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FILED APR 23 1997

SENATE FILE **551**
BY COMMITTEE ON APPROPRIATIONS
(SUCCESSOR TO SSB 273)

Passed Senate, Date 4-24-97 (P. 1411) Passed House, Date 4-24-97 (P. 1548)
Vote: Ayes 28 Nays 21 Vote: Ayes 54 Nays 45
Approved May 9, 1997

A BILL FOR

1 An Act relating to the compensation and benefits for public
2 officials and employees, providing for related matters, and
3 making appropriations.

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

SENATE FILE 551

S-3724

1 Amend Senate File 551 as follows:
2 1. Page 1, by striking line 33 and inserting the
3 following:
4 "(1) Judicial magistrate -- bar admitted attorney
5 \$ 29,000
6 (2) Judicial magistrate -- nonattorney
7 \$ 25,000"
By MICHAEL E. GRONSTAL

S-3724 FILED APRIL 23, 1997

SENATE FILE 551

H-1927

1 Amend Senate File 551, as passed by the Senate, as
2 follows:
3 1. Page 1, by striking line 33 and inserting the
4 following:
5 "(1) Judicial magistrate -- bar admitted attorney
6 \$ 29,000
7 (2) Judicial magistrate -- nonattorney
8 \$ 25,000"
By GARMAN of Story

H-1927 FILED APRIL 24, 1997

Withdraw 4-24-97 (P. 1548)

1 Section 1. STATE COURTS -- JUSTICES, JUDGES, AND
2 MAGISTRATES.

3 1. The salary rates specified in subsection 2 are for the
4 fiscal year beginning July 1, 1997, effective for the pay
5 period beginning June 27, 1997, and for subsequent fiscal
6 years until otherwise provided by the general assembly. The
7 salaries provided for in this section shall be paid from funds
8 appropriated to the judicial department from the salary
9 adjustment fund or if the appropriation is not sufficient,
10 from the funds appropriated to the judicial department
11 pursuant to any Act of the general assembly.

12 2. The following annual salary rates shall be paid to the
13 persons holding the judicial positions indicated during the
14 fiscal year beginning July 1, 1997, effective with the pay
15 period beginning June 27, 1997, and for subsequent pay
16 periods.

17	a. Chief justice of the supreme court:	
18	.....	\$ 107,500
19	b. Each justice of the supreme court:	
20	.....	\$ 103,600
21	c. Chief judge of the court of appeals:	
22	.....	\$ 103,500
23	d. Each associate judge of the court of appeals:	
24	.....	\$ 99,600
25	e. Each chief judge of a judicial district:	
26	.....	\$ 98,700
27	f. Each district judge except the chief judge of a	
28	judicial district:	
29	.....	\$ 94,800
30	g. Each district associate judge:	
31	.....	\$ 82,500
32	h. Each judicial magistrate:	
33	.....	\$ 21,600
34	i. Each senior judge:	
35	.....	\$ 5,400

1 Sec. 2. SALARY RATE LIMITS. Persons receiving the salary
2 rates established under section 1 of this Act shall not
3 receive any additional salary adjustments provided by this
4 Act.

5 Sec. 3. APPOINTED STATE OFFICERS. The governor shall
6 establish a salary for appointed nonelected persons in the
7 executive branch of state government holding a position
8 enumerated in section 4 of this Act within the range provided,
9 by considering, among other items, the experience of the
10 individual in the position, changes in the duties of the
11 position, the incumbent's performance of assigned duties, and
12 subordinates' salaries. However, the attorney general shall
13 establish the salary for the consumer advocate, the chief
14 justice of the state supreme court shall establish the salary
15 for the state court administrator, the ethics and campaign
16 disclosure board shall establish the salary of the executive
17 director, and the state fair board shall establish the salary
18 of the secretary of the state fair board, each within the
19 salary range provided in section 4 of this Act.

20 The governor, in establishing salaries as provided in
21 section 4 of this Act, shall take into consideration other
22 employee benefits which may be provided for an individual
23 including, but not limited to, housing.

24 A person whose salary is established pursuant to section 4
25 of this Act and who is a full-time permanent employee of the
26 state shall not receive any other remuneration from the state
27 or from any other source for the performance of that person's
28 duties unless the additional remuneration is first approved by
29 the governor or authorized by law. However, this provision
30 does not exclude the reimbursement for necessary travel and
31 expenses incurred in the performance of duties or fringe
32 benefits normally provided to employees of the state.

33 Sec. 4. STATE OFFICERS -- SALARY RATES AND RANGES. The
34 following annual salary ranges are effective for the positions
35 specified in this section for the fiscal year beginning July

1 1, 1997, and for subsequent fiscal years until otherwise
2 provided by the general assembly. The governor or other
3 person designated in section 3 of this Act shall determine the
4 salary to be paid to the person indicated at a rate within the
5 salary ranges indicated from funds appropriated by the general
6 assembly for that purpose.

7 1. The following are salary ranges 1 through 5 for the
8 fiscal year beginning July 1, 1997, effective with the pay
9 period beginning June 27, 1997:

10 SALARY RANGES	<u>Minimum</u>	<u>Maximum</u>
11 (1) Range 1	\$ 8,500	\$26,600
12 (2) Range 2	\$31,300	\$53,500
13 (3) Range 3	\$42,800	\$62,400
14 (4) Range 4	\$51,600	\$71,400
15 (5) Range 5	\$60,600	\$80,300

16 2. The following are range 1 positions: There are no
17 range 1 positions for the fiscal year beginning July 1, 1997.

18 3. The following are range 2 positions: administrator of
19 the arts division of the department of cultural affairs,
20 administrators of the division of persons with disabilities,
21 the division on the status of women, the division on the
22 status of African-Americans, the division of deaf services,
23 and the division of Latino affairs of the department of human
24 rights, administrator of the division of professional
25 licensing and regulation of the department of commerce, and
26 executive director of the commission of veterans affairs.

27 4. The following are range 3 positions: administrator of
28 the division of emergency management of the department of
29 public defense, administrator of the division of criminal and
30 juvenile justice planning of the department of human rights,
31 administrator of the division of community action agencies of
32 the department of human rights, and chairperson and members of
33 the employment appeal board of the department of inspections
34 and appeals.

35 5. The following are range 4 positions: superintendent of

1 banking, superintendent of credit unions, drug abuse
 2 prevention coordinator, administrator of the alcoholic
 3 beverages division of the department of commerce, state public
 4 defender, and chairperson and members of the board of parole.

5 6. The following are range 5 positions: consumer
 6 advocate, labor commissioner, industrial commissioner,
 7 administrator of the historical division of the department of
 8 cultural affairs, administrator of the public broadcasting
 9 division of the department of education, and commandant of the
 10 veterans home.

11 7. The following are salary ranges 6 through 9 for the
 12 fiscal year beginning July 1, 1997, effective with the pay
 13 period beginning June 27, 1997:

14 SALARY RANGES	<u>Minimum</u>	<u>Maximum</u>
15 (1) Range 6	\$46,800	\$ 71,400
16 (2) Range 7	\$64,100	\$ 81,000
17 (3) Range 8	\$68,700	\$ 94,000
18 (4) Range 9	\$76,700	\$112,000

19 8. The following are range 6 positions: director of the
 20 department of human rights, director of the Iowa state civil
 21 rights commission, executive director of the college student
 22 aid commission, director of the department for the blind, and
 23 executive director of the ethics and campaign disclosure
 24 board.

25 9. The following are range 7 positions: director of the
 26 department of cultural affairs, director of the department of
 27 elder affairs, director of the department of commerce,
 28 director of the law enforcement academy, and director of the
 29 department of inspections and appeals.

30 10. The following are range 8 positions: the admin-
 31 istrator of the state racing and gaming commission of the
 32 department of inspections and appeals, director of the
 33 department of general services, director of the department of
 34 personnel, director of public health, commissioner of public
 35 safety, commissioner of insurance, executive director of the

1 Iowa finance authority, director of revenue and finance,
2 director of the department of natural resources, director of
3 the department of corrections, and chairperson of the
4 utilities board. The other members of the utilities board
5 shall receive an annual salary within a range of not less than
6 ninety percent but not more than ninety-five percent of the
7 annual salary of the chairperson of the utilities board.

8 11. The following are range 9 positions: director of the
9 department of education, director of human services, director
10 of the department of economic development, executive director
11 of the state board of regents, director of the state
12 department of transportation, director of the department of
13 workforce development, lottery commissioner, the state court
14 administrator, secretary of the state fair board, and the
15 director of the department of management.

16 Sec. 5. PUBLIC EMPLOYMENT RELATIONS BOARD.

17 1. The salary rates specified in this section are
18 effective for the fiscal year beginning July 1, 1997, with the
19 pay period beginning June 27, 1997, and for subsequent fiscal
20 years until otherwise provided by the general assembly. The
21 salaries provided for in this section shall be paid from funds
22 appropriated to the public employment relations board from the
23 salary adjustment fund, or if the appropriation is not
24 sufficient from funds appropriated to the public employment
25 relations board pursuant to any other Act of the general
26 assembly.

27 2. The following annual salary rates shall be paid to the
28 persons holding the positions indicated:

- 29 a. Chairperson of the public employment relations board:
- 30 \$ 62,900
- 31 b. Two members of the public employment relations board:
- 32 \$ 58,500

33 Sec. 6. COLLECTIVE BARGAINING AGREEMENTS FUNDED -- GENERAL
34 FUND. There is appropriated from the general fund of the
35 state to the salary adjustment fund for distribution by the

1 department of management to the various state departments,
2 boards, commissions, councils, and agencies, including the
3 state board of regents, for the fiscal year beginning July 1,
4 1997, and ending June 30, 1998, the amount of \$47,455,091, or
5 so much thereof as may be necessary, to fully fund the
6 following annual pay adjustments, expense reimbursements, and
7 related benefits:

8 1. The collective bargaining agreement negotiated pursuant
9 to chapter 20 for employees in the blue collar bargaining
10 unit.

11 2. The collective bargaining agreement negotiated pursuant
12 to chapter 20 for employees in the public safety bargaining
13 unit.

14 3. The collective bargaining agreement negotiated pursuant
15 to chapter 20 for employees in the security bargaining unit.

16 4. The collective bargaining agreement negotiated pursuant
17 to chapter 20 for employees in the technical bargaining unit.

18 5. The collective bargaining agreement negotiated pursuant
19 to chapter 20 for employees in the professional fiscal and
20 staff bargaining unit.

21 6. The collective bargaining agreement negotiated pursuant
22 to chapter 20 for employees in the university of northern Iowa
23 faculty bargaining unit.

24 7. The collective bargaining agreement negotiated pursuant
25 to chapter 20 for employees in the clerical bargaining unit.

26 8. The collective bargaining agreement negotiated pursuant
27 to chapter 20 for employees in the professional social
28 services bargaining unit.

29 9. The collective bargaining agreement negotiated pursuant
30 to chapter 20 for employees in the community-based corrections
31 bargaining unit.

32 10. The collective bargaining agreement negotiated
33 pursuant to chapter 20 for employees in the judicial branch of
34 government bargaining unit.

35 11. The collective bargaining agreement negotiated

1 pursuant to chapter 20 for employees in the patient care
2 bargaining unit.

3 12. The collective bargaining agreement negotiated
4 pursuant to chapter 20 for employees in the science bargaining
5 unit.

6 13. The collective bargaining agreement negotiated
7 pursuant to chapter 20 for employees in the state university
8 of Iowa graduate student bargaining unit.

9 14. The annual pay adjustments, related benefits, and
10 expense reimbursements referred to in sections 7 and 8 of this
11 Act for employees not covered by a collective bargaining
12 agreement.

13 Sec. 7. NONCONTRACT STATE EMPLOYEES -- GENERAL.

14 1. a. For the fiscal year beginning July 1, 1997, the
15 maximum salary levels of all pay plans provided for in section
16 19A.9, subsection 2, as they exist for the fiscal year ending
17 June 30, 1997, shall be increased by 3 percent for the pay
18 period beginning June 27, 1997.

