

# Senate Study Bill 1205

## Bill Text

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1 1 Section 1. DEPARTMENT OF JUSTICE. There is appropriated  
1 2 from the general fund of the state to the department of  
1 3 justice for the fiscal year beginning July 1, 1999, and ending  
1 4 June 30, 2000, the following amounts, or so much thereof as is  
1 5 necessary, to be used for the purposes designated:

1 6 1. For the general office of attorney general for  
1 7 salaries, support, maintenance, miscellaneous purposes  
1 8 including odometer fraud enforcement, and for not more than  
1 9 the following full-time equivalent positions:

1 10 ..... \$ 7,792,457  
1 11 ..... FTEs 188.50

1 12 2. For the prosecuting attorney training program for  
1 13 salaries, support, maintenance, miscellaneous purposes, and  
1 14 for not more than the following full-time equivalent  
1 15 positions:

1 16 ..... \$ 298,825  
1 17 ..... FTEs 6.00

1 18 3. In addition to the funds appropriated in subsection 1,  
1 19 there is appropriated from the general fund of the state to  
1 20 the department of justice for the fiscal year beginning July  
1 21 1, 1999, and ending June 30, 2000, an amount not exceeding  
1 22 \$200,000 to be used for the enforcement of the Iowa  
1 23 competition law. The funds appropriated in this subsection  
1 24 are contingent upon receipt by the general fund of the state  
1 25 of an amount at least equal to the expenditure amount from  
1 26 either damages awarded to the state or a political subdivision  
1 27 of the state by a civil judgment under chapter 553, if the  
1 28 judgment authorizes the use of the award for enforcement  
1 29 purposes or costs or attorneys fees awarded the state in state  
1 30 or federal antitrust actions. However, if the amounts  
1 31 received as a result of these judgments are in excess of  
1 32 \$200,000, the excess amounts shall not be appropriated to the  
1 33 department of justice pursuant to this subsection.

1 34 4. In addition to the funds appropriated in subsection 1,  
1 35 there is appropriated from the general fund of the state to  
2 1 the department of justice for the fiscal year beginning July  
2 2 1, 1999, and ending June 30, 2000, an amount not exceeding  
2 3 \$150,000 to be used for public education relating to consumer  
2 4 fraud and for enforcement of section 714.16, and an amount not  
2 5 exceeding \$75,000 for investigation, prosecution, and consumer  
2 6 education relating to consumer and criminal fraud against  
2 7 older Iowans. The funds appropriated in this subsection are  
2 8 contingent upon receipt by the general fund of the state of an  
2 9 amount at least equal to the expenditure amount from damages  
2 10 awarded to the state or a political subdivision of the state  
2 11 by a civil consumer fraud judgment or settlement, if the  
2 12 judgment or settlement authorizes the use of the award for  
2 13 public education on consumer fraud. However, if the funds  
2 14 received as a result of these judgments and settlements are in  
2 15 excess of \$225,000, the excess funds shall not be appropriated  
2 16 to the department of justice pursuant to this subsection.

2 17 5. For victim assistance grants:  
2 18 ..... \$ 1,759,806

2 19 a. The funds appropriated in this subsection shall be used  
2 20 to provide grants to care providers providing services to  
2 21 crime victims of domestic abuse or to crime victims of rape

2 22 and sexual assault.

2 23 b. Notwithstanding sections 8.33 and 8.39, moneys  
2 24 appropriated in this subsection that remain unencumbered or  
2 25 unobligated at the close of the fiscal year shall not revert  
2 26 but shall remain available for expenditure during the  
2 27 subsequent fiscal year for the same purpose, and shall not be  
2 28 transferred to any other program.

2 29 6. For the GASA prosecuting attorney program and for not  
2 30 more than the following full-time equivalent positions:  
2 31 ..... \$ 128,302  
2 32 ..... FTEs 2.00

2 33 7. The balance of the victim compensation fund established  
2 34 in section 915.94 may be used to provide salary and support of  
2 35 not more than 17.00 FTEs and to provide maintenance for the  
3 1 victim compensation functions of the department of justice.

3 2 8. The department of justice shall submit monthly  
3 3 financial statements to the legislative fiscal bureau and the  
3 4 department of management containing all appropriated accounts  
3 5 in the same manner as provided in the monthly financial status  
3 6 reports and personal services usage reports of the department  
3 7 of revenue and finance. The monthly financial statements  
3 8 shall include comparisons of the moneys and percentage spent  
3 9 of budgeted to actual revenues and expenditures on a  
3 10 cumulative basis for full-time equivalent positions and  
3 11 available moneys.

3 12 9. a. The department of justice, in submitting budget  
3 13 estimates for the fiscal year commencing July 1, 2000,  
3 14 pursuant to section 8.23, shall include a report of funding  
3 15 from sources other than amounts appropriated directly from the  
3 16 general fund of the state to the department of justice or to  
3 17 the office of consumer advocate. These funding sources shall  
3 18 include, but are not limited to, reimbursements from other  
3 19 state agencies, commissions, boards, or similar entities, and  
3 20 reimbursements from special funds or internal accounts within  
3 21 the department of justice. The department of justice shall  
3 22 report actual reimbursements for the fiscal year commencing  
3 23 July 1, 1998, and actual and expected reimbursements for the  
3 24 fiscal year commencing July 1, 1999.

3 25 b. The department of justice shall include the report  
3 26 required under paragraph "a", as well as information regarding  
3 27 any revisions occurring as a result of reimbursements actually  
3 28 received or expected at a later date, in a report to the co-  
3 29 chairpersons and ranking members of the joint appropriations  
3 30 subcommittee on the justice system and the legislative fiscal  
3 31 bureau. The department of justice shall submit the report on  
3 32 or before January 15, 2000.

3 33 10. For legal services for persons in poverty grants as  
3 34 provided in section 13.34:  
3 35 ..... \$ 600,000

4 1 As a condition for accepting a grant funded pursuant to  
4 2 this subsection, an organization receiving a grant shall  
4 3 submit a report to the general assembly by January 1, 2000,  
4 4 concerning the use of any grants received during the previous  
4 5 fiscal year and efforts made by the organization to find  
4 6 alternative sources of revenue to replace any reductions in  
4 7 federal funding for the organization.

