

Senate File 2335 - Introduced

SENATE FILE 2335

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 3197)

A BILL FOR

1 An Act concerning public safety, by establishing a public
2 safety training and equipment trust fund, establishing a
3 public safety training and facilities task force, and making
4 appropriations.

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

1 Section 1. NEW SECTION. 80B.11F Public safety training and
2 equipment trust fund.

3 1. A public safety training and equipment trust fund is
4 created in the state treasury under the control of the council.

5 2. The trust fund shall consist of moneys deposited in
6 the fund pursuant to section 432.1, subsection 7, and any
7 other devise, gift, bequest, donation, federal or other grant,
8 reimbursement, repayment, judgment, transfer, payment, or
9 appropriation from any source intended to be used for the
10 purposes of the trust fund. Of the moneys deposited in the
11 trust fund, an amount equal to ten percent of the moneys
12 deposited, or such lesser amount as determined by the council,
13 shall be allocated to a capital projects account for the
14 purposes of public safety training facility needs.

15 3. Moneys credited to the trust fund are not subject to
16 section 8.33 and shall not be transferred, used, obligated,
17 appropriated, or otherwise encumbered except as provided
18 in this section and for succeeding fiscal years shall
19 remain available for expenditure for purposes of the fund.
20 Notwithstanding section 12C.7, subsection 2, interest or
21 earnings on moneys deposited in the trust fund shall be
22 credited to the trust fund. Moneys shall not be appropriated
23 or expended from the trust fund until the first fiscal year
24 following the fiscal year in which the minimum balance of the
25 trust fund reaches eight million dollars.

26 4. a. Moneys in the trust fund shall be used for public
27 safety training costs incurred by a political subdivision of
28 the state and for public safety personnel equipment costs,
29 excluding vehicles, incurred by a political subdivision of
30 the state, subject to appropriation by the general assembly.
31 It is the intent of the general assembly that all training
32 costs incurred by a political subdivision be reimbursed from
33 moneys in the trust fund and that such remaining moneys in the
34 trust fund, less such amount needed for cash flow purposes of
35 the trust fund, be used to reimburse public safety personnel

1 equipment costs.

2 **b.** Moneys in the capital projects account of the trust
3 fund shall be used for public safety training facility needs,
4 subject to appropriation by the general assembly.

5 Sec. 2. Section 432.1, Code 2011, is amended by adding the
6 following new subsection:

7 NEW SUBSECTION. 7. *a.* Of the amount of premium tax
8 receipts collected pursuant to subsection 3 for the 2014 and
9 subsequent calendar years and deposited in the general fund
10 of the state, the department of revenue shall transfer the
11 applicable percent of such amount that exceeds the amount of
12 premium tax receipts collected pursuant to subsection 3 for
13 calendar year 2012 to the public safety training and equipment
14 trust fund created in section 80B.11F.

15 *b.* For purposes of this subsection, "*applicable percent*"
16 means as follows:

17 (1) For the 2014 through 2016 calendar years, one hundred
18 percent.

19 (2) For the 2017 calendar year, seventy-five percent.

20 (3) For the 2018 and subsequent calendar years, fifty
21 percent.

22 Sec. 3. PUBLIC SAFETY TRAINING AND FACILITIES TASK FORCE.

23 1. A public safety training and facilities task force is
24 established. The department of public safety shall provide
25 administrative support for the task force.

26 2. The task force shall consist of the following members:

27 *a.* Five members appointed by the Iowa law enforcement
28 academy council. Of the members appointed, at least three
29 members shall be nonsupervisory employees in law enforcement,
30 at least one member shall be a peace officer in the department
31 of public safety, at least one member shall be in county law
32 enforcement, and at least one member shall be in city law
33 enforcement. In addition, one member appointed shall be a
34 chief of a police department of a city with a population of
35 less than ten thousand.

1 b. Five members appointed by the state fire service and
2 emergency response council. Of the members appointed, at least
3 three members shall be nonsupervisory employees in fire service
4 or emergency response.

5 c. Chief of the Iowa fire service training bureau or the
6 chief's designee.

7 d. The director of the Iowa law enforcement academy or the
8 director's designee.

9 e. One member appointed by the governor who is a public
10 member with demonstrated knowledge in public safety and related
11 training issues.

12 3. The members of the task force shall select one
13 chairperson and one vice chairperson. The vice chairperson
14 shall preside in the absence of the chairperson. Section
15 69.16A shall apply to the appointed members of the task force.