19 b. In addition to the increases specified in this
20 subsection, for the fiscal year beginning July 1, 1997,
21 employees may receive a step increase or the equivalent of a
22 step increase.

23 2. The pay plans for state employees who are exempt from
24 chapter 19A and who are included in the department of revenue
25 and finance's centralized payroll system shall be increased in
26 the same manner as provided in subsection 1.

27 3. This section does not apply to members of the general
28 assembly, board members, commission members, salaries of
29 persons set by the general assembly pursuant to this Act, or
30 set by the governor, employees designated under section 19A.3,
31 subsection 5, and employees covered by 581 IAC 4.5(17).

32 4. The pay plans for the bargaining eligible employees of
33 the state shall be increased in the same manner as provided in
34 subsection 1. As used in this section, "bargaining eligible
35 employee" means an employee who is eligible to organize under

1 chapter 20, but has not done so.

2 5. The policies for implementation of this section shall
3 be approved by the governor.

4 Sec. 8. STATE EMPLOYEES -- STATE BOARD OF REGENTS. Funds
5 from the appropriation in section 6 of this Act shall be
6 allocated to the state board of regents for the purposes of
7 providing increases for state board of regents employees
8 covered by section 6 of this Act and for employees not covered
9 by a collective bargaining agreement as follows:

10 1. For regents merit system employees and merit
11 supervisory employees to fund for the fiscal year, increases
12 comparable to those provided for similar contract-covered
13 employees in this Act.

14 2. For faculty members and professional and scientific
15 employees to fund for the fiscal year, percentage increases
16 comparable to those provided for contract-covered employees in
17 section 6, subsection 6, of this Act.

18 Sec. 9. APPROPRIATIONS FROM ROAD FUNDS.

19 1. There is appropriated from the road use tax fund to the
20 salary adjustment fund for the fiscal year beginning July 1,
21 1997, and ending June 30, 1998, the following amount, or so
22 much thereof as may be necessary, to be used for the purpose
23 designated:

24 To supplement other funds appropriated by the general
25 assembly:
26 \$ 864,802

27 2. There is appropriated from the primary road fund to the
28 salary adjustment fund, for the fiscal year beginning July 1,
29 1997, and ending June 30, 1998, the following amount, or so
30 much thereof as may be necessary, to be used for the purpose
31 designated:

32 To supplement other funds appropriated by the general
33 assembly:
34 \$ 4,163,835

35 3. Except as otherwise provided in this Act, the amounts

1 appropriated in subsections 1 and 2 shall be used to fund the
2 annual pay adjustments, expense reimbursements, and related
3 benefits for public employees as provided in this Act.

4 Sec. 10. SPECIAL FUNDS -- AUTHORIZATION. To departmental
5 revolving, trust, or special funds, except for the primary
6 road fund or the road use tax fund, for which the general
7 assembly has established an operating budget, a supplemental
8 expenditure authorization is provided, unless otherwise
9 provided, in an amount necessary to fund salary adjustments as
10 otherwise provided in this Act.

11 Sec. 11. GENERAL FUND SALARY MONEYS. Funds appropriated
12 from the general fund of the state in this Act relate only to
13 salaries supported from general fund appropriations of the
14 state except for employees of the state board of regents. The
15 funds appropriated from the general fund of the state for
16 employees of the state board of regents shall exclude general
17 university indirect costs and general university federal
18 funds.

19 Sec. 12. FEDERAL FUNDS APPROPRIATED. All federal grants
20 to and the federal receipts of the agencies affected by this
21 Act which are received and may be expended for purposes of
22 this Act are appropriated for those purposes and as set forth
23 in the federal grants or receipts.

24 Sec. 13. USE OF SURPLUS HEALTH INSURANCE FUNDS. The
25 executive council shall expend moneys from surplus funds in
26 the health insurance reserve operating or terminal liability
27 account to decrease state employee health insurance premium
28 costs for the fiscal period beginning August 1997 and ending
29 August 1998. However, the amount of the surplus expended
30 shall not exceed \$4,000,000 for the fiscal period beginning
31 August 1997 and ending August 1998 and shall only be expended
32 to reduce the insurance premium costs that would otherwise be
33 paid for by moneys from the general fund of the state during
34 the fiscal period.

35 Sec. 14. STATE TROOPER MEAL ALLOWANCE. The sworn peace

1 officers in the department of public safety who are not
2 covered by a collective bargaining agreement negotiated
3 pursuant to chapter 20, excluding capitol police supervisors,
4 shall receive the same per diem meal allowance as the sworn
5 peace officers in the department of public safety who are
6 covered by a collective bargaining agreement negotiated
7 pursuant to chapter 20.

8 The department of management shall estimate the cost of
9 providing per diem meal allowances as provided in this section
10 and shall allocate the funding for the allowance from the
11 salary adjustment fund.

12 Sec. 15. SALARY MODEL ADMINISTRATOR/COORDINATOR. Of the
13 funds appropriated by section 6 of this Act, \$56,209 for the
14 fiscal year beginning July 1, 1997, is allocated to the
15 department of management for salary and support of the salary
16 model administrator/coordinator who shall work in conjunction
17 with the legislative fiscal bureau to maintain the state's
18 salary model used for analyzing, comparing, and projecting
19 state employee salary and benefit information, including
20 information relating to employees of the state board of
21 regents. The information shall be used in collective
22 bargaining processes under chapter 20 and in calculating the
23 funding needs contained within the annual salary adjustment
24 legislation. A state employee organization as defined in
25 section 20.3, subsection 4, may request information produced
26 by the model, but the information provided shall not contain
27 information attributable to individual employees.

28 Sec. 16. Section 2.10, Code 1997, is amended by adding the
29 following new subsection:

30 NEW SUBSECTION. 8. Commencing upon the convening of the
31 Seventy-eighth General Assembly in January 1999, the annual
32 salaries of members and officers of the general assembly, as
33 the annual salaries existed during the preceding calendar
34 year, shall be adjusted by an amount equal to the average of
35 the annual cost-of-living pay adjustments negotiated for the

1 members of the collective bargaining units represented by the
2 state police officers council labor union, the American
3 federation of state, county, and municipal employees, and the
4 Iowa united professionals for the fiscal year beginning July
5 1, 1997. For the calendar year 2000, during the month of
6 January, the annual salaries of members and officers of the
7 general assembly shall be adjusted by an amount equal to the
8 average of the annual cost-of-living pay adjustments received
9 by the members of those collective bargaining units for the
10 fiscal year beginning July 1, 1998. The annual salaries
11 determined for the members and officers as provided in this
12 section for the calendar year 2000 shall remain in effect for
13 subsequent calendar years until otherwise provided by the
14 general assembly.

15 Sec. 17. NEW SECTION. 7H.1 ANNUAL SALARIES OF ELECTED
16 STATE OFFICERS.

17 For the fiscal years beginning July 1, 1997, and July 1,
18 1998, the annual salaries of the governor, lieutenant
19 governor, attorney general, auditor of state, secretary of
20 agriculture, secretary of state, and treasurer of state shall
21 be determined as provided in this section. Commencing with
22 the first pay period which ends during the new fiscal year in
23 July, the annual salaries of the elected state officers
24 enumerated in this section, as their annual salaries existed
25 during the preceding fiscal year, shall be adjusted by an
26 amount equal to the average of the annual cost-of-living pay
27 adjustments negotiated for the members of the collective
28 bargaining units represented by the state police officers
29 council labor union, the American federation of state, county,
30 and municipal employees, and the Iowa united professionals for
31 the same fiscal year. The annual salaries determined for the
32 elected state officers as provided in this section for the
33 fiscal year beginning July 1, 1998, shall remain in effect for
34 subsequent fiscal years until otherwise provided by the
35 general assembly.

1 EXPLANATION

2 This bill relates to and appropriates moneys for the fiscal
3 year beginning July 1, 1997, to fund salary adjustments for
4 state appointed nonelected officers, justices, judges,
5 magistrates, employees subject to collective bargaining
6 agreements, and noncontract employees.

7 For each fiscal year, the salary rates and ranges of state
8 nonelected officers, justices, and judges are increased by
9 approximately 3 percent. Other state employees, except the
10 officers and employees of the state board of regents, will
11 receive a 3 percent increase with the pay period beginning
12 June 27, 1997. These state employees may also receive step
13 increases.

14 The state board of regents officers and employees not under
15 collective bargaining receive similar pay increases to the
16 regents contract employees.

17 The bill funds the salary adjustments for each fiscal year.
18 The bill also directs the use of up to \$4,000,000 for the
19 insurance benefit year ending in 1998 of excess insurance
20 reserve funds to reduce state employee health insurance
21 premium costs.

22 The bill provides annual cost-of-living pay adjustments to
23 legislators for the calendar year 1999 and 2000 and elected
24 state officers for the fiscal years beginning July 1, 1997,
25 and July 1, 1998. The cost-of-living pay adjustment equals
26 the average of the cost-of-living adjustment negotiated for
27 collective bargaining units represented by the state police
28 officers council labor union, the American federation of
29 state, county, and municipal employees, and the Iowa united
30 professionals. The cost-of-living adjustment for the
31 governor, lieutenant governor, attorney general, auditor of
32 state, secretary of agriculture, secretary of state, and
33 treasurer of state begins in July 1997. The legislators'
34 cost-of-living adjustment commences January 1999 and reflects
35 for the 1999 and 2000 calendar years the cost-of-living

1 adjustment paid to the members of the collective bargaining
2 units beginning July 1, 1997, and July 1, 1998.

3 The bill also provides a meal allowance to noncontract,
4 supervisory sworn state peace officers except capitol police
5 supervisors.

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SENATE FILE 552

S-3740

1 Amend Senate File 552 as follows:

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

4 "DIVISION I

5 DEPARTMENT OF CULTURAL AFFAIRS

6 Section 1. There is appropriated from the rebuild
7 Iowa infrastructure fund to the department of cultural
8 affairs for the fiscal year beginning July 1, 1997,
9 and ending June 30, 1998, the following amounts, or so
10 much thereof as is necessary, to be used for the
11 purposes designated:

12 1. For the completion of undeveloped exhibit space
13 at the new historical building:

14 \$ 500,000

15 2. For allocation to an Iowa project that has
16 received a national endowment for the humanities award
17 for the museum and discovery center:

18 \$ 500,000

19 Allocation of moneys pursuant to this subsection
20 shall be contingent upon a matching contribution of
21 private moneys at a rate of two dollars of private
22 moneys for each dollar of state appropriated moneys.

23 3. For a feasibility study by the city of
24 Burlington regarding the construction of a replica of
25 the first territorial capitol of Iowa:

26 \$ 25,000

27 Notwithstanding section 8.33, the unencumbered or
28 unobligated moneys remaining on June 30 of the fiscal
29 year from moneys appropriated in this section may be
30 expended during the following fiscal year for the same
31 purpose.

32 DEPARTMENT OF GENERAL SERVICES

33 Sec. 2. There is appropriated from the rebuild
34 Iowa infrastructure fund to the department of general
35 services for the fiscal year beginning July 1, 1997,
36 and ending June 30, 1998, the following amounts, or so
37 much thereof as is necessary, to be used for the
38 purposes designated:

39 1. For major maintenance needs including health,
40 life, and fire safety, for compliance with the federal
41 Americans with Disabilities Act for state-owned
42 buildings and facilities:

43 \$ 9,000,000

44 2. For critical and deferred maintenance at
45 Terrace Hill:

46 \$ 100,000

47 As a condition of receiving this appropriation made
48 in this subsection, private matching funds must be
49 contributed on a dollar-for-dollar basis.

