

**Senate Study Bill 1193 - Introduced**

SENATE/HOUSE FILE \_\_\_\_\_  
BY (PROPOSED GOVERNOR'S BUDGET  
BILL)

**A BILL FOR**

- 1 An Act relating to and making appropriations to the justice
- 2 system and including effective date provisions.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. DEPARTMENT OF JUSTICE.

2 1. There is appropriated from the general fund of the state  
3 to the department of justice for the following fiscal years,  
4 the following amounts, or so much thereof as is necessary, to  
5 be used for the purposes designated:

6 a. For the general office of attorney general for salaries,  
7 support, maintenance, and miscellaneous purposes, including  
8 the prosecuting attorneys training program, victim assistance  
9 grants, office of drug control policy prosecuting attorney  
10 program, and odometer fraud enforcement:

11 FY 2011-2012.....	\$ 7,792,930
12 FY 2012-2013.....	\$ 7,792,930

13 It is the intent of the general assembly that as a condition  
14 of receiving the appropriations provided in this lettered  
15 paragraph, the department of justice shall maintain a record  
16 of the estimated time incurred representing each agency or  
17 department.

18 b. For victim assistance grants:

19 FY 2011-2012.....	\$ 2,876,400
20 FY 2012-2013.....	\$ 2,876,400

21 The funds appropriated in this lettered paragraph shall  
22 be used each fiscal year to provide grants to care providers  
23 providing services to crime victims of domestic abuse or to  
24 crime victims of rape and sexual assault.

25 The balance of the victim compensation fund established  
26 in section 915.94 may be used each fiscal year to provide  
27 salary and support for not more than 22.00 FTEs and to provide  
28 maintenance for the victim compensation functions of the  
29 department of justice.

30 For the fiscal years beginning July 1, 2011, and July 1,  
31 2012, the department of justice may transfer moneys from the  
32 victim compensation fund established in section 915.94 to the  
33 victim assistance grant program.

34 c. For legal services for persons in poverty grants as  
35 provided in section 13.34:

1 FY 2011-2012..... \$ 1,814,831  
2 FY 2012-2013..... \$ 1,814,831

3 2. a. The department of justice, in submitting budget  
4 estimates for the fiscal year commencing July 1, 2012, pursuant  
5 to section 8.23, shall include a report of funding from sources  
6 other than amounts appropriated directly from the general fund  
7 of the state to the department of justice or to the office of  
8 consumer advocate. These funding sources shall include but  
9 are not limited to reimbursements from other state agencies,  
10 commissions, boards, or similar entities, and reimbursements  
11 from special funds or internal accounts within the department  
12 of justice. The department of justice shall also report actual  
13 reimbursements for the fiscal year commencing July 1, 2010,  
14 and actual and expected reimbursements for the fiscal year  
15 commencing July 1, 2011.

16 b. The department of justice shall include the report  
17 required under paragraph "a", as well as information regarding  
18 any revisions occurring as a result of reimbursements actually  
19 received or expected at a later date, in a report to the  
20 co-chairpersons and ranking members of the joint appropriations  
21 subcommittee on the justice system and the legislative services  
22 agency. The department of justice shall submit the report on  
23 or before January 15, 2011.

24 3. a. The department of justice, in submitting budget  
25 estimates for the fiscal year commencing July 1, 2013, pursuant  
26 to section 8.23, shall include a report of funding from sources  
27 other than amounts appropriated directly from the general fund  
28 of the state to the department of justice or to the office of  
29 consumer advocate. These funding sources shall include but  
30 are not limited to reimbursements from other state agencies,  
31 commissions, boards, or similar entities, and reimbursements  
32 from special funds or internal accounts within the department  
33 of justice. The department of justice shall also report actual  
34 reimbursements for the fiscal year commencing July 1, 2011,  
35 and actual and expected reimbursements for the fiscal year

1 commencing July 1, 2012.

