

# Senate Study Bill 233

## Bill Text

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1 1 Section 1. AUDITOR OF STATE. There is appropriated from  
1 2 the general fund of the state to the office of the auditor of  
1 3 state for the fiscal year beginning July 1, 1997, and ending  
1 4 June 30, 1998, the following amount, or so much thereof as is  
1 5 necessary, to be used for the purposes designated:  
1 6 For salaries, support, maintenance, miscellaneous purposes,  
1 7 and for not more than the following full-time equivalent  
1 8 positions:  
1 9 ..... \$ 1,393,355  
1 10 ..... FTEs 112.50  
1 11 The auditor of state may retain additional full-time  
1 12 equivalent positions as is reasonable and necessary to perform  
1 13 governmental subdivision audits which are reimbursable  
1 14 pursuant to section 11.20 or 11.21, to perform audits which  
1 15 are requested by and reimbursable from the federal government,  
1 16 and to perform work requested by and reimbursable from  
1 17 departments or agencies pursuant to section 11.5A or 11.5B.  
1 18 The auditor of state shall notify the department of  
1 19 management, the legislative fiscal committee, and the  
1 20 legislative fiscal bureau of the additional full-time  
1 21 equivalent positions retained.  
1 22 Sec. 2. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There  
1 23 is appropriated from the general fund of the state to the Iowa  
1 24 ethics and campaign disclosure board for the fiscal year  
1 25 beginning July 1, 1997 and ending June 30, 1998, the following  
1 26 amount, or so much thereof as is necessary, for the purposes  
1 27 designated:  
1 28 For salaries, support, maintenance, miscellaneous purposes,  
1 29 and for not more than the following full-time equivalent  
1 30 positions:  
1 31 ..... \$ 429,137  
1 32 ..... FTEs 8.00  
1 33 Sec. 3. DEPARTMENT OF COMMERCE. There is appropriated  
1 34 from the general fund of the state to the department of  
1 35 commerce for the fiscal year beginning July 1, 1997, and  
2 1 ending June 30, 1998, the following amounts, or so much  
2 2 thereof as is necessary, for the purposes designated:  
2 3 1. ADMINISTRATIVE SERVICES DIVISION  
2 4 For salaries, support, maintenance, miscellaneous purposes,  
2 5 and for not more than the following full-time equivalent  
2 6 positions:  
2 7 ..... \$ 966,256  
2 8 ..... FTEs 18.50  
2 9 The division of administrative services shall assess each  
2 10 division within the department of commerce and the office of  
2 11 consumer advocate within the department of justice a pro rata  
2 12 share of the operating expenses of the division of  
2 13 administrative services. The pro rata share shall be  
2 14 determined pursuant to a cost allocation plan established by  
2 15 the division of administrative services and agreed to by the  
2 16 administrators of the divisions and the consumer advocate. To  
2 17 the extent practicable, the cost allocation plan shall be  
2 18 based on the proportion of the administrative expenses  
2 19 incurred on behalf of each division and the office of consumer  
2 20 advocate. Each division and the office of consumer advocate  
2 21 shall include in its charges assessed or revenues generated,

2 22 an amount sufficient to cover the amount stated in its  
 2 23 appropriation, any state assessed indirect costs determined by  
 2 24 the department of revenue and finance, and the cost of  
 2 25 services provided by the division of administrative services.  
 2 26 2. ALCOHOLIC BEVERAGES DIVISION  
 2 27 For salaries, support, maintenance, miscellaneous purposes,  
 2 28 and for not more than the following full-time equivalent  
 2 29 positions:  
 2 30 ..... \$ 1,510,485  
 2 31 ..... FTEs 25.00  
 2 32 The legislative fiscal bureau shall conduct a study to  
 2 33 privatize the wholesale of alcoholic liquors in this state.  
 2 34 The alcoholic beverages division of the department of commerce  
 2 35 and the department of revenue and finance, upon request, shall  
 3 1 assist the legislative fiscal bureau in developing a  
 3 2 privatization plan which would minimize the impact of the  
 3 3 private wholesale of alcoholic liquors in this state on the  
 3 4 state general fund. The legislative fiscal bureau shall  
 3 5 complete its study and submit its recommendations to the  
 3 6 chairpersons and ranking members of the joint appropriations  
 3 7 subcommittee on administration and regulation not later than  
 3 8 November 1, 1997.  
 3 9 3. BANKING DIVISION  
 3 10 For salaries, support, maintenance, miscellaneous purposes,  
 3 11 and for not more than the following full-time equivalent  
 3 12 positions:  
 3 13 ..... \$ 5,466,364  
 3 14 ..... FTEs 81.00  
 3 15 4. CREDIT UNION DIVISION  
 3 16 For salaries, support, maintenance, miscellaneous purposes,  
 3 17 and for not more than the following full-time equivalent  
 3 18 positions:  
 3 19 ..... \$ 1,066,000  
 3 20 ..... FTEs 19.00  
 3 21 5. INSURANCE DIVISION  
 3 22 For salaries, support, maintenance, miscellaneous purposes,  
 3 23 and for not more than the following full-time equivalent  
 3 24 positions:  
 3 25 ..... \$ 3,079,517  
 3 26 ..... FTEs 91.00  
 3 27 Of the amounts appropriated in this subsection to the  
 3 28 insurance division, not more than \$100,000 shall be used for  
 3 29 the regulation of health insurance reform.  
 3 30 Of the amounts appropriated in this subsection to the  
 3 31 insurance division, at least \$120,000 shall be used for the  
 3 32 investigation of insurance fraud. It is the intent of the  
 3 33 general assembly that the insurance division shall establish  
 3 34 an insurance fraud program considering, but is not limited to  
 3 35 the following guidelines: study successful insurance fraud  
 4 1 programs in other states, hire necessary staff, promulgate  
 4 2 necessary rules, review the fraud unit of the Iowa department  
 4 3 of workforce development, educate the regulated community and  
 4 4 the general public on the functions of the fraud program, work  
 4 5 with consultants as needed to establish the insurance fraud  
 4 6 program, and establish a procedure for handling complaints.  
 4 7 The insurance division may reallocate authorized full-time  
 4 8 equivalent positions as necessary to respond to accreditation  
 4 9 recommendations or requirements. The insurance division  
 4 10 expenditures for examination purposes may exceed the projected  
 4 11 receipts, refunds and reimbursements, estimated pursuant to  
 4 12 section 505.7, subsection 7, including the expenditures for  
 4 13 retention of additional personnel, if the expenditures are  
 4 14 fully reimbursable and the division first does both of the  
 4 15 following:  
 4 16 a. Notifies the department of management, legislative  
 4 17 fiscal bureau, and the legislative fiscal committee of the  
 4 18 need for the expenditures.