50 3. For relocation of offices and other transition

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1 costs associated with renovation of the Lucas state
 2 office building and the old historical building:
 3 \$ 1,300,000

4 4. To fund the state share of the capitol gateway
 5 east development project in conjunction with the city
 6 of Des Moines:
 7 \$ 50,000

8 5. For the installation of storm drainage,
 9 grading, new asphalt, new lighting, and striping of
 10 capitol complex parking lots 4 and 5 in accordance
 11 with capitol complex renovation plans, provided that
 12 not more than \$450,000 shall be used for lot 4 and not
 13 more than \$105,000 shall be used for lot 5, and
 14 provided that existing capitol complex construction
 15 plans do not conflict with the parking lot
 16 improvements:
 17 \$ 555,000

18 6. For filling cracks, resurfacing; new
 19 handicapped parking signs which comply with the
 20 provisions of chapter 321L, as amended by 1997 Iowa
 21 Acts, House File 688, and striping capitol complex
 22 parking lots 13 and 15 in accordance with capitol
 23 complex renovation plans, provided that not more than
 24 \$100,750 shall be used for lot 13 and not more than
 25 \$75,000 shall be used for lot 15, and provided that
 26 existing capitol complex construction plans do not
 27 conflict with the parking lot improvements:
 28 \$ 175,750

29 7. For the design and construction of new or
 30 replacement buildings at the state training school by
 31 allocating not more than \$1,600,000 for design and
 32 construction of a living unit, allocating not more
 33 than \$800,000 for design and construction of a
 34 multipurpose building, and allocating not more than
 35 \$200,000 for the design of a new school building:
 36 \$ 2,600,000

37 8. For renovation of an existing cottage to
 38 provide additional beds for females at the Toledo
 39 juvenile home:
 40 \$ 350,000

41 9. For conducting a survey of the condition of
 42 state-owned property:
 43 \$ 500,000

44 The department shall report on the progress of the
 45 vertical infrastructure survey and provide an
 46 accounting of how the appropriation in subsection 1
 47 was spent to the joint transportation, infrastructure
 48 and capitals appropriations subcommittee not later
 49 than February 1, 1998.

50 Notwithstanding section 8.33, unencumbered or

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1 unobligated funds remaining on June 30, 2002, from the
2 funds appropriated in this section, shall revert to
3 the rebuild Iowa infrastructure fund on August 31,
4 2002.

5 Sec. 3. 1996 Iowa Acts, chapter 1218, section 13,
6 is amended to read as follows:

7 SEC. 13.

8 1. There is appropriated from the rebuild Iowa
9 infrastructure fund of the state to the department of
10 general services for the fiscal period beginning July
11 1, 1996, and ending June 30, ~~1999~~ 1998, the following
12 amounts, or so much thereof as is necessary, to be
13 used for the projects in the amounts and for the
14 fiscal years as designated in subsection 2:

15 a. For the fiscal year beginning July 1, 1996, and
16 ending June 30, 1997:

17 \$ 20,700,000

18 b. For the fiscal year beginning July 1, 1997, and
19 ending June 30, 1998:

20 \$ ~~14,600,000~~
21 14,540,000

22 ~~c. For the fiscal year beginning July 1, 1998, and~~
23 ~~ending June 30, 1999:~~

24 ~~..... \$ ~~3,900,000~~~~

25 2. a. For exterior state capitol building
26 restoration:

27 (1) For the fiscal year beginning July 1, 1996,
28 and ending June 30, 1997:

29 \$ 9,300,000

30 (2) For the fiscal year beginning July 1, 1997,
31 and ending June 30, 1998:

32 \$ ~~7,600,000~~
33 4,400,000

34 b. For interior state capitol building
35 restoration:

36 (1) For the fiscal year beginning July 1, 1996,
37 and ending June 30, 1997:

38 \$ 2,800,000

39 (2) For the fiscal year beginning July 1, ~~1998~~
40 1997, and ending June 30, ~~1999~~ 1998:

41 \$ ~~2,300,000~~
42 3,140,000

43 c. For renovation of the old historical building:

44 (1) For the fiscal year beginning July 1, 1996,
45 and ending June 30, 1997:

46 \$ 5,400,000

47 (2) For the fiscal year beginning July 1, 1997,
48 and ending June 30, 1998:

49 \$ 4,100,000

50 d. For renovation of the Lucas tunnel, provided

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Page 4

1 that existing capitol complex construction plans do
2 not conflict with the renovation:

3 (1) For the fiscal year beginning July 1, 1996,
4 and ending June 30, 1997:

5 \$ 100,000

6 (2) For the fiscal year beginning July 1, 1997,
7 and ending June 30, 1998:

8 \$ 400,000

9 e. For renovation of the Lucas state office
10 building:

11 (1) For the fiscal year beginning July 1, 1996,
12 and ending June 30, 1997:

13 \$ 3,100,000

14 (2) For the fiscal year beginning July 1, 1997,
15 and ending June 30, 1998:

16 \$ 2,500,000

17 Notwithstanding section 8.33, unencumbered or
18 unobligated funds remaining on June 30, ~~2001~~ 2002,
19 from the funds appropriated in this section shall
20 revert to the rebuild Iowa infrastructure fund of the
21 state on August 31, ~~2001~~ 2002.

22 Sec. 4. There is appropriated from the rebuild
23 Iowa infrastructure fund to the department of general
24 services for the fiscal year beginning July 1, 1998,
25 and ending June 30, 1999, the following amounts, or so
26 much thereof as is necessary, to be used for the
27 purposes designated:

28 1. For exterior state capitol building
29 restoration:

30 \$ 4,400,000

31 2. For interior state capitol building
32 restoration:

33 \$ 4,200,000

34 3. For conducting a survey of the condition of
35 state-owned property:

36 \$ 500,000

37 4. For the design and construction of new or
38 replacement buildings at the state training school by
39 allocating not more than \$2,300,000 to complete
40 construction of the new school building and allocating
41 not more than \$400,000 for the design of the new
42 gymnasium building:

43 \$ 2,700,000

44 Notwithstanding section 8.33, unencumbered or
45 unobligated funds remaining on June 30, 2003, from the
46 funds appropriated in this section, shall revert to
47 the rebuild Iowa infrastructure fund on August 31,
48 2003.

49 Sec. 5. There is appropriated from the rebuild
50 Iowa infrastructure fund to the department of general

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1 services for the fiscal year beginning July 1, 1999,
2 and ending June 30, 2000, the following amount, or so
3 much thereof as is necessary, to be used for the
4 purpose designated:

5 For construction of a new gymnasium building at the
6 state training school:

7 \$ 4,000,000

8 Sec. 6. The department of general services, after
9 consulting with the appropriate committee designated
10 by the legislative council, shall contract with a
11 private person with experience in evaluating the
12 renovation and repair needs of vertical infrastructure
13 as defined in section 8.57, subsection 5, paragraph
14 "c", to conduct the survey of the condition of state-
15 owned property.

16 DEPARTMENT OF ECONOMIC DEVELOPMENT

17 Sec. 7. There is appropriated from the rebuild
18 Iowa infrastructure fund to the department of economic
19 development for the fiscal year beginning July 1,
20 1997, and ending June 30, 1998, the following amounts,
21 or so much thereof as is necessary, to be used for the
22 purposes designated:

23 1. For a welcome center at living history farms:

24 \$ 500,000

25 2. For the main street investments loan program:

26 \$ 200,000

27 Notwithstanding section 8.33, the unencumbered or
28 unobligated moneys remaining on June 30 of the fiscal
29 year from the moneys appropriated in this section may
30 be expended during the following fiscal year for the
31 same purpose.

32 Sec. 8. 1996 Iowa Acts, chapter 1218, section 55,
33 unnumbered paragraph 1, is amended to read as follows:

34 There is appropriated from the rebuild Iowa
35 infrastructure fund of the state, notwithstanding
36 section 8.57, subsection 5, paragraph "c", to the Iowa
37 department of economic development for the fiscal
38 years beginning July 1, 1996, and ending June 30,
39 1998, the following amounts, or so much thereof as is
40 necessary, to be deposited in the physical
41 infrastructure assistance fund created in section
42 15E.175 and used only in accordance with subsection 3,
43 provided that the department, to the best of its
44 abilities, expend the funds on projects which meet the
45 definition of vertical infrastructure:

46 Sec. 9. 1996 Iowa Acts, chapter 1218, section 55,
47 subsection 2, is amended to read as follows:

48 2. For the fiscal year beginning July 1, 1997, and
49 ending June 30, 1998, the following amount:

50 \$ 67,000,000

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4,130,000

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DEPARTMENT OF PUBLIC DEFENSE

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Sec. 10. There is appropriated from the rebuild Iowa infrastructure fund to the department of public defense for the fiscal year beginning July 1, 1997, and ending June 30, 1998, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For maintenance and repair of national guard armories and facilities:

..... \$ 400,000

Notwithstanding section 8.33, the unencumbered or unobligated moneys remaining on June 30 of the fiscal year from the moneys appropriated in this section may be expended during the following fiscal year for the same purpose.

DEPARTMENT OF NATURAL RESOURCES

Sec. 11. There is appropriated from the marine fuel tax receipts deposited in the general fund of the state to the department of natural resources for the fiscal year beginning July 1, 1997, and ending June 30, 1998, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the purpose of funding capital projects funded from marine fuel tax receipts for the purposes specified in section 452A.79:

..... \$ 1,800,000

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 1998, from the funds appropriated in this section, shall revert to the general fund of the state on August 31, 1998.

STATE DEPARTMENT OF TRANSPORTATION

Sec. 12. There is appropriated from the rebuild Iowa infrastructure fund to the state department of transportation for the fiscal year beginning July 1, 1997, and ending June 30, 1998, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For allocating \$75,000 for the Nishna Valley trail project at Anita state park, for allocating \$1,000,000 to be used for funding Iowa's portion of the American discovery trail, and for acquiring, constructing, and improving recreational trails within the state:

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

DEPARTMENT OF REVENUE AND FINANCE

Sec. 13. Notwithstanding section 8.57, subsection 5, paragraph "c", there is appropriated from the rebuild Iowa infrastructure fund to the department of revenue and finance for the fiscal year beginning July 1, 1997, and ending June 30, 1998, the following

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

3 For upgrades to the Iowa financial accounting
4 system, provided that none of the moneys appropriated
5 in this section shall be used for personnel expenses
6 not associated with the installation of the upgrades
7 to the system or for training expenses:

8 \$ 1,875,000

9 DEPARTMENT OF PUBLIC SAFETY

10 Sec. 14. Notwithstanding section 8.57, subsection
11 5, paragraph "c", there is appropriated from the
12 rebuild Iowa infrastructure fund to the department of
13 public safety for the fiscal period beginning July 1,
14 1997, and ending June 30, 2000, the following amount,
15 or so much thereof as is necessary, to be used for the
16 conversion of the department of public safety's radio
17 system from analog to digital technology, provided
18 that none of the moneys appropriated in this section
19 shall be used for personnel expenses not associated
20 with the installation of the radio system or for
21 training expenses:

22 1. For the fiscal year beginning July 1, 1997, and
23 ending June 30, 1998:

24 \$ 1,897,786

25 2. For the fiscal year beginning July 1, 1998, and
26 ending June 30, 1999:

27 \$ 2,074,663

28 3. For the fiscal year beginning July 1, 1999, and
29 ending June 30, 2000:

30 \$ 2,339,200

31 The department of public safety shall notify local
32 law enforcement agencies and fire departments of the
33 department's intent to purchase new radio equipment
34 and shall allow any local law enforcement agency or
35 fire department, which wishes to purchase with its own
36 funds on the same purchase order, to participate in
37 the joint purchase in order to purchase new radio
38 equipment for the local law enforcement agency or fire
39 department.

40 Notwithstanding section 8.33, unencumbered or
41 unobligated moneys remaining on June 30, 2001, shall
42 revert on August 31, 2001.

