

# Senate Study Bill 3295

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
APPROPRIATIONS BILL BY  
CHAIRPERSON DVORSKY)

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

## A BILL FOR

1 An Act relating to and making appropriations from the healthy  
2 Iowans tobacco trust and the tobacco settlement trust fund,  
3 and providing for the repeal of the healthy Iowans tobacco  
4 trust, and providing effective dates.  
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
6 TLSB 5008XC 82  
7 pf/jp/24

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1 1 DIVISION I  
1 2 HEALTHY IOWANS TOBACCO TRUST == APPROPRIATIONS  
1 3 Section 1. HEALTHY IOWANS TOBACCO TRUST == APPROPRIATIONS  
1 4 TO DEPARTMENTS. There is appropriated from the healthy Iowans  
1 5 tobacco trust created in section 12.65 to the following  
1 6 departments for the fiscal year beginning July 1, 2008, and  
1 7 ending June 30, 2009, the following amounts, or so much  
1 8 thereof as is necessary, to be used for the purposes  
1 9 designated:  
1 10 1. To the department of human services:  
1 11 a. For child and family services including for  
1 12 reimbursement of adoption, independent living, shelter care,  
1 13 and home studies services providers, and other service  
1 14 providers under the purview of the department of human  
1 15 services:  
1 16 ..... \$ 3,761,677  
1 17 b. To continue supplementation of the state supplementary  
1 18 assistance program including reimbursements for residential  
1 19 care facilities and in-home health services:  
1 20 ..... \$ 182,381  
1 21 c. For general administration of health-related programs:  
1 22 ..... \$ 274,000  
1 23 2. To the Iowa department of public health:  
1 24 a. For the tobacco use prevention and control initiative,  
1 25 including efforts at the state and local levels, as provided  
1 26 in chapter 142A and for not more than the following full-time  
1 27 equivalent positions:  
1 28 ..... \$ 5,928,265  
1 29 ..... FTEs 7.00  
1 30 (1) The director of public health shall dedicate  
1 31 sufficient resources to promote and ensure retailer compliance  
1 32 with tobacco laws and ordinances relating to persons under 18  
1 33 years of age, and shall prioritize the state's compliance in  
1 34 the allocation of available funds to comply with 42 U.S.C. }  
1 35 300x=26 and section 453A.2.  
2 1 (2) Of the full-time equivalent positions funded in this  
2 2 paragraph "a", 2.00 full-time equivalent positions shall be  
2 3 utilized to provide for enforcement of tobacco laws,  
2 4 regulations, and ordinances under a chapter 28D agreement  
2 5 entered into between the Iowa department of public health and  
2 6 the alcoholic beverages division of the department of  
2 7 commerce.  
2 8 (3) Of the funds appropriated in this paragraph "a", not  
2 9 more than \$525,759 shall be expended on administration and  
2 10 management of the program.  
2 11 (4) Of the funds appropriated in this paragraph "a", not  
2 12 less than 80 percent of the amount expended in the fiscal year  
2 13 beginning July 1, 2001, for community partnerships shall be  
2 14 expended in the fiscal year beginning July 1, 2008, for that  
2 15 purpose.  
2 16 b. For additional substance abuse treatment under the