4 19 b. Files with each of the entities named in paragraph "a"  
4 20 the legislative and regulatory justification for the  
4 21 expenditures, along with an estimate of the expenditures.

4 22 6. PROFESSIONAL LICENSING AND REGULATION DIVISION

4 23 For salaries, support, maintenance, miscellaneous purposes,  
4 24 and for not more than the following full-time equivalent  
4 25 positions:

4 26 .....	\$	849,044
4 27 .....	FTEs	12.00

4 28 7. UTILITIES DIVISION

4 29 For salaries, support, maintenance, miscellaneous purposes,  
4 30 and for not more than the following full-time equivalent  
4 31 positions:

4 32 .....	\$	5,158,187
4 33 .....	FTEs	75.00

4 34 The utilities division may expend additional funds,  
4 35 including funds for additional personnel, if those additional  
5 1 expenditures are actual expenses which exceed the funds  
5 2 budgeted for utility regulation. Before the division expends  
5 3 or encumbers an amount in excess of the funds budgeted for  
5 4 regulation, the director of the department of management shall  
5 5 approve the expenditure or encumbrance. Before approval is  
5 6 given, the director of the department of management shall  
5 7 determine that the regulation expenses exceed the funds  
5 8 budgeted by the general assembly to the division and that the  
5 9 division does not have other funds from which regulation  
5 10 expenses can be paid. Upon approval of the director of the  
5 11 department of management the division may expend and encumber  
5 12 funds for excess regulation expenses. The amounts necessary  
5 13 to fund the excess regulation expenses shall be collected from  
5 14 those utility companies being regulated which caused the  
5 15 excess expenditures, and the collections shall be treated as  
5 16 repayment receipts as defined in section 8.2.

5 17 Sec. 4. COMMUNICATIONS SERVICES REGULATION. There is  
5 18 appropriated from the general fund of the state to the  
5 19 department of commerce for the fiscal year beginning July 1,  
5 20 1997, and ending June 30, 1998, the following amount, or so  
5 21 much thereof as is necessary, to be used for the purpose  
5 22 designated:

5 23 For consulting services to assist the utilities board with  
5 24 the implementation of 1995 Iowa Acts, chapter 199, to assist  
5 25 in the regulatory transition of the communications industry,  
5 26 and for implementation of the federal Telecommunications Act  
5 27 of 1996, Pub. L. No. 104-104:

5 28 .....	\$	100,000
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5 29 The utilities division shall recover the moneys  
5 30 appropriated in this section pursuant to the assessment  
5 31 procedures in section 476.10.

5 32 Sec. 5. LEGISLATIVE AGENCIES. There is appropriated from  
5 33 the general fund of the state to the following named agencies  
5 34 for the fiscal year beginning July 1, 1997, and ending June  
5 35 30, 1998, the following amounts, or so much thereof as is  
6 1 necessary, to be used for the purposes designated:

6 2 1. COMMISSION ON UNIFORM STATE LAWS

6 3 For support of the commission and expenses of the members:

6 4 .....	\$	23,350
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6 5 2. NATIONAL CONFERENCE OF STATE LEGISLATURES

6 6 For support of the membership assessment:

6 7 .....	\$	94,922
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6 8 3. AMERICAN LEGISLATIVE EXCHANGE COUNCIL

6 9 For support of the membership assessment:

6 10 .....	\$	7,500
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6 11 Sec. 6. DEPARTMENT OF GENERAL SERVICES. There is  
6 12 appropriated from the general fund of the state to the  
6 13 department of general services for the fiscal year beginning  
6 14 July 1, 1997, and ending June 30, 1998, the following amounts,  
6 15 or so much thereof as is necessary, to be used for the

6 16 purposes designated:

6 17 1. ADMINISTRATION

6 18 For salaries, support, maintenance, miscellaneous purposes,  
6 19 and for not more than the following full-time equivalent  
6 20 positions:

6 21 ..... \$ 1,926,518  
6 22 ..... FTES 52.60

6 23 2. PROPERTY MANAGEMENT

6 24 For salaries, support, maintenance, miscellaneous purposes,  
6 25 and for not more than the following full-time equivalent  
6 26 positions:

6 27 ..... \$ 4,186,909  
6 28 ..... FTES 115.00

6 29 It is the intent of the general assembly that the  
6 30 department of general services shall develop a  
6 31 strategic plan to secure outside leasing in the most  
6 32 economical and efficient manner. The department of  
6 33 general services shall bill the costs of providing the  
6 34 leasing service to the state agencies which use the  
6 35 service.

