

APR 10 2003
APPROPRIATIONS

HOUSE FILE 676
BY COMMITTEE ON
GOVERNMENT OVERSIGHT

(SUCCESSOR TO HSB 310)

Passed House, Date 4/29/03 Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act establishing a veterans trust fund under the control of
2 the commission of veterans affairs and making an
3 appropriation.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
5 HOUSE FILE 676

6 **H-1494**

7 1 Amend House File 676 as follows:
8 2 1. Page 1, line 31, by inserting after the word
9 3 "section" the following: "shall not be used to
10 4 supplant funding previously provided by other sources.
11 5 The moneys".
12 6 2. Page 2, by striking line 1 and inserting the
13 7 following:
14 8 "c. Expenses relating to an individual receiving
15 9 care by a nursing facility that are not payable by any
16 10 other sources."

By ALONS of Sioux

14 **H-1494** FILED APRIL 28, 2003

16 *Adopted 4/29/03*

18 HOUSE FILE 676

19 **H-1454**

20 1 Amend House File 676 as follows:
21 2 1. Title page, line 2, by striking the words
22 3 "making an" and inserting the following: "providing a
4 contingent".

By COMMITTEE ON APPROPRIATIONS
DIX of Butler, CHAIRPERSON

H-1454 FILED APRIL 24, 2003

Adopted 4/29/03

TLSB 3420HV 80

jp/pj/5

HF-676

1 Section 1. NEW SECTION. 35A.13 VETERANS TRUST FUND.

2 1. For the purposes of this section, "veteran" means the
3 same as defined in section 35.1 or a resident of this state
4 who served in the armed forces of the United States, completed
5 a minimum aggregate of ninety days of active federal service,
6 and was discharged under honorable conditions.

7 2. A veterans trust fund is created in the state treasury
8 under the control of the commission.

9 3. The trust fund shall consist of all of the following:

10 a. Moneys in the form of a devise, gift, bequest,
11 donation, federal or other grant, reimbursement, repayment,
12 judgment, transfer, payment, or appropriation from any source
13 intended to be used for the purposes of the trust fund.

14 b. Interest attributable to investment of moneys in the
15 fund or an account of the trust fund. Notwithstanding section
16 12C.7, subsection 2, interest or earnings on moneys in the
17 trust fund shall be credited to the trust fund.

18 4. Moneys credited to the trust fund shall not be
19 transferred, used, obligated, appropriated, or otherwise
20 encumbered, except as provided in this section. Moneys in the
21 trust fund may be used for cash flow purposes during a fiscal
22 year provided that any moneys so allocated are returned to the
23 trust fund by the end of that fiscal year.

24 5. The minimum balance of the trust fund required prior to
25 expenditure of moneys from the trust fund is fifty million
26 dollars. Once the minimum balance is reached, the interest
27 and earnings on the fund and any moneys received under
28 subsection 3, paragraph "a", are appropriated to the
29 commission to be used to achieve the purposes of this section.

30 6. Moneys appropriated to the commission under this
31 section may be expended upon a majority vote of the commission
32 membership for the benefit of veterans and the spouses and
33 dependents of veterans, for any of the following purposes:

34 a. College tuition aid.

35 b. Job training aid.

- 1 c. Veterans nursing facilities.
- 2 d. Benefits provided to children of disabled or deceased
- 3 veterans.
- 4 e. Unemployment aid needed during a veteran's unemployment
- 5 due to prolonged illness or disability resulting from military
- 6 service. A diagnosed case of mental distress due to military
- 7 service-related activities shall be included as a disability
- 8 under this paragraph.
- 9 f. Other purposes identified by the commission.

10 EXPLANATION

11 This bill establishes a veterans trust fund under the
12 control of the commission of veterans affairs.
13 New Code section 35A.13 establishes the veterans trust
14 fund. The fund receives any appropriations and moneys
15 provided for purposes of the fund, and interest and earnings
16 on the moneys credited to the fund. Moneys in the fund are
17 not subject to appropriation or transfer except as provided by
18 law. Once the fund reaches a balance of \$50 million, the
19 interest and earnings and other moneys credited to the fund in
20 excess of that amount are appropriated to the commission to be
21 used for the purposes of the fund. The bill specifies that
22 the fund is to be used for the benefit of veterans and the
23 spouses and dependents of veterans for various purposes
24 specified in the bill. The term "veteran" is defined for
25 purposes of the trust fund as a person listed in the Code
26 section 35.1 definition of veteran, which includes a person
27 who served in the U.S. armed forces during certain periods of
28 armed conflict or war and certain former members of the
29 military reserves and the national guard and veterans of other
30 types of military-related service or a resident of this state
31 who served in the armed forces, completed a minimum aggregate
32 of 90 days of active federal service, and was discharged under
33 honorable conditions.

