 2. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There
33 is appropriated from the general fund of the state to the Iowa
34 ethics and campaign disclosure board for the fiscal year
35 beginning July 1, 1998, and ending June 30, 1999, the

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

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

6	\$	484,502
7	FTEs	8.00

8 Sec. 3. DEPARTMENT OF COMMERCE. There is appropriated
9 from the general fund of the state to the department of
10 commerce for the fiscal year beginning July 1, 1998, and
11 ending June 30, 1999, the following amounts, or so much
12 thereof as is necessary, for the purposes designated:

13 1. ADMINISTRATIVE SERVICES DIVISION

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

17	\$	1,033,788
18	FTEs	18.50

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

1 2. ALCOHOLIC BEVERAGES DIVISION

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

5	\$	1,541,982
6	FTEs	25.00

7 3. BANKING DIVISION

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

11	\$	5,670,073
12	FTEs	77.00

13 4. CREDIT UNION DIVISION

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

17	\$	1,104,001
18	FTEs	19.00

19 5. INSURANCE DIVISION

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

23	\$	3,710,765
24	FTEs	94.50

25 Of the amounts appropriated in this subsection to the
26 insurance division, not more than \$100,000 shall be used for
27 the regulation of health insurance reform.

28 Of the amounts appropriated in this subsection to the
29 insurance division, at least \$300,000 shall be used for the
30 investigation of insurance fraud.

31 The insurance division may reallocate authorized full-time
32 equivalent positions as necessary to respond to accreditation
33 recommendations or requirements. The insurance division
34 expenditures for examination purposes may exceed the projected
35 receipts, refunds, and reimbursements, estimated pursuant to

1 section 505.7, subsection 7, including the expenditures for
2 retention of additional personnel, if the expenditures are
3 fully reimbursable and the division first does both of the
4 following:

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

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

11 6. PROFESSIONAL LICENSING AND REGULATION DIVISION

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

15	\$	869,304
16	FTEs	12.00

17 7. UTILITIES DIVISION

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

21	\$	5,689,831
22	FTEs	75.00

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

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

6 Sec. 4. LEGISLATIVE AGENCIES. There is appropriated from
7 the general fund of the state to the following named agencies
8 for the fiscal year beginning July 1, 1998, and ending June
9 30, 1999, the following amounts, or so much thereof as is
10 necessary, to be used for the purposes designated:

- 11 1. COMMISSION ON UNIFORM STATE LAWS
- 12 For support of the commission and expenses of the members:
- 13 \$ 24,055
- 14 2. NATIONAL CONFERENCE OF STATE LEGISLATURES
- 15 For support of the membership assessment:
- 16 \$ 98,557
- 17 3. NATIONAL CONFERENCE OF INSURANCE LEGISLATORS
- 18 For support of the membership assessment:
- 19 \$ 3,000

20 Sec. 5. DEPARTMENT OF GENERAL SERVICES. There is
21 appropriated from the general fund of the state to the
22 department of general services for the fiscal year beginning
23 July 1, 1998, and ending June 30, 1999, the following amounts,
24 or so much thereof as is necessary, to be used for the
25 purposes designated:

- 26 1. ADMINISTRATION
- 27 For salaries, support, maintenance, miscellaneous purposes,
- 28 and for not more than the following full-time equivalent
- 29 positions:
- 30 \$ 1,834,878
- 31 FTEs 48.85

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

1 \$ 4,425,534
2 FTEs 116.00

3 Of the moneys appropriated in this subsection, \$12,000
4 shall be used for establishing a horticulture internship
5 program with the Des Moines area community college to provide
6 training, an educational horticulture program, and to enhance
7 the overall beauty of the capitol complex grounds and
8 facilities.

9 When a lease or a new building is requested by a state
10 agency, the department of general services shall consider, to
11 the extent possible, whether or not the requesting state
12 agency could relocate to an area of the state without a state
13 employment center or with a high rate of unemployment.

14 3. CAPITOL PLANNING COMMISSION

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

17 \$ 2,000

18 4. RENTAL SPACE

19 For payment of lease or rental costs of buildings and
20 office space at the seat of government as provided in section
21 18.12, subsection 9, notwithstanding section 18.16:

22 \$ 844,898

23 5. UTILITY COSTS

24 For payment of utility costs:

25 \$ 2,324,489

26 Notwithstanding sections 8.33 and 18.12, subsection 11, any
27 excess funds appropriated for utility costs in this subsection
28 shall not revert to the general fund of the state on June 30,
29 1999, but shall remain available for expenditure for the
30 purposes of this subsection during the fiscal year beginning
31 July 1, 1999.

32 6. TERRACE HILL OPERATIONS

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

1 \$ 210,494
2 FTEs 5.00

3 Sec. 6. REVOLVING FUNDS. There is appropriated from the
4 designated revolving funds to the department of general
5 services for the fiscal year beginning July 1, 1998, and
6 ending June 30, 1999, the following amounts, or so much
7 thereof as is necessary, to be used for the purposes
8 designated:

9 1. CENTRALIZED PRINTING

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

14 \$ 1,025,355
15 FTEs 27.30

16 2. CENTRALIZED PRINTING -- REMAINDER

17 The remainder of the centralized printing permanent
18 revolving fund is appropriated for the expense incurred in
19 supplying paper stock, offset printing, copy preparation,
20 binding, distribution costs, original payment of printing and
21 binding claims and contingencies arising during the fiscal
22 year beginning July 1, 1998, and ending June 30, 1999, which
23 are legally payable from this fund.

24 3. CENTRALIZED PURCHASING

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

29 \$ 927,663
30 FTEs 17.95

31 4. CENTRALIZED PURCHASING -- REMAINDER

32 The remainder of the centralized purchasing permanent
33 revolving fund is appropriated for the payment of expenses
34 incurred through purchases by various state departments and
35 for contingencies arising during the fiscal year beginning

1 July 1, 1998, and ending June 30, 1999, which are legally
2 payable from this fund.

3 5. VEHICLE DISPATCHER

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

8	\$	722,636
9	FTEs	15.85

10 6. VEHICLE DISPATCHER -- REMAINDER

11 The remainder of the vehicle dispatcher revolving fund is
12 appropriated for the purchase of gasoline, gasohol, oil,
13 tires, repairs, and all other maintenance expenses incurred in
14 the operation of state-owned motor vehicles and for
15 contingencies arising during the fiscal year beginning July 1,
16 1998, and ending June 30, 1999, which are legally payable from
17 this fund.

18 Sec. 7. GOVERNOR AND LIEUTENANT GOVERNOR. There is
19 appropriated from the general fund of the state to the offices
20 of the governor and the lieutenant governor for the fiscal
21 year beginning July 1, 1998, and ending June 30, 1999, the
22 following amounts, or so much thereof as is necessary, to be
23 used for the purposes designated:

24 1. GENERAL OFFICE

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

29	\$	1,282,348
30	FTEs	17.25

31 The sum of \$2,243 shall revert from the juvenile
32 violence/safe schools fund in the office of the governor to
33 the general fund of the state on July 1, 1998.

34 The sum of \$140 shall be transferred from the congress on
35 the environment fund in the office of the governor to the Iowa

1 resources enhancement and protection fund created in section
2 455A.18 on July 1, 1998.

3 2. TERRACE HILL QUARTERS

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

7	\$	75,017
8	FTEs	2.00

9 3. ADMINISTRATIVE RULES COORDINATOR

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

14	\$	135,047
15	FTEs	3.00

16 4. NATIONAL GOVERNORS ASSOCIATION

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

19	\$	66,200
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20 5. GUBERNATORIAL TRANSITION

21 For expenses incurred during the gubernatorial transition:

22	\$	15,000
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23 Sec. 8. DEPARTMENT OF INSPECTIONS AND APPEALS. There is
24 appropriated from the general fund of the state to the
25 department of inspections and appeals for the fiscal year
26 beginning July 1, 1998, and ending June 30, 1999, the
27 following amounts, or so much thereof as is necessary, for the
28 purposes designated:

29 1. FINANCE AND SERVICES DIVISION

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

33	\$	536,695
34	FTEs	20.20

35 2. AUDITS DIVISION

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

4 \$ 509,419
5 FTEs 12.00

6 3. APPEALS AND FAIR HEARINGS DIVISION

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

10 \$ 250,428
11 FTEs 25.50

12 4. INVESTIGATIONS DIVISION

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

16 \$ 951,855
17 FTEs 40.00

18 It is the intent of the general assembly that \$24,098 and 1
19 FTE included in this subsection shall be used for additional
20 welfare fraud investigations.

21 5. HEALTH FACILITIES DIVISION

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

25 \$ 2,055,961
26 FTEs 100.00

27 Of the moneys appropriated in this subsection, \$5,000 shall
28 be used by the department of inspections and appeals to
29 develop criteria for, and implement, a statewide education
30 program for care review committee members. The department of
31 inspections and appeals shall consult with the department of
32 elder affairs to develop a program designed to educate nursing
33 facility care review committee members regarding their roles
34 and responsibilities in the inspections process, conflict
35 resolution, and elder care.

1 The department of inspections and appeals may conduct,
 2 contract for, or permit health facilities to contract for the
 3 performance of health facility construction inspections as
 4 required under chapter 135C. The department may authorize
 5 local government building officials to conduct health facility
 6 construction inspections except the final inspection and any
 7 costs incurred conducting the inspections by a local
 8 government shall be paid by the facility or the contractor.
 9 The department shall review all proposed plans and
 10 specifications, and shall conduct the final on-site review and
 11 approval of all alterations, additions, or new construction
 12 prior to occupancy. The director shall adopt rules pursuant
 13 to chapter 17A to implement this paragraph.

14 6. INSPECTIONS DIVISION

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

18	\$	617,150
19	FTEs	12.00

20 The department of inspections and appeals shall cooperate
 21 with the department of human services, the Iowa foundation for
 22 medical care, and the Iowa state university social and
 23 behavioral research center for rural health, in implementing a
 24 positive incentives for nursing care in an Iowa nursing home
 25 pilot project. The positive incentives may include best
 26 practice awards, extended reinspection periods, and other
 27 waivers to reduce documentation, staffing, and inspection
 28 survey length.

29 7. EMPLOYMENT APPEAL BOARD

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

33	\$	34,398
34	FTEs	15.00

35 The employment appeal board shall be reimbursed by the

1 labor services division of the department of employment
2 services for all costs associated with hearings conducted
3 under chapter 91C, related to contractor registration. The
4 board may expend, in addition to the amount appropriated under
5 this subsection, additional amounts as are directly billable
6 to the labor services division under this subsection and to
7 retain the additional full-time equivalent positions as needed
8 to conduct hearings required pursuant to chapter 91C.

9 8. STATE FOSTER CARE REVIEW BOARD

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

13	\$	573,811
14	FTEs	13.00

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

21 Sec. 9. RACETRACK REGULATION. There is appropriated from
22 the general fund of the state to the racing and gaming
23 commission of the department of inspections and appeals for
24 the fiscal year beginning July 1, 1998, and ending June 30,
25 1999, the following amount, or so much thereof as is
26 necessary, to be used for the purposes designated:

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

30	\$	2,067,328
31	FTEs	23.51

32 It is the intent of the general assembly that a gambling
33 game license holder may distribute profits to a governmental
34 body and the distribution shall be considered a charitable
35 contribution. The duty to make such contributions may be the

1 subject of a contract between a governmental body and a
2 gambling game license holder. The state racing and gaming
3 commission shall establish, by rule, criteria to be used for
4 evaluating and approving contracts. The criteria shall be
5 detailed and include categories that are described and
6 assigned a percentage value.

7 Sec. 10. EXCURSION BOAT REGULATION. There is appropriated
8 from the general fund of the state to the racing and gaming
9 commission of the department of inspections and appeals for
10 the fiscal year beginning July 1, 1998, and ending June 30,
11 1999, the following amount, or so much thereof as is
12 necessary, to be used for the purposes designated:

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

17	\$	1,317,060
18	FTEs	25.29

19 It is the intent of the general assembly that the racing
20 and gaming commission shall only employ additional full-time
21 equivalent positions for riverboat gambling enforcement as
22 authorized by the department of management as needed for
23 enforcement on new riverboats. If more than nine riverboats
24 are operating during the fiscal year beginning July 1, 1998,
25 and ending June 30, 1999, the commission may expend no more
26 than \$120,349 for no more than 2 FTEs for each additional
27 riverboat in excess of nine. The additional expense
28 associated with the positions shall be paid from fees assessed
29 by the commission as provided in chapter 99F.

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

33 Sec. 11. USE TAX APPROPRIATION. There is appropriated
34 from the use tax receipts collected pursuant to sections 423.7
35 and 423.7A prior to their deposit in the road use tax fund

1 pursuant to section 423.24, subsection 1, to the appeals and
2 fair hearings division of the department of inspections and
3 appeals for the fiscal year beginning July 1, 1998, and ending
4 June 30, 1999, the following amount, or so much thereof as is
5 necessary, for the purposes designated:

6 For salaries, support, maintenance, and miscellaneous
7 purposes:
8 \$ 1,075,030

9 Sec. 12. DEPARTMENT OF MANAGEMENT. There is appropriated
10 from the general fund of the state to the department of
11 management for the fiscal year beginning July 1, 1998, and
12 ending June 30, 1999, the following amounts, or so much
13 thereof as is necessary, to be used for the purposes
14 designated:

15 1. GENERAL OFFICE

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

19 \$ 1,987,450
20 FTEs 28.00

21 The department of management shall report to the
22 chairpersons and ranking members of the joint appropriations
23 subcommittee on administration and regulation and the
24 legislative fiscal bureau the accrued unused sick leave and
25 vacation liability for each state department, agency, and
26 office of state government receiving appropriations under this
27 Act. The report shall include recommendations of the
28 department on how the accrued liabilities may be incorporated
29 into state budget documents. The report shall be submitted
30 not later than December 1, 1998.

31 The department of management shall report to the
32 chairpersons and ranking members of the joint appropriations
33 subcommittee on administration and regulation and the
34 legislative fiscal bureau concerning the recommendations
35 received from the \$300,000 fleet management services study

1 received by the department, the recommendations implemented by
 2 state agencies, increased service levels attained due to
 3 implementation, recommendations to be implemented during the
 4 fiscal year ending June 30, 1999, and the savings realized
 5 from the recommendations which have been implemented. The
 6 report submitted to the joint appropriations subcommittee on
 7 administration and regulation and the legislative fiscal
 8 bureau shall be for the fiscal year ending June 30, 1998, and
 9 shall be submitted not later than January 1, 1999.

10 2. LAW ENFORCEMENT TRAINING REIMBURSEMENTS

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

14 \$ 47,500

15 3. COUNCIL OF STATE GOVERNMENTS

16 For support of the membership assessment:

17 \$ 81,585

18 4. COUNCIL ON HUMAN INVESTMENT

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

22 \$ 158,843

23 FTEs 2.00

24 Sec. 13. ROAD USE TAX APPROPRIATION. There is
 25 appropriated from the road use tax fund to the department of
 26 management for the fiscal year beginning July 1, 1998, and
 27 ending June 30, 1999, the following amount, or so much thereof
 28 as is necessary, to be used for the purposes designated:

29 For salaries, support, maintenance, and miscellaneous
 30 purposes:

31 \$ 56,000

32 Sec. 14. DEPARTMENT OF PERSONNEL. There is appropriated
 33 from the general fund of the state to the department of
 34 personnel for the fiscal year beginning July 1, 1998, and
 35 ending June 30, 1999, the following amounts, or so much

1 thereof as is necessary, to be used for the purposes
2 designated including the filing of quarterly reports as
3 required in this section:

4 1. OPERATIONS

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

9 \$ 1,382,290
10 FTEs 20.42

11 2. PROGRAM DELIVERY SERVICES

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

15 \$ 1,335,811
16 FTEs 32.55

17 3. PROGRAM ADMINISTRATION AND DEVELOPMENT

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

21 \$ 1,672,761
22 FTEs 34.80

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

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

32 The department of personnel shall report annually to the
33 chairpersons and ranking members of the joint appropriations
34 subcommittee on administration and regulation concerning the
35 number of private consultant contracts of one year or more

1 which are entered into or extended each year by the
2 departments and agencies of the state. All departments and
3 agencies of the state shall cooperate with the department in
4 the preparation of this report.

5 Sec. 15. HEALTH INSURANCE REFORM PROGRAM. There is
6 transferred from the surplus funds in the health insurance
7 operating account to the department of personnel for the
8 fiscal year beginning July 1, 1998, and ending June 30, 1999,
9 the following amount, or so much thereof as is necessary, to
10 be used for the purposes designated:

11 For the salary and support costs for the insurance reform
12 specialist and the program and administrative costs associated
13 with the health insurance reform effort in Iowa:

14 \$ 550,499

15 Sec. 16. HEALTH INSURANCE OVERSIGHT PROGRAM. There is
16 transferred from the surplus funds in the health insurance
17 operating account to the department of human services for the
18 fiscal year beginning July 1, 1998, and ending June 30, 1999,
19 the following amount, or so much thereof as is necessary, to
20 be used for the purposes designated:

21 For the salary and support costs to provide reporting and
22 oversight of health care purchasing in Iowa:

23 \$ 112,000

24 Notwithstanding section 8.33, unencumbered or unobligated
25 funds remaining on June 30, 1999, from the funds transferred
26 in this section, shall revert to the health insurance
27 operating account on August 31, 1999.

28 Sec. 17. IPERS. There is appropriated from the Iowa
29 public employees' retirement system fund to the department of
30 personnel for the fiscal year beginning July 1, 1998, and
31 ending June 30, 1999, the following amount, or so much thereof
32 as is necessary, to be used for the purposes designated:

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

1 \$ 5,045,622
 2 FTEs 69.77

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

7 Sec. 18. PRIMARY ROAD FUND APPROPRIATION. There is
 8 appropriated from the primary road fund to the department of
 9 personnel for the fiscal year beginning July 1, 1998, and
 10 ending June 30, 1999, the following amount, or so much thereof
 11 as is necessary, to be used for the purposes designated:

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

15 \$ 371,215

16 Sec. 19. ROAD USE TAX FUND APPROPRIATION. There is
 17 appropriated from the road use tax fund to the department of
 18 personnel for the fiscal year beginning July 1, 1998, and
 19 ending June 30, 1999, the following amount, or so much thereof
 20 as is necessary, to be used for the purposes designated:

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

24 \$ 60,430

25 Sec. 20. STATE WORKERS' COMPENSATION CLAIMS. There is
 26 appropriated from the general fund of the state to the
 27 department of personnel for the fiscal year beginning July 1,
 28 1998, and ending June 30, 1999, the following amount, or so
 29 much thereof as is necessary, to be used for the purpose
 30 designated:

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

1 department of personnel:

2 \$ 5,884,740

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

11 Sec. 21. DEPARTMENT OF REVENUE AND FINANCE. There is
12 appropriated from the general fund of the state to the
13 department of revenue and finance for the fiscal year
14 beginning July 1, 1998, and ending June 30, 1999, the
15 following amounts, or so much thereof as is necessary, to be
16 used for the purposes designated, and for not more than the
17 following full-time equivalent positions used for the purposes
18 designated in subsections 1 through 3:

19 FTEs 536.25

20 1. COMPLIANCE

21 For salaries, support, maintenance, and miscellaneous
22 purposes:

23 \$ 10,585,161

24 2. STATE FINANCIAL MANAGEMENT

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

27 \$ 10,980,931

28 3. INTERNAL RESOURCES MANAGEMENT

29 For salaries, support, maintenance, and miscellaneous
30 purposes:

31 \$ 6,814,435

32 4. COLLECTION COSTS AND FEES

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

35 \$ 45,000

1 5. a. The director of revenue and finance shall report
 2 annually to the chairpersons and ranking members of the joint
 3 appropriations subcommittee on administration and regulation
 4 and the legislative fiscal bureau on the implementation and
 5 financial status of the integrated revenue information system.
 6 The report shall include any changes from the scheduled
 7 progress including expenditures or estimated revenue.