7 1 3. CAPITOL PLANNING COMMISSION

7 2 For expenses of the members in carrying out their duties  
7 3 under chapter 18A:

7 4 ..... \$ 2,000

7 5 4. RENTAL SPACE

7 6 For payment of lease or rental costs of buildings and  
7 7 office space at the seat of government as provided in section  
7 8 18.12, subsection 9, notwithstanding section 18.16:

7 9 ..... \$ 656,104

7 10 5. UTILITY COSTS

7 11 For payment of utility costs and for not more than the  
7 12 following full-time equivalent positions:

7 13 ..... \$ 2,148,942

7 14 The department of general services may use funds  
7 15 appropriated in this subsection for utility costs to fund  
7 16 energy conservation projects in the state capitol complex. In  
7 17 addition, notwithstanding sections 8.33 and 18.12, subsection  
7 18 11, any excess funds appropriated for utility costs in this  
7 19 subsection shall not revert to the general fund of the state  
7 20 on June 30, 1998, and these funds shall be used for  
7 21 implementation of energy conservation projects.

7 22 6. TERRACE HILL OPERATIONS

7 23 For salaries, support, maintenance, and miscellaneous  
7 24 purposes necessary for the operation of Terrace Hill and for  
7 25 not more than the following full-time equivalent positions:

7 26 ..... \$ 199,512  
7 27 ..... FTES 4.00

7 28 Sec. 7. REVOLVING FUNDS. There is appropriated from the  
7 29 designated revolving funds to the department of general  
7 30 services for the fiscal year beginning July 1, 1997, and  
7 31 ending June 30, 1998, the following amounts, or so much  
7 32 thereof as is necessary, to be used for the purposes  
7 33 designated:

7 34 1. CENTRALIZED PRINTING

7 35 From the centralized printing permanent revolving fund  
8 1 established by section 18.57 for salaries, support,  
8 2 maintenance, miscellaneous purposes, and for not more than the  
8 3 following full-time equivalent positions:

8 4 ..... \$ 1,003,152  
8 5 ..... FTES 27.05

8 6 2. CENTRALIZED PRINTING - REMAINDER

8 7 The remainder of the centralized printing permanent  
8 8 revolving fund is appropriated for the expense incurred in  
8 9 supplying paper stock, offset printing, copy preparation,  
8 10 binding, distribution costs, original payment of printing and  
8 11 binding claims and contingencies arising during the fiscal  
8 12 year beginning July 1, 1997, and ending June 30, 1998, which

8 13 are legally payable from this fund.

8 14 3. CENTRALIZED PURCHASING

8 15 From the centralized purchasing permanent revolving fund  
8 16 established by section 18.9 for salaries, support,  
8 17 maintenance, miscellaneous purposes, and for not more than the  
8 18 following full-time equivalent positions:

8 19 .....	\$	888,535
8 20 .....	FTEs	18.20

8 21 4. CENTRALIZED PURCHASING - REMAINDER

8 22 The remainder of the centralized purchasing permanent  
8 23 revolving fund is appropriated for the payment of expenses  
8 24 incurred through purchases by various state departments and  
8 25 for contingencies arising during the fiscal year beginning  
8 26 July 1, 1997, and ending June 30, 1998, which are legally  
8 27 payable from this fund.

8 28 5. VEHICLE DISPATCHER

8 29 From the vehicle dispatcher revolving fund established by  
8 30 section 18.119 for salaries, support, maintenance,  
8 31 miscellaneous purposes, and for not more than the following  
8 32 full-time equivalent positions:

8 33 .....	\$	695,808
8 34 .....	FTEs	15.85

8 35 6. VEHICLE DISPATCHER - REMAINDER

9 1 The remainder of the vehicle dispatcher revolving fund is  
9 2 appropriated for the purchase of gasoline, gasohol, oil,  
9 3 tires, repairs, and all other maintenance expenses incurred in  
9 4 the operation of state-owned motor vehicles and for  
9 5 contingencies arising during the fiscal year beginning July 1,  
9 6 1997, and ending June 30, 1998, which are legally payable from  
9 7 this fund.

9 8 It is the intent of the general assembly that any  
9 9 consolidation of the information technology services of this  
9 10 state, including year 2000 corrections, will use a cooperative  
9 11 enterprise model in which the legislative, judicial, and  
9 12 executive branches of state government have input along with  
9 13 all other public entities. The budgetary responsibilities of  
9 14 the general assembly mandate legislative oversight of  
9 15 information technology services consolidation to ensure  
9 16 responsible allocation of the human and fiscal resources of  
9 17 this state.