43 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

44 Sec. 15. There is appropriated from the rebuild
45 Iowa infrastructure fund, notwithstanding section
46 8.57, subsection 5, paragraph "c", to the department
47 of agriculture and land stewardship for the fiscal
48 period beginning July 1, 1997, and ending June 30,
49 1999, the following amounts, or so much thereof as is
50 necessary, to be used for deposit in the alternative

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1 drainage system assistance fund created in section
 2 159.29A, if enacted by 1997 Iowa Acts, Senate File
 3 473, for purposes of supporting the alternative
 4 drainage system assistance program administered by the
 5 soil conservation division of the department of
 6 agriculture and land stewardship as provided in
 7 section 159.29B, if enacted by 1997 Iowa Acts, Senate
 8 File 473:

- 9 1. For the fiscal year beginning July 1, 1997, and
- 10 ending June 30, 1998:
- 11 \$ 1,000,000
- 12 2. For the fiscal year beginning July 1, 1998, and
- 13 ending June 30, 1999:
- 14 \$ 1,000,000

DEPARTMENT OF WORKFORCE DEVELOPMENT

16 Sec. 16. Notwithstanding section 8.57, subsection
 17 5, paragraph "c", there is appropriated from the
 18 rebuild Iowa infrastructure fund to the department of
 19 workforce development for the fiscal period beginning
 20 July 1, 1997, and ending June 30, 1999, the following
 21 amounts, or so much thereof as is necessary, to be
 22 used for the integrated information system provided
 23 that none of the moneys appropriated in this section
 24 shall be used for personnel expenses not associated
 25 with the installation of the system or for training
 26 expenses:

- 27 1. For the fiscal year beginning July 1, 1997, and
- 28 ending June 30, 1998:
- 29 \$ 700,000
- 30 2. For the fiscal year beginning July 1, 1998, and
- 31 ending June 30, 1999:
- 32 \$ 300,000

DEPARTMENT OF HUMAN SERVICES

34 Sec. 17. Notwithstanding section 8.57, subsection
 35 5, paragraph "c", there is appropriated from the
 36 rebuild Iowa infrastructure fund to the department of
 37 human services for the fiscal period beginning July 1,
 38 1997, and ending June 30, 1999, the following amounts,
 39 or so much thereof as is necessary, to be used for
 40 implementing child support systems changes
 41 necessitated by changes in federal welfare reform
 42 legislation, provided that none of the moneys
 43 appropriated in this section shall be used for
 44 personnel expenses associated with the implementation
 45 of the systems changes or for training expenses:

- 46 1. For the fiscal year beginning July 1, 1997, and
- 47 ending June 30, 1998:
- 48 \$ 1,648,903
- 49 2. For the fiscal year beginning July 1, 1998, and
- 50 ending June 30, 1999:

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1 \$ 1,392,000

2 COMMISSION OF VETERANS AFFAIRS

3 Sec. 18. There is appropriated from the rebuild
4 Iowa infrastructure fund to the commission of veterans
5 affairs for the fiscal period beginning July 1, 1997,
6 and ending June 30, 1999, the following amounts, or so
7 much thereof as is necessary, to be used for expansion
8 of the food preparation area and dining room:

9 1. For the fiscal year beginning July 1, 1997, and
10 ending June 30, 1998:
11 \$ 1,400,000

12 2. For the fiscal year beginning July 1, 1998, and
13 ending June 30, 1999:
14 \$ 1,900,000

15 Notwithstanding section 8.33, the unencumbered or
16 unobligated moneys remaining on June 30 of the fiscal
17 year from the moneys appropriated in this section may
18 be expended during the following fiscal year for the
19 same purpose.

20 LOESS HILLS DEVELOPMENT AND CONSERVATION AUTHORITY

21 Sec. 19. There is appropriated from the rebuild
22 Iowa infrastructure fund, notwithstanding section
23 8.57, subsection 5, paragraph "c", to the Loess Hills
24 development and conservation authority for the fiscal
25 year beginning July 1, 1997, and ending June 30, 1998,
26 the following amount, or so much thereof as is
27 necessary, to be used for the purpose designated:

28 For deposit in the Loess Hills development and
29 conservation fund created in section 161D.2 for the
30 purposes specified in section 161D.1:
31 \$ 742,500

32 IOWA STATE FAIR FOUNDATION

33 Sec. 20. There is appropriated from the rebuild
34 Iowa infrastructure fund of the state to the Iowa
35 state fair foundation for the fiscal year beginning
36 July 1, 1997, and ending June 30, 1998, the following
37 amount, or so much thereof as is necessary, to be used
38 for the purpose designated:

39 For renovation, restoration, and improvement
40 projects on the state fairgrounds and for distributing
41 in accordance with chapter 174, \$1,060,000 to
42 qualified fairs which belong to the association of
43 Iowa fairs:
44 \$ 5,460,000

45 Notwithstanding section 8.33, the unencumbered or
46 unobligated moneys remaining on June 30 of the fiscal
47 year from the moneys appropriated in this section may
48 be expended during the following fiscal year for the
49 same purpose.

50 Sec. 21. Effective July 1, 1997, the departments

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1 of general services, workforce development, human
2 services, and public safety, and the commission on
3 veterans affairs are authorized to enter into
4 contracts for the full cost of carrying out the
5 projects for which appropriations are made in this
6 division of this Act. The state shall not be
7 obligated for costs associated with contracts
8 identified in this section in excess of funds
9 appropriated by the general assembly.

10

DIVISION II

11

STATE BOARD OF REGENTS

12

Sec. 22.

13

1. There is appropriated from the rebuild Iowa
14 infrastructure fund of the state to the state board of
15 regents for the fiscal period beginning July 1, 1997,
16 and ending June 30, 2001, the following amounts, or so
17 much thereof as is necessary, to be used for the
18 projects designated in subsection 2:

19

a. For the fiscal year beginning July 1, 1997, and

20

ending June 30, 1998: \$ 19,500,000

21

b. For the fiscal year beginning July 1, 1998, and

22

ending June 30, 1999: \$ 19,500,000

23

c. For the fiscal year beginning July 1, 1999, and

24

ending June 30, 2000: \$ 19,500,000

25

d. For the fiscal year beginning July 1, 2000, and

26

ending June 30, 2001: \$ 11,785,000

27

The state board of regents shall determine the
28 amounts to be allocated to each project for each
29 fiscal year of the fiscal period beginning July 1,
30 1997, and ending June 30, 2001, based upon project
31 needs. However, the total appropriated funds for a
32 project for all fiscal years of that fiscal period
33 shall not exceed the amount listed in subsection 2 for
34 that project.

35

2. The state board of regents is authorized to
36 undertake, plan, construct, equip, and otherwise carry
37 out the following projects at the institutions under
38 the jurisdiction of the board in the following
39 appropriated amounts:

40

a. For construction of the livestock infectious
41 disease isolation facility at Iowa state university of
42 science and technology:

43

\$ 9,270,000

44

b. For construction and renovation of the medical
45 education and biomedical research facilities at the
46 university of Iowa:

47

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1 \$ 27,000,000

2 c. For renovation of Lang hall at the university
3 of northern Iowa:

4 \$ 12,900,000

5 d. For Phase II construction of the engineering
6 teaching and research complex at Iowa state university
7 of science and technology:

8 \$ 20,900,000

9 e. For improvements to the lakeside laboratory
10 complex:

11 \$ 140,000

12 f. Conditioned upon the state board of regents
13 allocating funding for building maintenance at the
14 Iowa school for the deaf for the fiscal year beginning
15 July 1, 1997, and ending June 30, 1998, in an amount
16 equal to or greater than the amount of funding
17 allocated for that purpose in the previous fiscal
18 year, the following amount, to be used for a visual
19 alert system and to address fire safety deficiencies
20 at the Iowa school for the deaf:

21 \$ 110,000

22 g. Conditioned upon the state board of regents
23 allocating funding for building maintenance at the
24 Iowa braille and sight saving school for the fiscal
25 year beginning July 1, 1997, and ending June 30, 1998,
26 in an amount equal to or greater than the amount of
27 funding allocated for that purpose in the previous
28 fiscal year, the following amount, to be used for
29 deferred maintenance at the Iowa braille and sight
30 saving school:

31 \$ 95,000

32 3. Effective July 1, 1997, the state board of
33 regents is authorized to enter into contracts for the
34 full cost of carrying out the projects listed in
35 subsection 2, for which appropriations are made in
36 subsection 1, for the fiscal years beginning July 1,
37 1997, July 1, 1998, July 1, 1999, and July 1, 2000.

38 The state shall not be obligated for costs
39 associated with contracts identified in this section
40 in excess of funds appropriated by the general
41 assembly.

42 4. a. Notwithstanding section 8.33, funds
43 appropriated in subsection 1, paragraph "a", for the
44 fiscal year beginning July 1, 1997, which remain
45 unexpended as of June 30, 1998, shall be available for
46 expenditure through June 30, 2002.

47 b. Notwithstanding section 8.33, funds
48 appropriated in subsection 1, paragraph "b", for the
49 fiscal year beginning July 1, 1998, which remain
50 unexpended as of June 30, 1999, shall be available for

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1 expenditure through June 30, 2003.

2 c. Notwithstanding section 8.33, funds

3 appropriated in subsection 1, paragraph "c", for the

4 fiscal year beginning July 1, 1999, which remain

5 unexpended as of June 30, 2000, shall be available for

6 expenditure through June 30, 2004.

7 d. Notwithstanding section 8.33, funds

8 appropriated in subsection 1, paragraph "d", for the

9 fiscal year beginning July 1, 2000, which remain

10 unexpended as of June 30, 2001, shall be available for

11 expenditure through June 30, 2005.

12 The board of regents shall not submit a request to

13 the governor or general assembly for funding from the

14 rebuild Iowa infrastructure fund or other funds for

15 capital projects, including funding for planning for

16 capital projects, until fiscal year 2001, except for

17 project or planning funding requested for the Iowa

18 school for the deaf or the Iowa braille and sight

19 saving school.

20

DIVISION III

21 COMMUNITY COLLEGE VOCATIONAL-TECHNICAL

22 TECHNOLOGY IMPROVEMENT PROGRAM

23 Sec. 23. NEW SECTION* 260A.1 COMMUNITY COLLEGE

24 VOCATIONAL-TECHNICAL TECHNOLOGY IMPROVEMENT

25 APPROPRIATION.

26 1. Notwithstanding section 8.57, subsection 5,

27 paragraph "c", there is appropriated from the rebuild

28 Iowa infrastructure fund created in section 8.57, to

29 the department of education for each fiscal year of

30 the fiscal period beginning July 1, 1997, and ending

31 June 30, 2001, the sum of two million five hundred

32 thousand dollars for the community college vocational-

33 technical technology improvement program.

34 2. Moneys appropriated in subsection 1 shall be

35 allocated by the department of education to each

36 community college in the proportion that the

37 allocation to that community college in 1996 Iowa

38 Acts, chapter 1215, section 6, subsection 15, bears to

39 the total appropriation made in 1996 Iowa Acts,

40 chapter 1215, section 6, subsection 15, to all

41 community colleges.

42 3. For each year in which an appropriation is made

43 to the community college vocational-technical

44 technology improvement program, the department of

45 education shall notify the department of revenue and

46 finance of the amount to be paid to each community

47 college based upon the allocation criteria set forth

48 for the appropriation pursuant to subsection 2.

49 Allocations to each community college under this

50 section shall be made in one payment on or about

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1 October 15 and one payment on or about February 15 of
2 the fiscal year in which the appropriation is made,
3 taking into consideration the relative budget and cash
4 position of the state resources.

5 4. Moneys received by a community college under
6 this section shall not be commingled with general
7 state financial aid, including financial aid to merged
8 areas in lieu of personal property tax replacement
9 payments under section 427A.13, to merged areas as
10 defined in section 260C.2, and including moneys
11 received for vocational education programs in
12 accordance with chapters 258 and 260C. Payments made
13 to a community college shall be accounted for by the
14 community college separately from other state aid
15 payments. Each community college shall maintain a
16 separate listing within its budget accounting for
17 payments received and expenditures made pursuant to
18 this section and section 260A.3.

19 5. Moneys received under this section shall
20 supplement, not supplant, the moneys each community
21 college budgets for technology. A community college
22 shall not be eligible for funds under this section
23 unless the community college, without including moneys
24 received under this section, maintains the same
25 average amount of expenditure for technology per year
26 as the community college maintains during the fiscal
27 period beginning July 1, 1994, and ending June 30,
28 1997.

29 6. Moneys received under this section shall not be
30 used for payment of any collective bargaining
31 agreement or arbitrator's decision negotiated or
32 awarded under chapter 20.