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

12 Sec. 22. LOTTERY. There is appropriated from the lottery
 13 fund to the department of revenue and finance for the fiscal
 14 year beginning July 1, 1998, and ending June 30, 1999, the
 15 following amount, or so much thereof as is necessary, to be
 16 used for the purposes designated:

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

20	\$	8,022,793
21	FTEs	117.00

22 It is the intent of the general assembly that none of the
 23 lottery appropriation shall be expended for the lease or
 24 purchase of any equipment that sells lottery tickets,
 25 validates winning tickets, and allows credit from winning
 26 tickets back on the equipment. However, such lottery
 27 equipment may be leased or purchased if the credits from
 28 winning tickets are printed out on a receipt for cash
 29 redemption only.

30 It is the intent of the general assembly that lottery
 31 advertising shall not focus on children, shall inform the
 32 public on the uses of the lottery proceeds, shall place more
 33 emphasis on the entertainment aspect of playing lottery games
 34 and less emphasis on the promise of winning, and shall provide
 35 the gambling assistance toll-free telephone number on printed

1 material including instant tickets and on-line tickets.

2 Sec. 23. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is
3 appropriated from the motor vehicle fuel tax fund created by
4 section 452A.77 to the department of revenue and finance for
5 the fiscal year beginning July 1, 1998, and ending June 30,
6 1999, the following amount, or so much thereof as is
7 necessary, to be used for the purposes designated:

8 For salaries, support, maintenance, and miscellaneous
9 purposes for administration and enforcement of the provisions
10 of chapter 452A and the motor vehicle use tax program:

11 \$ 1,024,630

12 Sec. 24. SECRETARY OF STATE. There is appropriated from
13 the general fund of the state to the office of the secretary
14 of state for the fiscal year beginning July 1, 1998, and
15 ending June 30, 1999, the following amounts, or so much
16 thereof as is necessary, to be used for the purposes
17 designated:

18 1. ADMINISTRATION AND ELECTIONS

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

22 \$ 677,121
23 FTEs 10.00

24 It is the intent of the general assembly that the state
25 department or state agency which provides data processing
26 services to support voter registration file maintenance and
27 storage shall provide those services without charge.

28 2. BUSINESS SERVICES

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

32 \$ 1,805,201
33 FTEs 32.00

34 3. OFFICIAL REGISTER

35 For costs incurred in the printing of the official

1 register:

* 2 \$ 5,000

3 Sec. 25. STATE-FEDERAL RELATIONS. There is appropriated
4 from the general fund of the state to the office of state-
5 federal relations for the fiscal year beginning July 1, 1998,
6 and ending June 30, 1999, the following amount, or so much
7 thereof as is necessary, to be used for the purposes
8 designated:

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

12 \$ 255,658

13 FTEs 3.00

14 Sec. 26. TREASURER. There is appropriated from the
15 general fund of the state to the office of treasurer of state
16 for the fiscal year beginning July 1, 1998, and ending June
17 30, 1999, the following amount, or so much thereof as is
18 necessary, to be used for the purposes designated:

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

22 \$ 971,483

23 FTEs 27.80

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

26 Sec. 27. ELIMINATION OF VACANT UNFUNDED JOBS. Within
27 sixty days after an unfunded vacancy occurs, a state
28 department, agency, or office receiving appropriations under
29 this Act shall eliminate the vacant unfunded position from the
30 table of organization of the state department, agency, or
31 office.

32 Sec. 28. 1994 Iowa Acts, chapter 1072, section 9, as
33 amended by 1995 Iowa Acts, chapter 185, section 46, is
34 repealed.

35 Sec. 29. TRANSITION OF PERSONNEL SERVICES CONTRACTORS.

1 Two and one-fourth full-time equivalent positions (FTEs)
2 appropriated for in this Act represent the transition of
3 personnel services contractors to FTEs. The merit system
4 provisions of chapter 19A and the provisions of the
5 state's/union's collective bargaining agreements shall not
6 govern movement into these FTE positions during the period
7 beginning July 1, 1998, and ending August 31, 1998. This
8 section is void September 1, 1998.

9 Sec. 30. CELLULAR TELEPHONE REPORT. Each state
10 department, agency, or office receiving appropriations under
11 this Act shall report individual cellular telephone usage by
12 its employees for the fiscal year ending June 30, 1998, to the
13 chairpersons and ranking members of the joint appropriations
14 subcommittee on administration and regulation and the
15 legislative fiscal bureau. The report shall be submitted not
16 later than January 1, 1999.

17 Sec. 31. ELECTED STATE EXECUTIVE OFFICERS -- EMPLOYEE
18 TURNOVER SAVINGS.

19 If unencumbered or unobligated balances will result from
20 the appropriations made for the salaries and related benefits
21 of employees of the elected state executive officers due to
22 employee turnover during the fiscal year beginning July 1,
23 1998, and ending June 30, 1999, the balances shall be
24 transferred to the health facilities division of the
25 department of inspections and appeals not later than March 1,
26 1999, and shall be used to pay the salary, support, and
27 miscellaneous expenses of a building inspector position.

28 Sec. 32. Section 18.12, Code 1997, is amended by adding
29 the following new subsection:

30 NEW SUBSECTION. 19A. Determine and recommend to the
31 governor and the general assembly a reimbursement amount to
32 the city of Des Moines for police and fire protection provided
33 by the city for state-owned buildings and facilities located
34 in the city. The recommendation shall be a cost benefit
35 analysis based on current state practices in other Iowa cities

1 with state-owned facilities and shall be applicable for
2 inclusion in the budget for the fiscal year 2000 and
3 subsequent fiscal years.

4 Sec. 33. SINGLE CONTACT REPOSITORY -- DEPARTMENT OF
5 INSPECTIONS AND APPEALS.

6 1. It is the intent of the general assembly that the
7 department of inspections and appeals shall implement a single
8 contact repository for criminal history, child abuse, adult
9 abuse, and sex offender registries, and nurse aide and other
10 health professional certification and licensing information.

11 2. For the purposes of this section, "facility" or
12 "facility licensed under chapter 135C" includes all of the
13 following:

14 a. An elder group home certified under chapter 231B.

15 b. An assisted living facility certified or voluntarily
16 accredited under chapter 231C.

17 c. A provider of homemaker, home-health aide, home-care
18 aide, or adult day care services.

19 d. A hospice.

20 e. A provider of services under a federal medical
21 assistance home and community-based services waiver.

22 3. The department of inspections and appeals, in
23 conjunction with other departments and agencies of state
24 government involved with criminal history, child abuse, adult
25 abuse, and sex offender registries, and nurse aide and other
26 health professional certification and licensing information,
27 shall establish a single contact repository for facilities
28 licensed under chapter 135C to have electronic access to data
29 to perform background checks for purposes of employment.

30 4. The department shall provide information for purposes
31 of the single contact repository established pursuant to this
32 section, in accordance with rules adopted by the department.

33 Sec. 34. COMMUNITY HEALTH INFORMATION SYSTEM REPORT. Any
34 unobligated or unencumbered funds appropriated pursuant to
35 1997 Iowa Acts, chapter 209, section 10, subsection 5,

1 remaining on the effective date of this Act may be used in
2 developing a transition plan for the community health
3 management information system and, if any funds remain after
4 completion of the plan, for a study of the uninsured
5 population of this state pursuant to section 505.21 and
6 related health data needs. Not later than December 1, 1998,
7 the division of insurance and the board of directors of the
8 community health management information system shall submit a
9 report to the chairpersons and ranking members of the joint
10 appropriations subcommittee on administration and regulation
11 and the legislative fiscal bureau on the use and collection of
12 health information for the purpose of health policy and
13 planning decisions.

14 Sec. 35. EFFECTIVE DATE. Section 34 of this Act, being
15 deemed of immediate importance, takes effect upon enactment.

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HOUSE FILE 2498

S-5582

- 1 Amend House File 2498, as amended, passed, and
2 reprinted by the House, as follows:
- 3 1. Page 1, by striking lines 22 and 23 and
4 inserting the following:
5 "There is appropriated from the innovation fund in
6 the department of management to the office of auditor
7 of state, a sum not to exceed \$50,000 which shall be".
- 8 2. Page 2, line 6, by striking the figure
9 "484,502" and inserting the following: "492,002".
- 10 3. Page 4, line 21, by striking the figure
11 "5,689,831" and inserting the following: "5,664,831".
- 12 4. Page 6, by striking lines 9 through 13.
- 13 5. Page 6, line 22, by striking the figure
14 "844,898" and inserting the following: "655,898".
- 15 6. By striking page 12, line 32, through page 13,
16 line 6.
- 17 7. Page 13, by inserting before line 7 the
18 following:
19 "It is the intent of the general assembly that,
20 notwithstanding the provisions of section 730.5 to the
21 contrary, the state racing and gaming commission shall
22 require jockeys or drivers, trainers, and handlers to
23 submit to drug and alcohol testing pursuant to a
24 written policy adopted by the state commission and
25 applicable to all such persons. The written policy
26 shall establish procedures and standards for the drug
27 and alcohol testing of jockeys or drivers, trainers,
28 and handlers, which shall be consistent with the
29 procedures and standards established for drug and
30 alcohol testing of persons under section 730.5.
- 31 Sec. _____. Section 99D.25A, subsection 7, Code
32 Supplement 1997, is amended to read as follows:
- 33 7. A horse entered to race with lasix must be
34 treated at least four hours prior to post time. The
35 lasix shall be administered intravenously by a
36 veterinarian employed by the owner or trainer of the
37 horse under the visual supervision of the commission
38 veterinarian. The practicing veterinarian must
39 deposit with the commission veterinarian at the
40 detention barn an unopened supply of lasix and sterile
41 hypodermic needles and syringes to be used for the
42 administrations. Lasix shall only be administered in
43 a dose level of two hundred fifty milligrams. The
44 ~~commission-veterinarian-shall-extract-a-test-sample-of~~
45 ~~the-horse's-blood,-urine,-or-saliva-to-determine~~
46 ~~whether-the-horse-was-improperly-drugged-after-the~~
47 ~~race-is-run-".~~
- 48 8. Page 13, by striking lines 30 through 32.
- 49 9. Page 14, by striking lines 21 through 30.
- 50 10. Page 17, by inserting after line 4 the

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Page 2

1 following:

2 "It is the intent of the general assembly that
3 members of the general assembly serving as members of
4 the deferred compensation advisory board shall be
5 entitled to receive per diem and necessary travel and
6 actual expenses pursuant to section 2.10, subsection
7 5, while carrying out their official duties as members
8 of the board."

9 11. Page 18, by inserting after line 6 the
10 following:

11 "3. For costs associated with the acquisition,
12 remodeling, and relocation of a headquarters building
13 for offices and related facilities for employees and
14 storage of applicable records of the Iowa public
15 employees' retirement system:

16 \$ 4,000,000

17 Notwithstanding section 8.33, unencumbered or
18 unobligated funds remaining on June 30, 2000, from the
19 funds appropriated in this subsection, shall revert to
20 the Iowa public employees' retirement system fund on
21 August 31, 2000."

22 12. Page 19, line 31, by striking the figure
23 "6,814,435" and inserting the following: "6,806,935".

24 13. Page 20, by striking lines 1 through 8 and
25 inserting the following:

26 "5. The director of revenue and finance shall
27 prepare and".

28 14. By striking page 20, line 22, through page
29 21, line 1.

30 15. Page 22, by inserting after line 31 the
31 following:

32 "Sec. ____ . 1993 Iowa Acts, chapter 151, section 3,
33 is amended by striking the section."

34 16. Page 23, by inserting after line 16 the
35 following:

36 "Sec. ____ . Section 47.7, subsections 1 and 2, Code
37 Supplement 1997, are amended to read as follows:

38 1. ~~The senior-administrator-of-data-processing~~
39 ~~services-in-the-department-of-general-services state~~
40 commissioner of elections is designated the state
41 registrar of voters, and shall regulate the
42 preparation, preservation, and maintenance of voter
43 registration records, the preparation of precinct
44 election registers for all elections administered by
45 the commissioner of any county, and the preparation of
46 other data on voter registration and participation in
47 elections which is requested and purchased at actual
48 cost of preparation and production by a political
49 party or any resident of this state. The registrar
50 shall maintain a log, which is a public record,

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Page 3

1 showing all lists and reports which have been
2 requested or generated or which are capable of being
3 generated by existing programs of the data processing
4 services ~~in-the-department-of-general-services~~ of the
5 registrar. In the execution of the duties provided by
6 this chapter, the state registrar of voters ~~and-the~~
7 ~~state-commissioner-of-elections~~ shall provide the
8 maximum public access to the electoral process
9 permitted by law.

10 2. The registrar shall offer to each county in the
11 state the opportunity to arrange for performance of
12 all functions referred to in subsection 1 by the data
13 processing facilities of the ~~department-of-general~~
14 ~~services registrar~~, commencing at the earliest
15 practicable time, at a cost to the county determined
16 in accordance with the standard charges for those
17 services adopted annually by the registration
18 commission. A county may accept this offer without
19 taking bids under section 47.5."

20 17. Page 23, by striking lines 17 through 27.

21 18. By renumbering, relettering, or redesignating
22 and correcting internal references as necessary.

By COMMITTEE ON APPROPRIATIONS
DERRYL McLAREN, Chairperson

S-5582 FILED APRIL 8, 1998

Adopted
4-9-98
(P. 1161)

HOUSE FILE 2498

S-5572

1 Amend House File 2498, as amended, passed, and
2 reprinted by the House, as follows:

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

5 "6. Of the full-time equivalent positions
6 authorized pursuant to this section, 1.00 FTE shall be
7 designated to administer the rebuild our cities and
8 counties program established pursuant to section
9 405A.11."

10 2. Page 23, by inserting after line 16 the
11 following:

12 "Sec. ____ . NEW SECTION. 405A.11 REBUILD OUR
13 CITIES AND COUNTIES PROGRAM.

14 1. A rebuild our cities and counties (ROCC) fund
15 is created in the state treasury. The director of
16 revenue and finance shall credit the rebuild our
17 cities and counties fund with the moneys appropriated
18 to the fund as provided in this section. For purposes
19 of this section, "revenues generated by the sales tax"
20 means the estimated revenue from the gross receipts
21 taxed by the state pursuant to chapter 422, division
22 IV, as estimated by the revenue estimating conference
23 pursuant to section 8.22A in December preceding the
24 fiscal year for which the appropriation provided for
25 in this subsection shall be made. The moneys credited
26 to the ROCC fund shall be apportioned on a per capita
27 basis with an equal share allocated to each person
28 residing in the state. The share of each person
29 residing in a city shall be paid to the treasurer of
30 that city. The share allocated to each person
31 residing outside the boundaries of a city shall be
32 paid to the county treasurer. The population of each
33 city shall be determined by the latest federal census.
34 The population of each county shall be determined by
35 the last federal census excluding the persons residing
36 within the boundaries of each city within the county.
37 There is appropriated from the general fund of the
38 state to the ROCC fund annually the following amounts
39 for the designated fiscal years:

40 a. For the fiscal year beginning July 1, 1999, an
41 amount equal to two percent of the revenues generated
42 by the sales tax.

43 b. For subsequent fiscal years beginning with July
44 1, 2000, the amount of appropriation shall increase an
45 additional two percent of the revenues generated by
46 the sales tax if the requirements of subsection 2 are
47 met. However, the amount appropriated for a fiscal
48 year shall not exceed a total of ten percent of the
49 revenues generated by the sales tax.

50 2. The additional two percent of revenues

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1 generated by the sales tax, as specified in subsection
2 1, shall be appropriated in a fiscal year only if the
3 December revenue estimate for the general fund of the
4 state for the next succeeding fiscal year exceeds the
5 revenue estimate for the general fund of the state for
6 the previous fiscal year by at least four percent.

7 3. During the budgeting process for each city and
8 county, the governing body of the city or county shall
9 request public comment, at a public hearing, on the
10 expenditure of the moneys received from the rebuild
11 our cities and counties fund. After public comment,
12 the governing body shall specify the amount of funds
13 which will be used for tax relief, including how the
14 tax relief will be accomplished and the amount of
15 funds which will be appropriated for specific
16 programs."

By ROD HALVORSON

S-5572 FILED APRIL 8, 1998

out of order 4-9-98
(P. 1162)

HOUSE FILE 2498

S-5596

1 Amend the amendment, S-5582, to House File 2498, as
2 amended, passed, and reprinted by the House, as
3 follows:

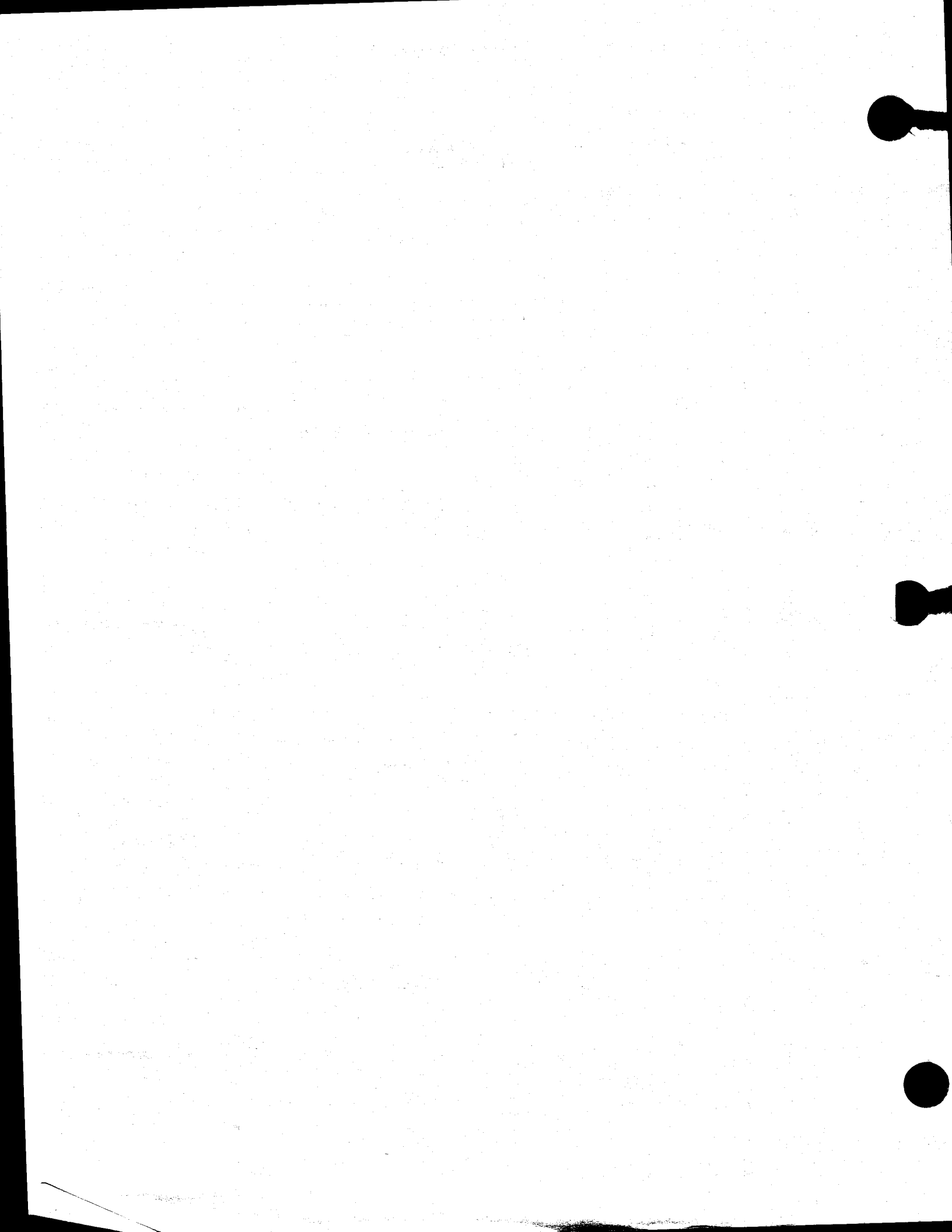
4 1. Page 1, by striking lines 13 and 14.