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HOUSE FILE 676

H-1499

1 Amend House File 676 as follows:

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

4 "b. Fees credited by the treasurer of state from
5 the sale of special motor vehicle registration plates
6 pursuant to section 321.34, subsections 17 through
7 20."

8 2. Page 2, by inserting after line 9 the
9 following:

10 "Sec. _____. Section 321.34, subsections 17, 18, 19,
11 and 20, Code 2003, are amended to read as follows:

12 17. PEARL HARBOR SPECIAL PLATES. An owner
13 referred to in subsection 12 who was at Pearl Harbor,
14 Hawaii, as a member of the armed services of the
15 United States on December 7, 1941, may, upon written
16 application to the department, order special
17 registration plates with a Pearl Harbor processed
18 emblem. The emblem shall be designed by the
19 department in consultation with service organizations.
20 The application is subject to approval by the
21 department. The special fees collected by the
22 director for issuance and validation of Pearl Harbor
23 plates pursuant to subsection 12 shall be paid monthly
24 to the treasurer of state and credited to the road use
25 tax fund. Notwithstanding section 423.24, and prior
26 to the crediting of revenues to the road use tax fund
27 under section 423.24, subsection 1, paragraph "b", the
28 treasurer of state shall credit monthly to the
29 veterans trust fund created under section 35A.13 the
30 amount of the special fees collected in the previous
31 month for the Pearl Harbor plates.

32 18. PURPLE HEART SPECIAL PLATES. An owner
33 referred to in subsection 12 who was awarded a purple
34 heart medal by the United States government for wounds
35 received in military or naval combat against an armed
36 enemy of the United States may, upon written
37 application to the department and presentation of
38 satisfactory proof of the award of the purple heart
39 medal, order special registration plates with a purple
40 heart processed emblem. The design of the emblem
41 shall include a representation of a purple heart medal
42 and ribbon. The application is subject to approval by
43 the department in consultation with the adjutant
44 general. The special fees collected by the director
45 for issuance and validation of purple heart plates
46 pursuant to subsection 12 shall be paid monthly to the
47 treasurer of state and credited to the road use tax
48 fund. Notwithstanding section 423.24, and prior to
49 the crediting of revenues to the road use tax fund
50 under section 423.24, subsection 1, paragraph "b", the

H-1499

1 treasurer of state shall credit monthly to the
2 veterans trust fund created under section 35A.13 the
3 amount of the special fees collected in the previous
4 month for the purple heart plates.

5 19. UNITED STATES ARMED FORCES RETIRED SPECIAL
6 PLATES. An owner referred to in subsection 12 who is
7 a retired member of the United States armed forces
8 may, upon written application to the department and
9 upon presentation of satisfactory proof of membership,
10 order special registration plates with a United States
11 armed forces retired processed emblem. The emblem
12 shall be designed by the department in consultation
13 with service organizations. The application is
14 subject to approval by the department. For purposes
15 of this subsection, a person is considered to be
16 retired if the person is recognized by the United
17 States armed forces as retired from the United States
18 armed forces. The special fees collected by the
19 director for issuance and validation of United States
20 armed forces retired plates pursuant to subsection 12
21 shall be paid monthly to the treasurer of state and
22 credited to the road use tax fund. Notwithstanding
23 section 423.24, and prior to the crediting of revenues
24 to the road use tax fund under section 423.24,
25 subsection 1, paragraph "b", the treasurer of state
26 shall credit monthly to the veterans trust fund
27 created under section 35A.13 the amount of the special
28 fees collected in the previous month for the United
29 States armed forces retired plates.

30 20. SILVER OR BRONZE STAR PLATES. An owner
31 referred to in subsection 12 who was awarded a silver
32 or a bronze star by the United States government, may,
33 upon written application to the department and
34 presentation of satisfactory proof of the award of the
35 silver or bronze star, order special registration
36 plates with a silver or bronze star processed emblem.
37 The emblem shall be designed by the department in
38 consultation with the adjutant general. The special
39 fees collected by the director for issuance and
40 validation of silver star and bronze star plates
41 pursuant to subsection 12 shall be paid monthly to the
42 treasurer of state and credited to the road use tax
43 fund. Notwithstanding section 423.24, and prior to
44 the crediting of revenues to the road use tax fund
45 under section 423.24, subsection 1, paragraph "b", the
46 treasurer of state shall credit monthly to the
47 veterans trust fund created under section 35A.13 the
48 amount of the special fees collected in the previous
49 month for the silver star and bronze star plates."