9 18 Sec. 8. GOVERNOR AND LIEUTENANT GOVERNOR. There is  
9 19 appropriated from the general fund of the state to the offices  
9 20 of the governor and the lieutenant governor for the fiscal  
9 21 year beginning July 1, 1997, and ending June 30, 1998, the  
9 22 following amounts, or so much thereof as is necessary, to be  
9 23 used for the purposes designated:

9 24 1. GENERAL OFFICE

9 25 For salaries, support, maintenance, and miscellaneous  
9 26 purposes for the general office of the governor and the  
9 27 general office of the lieutenant governor, and for not more  
9 28 than the following full-time equivalent positions:

9 29 .....	\$	1,220,799
9 30 .....	FTEs	17.25

9 31 2. TERRACE HILL QUARTERS

9 32 For salaries, support, maintenance, and miscellaneous  
9 33 purposes for the governor's quarters at Terrace Hill, and for  
9 34 not more than the following full-time equivalent positions:

9 35 .....	\$	71,829
10 1 .....	FTEs	2.00

10 2 3. ADMINISTRATIVE RULES COORDINATOR

10 3 For salaries, support, maintenance, and miscellaneous  
10 4 purposes for the office of administrative rules coordinator,  
10 5 and for not more than the following full-time equivalent  
10 6 positions:

10 7 .....	\$	122,910
10 8 .....	FTEs	3.00

10 9 4. NATIONAL GOVERNORS ASSOCIATION

10 10 For payment of Iowa's membership in the national governors  
10 11 association:  
10 12 ..... \$ 64,872  
10 13 Sec. 9. DEPARTMENT OF INSPECTIONS AND APPEALS. There is  
10 14 appropriated from the general fund of the state to the  
10 15 department of inspections and appeals for the fiscal year  
10 16 beginning July 1, 1997, and ending June 30, 1998, the  
10 17 following amounts, or so much thereof as is necessary, for the  
10 18 purposes designated:  
10 19 1. FINANCE AND SERVICES DIVISION  
10 20 For salaries, support, maintenance, miscellaneous purposes,  
10 21 and for not more than the following full-time equivalent  
10 22 positions:  
10 23 ..... \$ 517,990  
10 24 ..... FTEs 20.20  
10 25 2. AUDITS DIVISION  
10 26 For salaries, support, maintenance, miscellaneous purposes,  
10 27 and for not more than the following full-time equivalent  
10 28 positions:  
10 29 ..... \$ 452,111  
10 30 ..... FTEs 11.00  
10 31 3. APPEALS AND FAIR HEARINGS DIVISION  
10 32 For salaries, support, maintenance, miscellaneous purposes,  
10 33 and for not more than the following full-time equivalent  
10 34 positions:  
10 35 ..... \$ 244,614  
11 1 ..... FTEs 25.50  
11 2 4. INVESTIGATIONS DIVISION  
11 3 For salaries, support, maintenance, miscellaneous purposes,  
11 4 and for not more than the following full-time equivalent  
11 5 positions:  
11 6 ..... \$ 898,408  
11 7 ..... FTEs 37.00  
11 8 It is the intent of the general assembly that \$120,000 and  
11 9 3.00 FTEs included in this subsection shall be used for  
11 10 additional welfare investigations.  
11 11 5. HEALTH FACILITIES DIVISION  
11 12 For salaries, support, maintenance, miscellaneous purposes,  
11 13 and for not more than the following full-time equivalent  
11 14 positions:  
11 15 ..... \$ 2,001,795  
11 16 ..... FTEs 99.00  
11 17 It is the intent of the general assembly that  
11 18 \$181,344 and 2.00 FTEs included in this subsection  
11 19 shall be used for additional inspections of state-  
11 20 licensed residential care facilities only.  
11 21 6. INSPECTIONS DIVISION  
11 22 For salaries, support, maintenance, miscellaneous purposes,  
11 23 and for not more than the following full-time equivalent  
11 24 positions:  
11 25 ..... \$ 622,783  
11 26 ..... FTEs 13.00  
11 27 7. EMPLOYMENT APPEAL BOARD  
11 28 For salaries, support, maintenance, miscellaneous purposes,  
11 29 and for not more than the following full-time equivalent  
11 30 positions:  
11 31 ..... \$ 33,683  
11 32 ..... FTEs 15.00  
11 33 The employment appeal board shall be reimbursed by the  
11 34 labor services division of the department of employment  
11 35 services for all costs associated with hearings conducted  
12 1 under chapter 91C, related to contractor registration. The  
12 2 board may expend, in addition to the amount appropriated under  
12 3 this subsection, additional amounts as are directly billable  
12 4 to the labor services division under this subsection and to  
12 5 retain the additional full-time equivalent positions as needed  
12 6 to conduct hearings required pursuant to chapter 91C. An

12 7 administrative fine for a violation of a contractor  
12 8 registration requirement under chapter 91C shall be imposed  
12 9 only on habitual offenders, unless there are extenuating  
12 10 circumstances.

12 11 8. STATE FOSTER CARE REVIEW BOARD

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

12 15 ..... \$ 554,407  
12 16 ..... FTEs 13.00

12 17 The department of human services, in coordination with the  
12 18 state foster care review board and the department of  
12 19 inspections and appeals, shall submit an application for  
12 20 funding available pursuant to Title IV-E of the federal Social  
12 21 Security Act for claims for state foster care review board  
12 22 administrative review costs.