By JOHN W. JENSEN

S-5596 FILED APRIL 9, 1998

LOST

(P. 1161)



HOUSE FILE 2498

S-5598

1 Amend House File 2498, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 11, by inserting after line 13 the
 4 following:
 5 "The department of inspections and appeals and the
 6 department of public health, in consultation with the
 7 department of human services and the department of
 8 elder affairs, shall review the need for a state
 9 licensing program for home health agencies. The
 10 review shall include, but is not limited to,
 11 determination of the scope of Iowa agencies and home
 12 care services not currently regulated by Medicare,
 13 fiscal information concerning the cost of
 14 implementation of a licensing program, feasibility
 15 analysis of implementing state regulation of the
 16 providers, and other information deemed appropriate by
 17 the departments. The department shall submit a report
 18 of findings and recommendations to the general
 19 assembly on or before December 15, 1998."

By JOHNIE HAMMOND

S-5598 FILED APRIL 9, 1998

ADOPTED (P. 1162)

HOUSE FILE 2498

S-5601

1 Amend House File 2498, as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. By striking page 23, line 28, through page 24,
 4 line 3.

By H. KAY HEDGE

JERRY BEHN

MARY A. LUNDBY

LYLE E. ZIEMAN

NEAL SCHUERER

E. THURMAN GASKILL

JOHN W. JENSEN

JACK RIFE

JOHN P. KIBBIE

DENNIS H. BLACK

ROD HALVORSON

EUGENE S. FRAISE

KITTY REHBERG

DON GETTINGS

WALLY E. HORN

S-5601 FILED APRIL 9, 1998

LOST (P. 1163)

HOUSE FILE 2498

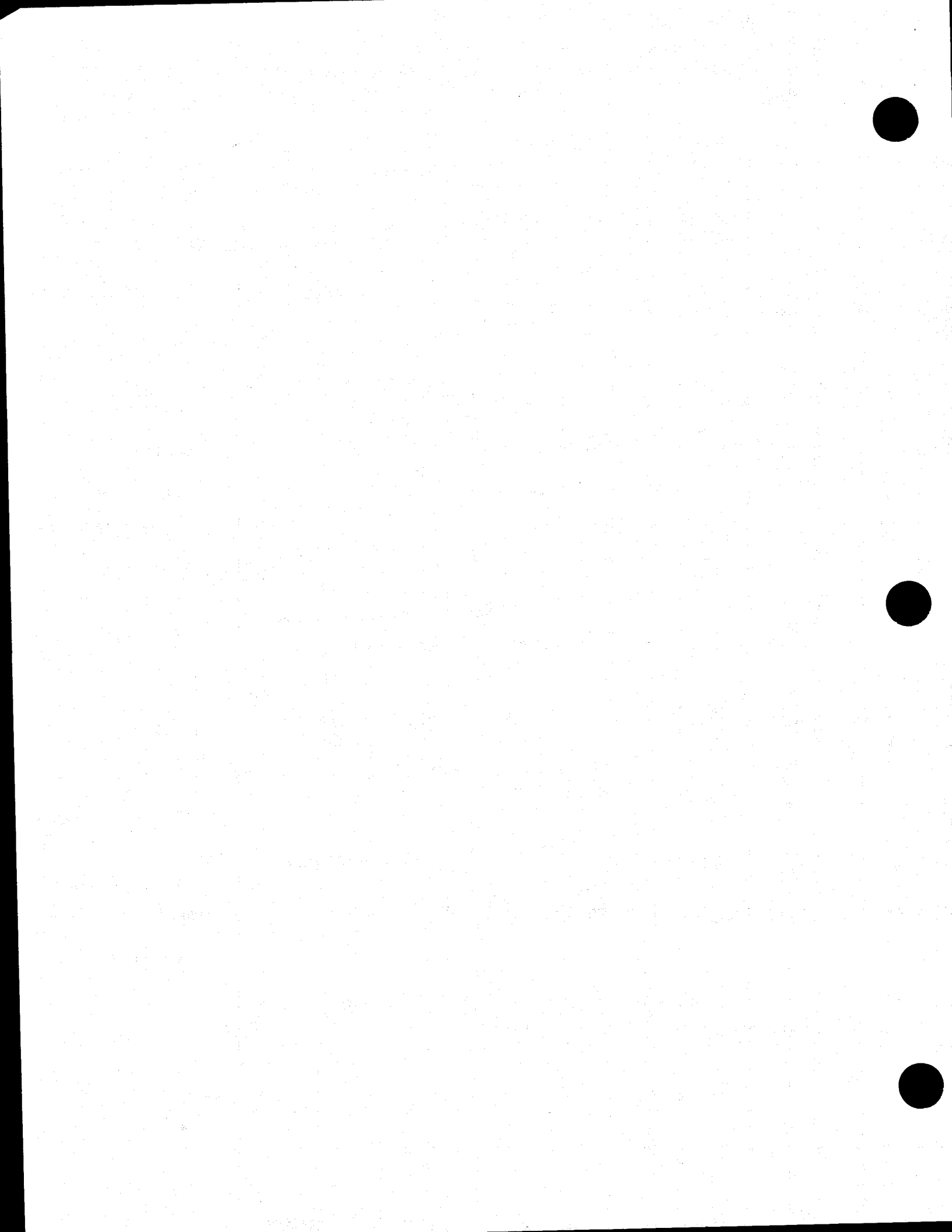
S-5608

1 Amend the amendment, S-5582, to House File 2498, as
 2 amended, passed, and reprinted by the House, as
 3 follows:
 4 1. Page 1, by striking lines 15 and 16, and
 5 inserting the following:
 6 "____. Page 13, by striking lines 2 through 6 and
 7 inserting the following: "gambling game license
 8 holder."".

By MATT McCOY

S-5608 FILED APRIL 9, 1998

LOST (P. 1161)



HOUSE FILE 2498

S-5605

1 Amend the amendment, S-5582, to House File 2498, as
2 amended, passed, and reprinted by the House, as
3 follows:

4 1. Page 1, by striking lines 10 and 11.

By JOHN W. JENSEN

MICHAEL E. GRONSTAL

RICHARD F. DRAKE

PATRICK J. DELUHERY

S-5605 FILED APRIL 9, 1998

ADOPTED (P. 1160)

HOUSE FILE 2498

S-5607

1 Amend the amendment, S-5582, to House File 2498, as
2 amended, passed, and reprinted by the House, as
3 follows:

4 1. Page 2, line 15, by inserting after the word
5 "system" the following: "and notwithstanding any
6 provision of chapter 18 to the contrary".

7 2. Page 2, by inserting after line 21 the
8 following:

9 "_____. Page 18, by inserting before line 7 the
10 following:

11 "Sec. _____. SPECIAL STUDIES APPROPRIATIONS. There
12 is appropriated from the Iowa public employees'
13 retirement system fund to the Iowa public employees'
14 retirement system division of the department of
15 personnel for the fiscal year beginning July 1, 1998,
16 and ending June 30, 1999, the following amounts, or so
17 much thereof as is necessary, to be used for the
18 purposes designated:

19 1. For costs associated with completing the study
20 of the possible establishment of a statewide deferred
21 compensation plan for active members of the Iowa
22 public employees' retirement system:

23 \$ 20,000

24 2. For costs associated with performing the study
25 of whether adjunct instructors employed by a community
26 college or regents university should be allowed to
27 become members of the Iowa public employees'
28 retirement system:

29 \$ 15,000

30 3. For costs associated with performing, in
31 concert with the retirement systems established in
32 chapter 97A and chapter 411, a comprehensive
33 examination of plan design of benefit parity issues:

34 \$ 35,000"

By ROD HALVORSON
SHELDON RITTNER

S-5607 FILED APRIL 9, 1998

ADOPTED

(P. 1161)

HOUSE FILE 2498

S-5602

1 Amend House File 2498, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 24, line 33, by striking the word
4 "REPORT".
5 2. Page 25, by striking lines 1 through 15 and
6 inserting the following: "remaining on the effective
7 date of this Act shall revert to the general fund of
8 the state.
9 Sec. ____ . Section 505.21, subsection 4, Code 1997,
10 is amended by striking the subsection."

By MARY A. LUNDBY

S-5602 FILED APRIL 9, 1998

ADOPTED

(p.1163)

HOUSE FILE 2498

S-5603

1 Amend the amendment, S-5582, to House File 2498, as
2 amended, passed, and reprinted by the House, as
3 follows:
4 1. Page 1, line 11, by striking the figure
5 "5,664,831" and inserting the following: "5,514,831".

By MARY A. LUNDBY

S-5603 FILED APRIL 9, 1998

WITHDRAWN

(p.1160)

HOUSE FILE 2498

S-5604

1 Amend the amendment, S-5582, to House File 2498, as
2 amended, passed, and reprinted by the House, as
3 follows:
4 1. Page 1, by striking lines 19 through 21 and
5 inserting the following: ""It is the intent of the
6 general assembly that the state racing and gaming
7 commission shall".
8 2. Page 1, lines 23 and 24 by striking the words
9 "a written policy" and inserting the following:
10 "rules".
11 3. Page 1, line 25, by striking the words
12 "written policy" and inserting the following:
13 "rules".

By DENNIS H. BLACK

S-5604 FILED APRIL 9, 1998

ADOPTED

(p.1161)

SENATE AMENDMENT TO HOUSE FILE 2498

H-9118

1 Amend House File 2498, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 1, by striking lines 22 and 23 and
4 inserting the following:
5 "There is appropriated from the innovation fund in
6 the department of management to the office of auditor
7 of state, a sum not to exceed \$50,000 which shall be".
8 2. Page 2, line 6, by striking the figure
9 "484,502" and inserting the following: "492,002".
10 3. Page 6, by striking lines 9 through 13.
11 4. Page 6, line 22, by striking the figure
12 "844,898" and inserting the following: "655,898".
13 5. Page 11, by inserting after line 13 the
14 following:
15 "The department of inspections and appeals and the
16 department of public health, in consultation with the
17 department of human services and the department of
18 elder affairs, shall review the need for a state
19 licensing program for home health agencies. The
20 review shall include, but is not limited to,
21 determination of the scope of Iowa agencies and home
22 care services not currently regulated by Medicare,
23 fiscal information concerning the cost of
24 implementation of a licensing program, feasibility
25 analysis of implementing state regulation of the
26 providers, and other information deemed appropriate by
27 the departments. The department shall submit a report
28 of findings and recommendations to the general
29 assembly on or before December 15, 1998."
30 6. By striking page 12, line 32, through page 13,
31 line 6.
32 7. Page 13, by inserting before line 7 the
33 following: "It is the intent of the general assembly
34 that the state racing and gaming commission shall
35 require jockeys or drivers, trainers, and handlers to
36 submit to drug and alcohol testing pursuant to rules
37 adopted by the state commission and applicable to all
38 such persons. The rules shall establish procedures
39 and standards for the drug and alcohol testing of
40 jockeys or drivers, trainers, and handlers, which
41 shall be consistent with the procedures and standards
42 established for drug and alcohol testing of persons
43 under section 730.5.
44 Sec. _____. Section 99D.25A, subsection 7, Code
45 Supplement 1997, is amended to read as follows:
46 7. A horse entered to race with lasix must be
47 treated at least four hours prior to post time. The
48 lasix shall be administered intravenously by a
49 veterinarian employed by the owner or trainer of the
50 horse under the visual supervision of the commission

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1 veterinarian. The practicing veterinarian must
 2 deposit with the commission veterinarian at the
 3 detention barn an unopened supply of lasix and sterile
 4 hypodermic needles and syringes to be used for the
 5 administrations. Lasix shall only be administered in
 6 a dose level of two hundred fifty milligrams. The
 7 ~~commission-veterinarian-shall-extract-a-test-sample-of~~
 8 ~~the-horse's-blood,-urine,-or-saliva-to-determine~~
 9 ~~whether-the-horse-was-improperly-drugged-after-the~~
 10 ~~race-is-run-".~~

11 8. Page 13, by striking lines 30 through 32.

12 9. Page 14, by striking lines 21 through 30.

13 10. Page 17, by inserting after line 4 the
14 following:

15 "It is the intent of the general assembly that
 16 members of the general assembly serving as members of
 17 the deferred compensation advisory board shall be
 18 entitled to receive per diem and necessary travel and
 19 actual expenses pursuant to section 2.10, subsection
 20 5, while carrying out their official duties as members
 21 of the board."

22 11. Page 18, by inserting after line 6 the
23 following:

24 "3. For costs associated with the acquisition,
 25 remodeling, and relocation of a headquarters building
 26 for offices and related facilities for employees and
 27 storage of applicable records of the Iowa public
 28 employees' retirement system and notwithstanding any
 29 provision of chapter 18 to the contrary:

30 \$ 4,000,000

31 Notwithstanding section 8.33, unencumbered or
 32 unobligated funds remaining on June 30, 2000, from the
 33 funds appropriated in this subsection, shall revert to
 34 the Iowa public employees' retirement system fund on
 35 August 31, 2000."

36 12. Page 18, by inserting before line 7 the
37 following:

38 "Sec. ____ . SPECIAL STUDIES APPROPRIATIONS. There
 39 is appropriated from the Iowa public employees'
 40 retirement system fund to the Iowa public employees'
 41 retirement system division of the department of
 42 personnel for the fiscal year beginning July 1, 1998,
 43 and ending June 30, 1999, the following amounts, or so
 44 much thereof as is necessary, to be used for the
 45 purposes designated:

46 1. For costs associated with completing the study
 47 of the possible establishment of a statewide deferred
 48 compensation plan for active members of the Iowa
 49 public employees' retirement system:

50 \$ 20,000

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1 2. For costs associated with performing the study
 2 of whether adjunct instructors employed by a community
 3 college or regents university should be allowed to
 4 become members of the Iowa public employees'
 5 retirement system:
 6 \$ 15,000

7 3. For costs associated with performing, in
 8 concert with the retirement systems established in
 9 chapter 97A and chapter 411, a comprehensive
 10 examination of plan design of benefit parity issues:
 11 \$ 35,000"

12 13. Page 19, line 31, by striking the figure
 13 "6,814,435" and inserting the following: "6,806,935".

14 14. Page 20, by striking lines 1 through 8 and
 15 inserting the following:

16 "5. The director of revenue and finance shall
 17 prepare and".

18 15. By striking page 20, line 22, through page
 19 21, line 1.

20 16. Page 22, by inserting after line 31 the
 21 following:

22 "Sec. _____. 1993 Iowa Acts, chapter 151, section 3,
 23 is amended by striking the section."

24 17. Page 23, by inserting after line 16 the
 25 following:

26 "Sec. _____. Section 47.7, subsections 1 and 2, Code
 27 Supplement 1997, are amended to read as follows:

28 1. ~~The senior-administrator-of-data-processing~~
 29 ~~services-in-the-department-of-general-services state~~
 30 commissioner of elections is designated the state
 31 registrar of voters, and shall regulate the
 32 preparation, preservation, and maintenance of voter
 33 registration records, the preparation of precinct
 34 election registers for all elections administered by
 35 the commissioner of any county, and the preparation of
 36 other data on voter registration and participation in
 37 elections which is requested and purchased at actual
 38 cost of preparation and production by a political
 39 party or any resident of this state. The registrar
 40 shall maintain a log, which is a public record,
 41 showing all lists and reports which have been
 42 requested or generated or which are capable of being
 43 generated by existing programs of the data processing
 44 ~~services in-the-department-of-general-services of the~~
 45 registrar. In the execution of the duties provided by
 46 this chapter, the state registrar of voters ~~and-the~~
 47 ~~state-commissioner-of-elections~~ shall provide the
 48 maximum public access to the electoral process
 49 permitted by law.

50 2. The registrar shall offer to each county in the

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1 state the opportunity to arrange for performance of
 2 all functions referred to in subsection 1 by the data
 3 processing facilities of the ~~department-of-general~~
 4 ~~services registrar~~, commencing at the earliest
 5 practicable time, at a cost to the county determined
 6 in accordance with the standard charges for those
 7 services adopted annually by the registration
 8 commission. A county may accept this offer without
 9 taking bids under section 47.5."

10 18. Page 23, by striking lines 17 through 27.

11 19. Page 24, line 33, by striking the word
12 "REPORT".

13 20. Page 25, by striking lines 1 through 15 and
14 inserting the following: "remaining on the effective
15 date of this Act shall revert to the general fund of
16 the state.

17 Sec. _____. Section 505.21, subsection 4, Code 1997,
18 is amended by striking the subsection."

19 21. By renumbering, relettering, or redesignating
20 and correcting internal references as necessary.

RECEIVED FROM THE SENATE

H-9118 FILED APRIL 13, 1998

House Concurred
4/20/98
(P.1812)

HOUSE FILE 2498

H-9168

- 1 Amend the Senate amendment, H-9118, to House File
- 2 2498, as amended, passed, and reprinted by the House,
- 3 as follows:
- 4 1. Page 1, by striking line 10.

By HUSER of Polk

H-9168 FILED APRIL 14, 1998

w/d 4/20/98 (P.1803)

HOUSE FILE 2498

H-9169

- 1 Amend the Senate amendment, H-9118, to House File
- 2 2498, as amended, passed, and reprinted by the House,
- 3 as follows:
- 4 1. By striking page 1, line 43, through page 2,
- 5 line 10, and inserting the following: "under section
- 6 730.5."

By GARMAN of Story
HOLVECK of Polk

H-9169 FILED APRIL 14, 1998

adopted 4/20/98 (P.1803)

HOUSE FILE 2498

H-9176

- 1 Amend the Senate amendment, H-9118, to House File
- 2 2498, as amended, passed, and reprinted by the House,
- 3 as follows:
- 4 1. Page 2, by inserting after line 30 the
- 5 following:
- 6 "If a headquarters building and related facilities
- 7 are acquired, the Iowa public employees' retirement
- 8 system division shall reimburse the city or other
- 9 local government where the building and related
- 10 facilities are located for police and fire protection.
- 11 A reimbursement amount shall be determined and
- 12 recommended by the department of general services to
- 13 the governor and the general assembly."