4 8 Sec. 2. DEPARTMENT OF JUSTICE ENVIRONMENTAL CRIMES  
4 9 INVESTIGATION AND PROSECUTION FUNDING. There is  
4 10 appropriated from the environmental crime fund of the  
4 11 department of justice, consisting of court-ordered fines and  
4 12 penalties awarded to the department arising out of the  
4 13 prosecution of environmental crimes, to the department of  
4 14 justice for the fiscal year beginning July 1, 1999, and ending  
4 15 June 30, 2000, an amount not exceeding \$20,000 to be used by  
4 16 the department, at the discretion of the attorney general, for  
4 17 the investigation and prosecution of environmental crimes,  
4 18 including the reimbursement of expenses incurred by county,

4 19 municipal, and other local governmental agencies cooperating  
4 20 with the department in the investigation and prosecution of  
4 21 environmental crimes.

4 22 The funds appropriated in this section are contingent upon  
4 23 receipt by the environmental crime fund of the department of  
4 24 justice of an amount at least equal to the appropriations made  
4 25 in this section and received from contributions, court-ordered  
4 26 restitution as part of judgments in criminal cases, and  
4 27 consent decrees entered into as part of civil or regulatory  
4 28 enforcement actions. However, if the funds received during  
4 29 the fiscal year are in excess of \$20,000, the excess funds  
4 30 shall be deposited in the general fund of the state.

4 31 Notwithstanding section 8.33, moneys appropriated in this  
4 32 section that remain unexpended or unobligated at the close of  
4 33 the fiscal year shall not revert to the environmental crime  
4 34 fund but shall remain available for expenditure for the  
4 35 purpose designated until the close of the succeeding fiscal  
5 1 year.

5 2 Sec. 3. OFFICE OF CONSUMER ADVOCATE. There is  
5 3 appropriated from the general fund of the state to the office  
5 4 of consumer advocate of the department of justice for the  
5 5 fiscal year beginning July 1, 1999, and ending June 30, 2000,  
5 6 the following amount, or so much thereof as is necessary, to  
5 7 be used for the purposes designated:

5 8 For salaries, support, maintenance, miscellaneous purposes,  
5 9 and for not more than the following full-time equivalent  
5 10 positions:

5 11 ..... \$ 2,623,170  
5 12 ..... FTEs 32.00

5 13 Sec. 4. DEPARTMENT OF CORRECTIONS FACILITIES. There is  
5 14 appropriated from the general fund of the state to the  
5 15 department of corrections for the fiscal year beginning July  
5 16 1, 1999, and ending June 30, 2000, the following amounts, or  
5 17 so much thereof as is necessary, to be used for the purposes  
5 18 designated:

5 19 1. For the operation of adult correctional institutions,  
5 20 to be allocated as follows:

5 21 a. For the operation of the Fort Madison correctional  
5 22 facility, including salaries, support, maintenance, employment  
5 23 of correctional officers, miscellaneous purposes, and for not  
5 24 more than the following full-time equivalent positions:

5 25 ..... \$ 28,474,916  
5 26 ..... FTEs 502.00

5 27 b. For the operation of the Anamosa correctional facility,  
5 28 including salaries, support, maintenance, employment of  
5 29 correctional officers and a part-time chaplain to provide  
5 30 religious counseling to inmates of a minority race,  
5 31 miscellaneous purposes, and for not more than the following  
5 32 full-time equivalent positions:

5 33 ..... \$ 22,918,926  
5 34 ..... FTEs 394.25

5 35 Moneys are provided within this appropriation for two full-  
6 1 time substance abuse counselors for the Luster Heights  
6 2 facility, for the purpose of certification of a substance  
6 3 abuse program at that facility.

6 4 c. For the operation of the Oakdale correctional facility,  
6 5 including salaries, support, maintenance, employment of  
6 6 correctional officers, miscellaneous purposes, and for not  
6 7 more than the following full-time equivalent positions:

6 8 ..... \$ 19,149,907  
6 9 ..... FTEs 338.80

6 10 d. For the operation of the Newton correctional facility,  
6 11 including salaries, support, maintenance, employment of  
6 12 correctional officers, miscellaneous purposes, and for not  
6 13 more than the following full-time equivalent positions:

6 14 ..... \$ 21,278,797  
6 15 ..... FTEs 380.58

6 16 e. For the operation of the Mt. Pleasant correctional  
6 17 facility, including salaries, support, maintenance, employment  
6 18 of correctional officers and a full-time chaplain to provide  
6 19 religious counseling at the Oakdale and Mt. Pleasant  
6 20 correctional facilities, miscellaneous purposes, and for not  
6 21 more than the following full-time equivalent positions:

6 22 ..... \$ 18,617,623  
6 23 ..... FTEs 329.26

6 24 f. For the operation of the Rockwell City correctional  
6 25 facility, including salaries, support, maintenance, employment  
6 26 of correctional officers, miscellaneous purposes, and for not  
6 27 more than the following full-time equivalent positions:

6 28 ..... \$ 6,268,795  
6 29 ..... FTEs 117.00

6 30 g. For the operation of the Clarinda correctional  
6 31 facility, including salaries, support, maintenance, employment  
6 32 of correctional officers, miscellaneous purposes, and for not  
6 33 more than the following full-time equivalent positions:

6 34 ..... \$ 16,919,414  
6 35 ..... FTEs 286.90

7 1 Moneys received by the department of corrections as  
7 2 reimbursement for services provided to the Clarinda youth  
7 3 corporation are appropriated to the department and shall be  
7 4 used for the purpose of operating the Clarinda correctional  
7 5 facility.

7 6 h. For the operation of the Mitchellville correctional  
7 7 facility, including salaries, support, maintenance, employment  
7 8 of correctional officers, miscellaneous purposes, and for not  
7 9 more than the following full-time equivalent positions:

7 10 ..... \$ 7,716,593  
7 11 ..... FTEs 151.25

7 12 i. For the operation of the Fort Dodge correctional  
7 13 facility, including salaries, support, maintenance, employment  
7 14 of correctional officers, miscellaneous purposes, and for not  
7 15 more than the following full-time equivalent positions:

7 16 ..... \$ 16,470,414  
7 17 ..... FTEs 287.00

7 18 2. a. If the inmate tort claim fund for inmate claims of  
7 19 less than \$100 is exhausted during the fiscal year, sufficient  
7 20 funds shall be transferred from the institutional budgets to  
7 21 pay approved tort claims for the balance of the fiscal year.  
7 22 The warden or superintendent of each institution or  
7 23 correctional facility shall designate an employee to receive,  
7 24 investigate, and recommend whether to pay any properly filed  
7 25 inmate tort claim for less than the above amount. The  
7 26 designee's recommendation shall be approved or denied by the  
7 27 warden or superintendent and forwarded to the department of  
7 28 corrections for final approval and payment. The amounts  
7 29 appropriated to this fund pursuant to 1987 Iowa Acts, chapter  
7 30 234, section 304, subsection 2, are not subject to reversion  
7 31 under section 8.33.