12 23 Sec. 10. RACETRACK REGULATION. There is appropriated from  
12 24 the general fund of the state to the racing and gaming  
12 25 commission of the department of inspections and appeals for  
12 26 the fiscal year beginning July 1, 1997, and ending June 30,  
12 27 1998, the following amount, or so much thereof as is  
12 28 necessary, to be used for the purposes designated:

12 29 For salaries, support, maintenance, miscellaneous purposes,  
12 30 for the regulation of pari-mutuel racetracks, and for not more  
12 31 than the following full-time equivalent positions:

12 32 ..... \$ 1,975,201  
12 33 ..... FTEs 23.51

12 34 Sec. 11. EXCURSION BOAT REGULATION. There is appropriated  
12 35 from the general fund of the state to the racing and gaming  
13 1 commission of the department of inspections and appeals for  
13 2 the fiscal year beginning July 1, 1997, and ending June 30,  
13 3 1998, the following amount, or so much thereof as is  
13 4 necessary, to be used for the purposes designated:

13 5 For salaries, support, maintenance, and miscellaneous  
13 6 purposes for administration and enforcement of the excursion  
13 7 boat gambling laws, and for not more than the following full-  
13 8 time equivalent positions:

13 9 ..... \$ 1,223,100  
13 10 ..... FTEs 25.29

13 11 It is the intent of the general assembly that the racing  
13 12 and gaming commission shall only employ additional full-time  
13 13 equivalent positions for riverboat gambling enforcement as  
13 14 authorized by the department of management as needed for  
13 15 enforcement on new riverboats. If more than nine riverboats  
13 16 are operating during the fiscal year beginning July 1, 1997,  
13 17 and ending June 30, 1998, the commission may expend no more  
13 18 than \$84,917 for no more than 2 FTEs for each additional  
13 19 riverboat in excess of nine. The additional expense  
13 20 associated with the positions shall be paid from fees assessed  
13 21 by the commission as provided in chapter 99F.

13 22 Notwithstanding section 8.39, funds shall not be  
13 23 transferred to the department of inspections and appeals which  
13 24 would be used for monitoring Indian gaming.

13 25 Sec. 12. USE TAX APPROPRIATION. There is appropriated  
13 26 from the use tax receipts collected pursuant to sections 423.7  
13 27 and 423.7A prior to their deposit in the road use tax fund  
13 28 pursuant to section 423.24, subsection 1, to the appeals and  
13 29 fair hearings division of the department of inspections and  
13 30 appeals for the fiscal year beginning July 1, 1997, and ending  
13 31 June 30, 1998, the following amount, or so much thereof as is  
13 32 necessary, for the purposes designated:

13 33 For salaries, support, maintenance, and miscellaneous  
13 34 purposes:

13 35 ..... \$ 1,052,109

14 1 Sec. 13. DEPARTMENT OF MANAGEMENT. There is appropriated  
14 2 from the general fund of the state to the department of  
14 3 management for the fiscal year beginning July 1, 1997, and

14 4 ending June 30, 1998, the following amounts, or so much  
14 5 thereof as is necessary, to be used for the purposes  
14 6 designated:

14 7 1. GENERAL OFFICE  
14 8 For salaries, support, maintenance, miscellaneous purposes,  
14 9 and for not more than the following full-time equivalent  
14 10 positions:  
14 11 ..... \$ 1,893,317  
14 12 ..... FTEs 28.00

14 13 2. LAW ENFORCEMENT TRAINING REIMBURSEMENTS  
14 14 For reimbursement to local law enforcement agencies for the  
14 15 training of officers who resign pursuant to section 384.15,  
14 16 subsection 7:  
14 17 ..... \$ 47,500  
14 18 It is the intent of the general assembly that \$23,750 be  
14 19 appropriated for law enforcement training reimbursements  
14 20 pursuant to section 384.15, subsection 7, for the fiscal year  
14 21 beginning July 1, 1998, and ending June 30, 1999, and  
14 22 thereafter, no moneys be appropriated for that purpose.

14 23 3. COUNCIL OF STATE GOVERNMENTS  
14 24 For support of the membership assessment:  
14 25 ..... \$ 80,031

14 26 4. COUNCIL ON HUMAN INVESTMENT  
14 27 For salaries, support, maintenance, miscellaneous purposes,  
14 28 and for not more than the following full-time equivalent  
14 29 positions:  
14 30 ..... \$ 187,856  
14 31 ..... FTEs 2.00

14 32 The council on human investment shall notify the co-  
14 33 chairpersons and ranking members of the joint appropriations  
14 34 subcommittee on administration and regulation of the budget  
14 35 for results performance measures established for state  
15 1 agencies receiving appropriations under this Act before the  
15 2 measures are finally adopted.