By HUSER of Polk

H-9176 FILED APRIL 14, 1998

adopted
4/20/98 (P.1804)

H-9162

1 Amend the Senate amendment, H-9118, to House File
 2 2498, as amended, passed, and reprinted by the House,
 3 as follows:
 4 1. Page 1, by inserting after line 9 the
 5 following:
 6 "____. Page 6, line 2, by striking the figure
 7 "116.00" and inserting the following: "118.00".
 8 2. Page 1, line 12, by striking the figure
 9 "655,898" and inserting the following: "835,898".
 10 3. Page 1, by striking lines 30 and 31 and
 11 inserting the following:
 12 "____. Page 13, by striking lines 2 through 6, and
 13 inserting the following: "gambling game license
 14 holder."
 15 4. Page 2, by inserting after line 30 the
 16 following:
 17 "The Iowa public employees' retirement system
 18 division shall advertise for bids for the proposed
 19 acquisition and remodeling of a headquarters building
 20 and related facilities and let the bid to the most
 21 cost-effective bidder submitting a sealed bid
 22 proposal."
 23 5. Page 4, by striking line 10 and inserting the
 24 following:
 25 "____. Page 23, line 21, by inserting after the
 26 word "officers" the following: "who were not
 27 incumbents at the 1998 general election,".
 28 _____. Page 23, by striking lines 23 through 27 and
 29 inserting the following: "1998, and ending June 30,
 30 1999, the balances shall revert to the general fund of
 31 the state."
 32 6. Page 4, by striking lines 13 through 16 and
 33 inserting the following:
 34 "____. Page 25, by striking lines 3 through 13 and
 35 inserting the following: "management information
 36 system.""

By BRUNKHORST of Bremer
 MILLAGE of Scott

H-9162 FILED APRIL 14, 1998

Adopted 4-20-98 (P.1802)

HOUSE FILE 2498

H-9166

1 Amend the Senate amendment, H-9118, to House File
 2 2498, as amended, passed, and reprinted by the House,
 3 as follows:
 4 1. Page 2, by striking lines 22 through 35.
 By CHICDO of Polk

H-9166 FILED APRIL 14, 1998

W/D 4/20/98 (P.1804)

HOUSE FILE 2498

H-9177

1 Amend the Senate amendment, H-9118, to House File
2 2498, as amended, passed, and reprinted by the House,
3 as follows:

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

6 "____. Page 24, by inserting after line 3 the
7 following:

8 "Sec. ____ . NEW SECTION. 99F.5A MORATORIUM FOR
9 ISSUANCE OF LICENSES FOR EXCURSION GAMBLING BOATS AND
10 ON THE NUMBER AND TYPE OF GAMBLING GAMES.

11 1. The total number of licenses issued to conduct
12 gambling games on excursion gambling boats pursuant to
13 this chapter shall not exceed ten until July 1, 2003.

14 2. Notwithstanding subsection 1, the following
15 actions may be taken during the moratorium from July
16 1, 1998, until July 1, 2003, with the approval of the
17 commission:

18 a. A licensed excursion gambling boat may move to
19 a new location within the same county.

20 b. A licensed excursion gambling boat or a pari-
21 mutuel racetrack and its facilities may be sold and a
22 new license may be issued for operation in the same
23 county.

24 c. If a license to conduct gambling games on an
25 excursion gambling boat is surrendered, not renewed,
26 or revoked, a new license may be issued for operation
27 in the same county.

28 3. During the moratorium from July 1, 1998, until
29 July 1, 2003, the commission shall not authorize any
30 of the following:

31 a. An increase in the number or type of gambling
32 games or the number of slot machines on an excursion
33 gambling boat.

34 b. A number of slot machines at a pari-mutuel
35 racetrack which is greater than the number authorized
36 on or before July 1, 1998.

37 c. A licensee to conduct pari-mutuel wagering at a
38 licensed premises in more than one county.

39 Sec. ____ . Section 99F.7, subsection 1, Code 1997,
40 is amended to read as follows:

41 1. If the commission is satisfied that this
42 chapter and its rules adopted under this chapter
43 applicable to licensees have been or will be complied
44 with, the commission shall issue a license for a
45 period of not more than three years to an applicant to
46 own a gambling game operation and to an applicant to
47 operate an excursion gambling boat. The commission
48 shall decide which of the gambling games authorized
49 under this chapter it will permit. The commission
50 shall decide the number, location, and type of

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Page 2

1 excursion gambling boats licensed under this chapter
 2 for operation on the rivers, lakes, and reservoirs of
 3 this state. However, after July 1, 2003, the
 4 commission shall issue a new license for an excursion
 5 gambling boat operation only if the excursion gambling
 6 boat operates on the Mississippi or Missouri river.
 7 The license shall set forth the name of the licensee,
 8 the type of license granted, the place where the
 9 excursion gambling boats will operate and dock, and
 10 the time and number of days during the excursion
 11 season and the off season when gambling may be
 12 conducted by the licensee. The commission shall not
 13 allow a licensee to conduct gambling games on an
 14 excursion gambling boat while docked during the off
 15 season if the licensee does not operate gambling
 16 excursions for a minimum number of days during the
 17 excursion season. The commission may delay the
 18 commencement of the excursion season at the request of
 19 a licensee.""

By VAN MAANEN of Marion

H-9177 FILED APRIL 15, 1998

W/O 4/20/98 (p.1806)

HOUSE FILE 2498

H-9181

1 Amend the amendment, H-9162, to the Senate
 2 amendment, H-9118, to House File 2498, as amended,
 3 passed, and reprinted by the House, as follows:
 4 1. Page 1, line 19, by striking the words "and
 5 remodeling".
 6 2. Page 1, by striking line 22 and inserting the
 7 following: "proposal. The remodeling of the building
 8 or facilities shall be implemented in accordance with
 9 section 18.6, subsection 9.""

By WARNSTADT of Woodbury

H-9181 FILED APRIL 15, 1998

W/O 4-20-98 (p.1801)

HOUSE FILE 2498

H-9182

1 Amend the amendment, H-9177, to the Senate
 2 amendment, H-9118, to House File 2498, as amended,
 3 passed, and reprinted by the House, as follows:
 4 1. Page 1, by striking line 8 and inserting the
 5 following:
 6 "Sec. ____ . Section 99F.4A, Code 1997, is amended
 7 by adding the following new subsection:
 8 NEW SUBSECTION. 9. If a license issued pursuant
 9 to this chapter or chapter 99D is transferred, an
 10 existing collective bargaining agreement or the impact
 11 of an employee representation election shall transfer
 12 to the new licensee.
 13 Sec. ____ . NEW SECTION. 99F.5A MORATORIUM FOR".

By TAYLOR of Linn

H-9182 FILED APRIL 15, 1998

O/O 4/20/98 (p.1806)

HOUSE FILE 2498

H-9188

1 Amend the amendment, H-9177, to the Senate
 2 amendment, H-9118, to House File 2498, as amended,
 3 passed, and reprinted by the House, as follows:
 4 1. Page 2, by striking lines 12 through 19 and
 5 inserting the following: "conducted by the licensee.
 6 The commission shall not allow a licensee to conduct
 7 gambling games on an excursion gambling boat while
 8 ~~docked during the off-season if the licensee does not~~
 9 ~~operate gambling excursions for a minimum number of~~
 10 ~~days during the excursion season.~~ The commission may
 11 ~~delay the commencement of the excursion season at the~~
 12 request of a licensee shall determine the minimum
 13 number of excursions to be taken during a twenty-five
 14 day excursion season."

By MURPHY of Dubuque

H-9188 FILED APRIL 15, 1998

*O/orden
4/20/98 (P.1806)*

HOUSE FILE 2498

H-9189

1 Amend the amendment, H-9177, to the Senate
 2 amendment, H-9118, to House File 2498, as amended,
 3 passed, and reprinted by the House, as follows:
 4 1. Page 2, by striking lines 12 through 19 and
 5 inserting the following: "conducted by the licensee.
 6 The commission shall not allow a licensee to conduct
 7 gambling games on an excursion gambling boat while
 8 ~~docked during the off-season if the licensee does not~~
 9 ~~operate gambling excursions for a minimum number of~~
 10 ~~days during the excursion season.~~ The commission may
 11 ~~delay the commencement of the excursion season at the~~
 12 request of a licensee shall determine the minimum
 13 number of excursions, if any, to be required."

By MURPHY of Dubuque

H-9189 FILED APRIL 15, 1998

*O/orden
4/20/98
(P.1806)*

HOUSE FILE 2498

H-9186

1 Amend the Senate amendment, H-9118, to House File
2 2498, as amended, passed, and reprinted by the House,
3 as follows:
4 1. Page 3, line 11, by inserting after the figure
5 "35,000" the following:
6 "It is the intent of the general assembly that each
7 public retirement system responsible for performing
8 the examination as described in this subsection shall
9 share equally the cost of conducting the examination.
10 Moneys appropriated in this subsection shall be used
11 by the Iowa public employees' retirement system to
12 provide its proportionate share of the cost of the
13 examination."

By MARTIN of Scott
BRUNKHORST of Bremer

H-9186 FILED APRIL 15, 1998

Adopted
4/20/98 (P.1805)

HOUSE FILE 2498

H-9187

1 Amend the Senate amendment, H-9118, to House File
2 2498, as amended, passed, and reprinted by the House,
3 as follows:
4 1. Page 1, by inserting after line 29 the
5 following:
6 "____. Page 11, by inserting after line 19 the
7 following:
8 "Effective July 1, 1999, the state shall annually
9 reimburse local governments that conduct food
10 establishment inspections under agreements with the
11 department of inspections and appeals, the difference
12 between the cost of performing the inspections and
13 actual revenues generated by food establishment
14 license fees. The legislative fiscal bureau shall
15 determine the cost of performing the inspections and
16 shall base the determination upon the state's cost of
17 inspections.""

By BLODGETT of Cerro Gordo

H-9187 FILED APRIL 15, 1998

w/d 4/20/98
(P.1802)

HOUSE FILE 2498

H-9201

1 Amend the Senate amendment, H-9118, to House File
2 2498, as amended, passed, and reprinted by the House,
3 as follows:

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

6 "____. Page 23, by inserting after line 16 the
7 following:

8 "Sec. _____. Section 47.8, subsection 1, Code 1997,
9 is amended to read as follows:

10 1. A state voter registration commission is
11 established which shall meet at least quarterly to
12 make and review policy, adopt rules, and establish
13 procedures to be followed by the registrar in
14 discharging the duties of that office, and to promote
15 interagency cooperation and planning. The commission
16 shall consist of ~~the state commissioner of elections~~
17 ~~or the state commissioner's designee~~, the state
18 chairpersons of the two political parties whose
19 candidates for president of the United States or
20 governor, as the case may be, received the greatest
21 and next greatest number of votes in the most recent
22 general election, or their respective designees, and a
23 two county commissioner commissioners of registration
24 or their designated employees, one from each political
25 party whose candidates for president of the United
26 States or governor, as the case may be, received the
27 greatest and the next greatest number of votes in the
28 most recent general election, appointed by the
29 president of the Iowa state association of county
30 auditors, or an employee of the commissioner. Each
31 county commissioner or commissioner's designee shall
32 serve two-year staggered terms. The commission
33 membership shall be balanced by political party
34 affiliation pursuant to section 69.16. Members shall
35 serve without additional salary or reimbursement.

36 ~~The state commissioner of elections, or the state~~
37 ~~commissioner's designee, shall serve as chairperson of~~
38 ~~the state voter registration commission. The state~~
39 ~~commissioner of elections, or the state commissioner's~~
40 ~~designee, shall be an ex officio, nonvoting member of~~
41 ~~the commission. The state commissioner shall perform~~
42 ~~the administrative tasks required of that office by~~
43 ~~the commission.~~

44 The commission shall organize and elect a
45 chairperson annually at its first meeting held in the
46 calendar year.

By JOCHUM of Dubuque

H-9201 FILED APRIL 15, 1998

Adopted
4/20/98 (P. 1806)

HOUSE FILE 2498

H-9190

1 Amend the amendment, H-9177, to the Senate
2 amendment, H-9118, to House File 2498, as amended,
3 passed, and reprinted by the House, as follows:
4 1. Page 1, by striking line 8 and inserting the
5 following:
6 "Sec. _____. Section 99D.5, subsection 1, Code 1997,
7 is amended to read as follows:
8 1. A state racing and gaming commission is created
9 within the department of inspections and appeals
10 consisting of five members who shall be appointed by
11 the governor subject to confirmation by the senate,
12 and who shall serve not to exceed a three-year term at
13 the pleasure of the governor. The term of each member
14 shall begin and end as provided in section 69.19.
15 After April 30, 1999, not more than one member of the
16 commission shall reside in the same congressional
17 district.
18 Sec. _____. NEW SECTION. 99F.5A MORATORIUM FOR".
By MURPHY of Dubuque

H-9190 FILED APRIL 15, 1998

O/ order 4/20/98 (P.1806)

HOUSE FILE 2498

H-9199

1 Amend the amendment, H-9177, to the Senate
2 amendment, H-9118, to House File 2498, as amended,
3 passed, and reprinted by the House, as follows:
4 1. Page 1, by inserting after line 13 the
5 following:
6 "_____. Notwithstanding the tax rate increases
7 specified in section 99F.11, the tax rates provided
8 for the calendar year 1998 shall be the tax rates for
9 the calendar years 1998 through 2003."
By HUSER of Polk

H-9199 FILED APRIL 15, 1998

*O/ order
4/20/98 (P.1806)*

HOUSE FILE 2498

H-9277

1 Amend the Senate amendment, H-9118, to House File
2 2498, as amended passed, and reprinted by the House,
3 as follows:
4 1. Page 4, by inserting after line 10 the
5 following:
6 "____. Page 24, by inserting after line 3 the
7 following:
8 "Sec. 201. Section 25B.5A, Code 1997, as amended
9 by 1998 Iowa Acts, House File 8, section 3, is amended
10 by adding the following new subsection:
11 NEW SUBSECTION. 3. Notwithstanding subsection 1,
12 if, on or after July 1, 1998, a state mandate relating
13 to the enforcement of chapter 321J or the Iowa
14 criminal code pursuant to chapters 701 to 728 is
15 enacted by the general assembly, or otherwise imposed,
16 on a political subdivision and the state mandate
17 requires a political subdivision to engage in any new
18 activity, to provide any new service, or to provide
19 any service beyond that required by any law enacted
20 prior to July 1, 1998, and the state does not
21 appropriate moneys to fully fund the cost of the state
22 mandate, the political subdivision is not required to
23 perform the activity or provide the service and the
24 political subdivision shall not be subject to the
25 imposition of any fines or penalties for the failure
26 to comply with the state mandate unless the
27 legislation specifies the amount or proportion of the
28 cost of the state mandate which the state shall pay
29 annually.
30 Sec. _____. APPLICABILITY. If 1998 Iowa Acts, House
31 File 8, is not enacted by the general assembly,
32 section 201 of this Act is void."

By VANDE HOEF of Osceola

H-9277 FILED APRIL 17, 1998

*w/d 4/20/98**(p.1811)*

HOUSE FILE 2498

H-9257

1 Amend the Senate amendment, H-9118, to House File
2 2498, as amended, passed, and reprinted by the House,
3 as follows:

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

6 "____. Page 24, by inserting after line 3 the
7 following:

8 "Sec. ____ NEW SECTION. 99F.5A MORATORIUM FOR
9 ISSUANCE OF LICENSES FOR EXCURSION GAMBLING BOATS AND
10 ON THE NUMBER AND TYPE OF GAMBLING GAMES.

11 1. The total number of licenses issued to conduct
12 gambling games on excursion gambling boats pursuant to
13 this chapter shall not exceed ten until July 1, 2003.

14 2. Notwithstanding subsection 1, the following
15 actions may be taken during the moratorium from July
16 1, 1998, until July 1, 2003, with the approval of the
17 commission:

18 a. A licensed excursion gambling boat may move to
19 a new location within the same county.

20 b. A licensed excursion gambling boat or a pari-
21 mutuel racetrack and its facilities may be sold and a
22 new license may be issued for operation in the same
23 county.

24 c. If a license to conduct gambling games on an
25 excursion gambling boat is surrendered, not renewed,
26 or revoked, a new license may be issued for operation
27 in the same county.

28 3. During the moratorium from July 1, 1998, until
29 July 1, 2003, the commission shall not authorize any
30 of the following:

31 a. An increase in the number of gambling games or
32 the number of slot machines on an excursion gambling
33 boat.

34 b. A number of slot machines at a pari-mutuel
35 racetrack which is greater than the number authorized
36 on or before July 1, 1998.

37 c. A licensee to conduct pari-mutuel wagering at a
38 licensed premises in more than one county.

39 Sec. ____ Section 99F.7, subsection 1, Code 1997,
40 is amended to read as follows:

41 1. If the commission is satisfied that this
42 chapter and its rules adopted under this chapter
43 applicable to licensees have been or will be complied
44 with, the commission shall issue a license for a
45 period of not more than three years to an applicant to
46 own a gambling game operation and to an applicant to
47 operate an excursion gambling boat. The commission
48 shall decide which of the gambling games authorized
49 under this chapter it will permit. The commission
50 shall decide the number, location, and type of

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Page 2

1 excursion gambling boats licensed under this chapter
 2 for operation on the rivers, lakes, and reservoirs of
 3 this state. However, after July 1, 2003, the
 4 commission shall issue a new license for an excursion
 5 gambling boat operation only if the excursion gambling
 6 boat operates on the Mississippi or Missouri river.
 7 The license shall set forth the name of the licensee,
 8 the type of license granted, the place where the
 9 excursion gambling boats will operate and dock, and
 10 the time and number of days during the excursion
 11 season and the off season when gambling may be
 12 conducted by the licensee. The commission shall not
 13 allow a licensee to conduct gambling games on an
 14 excursion gambling boat while docked during the off
 15 season if the licensee does not operate gambling
 16 excursions for a minimum number of days during the
 17 excursion season. The commission may delay the
 18 commencement of the excursion season at the request of
 19 a licensee.""

By VAN MAANEN of Marion

H-9257 FILED APRIL 17, 1998

*Not Referred. Motion to suspend Rule Repealed
 adopted 4-20-98 (P. 1812)*

HOUSE FILE 2498

H-9258

1 Amend the amendment, H-9162, to the Senate
 2 amendment, H-9118, to House File 2498, as amended,
 3 passed, and reprinted by the House, as follows:
 4 1. Page 1, by striking lines 15 through 22.

By MARTIN of Scott
CATALDO of Polk

H-9258 FILED APRIL 17, 1998

W/D 4/20/98 (P. 1802)

HOUSE FILE 2498

H-9276

1 Amend the amendment, H-9257, to the Senate
 2 amendment, H-9118, to House File 2498, as amended,
 3 passed, and reprinted by the House, as follows:
 4 1. Page 1, by striking line 8 and inserting the
 5 following:
 6 "Sec. ____ . Section 99F.4A, Code 1997, is amended
 7 by adding the following new subsection:
 8 NEW SUBSECTION. 9. If a license issued pursuant
 9 to this chapter or chapter 99D is transferred, an
 10 existing collective bargaining agreement or the impact
 11 of an employee representation election shall transfer
 12 to the new licensee.