7 32 b. Tort claims denied at the institution shall be  
7 33 forwarded to the state appeal board for their consideration as  
7 34 if originally filed with that body. This procedure shall be  
7 35 used in lieu of chapter 669 for inmate tort claims of less  
8 1 than \$100.

8 2 3. It is the intent of the general assembly that the  
8 3 department of corrections shall timely fill correctional  
8 4 positions authorized for correctional facilities pursuant to  
8 5 this section.

8 6 Sec. 5. DEPARTMENT OF CORRECTIONS ADMINISTRATION.  
8 7 There is appropriated from the general fund of the state to  
8 8 the department of corrections for the fiscal year beginning  
8 9 July 1, 1999, and ending June 30, 2000, the following amounts,  
8 10 or so much thereof as is necessary, to be used for the  
8 11 purposes designated:

8 12 1. For general administration, including salaries,

8 13 support, maintenance, employment of an education director and  
8 14 clerk to administer a centralized education program for the  
8 15 correctional system, miscellaneous purposes, and for not more  
8 16 than the following full-time equivalent positions:  
8 17 ..... \$ 2,226,916  
8 18 ..... FTEs 37.18

8 19 The department shall monitor the use of the classification  
8 20 model by the judicial district departments of correctional  
8 21 services and has the authority to override a district  
8 22 department's decision regarding classification of community-  
8 23 based clients. The department shall notify a district  
8 24 department of the reasons for the override.

8 25 It is the intent of the general assembly that as a  
8 26 condition of receiving the appropriation provided in this  
8 27 subsection, the department of corrections shall not enter into  
8 28 a new contract, unless the contract is a renewal of an  
8 29 existing contract, for the expenditure of moneys in excess of  
8 30 \$100,000 during the fiscal year beginning July 1, 1999, for  
8 31 the privatization of services performed by the department  
8 32 using state employees as of July 1, 1999, or for the  
8 33 privatization of new services by the department, without prior  
8 34 consultation with any applicable state employee organization  
8 35 affected by the proposed new contract and prior notification  
9 1 of the co-chairpersons and ranking members of the joint  
9 2 appropriations subcommittee on the justice system.

9 3 The department of general services shall, notwithstanding  
9 4 any provisions of law or rule to the contrary, permit the  
9 5 department of corrections the opportunity to acquire, at no  
9 6 cost, computers that would otherwise be disposed of by the  
9 7 department of general services. The department of corrections  
9 8 shall use computers acquired under this paragraph to provide  
9 9 educational training and programs for inmates.

9 10 It is the intent of the general assembly that each lease  
9 11 negotiated by the department of corrections with a private  
9 12 corporation for the purpose of providing private industry  
9 13 employment of inmates in a correctional institution shall  
9 14 prohibit the private corporation from utilizing inmate labor  
9 15 for partisan political purposes for any person seeking  
9 16 election to public office in this state and that a violation  
9 17 of this requirement shall result in a termination of the lease  
9 18 agreement.

9 19 It is the intent of the general assembly that as a  
9 20 condition of receiving the appropriation provided in this  
9 21 subsection, the department of corrections shall not enter into  
9 22 a lease or contractual agreement pursuant to section 904.809  
9 23 with a private corporation for the use of building space for  
9 24 the purpose of providing inmate employment without providing  
9 25 that the terms of the lease or contract establish safeguards  
9 26 to restrict, to the greatest extent feasible, access by  
9 27 inmates working for the private corporation to personal  
9 28 identifying information of citizens.

9 29 2. For reimbursement of counties for temporary confinement  
9 30 of work release and parole violators, as provided in sections  
9 31 901.7, 904.908, and 906.17 and for offenders confined pursuant  
9 32 to section 904.513:  
9 33 ..... \$ 524,038

9 34 3. For federal prison reimbursement, reimbursements for  
9 35 out-of-state placements, and miscellaneous contracts:  
10 1 ..... \$ 341,334

10 2 The department of corrections shall use funds appropriated  
10 3 in this subsection to continue to contract for the services of  
10 4 a Muslim imam.

10 5 4. For salaries, support, maintenance, miscellaneous  
10 6 purposes, and for not more than the following full-time  
10 7 equivalent positions at the correctional training center at  
10 8 Mt. Pleasant:  
10 9 ..... \$ 486,847

10 10 ..... FTEs 8.16  
10 11 5. For hormonal treatment for sex offenders:  
10 12 ..... \$ 500,000  
10 13 6. For annual payment relating to the financial  
10 14 arrangement for the construction of expansion in prison  
10 15 capacity as provided in 1990 Iowa Acts, chapter 1257, section  
10 16 24:  
10 17 ..... \$ 3,185,265  
10 18 7. For educational programs for inmates at state penal  
10 19 institutions:  
10 20 ..... \$ 2,950,600  
10 21 It is the intent of the general assembly that moneys  
10 22 appropriated in this subsection shall be used solely for the  
10 23 purpose indicated and that the moneys shall not be transferred  
10 24 for any other purpose. In addition, it is the intent of the  
10 25 general assembly that the department shall consult with the  
10 26 community colleges in the areas in which the institutions are  
10 27 located to utilize moneys appropriated in this subsection to  
10 28 fund the high school completion, high school equivalency  
10 29 diploma, adult literacy, and adult basic education programs in  
10 30 a manner so as to maintain these programs at the institutions.  
10 31 To maximize the funding for educational programs, the  
10 32 department shall establish guidelines and procedures to  
10 33 prioritize the availability of educational and vocational  
10 34 training for inmates based upon the goal of facilitating an  
10 35 inmate's successful release from the correctional institution.  
11 1 Notwithstanding section 8.33, moneys appropriated in this  
11 2 subsection that remain unobligated or unexpended at the close  
11 3 of the fiscal year shall not revert but shall remain available  
11 4 for expenditure only for the purposes designated in this  
11 5 subsection until the close of the succeeding fiscal year.  
11 6 8. For educational programs for inmates at the  
11 7 Mitchellville correctional facility:  
11 8 ..... \$ 12,000  
11 9 It is the intent of the general assembly that moneys  
11 10 appropriated in this subsection shall be in addition to any  
11 11 moneys that would be allocated to the Mitchellville  
11 12 correctional facility for educational programs pursuant to the  
11 13 formula established by the department of corrections for  
11 14 distribution of moneys appropriated in subsection 7.  
11 15 9. The department of corrections shall submit a report to  
11 16 the general assembly on January 1, 2000, concerning progress  
11 17 made in implementing the requirements of section 904.701,  
11 18 concerning hard labor by inmates.  
11 19 10. The department of corrections shall study and consider  
11 20 the implementation of a computer database to provide inmate  
11 21 case management and offender profiling to better identify,  
11 22 track, and assist inmates of the correctional institutions.  
11 23 11. It is the intent of the general assembly that the  
11 24 department of corrections shall continue to operate the  
11 25 correctional farms under the control of the department at the  
11 26 same or greater level of participation and involvement as  
11 27 existed as of January 1, 1999, and shall further attempt to  
11 28 provide meaningful job opportunities at the farms for inmates.  
11 29 12. The department of corrections shall submit a report to  
11 30 the general assembly by January 1, 2000, concerning moneys  
11 31 deposited in, and expended from, each inmate telephone rebate  
11 32 fund established by a correctional institution pursuant to  
11 33 section 904.508A, during the fiscal year beginning July 1,  
11 34 1998. In addition, each correctional institution that has  
11 35 established an inmate telephone rebate fund shall continue to  
12 1 submit a report to the legislative fiscal bureau on a  
12 2 quarterly basis concerning the moneys deposited in the fund  
12 3 and expended from the fund during the previous calendar  
12 4 quarter.  
12 5 13. The department of corrections shall submit a report to  
12 6 the general assembly by January 1, 2000, concerning moneys