15 3 Sec. 14. ROAD USE TAX APPROPRIATION. There is  
15 4 appropriated from the road use tax fund to the department of  
15 5 management for the fiscal year beginning July 1, 1997, and  
15 6 ending June 30, 1998, the following amount, or so much thereof  
15 7 as is necessary, to be used for the purposes designated:  
15 8 For salaries, support, maintenance, and miscellaneous  
15 9 purposes:  
15 10 ..... \$ 56,000

15 11 Sec. 15. DEPARTMENT OF PERSONNEL. There is appropriated  
15 12 from the general fund of the state to the department of  
15 13 personnel for the fiscal year beginning July 1, 1997, and  
15 14 ending June 30, 1998, the following amounts, or so much  
15 15 thereof as is necessary, to be used for the purposes  
15 16 designated including the filing of quarterly reports as  
15 17 required in this section:

15 18 1. OPERATIONS  
15 19 For salaries, support, maintenance, and miscellaneous  
15 20 purposes for the director's staff, information services, data  
15 21 processing, and financial services, and for not more than the  
15 22 following full-time equivalent positions:  
15 23 ..... \$ 1,247,218  
15 24 ..... FTEs 18.42

15 25 2. PROGRAM DELIVERY SERVICES  
15 26 For salaries for personnel services, employment law and  
15 27 labor relations and training for not more than the following  
15 28 full-time equivalent positions:  
15 29 ..... \$ 1,330,232  
15 30 ..... FTEs 32.55

15 31 3. PROGRAM ADMINISTRATION AND DEVELOPMENT  
15 32 For salaries for employment, compensation, and benefits and  
15 33 workers' compensation and for not more than the following  
15 34 full-time equivalent positions:  
15 35 ..... \$ 1,524,422

16 1 ..... FTES 33.80

16 2 Any funds received by the department for workers'

16 3 compensation purposes other than the funds appropriated in

16 4 subsection 3 shall be used only for the payment of workers'

16 5 compensation claims.

16 6 The funds for support, maintenance, and miscellaneous

16 7 purposes for personnel assigned to program delivery services

16 8 under subsection 2 and program administration and development

16 9 under subsection 3 are payable from the appropriation made in

16 10 subsection 1.

16 11 The department of personnel shall report annually to the

16 12 chairpersons and ranking members of the joint appropriations

16 13 subcommittee on administration and regulation concerning the

16 14 number of private consultant contracts of one year or more

16 15 which are entered into or extended each year by the

16 16 departments and agencies of the state. All departments and

16 17 agencies of the state shall cooperate with the department in

16 18 the preparation of this report.

16 19 Sec. 16. INSURANCE REFORM SPECIALIST. The executive

16 20 council shall expend moneys from the surplus funds in the

16 21 health insurance reserve operating account for salary and

16 22 benefit costs for one insurance reform specialist. The

16 23 activities of this position shall be directed by the director

16 24 of the department of personnel. The position shall be funded

16 25 from surplus funds specified in the section for the fiscal

16 26 year beginning July 1, 1997, and ending June 30, 1998, as

16 27 follows:

16 28 ..... \$ 86,722

16 29 Sec. 17. IPERS. There is appropriated from the Iowa

16 30 public employees' retirement system fund to the department of

16 31 personnel for the fiscal year beginning July 1, 1997, and

16 32 ending June 30, 1998, the following amount, or so much thereof

16 33 as is necessary, to be used for the purposes designated:

16 34 1. For salaries, support, maintenance, and other

16 35 operational purposes to pay the costs of the Iowa public

17 1 employees' retirement system:

17 2 ..... \$ 4,611,296

17 3 2. It is the intent of the general assembly that the Iowa

17 4 public employees' retirement system employ sufficient staff

17 5 within the appropriation provided in this section to meet the

17 6 developing requirements of the investment program.

17 7 Sec. 18. PRIMARY ROAD FUND APPROPRIATION. There is

17 8 appropriated from the primary road fund to the department of

17 9 personnel for the fiscal year beginning July 1, 1997, and

17 10 ending June 30, 1998, the following amount, or so much thereof

17 11 as is necessary, to be used for the purposes designated:

17 12 For salaries, support, maintenance, and miscellaneous

17 13 purposes to provide personnel services for the state

17 14 department of transportation:

17 15 ..... \$ 359,741

17 16 Sec. 19. ROAD USE TAX FUND APPROPRIATION. There is

17 17 appropriated from the road use tax fund to the department of

17 18 personnel for the fiscal year beginning July 1, 1997, and

17 19 ending June 30, 1998, the following amount, or so much thereof

17 20 as is necessary, to be used for the purposes designated:

17 21 For salaries, support, maintenance, and miscellaneous

17 22 purposes to provide personnel services for the state

17 23 department of transportation:

17 24 ..... \$ 58,563

17 25 Sec. 20. STATE WORKERS' COMPENSATION CLAIMS. There is

17 26 appropriated from the general fund of the state to the

17 27 department of personnel for the fiscal year beginning July 1,

17 28 1997, and ending June 30, 1998, the following amount, or so

17 29 much thereof as is necessary, to be used for the purpose

17 30 designated:

17 31 For distribution, subject to approval of the department of

17 32 management, to various state departments to fund the premiums

17 33 for paying workers' compensation claims which are assessed to  
17 34 and collected from the state department by the department of  
17 35 personnel based upon a rating formula established by the  
18 1 department of personnel:  
18 2 ..... \$ 5,884,740  
18 3 The premiums collected by the department of personnel shall  
18 4 be segregated into a separate workers' compensation fund in  
18 5 the state treasury to be used for payment of state employees'  
18 6 workers' compensation claims. Notwithstanding section 8.33,  
18 7 unencumbered or unobligated moneys remaining in this workers'  
18 8 compensation fund at the end of the fiscal year shall not  
18 9 revert but shall be available for expenditure for purposes of  
18 10 the fund for subsequent fiscal years.

