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APPROPRIATIONS

HOUSE FILE 2286

BY SCHRADER, FALCK, MURPHY, REYNOLDS,  
WISE, CONNORS, FORD, BELL, T. TAYLOR,  
CHIODO, LARKIN, FREVERT, PARMENTER,  
GREIMANN, MAY, MYERS, DOTZLER,  
OSTERHAUS, CATALDO, KREIMAN, KUHN,  
MUNDIE, MASCHER, THOMAS, MERTZ,  
JOCHUM, WEIGEL, FOEGE, O'BRIEN,  
and HOLVECK

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act relating to and making appropriations from the tobacco  
2 settlement fund to the Iowa department of public health for  
3 health care functions including home health care and public  
4 health nursing services, and providing an effective date and  
5 providing for retroactive applicability.

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

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HF 2286

1 Section 1. TOBACCO SETTLEMENT FUND -- APPROPRIATION TO THE  
 2 IOWA DEPARTMENT OF PUBLIC HEALTH. There is appropriated from  
 3 the tobacco settlement fund created in section 12.65 to the  
 4 Iowa department of public health for the fiscal year beginning  
 5 July 1, 2000, and ending June 30, 2001, the following amount,  
 6 or so much thereof as is necessary, to be used for the purpose  
 7 designated:

8 To the Iowa department of public health to be used for core  
 9 public health functions, including home health care and public  
 10 health nursing services, contracted through a formula by local  
 11 boards of health, to enhance disease and injury prevention  
 12 services:

13 ..... \$ 1,500,000

14 Sec. 2. Section 12.65, Code 1999, is amended to read as  
 15 follows:

16 12.65 TOBACCO SETTLEMENT FUND.

17 1. A tobacco settlement fund is created in the office of  
 18 the treasurer of state. After payment of litigation costs,  
 19 the state portion of any moneys paid to the state by tobacco  
 20 companies in settlement of the state's lawsuit for recovery of  
 21 public expenditures associated with tobacco use shall be  
 22 deposited in the tobacco settlement fund. Moneys deposited in  
 23 the fund shall be used only as provided in appropriations from  
 24 the fund ~~to the department of human services for the medical~~  
 25 ~~assistance program and to the Iowa department of public health~~  
 26 for health care-related programs to reduce smoking by teenage  
 27 youth. For purposes of this section, "litigation costs" are  
 28 those costs itemized by the attorney general and submitted to  
 29 and approved by the general assembly executive council.

30 2. On June 30, 2001, the balance remaining in the tobacco  
 31 settlement fund shall be transferred to the general fund of  
 32 the state. Beginning July 1, 2001, the tobacco settlement  
 33 fund shall be considered part of the general fund of the  
 34 state. However, the state portion of the moneys received  
 35 shall only be appropriated for health care-related programs.

1     Sec. 3. EFFECTIVE DATE. The section in this Act amending  
2 section 12.65, being deemed of immediate importance, takes  
3 effect upon enactment and is retroactively applicable to July  
4 1, 1999.

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EXPLANATION

6     This bill relates to the tobacco settlement fund, makes  
7 appropriations from the fund to the Iowa department of public  
8 health, and provides conforming provisions relating to the  
9 expenditure of the funds.

10    The bill appropriates \$1,500,000 to the Iowa department of  
11 public health for core public health functions including home  
12 health care and public health nursing services contracted  
13 through a formula by local boards of health to enhance disease  
14 and injury prevention services.

15    The bill also amends codified provisions relating to the  
16 tobacco settlement fund and to the provisions of the bill.  
17 The bill amends Code section 12.65, the tobacco settlement  
18 fund, to provide that moneys deposited in the fund shall be  
19 used only as provided in appropriations from the fund and for  
20 health care-related programs. The amendment to the section  
21 also provides that litigation costs, which are to be paid  
22 prior to deposit of moneys in the fund, are to be submitted to  
23 and approved by the executive council, which as provided in  
24 Code section 7D.1 includes the governor, secretary of state,  
25 auditor of state, treasurer of state, and the secretary of  
26 agriculture. The bill also amends Code section 12.65 to  
27 provide that the balance remaining in the tobacco settlement  
28 fund shall be transferred to the general fund of the state.  
29 Additionally, beginning July 1, 2001, the tobacco settlement  
30 fund is to be considered part of the general fund of the  
31 state. However, the state portion of the tobacco settlement  
32 funds are to continue to only be appropriated for health care-  
33 related programs. Code section 12.65 as amended in the bill  
34 is effective upon enactment and is retroactively applicable to  
35 July 1, 1999.