33 Sec. 24. NEW SECTION. 260A.2 COMMUNITY COLLEGE
34 VOCATIONAL-TECHNICAL TECHNOLOGY IMPROVEMENT PLANS.

35 Prior to receiving moneys under this chapter, the
36 board of directors of a community college shall adopt
37 a technology plan that supports community college
38 vocational-technical technology improvement efforts,
39 authorizes a needs assessment of business and industry
40 in the district, and includes an evaluation component,
41 and shall provide to the department of education
42 adequate assurance that funds received under this
43 chapter will be used in accordance with the technology
44 plan. The plan shall be developed by licensed
45 professional staff of the community college, including
46 both faculty members and school administrators, the
47 private sector, trade and professional organizations,
48 and other interested parties, and shall, at a minimum,
49 focus on the attainment of the vocational-technical
50 skills and achievement goals of the student. The plan

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1 shall consider the community college's
2 interconnectivity with the Iowa communications
3 network, and shall demonstrate how, over a four-year
4 period, the board will utilize technology to improve
5 vocational-technical student achievement. The
6 technology plan shall be kept on file at the community
7 college. Progress made under the plan shall be
8 reported annually to the department of education in a
9 manner prescribed by the department of education.

10 Sec. 25. NEW SECTION. 260A.3 COMMUNITY COLLEGE
11 VOCATIONAL-TECHNICAL TECHNOLOGY IMPROVEMENT
12 EXPENDITURES.

13 A community college shall expend funds received
14 pursuant to section 260A.1 for the acquisition, lease,
15 lease-purchase, installation, and maintenance of
16 instructional technology equipment used in vocational-
17 technical programs, including hardware and software,
18 materials and supplies related to instructional
19 technology, and faculty development and training
20 related to instructional technology, and shall
21 establish priorities for the use of the funds.
22 However, funds received by a community college
23 pursuant to section 260A.1 shall not be expended to
24 add a full-time equivalent position or otherwise
25 increase staffing.

26 Sec. 26. NEW SECTION. 260A.4 FUTURE REPEAL.
27 This chapter is repealed effective July 1, 2001.

28 DIVISION IV
29 MISCELLANEOUS STATUTORY CHANGES

30 Sec. 27. NEW SECTION. 7E.5A BUILDINGS AND
31 INFRASTRUCTURE -- MAINTENANCE FUNDING.

32 1. For each new vertical infrastructure project
33 undertaken on or after July 1, 1997, the department in
34 control of the vertical infrastructure shall identify
35 and recommend to the general assembly funding
36 sufficient to meet the projected maintenance, repair,
37 and replacement needs of the vertical infrastructure.

38 2. As used in this section, "vertical
39 infrastructure" means the same as defined in section
40 8.57, subsection 5, paragraph "c".

41 Sec. 28. NEW SECTION. 15E.176 MAIN STREET
42 INVESTMENTS LOAN PROGRAM.

43 The department shall adopt rules to implement a
44 main street investments loan program to increase the
45 availability of lower cost funds to stimulate building
46 restorations or rehabilitations of historic buildings
47 within the central business district of a city which
48 is a certified local government, or in the Iowa main
49 street program or the rural main street program. The
50 rules shall include the following conditions:

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1 1. Investment loans shall be limited to projects
2 for a building restoration or rehabilitation located
3 in the central business district whose boundaries are
4 the same as the main street or rural main street or
5 central business district of a city which is a
6 certified local government project area.

7 2. Eligible borrowers are limited to the property
8 owner, contract purchaser of record, or long-term
9 lessee.

10 3. Loan applications under this program shall be
11 for the restoration or rehabilitation of buildings
12 which are eligible or nominated or listed on the
13 national register of historic places. Public
14 buildings are excluded.

15 4. The maximum loan amount under the main street
16 investments loan program is fifty thousand dollars per
17 project.

18 Sec. 29. NEW SECTION. 15.177 APPLICATION
19 PROCESS.

20 Applicants shall be certified as eligible for
21 assistance prior to submitting applications to the
22 department for loans under the main street investment
23 loan program. Administrative rules pursuant to
24 chapter 17A shall be adopted by the department in
25 consultation with the department of cultural affairs
26 to require applicants to do the following:

27 1. Show evidence of preliminary design assistance.

28 2. Show evidence of preliminary design review
29 approval from the local design review committee.

30 3. Submit project plans and specifications
31 prepared by a design professional with historic
32 preservation experience.

33 Sec. 30. NEW SECTION. 18.24 COORDINATION OF
34 VERTICAL INFRASTRUCTURE DATABASES.

35 1. The director shall establish by administrative
36 rule, and as part of a survey conducted regarding the
37 condition of state-owned property, a uniform system
38 for evaluating and rating vertical infrastructure
39 needs in the state so that the vertical infrastructure
40 needs of each state entity and proposed vertical
41 infrastructure projects, including the state board of
42 regents, can be compared. The director shall consult
43 with state entities which already have databases
44 regarding their vertical infrastructure needs and
45 shall seek input from individuals or organizations
46 with expertise in public vertical infrastructure
47 assessment in drafting proposed rules.

48 2. As used in this section, "vertical
49 infrastructure" has the same meaning as in section
50 8.57, subsection 5, paragraph "c".

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1 Sec. 31. Section 174.1, subsection 1, Code 1997,
2 is amended to read as follows:

3 1. ~~"Fair" shall mean a-bona-fide-exhibition-of~~
4 ~~agricultural,-dairy,-and-kindred-products,-livestock,~~
5 ~~and-farm-implements an annual gathering of people that~~
6 incorporates agricultural exhibits, shows, or
7 competition which has the following activities:

8 a. Extension, 4-H, or future farmers of America
9 programs.

10 b. Commercial and educational exhibits.

11 c. Competition in the fine or home craft arts.

12 Sec. 32. Section 174.9, unnumbered paragraph 1,
13 Code 1997, is amended to read as follows:

14 Each eligible society which is a member of the
15 association of Iowa fairs and which conducts a county
16 fair shall be entitled to receive aid from the state
17 as provided in this chapter. In order to be eligible
18 for state aid, a society must file with the treasurer
19 of-state Iowa state fair foundation, as established in
20 section 173.22, on or before November 1 of each year,
21 a statement which shall show:

22 Sec. 33. Section 174.9, subsection 4, Code 1997,
23 is amended to read as follows:

24 4. A copy of the published financial statement
25 published as required by law, together with proof of
26 such publication and a certified statement showing an
27 itemized list of premiums awarded, and such other
28 information as the treasurer-of-state Iowa state fair
29 foundation may require.

30 Sec. 34. Section 174.10, Code 1997, is amended to
31 read as follows:

32 174.10 APPROPRIATION -- AVAILABILITY.

33 1. ~~Each-county-shall-receive-an-equal-share-of-any~~
34 ~~moneys-appropriated-to-support-one-or-more-societies~~
35 ~~conducting-one-or-more-county-fairs-in-that-county,-if~~
36 ~~the-society-or-societies-are-eligible-for-the-state~~
37 ~~aid.--Moneys~~ Any moneys appropriated for county or
38 local fairs shall be paid directly to each eligible
39 society which conducts a fair which qualifies for
40 funding.

41 2. The association of Iowa fairs shall provide the
42 treasurer-of-state Iowa state fair foundation with a
43 list of each society in a county which is a member of
44 the association and conducts a fair in that county as
45 provided in this chapter. If a county has more than
46 one fair, the association shall list the name of each
47 society conducting a fair in that county for three or
48 more years. The treasurer-of-state Iowa state fair
49 foundation shall not authorize payment of state aid to
50 a society, unless the society complies with section

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1 174.9 and the name of the society appears on the
2 association's list.

3 ~~3. If a county has more than one fair eligible for~~
4 ~~state aid, the~~ The amount of state aid for that county
5 ~~each fair which is eligible for state aid shall be~~
6 ~~divided equally among the eligible societies in that~~
7 county equal.

8 4. If no society in a county qualifies to receive
9 state aid, that county's share shall be divided
10 equally among the counties with societies eligible for
11 state aid, as provided in this section.

12 5. ~~If an official county fair is designated by~~
13 ~~election, the total amount of state aid for that~~
14 ~~county shall be paid to that society determined to be~~
15 ~~conducting the official county fair.~~ The board of
16 supervisors, upon receiving a petition seeking to
17 designate an official county fair which meets the
18 requirements of section 331.306, shall submit to the
19 registered voters of the county at the next general
20 election following submission of the petition or at a
21 special election if requested by the petitioners at no
22 cost to the county, the question of which fair shall
23 be designated as the official county fair. Notice of
24 the election shall be given as provided in section
25 49.53. The fair receiving a majority of the votes
26 cast on the question shall be designated the official
27 county fair.

28 Sec. 35. Section 174.12, unnumbered paragraph 1,
29 Code 1997, is amended to read as follows:

30 The department of revenue and finance shall issue a
31 warrant to a society for the amount due in state aid,
32 less five hundred dollars, as provided in this
33 chapter. The treasurer-of-state Iowa state fair
34 foundation must certify to the department that the
35 society is eligible under this chapter to receive the
36 amount due provided in section 174.10. The department
37 shall issue a warrant to the society for the remaining
38 five hundred dollars, if all of the following apply:

39 Sec. 36. Section 452A.79, unnumbered paragraph 2,
40 Code 1997, is amended to read as follows:

41 All moneys derived from the excise tax on the sale
42 of motor fuel used in watercraft shall be deposited in
43 the general fund of the state. Moneys deposited to
44 the general fund under this section and section
45 452A.84 are subject to the requirements of section
46 8.60 and are subject to appropriation by the general
47 assembly to the department of natural resources for
48 use in its recreational boating program, ~~which may~~
49 ~~include but is not limited to~~ as follows:

50 Sec. 37. Section 452A.79, subsection 1, Code 1997,

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1 is amended to read as follows:

2 1. Dredging and renovation of natural or state-
3 maintained lakes of this state.

4 Sec. 38. NEW SECTION. 461A.3A RESTORE THE
5 OUTDOORS PROGRAM.

6 1. The department shall establish a restore the
7 outdoors program. The purpose of the program is to
8 provide funding for projects involving existing
9 vertical infrastructure as defined in section 8.57,
10 subsection 5, paragraph "c", or the construction of
11 new vertical infrastructure if the new construction is
12 required due to increased demand for facilities at the
13 park or if it is not cost-effective to repair or
14 renovate the existing vertical infrastructure.

15 Projects shall be limited to existing state parks and
16 other public facilities managed by the department.

17 2. There is appropriated from the rebuild Iowa
18 infrastructure fund for each fiscal year of the fiscal
19 period beginning July 1, 1997, and ending June 30,
20 2001, the sum of three million dollars to the
21 department for use in the restore the outdoors
22 program. Notwithstanding section 8.33, unencumbered
23 or unobligated moneys remaining at the end of a fiscal
24 year shall not revert but shall remain available for
25 expenditure during the following fiscal year for
26 purposes of the restore the outdoors program.

27 The department shall provide in its annual budget
28 documentations to the governor and general assembly a
29 report on the use of moneys under the program since
30 the last report and the projected use of future
31 moneys."

32 2. Title page, by striking lines 1 through 16 and
33 inserting the following: "An Act making
34 appropriations from the rebuild Iowa infrastructure
35 fund to the departments of cultural affairs, general
36 services, economic development, public defense,
37 natural resources, human services, revenue and
38 finance, public safety, education, transportation,
39 workforce development, and agriculture and land
40 stewardship, and to the commission of veterans
41 affairs, Loess Hills development and conservation
42 authority, state fair foundation, and state board of
43 regents, making an appropriation of marine fuel tax
44 receipts from the general fund of the state, and
45 making statutory changes relating to the
46 appropriations."

By MARY LOU FREEMAN

S-3740 FILED APRIL 24, 1997

ADOPTED

(P. 1429)

McLaren
Kramer
Rife
Neuhauser
McCoy

SSB 273
APPROPRIATIONS
Succeeded by
SENATE FILE (SF/HF SE)
BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY
CHAIRPERSON McLAREN)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the compensation and benefits for public
2 officials and employees, providing for related matters, and
3 making appropriations.