50 3. By renumbering, redesignating, and correcting

HOUSE CLIP SHEET

APRIL 30, 2003

H-1499

Page 3

1 internal references as necessary.

By QUIRK of Chickasaw

H-1499 FILED APRIL 29, 2003

WITHDRAWN

HOUSE FILE 676
BY COMMITTEE ON
GOVERNMENT OVERSIGHT

(SUCCESSOR TO HSB 310)

(As Amended and Passed by the House April 29, 2003)

Passed House, Date 4/29/03 Passed Senate, Date 5/1/03
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved 5/15/03

A BILL FOR

1 An Act establishing a veterans trust fund under the control of
2 the commission of veterans affairs and providing a contingent
3 appropriation.

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

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House Amendments _____

1 Section 1. NEW SECTION. 35A.13 VETERANS TRUST FUND.

2 1. For the purposes of this section, "veteran" means the
3 same as defined in section 35.1 or a resident of this state
4 who served in the armed forces of the United States, completed
5 a minimum aggregate of ninety days of active federal service,
6 and was discharged under honorable conditions.

7 2. A veterans trust fund is created in the state treasury
8 under the control of the commission.

9 3. The trust fund shall consist of all of the following:

10 a. Moneys in the form of a devise, gift, bequest,
11 donation, federal or other grant, reimbursement, repayment,
12 judgment, transfer, payment, or appropriation from any source
13 intended to be used for the purposes of the trust fund.

14 b. Interest attributable to investment of moneys in the
15 fund or an account of the trust fund. Notwithstanding section
16 12C.7, subsection 2, interest or earnings on moneys in the
17 trust fund shall be credited to the trust fund.

18 4. Moneys credited to the trust fund shall not be
19 transferred, used, obligated, appropriated, or otherwise
20 encumbered, except as provided in this section. Moneys in the
21 trust fund may be used for cash flow purposes during a fiscal
22 year provided that any moneys so allocated are returned to the
23 trust fund by the end of that fiscal year.

24 5. The minimum balance of the trust fund required prior to
25 expenditure of moneys from the trust fund is fifty million
26 dollars. Once the minimum balance is reached, the interest
27 and earnings on the fund and any moneys received under
28 subsection 3, paragraph "a", are appropriated to the
29 commission to be used to achieve the purposes of this section.

30 6. Moneys appropriated to the commission under this
31 section shall not be used to supplant funding previously
32 provided by other sources. The moneys may be expended upon a
33 majority vote of the commission membership for the benefit of
34 veterans and the spouses and dependents of veterans, for any
35 of the following purposes:

- 1 a. College tuition aid.
- 2 b. Job training aid.
- 3 c. Expenses relating to an individual receiving care by a
- 4 nursing facility that are not payable by any other sources.
- 5 d. Benefits provided to children of disabled or deceased
- 6 veterans.
- 7 e. Unemployment aid needed during a veteran's unemployment
- 8 due to prolonged illness or disability resulting from military
- 9 service. A diagnosed case of mental distress due to military
- 10 service-related activities shall be included as a disability
- 11 under this paragraph.
- 12 f. Other purposes identified by the commission.
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Succ
ST **O 676**
ALONS-CH
BAUDLER
OLDSON

HSB 310
OVERSIGHT

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
GOVERNMENT OVERSIGHT BILL
BY CHAIRPERSON ALONS)

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

A BILL FOR

1 An Act establishing a veterans trust fund under the control of
2 the commission of veterans affairs and making an
3 appropriation.

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

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1 Section 1. NEW SECTION. 35A.13 VETERANS TRUST FUND.

2 1. For the purposes of this section, "veteran" means the
3 same as defined in section 35.1 or a resident of this state
4 who served in the armed forces of the United States, completed
5 a minimum aggregate of ninety days of active federal service,
6 and was discharged under honorable conditions.

7 2. A veterans trust fund is created in the state treasury
8 under the control of the commission.

9 3. The trust fund shall consist of all of the following:

10 a. Moneys in the form of a devise, gift, bequest,
11 donation, federal or other grant, reimbursement, repayment,
12 judgment, transfer, payment, or appropriation from any source
13 intended to be used for the purposes of the trust fund.

14 b. Interest attributable to investment of moneys in the
15 fund or an account of the trust fund. Notwithstanding section
16 12C.7, subsection 2, interest or earnings on moneys in the
17 trust fund shall be credited to the trust fund.

18 4. Moneys credited to the trust fund shall not be
19 transferred, used, obligated, appropriated, or otherwise
20 encumbered, except as provided in this section. Moneys in the
21 trust fund may be used for cash flow purposes during a fiscal
22 year provided that any moneys so allocated are returned to the
23 trust fund by the end of that fiscal year.

