

House Study Bill 248 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY
CHAIRPERSON RAECKER)

A BILL FOR

1 An Act relating to and making appropriations for a period of
2 short duration beginning July 1, 2011, providing for related
3 matters, and including effective date and retroactive
4 applicability provisions.

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

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DIVISION I
APPROPRIATIONS

Section 1. FISCAL YEAR 2011-2012 TEMPORARY APPROPRIATIONS.

1. APPROPRIATIONS DETERMINED FROM ENROLLED BILLS. The department of management, in consultation with the legislative services agency, shall determine the amount of all line item appropriations, standing limited appropriations, and standing unlimited appropriations otherwise limited by law, including appropriations from federal and nonstate funds, made for the fiscal year beginning July 1, 2011, and ending June 30, 2012, by bills passed by both the senate and the house of representatives during the 2011 Regular Session of the Eighty-fourth General Assembly and enrolled for presentation to the governor, as affected by any applicable provision of law. The department of management, in consultation with the legislative services agency, shall also identify the entities to which such appropriations are so made.

2. TEMPORARY APPROPRIATIONS. There is appropriated from the appropriate state fund or account to the entities identified pursuant to subsection 1, for the period beginning July 1, 2011, and ending July 31, 2011, amounts, or so much thereof as is necessary, equal to one-twelfth of the amounts of all line item appropriations, standing limited appropriations, and standing unlimited appropriations otherwise limited by law, including federal and nonstate funds, made for the fiscal year beginning July 1, 2011, and ending June 30, 2012, as determined pursuant to subsection 1.

3. CARRYFORWARDS TEMPORARILY SUPPLANTED. The amounts appropriated under subsection 2 shall supplant, for only the period beginning July 1, 2011, and ending July 31, 2011, any appropriation carried forward from any previous fiscal year into the fiscal year beginning July 1, 2011, and ending June 30, 2012.

4. TEMPORARY APPROPRIATION CONSIDERED ALLOTMENT OF FULL YEAR APPROPRIATION. Upon the governor's approval of any

1 enrolled bill, as passed by both the senate and the house
2 of representatives during the 2011 Regular Session of the
3 Eighty-fourth General Assembly, containing the same line
4 item appropriation or limited standing appropriation for the
5 fiscal year beginning July 1, 2011, and ending June 30, 2012,
6 as made in the one-twelfth appropriation under subsection 2,
7 the one-twelfth appropriation amount shall be considered an
8 allotment of the line item appropriation or limited standing
9 appropriation for the full fiscal year beginning July 1, 2011,
10 and ending June 30, 2012.

11 Sec. 2. FISCAL YEAR 2011-2012 CONTINUING APPROPRIATIONS.

12 1. APPROPRIATIONS DETERMINED FROM 2010-2011 LINE ITEM AND
13 LIMITED STANDING APPROPRIATIONS.

14 a. For all line item appropriations, standing limited
15 appropriations, and standing unlimited appropriations otherwise
16 limited by law, including appropriations from federal and
17 nonstate funds, not included in bills passed by both the senate
18 and the house of representatives during the 2011 Regular
19 Session of the Eighty-fourth General Assembly and enrolled for
20 presentation to the governor, the department of management,
21 in consultation with the legislative services agency, shall
22 determine the amount of such line item appropriations, standing
23 limited appropriations, and standing unlimited appropriations
24 otherwise limited by law, including appropriations from federal
25 and nonstate funds, made for the fiscal year beginning July 1,
26 2010, and ending June 30, 2011, by taking into consideration
27 all of the following:

28 (1) 2011 Iowa Acts, House File 45 and Senate File 209, and
29 other 2011 Iowa Acts.

30 (2) 2010 Iowa Acts, chapter 1193, sections 27 and 28, and
31 other 2010 Iowa Acts.

32 (3) All interdepartmental and intradepartmental transfers
33 made pursuant to section 8.39 and other provisions of law.

34 (4) Other provisions of law.

35 b. The department of management, in consultation with the

1 legislative services agency, shall also identify the entities
2 to which such appropriations were so made, or the entities'
3 successors.

4 2. CONTINUING APPROPRIATIONS. There is appropriated
5 from the appropriate state fund or account to the entities
6 identified pursuant to subsection 1, for the period beginning
7 July 1, 2011, and ending July 31, 2011, amounts, or so much
8 thereof as is necessary, equal to one-twelfth of the amounts of
9 all line item appropriations, standing limited appropriations,
10 and standing unlimited appropriations otherwise limited by law,
11 including federal and nonstate funds, made for the fiscal year
12 beginning July 1, 2010, and ending June 30, 2011, as determined
13 pursuant to subsection 1.