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

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1 Section 1. STATE COURTS -- JUSTICES, JUDGES, AND
2 MAGISTRATES.

3 1. The salary rates specified in subsection 2 are for the
4 fiscal year beginning July 1, 1997, effective for the pay
5 period beginning June 27, 1997, and for subsequent fiscal
6 years until otherwise provided by the general assembly. The
7 salaries provided for in this section shall be paid from funds
8 appropriated to the judicial department from the salary
9 adjustment fund or if the appropriation is not sufficient,
10 from the funds appropriated to the judicial department
11 pursuant to any Act of the general assembly.

12 2. The following annual salary rates shall be paid to the
13 persons holding the judicial positions indicated during the
14 fiscal year beginning July 1, 1997, effective with the pay
15 period beginning June 27, 1997, and for subsequent pay
16 periods.

17 a. Chief justice of the supreme court:	
18	\$ 107,500
19 b. Each justice of the supreme court:	
20	\$ 103,600
21 c. Chief judge of the court of appeals:	
22	\$ 103,500
23 d. Each associate judge of the court of appeals:	
24	\$ 99,600
25 e. Each chief judge of a judicial district:	
26	\$ 98,700
27 f. Each district judge except the chief judge of a	
28 judicial district:	
29	\$ 94,800
30 g. Each district associate judge:	
31	\$ 82,500
32 h. Each judicial magistrate:	
33	\$ 21,600
34 i. Each senior judge:	
35	\$ 5,400

1 Sec. 2. SALARY RATE LIMITS. Persons receiving the salary
2 rates established under section 1 of this Act shall not
3 receive any additional salary adjustments provided by this
4 Act.

5 Sec. 3. APPOINTED STATE OFFICERS. The governor shall
6 establish a salary for appointed nonelected persons in the
7 executive branch of state government holding a position
8 enumerated in section 4 of this Act within the range provided,
9 by considering, among other items, the experience of the
10 individual in the position, changes in the duties of the
11 position, the incumbent's performance of assigned duties, and
12 subordinates' salaries. However, the attorney general shall
13 establish the salary for the consumer advocate, the chief
14 justice of the state supreme court shall establish the salary
15 for the state court administrator, the ethics and campaign
16 disclosure board shall establish the salary of the executive
17 director, and the state fair board shall establish the salary
18 of the secretary of the state fair board, each within the
19 salary range provided in section 4 of this Act.

20 The governor, in establishing salaries as provided in
21 section 4 of this Act, shall take into consideration other
22 employee benefits which may be provided for an individual
23 including, but not limited to, housing.

24 A person whose salary is established pursuant to section 4
25 of this Act and who is a full-time permanent employee of the
26 state shall not receive any other remuneration from the state
27 or from any other source for the performance of that person's
28 duties unless the additional remuneration is first approved by
29 the governor or authorized by law. However, this provision
30 does not exclude the reimbursement for necessary travel and
31 expenses incurred in the performance of duties or fringe
32 benefits normally provided to employees of the state.

33 Sec. 4. STATE OFFICERS -- SALARY RATES AND RANGES. The
34 following annual salary ranges are effective for the positions
35 specified in this section for the fiscal year beginning July

1 1, 1997, and for subsequent fiscal years until otherwise
2 provided by the general assembly. The governor or other
3 person designated in section 3 of this Act shall determine the
4 salary to be paid to the person indicated at a rate within the
5 salary ranges indicated from funds appropriated by the general
6 assembly for that purpose.

7 1. The following are salary ranges 1 through 5 for the
8 fiscal year beginning July 1, 1997, effective with the pay
9 period beginning June 27, 1997:

10 SALARY RANGES	<u>Minimum</u>	<u>Maximum</u>
11 (1) Range 1	\$ 8,500	\$26,600
12 (2) Range 2	\$31,300	\$53,500
13 (3) Range 3	\$42,800	\$62,400
14 (4) Range 4	\$51,600	\$71,400
15 (5) Range 5	\$60,600	\$80,300

16 2. The following are range 1 positions: There are no
17 range 1 positions for the fiscal year beginning July 1, 1997.

18 3. The following are range 2 positions: administrator of
19 the arts division of the department of cultural affairs,
20 administrators of the division of persons with disabilities,
21 the division on the status of women, the division on the
22 status of African-Americans, the division for deaf services,
23 and the division of Latino affairs of the department of human
24 rights, administrator of the division of professional
25 licensing and regulation of the department of commerce, and
26 executive director of the commission of veterans affairs.

27 4. The following are range 3 positions: administrator of
28 the division of emergency management of the department of
29 public defense, administrator of the division of criminal and
30 juvenile justice planning of the department of human rights,
31 administrator of the division of community action agencies of
32 the department of human rights, and chairperson and members of
33 the employment appeal board of the department of inspections
34 and appeals.

35 5. The following are range 4 positions: superintendent of

1 banking, superintendent of credit unions, drug abuse
 2 prevention coordinator, administrator of the alcoholic
 3 beverages division of the department of commerce, state public
 4 defender, and chairperson and members of the board of parole.
 5 6. The following are range 5 positions: consumer
 6 advocate, labor commissioner, industrial commissioner,
 7 administrator of the historical division of the department of
 8 cultural affairs, administrator of the public broadcasting
 9 division of the department of education, and commandant of the
 10 veterans home.

11 7. The following are salary ranges 6 through 9 for the
 12 fiscal year beginning July 1, 1997, effective with the pay
 13 period beginning June 27, 1997:

14 SALARY RANGES	<u>Minimum</u>	<u>Maximum</u>
15 (1) Range 6	\$46,800	\$ 71,400
16 (2) Range 7	\$64,100	\$ 81,000
17 (3) Range 8	\$68,700	\$ 94,000
18 (4) Range 9	\$76,700	\$112,000

19 8. The following are range 6 positions: director of the
 20 department of human rights, director of the Iowa state civil
 21 rights commission, executive director of the college student
 22 aid commission, director of the department for the blind, and
 23 executive director of the ethics and campaign disclosure
 24 board.

25 9. The following are range 7 positions: director of the
 26 department of cultural affairs, executive director of the
 27 department of elder affairs, director of the department of
 28 commerce, director of the law enforcement academy, and
 29 director of the department of inspections and appeals.

30 10. The following are range 8 positions: the admin-
 31 istrator of the state racing and gaming commission of the
 32 department of inspections and appeals, director of the
 33 department of general services, director of the department of
 34 personnel, director of public health, commissioner of public
 35 safety, commissioner of insurance, executive director of the

1 Iowa finance authority, director of revenue and finance,
2 director of the department of natural resources, director of
3 the department of corrections, and chairperson of the
4 utilities board. The other members of the utilities board
5 shall receive an annual salary within a range of not less than
6 ninety percent but not more than ninety-five percent of the
7 annual salary of the chairperson of the utilities board.

8 11. The following are range 9 positions: director of the
9 department of education, director of human services, director
10 of the department of economic development, executive director
11 of the state board of regents, director of the state
12 department of transportation, director of the department of
13 workforce development, lottery commissioner, the state court
14 administrator, secretary of the state fair board, and the
15 director of the department of management.

16 Sec. 5. PUBLIC EMPLOYMENT RELATIONS BOARD.

17 1. The salary rates specified in this section are
18 effective for the fiscal year beginning July 1, 1997, with the
19 pay period beginning June 27, 1997, and for subsequent fiscal
20 years until otherwise provided by the general assembly. The
21 salaries provided for in this section shall be paid from funds
22 appropriated to the public employment relations board from the
23 salary adjustment fund, or if the appropriation is not
24 sufficient from funds appropriated to the public employment
25 relations board pursuant to any other Act of the general
26 assembly.

27 2. The following annual salary rates shall be paid to the
28 persons holding the positions indicated:

- 29 a. Chairperson of the public employment relations board:
- 30 \$ 62,900
- 31 b. Two members of the public employment relations board:
- 32 \$ 58,500

33 Sec. 6. COLLECTIVE BARGAINING AGREEMENTS FUNDED -- GENERAL
34 FUND. There is appropriated from the general fund of the
35 state to the salary adjustment fund for distribution by the

1 department of management to the various state departments,
2 boards, commissions, councils, and agencies, including the
3 state board of regents, for the fiscal year beginning July 1,
4 1997, and ending June 30, 1998, the amount of \$47,455,091, or
5 so much thereof as may be necessary, to fully fund the
6 following annual pay adjustments, expense reimbursements, and
7 related benefits:

8 1. The collective bargaining agreement negotiated pursuant
9 to chapter 20 for employees in the blue collar bargaining
10 unit.

11 2. The collective bargaining agreement negotiated pursuant
12 to chapter 20 for employees in the public safety bargaining
13 unit.

14 3. The collective bargaining agreement negotiated pursuant
15 to chapter 20 for employees in the security bargaining unit.

16 4. The collective bargaining agreement negotiated pursuant
17 to chapter 20 for employees in the technical bargaining unit.

18 5. The collective bargaining agreement negotiated pursuant
19 to chapter 20 for employees in the professional fiscal and
20 staff bargaining unit.

21 6. The collective bargaining agreement negotiated pursuant
22 to chapter 20 for employees in the university of northern Iowa
23 faculty bargaining unit.

24 7. The collective bargaining agreement negotiated pursuant
25 to chapter 20 for employees in the clerical bargaining unit.

26 8. The collective bargaining agreement negotiated pursuant
27 to chapter 20 for employees in the professional social
28 services bargaining unit.

29 9. The collective bargaining agreement negotiated pursuant
30 to chapter 20 for employees in the community-based corrections
31 bargaining unit.

32 10. The collective bargaining agreement negotiated
33 pursuant to chapter 20 for employees in the judicial branch of
34 government bargaining unit.

35 11. The collective bargaining agreement negotiated

1 pursuant to chapter 20 for employees in the patient care
2 bargaining unit.

3 12. The collective bargaining agreement negotiated
4 pursuant to chapter 20 for employees in the science bargaining
5 unit.

6 13. The collective bargaining agreement negotiated
7 pursuant to chapter 20 for employees in the state university
8 of Iowa graduate student bargaining unit.

9 14. The annual pay adjustments, related benefits, and
10 expense reimbursements referred to in sections 7 and 8 of this
11 Act for employees not covered by a collective bargaining
12 agreement.

13 Sec. 7. NONCONTRACT STATE EMPLOYEES -- GENERAL.

14 1. a. For the fiscal year beginning July 1, 1997, the
15 maximum salary levels of all pay plans provided for in section
16 19A.9, subsection 2, as they exist for the fiscal year ending
17 June 30, 1997, shall be increased by 3 percent for the pay
18 period beginning June 27, 1997.

19 b. In addition to the increases specified in this
20 subsection, for the fiscal year beginning July 1, 1997,
21 employees may receive a step increase or the equivalent of a
22 step increase.

23 2. The pay plans for state employees who are exempt from
24 chapter 19A and who are included in the department of revenue
25 and finance's centralized payroll system shall be increased in
26 the same manner as provided in subsection 1. . .

27 3. This section does not apply to members of the general
28 assembly, board members, commission members, salaries of
29 persons set by the general assembly pursuant to this Act, or
30 set by the governor, employees designated under section 19A.3,
31 subsection 5, and employees covered by 581 IAC 4.5(17).

32 4. The pay plans for the bargaining eligible employees of
33 the state shall be increased in the same manner as provided in
34 subsection 1. As used in this section, "bargaining eligible
35 employee" means an employee who is eligible to organize under

1 chapter 20, but has not done so.

2 5. The policies for implementation of this section shall
3 be approved by the governor.

4 Sec. 8. STATE EMPLOYEES -- STATE BOARD OF REGENTS. Funds
5 from the appropriation in section 6 of this Act shall be
6 allocated to the state board of regents for the purposes of
7 providing increases for state board of regents employees
8 covered by section 6 of this Act and for employees not covered
9 by a collective bargaining agreement as follows:

10 1. For regents merit system employees and merit
11 supervisory employees to fund for the fiscal year, increases
12 comparable to those provided for similar contract-covered
13 employees in this Act.