12 7 recouped from inmate earnings for the reimbursement of  
12 8 operational expenses of the applicable facility during the  
12 9 fiscal year beginning July 1, 1998, for each correctional  
12 10 institution and judicial district department of correctional  
12 11 services. In addition, each correctional institution and  
12 12 judicial district department of correctional services shall  
12 13 continue to submit a report to each member of the joint  
12 14 appropriations subcommittee on the justice system and the  
12 15 legislative fiscal bureau on a monthly basis concerning moneys  
12 16 recouped from inmate earnings for the reimbursement of  
12 17 operational expenses for each correctional institution and  
12 18 district department during the previous calendar month.

12 19 Sec. 6. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL  
12 20 SERVICES.

12 21 1. There is appropriated from the general fund of the  
12 22 state to the department of corrections for the fiscal year  
12 23 beginning July 1, 1999, and ending June 30, 2000, the  
12 24 following amounts, or so much thereof as is necessary, to be  
12 25 allocated as follows:

12 26 a. For the first judicial district department of  
12 27 correctional services, including the treatment and supervision  
12 28 of probation and parole violators who have been released from  
12 29 the department of corrections violator program, the following  
12 30 amount, or so much thereof as is necessary:  
12 31 ..... \$ 7,742,472

12 32 (1) The district department shall continue the intensive  
12 33 supervision program established within the district in 1988  
12 34 Iowa Acts, chapter 1271, section 6, subsection 1, paragraph  
12 35 "a", and the sex offender treatment program established within  
13 1 the district in 1989 Iowa Acts, chapter 316, section 8,  
13 2 subsection 1, paragraph "a".

13 3 (2) The district department, in cooperation with the chief  
13 4 judge of the judicial district, shall continue the  
13 5 implementation of a plan to divert low-risk offenders to the  
13 6 least restrictive sanction available.

13 7 b. For the second judicial district department of  
13 8 correctional services, including the treatment and supervision  
13 9 of probation and parole violators who have been released from  
13 10 the department of corrections violator program, the following  
13 11 amount, or so much thereof as is necessary:  
13 12 ..... \$ 6,158,059

13 13 (1) The district department shall continue the sex  
13 14 offender treatment program established within the district in  
13 15 1988 Iowa Acts, chapter 1271, section 6, subsection 1,  
13 16 paragraph "b".

13 17 (2) The district department, in cooperation with the chief  
13 18 judge of the judicial district, shall continue the  
13 19 implementation of a plan to divert low-risk offenders to the  
13 20 least restrictive sanction available.

13 21 c. For the third judicial district department of  
13 22 correctional services, including the treatment and supervision  
13 23 of probation and parole violators who have been released from  
13 24 the department of corrections violator program, the following  
13 25 amount, or so much thereof as is necessary:  
13 26 ..... \$ 3,742,296

13 27 (1) The district department shall continue the sex  
13 28 offender treatment program established within the district in  
13 29 1988 Iowa Acts, chapter 1271, section 6, subsection 1,  
13 30 paragraph "c", and the intensive supervision program  
13 31 established within the district in 1990 Iowa Acts, chapter  
13 32 1268, section 6, subsection 3, paragraph "d".

13 33 (2) The district department, in cooperation with the chief  
13 34 judge of the judicial district, shall continue the  
13 35 implementation of a plan to divert low-risk offenders to the  
14 1 least restrictive sanction available.

14 2 d. For the fourth judicial district department of  
14 3 correctional services, including the treatment and supervision

14 4 of probation and parole violators who have been released from  
14 5 the department of corrections violator program, the following  
14 6 amount, or so much thereof as is necessary:

14 7 ..... \$ 2,861,255

14 8 (1) The district department shall continue the sex  
14 9 offender treatment program established within the district in  
14 10 1988 Iowa Acts, chapter 1271, section 6, subsection 1,  
14 11 paragraph "d".

14 12 (2) The district department, in cooperation with the chief  
14 13 judge of the judicial district, shall continue the  
14 14 implementation of a plan to divert low-risk offenders to the  
14 15 least restrictive sanction available.

14 16 e. For the fifth judicial district department of  
14 17 correctional services, including the treatment and supervision  
14 18 of probation and parole violators who have been released from  
14 19 the department of corrections violator program, the following  
14 20 amount, or so much thereof as is necessary:

14 21 ..... \$ 10,864,091

14 22 (1) The district department shall continue the intensive  
14 23 supervision program established within the district in 1988  
14 24 Iowa Acts, chapter 1271, section 6, subsection 1, paragraph  
14 25 "e", and shall continue to provide for the rental of  
14 26 electronic monitoring equipment.

14 27 (2) The district department, in cooperation with the chief  
14 28 judge of the judicial district, shall continue the  
14 29 implementation of a plan to divert low-risk offenders to the  
14 30 least restrictive sanction available.

14 31 f. For the sixth judicial district department of  
14 32 correctional services, including the treatment and supervision  
14 33 of probation and parole violators who have been released from  
14 34 the department of corrections violator program, the following  
14 35 amount, or so much thereof as is necessary:

15 1 ..... \$ 7,981,974

15 2 (1) The district department shall continue the intensive  
15 3 supervision program established within the district in 1988  
15 4 Iowa Acts, chapter 1271, section 6, subsection 1, paragraph  
15 5 "f", and the sex offender treatment program established within  
15 6 the district in 1989 Iowa Acts, chapter 316, section 8,  
15 7 subsection 1, paragraph "f".