16 4. The task force shall consider and develop strategies
17 relating to public safety training facility governance with
18 the goal of all public safety disciplines being represented.
19 Each public safety discipline shall advise the task force
20 by developing individual training policies as determined by
21 the discipline's governing bodies. The task force shall
22 also develop a proposal for a joint public safety training
23 facility, a budget for construction and future operation of
24 this facility, and potential locations, that are centrally
25 located in this state, for the facility.

26 5. a. The task force shall provide interim reports to the
27 general assembly by December 31 of each year concerning the
28 activities of the task force and shall submit its final report,
29 including its findings and recommendations, to the general
30 assembly by December 31, 2015.

31 b. The final report shall include but not be limited to
32 recommendations concerning the following:

33 (1) Consolidation of public safety governance within a
34 single board and the membership of the board.

35 (2) Development of a consolidated fire and police public

1 safety training facility, including possible locations,
2 building recommendations, and financing options.

3 (3) The distribution of moneys from the public safety
4 training and equipment trust fund created in section 80B.11F.

5 (4) Any other recommendations relating to public safety
6 training and facilities requirements.

7 Sec. 4. PUBLIC SAFETY TRAINING AND FACILITIES TASK FORCE —
8 ADMINISTRATIVE SUPPORT. There is appropriated from the general
9 fund of the state to the department of public safety for the
10 fiscal period beginning July 1, 2012, and ending December 31,
11 2015, the following amount, or so much thereof as is necessary,
12 to be used for the purposes designated:

13 For providing administrative support for the public safety
14 training and facilities task force as enacted in this Act:
15 \$ 50,000
16

EXPLANATION

17 This bill concerns public safety training and facilities.

18 The bill establishes a public safety training and equipment
19 trust fund under the control of the Iowa law enforcement
20 academy council. The trust fund shall consist of moneys
21 deposited in the fund from premium tax receipts as provided by
22 the bill. Of the moneys deposited in the fund, 10 percent,
23 or such lesser amount as determined by the council, shall be
24 allocated to a capital projects account of the trust fund and
25 shall be used for public safety facility needs. The remaining
26 moneys deposited in the fund shall be used for public safety
27 training costs and for public safety personnel equipment costs,
28 excluding vehicles, all incurred by a political subdivision of
29 the state, subject to appropriation by the general assembly.
30 The bill provides that moneys shall not be appropriated
31 from the trust fund until the fiscal year following the
32 year the balance of the trust fund reaches \$8 million. The
33 bill provides that it is the intent of the general assembly
34 that training costs incurred by a political subdivision
35 be fully reimbursed from moneys in the fund and that the

1 remaining moneys in the fund, less an amount needed for cash
2 flow purposes, be used to reimburse public safety personnel
3 equipment costs. Moneys in the fund shall not revert to the
4 general fund of the state, and interest and earnings on moneys
5 in the fund shall remain in the fund.

6 Code section 432.1, concerning tax on gross insurance
7 premiums, is amended to provide that the applicable percent of
8 the moneys collected from premium tax receipts on insurance
9 policies, other than life insurance policies, in excess of the
10 amount collected for calendar year 2012, shall be transferred
11 to the public safety training and equipment trust fund created
12 by the bill beginning with premium tax receipts received during
13 calendar year 2014. The bill provides that the applicable
14 percent for calendar years 2014 through 2016 shall be 100
15 percent, for calendar year 2017, 75 percent, and for subsequent
16 calendar years, 50 percent.

17 The bill also establishes a public safety training and
18 facilities task force. The department of public safety shall
19 provide administrative support for the task force and the
20 bill appropriates moneys to the department for providing
21 this support. The bill specifies the membership of the task
22 force and provides that the task force shall consider and
23 develop strategies relating to public safety training facility
24 governance with the goal of all public safety disciplines
25 being represented. Each public safety discipline shall advise
26 the task force by developing individual training policies as
27 determined by the discipline's governing bodies. The bill
28 requires the task force to provide interim reports to the
29 general assembly by December 31 of each year and to submit a
30 final report, including its findings and recommendations, to
31 the general assembly by December 31, 2015. The bill provides
32 that the final report shall include recommendations concerning
33 consolidation of public safety governance within a single
34 board and the membership of the board, the development of a
35 consolidated fire and police public safety training facility,

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1 including possible locations, building recommendations,
2 and financing options, the distribution of moneys from the
3 public safety training and equipment trust fund, and any
4 other recommendations relating to public safety training and
5 facilities requirements.