2 b. The department of justice shall include the report  
3 required under paragraph "a", as well as information regarding  
4 any revisions occurring as a result of reimbursements actually  
5 received or expected at a later date, in a report to the  
6 co-chairpersons and ranking members of the joint appropriations  
7 subcommittee on the justice system and the legislative services  
8 agency. The department of justice shall submit the report on  
9 or before January 15, 2012.

10 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is appropriated  
11 from the general fund of the state to the office of consumer  
12 advocate of the department of justice for the following  
13 fiscal years, the following amounts, or so much thereof as is  
14 necessary, to be used for the purposes designated:

15 For salaries, support, maintenance, and miscellaneous  
16 purposes:

17 FY 2011-2012.....	\$ 3,136,163
18 FY 2012-2013.....	\$ 3,136,163

19 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

20 1. There is appropriated from the general fund of the  
21 state to the department of corrections for the following  
22 fiscal years, the following amounts, or so much thereof as  
23 is necessary, to be used for operation of adult correctional  
24 institutions, reimbursement of counties for certain confinement  
25 costs, and federal prison reimbursement, to be allocated as  
26 follows:

27 a. For the operation of the Fort Madison correctional  
28 facility, including salaries, support, maintenance, and  
29 miscellaneous purposes:

30 FY 2011-2012.....	\$ 41,031,283
31 FY 2012-2013.....	\$ 41,031,283

32 b. For the operation of the Anamosa correctional facility,  
33 including salaries, support, maintenance, and miscellaneous  
34 purposes:

35 FY 2011-2012.....	\$ 31,985,974
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1 FY 2012-2013..... \$ 31,985,974  
2 c. For the operation of the Oakdale correctional facility,  
3 including salaries, support, maintenance, and miscellaneous  
4 purposes:  
5 FY 2011-2012..... \$ 55,600,610  
6 FY 2012-2013..... \$ 55,600,610  
7 d. For the operation of the Newton correctional facility,  
8 including salaries, support, maintenance, and miscellaneous  
9 purposes:  
10 FY 2011-2012..... \$ 25,958,757  
11 FY 2012-2013..... \$ 25,958,757  
12 e. For the operation of the Mt. Pleasant correctional  
13 facility, including salaries, support, maintenance, and  
14 miscellaneous purposes:  
15 FY 2011-2012..... \$ 25,917,815  
16 FY 2012-2013..... \$ 25,917,815  
17 f. For the operation of the Rockwell City correctional  
18 facility, including salaries, support, maintenance, and  
19 miscellaneous purposes:  
20 FY 2011-2012..... \$ 9,316,466  
21 FY 2012-2013..... \$ 9,316,466  
22 g. For the operation of the Clarinda correctional facility,  
23 including salaries, support, maintenance, and miscellaneous  
24 purposes:  
25 FY 2011-2012..... \$ 24,639,518  
26 FY 2012-2013..... \$ 24,639,518  
27 Moneys received by the department of corrections as  
28 reimbursement for services provided to the Clarinda youth  
29 corporation are appropriated each fiscal year to the department  
30 and shall be used for the purpose of operating the Clarinda  
31 correctional facility.  
32 h. For the operation of the Mitchellville correctional  
33 facility, including salaries, support, maintenance, and  
34 miscellaneous purposes:  
35 FY 2011-2012..... \$ 15,615,374

1 FY 2012-2013..... \$ 15,615,374

2 i. For the operation of the Fort Dodge correctional  
3 facility, including salaries, support, maintenance, and  
4 miscellaneous purposes:

5 FY 2011-2012..... \$ 29,062,235

6 FY 2012-2013..... \$ 29,062,235

7 j. For reimbursement of counties for temporary confinement  
8 of work release and parole violators, as provided in sections  
9 901.7, 904.908, and 906.17, and for offenders confined pursuant  
10 to section 904.513:

11 FY 2011-2012..... \$ 775,092

12 FY 2012-2013..... \$ 775,092

13 k. For federal prison reimbursement, reimbursements for  
14 out-of-state placements, and miscellaneous contracts:

15 FY 2011-2012..... \$ 239,411

16 FY 2012-2013..... \$ 239,411

17 2. The department of corrections shall use moneys  
18 appropriated in subsection 1 each fiscal year to continue  
19 to contract for the services of a Muslim imam and a native  
20 American spiritual leader.