13 Sec. ____ . NEW SECTION. 99F.5A MORATORIUM FOR".

By TAYLOR of Linn

H-9276 FILED APRIL 17, 1998

*adopted
 4/20/98
 (P. 1808)*

H-9225

1 Amend the amendment, H-9177, to the Senate
 2 amendment, H-9118, to House File 2498, as amended,
 3 passed, and reprinted by the House, as follows:
 4 1. Page 1, by inserting after line 13 the
 5 following:
 6 " . Notwithstanding the tax rate increases
 7 specified in section 99F.11, the tax rates provided
 8 for the calendar year 1998 shall be the tax rates for
 9 the calendar years 1998 through 2003."

By MURPHY of Dubuque

H-9225 FILED APRIL 16, 1998

O/Order 4/20/98 (P.1806)

HOUSE FILE 2498

H-9226

1 Amend the amendment, H-9177, to the Senate
 2 amendment, H-9118, to House File 2498, as amended,
 3 passed, and reprinted by the House, as follows:
 4 1. Page 2, by striking line 19 and inserting the
 5 following: "a licensee."
 6 Sec. . Section 99F.11, unnumbered paragraph 1,
 7 Code 1997, is amended to read as follows:
 8 A tax is imposed on the adjusted gross receipts
 9 received annually from gambling games authorized under
 10 this chapter at the rate of five percent on the first
 11 one million dollars of adjusted gross receipts, at the
 12 rate of ten percent on the next two million dollars of
 13 adjusted gross receipts, and at the rate of twenty
 14 percent on any amount of adjusted gross receipts over
 15 three million dollars. However, beginning January 1,
 16 ~~1997~~ 2003, the rate on any amount of adjusted gross
 17 receipts over three million dollars from gambling
 18 games at racetrack enclosures is twenty-two percent
 19 and shall increase by two percent each succeeding
 20 calendar year until the rate is thirty-six percent.
 21 The taxes imposed by this section shall be paid by the
 22 licensee to the treasurer of state within ten days
 23 after the close of the day when the wagers were made
 24 and shall be distributed as follows:""

By MURPHY of Dubuque

H-9226 FILED APRIL 16, 1998

O/Order 4/20/98 (P.1806)

HOUSE FILE 2498

H-9256

1 Amend the amendment, H-9162, to the Senate
 2 amendment, H-9118, to House File 2498, as amended,
 3 passed, and reprinted by the House, as follows:
 4 1. Page 1, by striking lines 17 through 22 and
 5 inserting the following: "The Iowa public employees'
 6 retirement system division shall use a competitive bid
 7 process for the proposed acquisition of a headquarters
 8 building and related facilities and accept, if any,
 9 the most cost-effective bid which best meets the needs
 10 of the system's members."

By BRUNKHORST of Bremer

H-9256 FILED APRIL 17, 1998

adopted 4/20/98 (P.1802)

HOUSE FILE 2498

H-9279

1 Amend the amendment, H-9257, to Senate amendment,
2 H-9118, to House File 2498, as amended, passed, and
3 reprinted by the House, as follows:

4 1. Page 2, by striking line 19 and inserting the
5 following: "a licensee.

6 Sec. ____ . Section 99F.11, unnumbered paragraph 1,
7 Code 1997, is amended to read as follows

8 A tax is imposed on the adjusted gross receipts
9 received annually from gambling games authorized under
10 this chapter at the rate of five percent on the first
11 one million dollars of adjusted gross receipts, at the
12 rate of ten percent on the next two million dollars of
13 adjusted gross receipts, and at the rate of twenty
14 percent on any amount of adjusted gross receipts over
15 three million dollars. However, beginning January
16 July 1, 1997 1998, the rate on any amount of adjusted
17 gross receipts over three million dollars from
18 gambling games at racetrack enclosures is ~~twenty-two~~
19 ~~twenty-four~~ percent and shall increase by ~~two~~ percent
20 to ~~twenty-six~~ percent for the calendar year 1999 and
21 for each succeeding calendar year ~~until the rate is~~
22 ~~thirty-six~~ percent. The taxes imposed by this section
23 shall be paid by the licensee to the treasurer of
24 state within ten days after the close of the day when
25 the wagers were made and shall be distributed as
26 follows:""

By MURPHY of Dubuque

H-9279 FILED APRIL 17, 1998

w/d 4/20/98 (p 1810)

HOUSE FILE 2498

H-9286

1 Amend the amendment, H-9277, to the Senate
2 amendment, H-9918, to House File 2498, as amended,
3 passed, and reprinted by the House, as follows:

4 1. Page 1, line 14, by striking the word
5 "pursuant" and inserting the following: "including
6 but not limited".

7 2. Page 1, line 14, by inserting after the figure
8 "728" the following: "or any other public offense
9 which is punishable by a fine or imprisonment".

By KREIMAN of Davis

H-9286 FILED APRIL 17, 1998

*o/order 4/20/98
(p 1811)*

HOUSE FILE 2498

H-9278

1 Amend the amendment, H-9257, to the Senate
 2 amendment, H-9118, to House File 2498, as amended,
 3 passed, and reprinted by the House, as follows:
 4 1. Page 1, line 28, by striking the figure "1998"
 5 and inserting the following: "1999".
 6 2. Page 1, line 36, by striking the figure "1998"
 7 and inserting the following: "1999".
 8 3. Page 2, by striking line 19 and inserting the
 9 following: "a licensee."
 10 Sec. ____ . Section 99F.11, unnumbered paragraph 1,
 11 Code 1997, is amended to read as follows
 12 A tax is imposed on the adjusted gross receipts
 13 received annually from gambling games authorized under
 14 this chapter at the rate of five percent on the first
 15 one million dollars of adjusted gross receipts, at the
 16 rate of ten percent on the next two million dollars of
 17 adjusted gross receipts, and at the rate of twenty
 18 percent on any amount of adjusted gross receipts over
 19 three million dollars. However, beginning ~~January~~
 20 July 1, 1997 1998, the rate on any amount of adjusted
 21 gross receipts over three million dollars from
 22 gambling games at racetrack enclosures is ~~twenty-two~~
 23 ~~twenty-four percent and shall increase by two percent~~
 24 ~~each succeeding calendar year until the rate is~~
 25 ~~thirty-six percent~~. The taxes imposed by this section
 26 shall be paid by the licensee to the treasurer of
 27 state within ten days after the close of the day when
 28 the wagers were made and shall be distributed as
 29 follows:"

By MURPHY of Dubuque

H-9278 FILED APRIL 17, 1998

W/D 4/20/98 (P. 1810)

HOUSE FILE 2498

H-9288

1 Amend the amendment, H-9257, to the Senate
 2 amendment, H-9118, to House File 2498, as amended,
 3 passed, and reprinted by the House, as follows:
 4 1. Page 1, by inserting after line 13 the
 5 following:
 6 " ____ . Notwithstanding the tax rate increases
 7 specified in section 99F.11, the tax rates provided
 8 for the calendar year 1998 shall be the tax rates for
 9 the calendar years 1998 through 2003."
 10 2. By renumbering as necessary.

By HUSER of Polk

H-9288 FILED APRIL 17, 1998

*Lost
4/20/98
(P. 1810)*

HOUSE FILE 2498

H-9300

1 Amend the amendment, H-9257, to the Senate
 2 amendment, H-9118, to House File 2498, as amended,
 3 passed, and reprinted by the House, as follows:
 4 1. Page 1, by striking line 8 and inserting the
 5 following:
 6 "Sec. ____ . Section 99F.4A, subsection 2, Code
 7 1997, is amended to read as follows:
 8 2. A license to operate gambling games shall be
 9 issued only to a licensee holding a valid license to
 10 conduct pari-mutuel dog or horse racing pursuant to
 11 chapter 99D on January 1, 1994. However, a license to
 12 operate gambling games issued pursuant to this
 13 subsection may be transferred to another person after
 14 a majority of the voters of the county in which the
 15 racetrack enclosure is located, voting on the transfer
 16 proposal, approves it. The transfer proposal may be
 17 submitted by the board of supervisors at a general
 18 election or a special election called for that
 19 purpose. If the proposal is approved, the issuance of
 20 a new license is subject to application to, and
 21 approval by, the commission.
 22 Sec. ____ . NEW SECTION. 99F.5A MORATORIUM FOR".
 By HUSER of Polk

H-9300 FILED APRIL 20, 1998

W/O 4/20/98 (P.1808)

HOUSE FILE 2498

H-9305

1 Amend the amendment, H-9257, to the Senate
 2 amendment, H-9118, to House File 2498, as amended,
 3 passed, and reprinted by the House, as follows:
 4 1. Page 1, by striking line 8 and inserting the
 5 following:
 6 "Sec. ____ . Section 99F.4A, subsection 2, Code
 7 1997, is amended to read as follows:
 8 2. A license to operate gambling games shall be
 9 issued only to a licensee holding a valid license to
 10 conduct pari-mutuel dog or horse racing pursuant to
 11 chapter 99D on January 1, 1994. However, a license to
 12 operate gambling games issued pursuant to this
 13 subsection may be transferred to another person after
 14 a majority of the voters of the county in which the
 15 racetrack enclosure is located, voting on the transfer
 16 proposal, approves it. The transfer proposal shall be
 17 submitted by the board of supervisors at a general
 18 election or a special election called for that
 19 purpose. If the proposal is approved, the issuance of
 20 a new license is subject to application to, and
 21 approval by, the commission.
 22 Sec. ____ . NEW SECTION. 99F.5A MORATORIUM FOR".
 By HUSER of Polk

H-9305 FILED APRIL 20, 1998

*Adopted
4/20/98 (P.1809)*

HOUSE FILE 2498

H-9320

1 Amend the amendment, H-9257, to the Senate
 2 amendment, H-9118, to House File 2498, as amended,
 3 passed, and reprinted by the House, as follows:
 4 1. Page 1, line 28, by striking the figure "1998"
 5 and inserting the following: "1999".
 6 2. Page 1, line 36, by striking the figure "1998"
 7 and inserting the following: "1999".
 8 3. Page 1, by striking line 37 and inserting the
 9 following:
 10 "4. The commission shall not authorize a licensee
 11 to conduct pari-mutuel wagering at a".

By BRUNKHORST of Bremer

H-9320 FILED APRIL 20, 1998

Adopted
4/20/98 (P. 1811)

HOUSE FILE 2498

H-9321

1 Amend the Senate amendment, H-9118, to House File
 2 2498, as amended, passed, and reprinted by the House,
 3 as follows:
 4 1. Page 1, by striking line 10.

By MILLAGE of Scott

H-9321 FILED APRIL 20, 1998

Adopted 4/20/98 (P. 1811)

HOUSE FILE 2498

H-9322

1 Amend the amendment, H-9257, to the Senate
 2 amendment, H-9118, to House File 2498, as amended,
 3 passed, and reprinted by the House, as follows:
 4 1. Page 1, by striking line 8, and inserting the
 5 following:
 6 "Sec. ____ . Section 99F.4A, Code 1997, is amended
 7 by adding the following new subsection:
 8 NEW SUBSECTION. 8. A civil penalty imposed by the
 9 commission on a licensee relating to a violation of
 10 legal age for gambling or pari-mutuel wagering shall
 11 not exceed one thousand dollars per incident if the
 12 violator is removed by the licensee.
 13 Sec. ____ . NEW SECTION. 99F.5A MORATORIUM FOR".
 14 2. Page 2, by striking line 19 and inserting the
 15 following: "a licensee.
 16 Sec. ____ . Section 805.8, Code Supplement 1997, is
 17 amended by adding the following new subsection:
 18 NEW SUBSECTION. 13. GAMBLING VIOLATIONS. For
 19 violations of legal age for gambling or pari-mutuel
 20 wagering under section 99D.11, subsection 7, section
 21 99E.18, subsection 5, or section 99F.9, subsection 5,
 22 the scheduled fine is one hundred dollars. Failure to
 23 pay the fine by a person under the age of eighteen
 24 shall not result in the person being detained in a
 25 secure facility."

By HANSEN of Pottawattamie

H-9322 FILED APRIL 20, 1998

Adopted 4/20/98 (P. 1812)

HOUSE AMENDMENT TO SENATE AMENDMENT TO
HOUSE FILE 2498

S-5780

1 Amend the Senate amendment, H-9118, to House File
2 2498, as amended, passed, and reprinted by the House,
3 as follows:

4 1. Page 1, by inserting after line 9 the
5 following:

6 "____. Page 6, line 2, by striking the figure
7 "116.00" and inserting the following: "118.00"."

8 2. Page 1, by striking line 10.

9 3. Page 1, line 12, by striking the figure
10 "655,898" and inserting the following: "835,898".

11 4. Page 1, by striking lines 30 and 31 and
12 inserting the following:

13 "____. Page 13, by striking lines 2 through 6, and
14 inserting the following: "gambling game license
15 holder.""

16 5. By striking page 1, line 43, through page 2,
17 line 10, and inserting the following: "under section
18 730.5."

19 6. Page 2, by inserting after line 30 the
20 following:

21 "The Iowa public employees' retirement system
22 division shall use a competitive bid process for the
23 proposed acquisition of a headquarters building and
24 related facilities and accept, if any, the most cost-
25 effective bid which best meets the needs of the
26 system's members."

27 7. Page 2, by inserting after line 30 the
28 following:

29 "If a headquarters building and related facilities
30 are acquired, the Iowa public employees' retirement
31 system division shall reimburse the city or other
32 local government where the building and related
33 facilities are located for police and fire
34 protection."

35 8. Page 3, line 11, by inserting after the figure
36 "35,000" the following:

37 "It is the intent of the general assembly that each
38 public retirement system responsible for performing
39 the examination as described in this subsection shall
40 share equally the cost of conducting the examination.
41 Moneys appropriated in this subsection shall be used
42 by the Iowa public employees' retirement system to
43 provide its proportionate share of the cost of the
44 examination."

45 9. Page 4, by inserting after line 9 the
46 following:

47 "____. Page 23, by inserting after line 16 the
48 following:

49 "Sec. _____. Section 47.8, subsection 1, Code 1997,
50 is amended to read as follows:

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Page 2

1 1. A state voter registration commission is
 2 established which shall meet at least quarterly to
 3 make and review policy, adopt rules, and establish
 4 procedures to be followed by the registrar in
 5 discharging the duties of that office, and to promote
 6 interagency cooperation and planning. The commission
 7 shall consist of ~~the state commissioner of elections~~
 8 ~~or the state commissioner's designee~~, the state
 9 chairpersons of the two political parties whose
 10 candidates for president of the United States or
 11 governor, as the case may be, received the greatest
 12 and next greatest number of votes in the most recent
 13 general election, or their respective designees, and a
 14 two county commissioner commissioners of registration
 15 or their designated employees, one from each political
 16 party whose candidates for president of the United
 17 States or governor, as the case may be, received the
 18 greatest and the next greatest number of votes in the
 19 most recent general election, appointed by the
 20 president of the Iowa state association of county
 21 auditors,--or an employee of the commissioner. Each
 22 county commissioner or commissioner's designee shall
 23 serve two-year staggered terms. The commission
 24 membership shall be balanced by political party
 25 affiliation pursuant to section 69.16. Members shall
 26 serve without additional salary or reimbursement.

27 ~~The state commissioner of elections,--or the state~~
 28 ~~commissioner's designee, shall serve as chairperson of~~
 29 ~~the state voter registration commission. The state~~
 30 commissioner of elections, or the state commissioner's
 31 designee, shall be an ex officio, nonvoting member of
 32 the commission. The state commissioner shall perform
 33 the administrative tasks required of that office by
 34 the commission.

35 The commission shall organize and elect a
 36 chairperson annually at its first meeting held in the
 37 calendar year."

38 10. Page 4, by striking line 10 and inserting the
 39 following:

40 "____. Page 23, line 21, by inserting after the
 41 word "officers" the following: "who were not
 42 incumbents at the 1998 general election,".

43 _____. Page 23, by striking lines 23 through 27 and
 44 inserting the following: "1998, and ending June 30,
 45 1999, the balances shall revert to the general fund of
 46 the state.""

47 11. Page 4, by inserting after line 10 the
 48 following:

49 "____. Page 24, by inserting after line 3 the
 50 following:

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Page 3

1 "Sec. ____ . Section 99F.4A, subsection 2, Code
2 1997, is amended to read as follows:

3 2. A license to operate gambling games shall be
4 issued only to a licensee holding a valid license to
5 conduct pari-mutuel dog or horse racing pursuant to
6 chapter 99D on January 1, 1994. However, a license to
7 operate gambling games issued pursuant to this
8 subsection may be transferred to another person after
9 a majority of the voters of the county in which the
10 racetrack enclosure is located, voting on the transfer
11 proposal, approves it. The transfer proposal shall be
12 submitted by the board of supervisors at a general
13 election or a special election called for that
14 purpose. If the proposal is approved, the issuance of
15 a new license is subject to application to, and
16 approval by, the commission.

17 Sec. ____ . Section 99F.4A, Code 1997, is amended by
18 adding the following new subsection:

19 NEW SUBSECTION. 8. A civil penalty imposed by the
20 commission on a licensee relating to a violation of
21 legal age for gambling or pari-mutuel wagering shall
22 not exceed one thousand dollars per incident if the
23 violinator is removed by the licensee.

24 Sec. ____ . Section 99F.4A, Code 1997, is amended by
25 adding the following new subsection:

26 NEW SUBSECTION. 9. If a license issued pursuant
27 to this chapter or chapter 99D is transferred, an
28 existing collective bargaining agreement or the impact
29 of an employee representation election shall transfer
30 to the new licensee.

31 Sec. ____ . NEW SECTION. 99F.5A MORATORIUM FOR
32 ISSUANCE OF LICENSES FOR EXCURSION GAMBLING BOATS AND
33 ON THE NUMBER AND TYPE OF GAMBLING GAMES.

34 1. The total number of licenses issued to conduct
35 gambling games on excursion gambling boats pursuant to
36 this chapter shall not exceed ten until July 1, 2003.

37 2. Notwithstanding subsection 1, the following
38 actions may be taken during the moratorium from July
39 1, 1998, until July 1, 2003, with the approval of the
40 commission:

41 a. A licensed excursion gambling boat may move to
42 a new location within the same county.

43 b. A licensed excursion gambling boat or a pari-
44 mutuel racetrack and its facilities may be sold and a
45 new license may be issued for operation in the same
46 county.

47 c. If a license to conduct gambling games on an
48 excursion gambling boat is surrendered, not renewed,
49 or revoked, a new license may be issued for operation
50 in the same county.

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1 3. During the moratorium from July 1, 1999, until
2 July 1, 2003, the commission shall not authorize any
3 of the following:

4 a. An increase in the number of gambling games or
5 the number of slot machines on an excursion gambling
6 boat.

7 b. A number of slot machines at a pari-mutuel
8 racetrack which is greater than the number authorized
9 on or before July 1, 1999.

10 4. The commission shall not authorize a licensee
11 to conduct pari-mutuel wagering at a licensed premises
12 in more than one county.

13 Sec. _____. Section 99F.7, subsection 1, Code 1997,
14 is amended to read as follows:

15 1. If the commission is satisfied that this
16 chapter and its rules adopted under this chapter
17 applicable to licensees have been or will be complied
18 with, the commission shall issue a license for a
19 period of not more than three years to an applicant to
20 own a gambling game operation and to an applicant to
21 operate an excursion gambling boat. The commission
22 shall decide which of the gambling games authorized
23 under this chapter it will permit. The commission
24 shall decide the number, location, and type of
25 excursion gambling boats licensed under this chapter
26 for operation on the rivers, lakes, and reservoirs of
27 this state. However, after July 1, 2003, the
28 commission shall issue a new license for an excursion
29 gambling boat operation only if the excursion gambling
30 boat operates on the Mississippi or Missouri river.