2 17 substance abuse treatment program:  
 2 18 ..... \$ 13,800,000  
 2 19 (1) The department shall use funds appropriated in this  
 2 20 paragraph "b" to enhance the quality of and to expand the  
 2 21 capacity to provide 24-hour substance abuse treatment  
 2 22 programs.  
 2 23 (2) The department shall use funds appropriated in this  
 2 24 paragraph "b" to expand the length of individual client  
 2 25 substance abuse treatment plans, as necessary to reduce  
 2 26 program recidivism.  
 2 27 (3) The department shall use funds appropriated in this  
 2 28 paragraph "b" to share research-based best practices for  
 2 29 treatment with substance abuse treatment facilities.  
 2 30 (4) The department shall use funds appropriated in this  
 2 31 paragraph "b" to develop a results-based funding approach for  
 2 32 substance abuse treatment services.  
 2 33 (5) The department shall use funds appropriated in this  
 2 34 paragraph "b" to develop a program to encourage individuals  
 2 35 who are successfully managing their substance abuse problems  
 3 1 to serve as role models.  
 3 2 (6) The department shall submit a report annually by March  
 3 3 1, to the governor and the general assembly delineating the  
 3 4 success rates of the substance abuse treatment programs that  
 3 5 receive funding under this paragraph "b".  
 3 6 c. For the healthy Iowans 2010 plan within the Iowa  
 3 7 department of public health and for not more than the  
 3 8 following full-time equivalent positions:  
 3 9 ..... \$ 2,509,960  
 3 10 ..... FTEs 4.00  
 3 11 (1) Of the funds appropriated in this paragraph "c", not  
 3 12 more than \$1,157,482 shall be used for essential public health  
 3 13 services that promote healthy aging throughout the lifespan,  
 3 14 contracted through a formula for local boards of health, to  
 3 15 enhance health promotion and disease prevention services.  
 3 16 (2) Of the funds appropriated in this paragraph "c", not  
 3 17 more than \$387,320 shall be used for the continuation and  
 3 18 support of a coordinated system of delivery of trauma and  
 3 19 emergency medical services.  
 3 20 (3) Of the funds appropriated in this paragraph "c", not  
 3 21 more than \$600,000 shall be used for the state poison control  
 3 22 center.  
 3 23 (4) Of the funds appropriated in this paragraph "c", not  
 3 24 more than \$288,770 shall be used for the development of  
 3 25 scientific and medical expertise in environmental  
 3 26 epidemiology.  
 3 27 (5) Of the funds appropriated in this paragraph "c", not  
 3 28 more than \$76,388 shall be used for the childhood lead  
 3 29 poisoning prevention program.  
 3 30 d. For the center for congenital and inherited disorders  
 3 31 established pursuant to section 136A.3:  
 3 32 ..... \$ 26,000  
 3 33 e. For a grant program to provide substance abuse  
 3 34 prevention programming for children:  
 3 35 ..... \$ 1,050,000  
 4 1 (1) Of the funds appropriated in this paragraph "e",  
 4 2 \$500,000 shall be utilized to provide funding for  
 4 3 organizations that provide programming for children by  
 4 4 utilizing mentors. Programs approved for grants under this  
 4 5 subparagraph (1) shall be certified or will be certified  
 4 6 within six months of receiving the grant award by the Iowa  
 4 7 commission on volunteer services as utilizing the standards  
 4 8 for effective practice for mentoring programs.  
 4 9 (2) Of the funds appropriated in this paragraph "e",  
 4 10 \$500,000 shall be utilized to provide funding for  
 4 11 organizations that provide programming that includes youth  
 4 12 development and leadership. The programs shall also be  
 4 13 recognized as being programs that are scientifically based  
 4 14 with evidence of their effectiveness in reducing substance  
 4 15 abuse in children.  
 4 16 (3) The Iowa department of public health shall utilize a  
 4 17 request for proposals process to implement the program under  
 4 18 this paragraph "e".  
 4 19 (4) All grant recipients under this paragraph "e" shall  
 4 20 participate in a program evaluation as a requirement for  
 4 21 receiving grant funds.  
 4 22 (5) Of the funds appropriated in this paragraph "e",  
 4 23 \$50,000 shall be used to administer substance abuse prevention  
 4 24 grants and for program evaluations.  
 4 25 g. For providing grants to individual patients who have  
 4 26 phenylketonuria (PKU) to assist with the costs of necessary  
 4 27 special foods:

4 28 ..... \$ 100,000  
4 29 h. For additional funding to leverage federal funding  
4 30 through the federal Ryan White Care Act, Title II, AIDS drug  
4 31 assistance program supplemental drug treatment grants:  
4 32 ..... \$ 275,000  
4 33 i. For a grant to an existing national-affiliated  
4 34 organization to provide education, client-centered programs,  
4 35 and client and family support for people living with epilepsy  
5 1 and their families:  
5 2 ..... \$ 100,000  
5 3 3. To the department of corrections:  
5 4 ..... \$ 4,174,474  
5 5 a. Of the funds appropriated in this subsection, \$366,216  
5 6 is allocated to the first judicial district department of  
5 7 correctional services. Of the funds allocated, \$100,000 shall  
5 8 be used for community-based corrections, \$138,000 shall be  
5 9 used to regionalize the drug court in Black Hawk, Dubuque, and  
5 10 Buchanan counties, and \$128,216 shall be used to replace  
5 11 expired federal funding for dual diagnosis offenders.  
5 12 b. Of the funds appropriated in this subsection, \$406,217  
5 13 is allocated to the second judicial district department of  
5 14 correctional services. Of the funds allocated, \$100,000 shall  
5 15 be used for community-based corrections, and \$306,217 shall be  
5 16 used to replace expired federal funding for day programming  
5 17 and to replace expired federal funding for the drug court  
5 18 program with \$50,000 of this amount being used for substance  
5 19 abuse treatment.  
5 20 c. Of the funds appropriated in this subsection, \$200,359  
5 21 is allocated to the third judicial district department of  
5 22 correctional services. Of the funds allocated, \$100,000 shall  
5 23 be used for community-based corrections, and \$100,359 shall be  
5 24 used to replace expired federal funding for the drug court  
5 25 program.  
5 26 d. Of the funds appropriated in this subsection, \$291,731  
5 27 is allocated to the fourth judicial district department of  
5 28 correctional services. Of the funds allocated, \$100,000 shall  
5 29 be used for community-based corrections, and \$191,731 shall be  
5 30 used for the drug court program.  
5 31 e. Of the funds appropriated in this subsection, \$355,693  
5 32 is allocated to the fifth judicial district department of  
5 33 correctional services. Of the funds allocated, \$100,000 shall  
5 34 be used for community-based corrections, and \$255,693 shall be  
5 35 used to replace expired federal funding for the drug court  
6 1 program.  
6 2 f. Of the funds appropriated in this subsection, \$494,741  
6 3 is allocated to the sixth judicial district department of  
6 4 correctional services. Of the funds allocated, \$100,000 shall  
6 5 be used for community-based corrections, \$64,741 shall be used  
6 6 to replace expired federal funding for dual diagnosis  
6 7 offenders, and \$330,000 shall be used to establish drug court  
6 8 programs in Johnson and Linn counties.  
6 9 g. Of the funds appropriated in this subsection, \$232,232  
6 10 is allocated to the seventh judicial district department of  
6 11 correctional services. Of the funds allocated, \$100,000 shall  
6 12 be used for community-based corrections, and \$132,232 shall be  
6 13 used to replace expired federal funding for the drug court  
6 14 program.  
6 15 h. Of the funds appropriated in this subsection, \$300,000  
6 16 is allocated to the eighth judicial district department of  
6 17 correctional services. Of the funds allocated, \$100,000 shall  
6 18 be used for community-based corrections, and \$200,000 shall be  
6 19 used to implement an adult drug court program.  
6 20 i. Of the funds appropriated in this subsection,  
6 21 \$1,497,285 is allocated to the Fort Madison correctional  
6 22 facility for the clinical care unit.  
6 23 j. Of the funds appropriated in this subsection, \$30,000  
6 24 is allocated for a transitional housing pilot project for  
6 25 offenders on parole who are in the early stages of recovery  
6 26 from substance abuse. The department of corrections shall  
6 27 contract with a private nonprofit substance abuse treatment  
6 28 provider in a city with a population exceeding 65,000 but not  
6 29 exceeding 75,000 to implement the pilot project. The  
6 30 department shall file a report with the co-chairpersons and  
6 31 ranking members of the joint appropriations subcommittee on  
6 32 the justice system and the legislative services agency by  
6 33 February 1, 2009, detailing the number of offenders served by  
6 34 the pilot project, the recidivism rate, a description of the  
6 35 types of services received by the offenders, and the number of  
7 1 prison bed days saved by the pilot project.  
7 2 Sec. 2. PURCHASE OF SERVICE CONTRACT PROVIDERS ==  
7 3 REIMBURSEMENT INCREASE. There is appropriated from the

7 4 healthy Iowans tobacco trust created in section 12.65 to the  
7 5 property tax relief fund created in section 426B.1 for the  
7 6 fiscal year beginning July 1, 2008, and ending June 30, 2009,  
7 7 the following amount, or so much thereof as is necessary, to  
7 8 be used for the purposes designated:

7 9 For assistance to the counties with limited county mental  
7 10 health, mental retardation, and developmental disabilities  
7 11 services fund balances which were selected in accordance with  
7 12 2000 Iowa Acts, chapter 1221, section 3, to receive such  
7 13 assistance in the same amount provided during the fiscal year  
7 14 beginning July 1, 2000, and ending June 30, 2001, to pay  
7 15 reimbursement increases in accordance with 2000 Iowa Acts,  
7 16 chapter 1221, section 3:

7 17 ..... \$ 146,750

7 18 Sec. 3. IOWA EMPOWERMENT FUND. There is appropriated from  
7 19 the healthy Iowans tobacco trust created in section 12.65 to  
7 20 the Iowa empowerment fund created in section 28.9 for the  
7 21 fiscal year beginning July 1, 2008, and ending June 30, 2009,  
7 22 for deposit in the school ready children grants account:

7 23 ..... \$ 2,153,250

7 24 Sec. 4. IOWA COMMISSION ON VOLUNTEER SERVICES. There is  
7 25 appropriated from the healthy Iowans tobacco trust created in  
7 26 section 12.65 to the department of economic development for  
7 27 the fiscal year beginning July 1, 2008, and ending June 30,  
7 28 2009, the following amount, or so much thereof as is  
7 29 necessary, to be used for the purpose designated:

7 30 For allocation to the Iowa commission on volunteer services  
7 31 for the Iowa's promise and mentoring partnership program and  
7 32 for not more than the following full-time equivalent  
7 33 positions:

7 34 ..... \$ 125,000

7 35 ..... FTEs 1.00

8 1 Sec. 5. DEPARTMENT OF EDUCATION. There is appropriated  
8 2 from the healthy Iowans tobacco trust created in section 12.65  
8 3 to the department of education for the fiscal year beginning  
8 4 July 1, 2008, and ending June 30, 2009, the following amount,  
8 5 or so much thereof as is necessary, to be used for the purpose  
8 6 designated:

8 7 To continue the competitive grants program to expand the  
8 8 availability of the before and after school grant program as  
8 9 provided in section 256.26:

8 10 ..... \$ 505,000

8 11 Sec. 6. ENDOWMENT FOR IOWA'S HEALTH ACCOUNT == TRANSFER.

8 12 Notwithstanding any provision of law to the contrary, the  
8 13 unencumbered or unobligated balance of the endowment for  
8 14 Iowa's health account created in section 12E.12 at the close  
8 15 of the fiscal year beginning July 1, 2007, shall be  
8 16 transferred to the healthy Iowans tobacco trust created in  
8 17 section 12.65.

8 18 Sec. 7. EFFECTIVE DATE. The section of this division of  
8 19 this Act transferring the balance at the end of the fiscal  
8 20 year beginning July 1, 2007, in the endowment for Iowa's  
8 21 health account to the healthy Iowans tobacco trust, being  
8 22 deemed of immediate importance, takes effect upon enactment.

8 23 DIVISION II

8 24 HEALTHY IOWANS TOBACCO TRUST == REPEAL

8 25 Sec. 8. Section 12E.2, subsection 5, Code 2007, is amended  
8 26 by striking the subsection.

8 27 Sec. 9. Section 12E.2, subsection 10, Code 2007, is  
8 28 amended to read as follows:

8 29 10. "Program plan" means the tobacco settlement program  
8 30 plan dated February 14, 2001, including exhibits to the  
8 31 program plan, submitted by the authority to the legislative  
8 32 council and the executive council, to provide the state with a  
8 33 secure and stable source of funding for the purposes  
8 34 designated by section 12E.3A and other provisions of this  
8 35 chapter and section 12.65.

9 1 Sec. 10. Section 12E.3, subsection 2, paragraph a, Code  
9 2 2007, is amended to read as follows:

9 3 a. To implement and administer the program plan and to  
9 4 establish a stable source of revenue to be used for the  
9 5 purposes designated in section 12E.3A and other provisions of  
9 6 this chapter and section 12.65.

9 7 Sec. 11. NEW SECTION. 12E.3A ENDOWMENT FOR IOWA'S HEALTH  
9 8 ACCOUNT == PURPOSES.

9 9 1. The general assembly reaffirms and reenacts the  
9 10 purposes stated for the use of moneys deposited in the healthy  
9 11 Iowans tobacco trust, as the purposes were enacted in 2000  
9 12 Iowa Acts, chapter 1232, section 12, and codified in section  
9 13 12.65, Code 2007, as the purposes for the endowment for Iowa's  
9 14 health account. The purposes include those purposes related

9 15 to health care, substance abuse treatment and enforcement,  
9 16 tobacco use prevention and control, and other purposes related  
9 17 to the needs of children, adults, and families in the state.

