

SENATE FILE 2153  
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SF 2077)

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

**A BILL FOR**

1 An Act relating to the funding of efforts to alleviate a public  
2 health emergency or disaster.

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

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**SENATE FILE 2153**

**S-5117**

1 Amend Senate File 2153 as follows:  
2 1. Page 1, line 14, by inserting after the word  
3 "emergency." the following: "Any expenses payable by  
4 the state pursuant to such a governor's executive  
5 order shall be paid out of any moneys in the state  
6 treasury not otherwise appropriated."

**By WILLIAM A. DOTZLER**

**S-5117 FILED MARCH 17, 2004**  
**ADOPTED**

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SF 2153  
APPROPRIATIONS

1 Section 1. Section 135.144, Code Supplement 2003, is  
2 amended by adding the following new subsection:

3 NEW SUBSECTION. 11. If a public health disaster or other  
4 public health emergency situation exists which poses an  
5 imminent threat to the public health, safety, and welfare, the  
6 department, in conjunction with the governor, may provide  
7 financial assistance, from funds appropriated to the  
8 department that are not otherwise encumbered, to political  
9 subdivisions as needed to alleviate the disaster or the  
10 emergency. If the department does not have sufficient  
11 unencumbered funds, the governor may, by executive order,  
12 commit sufficient funds that are not otherwise encumbered from  
13 the general fund, as needed and available, for the disaster or  
14 the emergency.

15 EXPLANATION

16 This bill gives the department of public health discretion  
17 to provide financial assistance to local governments in the  
18 event of a public health emergency or disaster. In the event  
19 the department does not have sufficient unencumbered funds,  
20 the governor may, by executive order, commit funds from the  
21 general fund for the emergency or disaster.

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2 amended by adding the following new subsection:  
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4 public health emergency situation exists which poses an  
5 imminent threat to the public health, safety, and welfare, the  
6 department, in conjunction with the governor, may provide  
7 financial assistance, from funds appropriated to the  
8 department that are not otherwise encumbered, to political  
9 subdivisions as needed to alleviate the disaster or the  
10 emergency. If the department does not have sufficient  
11 unencumbered funds, the governor may, by executive order,  
12 commit sufficient funds that are not otherwise encumbered from  
13 the general fund, as needed and available, for the disaster or  
14 the emergency. Any expenses payable by the state pursuant to  
15 such a governor's executive order shall be paid out of any  
16 moneys in the state treasury not otherwise appropriated.

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**HOUSE AMENDMENT TO  
SENATE FILE 2153**

**S-5333**

1 Amend Senate File 2153, as amended, passed, and  
2 reprinted by the Senate, as follows:  
3 1. Page 1, by striking lines 11 through 16 and  
4 inserting the following: "encumbered funds, the  
5 governor may request that the executive council,  
6 pursuant to the authority of section 7D.29, commit  
7 sufficient funds, up to one million dollars, that are  
8 not otherwise encumbered from the general fund, as  
9 needed and available, for the disaster or the  
10 emergency. If additional financial assistance is  
11 required in excess of one million dollars, approval by  
12 the legislative council is also required."

RECEIVED FROM THE HOUSE

**S-5333** FILED APRIL 13, 2004

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financial assistance is required in excess of one million dollars, approval by the legislative council is also required.

SENATE FILE 2153

AN ACT

RELATING TO THE FUNDING OF EFFORTS TO ALLEVIATE A PUBLIC HEALTH EMERGENCY OR DISASTER.

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

Section 1. Section 135.144, Code Supplement 2003, is amended by adding the following new subsection:

NEW SUBSECTION. 11. If a public health disaster or other public health emergency situation exists which poses an imminent threat to the public health, safety, and welfare, the department, in conjunction with the governor, may provide financial assistance, from funds appropriated to the department that are not otherwise encumbered, to political subdivisions as needed to alleviate the disaster or the emergency. If the department does not have sufficient encumbered funds, the governor may request that the executive council, pursuant to the authority of section 7D.29, commit sufficient funds, up to one million dollars, that are not otherwise encumbered from the general fund, as needed and available, for the disaster or the emergency. If additional

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JEFFREY M. LAMBERTI  
President of the Senate

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CHRISTOPHER C. RANTS  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2153, Eightieth General Assembly.

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MICHAEL E. MARSHALL  
Secretary of the Senate

Approved \_\_\_\_\_, 2004

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THOMAS J. VILSACK  
Governor