31 The license shall set forth the name of the licensee,
32 the type of license granted, the place where the
33 excursion gambling boats will operate and dock, and
34 the time and number of days during the excursion
35 season and the off season when gambling may be
36 conducted by the licensee. The commission shall not
37 allow a licensee to conduct gambling games on an
38 excursion gambling boat while docked during the off
39 season if the licensee does not operate gambling
40 excursions for a minimum number of days during the
41 excursion season. The commission may delay the
42 commencement of the excursion season at the request of
43 a licensee.

44 Sec. _____. Section 805.8, Code Supplement 1997, is
45 amended by adding the following new subsection:

46 NEW SUBSECTION. 13. GAMBLING VIOLATIONS. For
47 violations of legal age for gambling or pari-mutuel
48 wagering under section 99D.11, subsection 7, section
49 99E.18, subsection 5, or section 99F.9, subsection 5,
50 the scheduled fine is one hundred dollars. Failure to

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Page 5

1 pay the fine by a person under the age of eighteen
 2 shall not result in the person being detained in a
 3 secure facility."
 4 12. Page 4, by striking lines 13 through 16 and
 5 inserting the following:
 6 "____. Page 25, by striking lines 3 through 13 and
 7 inserting the following: "management information
 8 system."
 9 13. By renumbering, relettering, or redesignating
 10 and correcting internal references as necessary.

RECEIVED FROM THE HOUSE

S-5780 FILED APRIL 21, 1998
REFUSED TO CONCUR

(P. 1406)

*House Insists
4-21-98
(P. 1840)*



H-9291

1 Amend the Senate amendment, H-9118, to House File
 2 2498, as amended, passed, and reprinted by the House,
 3 as follows:

4 1. Page 1, by inserting after line 29 the
 5 following:

6 "____. Page 11, by inserting after line 19 the
 7 following:

8 "It is the intent of the general assembly that
 9 effective July 1, 1999, the state shall appropriate
 10 sufficient funds to reimburse local governments that
 11 conduct food establishment inspections under
 12 agreements with the department of inspections and
 13 appeals, the difference between the cost of performing
 14 the inspections and actual revenues generated by food
 15 establishment license fees.""

By BLODGETT of Cerro Gordo

H-9291 FILED APRIL 20, 1998

Not Hermone - Motion to Suspend - lot
4.20-98 (P.1802)

HOUSE FILE 2498

H-9292

1 Amend the Senate amendment, H-9118, to House File
 2 2498, as amended, passed, and reprinted by the House,
 3 as follows:

4 1. Page 1, by inserting after line 29 the
 5 following:

6 "____. Page 11, by inserting after line 19 the
 7 following:

8 "Effective July 1, 1999, the state shall
 9 appropriate sufficient funds to reimburse local
 10 governments that conduct food establishment
 11 inspections under agreements with the department of
 12 inspections and appeals, the difference between the
 13 cost of performing the inspections and actual revenues
 14 generated by food establishment license fees.""

By BLODGETT of Cerro Gordo

H-9292 FILED APRIL 20, 1998

W/D 4/20/98 (P.1803)

REPORT OF THE CONFERENCE COMMITTEE
ON HOUSE FILE 2498

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

We, the undersigned members of the conference committee appointed to resolve the differences between the House of Representatives and the Senate on House File 2498, a bill for an Act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, respectfully make the following report:

1. That the House recedes from its amendment, S-5780.
2. That the Senate amendment, H-9118, to House File 2498, as amended, passed, and reprinted by the House, is amended as follows:

1. Page 1, by inserting after line 9 the following:
"___ . Page 6, line 2, by striking the figure "116.00" and inserting the following: "118.00"."

2. Page 1, line 12, by striking the figure "655,898" and inserting the following: "835,898".

3. Page 1, by inserting after line 12 the following:
"___ . Page 10, line 25, by striking the figure "2,055,961" and inserting the following: "2,145,961".

- ___ . Page 10, by inserting after line 26 the following:
"Of the moneys appropriated in this subsection, \$90,000 shall be used by the health facilities division to pay the salary, support, and miscellaneous expenses of a building inspector position."

4. By striking page 1, line 45, through page 2, line 10, and inserting the following: "Supplement 1997, as amended by 1998 Iowa Acts, Senate File 2121, section 1, is amended to read as follows:

7. A horse entered to race with lasix must be treated at least four hours prior to post time. The lasix shall be administered intravenously by a veterinarian employed by the owner or trainer of the horse. The commission shall adopt

CCH-2498.1

Page 2

rules to ensure that lasix is administered as provided in this section. The commission shall require that the practicing veterinarian deliver an affidavit signed by the veterinarian which certifies information regarding the treatment of the horse. The affidavit must be delivered to a commission veterinarian within twenty minutes following the treatment. The statement must at least include the name of the practicing veterinarian, the tattoo number of the horse, the location of the barn and stall where the treatment occurred, the race number of the horse, the name of the trainer, and the time that the lasix was administered. Lasix shall only be administered in a dose level of two hundred fifty milligrams. ~~The commission veterinarian shall extract a test sample of the horse's blood, urine, or saliva to determine whether the horse was improperly drugged after the race is run."~~

5. Page 2, by inserting after line 30 the following:

"The Iowa public employees' retirement system division shall use a competitive bid process for the proposed acquisition of a headquarters building and related facilities and accept, if any, the most cost-effective bid which best meets the needs of the system's members."

6. Page 3, line 11, by inserting after the figure "35,000" the following:

"It is the intent of the general assembly that each public retirement system responsible for performing the examination as described in this subsection shall share proportionately the cost of conducting the examination. Moneys appropriated in this subsection shall be used by the Iowa public employees' retirement system to provide its proportionate share of the cost of the examination."

7. Page 4, by striking lines 13 through 16 and inserting the following:

"___. Page 25, by striking lines 3 through 13 and inserting the following: "management information system."

8. Page 4, by inserting after line 18 the following:

"___. Title page, line 4, by inserting after the word "matters" the following: ", and providing effective dates"."

CCH-2498.1

Page 3

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

ON THE PART OF THE HOUSE:

BOB BRUNKHORST, Chairperson
FRANK CHIDO
DANNY HOLMES
GERI HUSER
HAROLD VAN MAANEN

ON THE PART OF THE SENATE:

MARY LUNDBY, Chairperson
MICHAEL E. GRONSTAL
MARY E. KRAMER
MATT MCCOY
DERRYL McLAREN

CCH-2498.1 FILED APRIL 22, 1998

Adapted
4/22/98
P. 1938

adopted
4/22/98
(P. 1469)

HSB 672

APPROPRIATIONS

SENATE/HOUSE FILE _____

BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY
JOINT APPROPRIATIONS SUB-
COMMITTEE ON ADMINISTRATION
AND REGULATION)

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

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

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

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1 Section 1. AUDITOR OF STATE. There is appropriated from
2 the general fund of the state to the office of the auditor of
3 state for the fiscal year beginning July 1, 1998, and ending
4 June 30, 1999, the following amount, or so much thereof as is
5 necessary, to be used for the purposes designated:

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

9	\$	1,365,549
10	FTEs	112.50

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

22 Of the funds appropriated to the innovation fund in the
23 department of management, a sum not to exceed \$50,000 shall be
24 used to fund a contract to train a six-member team from the
25 office of auditor of state to review the processes used by
26 governmental departments and agencies and determine methods of
27 improving the processes. The request for proposal for the
28 training contract is subject to review by the chairpersons and
29 ranking members of the joint appropriation subcommittee on
30 administration and regulation before the request for proposal
31 is released for bidding.

32 Sec. 2. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There
33 is appropriated from the general fund of the state to the Iowa
34 ethics and campaign disclosure board for the fiscal year
35 beginning July 1, 1998, and ending June 30, 1999, the

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

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

6	\$	487,111
7	FTEs	8.00

8 Sec. 3. DEPARTMENT OF COMMERCE. There is appropriated
9 from the general fund of the state to the department of
10 commerce for the fiscal year beginning July 1, 1998, and
11 ending June 30, 1999, the following amounts, or so much
12 thereof as is necessary, for the purposes designated:

13 1. ADMINISTRATIVE SERVICES DIVISION

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

17	\$	1,057,824
18	FTEs	18.50

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

1 2. ALCOHOLIC BEVERAGES DIVISION

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

5 \$ 1,542,284
6 FTEs 25.00

7 3. BANKING DIVISION

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

11 \$ 5,676,006
12 FTEs 77.00

13 4. CREDIT UNION DIVISION

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

17 \$ 1,105,989
18 FTEs 19.00

19 5. INSURANCE DIVISION

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

23 \$ 3,707,078
24 FTEs 94.50

25 Of the amounts appropriated in this subsection to the
26 insurance division, not more than \$100,000 shall be used for
27 the regulation of health insurance reform.

28 Of the amounts appropriated in this subsection to the
29 insurance division, at least \$300,000 shall be used for the
30 investigation of insurance fraud.

31 The insurance division may reallocate authorized full-time
32 equivalent positions as necessary to respond to accreditation
33 recommendations or requirements. The insurance division
34 expenditures for examination purposes may exceed the projected
35 receipts, refunds, and reimbursements, estimated pursuant to

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1 section 505.7, subsection 7, including the expenditures for
2 retention of additional personnel, if the expenditures are
3 fully reimbursable and the division first does both of the
4 following:

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

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

11 6. PROFESSIONAL LICENSING AND REGULATION DIVISION

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

15	\$	868,939
16	FTEs	12.00

17 7. UTILITIES DIVISION

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

21	\$	5,747,744
22	FTEs	75.00

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

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

6 Sec. 4. LEGISLATIVE AGENCIES. There is appropriated from
7 the general fund of the state to the following named agencies
8 for the fiscal year beginning July 1, 1998, and ending June
9 30, 1999, the following amounts, or so much thereof as is
10 necessary, to be used for the purposes designated:

- 11 1. COMMISSION ON UNIFORM STATE LAWS
- 12 For support of the commission and expenses of the members:
- 13 \$ 24,055
- 14 2. NATIONAL CONFERENCE OF STATE LEGISLATURES
- 15 For support of the membership assessment:
- 16 \$ 94,922
- 17 3. NATIONAL CONFERENCE OF INSURANCE LEGISLATORS
- 18 For support of the membership assessment:
- 19 \$ 3,000

20 Sec. 5. DEPARTMENT OF GENERAL SERVICES. There is
21 appropriated from the general fund of the state to the
22 department of general services for the fiscal year beginning
23 July 1, 1998, and ending June 30, 1999, the following amounts,
24 or so much thereof as is necessary, to be used for the
25 purposes designated:

- 26 1. ADMINISTRATION
- 27 For salaries, support, maintenance, miscellaneous purposes,
- 28 and for not more than the following full-time equivalent
- 29 positions:
- 30 \$ 1,834,380
- 31 FTEs 48.85

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

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1 \$ 4,413,016

2 FTEs 116.00

3 3. CAPITOL PLANNING COMMISSION

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

6 \$ 1,976

7 4. RENTAL SPACE

8 For payment of lease or rental costs of buildings and
9 office space at the seat of government as provided in section
10 18.12, subsection 9, notwithstanding section 18.16:

11 \$ 844,898

12 5. UTILITY COSTS

13 For payment of utility costs:

14 \$ 2,324,489

15 Notwithstanding sections 8.33 and 18.12, subsection 11, any
16 excess funds appropriated for utility costs in this subsection
17 shall not revert to the general fund of the state on June 30,
18 1999, but shall remain available for expenditure for the
19 purposes of this subsection during the fiscal year beginning
20 July 1, 1999.

21 6. TERRACE HILL OPERATIONS

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

25 \$ 210,438

26 FTEs 5.00

27 Sec. 6. REVOLVING FUNDS. There is appropriated from the
28 designated revolving funds to the department of general
29 services for the fiscal year beginning July 1, 1998, and
30 ending June 30, 1999, the following amounts, or so much
31 thereof as is necessary, to be used for the purposes
32 designated:

33 1. CENTRALIZED PRINTING

34 From the centralized printing permanent revolving fund
35 established by section 18.57 for salaries, support,

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

3	\$	1,025,355
4	FTEs	27.30

5 2. CENTRALIZED PRINTING -- REMAINDER

6 The remainder of the centralized printing permanent
7 revolving fund is appropriated for the expense incurred in
8 supplying paper stock, offset printing, copy preparation,
9 binding, distribution costs, original payment of printing and
10 binding claims and contingencies arising during the fiscal
11 year beginning July 1, 1998, and ending June 30, 1999, which
12 are legally payable from this fund.

13 3. CENTRALIZED PURCHASING

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

18	\$	927,663
19	FTEs	17.95

20 4. CENTRALIZED PURCHASING -- REMAINDER

21 The remainder of the centralized purchasing permanent
22 revolving fund is appropriated for the payment of expenses
23 incurred through purchases by various state departments and
24 for contingencies arising during the fiscal year beginning
25 July 1, 1998, and ending June 30, 1999, which are legally
26 payable from this fund.

27 5. VEHICLE DISPATCHER

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

32	\$	722,636
33	FTEs	15.85

34 6. VEHICLE DISPATCHER -- REMAINDER

35 The remainder of the vehicle dispatcher revolving fund is

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1 appropriated for the purchase of gasoline, gasohol, oil,
2 tires, repairs, and all other maintenance expenses incurred in
3 the operation of state-owned motor vehicles and for
4 contingencies arising during the fiscal year beginning July 1,
5 1998, and ending June 30, 1999, which are legally payable from
6 this fund.

7 Sec. 7. GOVERNOR AND LIEUTENANT GOVERNOR. There is
8 appropriated from the general fund of the state to the offices
9 of the governor and the lieutenant governor for the fiscal
10 year beginning July 1, 1998, and ending June 30, 1999, the
11 following amounts, or so much thereof as is necessary, to be
12 used for the purposes designated:

13 1. GENERAL OFFICE

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

18	\$	1,281,371
19	FTEs	17.25

20 The sum of \$2,243 shall revert from the juvenile
21 violence/safe schools fund in the office of the governor to
22 the general fund of the state on July 1, 1998.

23 The sum of \$140 shall be transferred from the congress on
24 the environment fund in the office of the governor to the Iowa
25 resources enhancement and protection fund created in section
26 455A.18 on July 1, 1998.

27 2. TERRACE HILL QUARTERS

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

31	\$	75,017
32	FTEs	2.00

33 3. ADMINISTRATIVE RULES COORDINATOR

34 For salaries, support, maintenance, and miscellaneous
35 purposes for the office of administrative rules coordinator,

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

3 \$ 135,047
4 FTEs 3.00

5 4. NATIONAL GOVERNORS ASSOCIATION

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

8 \$ 66,200

9 5. GUBERNATORIAL TRANSITION

10 For expenses incurred during the gubernatorial transition:

11 \$ 15,000

12 Sec. 8. DEPARTMENT OF INSPECTIONS AND APPEALS. There is
13 appropriated from the general fund of the state to the
14 department of inspections and appeals for the fiscal year
15 beginning July 1, 1998, and ending June 30, 1999, the
16 following amounts, or so much thereof as is necessary, for the
17 purposes designated:

18 1. FINANCE AND SERVICES DIVISION

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

22 \$ 536,657

23 FTEs 20.20

24 2. AUDITS DIVISION

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

28 \$ 508,516

29 FTEs 12.00

30 3. APPEALS AND FAIR HEARINGS DIVISION

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

34 \$ 249,925

35 FTEs 25.50

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1 4. INVESTIGATIONS DIVISION

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

5	\$	950,567
6	FTEs	40.00

7 It is the intent of the general assembly that \$24,098 and 1
8 FTE included in this subsection shall be used for additional
9 welfare fraud investigations.

10 5. HEALTH FACILITIES DIVISION

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

14	\$	2,037,076
15	FTEs	100.00

16 6. INSPECTIONS DIVISION

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

20	\$	683,608
21	FTEs	13.00

22 The department of inspections and appeals shall cooperate
23 with the department of human services, the Iowa foundation for
24 medical care, and the Iowa state university social and
25 behavioral research center for rural health, in implementing a
26 positive incentives for nursing care in an Iowa nursing home
27 pilot project. The positive incentives may include best
28 practice awards, extended reinspection periods, and other
29 waivers to reduce documentation, staffing, and inspection
30 survey length.

31 7. EMPLOYMENT APPEAL BOARD

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

35	\$	34,258
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1 FTEs 15.00

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

11 8. STATE FOSTER CARE REVIEW BOARD

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

15 \$ 560,138

16 FTEs 13.00

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

23 Sec. 9. RACETRACK REGULATION. There is appropriated from
24 the general fund of the state to the racing and gaming
25 commission of the department of inspections and appeals for
26 the fiscal year beginning July 1, 1998, and ending June 30,
27 1999, the following amount, or so much thereof as is
28 necessary, to be used for the purposes designated:

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

32 \$ 2,066,763

33 FTEs 23.51

34 It is the intent of the general assembly that a gambling
35 game license holder may distribute profits to a governmental

1 body and the distribution shall be considered a charitable
 2 contribution. The duty to make such contributions may be the
 3 subject of a contract between a governmental body and a
 4 gambling game license holder. The state racing and gaming
 5 commission shall establish, by rule, criteria to be used for
 6 evaluating and approving contracts. The criteria shall be
 7 detailed and include categories that are described and
 8 assigned a percentage value.

9 It is the intent of the general assembly that a gambling
 10 game licensee's expenses for marketing, advertising, and
 11 promotion shall not exceed four percent of the adjusted gross
 12 revenue or \$4,000,000 annually, whichever sum is greater, and
 13 the advertising shall not focus on children.

14 Sec. 10. EXCURSION BOAT REGULATION. There is appropriated
 15 from the general fund of the state to the racing and gaming
 16 commission of the department of inspections and appeals for
 17 the fiscal year beginning July 1, 1998, and ending June 30,
 18 1999, the following amount, or so much thereof as is
 19 necessary, to be used for the purposes designated:

20 For salaries, support, maintenance, and miscellaneous
 21 purposes for administration and enforcement of the excursion
 22 boat gambling laws, and for not more than the following full-
 23 time equivalent positions:

24	\$	1,316,440
25	FTEs	25.29

26 It is the intent of the general assembly that the racing
 27 and gaming commission shall only employ additional full-time
 28 equivalent positions for riverboat gambling enforcement as
 29 authorized by the department of management as needed for
 30 enforcement on new riverboats. If more than nine riverboats
 31 are operating during the fiscal year beginning July 1, 1998,
 32 and ending June 30, 1999, the commission may expend no more
 33 than \$120,349 for no more than 2 FTEs for each additional
 34 riverboat in excess of nine. The additional expense
 35 associated with the positions shall be paid from fees assessed

1 by the commission as provided in chapter 99F.