14 3. DUPLICATIVE STANDING APPROPRIATIONS TEMPORARILY
15 SUPPLANTED. The amounts appropriated under subsection 2 shall
16 supplant, for only the period beginning July 1, 2011, and
17 ending July 31, 2011, any duplicative standing appropriation
18 for the fiscal year beginning July 1, 2011, and ending June 30,
19 2012.

20 4. CARRYFORWARDS TEMPORARILY SUPPLANTED. The amounts
21 appropriated under subsection 2 shall supplant, for only the
22 period beginning July 1, 2011, and ending July 31, 2011, any
23 appropriation carried forward from any previous fiscal year
24 into the fiscal year beginning July 1, 2011, and ending June
25 30, 2012.

26 5. CONTINUING APPROPRIATION CONSIDERED ALLOTMENT OF FULL
27 YEAR APPROPRIATION. Upon the governor's approval of any
28 enrolled bill, as passed by both the senate and the house
29 of representatives during the 2011 Regular Session of the
30 Eighty-fourth General Assembly, containing the same line item
31 or limited standing appropriation for the fiscal year beginning
32 July 1, 2011, and ending June 30, 2012, as made in the
33 one-twelfth appropriation under subsection 2, the one-twelfth
34 appropriation amount shall be considered an allotment of the
35 line item appropriation or limited standing appropriation for

1 the full fiscal year beginning July 1, 2011, and ending June
2 30, 2012.

3 6. CAPITAL PROJECTS EXCLUDED. This section of this Act does
4 not apply to appropriations for capital projects.

5 Sec. 3. EFFECTIVE DATE AND RETROACTIVE APPLICABILITY. This
6 division of this Act takes effect upon enactment and,
7 if approved by the governor after July 1, 2011, applies
8 retroactively to July 1, 2011.

9 DIVISION II

10 MISCELLANEOUS

11 Sec. 4. 2011 Iowa Acts, House File 645, section 5,
12 subsection 4, paragraph a, if enacted, is amended to read as
13 follows:

14 a. For salaries, support, maintenance, miscellaneous
15 purposes, and for not more than the following full-time
16 equivalent positions:

17	\$	1,209,619
18	FTEs	17.00
19		<u>29.00</u>

20 EXPLANATION

21 APPROPRIATIONS. This division appropriates moneys for the
22 period beginning July 1, 2011, and ending July 31, 2011, to
23 entities identified as in receipt of appropriations for the
24 2010-2011 or 2011-2012 fiscal year.

25 The temporary appropriations made in the division are equal
26 to one-twelfth of the amounts of all line item appropriations,
27 standing limited appropriations, and standing unlimited
28 appropriations otherwise limited by law, including federal and
29 nonstate funds, made by enrolled bills for the 2011-2012 fiscal
30 year. The one-twelfth appropriation amounts are required to
31 be determined by the department of management, in consultation
32 with the legislative services agency, from the annual
33 appropriations made for the 2011-2012 fiscal year, by bills
34 passed by both the senate and the house of representatives
35 during the 2011 Regular Session and enrolled for presentation

1 to the governor.

2 For all line item appropriations, standing limited
3 appropriations, and standing unlimited appropriations otherwise
4 limited by law, including appropriations from federal and
5 nonstate funds, not included in bills passed by both the senate
6 and the house of representatives during the 2011 Regular
7 Session, the continuing appropriations made in the division
8 are equal to one-twelfth of the amounts of all line item
9 appropriations, standing limited appropriations, and standing
10 unlimited appropriations otherwise limited by law, including
11 federal and nonstate funds, made for the 2010-2011 fiscal year,
12 by taking into consideration all provisions of law affecting
13 such appropriations, including Acts of the general assembly and
14 interdepartmental and intradepartmental transfers.

15 For both temporary and continuing appropriations, the
16 one-twelfth appropriation amounts temporarily supplant any
17 appropriations carried forward from previous fiscal years. For
18 the continuing appropriations, the one-twelfth appropriation
19 amounts also temporarily supplant any duplicative standing
20 appropriation for the 2011-2012 fiscal year.

21 For both temporary and continuing appropriations, the
22 one-twelfth appropriation amounts become an allotment of the
23 full year appropriation amounts upon the governor's approval of
24 the enrolled bills containing the same line item appropriations
25 or limited standing appropriations.

26 The division takes effect upon enactment. If the governor
27 signs the division after July 1, 2011, the division applies
28 retroactively to that date.

29 MISCELLANEOUS. This division amends 2011 Iowa Acts, House
30 File 645, by increasing the authorized full-time equivalent
31 positions for state libraries.