21 Sec. 4. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

22 There is appropriated from the general fund of the state to  
23 the department of corrections for the following fiscal years,  
24 the following amounts, or so much thereof as is necessary, to  
25 be used for the purposes designated:

26 1. For general administration, including salaries, support,  
27 maintenance, employment of an education director to administer  
28 a centralized education program for the correctional system,  
29 and miscellaneous purposes:

30 FY 2011-2012..... \$ 4,835,542

31 FY 2012-2013..... \$ 4,835,542

32 a. It is the intent of the general assembly that each  
33 lease negotiated by the department of corrections with a  
34 private corporation for the purpose of providing private  
35 industry employment of inmates in a correctional institution

1 shall prohibit the private corporation from utilizing inmate  
2 labor for partisan political purposes for any person seeking  
3 election to public office in this state and that a violation  
4 of this requirement shall result in a termination of the lease  
5 agreement.

6 b. It is the intent of the general assembly that as  
7 a condition of receiving the appropriation provided in  
8 this lettered paragraph each fiscal year the department  
9 of corrections shall not enter into a lease or contractual  
10 agreement pursuant to section 904.809 with a private  
11 corporation for the use of building space for the purpose of  
12 providing inmate employment without providing that the terms  
13 of the lease or contract establish safeguards to restrict, to  
14 the greatest extent feasible, access by inmates working for  
15 the private corporation to personal identifying information of  
16 citizens.

17 2. For educational programs for inmates at state penal  
18 institutions:

19	FY 2011-2012.....	\$ 2,308,109
20	FY 2012-2013.....	\$ 2,308,109

21 a. To maximize the funding for educational programs,  
22 the department shall establish guidelines and procedures to  
23 prioritize the availability of educational and vocational  
24 training for inmates based upon the goal of facilitating an  
25 inmate's successful release from the correctional institution.

26 b. The director of the department of corrections may  
27 transfer moneys from Iowa prison industries for use in  
28 educational programs for inmates.

29 c. Notwithstanding section 8.33, moneys appropriated in  
30 this lettered paragraph that remain unobligated or unexpended  
31 at the close of each fiscal year shall not revert but shall  
32 remain available for expenditure only for the purpose  
33 designated in this lettered paragraph until the close of the  
34 succeeding fiscal year.

35 3. For the development of the Iowa corrections offender

1	network (ICON) data system:		
2	FY 2011-2012.....	\$	424,364
3	FY 2012-2013.....	\$	424,364
4	4. For offender mental health and substance abuse		
5	treatment:		
6	FY 2011-2012.....	\$	22,319
7	FY 2012-2013.....	\$	22,319
8	5. For viral hepatitis prevention and treatment:		
9	FY 2011-2012.....	\$	167,881
10	FY 2012-2013.....	\$	167,881

11 Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL  
 12 SERVICES.

13 1. There is appropriated from the general fund of the  
 14 state to the department of corrections for the following  
 15 fiscal years, the following amounts, or so much thereof  
 16 as is necessary, for salaries, support, maintenance, and  
 17 miscellaneous purposes, to be allocated as follows:

18 a. For the first judicial district department of  
 19 correctional services:

20	FY 2011-2012.....	\$	12,020,098
21	FY 2012-2013.....	\$	12,020,098

22 b. For the second judicial district department of  
 23 correctional services:

24	FY 2011-2012.....	\$	10,336,948
25	FY 2012-2013.....	\$	10,336,948

26 c. For the third judicial district department of  
 27 correctional services:

28	FY 2011-2012.....	\$	5,599,765
29	FY 2012-2013.....	\$	5,599,765

30 d. For the fourth judicial district department of  
 31 correctional services:

32	FY 2011-2012.....	\$	5,391,355
33	FY 2012-2013.....	\$	5,391,355

34 e. For the fifth judicial district department of  
 35 correctional services, including funding for electronic



1 monitoring devices for use on a statewide basis:

2 FY 2011-2012.....	\$ 18,742,129
3 FY 2012-2013.....	\$ 18,742,129

4 f. For the sixth judicial district department of

5 correctional services:

6 FY 2011-2012.....	\$ 13,112,563
7 FY 2012-2013.....	\$ 13,112,563

8 g. For the seventh judicial district department of

9 correctional services:

10 FY 2011-2012.....	\$ 6,492,814
11 FY 2012-2013.....	\$ 6,492,814

12 h. For the eighth judicial district department of

13 correctional services:

14 FY 2011-2012.....	\$ 6,731,055
15 FY 2012-2013.....	\$ 6,731,055

16 2. Each judicial district department of correctional  
17 services, within the funding available each fiscal year, shall  
18 continue programs and plans established within that district  
19 to provide for intensive supervision, sex offender treatment,  
20 diversion of low-risk offenders to the least restrictive  
21 sanction available, job development, and expanded use of  
22 intermediate criminal sanctions.

23 3. Each judicial district department of correctional  
24 services shall provide alternatives to prison consistent with  
25 chapter 901B. The alternatives to prison shall ensure public  
26 safety while providing maximum rehabilitation to the offender.  
27 A judicial district department of correctional services may  
28 also establish a day program.

29 4. The governor's office of drug control policy shall  
30 consider federal grants made to the department of corrections  
31 for the benefit of each of the eight judicial district  
32 departments of correctional services as local government  
33 grants, as defined pursuant to federal regulations.

34 5. The department of corrections shall continue to contract  
35 with a judicial district department of correctional services to

1 provide for the rental of electronic monitoring equipment which  
2 shall be available statewide.

3     Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION OF  
4 APPROPRIATIONS. Notwithstanding section 8.39, within the  
5 moneys appropriated each fiscal year in this Act to the  
6 department of corrections, the department may reallocate the  
7 moneys appropriated and allocated as necessary to best fulfill  
8 the needs of the correctional institutions, administration  
9 of the department, and the judicial district departments of  
10 correctional services. However, in addition to complying with  
11 the requirements of sections 904.116 and 905.8 and providing  
12 notice to the legislative services agency, the department  
13 of corrections shall also provide notice to the department  
14 of management, prior to the effective date of the revision  
15 or reallocation of an appropriation made pursuant to this  
16 section. The department of corrections shall not reallocate an  
17 appropriation or allocation for the purpose of eliminating any  
18 program.

19     Sec. 7. INTENT — REPORTS.

20     1. The department of corrections in cooperation with  
21 townships, the Iowa cemetery associations, and other nonprofit  
22 or governmental entities may use inmate labor during the fiscal  
23 years beginning July 1, 2011, and July 1, 2012, to restore  
24 or preserve rural cemeteries and historical landmarks. The  
25 department in cooperation with the counties may also use inmate  
26 labor to clean up roads, major water sources, and other water  
27 sources around the state.

28     2. Each month the department shall provide a status report  
29 regarding private-sector employment to the legislative services  
30 agency during the fiscal years beginning July 1, 2011, and July  
31 1, 2012. The report shall include the number of offenders  
32 employed in the private sector, the combined number of hours  
33 worked by the offenders, the total amount of allowances, and  
34 the distribution of allowances pursuant to section 904.702,  
35 including any moneys deposited in the general fund of the

1 state.

2 Sec. 8. ELECTRONIC MONITORING REPORTS.

3 1. The department of corrections shall submit a report  
4 on electronic monitoring to the general assembly, to  
5 the co-chairpersons and the ranking members of the joint  
6 appropriations subcommittee on the justice system, and to  
7 the legislative services agency by January 15, 2012. The  
8 report shall specifically address the number of persons being  
9 electronically monitored and break down the number of persons  
10 being electronically monitored by offense committed. The  
11 report shall also include a comparison of any data from the  
12 prior fiscal year with the current year.