9 18 2. Any net proceeds from the sale of taxable bonds or  
9 19 tax-exempt bonds issued to provide funds for the purposes  
9 20 stated in section 12.65, Code 2007, and as reaffirmed and  
9 21 reenacted in subsection 1 shall continue to be used for such  
9 22 purposes, including but not limited to any such proceeds  
9 23 deposited in the endowment for Iowa's health account or  
9 24 transferred or otherwise credited to the general fund of the  
9 25 state.

9 26 Sec. 12. Section 12E.9, subsection 1, paragraph b,  
9 27 subparagraphs (3) and (6), Code 2007, are amended to read as  
9 28 follows:

9 29 (3) An agreement that the anticipated use by the state of  
9 30 bond proceeds received pursuant to the sales agreement shall  
9 31 be for capital projects, certain debt service on outstanding  
9 32 obligations that funded capital projects, payment of attorney  
9 33 fees related to the master settlement agreement, and to  
9 34 provide a secure and stable source of funding to the state for  
9 35 purposes designated by section 12E.3A and other provisions of  
10 1 this chapter ~~and section 12.65~~.

10 2 (6) A requirement that the net proceeds received by the  
10 3 authority from the sale of taxable bonds or tax-exempt bonds  
10 4 issued to provide funds for the purposes specified in section  
10 5 ~~12.65~~ 12E.3A be deposited in the endowment for Iowa's health  
10 6 account of the tobacco settlement trust fund as moneys of the  
10 7 authority until transferred to the state pursuant to section  
10 8 12E.12, subsection 1, paragraph "b", subparagraph (2). Each  
10 9 amount transferred shall be the consideration received by the  
10 10 state for that portion of the state's share.

10 11 Sec. 13. Section 12E.10, subsection 1, paragraph a,  
10 12 subparagraph (3), Code 2007, is amended to read as follows:

10 13 (3) The authority may also issue taxable bonds or  
10 14 tax-exempt bonds to provide additional amounts to be used for  
10 15 the purposes specified in section ~~12.65~~ 12E.3A.

10 16 Sec. 14. Section 12E.11, subsection 1, Code 2007, is  
10 17 amended to read as follows:

10 18 1. The authority may issue bonds and, if bonds are issued,  
10 19 shall make the proceeds from the bonds available to the state  
10 20 pursuant to the sales agreement to fund capital projects,  
10 21 certain debt service on outstanding obligations that funded  
10 22 capital projects, and attorney fees related to the master  
10 23 settlement agreement, and to provide a secure and stable  
10 24 source of funding to the state, consistent with the purposes  
10 25 of section 12E.3A and other provisions of this chapter ~~and~~  
~~10 26 section 12.65~~. In connection with the issuance of bonds and  
10 27 subject to the terms of the sales agreement, the authority  
10 28 shall determine the terms and other details of the financing  
10 29 and the method of implementation of the program plan. Bonds  
10 30 issued pursuant to this section may be secured by a pledge of  
10 31 all or a portion of the state's share and any moneys derived  
10 32 from the state's share, and any other sources available to the  
10 33 authority with the exception of moneys in the tobacco  
10 34 settlement trust fund. The authority may also issue refunding  
10 35 bonds, including advance refunding bonds, for the purpose of  
11 1 refunding previously issued bonds, and may issue other types  
11 2 of bonds, debt obligations, and financing arrangements  
11 3 necessary to fulfill its purposes or the purposes of this  
11 4 chapter.

11 5 Sec. 15. Section 12E.12, subsection 1, paragraph b,  
11 6 subparagraph (2), Code 2007, is amended to read as follows:

11 7 (2) The endowment for Iowa's health account.

11 8 (a) The net proceeds of any taxable bonds or tax-exempt  
11 9 bonds issued to provide funds for the purposes specified in  
11 10 section ~~12.65~~ 12E.3A, which the authority is directed to  
11 11 deposit in the account, any portion of the state's share which  
11 12 is not sold to the authority, and any other moneys  
11 13 appropriated by the state for deposit in the account shall be  
11 14 deposited in the account and shall be used for the purposes  
11 15 specified in section ~~12.65~~ 12E.3A.