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

5 Sec. 11. USE TAX APPROPRIATION. There is appropriated
6 from the use tax receipts collected pursuant to sections 423.7
7 and 423.7A prior to their deposit in the road use tax fund
8 pursuant to section 423.24, subsection 1, to the appeals and
9 fair hearings division of the department of inspections and
10 appeals for the fiscal year beginning July 1, 1998, and ending
11 June 30, 1999, the following amount, or so much thereof as is
12 necessary, for the purposes designated:

13 For salaries, support, maintenance, and miscellaneous
14 purposes:

15 \$ 1,075,030

16 Sec. 12. DEPARTMENT OF MANAGEMENT. There is appropriated
17 from the general fund of the state to the department of
18 management for the fiscal year beginning July 1, 1998, and
19 ending June 30, 1999, the following amounts, or so much
20 thereof as is necessary, to be used for the purposes
21 designated:

22 1. GENERAL OFFICE

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

26 \$ 1,986,844

27 FTEs 28.00

28 The department of management shall report to the
29 chairpersons and ranking members of the joint appropriations
30 subcommittee on administration and regulation and the
31 legislative fiscal bureau the accrued unused sick leave and
32 vacation liability for each state department, agency, and
33 office of state government receiving appropriations under this
34 Act. The report shall include recommendations of the
35 department on how the accrued liabilities may be incorporated

1 into state budget documents. The report shall be submitted
2 not later than December 1, 1998.

3 The department of management shall report to the
4 chairpersons and ranking members of the joint appropriations
5 subcommittee on administration and regulation and the
6 legislative fiscal bureau concerning the recommendations
7 received from the \$300,000 fleet management services study
8 received by the department, the recommendations implemented by
9 state agencies, increased service levels attained due to
10 implementation, recommendations to be implemented during the
11 fiscal year ending June 30, 1999, and the savings realized
12 from the recommendations which have been implemented. The
13 report submitted to the joint appropriations subcommittee on
14 administration and regulation and the legislative fiscal
15 bureau shall be for the fiscal year ending June 30, 1998, and
16 shall be submitted not later than January 1, 1999.

17 2. LAW ENFORCEMENT TRAINING REIMBURSEMENTS

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

21 \$ 47,500

22 3. COUNCIL OF STATE GOVERNMENTS

23 For support of the membership assessment:

24 \$ 80,031

25 4. COUNCIL ON HUMAN INVESTMENT

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

29 \$ 158,843

30 FTES 2.00

31 Sec. 13. ROAD USE TAX APPROPRIATION. There is
32 appropriated from the road use tax fund to the department of
33 management for the fiscal year beginning July 1, 1998, and
34 ending June 30, 1999, the following amount, or so much thereof
35 as is necessary, to be used for the purposes designated:

1 For salaries, support, maintenance, and miscellaneous
2 purposes:

3 \$ 56,000

4 Sec. 14. DEPARTMENT OF PERSONNEL. There is appropriated
5 from the general fund of the state to the department of
6 personnel for the fiscal year beginning July 1, 1998, and
7 ending June 30, 1999, the following amounts, or so much
8 thereof as is necessary, to be used for the purposes
9 designated including the filing of quarterly reports as
10 required in this section:

11 1. OPERATIONS

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

16 \$ 1,379,577

17 FTEs 20.42

18 2. PROGRAM DELIVERY SERVICES

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

22 \$ 1,335,811

23 FTEs 32.55

24 3. PROGRAM ADMINISTRATION AND DEVELOPMENT

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

28 \$ 1,632,761

29 FTEs 33.80

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

34 The funds for support, maintenance, and miscellaneous
35 purposes for personnel assigned to program delivery services

1 under subsection 2 and program administration and development
2 under subsection 3 are payable from the appropriation made in
3 subsection 1.

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

12 Sec. 15. HEALTH INSURANCE REFORM PROGRAM. There is
13 transferred from the surplus funds in the health insurance
14 operating account to the department of personnel for the
15 fiscal year beginning July 1, 1998, and ending June 30, 1999,
16 the following amount, or so much thereof as is necessary, to
17 be used for the purposes designated:

18 For the salary and support costs for the insurance reform
19 specialist and the program and administrative costs associated
20 with the health insurance reform effort in Iowa:

21 \$ 550,499

22 Sec. 16. HEALTH INSURANCE OVERSIGHT PROGRAM. There is
23 transferred from the surplus funds in the health insurance
24 operating account to the department of human services for the
25 fiscal year beginning July 1, 1998, and ending June 30, 1999,
26 the following amount, or so much thereof as is necessary, to
27 be used for the purposes designated:

28 For the salary and support costs to provide reporting and
29 oversight of health care purchasing in Iowa:

30 \$ 112,000

31 Notwithstanding section 8.33, unencumbered or unobligated
32 funds remaining on June 30, 1999, from the funds transferred
33 in this section, shall revert to the health insurance
34 operating account on August 31, 1999.

35 Sec. 17. IPERS. There is appropriated from the Iowa

1 public employees' retirement system fund to the department of
2 personnel for the fiscal year beginning July 1, 1998, and
3 ending June 30, 1999, the following amount, or so much thereof
4 as is necessary, to be used for the purposes designated:

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

8 \$ 5,043,194
9 FTEs 69.77

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

14 Sec. 18. PRIMARY ROAD FUND APPROPRIATION. There is
15 appropriated from the primary road fund to the department of
16 personnel for the fiscal year beginning July 1, 1998, and
17 ending June 30, 1999, the following amount, or so much thereof
18 as is necessary, to be used for the purposes designated:

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

22 \$ 371,215

23 Sec. 19. ROAD USE TAX FUND APPROPRIATION. There is
24 appropriated from the road use tax fund to the department of
25 personnel for the fiscal year beginning July 1, 1998, and
26 ending June 30, 1999, the following amount, or so much thereof
27 as is necessary, to be used for the purposes designated:

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

31 \$ 60,430

32 Sec. 20. STATE WORKERS' COMPENSATION CLAIMS. There is
33 appropriated from the general fund of the state to the
34 department of personnel for the fiscal year beginning July 1,
35 1998, and ending June 30, 1999, the following amount, or so

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

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

9 \$ 5,884,740

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

18 Sec. 21. DEPARTMENT OF REVENUE AND FINANCE. There is
19 appropriated from the general fund of the state to the
20 department of revenue and finance for the fiscal year
21 beginning July 1, 1998, and ending June 30, 1999, the
22 following amounts, or so much thereof as is necessary, to be
23 used for the purposes designated, and for not more than the
24 following full-time equivalent positions used for the purposes
25 designated in subsections 1 through 3:

26 FTEs 536.25

27 1. COMPLIANCE

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

30 \$ 10,580,136

31 2. STATE FINANCIAL MANAGEMENT

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

34 \$ 10,979,606

35 3. INTERNAL RESOURCES MANAGEMENT

1 For salaries, support, maintenance, and miscellaneous
2 purposes:
3 \$ 6,365,315

4 4. COLLECTION COSTS AND FEES

5 For payment of collection costs and fees pursuant to
6 section 422.26:
7 \$ 45,000

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

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

19 Sec. 22. LOTTERY. There is appropriated from the lottery
20 fund to the department of revenue and finance for the fiscal
21 year beginning July 1, 1998, and ending June 30, 1999, the
22 following amount, or so much thereof as is necessary, to be
23 used for the purposes designated:

24 For salaries, support, maintenance, miscellaneous purposes
25 for the administration and operation of lottery games, and for
26 not more than the following full-time equivalent positions:
27 \$ 8,019,814
28 FTEs 117.00

29 It is the intent of the general assembly that none of the
30 lottery appropriation shall be expended for the lease or
31 purchase of any equipment that sells lottery tickets,
32 validates winning tickets, and allows credit from winning
33 tickets back on the equipment. However, such lottery
34 equipment may be leased or purchased if the credits from
35 winning tickets are printed out on a receipt for cash

1 redemption only.

2 Any unobligated or unencumbered balance in the lottery fund
3 remaining from the fiscal year ending June 30, 1995, shall
4 revert to the general fund of the state on July 1, 1998.

5 Sec. 23. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is
6 appropriated from the motor vehicle fuel tax fund created by
7 section 452A.77 to the department of revenue and finance for
8 the fiscal year beginning July 1, 1998, and ending June 30,
9 1999, the following amount, or so much thereof as is
10 necessary, to be used for the purposes designated:

11 For salaries, support, maintenance, and miscellaneous
12 purposes for administration and enforcement of the provisions
13 of chapter 452A and the motor vehicle use tax program:

14 \$ 1,024,630

15 Sec. 24. SECRETARY OF STATE. There is appropriated from
16 the general fund of the state to the office of the secretary
17 of state for the fiscal year beginning July 1, 1998, and
18 ending June 30, 1999, the following amounts, or so much
19 thereof as is necessary, to be used for the purposes
20 designated:

21 1. ADMINISTRATION AND ELECTIONS

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

25 \$ 679,466

26 FTEs 10.00

27 It is the intent of the general assembly that the state
28 department or state agency which provides data processing
29 services to support voter registration file maintenance and
30 storage shall provide those services without charge.

31 2. BUSINESS SERVICES

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

35 \$ 1,806,104

1 FTEs 32.00

2 3. OFFICIAL REGISTER

3 For costs incurred in the printing of the official
4 register:

5 \$ 5,000

6 The secretary of state may consider an electronic version
7 of the official register as an official copy for distribution.

8 Sec. 25. STATE-FEDERAL RELATIONS. There is appropriated
9 from the general fund of the state to the office of state-
10 federal relations for the fiscal year beginning July 1, 1998,
11 and ending June 30, 1999, the following amount, or so much
12 thereof as is necessary, to be used for the purposes
13 designated:

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

17 \$ 257,051

18 FTEs 3.00

19 Sec. 26. TREASURER. There is appropriated from the
20 general fund of the state to the office of treasurer of state
21 for the fiscal year beginning July 1, 1998, and ending June
22 30, 1999, the following amount, or so much thereof as is
23 necessary, to be used for the purposes designated:

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

27 \$ 982,068

28 FTEs 27.80

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

31 Sec. 27. ELIMINATION OF VACANT UNFUNDED JOBS. Within
32 sixty days after an unfunded vacancy occurs, a state
33 department, agency, or office receiving appropriations under
34 this Act shall eliminate the vacant unfunded position from the
35 table of organization of the state department, agency, or

1 office.

2 Sec. 28. TRAVEL BUDGET REDUCTION. It is the intent of the
3 general assembly that the travel budget of each state
4 department, agency, or office receiving appropriations under
5 this Act shall be reduced by two percent and this two percent
6 has been subtracted in determining the appropriations made in
7 this Act to those state departments, agencies, or offices
8 which have travel budgets.

9 Sec. 29. 1994 Iowa Acts, chapter 1072, section 9, as
10 amended by 1995 Iowa Acts, chapter 185, section 46, is
11 repealed.

12 Sec. 30. TRANSITION OF PERSONNEL SERVICES CONTRACTORS.
13 Two and one-fourth full-time equivalent positions (FTEs)
14 appropriated for in this Act represent the transition of
15 personnel services contractors to FTEs. The merit system
16 provisions of chapter 19A and the provisions of the
17 state's/union's collective bargaining agreements shall not
18 govern movement into these FTE positions during the period
19 beginning July 1, 1998, and ending August 31, 1998. This
20 section is void after September 1, 1998.

21 Sec. 31. CELLULAR TELEPHONE REPORT. Each state
22 department, agency, or office receiving appropriations under
23 this Act shall report individual cellular telephone usage by
24 its employees for the fiscal year ending June 30, 1998, to the
25 chairpersons and ranking members of the joint appropriations
26 subcommittee on administration and regulation and the
27 legislative fiscal bureau. The report shall be submitted not
28 later than January 1, 1999.

29 EXPLANATION

30 This bill relates to and appropriates moneys to various
31 state departments, agencies, funds, and certain other
32 interstate and national entities for the fiscal year beginning
33 July 1, 1998, and ending June 30, 1999.

34 The state departments and agencies include the auditor of
35 state, Iowa ethics and campaign disclosure board, department

1 of commerce, department of general services, office of
2 governor including the lieutenant governor and Terrace Hill
3 quarters, department of inspections and appeals, department of
4 management, department of personnel, Iowa public employees'
5 retirement system, department of revenue and finance,
6 secretary of state, office of state-federal relations, and
7 treasurer of state.

8 The bill also appropriates funding for the state's
9 membership on the commission on uniform state laws, the
10 national conference of state legislatures, the council of
11 state governments, the American legislative exchange council,
12 and the national governors association, and appropriates
13 funding for law enforcement training reimbursements and the
14 council on human investment.

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OFFICE OF THE GOVERNOR

STATE CAPITOL

DES MOINES, IOWA 50319

515 281-5211

TERRY E. BRANSTAD
GOVERNOR

May 19, 1998

MAY 20 1998

The Honorable Paul Pate
Secretary of State
State Capitol Building
LOCAL

Dear Mr. Secretary:

I hereby transmit House File 2498, an act relating to and making appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, and providing effective dates.

House File 2498 is, therefore, approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the item designated as Section 1, unnumbered and unlettered paragraph 3. This item establishes an appropriation from the Innovation Fund to the Auditor of State for training. The Innovation Fund was created to provide loans to departments for innovative endeavors. The appropriation in this section does not meet that criteria.

I am unable to approve the designated portion of Section 9, unnumbered and unlettered paragraph 2. This item requires the Racing and Gaming Commission to adopt rules consistent with newly enacted legislation for drug and alcohol testing in employer/employee relationships. However, the participants in the racing industry do not have an employer/employee relationship with the Commission. The Commission currently has rules in place to test participants in the racing industry for drugs and alcohol that more appropriately reflect the relationship between regulator and participant.

I am unable to approve the item designated as Section 33, in its entirety. This item requires each state department, agency or office receiving appropriations under this Act to prepare a report on the usage of individual cellular telephones by its employees. Management and oversight of cellular telephone usage by administrative and regulatory agencies is more appropriately a function of the executive branch. I have directed every agency to develop policies on both cell phone and internet use.

The Honorable Paul Pate
HF 2498 Page 2
May 19, 1998

I am unable to approve the item designated as Section 35, in its entirety. This item requires the Department of General Services to determine and recommend to the Governor and the General Assembly a reimbursement amount to the City of Des Moines for police and fire protection provided by the city for state-owned buildings and facilities located in the city. The language in this section of the bill requires General Services to conduct a comprehensive study of reimbursement practices, yet no resources were provided to undertake the study. The bill directs further action, which presupposes an outcome to the study.

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 2498 are hereby approved as of this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Terry E. Branstad". The signature is written in a cursive style with a horizontal line above the first few letters.

Terry E. Branstad
Governor

TEB/ps

cc Secretary of the Senate
Chief Clerk of the House

Item retained

HOUSE FILE 2498

AN ACT
RELATING TO AND MAKING APPROPRIATIONS TO CERTAIN STATE
DEPARTMENTS, AGENCIES, FUNDS, AND CERTAIN OTHER ENTITIES,
PROVIDING FOR REGULATORY AUTHORITY, AND OTHER PROPERLY
RELATED MATTERS, AND PROVIDING EFFECTIVE DATES.

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

Section 1. AUDITOR OF STATE. There is appropriated from the general fund of the state to the office of the auditor of state for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

..... \$ 1,426,124
..... FTEs 112.50

The auditor of state may retain additional full-time equivalent positions as is reasonable and necessary to perform governmental subdivision audits which are reimbursable pursuant to section 11.20 or 11.21, to perform audits which are requested by and reimbursable from the federal government,

and to perform work requested by and reimbursable from departments or agencies pursuant to section 11.5A or 11.5B. The auditor of state shall notify the department of management, the legislative fiscal committee, and the legislative fiscal bureau of the additional full-time equivalent positions retained.

Voted

There is appropriated from the innovation fund in the department of management to the office of auditor of state, a sum not to exceed \$50,000 which shall be used to fund a contract to train a six-member team from the office of auditor of state to review the processes used by governmental departments and agencies and determine methods of improving the processes. The request for proposal for the training contract is subject to review by the chairpersons and ranking members of the joint appropriation subcommittee on administration and regulation before the request for proposal is released for bidding.

Sec. 2. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There is appropriated from the general fund of the state to the Iowa ethics and campaign disclosure board for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, for the purposes designated:

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

..... \$ 492,002
..... FTEs 8.00

Sec. 3. DEPARTMENT OF COMMERCE. There is appropriated from the general fund of the state to the department of commerce for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, for the purposes designated:

1. ADMINISTRATIVE SERVICES DIVISION

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

.....	\$	1,033,788
.....	FTEs	18.50

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

2. ALCOHOLIC BEVERAGES DIVISION

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

.....	\$	1,541,982
.....	FTEs	25.00

3. BANKING DIVISION

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

.....	\$	5,670,073
.....	FTEs	77.00

4. CREDIT UNION DIVISION

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

.....	\$	1,104,001
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.....	FTEs	19.00
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5. INSURANCE DIVISION

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

.....	\$	3,710,765
.....	FTEs	94.50

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

Of the amounts appropriated in this subsection to the insurance division, at least \$300,000 shall be used for the investigation of insurance fraud.

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

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

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

6. PROFESSIONAL LICENSING AND REGULATION DIVISION

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

.....	\$	869,304
.....	FTEs	12.00

7. UTILITIES DIVISION

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

..... \$ 5,689,831
..... FTEs 75.00

The utilities division may expend additional funds, including funds for additional personnel, if those additional expenditures are actual expenses which exceed the funds budgeted for utility regulation. Before the division expends or encumbers an amount in excess of the funds budgeted for regulation, the director of the department of management shall approve the expenditure or encumbrance. Before approval is given, the director of the department of management shall determine that the regulation expenses exceed the funds budgeted by the general assembly to the division and that the division does not have other funds from which regulation expenses can be paid. Upon approval of the director of the department of management the division may expend and encumber funds for excess regulation expenses. The amounts necessary to fund the excess regulation expenses shall be collected from those utility companies being regulated which caused the excess expenditures, and the collections shall be treated as repayment receipts as defined in section 8.2.

Sec. 4. LEGISLATIVE AGENCIES. There is appropriated from the general fund of the state to the following named agencies for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. COMMISSION ON UNIFORM STATE LAWS

For support of the commission and expenses of the members:

..... \$ 24,055

2. NATIONAL CONFERENCE OF STATE LEGISLATURES

For support of the membership assessment:

..... \$ 98,557

3. NATIONAL CONFERENCE OF INSURANCE LEGISLATORS

For support of the membership assessment:

..... \$ 3,000

Sec. 5. DEPARTMENT OF GENERAL SERVICES. There is appropriated from the general fund of the state to the department of general services for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION

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

..... \$ 1,834,878
..... FTEs 48.85

2. PROPERTY MANAGEMENT

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

..... \$ 4,425,534
..... FTEs 118.00

Of the moneys appropriated in this subsection, \$12,000 shall be used for establishing a horticulture internship program with the Des Moines area community college to provide training, an educational horticulture program, and to enhance the overall beauty of the capitol complex grounds and facilities.

3. CAPITOL PLANNING COMMISSION

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

..... \$ 2,000

4. RENTAL SPACE

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

..... \$ 835,898

5. UTILITY COSTS

For payment of utility costs:

..... \$ 2,324,489
Notwithstanding sections 8.33 and 18.12, subsection 11, any excess funds appropriated for utility costs in this subsection shall not revert to the general fund of the state on June 30, 1999, but shall remain available for expenditure for the purposes of this subsection during the fiscal year beginning July 1, 1999.