14 2. For faculty members and professional and scientific
15 employees to fund for the fiscal year, percentage increases
16 comparable to those provided for contract-covered employees in
17 section 6, subsection 6, of this Act.

18 Sec. 9. APPROPRIATIONS FROM ROAD FUNDS.

19 1. There is appropriated from the road use tax fund to the
20 salary adjustment fund for the fiscal year beginning July 1,
21 1997, and ending June 30, 1998, the following amount, or so
22 much thereof as may be necessary, to be used for the purpose
23 designated:

24 To supplement other funds appropriated by the general
25 assembly:
26 \$ 864,802

27 2. There is appropriated from the primary road fund to the
28 salary adjustment fund, for the fiscal year beginning July 1,
29 1997, and ending June 30, 1998, the following amount, or so
30 much thereof as may be necessary, to be used for the purpose
31 designated:

32 To supplement other funds appropriated by the general
33 assembly:
34 \$ 4,163,835

35 3. Except as otherwise provided in this Act, the amounts

1 appropriated in subsections 1 and 2 shall be used to fund the
2 annual pay adjustments, expense reimbursements, and related
3 benefits for public employees as provided in this Act.

4 Sec. 10. SPECIAL FUNDS -- AUTHORIZATION. To departmental
5 revolving, trust, or special funds, except for the primary
6 road fund or the road use tax fund, for which the general
7 assembly has established an operating budget, a supplemental
8 expenditure authorization is provided, unless otherwise
9 provided, in an amount necessary to fund salary adjustments as
10 otherwise provided in this Act.

11 Sec. 11. GENERAL FUND SALARY MONEYS. Funds appropriated
12 from the general fund of the state in this Act relate only to
13 salaries supported from general fund appropriations of the
14 state except for employees of the state board of regents. The
15 funds appropriated from the general fund of the state for
16 employees of the state board of regents shall exclude general
17 university indirect costs and general university federal
18 funds.

19 Sec. 12. FEDERAL FUNDS APPROPRIATED. All federal grants
20 to and the federal receipts of the agencies affected by this
21 Act which are received and may be expended for purposes of
22 this Act are appropriated for those purposes and as set forth
23 in the federal grants or receipts.

24 Sec. 13. USE OF SURPLUS HEALTH INSURANCE FUNDS. The
25 executive council shall expend moneys from surplus funds in
26 the health insurance reserve operating or terminal liability
27 account to decrease state employee health insurance premium
28 costs for the fiscal period beginning August 1997 and ending
29 August 1998. However, the amount of the surplus expended
30 shall not exceed \$4,000,000 for the fiscal period beginning
31 August 1997 and ending August 1998 and shall only be expended
32 to reduce the insurance premium costs that would otherwise be
33 paid for by moneys from the general fund of the state during
34 the fiscal period.

35 Sec. 14. STATE TROOPER MEAL ALLOWANCE. The sworn peace

1 officers in the department of public safety who are not
2 covered by a collective bargaining agreement negotiated
3 pursuant to chapter 20, excluding capitol police supervisors,
4 shall receive the same per diem meal allowance as the sworn
5 peace officers in the department of public safety who are
6 covered by a collective bargaining agreement negotiated
7 pursuant to chapter 20.

8 The department of management shall estimate the cost of
9 providing per diem meal allowances as provided in this section
10 and shall allocate the funding for the allowance from the
11 salary adjustment fund.

12 Sec. 15. SALARY MODEL ADMINISTRATOR/COORDINATOR. Of the
13 funds appropriated by section 6 of this Act, \$56,209 for the
14 fiscal year beginning July 1, 1997, is allocated to the
15 department of management for salary and support of the salary
16 model administrator/coordinator who shall work in conjunction
17 with the legislative fiscal bureau to maintain the state's
18 salary model used for analyzing, comparing, and projecting
19 state employee salary and benefit information, including
20 information relating to employees of the state board of
21 regents. The information shall be used in collective
22 bargaining processes under chapter 20 and in calculating the
23 funding needs contained within the annual salary adjustment
24 legislation. A state employee organization as defined in
25 section 20.3, subsection 4, may request information produced
26 by the model, but the information provided shall not contain
27 information attributable to individual employees.

28 Sec. 16. Section 2.10, Code 1997, is amended by adding the
29 following new subsection:

30 NEW SUBSECTION. 8. Commencing upon the convening of the
31 Seventy-eighth General Assembly in January 1999, the annual
32 salaries of members and officers of the general assembly, as
33 the annual salaries existed during the preceding calendar
34 year, shall be adjusted annually by an amount equal to the
35 average of the annual cost-of-living pay adjustments

1 negotiated for the members of the collective bargaining units
2 represented by the state police officers council labor union,
3 the American federation of state, county, and municipal
4 employees, and the Iowa united professionals for the fiscal
5 year beginning July 1, 1997. In subsequent years, during the
6 month of January, the annual salaries of members and officers
7 of the general assembly shall be adjusted by an amount equal
8 to the average of the cost-of-living annual pay adjustments
9 received by the members of those collective bargaining units
10 for the fiscal year beginning eighteen months previously.

11 Sec. 17. NEW SECTION. 7H.1 ANNUAL SALARIES OF ELECTED
12 STATE OFFICERS.

13 The annual salary of the governor, lieutenant governor,
14 attorney general, auditor of state, secretary of agriculture,
15 secretary of state, and treasurer of state shall be determined
16 as provided in this section. Commencing with the first pay
17 period which ends during the new fiscal year in July, the
18 annual salaries of the elected state officers enumerated in
19 this section as their annual salaries existed during the
20 preceding fiscal year shall be adjusted by an amount equal to
21 the average of the annual cost-of-living pay adjustments
22 negotiated for the members of the collective bargaining units
23 represented by the state police officers council labor union,
24 the American federation of state, county, and municipal
25 employees, and the Iowa united professionals for the same
26 fiscal year.

27 Sec. 18. Section 546.2, subsection 2, Code 1997, is
28 amended to read as follows:

29 2. The chief administrative officer of the department is
30 the director. The director shall be appointed annually by the
31 governor from among those individuals who serve as heads of
32 the divisions within the department. ~~The appointment shall~~
33 ~~rotate among the division heads such that the division head of~~
34 ~~any one division shall not be appointed to be the director for~~
35 ~~a second year until such time as each division head has served~~

1 ~~as the director.~~ A division head appointed to be the director
2 shall fulfill the responsibilities and duties of the director
3 in addition to the individual's responsibilities and duties as
4 the head of a division. ~~However, the administrator of the~~
5 ~~alcoholic beverages division shall serve as director until~~
6 ~~June 30, 1995~~ The director shall serve at the pleasure of the
7 governor.

8

EXPLANATION

9 This bill relates to and appropriates moneys for the fiscal
10 year beginning July 1, 1997, to fund salary adjustments for
11 state appointed nonelected officers, justices, judges,
12 magistrates, employees subject to collective bargaining
13 agreements, and noncontract employees.

14 For each fiscal year, the salary rates and ranges of state
15 nonelected officers, justices, and judges are increased by
16 approximately 3 percent. Other state employees, except the
17 officers and employees of the state board of regents, will
18 receive a 3 percent increase with the pay period beginning
19 June 27, 1997. These state employees may also receive step
20 increases.

21 The state board of regents officers and employees not under
22 collective bargaining receive similar pay increases to the
23 regents contract employees.

24 The bill funds the salary adjustments for each fiscal year.

25 The bill also directs the use of up to \$4,000,000 for the
26 insurance benefit year ending in 1998 of excess insurance
27 reserve funds to reduce state employee health insurance
28 premium costs.

29 The bill also modifies provisions concerning the
30 appointment of the director of the department of commerce.
31 The requirements in Code section 546.2 regarding annual
32 director appointments by the governor from a rotating list of
33 commerce department divisions are removed. The bill provides
34 that the director shall serve at the pleasure of the governor.

35 The bill provides annual cost-of-living pay adjustments to

1 legislators and elected state officers. The cost-of-living
2 pay adjustment equals the average of the cost-of-living
3 adjustment negotiated for collective bargaining units
4 represented by the state police officers council labor union,
5 the American federation of state, county, and municipal
6 employees, and the Iowa united professionals. The cost-of-
7 living adjustment for the governor, lieutenant governor,
8 attorney general, auditor of state, secretary of agriculture,
9 secretary of state, and treasurer of state begins in July
10 1997. The legislators' cost-of-living adjustment commences
11 January 1999 and reflects the cost-of-living adjustment paid
12 18 months earlier to the members of the collective bargaining
13 units.

14 The bill also provides a meal allowance to noncontract,
15 supervisory sworn state peace officers except capitol police
16 supervisors.

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SENATE FILE 551

AN ACT

RELATING TO THE COMPENSATION AND BENEFITS FOR PUBLIC OFFICIALS AND EMPLOYEES, PROVIDING FOR RELATED MATTERS, AND MAKING APPROPRIATIONS.

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

Section 1. STATE COURTS -- JUSTICES, JUDGES, AND MAGISTRATES.

1. The salary rates specified in subsection 2 are for the fiscal year beginning July 1, 1997, effective for the pay period beginning June 27, 1997, and for subsequent fiscal years until otherwise provided by the general assembly. The salaries provided for in this section shall be paid from funds appropriated to the judicial department from the salary adjustment fund or if the appropriation is not sufficient, from the funds appropriated to the judicial department pursuant to any Act of the general assembly.

2. The following annual salary rates shall be paid to the persons holding the judicial positions indicated during the fiscal year beginning July 1, 1997, effective with the pay period beginning June 27, 1997, and for subsequent pay periods.

a. Chief justice of the supreme court:

.....	\$	107,500
b. Each justice of the supreme court:		
.....	\$	103,600
c. Chief judge of the court of appeals:		
.....	\$	103,500
d. Each associate judge of the court of appeals:		
.....	\$	99,600
e. Each chief judge of a judicial district:		
.....	\$	98,700
f. Each district judge except the chief judge of a judicial district:		
.....	\$	94,800
g. Each district associate judge:		
.....	\$	82,500
h. Each judicial magistrate:		
.....	\$	21,600
i. Each senior judge:		
.....	\$	5,400

Sec. 2. SALARY RATE LIMITS. Persons receiving the salary rates established under section 1 of this Act shall not receive any additional salary adjustments provided by this Act.

Sec. 3. APPOINTED STATE OFFICERS. The governor shall establish a salary for appointed nonelected persons in the executive branch of state government holding a position enumerated in section 4 of this Act within the range provided, by considering, among other items, the experience of the individual in the position, changes in the duties of the position, the incumbent's performance of assigned duties, and subordinates' salaries. However, the attorney general shall establish the salary for the consumer advocate, the chief justice of the state supreme court shall establish the salary for the state court administrator, the ethics and campaign disclosure board shall establish the salary of the executive director, and the state fair board shall establish the salary of the secretary of the state fair board, each within the salary range provided in section 4 of this Act.

The governor, in establishing salaries as provided in section 4 of this Act, shall take into consideration other employee benefits which may be provided for an individual including, but not limited to, housing.

A person whose salary is established pursuant to section 4 of this Act and who is a full-time permanent employee of the state shall not receive any other remuneration from the state or from any other source for the performance of that person's duties unless the additional remuneration is first approved by the governor or authorized by law. However, this provision does not exclude the reimbursement for necessary travel and expenses incurred in the performance of duties or fringe benefits normally provided to employees of the state.

Sec. 4. STATE OFFICERS -- SALARY RATES AND RANGES. The following annual salary ranges are effective for the positions specified in this section for the fiscal year beginning July 1, 1997, and for subsequent fiscal years until otherwise provided by the general assembly. The governor or other person designated in section 3 of this Act shall determine the salary to be paid to the person indicated at a rate within the salary ranges indicated from funds appropriated by the general assembly for that purpose.