~~11 16 (a) There is transferred from the endowment for Iowa's~~  
~~11 17 health account of the tobacco settlement trust fund to the~~  
~~11 18 healthy Iowans tobacco trust for the fiscal year beginning~~  
~~11 19 July 1, 2001, and ending June 30, 2002, the amount of~~  
~~11 20 fifty-five million dollars, to be used for the purposes~~  
~~11 21 specified in section 12.65.~~

11 22 (b) For each fiscal year beginning July 1, ~~2002~~ 2009, and  
~~11 23 annually thereafter, there is transferred from the moneys~~  
~~11 24 deposited in the endowment for Iowa's health account of the~~  
11 25 tobacco settlement trust fund are transferred to the healthy

~~11 26 Iowans tobacco trust fifty-five million dollars plus an  
11 27 inflationary factor of one and one-half percent of the amount  
11 28 transferred in the previous fiscal year. Any transfer in an  
11 29 amount not in accordance with this subparagraph shall not be  
11 30 made unless authorized by a three-fifths majority of each  
11 31 house and approved by the governor general fund of the state.  
11 32 The moneys transferred shall be used for the purposes  
11 33 specified in section 12E.3A.~~

11 34 Sec. 16. Section 12E.17, Code 2007, is amended to read as  
11 35 follows:

12 1 12E.17 DISSOLUTION OF THE AUTHORITY.

12 2 The authority shall dissolve no later than two years from  
12 3 the date of final payment of all outstanding bonds and the  
12 4 satisfaction of all outstanding obligations of the authority,  
12 5 except to the extent necessary to remain in existence to  
12 6 fulfill any outstanding covenants or provisions with  
12 7 bondholders or third parties made in accordance with this  
12 8 chapter. Upon dissolution of the authority, all assets of the  
12 9 authority shall be returned to the state and shall be  
12 10 deposited in the healthy Iowans tobacco trust general fund of  
12 11 the state, unless otherwise directed by the general assembly,  
12 12 and the authority shall execute any necessary assignments or  
12 13 instruments, including any assignment of any right, title, or  
12 14 ownership to the state for receipt of payments under the  
12 15 master settlement agreement.

12 16 Sec. 17. Section 12.65, Code 2007, is repealed.

12 17 Sec. 18. EFFECTIVE DATE. This division of this Act takes  
12 18 effect June 30, 2009.

#### 12 19 DIVISION III

#### 12 20 APPROPRIATIONS AND BALANCES == REVERSIONS

12 21 Sec. 19. HEALTHY IOWANS TOBACCO TRUST AND ENDOWMENT FOR  
12 22 IOWA'S HEALTH ACCOUNT == REVERSION.

12 23 1. Notwithstanding any provision of law to the contrary,  
12 24 moneys from appropriations that remain unencumbered or  
12 25 unobligated at the close of the fiscal year beginning July 1,  
12 26 2008, or the close of any succeeding fiscal year that would  
12 27 otherwise be required by law to revert to, be deposited in, or  
12 28 to be credited to the healthy Iowans tobacco trust or the  
12 29 endowment for Iowa's health account shall instead be credited  
12 30 to the general fund of the state.

12 31 2. Notwithstanding any provision of law to the contrary,  
12 32 the unencumbered or unobligated balances of the healthy Iowans  
12 33 tobacco trust at the close of the fiscal year beginning July  
12 34 1, 2008, or the endowment for Iowa's health account at the  
12 35 close of the fiscal year beginning July 1, 2008, or the close  
13 1 of any succeeding fiscal year shall be transferred to the  
13 2 general fund of the state.

#### 13 3 EXPLANATION

13 4 Division I of this bill relates to and makes appropriations  
13 5 from the healthy Iowans tobacco trust to the following  
13 6 departments for fiscal year 2008=2009:

13 7 To the department of human services:

13 8 1. For child and family services including for  
13 9 reimbursement of adoption, independent living, shelter care,  
13 10 and home studies services providers, and other service  
13 11 providers under the purview of the department of human  
13 12 services.

13 13 2. For supplementation of the state supplementary  
13 14 assistance program.

13 15 3. For general administration of health-related programs.

13 16 To the Iowa department of public health:

13 17 1. For the tobacco use prevention and control initiative  
13 18 and for additional substance abuse treatment.