18 11 Sec. 21. DEPARTMENT OF REVENUE AND FINANCE. There is  
18 12 appropriated from the general fund of the state to the  
18 13 department of revenue and finance for the fiscal year  
18 14 beginning July 1, 1997, and ending June 30, 1998, the  
18 15 following amounts, or so much thereof as is necessary, to be  
18 16 used for the purposes designated, and for not more than the  
18 17 following full-time equivalent positions used for the purposes  
18 18 designated in subsections 1 through 3:

18 19 .....	FTEs	539.00
18 20 1. COMPLIANCE		
18 21 For salaries, support, maintenance, and miscellaneous		
18 22 purposes:		
18 23 .....	\$	10,302,325
18 24 2. STATE FINANCIAL MANAGEMENT		
18 25 For salaries, support, maintenance, and miscellaneous		
18 26 purposes:		
18 27 .....	\$	10,613,764
18 28 3. INTERNAL RESOURCES MANAGEMENT		
18 29 For salaries, support, maintenance, and miscellaneous		
18 30 purposes:		
18 31 .....	\$	6,072,663
18 32 4. COLLECTION COSTS AND FEES		
18 33 For payment of collection costs and fees pursuant to		
18 34 section 422.26:		
18 35 .....	\$	45,000

19 1 5. a. The director of revenue and finance shall report  
19 2 annually to the chairpersons and ranking members of the joint  
19 3 appropriations subcommittee on administration and regulation  
19 4 and the legislative fiscal bureau on the implementation and  
19 5 financial status of the integrated revenue information system.  
19 6 The report shall include any changes from the scheduled  
19 7 progress including expenditures or estimated revenue.

19 8 b. The director of revenue and finance shall prepare and  
19 9 issue a state appraisal manual and the revisions to the state  
19 10 appraisal manual as provided in section 421.17, subsection 18,  
19 11 without cost to a city or county.

19 12 Sec. 22. LOTTERY. There is appropriated from the lottery  
19 13 fund to the department of revenue and finance for the fiscal  
19 14 year beginning July 1, 1997, and ending June 30, 1998, the  
19 15 following amount, or so much thereof as is necessary, to be  
19 16 used for the purposes designated:

19 17 For salaries, support, maintenance, miscellaneous purposes		
19 18 for the administration and operation of lottery games, and for		
19 19 not more than the following full-time equivalent positions:		
19 20 .....	\$	7,699,135
19 21 .....	FTEs	120.00

19 22 Sec. 23. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is  
19 23 appropriated from the motor vehicle fuel tax fund created by  
19 24 section 452A.77 to the department of revenue and finance for  
19 25 the fiscal year beginning July 1, 1997, and ending June 30,  
19 26 1998, the following amount, or so much thereof as is  
19 27 necessary, to be used for the purposes designated:  
19 28 For salaries, support, maintenance, and miscellaneous  
19 29 purposes for administration and enforcement of the provisions

19 30 of chapter 452A and the motor vehicle use tax program:  
19 31 ..... \$ 998,276  
19 32 Sec. 24. SECRETARY OF STATE. There is appropriated from  
19 33 the general fund of the state to the office of the secretary  
19 34 of state for the fiscal year beginning July 1, 1997, and  
19 35 ending June 30, 1998, the following amounts, or so much  
20 1 thereof as is necessary, to be used for the purposes  
20 2 designated:  
20 3 1. ADMINISTRATION AND ELECTIONS  
20 4 For salaries, support, maintenance, miscellaneous purposes,  
20 5 and for not more than the following full-time equivalent  
20 6 positions:  
20 7 ..... \$ 656,440  
20 8 ..... FTEs 10.00  
20 9 It is the intent of the general assembly that the  
20 10 state department or state agency which provides data  
20 11 processing services to support voter registration file  
20 12 maintenance and storage shall provide those services  
20 13 without charge.  
20 14 It is the intent of the general assembly that  
20 15 contracts and agreements relating to data processing  
20 16 for voter registration records to which the department  
20 17 of general services or the state registrar of voters  
20 18 is a party immediately prior to the effective date of  
20 19 this Act shall remain in effect until their expiration  
20 20 unless earlier terminated or amended by mutual  
20 21 consent.  
20 22 2. BUSINESS SERVICES  
20 23 For salaries, support, maintenance, miscellaneous purposes,  
20 24 and for not more than the following full-time equivalent  
20 25 positions:  
20 26 ..... \$ 1,770,796  
20 27 ..... FTEs 32.00  
20 28 3. OFFICIAL REGISTER  
20 29 For costs incurred in the printing of the official  
20 30 register:  
20 31 ..... \$ 45,000  
20 32 The secretary of state may consider an electronic version  
20 33 of the official register as an official copy for distribution.  
20 34 Sec. 25. STATE-FEDERAL RELATIONS. There is appropriated  
20 35 from the general fund of the state to the office of state-  
21 1 federal relations for the fiscal year beginning July 1, 1997,  
21 2 and ending June 30, 1998, the following amount, or so much  
21 3 thereof as is necessary, to be used for the purposes  
21 4 designated:  
21 5 For salaries, support, maintenance, miscellaneous purposes,  
21 6 and for not more than the following full-time equivalent  
21 7 positions:  
21 8 ..... \$ 252,663  
21 9 ..... FTEs 3.00  
21 10 Sec. 26. TREASURER. There is appropriated from the  
21 11 general fund of the state to the office of treasurer of state  
21 12 for the fiscal year beginning July 1, 1997, and ending June  
21 13 30, 1998, the following amount, or so much thereof as is  
21 14 necessary, to be used for the purposes designated:  
21 15 For salaries, support, maintenance, miscellaneous purposes,  
21 16 and for not more than the following full-time equivalent  
21 17 positions:  
21 18 ..... \$ 927,014  
21 19 ..... FTEs 27.80  
21 20 The office of treasurer of state shall supply clerical and  
21 21 secretarial support for the executive council.  
21 22 Sec. 27. BUDGET PREPARATION - INTENT OF GENERAL ASSEMBLY.  
21 23 1. In preparing budgets for the fiscal year beginning July  
21 24 1, 1998, and ending June 30, 1999, the state agencies  
21 25 receiving appropriations pursuant to this Act shall conform to  
21 26 the following standards:

21 27 a. The supervisory span of control for the agency shall be  
21 28 one supervisor for five or more subordinates.

21 29 b. The request for office supplies shall not exceed the  
21 30 norm for all state agencies as determined by the department of  
21 31 management.

21 32 2. If a budget fails to comply with a standard specified  
21 33 in subsection 1, the state agency shall provide a detailed  
21 34 explanation for each variance to the co-chairpersons and  
21 35 ranking members of the joint appropriations subcommittee on  
22 1 administration and regulation.

22 2 Sec. 28. ELIMINATION OF VACANT UNFUNDED JOBS. Within  
22 3 sixty days after an unfunded vacancy occurs, a state  
22 4 department, agency, or office receiving appropriations under  
22 5 this Act shall eliminate the vacant unfunded position from the  
22 6 table of organization of the state department, agency, or  
22 7 office.

22 8 Sec. 29. Section [422.45](#), subsection 18, Code 1997, is  
22 9 amended to read as follows:

22 10 18. Gross receipts from the sale of tangible personal  
22 11 property, except vehicles subject to registration, to a person  
22 12 regularly engaged in the business of leasing

~~if the period of~~

22 13

~~the lease is for more than one year,~~

~~or in the consumer rental~~

22 14 purchase business if the property is to be utilized in a  
22 15 transaction involving a consumer rental purchase agreement as  
22 16 defined in section 537.3604, subsection 8, and the leasing or  
22 17 consumer rental of the property is subject to taxation under  
22 18 this division. If tangible personal property exempt under  
22 19 this subsection is made use of for any purpose other than  
22 20 leasing, renting, or consumer rental purchase, the person  
22 21 claiming the exemption under this subsection is liable for the  
22 22 tax that would have been due except for this subsection. The  
22 23 tax shall be computed upon the original purchase price. The  
22 24 aggregate of the tax paid on the leasing, renting, or rental  
22 25 purchase of such tangible personal property, not to exceed the  
22 26 amount of the sales tax owed, shall be credited against the  
22 27 tax. This sales tax is in addition to any sales or use tax  
22 28 that may be imposed as a result of the disposal of such  
22 29 tangible personal property.

22 30 Sec. 30. Refunds of taxes, interests, or penalties which  
22 31 arise from claims resulting from the enactment of the  
22 32 amendment to section 422.45, subsection 18, in this Act, for  
22 33 sales and uses occurring between July 1, 1991, and June 30,  
22 34 1997, shall not be allowed unless refund claims are filed  
22 35 prior to October 1, 1997, notwithstanding any other provision  
23 1 of law. If the amount of refund claims totals more than  
23 2 twenty-five thousand dollars in the aggregate, the department  
23 3 of revenue and finance shall prorate the twenty-five thousand  
23 4 dollars among all claimants in relation to the amounts of the  
23 5 claimants' valid claims.

23 6 Sec. 31. Sections 29 and 30 of this Act, being deemed of  
23 7 immediate importance, take effect upon enactment and apply  
23 8 retroactively to July 1, 1991, for sales made or uses  
23 9 occurring on or after that date.

23 10 EXPLANATION

23 11 This bill relates to and appropriates moneys to various  
23 12 state departments, agencies, funds, and certain other  
23 13 interstate and national entities for the fiscal year beginning  
23 14 July 1, 1997, and ending June 30, 1998.

23 15 The state departments and agencies include the auditor of  
23 16 state, Iowa ethics and campaign disclosure board, department  
23 17 of commerce, department of general services, office of

23 18 governor including the lieutenant governor and Terrace Hill  
23 19 quarters, department of inspections and appeals, department of  
23 20 management, department of personnel, Iowa public employees'  
23 21 retirement system, department of revenue and finance,  
23 22 secretary of state, and treasurer of state.

23 23 The bill also appropriates funding for the state's  
23 24 membership on the commission on uniform state laws, the  
23 25 national conference of state legislatures, the council of  
23 26 state governments, the American legislative exchange council,  
23 27 the national governors association, and law enforcement  
23 28 training reimbursements.

23 29 The bill exempts from the sales, service, and use tax sales  
23 30 of tangible personal property to leasing businesses who lease  
23 31 property for one year or less. Present law allows the  
23 32 exemption for those who lease for one year or more.

23 33 This sales tax exemption takes effect upon enactment and  
23 34 applies retroactively to July 1, 1991, for sales made and uses  
23 35 occurring on or after that date. The bill also requires  
24 1 claims for refunds of taxes paid between July 1, 1991, to June  
24 2 30, 1997, be made prior to October 1, 1997.

24 3 LSB 1758JA 77

24 4 tj/sc/14.2