15 8 (2) The district department, in cooperation with the chief  
15 9 judge of the judicial district, shall continue the  
15 10 implementation of a plan to divert low-risk offenders to the  
15 11 least restrictive sanction available.

15 12 (3) The district department shall continue the  
15 13 implementation of a plan providing for the expanded use of  
15 14 intermediate criminal sanctions, as provided in 1993 Iowa  
15 15 Acts, chapter 171, section 6, subsection 1, paragraph "f",  
15 16 subparagraph (3).

15 17 g. For the seventh judicial district department of  
15 18 correctional services, including the treatment and supervision  
15 19 of probation and parole violators who have been released from  
15 20 the department of corrections violator program, the following  
15 21 amount, or so much thereof as is necessary:

15 22 ..... \$ 4,931,035

15 23 (1) The district department shall continue the intensive  
15 24 supervision program established within the district in 1988  
15 25 Iowa Acts, chapter 1271, section 6, subsection 1, paragraph  
15 26 "g", and shall continue the sex offender treatment program  
15 27 established within the district in 1989 Iowa Acts, chapter  
15 28 316, section 8, subsection 1, paragraph "g".

15 29 (2) The district department shall continue the job  
15 30 development program established within the district in 1990  
15 31 Iowa Acts, chapter 1268, section 6, subsection 7, paragraph  
15 32 "e".

15 33 (3) The district department, in cooperation with the chief  
15 34 judge of the judicial district, shall continue the  
15 35 implementation of a plan to divert low-risk offenders to the

16 1 least restrictive sanction available.

16 2 h. For the eighth judicial district department of  
16 3 correctional services, including the treatment and supervision  
16 4 of probation and parole violators who have been released from  
16 5 the department of corrections violator program, the following  
16 6 amount, or so much thereof as is necessary:  
16 7 ..... \$ 4,551,656

16 8 (1) The district department shall continue the intensive  
16 9 supervision program established within the district in 1988  
16 10 Iowa Acts, chapter 1271, section 6, subsection 1, paragraph  
16 11 "h", and shall continue the sex offender treatment program  
16 12 established within the district in 1989 Iowa Acts, chapter  
16 13 316, section 8, subsection 1, paragraph "h".

16 14 (2) The district department, in cooperation with the chief  
16 15 judge of the judicial district, shall continue the  
16 16 implementation of a plan to divert low-risk offenders to the  
16 17 least restrictive sanction available.

16 18 i. For the department of corrections for the assistance  
16 19 and support of each judicial district department of  
16 20 correctional services, the following amount, or so much  
16 21 thereof as is necessary:  
16 22 ..... \$ 83,576

16 23 2. The department of corrections shall continue to  
16 24 contract with a judicial district department of correctional  
16 25 services to provide for the rental of electronic monitoring  
16 26 equipment which shall be available statewide.

16 27 3. Each judicial district department of correctional  
16 28 services and the department of corrections shall continue the  
16 29 treatment alternatives to street crime programs established in  
16 30 1989 Iowa Acts, chapter 225, section 9.

16 31 4. The governor's alliance on substance abuse shall  
16 32 consider federal grants made to the department of corrections  
16 33 for the benefit of each of the eight judicial district  
16 34 departments of correctional services as local government  
16 35 grants, as defined pursuant to federal regulations.

17 1 5. Each judicial district department of correctional  
17 2 services shall provide a report concerning the treatment and  
17 3 supervision of probation and parole violators who have been  
17 4 released from the department of corrections violator program,  
17 5 to the co-chairpersons and ranking members of the joint  
17 6 appropriations subcommittee on the justice system and the  
17 7 legislative fiscal bureau, on or before January 15, 2000.

17 8 6. In addition to the requirements of section 8.39, the  
17 9 department of corrections shall not make an intradepartmental  
17 10 transfer of moneys appropriated to the department, unless  
17 11 notice of the intradepartmental transfer is given prior to its  
17 12 effective date to the legislative fiscal bureau. The notice  
17 13 shall include information on the department's rationale for  
17 14 making the transfer and details concerning the work load and  
17 15 performance measures upon which the transfers are based.

17 16 7. Each judicial district department of correctional  
17 17 services shall submit a report to the general assembly by  
17 18 January 8, 2000, concerning what action, if any, the district  
17 19 department has taken in order to implement, or not implement,  
17 20 an intermediate criminal sanctions program as provided by  
17 21 section 901B.1. If the district department has implemented  
17 22 such a program, the report shall include information as to the  
17 23 effectiveness of the program.

17 24 Sec. 7. CORRECTIONAL INSTITUTIONS VOCATIONAL TRAINING.

17 25 1. The state prison industries board and the department of  
17 26 corrections shall continue the implementation of a plan to  
17 27 enhance vocational training opportunities within the  
17 28 correctional institutions listed in section 904.102, as  
17 29 provided in 1993 Iowa Acts, chapter 171, section 12. The plan  
17 30 shall provide for increased vocational training opportunities  
17 31 within the correctional institutions, including the  
17 32 possibility of approving community college credit for inmates

17 33 working in prison industries. The department of corrections  
17 34 shall provide a report concerning the implementation of the  
17 35 plan to the co-chairpersons and ranking members of the joint  
18 1 appropriations subcommittee on the justice system and the  
18 2 legislative fiscal bureau, on or before January 15, 2000.

18 3 2. It is the intent of the general assembly that each  
18 4 correctional facility make all reasonable efforts to maintain  
18 5 vocational education programs for inmates and to identify  
18 6 available funding sources to continue these programs. The  
18 7 department of corrections shall submit a report to the general  
18 8 assembly by January 1, 2000, concerning the efforts made by  
18 9 each correctional facility in maintaining vocational education  
18 10 programs for inmates.

18 11 Sec. 8. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

18 12 1. As used in this section, unless the context otherwise  
18 13 requires, "state agency" means the government of the state of  
18 14 Iowa, including but not limited to all executive departments,  
18 15 agencies, boards, bureaus, and commissions, the judicial  
18 16 branch, the general assembly and all legislative agencies,  
18 17 institutions within the purview of the state board of regents,  
18 18 and any corporation whose primary function is to act as an  
18 19 instrumentality of the state.

18 20 2. State agencies are hereby encouraged to purchase  
18 21 products from Iowa state industries, as defined in section  
18 22 904.802, when purchases are required and the products are  
18 23 available from Iowa state industries.

18 24 3. State agencies shall submit to the legislative fiscal  
18 25 bureau by January 15, 2000, a report of the dollar value of  
18 26 products and services purchased from Iowa state industries by  
18 27 the state agency during the fiscal year beginning July 1,  
18 28 1998, and ending June 30, 1999.