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25 expenditure of moneys from the trust fund is fifty million
26 dollars. Once the minimum balance is reached, the interest
27 and earnings on the fund and any moneys received under
28 subsection 3, paragraph "a", are appropriated to the
29 commission to be used to achieve the purposes of this section.

30 6. Moneys appropriated to the commission under this
31 section may be expended upon a majority vote of the commission
32 membership for the benefit of veterans and the spouses and
33 dependents of veterans, for any of the following purposes:

34 a. College tuition aid.

35 b. Job training aid.

1 c. Veterans nursing facilities.

2 d. Benefits provided to children of disabled or deceased
3 veterans.

4 e. Unemployment aid needed during a veteran's unemployment
5 due to prolonged illness or disability resulting from military
6 service. A diagnosed case of mental distress due to military
7 service-related activities shall be included as a disability
8 under this paragraph.

9 f. Other purposes identified by the commission.

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EXPLANATION

11 This bill establishes a veterans trust fund under the
12 control of the commission of veterans affairs.

13 New Code section 35A.13 establishes the veterans trust
14 fund. The fund receives any appropriations and moneys
15 provided for purposes of the fund, and interest and earnings
16 on the moneys credited to the fund. Moneys in the fund are
17 not subject to appropriation or transfer except as provided by
18 law. Once the fund reaches a balance of \$50 million, the
19 interest and earnings and other moneys credited to the fund in
20 excess of that amount are appropriated to the commission to be
21 used for the purposes of the fund. The bill specifies that
22 the fund is to be used for the benefit of veterans and the
23 spouses and dependents of veterans for various purposes
24 specified in the bill. The term "veteran" is defined for
25 purposes of the trust fund as a person listed in the Code
26 section 35.1 definition of veteran, which includes a person
27 who served in the U.S. armed forces during certain periods of
28 armed conflict or war and certain former members of the
29 military reserves and the national guard and veterans of other
30 types of military-related service or a resident of this state
31 who served in the armed forces, completed a minimum aggregate
32 of 90 days of active federal service, and was discharged under
33 honorable conditions.

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HOUSE FILE 676

AN ACT

ESTABLISHING A VETERANS TRUST FUND UNDER THE CONTROL OF THE
COMMISSION OF VETERANS AFFAIRS AND PROVIDING A CONTINGENT
APPROPRIATION.

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

Section 1. NEW SECTION. 35A.13 VETERANS TRUST FUND.

1. For the purposes of this section, "veteran" means the same as defined in section 35.1 or a resident of this state who served in the armed forces of the United States, completed a minimum aggregate of ninety days of active federal service, and was discharged under honorable conditions.

2. A veterans trust fund is created in the state treasury under the control of the commission.

3. The trust fund shall consist of all of the following:

a. Moneys in the form of a devise, gift, bequest, donation, federal or other grant, reimbursement, repayment, judgment, transfer, payment, or appropriation from any source intended to be used for the purposes of the trust fund.

b. Interest attributable to investment of moneys in the fund or an account of the trust fund. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys in the trust fund shall be credited to the trust fund.

4. Moneys credited to the trust fund shall not be transferred, used, obligated, appropriated, or otherwise encumbered, except as provided in this section. Moneys in the trust fund may be used for cash flow purposes during a fiscal year provided that any moneys so allocated are returned to the trust fund by the end of that fiscal year.

5. The minimum balance of the trust fund required prior to expenditure of moneys from the trust fund is fifty million dollars. Once the minimum balance is reached, the interest and earnings on the fund and any moneys received under subsection 3, paragraph "a", are appropriated to the commission to be used to achieve the purposes of this section.

6. Moneys appropriated to the commission under this section shall not be used to supplant funding previously provided by other sources. The moneys may be expended upon a majority vote of the commission membership for the benefit of veterans and the spouses and dependents of veterans, for any of the following purposes:

a. College tuition aid.

b. Job training aid.

c. Expenses relating to an individual receiving care by a nursing facility that are not payable by any other sources.

d. Benefits provided to children of disabled or deceased veterans.

e. Unemployment aid needed during a veteran's unemployment due to prolonged illness or disability resulting from military service. A diagnosed case of mental distress due to military

service-related activities shall be included as a disability under this paragraph.

f. Other purposes identified by the commission.

CHRISTOPHER C. RANTS
Speaker of the House

MARY E. KRAMER
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 676, Eightieth General Assembly.

MARGARET THOMSON
Chief Clerk of the House

Approved _____, 2003

THOMAS J. VILSACK
Governor