1. The following are salary ranges 1 through 5 for the fiscal year beginning July 1, 1997, effective with the pay period beginning June 27, 1997:

SALARY RANGES	Minimum	Maximum
(1) Range 1	\$ 8,500	\$26,600
(2) Range 2	\$31,300	\$53,500
(3) Range 3	\$42,800	\$62,400
(4) Range 4	\$51,600	\$71,400
(5) Range 5	\$60,600	\$80,300

2. The following are range 1 positions: There are no range 1 positions for the fiscal year beginning July 1, 1997.

3. The following are range 2 positions: administrator of the arts division of the department of cultural affairs, administrators of the division of persons with disabilities,

the division on the status of women, the division on the status of African-Americans, the division of deaf services, and the division of Latino affairs of the department of human rights, administrator of the division of professional licensing and regulation of the department of commerce, and executive director of the commission of veterans affairs.

4. The following are range 3 positions: administrator of the division of emergency management of the department of public defense, administrator of the division of criminal and juvenile justice planning of the department of human rights, administrator of the division of community action agencies of the department of human rights, and chairperson and members of the employment appeal board of the department of inspections and appeals.

5. The following are range 4 positions: superintendent of banking, superintendent of credit unions, drug abuse prevention coordinator, administrator of the alcoholic beverages division of the department of commerce, state public defender, and chairperson and members of the board of parole.

6. The following are range 5 positions: consumer advocate, labor commissioner, industrial commissioner, administrator of the historical division of the department of cultural affairs, administrator of the public broadcasting division of the department of education, and commandant of the veterans home.

7. The following are salary ranges 6 through 9 for the fiscal year beginning July 1, 1997, effective with the pay period beginning June 27, 1997:

SALARY RANGES	Minimum	Maximum
(1) Range 6	\$46,800	\$ 71,400
(2) Range 7	\$64,100	\$ 81,000
(3) Range 8	\$68,700	\$ 94,000
(4) Range 9	\$76,700	\$112,000

8. The following are range 6 positions: director of the department of human rights, director of the Iowa state civil rights commission, executive director of the college student

aid commission, director of the department for the blind, and executive director of the ethics and campaign disclosure board.

9. The following are range 7 positions: director of the department of cultural affairs, director of the department of elder affairs, director of the department of commerce, director of the law enforcement academy, and director of the department of inspections and appeals.

10. The following are range 8 positions: the administrator of the state racing and gaming commission of the department of inspections and appeals, director of the department of general services, director of the department of personnel, director of public health, commissioner of public safety, commissioner of insurance, executive director of the Iowa finance authority, director of revenue and finance, director of the department of natural resources, director of the department of corrections, and chairperson of the utilities board. The other members of the utilities board shall receive an annual salary within a range of not less than ninety percent but not more than ninety-five percent of the annual salary of the chairperson of the utilities board.

11. The following are range 9 positions: director of the department of education, director of human services, director of the department of economic development, executive director of the state board of regents, director of the state department of transportation, director of the department of workforce development, lottery commissioner, the state court administrator, secretary of the state fair board, and the director of the department of management.

Sec. 5. PUBLIC EMPLOYMENT RELATIONS BOARD.

1. The salary rates specified in this section are effective for the fiscal year beginning July 1, 1997, with the pay period beginning June 27, 1997, and for subsequent fiscal years until otherwise provided by the general assembly. The salaries provided for in this section shall be paid from funds appropriated to the public employment relations board from the

salary adjustment fund, or if the appropriation is not sufficient from funds appropriated to the public employment relations board pursuant to any other Act of the general assembly.

2. The following annual salary rates shall be paid to the persons holding the positions indicated:

- a. Chairperson of the public employment relations board: \$ 62,900
- b. Two members of the public employment relations board: \$ 58,500

Sec. 6. COLLECTIVE BARGAINING AGREEMENTS FUNDED -- GENERAL FUND. There is appropriated from the general fund of the state to the salary adjustment fund for distribution by the department of management to the various state departments, boards, commissions, councils, and agencies, including the state board of regents, for the fiscal year beginning July 1, 1997, and ending June 30, 1998, the amount of \$47,455,091, or so much thereof as may be necessary, to fully fund the following annual pay adjustments, expense reimbursements, and related benefits:

- 1. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the blue collar bargaining unit.
- 2. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the public safety bargaining unit.
- 3. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the security bargaining unit.
- 4. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the technical bargaining unit.
- 5. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the professional fiscal and staff bargaining unit.
- 6. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the university of northern Iowa faculty bargaining unit.

7. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the clerical bargaining unit.

8. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the professional social services bargaining unit.

9. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the community-based corrections bargaining unit.

10. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the judicial branch of government bargaining unit.

11. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the patient care bargaining unit.

12. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the science bargaining unit.

13. The collective bargaining agreement negotiated pursuant to chapter 20 for employees in the state university of Iowa graduate student bargaining unit.

14. The annual pay adjustments, related benefits, and expense reimbursements referred to in sections 7 and 8 of this Act for employees not covered by a collective bargaining agreement.

Sec. 7. NONCONTRACT STATE EMPLOYEES -- GENERAL.

1. a. For the fiscal year beginning July 1, 1997, the maximum salary levels of all pay plans provided for in section 19A.9, subsection 2, as they exist for the fiscal year ending June 30, 1997, shall be increased by 3 percent for the pay period beginning June 27, 1997.

b. In addition to the increases specified in this subsection, for the fiscal year beginning July 1, 1997, employees may receive a step increase or the equivalent of a step increase.

2. The pay plans for state employees who are exempt from chapter 19A and who are included in the department of revenue

and finance's centralized payroll system shall be increased in the same manner as provided in subsection 1.

3. This section does not apply to members of the general assembly, board members, commission members, salaries of persons set by the general assembly pursuant to this Act, or set by the governor, employees designated under section 19A.3, subsection 5, and employees covered by 581 IAC 4.5(17).

4. The pay plans for the bargaining eligible employees of the state shall be increased in the same manner as provided in subsection 1. As used in this section, "bargaining eligible employee" means an employee who is eligible to organize under chapter 20, but has not done so.

5. The policies for implementation of this section shall be approved by the governor.

Sec. 8. STATE EMPLOYEES -- STATE BOARD OF REGENTS. Funds from the appropriation in section 6 of this Act shall be allocated to the state board of regents for the purposes of providing increases for state board of regents employees covered by section 6 of this Act and for employees not covered by a collective bargaining agreement as follows:

1. For regents merit system employees and merit supervisory employees to fund for the fiscal year, increases comparable to those provided for similar contract-covered employees in this Act.

2. For faculty members and professional and scientific employees to fund for the fiscal year, percentage increases comparable to those provided for contract-covered employees in section 6, subsection 6, of this Act.

Sec. 9. APPROPRIATIONS FROM ROAD FUNDS.

1. There is appropriated from the road use tax fund to the salary adjustment fund for the fiscal year beginning July 1, 1997, and ending June 30, 1998, the following amount, or so much thereof as may be necessary, to be used for the purpose designated:

To supplement other funds appropriated by the general assembly:

..... \$ 864,802

2. There is appropriated from the primary road fund to the salary adjustment fund, for the fiscal year beginning July 1, 1997, and ending June 30, 1998, the following amount, or so much thereof as may be necessary, to be used for the purpose designated:

To supplement other funds appropriated by the general assembly:

..... \$ 4,163,835

3. Except as otherwise provided in this Act, the amounts appropriated in subsections 1 and 2 shall be used to fund the annual pay adjustments, expense reimbursements, and related benefits for public employees as provided in this Act.

Sec. 10. SPECIAL FUNDS -- AUTHORIZATION. To departmental revolving, trust, or special funds, except for the primary road fund or the road use tax fund, for which the general assembly has established an operating budget, a supplemental expenditure authorization is provided, unless otherwise provided, in an amount necessary to fund salary adjustments as otherwise provided in this Act.

Sec. 11. GENERAL FUND SALARY MONEYS. Funds appropriated from the general fund of the state in this Act relate only to salaries supported from general fund appropriations of the state except for employees of the state board of regents. The funds appropriated from the general fund of the state for employees of the state board of regents shall exclude general university indirect costs and general university federal funds.

Sec. 12. FEDERAL FUNDS APPROPRIATED. All federal grants to and the federal receipts of the agencies affected by this Act which are received and may be expended for purposes of this Act are appropriated for those purposes and as set forth in the federal grants or receipts.

Sec. 13. USE OF SURPLUS HEALTH INSURANCE FUNDS. The executive council shall expend moneys from surplus funds in the health insurance reserve operating or terminal liability

account to decrease state employee health insurance premium costs for the fiscal period beginning August 1997 and ending August 1998. However, the amount of the surplus expended shall not exceed \$4,000,000 for the fiscal period beginning August 1997 and ending August 1998 and shall only be expended to reduce the insurance premium costs that would otherwise be paid for by moneys from the general fund of the state during the fiscal period.

Sec. 14. STATE TROOPER MEAL ALLOWANCE. The sworn peace officers in the department of public safety who are not covered by a collective bargaining agreement negotiated pursuant to chapter 20, excluding capitol police supervisors, shall receive the same per diem meal allowance as the sworn peace officers in the department of public safety who are covered by a collective bargaining agreement negotiated pursuant to chapter 20.

The department of management shall estimate the cost of providing per diem meal allowances as provided in this section and shall allocate the funding for the allowance from the salary adjustment fund.

Sec. 15. SALARY MODEL ADMINISTRATOR/COORDINATOR. Of the funds appropriated by section 6 of this Act, \$56,209 for the fiscal year beginning July 1, 1997, is allocated to the department of management for salary and support of the salary model administrator/coordinator who shall work in conjunction with the legislative fiscal bureau to maintain the state's salary model used for analyzing, comparing, and projecting state employee salary and benefit information, including information relating to employees of the state board of regents. The information shall be used in collective bargaining processes under chapter 20 and in calculating the funding needs contained within the annual salary adjustment legislation. A state employee organization as defined in section 20.3, subsection 4, may request information produced by the model, but the information provided shall not contain information attributable to individual employees.

Sec. 16. Section 2.10, Code 1997, is amended by adding the following new subsection:

NEW SUBSECTION. 8. Commencing upon the convening of the Seventy-eighth General Assembly in January 1999, the annual salaries of members and officers of the general assembly, as the annual salaries existed during the preceding calendar year, shall be adjusted by an amount equal to the average of the annual cost-of-living pay adjustments negotiated for the members of the collective bargaining units represented by the state police officers council labor union, the American federation of state, county, and municipal employees, and the Iowa united professionals for the fiscal year beginning July 1, 1997. For the calendar year 2000, during the month of January, the annual salaries of members and officers of the general assembly shall be adjusted by an amount equal to the average of the annual cost-of-living pay adjustments received by the members of those collective bargaining units for the fiscal year beginning July 1, 1998. The annual salaries determined for the members and officers as provided in this section for the calendar year 2000 shall remain in effect for subsequent calendar years until otherwise provided by the general assembly.

Sec. 17. NEW SECTION. 7H.1 ANNUAL SALARIES OF ELECTED STATE OFFICERS.

For the fiscal years beginning July 1, 1997, and July 1, 1998, the annual salaries of the governor, lieutenant governor, attorney general, auditor of state, secretary of agriculture, secretary of state, and treasurer of state shall be determined as provided in this section. Commencing with the first pay period which ends during the new fiscal year in July, the annual salaries of the elected state officers enumerated in this section, as their annual salaries existed during the preceding fiscal year, shall be adjusted by an amount equal to the average of the annual cost-of-living pay adjustments negotiated for the members of the collective bargaining units represented by the state police officers

council labor union, the American federation of state, county, and municipal employees, and the Iowa united professionals for the same fiscal year. The annual salaries determined for the elected state officers as provided in this section for the fiscal year beginning July 1, 1998, shall remain in effect for subsequent fiscal years until otherwise provided by the general assembly.

MARY E. KRAMER
President of the Senate

RON J. CORBETT
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 551, Seventy-seventh General Assembly.

MARY PAT GUNDERSON
Secretary of the Senate

Approved May 9, 1997

TERRY E. BRANSTAD
Governor