18 29 Sec. 9. STATE PUBLIC DEFENDER. There is appropriated from  
18 30 the general fund of the state to the office of the state  
18 31 public defender of the department of inspections and appeals  
18 32 for the fiscal year beginning July 1, 1999, and ending June  
18 33 30, 2000, the following amount, or so much thereof as is  
18 34 necessary, for the purposes designated:

18 35 ..... \$ 34,001,565

19 1 The funds appropriated and full-time equivalent positions  
19 2 authorized in this section are allocated as follows:

19 3 1. For salaries, support, maintenance, and miscellaneous  
19 4 purposes, and for not more than the following full-time  
19 5 equivalent positions:

19 6 ..... \$ 13,089,276

19 7 ..... FTEs 199.00

19 8 2. For the fees of court-appointed attorneys for indigent  
19 9 adults and juveniles, in accordance with section 232.141 and  
19 10 chapter 815:

19 11 ..... \$ 20,912,289

19 12 Sec. 10. JUDICIAL BRANCH. There is appropriated from the  
19 13 general fund of the state to the judicial branch for the  
19 14 fiscal year beginning July 1, 1999, and ending June 30, 2000,  
19 15 the following amounts, or so much thereof as is necessary, to  
19 16 be used for the purposes designated:

19 17 1. For salaries of supreme court justices, appellate court  
19 18 judges, district court judges, district associate judges,  
19 19 judicial magistrates and staff, state court administrator,  
19 20 clerk of the supreme court, district court administrators,  
19 21 clerks of the district court, juvenile court officers, board  
19 22 of law examiners and board of examiners of shorthand reporters  
19 23 and judicial qualifications commission, receipt and  
19 24 disbursement of child support payments, reimbursement of the  
19 25 auditor of state for expenses incurred in completing audits of  
19 26 the offices of the clerks of the district court during the  
19 27 fiscal year beginning July 1, 1999, and maintenance,  
19 28 equipment, and miscellaneous purposes:

19 29 ..... \$103,196,690

19 30 a. The judicial branch, except for purposes of internal  
19 31 processing, shall use the current state budget system, the  
19 32 state payroll system, and the Iowa finance and accounting  
19 33 system in administration of programs and payments for  
19 34 services, and shall not duplicate the state payroll,  
19 35 accounting, and budgeting systems.

20 1 b. The judicial branch shall submit monthly financial  
20 2 statements to the legislative fiscal bureau and the department  
20 3 of management containing all appropriated accounts in the same  
20 4 manner as provided in the monthly financial status reports and  
20 5 personal services usage reports of the department of revenue  
20 6 and finance. The monthly financial statements shall include a  
20 7 comparison of the dollars and percentage spent of budgeted  
20 8 versus actual revenues and expenditures on a cumulative basis  
20 9 for full-time equivalent positions and dollars.

20 10 c. Of the funds appropriated in this subsection, not more  
20 11 than \$1,897,728 may be transferred into the revolving fund  
20 12 established pursuant to section 602.1302, subsection 3, to be  
20 13 used for the payment of jury and witness fees and mileage.

20 14 d. The judicial branch shall focus efforts upon the  
20 15 collection of delinquent fines, penalties, court costs, fees,  
20 16 surcharges, or similar amounts.

20 17 e. It is the intent of the general assembly that the  
20 18 offices of the clerks of the district court operate in all  
20 19 ninety-nine counties and be accessible to the public as much  
20 20 as is reasonably possible in order to address the relative  
20 21 needs of the citizens of each county.

20 22 f. In addition to the requirements for transfers under  
20 23 section 8.39, the judicial branch shall not change the  
20 24 appropriations from the amounts appropriated to the branch in  
20 25 this Act, unless notice of the revisions is given prior to  
20 26 their effective date to the legislative fiscal bureau. The  
20 27 notice shall include information on the branch's rationale for  
20 28 making the changes and details concerning the work load and  
20 29 performance measures upon which the changes are based.

20 30 g. The judicial branch shall provide a report semiannually  
20 31 to the co-chairpersons and ranking members of the joint  
20 32 appropriations subcommittee on the justice system and to the  
20 33 legislative fiscal bureau specifying the amounts of fines,  
20 34 surcharges, and court costs collected using the Iowa court  
20 35 information system. The report shall demonstrate and specify  
21 1 how the Iowa court information system is used to improve the  
21 2 collection process.

21 3 h. The judicial branch shall provide a report to the  
21 4 general assembly by January 1, 2000, concerning the amounts  
21 5 received and expended from the enhanced court collections fund  
21 6 created in section 602.1304 and the court technology and  
21 7 modernization fund created in section 602.8108, subsection 4,  
21 8 during the fiscal year beginning July 1, 1998, and ending June  
21 9 30, 1999, and the plans for expenditures from each fund during  
21 10 the fiscal year beginning July 1, 1999, and ending June 30,  
21 11 2000.

21 12 2. For the juvenile victim restitution program:  
21 13 ..... \$ 183,471

21 14 Sec. 11. ENHANCED COURT COLLECTIONS FUND. Notwithstanding  
21 15 section 602.1304, subsection 2, for the fiscal year beginning  
21 16 July 1, 1999, and ending June 30, 2000, the maximum deposit  
21 17 amount for the enhanced court collections fund shall be  
21 18 \$6,000,000. For succeeding fiscal years, the maximum deposit  
21 19 amount shall be determined in accordance with section  
21 20 602.1304, subsection 2, and the maximum deposit amount shall  
21 21 not be increased due to the increase made in this section.

21 22 Sec. 12. JUDICIAL RETIREMENT FUND. There is appropriated  
21 23 from the general fund of the state to the judicial retirement  
21 24 fund for the fiscal year beginning July 1, 1999, and ending  
21 25 June 30, 2000, the following amount, or so much thereof as is  
21 26 necessary, to be used for the purpose designated:

21 27 For the state's contribution to the judicial retirement  
21 28 fund established in section 602.9104, in the amount of 23.7  
21 29 percent of the basic salaries of the judges covered under  
21 30 chapter 602, article 9:  
21 31 ..... \$ 3,944,059

21 32 Sec. 13. INDIGENT DEFENSE COSTS. The supreme court shall  
21 33 submit a written report for the preceding fiscal year no later  
21 34 than January 1, 2000, indicating the amounts collected  
21 35 pursuant to section 815.9A, relating to recovery of indigent  
22 1 defense costs. The report shall include the total amount  
22 2 collected by all courts, as well as the amounts collected by  
22 3 each judicial district. The supreme court shall also submit a  
22 4 written report quarterly indicating the number of criminal and  
22 5 juvenile filings which occur in each judicial district for  
22 6 purposes of estimating indigent defense costs. A copy of each  
22 7 report shall be provided to the public defender, the  
22 8 department of management, and the legislative fiscal bureau.  
22 9 The judicial branch shall continue to assist in the  
22 10 development of an automated data system for use in the sharing  
22 11 of information utilizing the generic program interface for  
22 12 legislative and executive branch uses.