13 19 2. For development of a healthy Iowans 2010 plan for the  
13 20 following purposes: for essential public health services that  
13 21 promote healthy aging throughout the lifespan, contracted  
13 22 through a formula by local boards of health, to enhance health  
13 23 promotion and disease prevention services; for the  
13 24 continuation and support of a coordinated system of delivery  
13 25 of trauma and emergency medical services; for the poison  
13 26 control center; for development of scientific and medical  
13 27 expertise in environmental epidemiology; and for the childhood  
13 28 lead poisoning prevention program.

13 29 3. For the center for congenital and inherited disorders.

13 30 4. For a grant program to provide substance abuse  
13 31 prevention programming for children with specific criteria.

13 32 5. For a grant program for individuals with  
13 33 phenylketonuria (PKU).

13 34 6. For leveraging of federal funds under the federal Ryan  
13 35 White Care Act.

14 1 7. For a grant to provide education, programming, and

14 2 support for people living with epilepsy and their families.  
14 3 To the department of corrections: for community-based  
14 4 corrections, day programming, the drug court program, for the  
14 5 Fort Madison correctional facility for the clinical care unit,  
14 6 and for a transitional housing pilot project for offenders on  
14 7 parole.

14 8 The bill appropriates funds for fiscal year 2008=2009 to  
14 9 the property tax relief fund for the fiscal year beginning  
14 10 July 1, 2008, and ending June 30, 2009, for assistance to  
14 11 counties with limited county mental health, mental  
14 12 retardation, and developmental disabilities services fund  
14 13 balances to pay reimbursement increases in the same amount as  
14 14 provided in the fiscal year beginning July 1, 2000, and ending  
14 15 June 30, 2001.

14 16 The bill appropriates funds to the Iowa empowerment fund  
14 17 for the fiscal year beginning July 1, 2008, and ending June  
14 18 30, 2009, for deposit in the school ready children grants  
14 19 account.

14 20 The bill appropriates funds to the department of economic  
14 21 development for fiscal year 2008=2009 for allocation to the  
14 22 Iowa commission on volunteer services for the Iowa's promise  
14 23 and mentoring partnership program.

14 24 The bill appropriates funds to the department of education  
14 25 to continue the competitive grants program to expand the  
14 26 availability of the before and after school grant program.

14 27 The bill provides for the transfer of additional funds from  
14 28 the endowment for Iowa's health account to the healthy Iowans  
14 29 tobacco trust for the fiscal year beginning July 1, 2007, and  
14 30 ending June 30, 2008. This provision takes effect upon  
14 31 enactment.

14 32 Division II of this Act repeals Code section 12.65, which  
14 33 creates the healthy Iowans tobacco trust. New Code section  
14 34 12E.3A reaffirms and reenacts the purposes specified in Code  
14 35 section 12.65 for the healthy Iowans tobacco trust as the  
15 1 purposes for the endowment for Iowa's health account. The  
15 2 purposes are those related to health care, substance abuse  
15 3 treatment and enforcement, tobacco use prevention and control,  
15 4 and other purposes related to the needs of children, adults,  
15 5 and families in the state.

15 6 Under current law, the proceeds of bonds issued and other  
15 7 moneys under the tobacco settlement authority are to be  
15 8 deposited in various accounts, including the endowment for  
15 9 Iowa's health account. Under current law, a portion of the  
15 10 moneys in the endowment for Iowa's health account are then  
15 11 transferred to the healthy Iowans tobacco trust. Under the  
15 12 bill, with the repeal of the healthy Iowans tobacco trust the  
15 13 moneys deposited in the endowment for Iowa's health account  
15 14 are transferred to the general fund of the state instead of  
15 15 the healthy Iowans tobacco trust.

15 16 Division II takes effect June 30, 2009.

15 17 Division III provides that any moneys from an appropriation  
15 18 remaining at the close of FY 2008=2009 or the close of any  
15 19 succeeding fiscal year that are required by law to revert to  
15 20 the healthy Iowans tobacco trust or the endowment for Iowa's  
15 21 health account are required to be credited instead to the  
15 22 general fund of the state. The unencumbered or unobligated  
15 23 balances of the healthy Iowans tobacco trust at the close of  
15 24 FY 2008=2009 or the endowment for Iowa's health account at the  
15 25 close of FY 2008=2009 or the close of any succeeding fiscal  
15 26 year are required to be transferred to the general fund of the  
15 27 state.

15 28 LSB 5008XC 82

15 29 pf/jp/24.4