6. TERRACE HILL OPERATIONS

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

..... \$ 210,494
..... FTEs 5.00

Sec. 6. REVOLVING FUNDS. There is appropriated from the designated revolving funds to the department of general services for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. CENTRALIZED PRINTING

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

..... \$ 1,025,355
..... FTEs 27.30

2. CENTRALIZED PRINTING -- REMAINDER

The remainder of the centralized printing permanent revolving fund is appropriated for the expense incurred in supplying paper stock, offset printing, copy preparation, binding, distribution costs, original payment of printing and binding claims and contingencies arising during the fiscal year beginning July 1, 1998, and ending June 30, 1999, which are legally payable from this fund.

3. CENTRALIZED PURCHASING

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

..... \$ 927,663
..... FTEs 17.95

4. CENTRALIZED PURCHASING -- REMAINDER

The remainder of the centralized purchasing permanent revolving fund is appropriated for the payment of expenses incurred through purchases by various state departments and for contingencies arising during the fiscal year beginning July 1, 1998, and ending June 30, 1999, which are legally payable from this fund.

5. VEHICLE DISPATCHER

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

..... \$ 722,636
..... FTEs 15.85

6. VEHICLE DISPATCHER -- REMAINDER

The remainder of the vehicle dispatcher revolving fund is appropriated for the purchase of gasoline, gasohol, oil, tires, repairs, and all other maintenance expenses incurred in the operation of state-owned motor vehicles and for contingencies arising during the fiscal year beginning July 1, 1998, and ending June 30, 1999, which are legally payable from this fund.

Sec. 7. GOVERNOR AND LIEUTENANT GOVERNOR. There is appropriated from the general fund of the state to the offices of the governor and the lieutenant governor for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL OFFICE

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

..... \$ 1,282,348
..... FTEs 17.25

The sum of \$2,243 shall revert from the juvenile violence/safe schools fund in the office of the governor to the general fund of the state on July 1, 1998.

The sum of \$140 shall be transferred from the congress on the environment fund in the office of the governor to the Iowa resources enhancement and protection fund created in section 455A.18 on July 1, 1998.

2. TERRACE HILL QUARTERS

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

..... \$ 75,017
..... FTEs 2.00

3. ADMINISTRATIVE RULES COORDINATOR

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

..... \$ 135,047
..... FTEs 3.00

4. NATIONAL GOVERNORS ASSOCIATION

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

..... \$ 66,200

5. GUBERNATORIAL TRANSITION

For expenses incurred during the gubernatorial transition:

..... \$ 15,000

Sec. 8. DEPARTMENT OF INSPECTIONS AND APPEALS. There is appropriated from the general fund of the state to the department of inspections and appeals for the fiscal year

beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, for the purposes designated:

1. FINANCE AND SERVICES DIVISION

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

..... \$ 536,695
..... FTEs 20.20

2. AUDITS DIVISION

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

..... \$ 509,419
..... FTEs 12.00

3. APPEALS AND FAIR HEARINGS DIVISION

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

..... \$ 250,428
..... FTEs 25.50

4. INVESTIGATIONS DIVISION

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

..... \$ 951,855
..... FTEs 40.00

It is the intent of the general assembly that \$24,098 and 1 FTE included in this subsection shall be used for additional welfare fraud investigations.

5. HEALTH FACILITIES DIVISION

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

..... \$ 2,145,961
..... FTEs 100.00

Of the moneys appropriated in this subsection, \$90,000 shall be used by the health facilities division to pay the salary, support, and miscellaneous expenses of a building inspector position.

Of the moneys appropriated in this subsection, \$5,000 shall be used by the department of inspections and appeals to develop criteria for, and implement, a statewide education program for care review committee members. The department of inspections and appeals shall consult with the department of elder affairs to develop a program designed to educate nursing facility care review committee members regarding their roles and responsibilities in the inspections process, conflict resolution, and elder care.

The department of inspections and appeals may conduct, contract for, or permit health facilities to contract for the performance of health facility construction inspections as required under chapter 135C. The department may authorize local government building officials to conduct health facility construction inspections except the final inspection and any costs incurred conducting the inspections by a local government shall be paid by the facility or the contractor. The department shall review all proposed plans and specifications, and shall conduct the final on-site review and approval of all alterations, additions, or new construction prior to occupancy. The director shall adopt rules pursuant to chapter 17A to implement this paragraph.

The department of inspections and appeals and the department of public health, in consultation with the department of human services and the department of elder affairs, shall review the need for a state licensing program for home health agencies. The review shall include, but is not limited to, determination of the scope of Iowa agencies and home care services not currently regulated by Medicare, fiscal information concerning the cost of implementation of a licensing program, feasibility analysis of implementing state regulation of the providers, and other information deemed

appropriate by the departments. The department shall submit a report of findings and recommendations to the general assembly on or before December 15, 1998.

6. INSPECTIONS DIVISION

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

.....	\$	617,150
.....	FTEs	12.00

The department of inspections and appeals shall cooperate with the department of human services, the Iowa foundation for medical care, and the Iowa state university social and behavioral research center for rural health, in implementing a positive incentives for nursing care in an Iowa nursing home pilot project. The positive incentives may include best practice awards, extended reinspection periods, and other waivers to reduce documentation, staffing, and inspection survey length.

7. EMPLOYMENT APPEAL BOARD

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

.....	\$	34,398
.....	FTEs	15.00

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

8. STATE FOSTER CARE REVIEW BOARD

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

..... \$ 573,811
 FTEs 13.00

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

Sec. 9. RACETRACK REGULATION. There is appropriated from the general fund of the state to the racing and gaming commission of the department of inspections and appeals for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

..... \$ 2,067,328
 FTEs 23.51

It is the intent of the general assembly that the state racing and gaming commission shall require jockeys or drivers, trainers, and handlers to submit to drug and alcohol testing pursuant to rules adopted by the state commission and applicable to all such persons.

The rules shall establish procedures and standards for the drug and alcohol testing of jockeys or drivers, trainers, and handlers, which shall be consistent with the procedures and standards established for drug and alcohol testing of persons under section 730.5.

Sec. 10. Section 99D.25A, subsection 7, Code Supplement 1997, as amended by 1998 Iowa Acts, Senate File 2121, section 1, is amended to read as follows:

7. A horse entered to race with lasix must be treated at least four hours prior to post time. The lasix shall be administered intravenously by a veterinarian employed by the owner or trainer of the horse. The commission shall adopt rules to ensure that lasix is administered as provided in this

section. The commission shall require that the practicing veterinarian deliver an affidavit signed by the veterinarian which certifies information regarding the treatment of the horse. The affidavit must be delivered to a commission veterinarian within twenty minutes following the treatment. The statement must at least include the name of the practicing veterinarian, the tattoo number of the horse, the location of the barn and stall where the treatment occurred, the race number of the horse, the name of the trainer, and the time that the lasix was administered. Lasix shall only be administered in a dose level of two hundred fifty milligrams. ~~The commission veterinarian shall extract a test sample of the horse's blood, urine, or saliva to determine whether the horse was improperly drugged after the race is run.~~

Sec. 11. EXCURSION BOAT REGULATION. There is appropriated from the general fund of the state to the racing and gaming commission of the department of inspections and appeals for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

..... \$ 1,317,060
 FTEs 25.29

It is the intent of the general assembly that the racing and gaming commission shall only employ additional full-time equivalent positions for riverboat gambling enforcement as authorized by the department of management as needed for enforcement on new riverboats. If more than nine riverboats are operating during the fiscal year beginning July 1, 1998, and ending June 30, 1999, the commission may expend no more than \$120,349 for no more than 2 FTEs for each additional riverboat in excess of nine. The additional expense associated with the positions shall be paid from fees assessed by the commission as provided in chapter 99F.

Sec. 12. USE TAX APPROPRIATION. There is appropriated from the use tax receipts collected pursuant to sections 423.7 and 423.7A prior to their deposit in the road use tax fund pursuant to section 423.24, subsection 1, to the appeals and fair hearings division of the department of inspections and appeals for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:
..... \$ 1,075,030

Sec. 13. DEPARTMENT OF MANAGEMENT. There is appropriated from the general fund of the state to the department of management for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL OFFICE

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

..... \$ 1,987,450
..... FTEs 28.00

The department of management shall report to the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation and the legislative fiscal bureau concerning the recommendations received from the \$300,000 fleet management services study received by the department, the recommendations implemented by state agencies, increased service levels attained due to implementation, recommendations to be implemented during the fiscal year ending June 30, 1999, and the savings realized from the recommendations which have been implemented. The report submitted to the joint appropriations subcommittee on administration and regulation and the legislative fiscal bureau shall be for the fiscal year ending June 30, 1998, and shall be submitted not later than January 1, 1999.

2. LAW ENFORCEMENT TRAINING REIMBURSEMENTS

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

..... \$ 47,500

3. COUNCIL OF STATE GOVERNMENTS

For support of the membership assessment:

..... \$ 81,585

4. COUNCIL ON HUMAN INVESTMENT

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

..... \$ 158,843
..... FTEs 2.00

Sec. 14. ROAD USE TAX APPROPRIATION. There is appropriated from the road use tax fund to the department of management for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:
..... \$ 56,000

Sec. 15. DEPARTMENT OF PERSONNEL. There is appropriated from the general fund of the state to the department of personnel for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the purposes designated including the filing of quarterly reports as required in this section:

1. OPERATIONS

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

..... \$ 1,382,290
..... FTEs 20.42

2. PROGRAM DELIVERY SERVICES

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

..... \$ 1,335,811
..... FTEs 32.55

3. PROGRAM ADMINISTRATION AND DEVELOPMENT

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

..... \$ 1,672,761
..... FTEs 34.80

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

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

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

It is the intent of the general assembly that members of the general assembly serving as members of the deferred compensation advisory board shall be entitled to receive per diem and necessary travel and actual expenses pursuant to section 2.10, subsection 5, while carrying out their official duties as members of the board.

Sec. 16. HEALTH INSURANCE REFORM PROGRAM. There is transferred from the surplus funds in the health insurance

operating account to the department of personnel for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For the salary and support costs for the insurance reform specialist and the program and administrative costs associated with the health insurance reform effort in Iowa:

..... \$ 550,499

Sec. 17. HEALTH INSURANCE OVERSIGHT PROGRAM. There is transferred from the surplus funds in the health insurance operating account to the department of human services for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For the salary and support costs to provide reporting and oversight of health care purchasing in Iowa:

..... \$ 112,000

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 1999, from the funds transferred in this section, shall revert to the health insurance operating account on August 31, 1999.

Sec. 18. IPERS. There is appropriated from the Iowa public employees' retirement system fund to the department of personnel for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

..... \$ 5,045,622
..... FTEs 69.77

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

3. For costs associated with the acquisition, remodeling, and relocation of a headquarters building for offices and related facilities for employees and storage of applicable records of the Iowa public employees' retirement system and notwithstanding any provision of chapter 18 to the contrary: \$ 4,000,000

The Iowa public employees' retirement system division shall use a competitive bid process for the proposed acquisition of a headquarters building and related facilities and accept, if any, the most cost-effective bid which best meets the needs of the system's members.

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2000, from the funds appropriated in this subsection, shall revert to the Iowa public employees' retirement system fund on August 31, 2000.

Sec. 19. SPECIAL STUDIES APPROPRIATIONS. There is appropriated from the Iowa public employees' retirement system fund to the Iowa public employees' retirement system division of the department of personnel for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For costs associated with completing the study of the possible establishment of a statewide deferred compensation plan for active members of the Iowa public employees' retirement system: \$ 20,000

2. For costs associated with performing the study of whether adjunct instructors employed by a community college or regents university should be allowed to become members of the Iowa public employees' retirement system: \$ 15,000

3. For costs associated with performing, in concert with the retirement systems established in chapter 97A and chapter 411, a comprehensive examination of plan design of benefit parity issues:

..... \$ 35,000

It is the intent of the general assembly that each public retirement system responsible for performing the examination as described in this subsection shall share proportionately the cost of conducting the examination. Moneys appropriated in this subsection shall be used by the Iowa public employees' retirement system to provide its proportionate share of the cost of the examination.

Sec. 20. PRIMARY ROAD FUND APPROPRIATION. There is appropriated from the primary road fund to the department of personnel for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes to provide personnel services for the state department of transportation: \$ 371,215

Sec. 21. ROAD USE TAX FUND APPROPRIATION. There is appropriated from the road use tax fund to the department of personnel for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes to provide personnel services for the state department of transportation: \$ 60,430

Sec. 22. STATE WORKERS' COMPENSATION CLAIMS. There is appropriated from the general fund of the state to the department of personnel for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For distribution, subject to approval of the department of management, to various state departments to fund the premiums for paying workers' compensation claims which are assessed to and collected from the state department by the department of

It is the intent of the general assembly that the state department or state agency which provides data processing services to support voter registration file maintenance and storage shall provide those services without charge.

2. BUSINESS SERVICES

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

..... \$ 1,805,201
..... FTEs 32.00

3. OFFICIAL REGISTER

For costs incurred in the printing of the official register:

..... \$ 5,000

Sec. 27. STATE-FEDERAL RELATIONS. There is appropriated from the general fund of the state to the office of state-federal relations for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

..... \$ 255,658
..... FTEs 3.00

Sec. 28. TREASURER. There is appropriated from the general fund of the state to the office of treasurer of state for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

..... \$ 971,483
..... FTEs 27.80

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

Sec. 29. ELIMINATION OF VACANT UNFUNDED JOBS. Within sixty days after an unfunded vacancy occurs, a state department, agency, or office receiving appropriations under this Act shall eliminate the vacant unfunded position from the table of organization of the state department, agency, or office.

Sec. 30. 1993 Iowa Acts, chapter 151, section 3, is amended by striking the section.

Sec. 31. 1994 Iowa Acts, chapter 1072, section 9, as amended by 1995 Iowa Acts, chapter 185, section 46, is repealed.

Sec. 32. TRANSITION OF PERSONNEL SERVICES CONTRACTORS. Two and one-fourth full-time equivalent positions (FTEs) appropriated for in this Act represent the transition of personnel services contractors to FTEs. The merit system provisions of chapter 19A and the provisions of the state's/union's collective bargaining agreements shall not govern movement into these FTE positions during the period beginning July 1, 1998, and ending August 31, 1998. This section is void September 1, 1998.

Sec. 33. CELLULAR TELEPHONE REPORT. Each state department, agency, or office receiving appropriations under this Act shall report individual cellular telephone usage by its employees for the fiscal year ending June 30, 1998, to the chairpersons and ranking members of the joint appropriations subcommittee on administration and regulation and the legislative fiscal bureau. The report shall be submitted not later than January 1, 1999.

Sec. 34. Section 47.7, subsections 1 and 2, Code Supplement 1997, are amended to read as follows:

1. The senior-administrator-of-data-processing-services-in-the-department-of-general-services state commissioner of elections is designated the state registrar of voters, and shall regulate the preparation, preservation, and maintenance

personnel based upon a rating formula established by the department of personnel:

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

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

Sec. 23. DEPARTMENT OF REVENUE AND FINANCE. There is appropriated from the general fund of the state to the department of revenue and finance for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the purposes designated, and for not more than the following full-time equivalent positions used for the purposes designated in subsections 1 through 3:

..... FTEs 536.25

1. COMPLIANCE

For salaries, support, maintenance, and miscellaneous purposes:

..... \$ 10,585,161

2. STATE FINANCIAL MANAGEMENT

For salaries, support, maintenance, and miscellaneous purposes:

..... \$ 10,980,931

3. INTERNAL RESOURCES MANAGEMENT

For salaries, support, maintenance, and miscellaneous purposes:

..... \$ 6,806,935

4. COLLECTION COSTS AND FEES

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

..... \$ 45,000

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

Sec. 24. LOTTERY. There is appropriated from the lottery fund to the department of revenue and finance for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

..... \$ 8,022,793

..... FTEs 117.00

Sec. 25. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is appropriated from the motor vehicle fuel tax fund created by section 452A.77 to the department of revenue and finance for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

..... \$ 1,024,630

Sec. 26. SECRETARY OF STATE. There is appropriated from the general fund of the state to the office of the secretary of state for the fiscal year beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION AND ELECTIONS

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

..... \$ 677,121

..... FTEs 10.00

of voter registration records, the preparation of precinct election registers for all elections administered by the commissioner of any county, and the preparation of other data on voter registration and participation in elections which is requested and purchased at actual cost of preparation and production by a political party or any resident of this state. The registrar shall maintain a log, which is a public record, showing all lists and reports which have been requested or generated or which are capable of being generated by existing programs of the data processing services ~~in the department of general services of the registrar~~. In the execution of the duties provided by this chapter, the state registrar of voters ~~and the state commissioner of elections~~ shall provide the maximum public access to the electoral process permitted by law.

2. The registrar shall offer to each county in the state the opportunity to arrange for performance of all functions referred to in subsection 1 by the data processing facilities of the ~~department of general services registrar~~, commencing at the earliest practicable time, at a cost to the county determined in accordance with the standard charges for those services adopted annually by the registration commission. A county may accept this offer without taking bids under section 47.5.

Sec. 35. Section 18.12, Code 1997, is amended by adding the following new subsection:

NEW SUBSECTION. 19A. Determine and recommend to the governor and the general assembly a reimbursement amount to the city of Des Moines for police and fire protection provided by the city for state-owned buildings and facilities located in the city. The recommendation shall be a cost benefit analysis based on current state practices in other Iowa cities with state-owned facilities and shall be applicable for inclusion in the budget for the fiscal year 2000 and subsequent fiscal years.

VETOED

Sec. 36. SINGLE CONTACT REPOSITORY -- DEPARTMENT OF INSPECTIONS AND APPEALS.

1. It is the intent of the general assembly that the department of inspections and appeals shall implement a single contact repository for criminal history, child abuse, adult abuse, and sex offender registries, and nurse aide and other health professional certification and licensing information.

2. For the purposes of this section, "facility" or "facility licensed under chapter 135C" includes all of the following:

- a. An elder group home certified under chapter 231B.
- b. An assisted living facility certified or voluntarily accredited under chapter 231C.
- c. A provider of homemaker, home-health aide, home-care aide, or adult day care services.
- d. A hospice.
- e. A provider of services under a federal medical assistance home and community-based services waiver.

3. The department of inspections and appeals, in conjunction with other departments and agencies of state government involved with criminal history, child abuse, adult abuse, and sex offender registries, and nurse aide and other health professional certification and licensing information, shall establish a single contact repository for facilities licensed under chapter 135C to have electronic access to data to perform background checks for purposes of employment.

4. The department shall provide information for purposes of the single contact repository established pursuant to this section, in accordance with rules adopted by the department.

Sec. 37. COMMUNITY HEALTH INFORMATION SYSTEM. Any unobligated or unencumbered funds appropriated pursuant to 1997 Iowa Acts, chapter 209, section 10, subsection 5, remaining on the effective date of this Act may be used in developing a transition plan for the community health management information system.

Sec. 38. Section 505.21, subsection 4, Code 1997, is amended by striking the subsection.

Sec. 39. EFFECTIVE DATE. Section 37 of this Act, being deemed of immediate importance, takes effect upon enactment.

RON J. CORBETT
Speaker of the House

MARY E. KRAMER
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2498, Seventy-seventh General Assembly.

Item Vetoed
Approved 5/19/98, 1998

ELIZABETH ISAACSON
Chief Clerk of the House

TERRY E. BRANSTAD
Governor