22 13 Sec. 14. AUTOMATED DATA SYSTEM. The department of  
22 14 corrections, judicial district departments of correctional  
22 15 services, board of parole, and the judicial branch shall  
22 16 continue to develop an automated data system for use in the  
22 17 sharing of information between the department of corrections,  
22 18 judicial district departments of correctional services, board  
22 19 of parole, and the judicial branch. The information to be  
22 20 shared shall concern any individual who may, as the result of  
22 21 an arrest or infraction of any law, be subject to the  
22 22 jurisdiction of the department of corrections, judicial  
22 23 district departments of correctional services, or board of  
22 24 parole. The department of corrections, in consultation and  
22 25 cooperation with the judicial district departments of  
22 26 correctional services, the board of parole, and the judicial  
22 27 branch, shall provide a report concerning the development of  
22 28 the automated data system to the co-chairpersons and ranking  
22 29 members of the joint appropriations subcommittee on the  
22 30 justice system and the legislative fiscal bureau, on or before  
22 31 January 15, 2000.

22 32 Sec. 15. IOWA LAW ENFORCEMENT ACADEMY. There is  
22 33 appropriated from the general fund of the state to the Iowa  
22 34 law enforcement academy for the fiscal year beginning July 1,  
22 35 1999, and ending June 30, 2000, the following amounts, or so  
23 1 much thereof as is necessary, to be used for the purposes  
23 2 designated:

23 3 1. For salaries, support, maintenance, miscellaneous  
23 4 purposes, including jailer training and technical assistance,  
23 5 and for not more than the following full-time equivalent  
23 6 positions:  
23 7 ..... \$ 1,249,629  
23 8 ..... FTEs 30.55

23 9 It is the intent of the general assembly that the Iowa law  
23 10 enforcement academy may provide training of state and local  
23 11 law enforcement personnel concerning the recognition of and  
23 12 response to persons with Alzheimer's disease.

23 13 2. For salaries, support, maintenance, and miscellaneous  
23 14 purposes to provide statewide coordination of the drug abuse  
23 15 resistance education (D.A.R.E.) program:  
23 16 ..... \$ 80,000

23 17 3. The Iowa law enforcement academy may select at least  
23 18 five automobiles of the department of public safety, division  
23 19 of the Iowa state patrol, prior to turning over the  
23 20 automobiles to the state fleet administrator to be disposed of  
23 21 by public auction and the Iowa law enforcement academy may  
23 22 exchange any automobile owned by the academy for each  
23 23 automobile selected if the selected automobile is used in

23 24 training law enforcement officers at the academy. However,  
23 25 any automobile exchanged by the academy shall be substituted  
23 26 for the selected vehicle of the department of public safety  
23 27 and sold by public auction with the receipts being deposited  
23 28 in the depreciation fund to the credit of the department of  
23 29 public safety, division of the Iowa state patrol.

23 30 Sec. 16. BOARD OF PAROLE. There is appropriated from the  
23 31 general fund of the state to the board of parole for the  
23 32 fiscal year beginning July 1, 1999, and ending June 30, 2000,  
23 33 the following amount, or so much thereof as is necessary, to  
23 34 be used for the purposes designated:

23 35 For salaries, support, maintenance, including maintenance  
24 1 of an automated docket and the board's automated risk  
24 2 assessment model, employment of two statistical research  
24 3 analysts to assist with the application of the risk assessment  
24 4 model in the parole decision-making process, miscellaneous  
24 5 purposes, and for not more than the following full-time  
24 6 equivalent positions:

24 7 ..... \$ 1,018,547  
24 8 ..... FTEs 18.00

24 9 A portion of the funds appropriated in this section shall  
24 10 be used to continue a pilot program for probation violations  
24 11 in the sixth judicial district department of correctional  
24 12 services. Data shall be maintained to evaluate the pilot  
24 13 program.

24 14 Sec. 17. DEPARTMENT OF PUBLIC DEFENSE. There is  
24 15 appropriated from the general fund of the state to the  
24 16 department of public defense for the fiscal year beginning  
24 17 July 1, 1999, and ending June 30, 2000, the following amounts,  
24 18 or so much thereof as is necessary, to be used for the  
24 19 purposes designated:

24 20 1. MILITARY DIVISION

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

24 24 ..... \$ 4,544,320  
24 25 ..... FTEs 224.76

24 26 If there is a surplus in the general fund of the state for  
24 27 the fiscal year ending June 30, 2000, within 60 days after the  
24 28 close of the fiscal year, the military division may incur up  
24 29 to an additional \$500,000 in expenditures from the surplus  
24 30 prior to transfer of the surplus pursuant to section 8.57.

24 31 2. EMERGENCY MANAGEMENT DIVISION

24 32 For salaries, support, maintenance, miscellaneous purposes,  
24 33 and for not more than the following full-time equivalent  
24 34 positions:

24 35 ..... \$ 627,836  
25 1 ..... FTEs 25.25

25 2 In the event that the state and local assistance program  
25 3 under the federal emergency management agency requires  
25 4 additional matching state funds for participation by the  
25 5 state, the department of management shall transfer to the  
25 6 department of public defense, emergency management division,  
25 7 in accordance with section 8.39, sufficient funds to meet the  
25 8 additional matching funds requirement.

25 9 Sec. 18. DEPARTMENT OF PUBLIC SAFETY. There is  
25 10 appropriated from the general fund of the state to the  
25 11 department of public safety for the fiscal year beginning July  
25 12 1, 1999, and ending June 30, 2000, the following amounts, or  
25 13 so much thereof as is necessary, to be used for the purposes  
25 14 designated:

25 15 1. For the department's administrative functions,  
25 16 including the criminal justice information system, and for not  
25 17 more than the following full-time equivalent positions:

25 18 ..... \$ 2,474,051  
25 19 ..... FTEs 38.80

25 20 2. For the division of criminal investigation and bureau

25 21 of identification including the state's contribution to the  
25 22 peace officers' retirement, accident, and disability system  
25 23 provided in chapter 97A in the amount of 17 percent of the  
25 24 salaries for which the funds are appropriated, to meet federal  
25 25 fund matching requirements, and for not more than the  
25 26 following full-time equivalent positions:

25 27 ..... \$ 11,759,610  
25 28 ..... FTEs 227.50

25 29 Riverboat enforcement costs shall be billed in accordance  
25 30 with section 99F.10, subsection 4. The costs shall be not  
25 31 more than the department's estimated expenditures, including  
25 32 salary adjustment, for riverboat enforcement for the fiscal  
25 33 year.

25 34 The department of public safety, with the approval of the  
25 35 department of management, may employ no more than two special  
26 1 agents and four gaming enforcement officers for each  
26 2 additional riverboat regulated after July 1, 1999, and one  
26 3 special agent for each racing facility which becomes  
26 4 operational during the fiscal year which begins July 1, 1999.  
26 5 One additional gaming enforcement officer, up to a total of  
26 6 four per boat, may be employed for each riverboat that has  
26 7 extended operations to 24 hours and has not previously  
26 8 operated with a 24-hour schedule. Positions authorized in  
26 9 this paragraph are in addition to the full-time equivalent  
26 10 positions authorized in this subsection.

26 11 3. a. For the division of narcotics enforcement,  
26 12 including the state's contribution to the peace officers'  
26 13 retirement, accident, and disability system provided in  
26 14 chapter 97A in the amount of 17 percent of the salaries for  
26 15 which the funds are appropriated, to meet federal fund  
26 16 matching requirements, and for not more than the following  
26 17 full-time equivalent positions:

26 18 ..... \$ 2,845,587  
26 19 ..... FTEs 48.00

26 20 b. For the division of narcotics enforcement for  
26 21 undercover purchases:

26 22 ..... \$ 139,202

26 23 4. For the state fire marshal's office, including the  
26 24 state's contribution to the peace officers' retirement,  
26 25 accident, and disability system provided in chapter 97A in the  
26 26 amount of 17 percent of the salaries for which the funds are  
26 27 appropriated, and for not more than the following full-time  
26 28 equivalent positions:

26 29 ..... \$ 1,606,121  
26 30 ..... FTEs 31.80

26 31 5. For the capitol security division, including the  
26 32 state's contribution to the peace officers' retirement,  
26 33 accident, and disability system provided in chapter 97A in the  
26 34 amount of 17 percent of the salaries for which the funds are  
26 35 appropriated and for not more than the following full-time  
27 1 equivalent positions:

27 2 ..... \$ 1,307,615  
27 3 ..... FTEs 27.00

27 4 6. For the division of the Iowa state patrol of the  
27 5 department of public safety, for salaries, support,  
27 6 maintenance, workers' compensation costs, and miscellaneous  
27 7 purposes, including the state's contribution to the peace  
27 8 officers' retirement, accident, and disability system provided  
27 9 in chapter 97A in the amount of 17 percent of the salaries for  
27 10 which the funds are appropriated, and for not more than the  
27 11 following full-time equivalent positions:

27 12 ..... \$ 27,694,628  
27 13 ..... FTEs 574.25

27 14 7. For costs associated with the maintenance of the  
27 15 automated fingerprint information system (AFIS):

27 16 ..... \$ 244,930

27 17 8. An employee of the department of public safety who

27 18 retires after July 1, 1999, but prior to June 30, 2000, is  
27 19 eligible for payment of life or health insurance premiums as  
27 20 provided for in the collective bargaining agreement covering  
27 21 the public safety bargaining unit at the time of retirement if  
27 22 that employee previously served in a position which would have  
27 23 been covered by the agreement. The employee shall be given  
27 24 credit for the service in that prior position as though it  
27 25 were covered by that agreement. The provisions of this  
27 26 subsection shall not operate to reduce any retirement benefits  
27 27 an employee may have earned under other collective bargaining  
27 28 agreements or retirement programs.

27 29 9. For costs associated with the training and equipment  
27 30 needs of volunteer fire fighters and for not more than the  
27 31 following full-time equivalent positions:  
27 32 ..... \$ 709,405  
27 33 ..... FTEs .50

27 34 Notwithstanding section 8.33, moneys appropriated in this  
27 35 subsection that remain unobligated or unexpended at the close  
28 1 of the fiscal year shall not revert but shall remain available  
28 2 for expenditure only for the purpose designated in this  
28 3 subsection until the close of the succeeding fiscal year.

28 4 10. For the state medical examiner and for not more than  
28 5 the following full-time equivalent positions:  
28 6 ..... \$ 357,036  
28 7 ..... FTEs 4.00

28 8 Any fees collected by the department of public safety for  
28 9 autopsies performed by the office of the state medical  
28 10 examiner shall be deposited in the general fund of the state.

28 11 Sec. 19. 1995 Iowa Acts, chapter 220, section 20,  
28 12 subsection 4, is amended by striking the subsection.

28 13 Sec. 20. Section [423.24](#), subsection 2, Code 1999, is  
28 14 amended to read as follows:

28 15 2. Notwithstanding any other provision of this section  
28 16 that provides that all revenue derived from the use tax on  
28 17 motor vehicles, trailers, and motor vehicle accessories and  
28 18 equipment as collected pursuant to section 423.7 shall be  
28 19 deposited and credited to the road use tax fund, twenty  
28 20 percent of the revenues shall be credited and deposited as  
28 21 follows: one-half to the road use tax fund and one-half to  
28 22 the primary road fund to be used for the commercial and  
28 23 industrial highway network

~~28 24 , except to the extent that the~~

28 24

~~28 25 department directs that moneys are deposited in the highway~~

28 25

~~28 26 safety patrol fund created in section 80.41 to fund the~~

28 26

~~28 27 appropriations made from the highway safety patrol fund in~~

28 27

~~28 28 accordance with the provisions of section 80.41~~

~~28 29~~

~~28 30 The~~

28 28

~~28 29 department shall determine the amount of moneys to be credited~~

~~28 30~~

28 29

~~under this subsection to the highway safety patrol fund and~~

28 30

~~shall deposit that amount into the highway safety patrol fund.~~

28 31 Sec. 21. Section [80.41](#), Code 1999, is repealed.

28 32 Sec. 22. EFFECTIVE DATES. Section 1, subsections 3 and 4,  
28 33 of this Act, relating to Iowa competition law or antitrust  
28 34 actions and to civil consumer fraud actions, being deemed of  
28 35 immediate importance, take effect upon enactment.

0 MARGINS C

29 1

EXPLANATION

29 2 This bill makes appropriations for the 1999-2000 fiscal  
29 3 year to the departments of justice, corrections, public  
29 4 defense, and public safety, and judicial branch, Iowa law  
29 5 enforcement academy, office of public defender, and board of  
29 6 parole.

29 7 The bill also repeals the highway safety patrol fund and  
29 8 its use as a mechanism to fund the Iowa state patrol.

29 9 LSB 1134XC 78

29 10 ec/jw/5.1