13 2. The department of corrections shall submit a report  
14 on electronic monitoring to the general assembly, to  
15 the co-chairpersons and the ranking members of the joint  
16 appropriations subcommittee on the justice system, and to  
17 the legislative services agency by January 15, 2013. The  
18 report shall specifically address the number of persons being  
19 electronically monitored and break down the number of persons  
20 being electronically monitored by offense committed. The  
21 report shall also include a comparison of any data from the  
22 prior fiscal year with the current year.

23 Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

24 1. As used in this section, unless the context otherwise  
25 requires, "state agency" means the government of the state  
26 of Iowa, including but not limited to all executive branch  
27 departments, agencies, boards, bureaus, and commissions, the  
28 judicial branch, the general assembly and all legislative  
29 agencies, institutions within the purview of the state board of  
30 regents, and any corporation whose primary function is to act  
31 as an instrumentality of the state.

32 2. State agencies are hereby encouraged to purchase  
33 products from Iowa state industries, as defined in section  
34 904.802, when purchases are required and the products are  
35 available from Iowa state industries. State agencies shall

1 obtain bids from Iowa state industries for purchases of office  
2 furniture during the fiscal years beginning July 1, 2011, and  
3 July 1, 2012, exceeding \$5,000 or in accordance with applicable  
4 administrative rules related to purchases for the agency.

5 Sec. 10. STATE PUBLIC DEFENDER. There is appropriated  
6 from the general fund of the state to the office of the state  
7 public defender of the department of inspections and appeals  
8 for the following fiscal years, the following amounts, or so  
9 much thereof as is necessary, to be allocated as follows for  
10 the purposes designated:

11 1. For salaries, support, maintenance, and miscellaneous  
12 purposes:

13 FY 2011-2012..... \$ 24,083,182  
14 FY 2012-2013..... \$ 24,083,182

15 2. For the fees of court-appointed attorneys for indigent  
16 adults and juveniles, in accordance with section 232.141 and  
17 chapter 815:

18 FY 2011-2012..... \$ 31,680,929  
19 FY 2012-2013..... \$ 31,680,929

20 Sec. 11. IOWA LAW ENFORCEMENT ACADEMY.

21 1. There is appropriated from the general fund of the  
22 state to the Iowa law enforcement academy for the following  
23 fiscal years, the following amounts, or so much thereof as is  
24 necessary, to be used for the purposes designated:

25 For salaries, support, maintenance, and miscellaneous  
26 purposes, including jailer training and technical assistance:

27 FY 2011-2012..... \$ 868,698  
28 FY 2012-2013..... \$ 868,698

29 It is the intent of the general assembly that the Iowa law  
30 enforcement academy may provide training of state and local  
31 law enforcement personnel concerning the recognition of and  
32 response to persons with Alzheimer's disease.

33 The Iowa law enforcement academy may temporarily exceed and  
34 draw more than the amount appropriated in this subsection in  
35 either fiscal year and incur a negative cash balance as long

1 as there are receivables equal to or greater than the negative  
2 balance and the amount appropriated in this subsection in the  
3 applicable fiscal year is not exceeded at the close of the  
4 fiscal year.

5 2. The Iowa law enforcement academy may select at least  
6 five automobiles of the department of public safety, division  
7 of state patrol, prior to turning over the automobiles to  
8 the department of administrative services to be disposed  
9 of by public auction, and the Iowa law enforcement academy  
10 may exchange any automobile owned by the academy for each  
11 automobile selected if the selected automobile is used in  
12 training law enforcement officers at the academy. However, any  
13 automobile exchanged by the academy shall be substituted for  
14 the selected vehicle of the department of public safety and  
15 sold by public auction with the receipts being deposited in the  
16 depreciation fund to the credit of the department of public  
17 safety, division of state patrol.

18 Sec. 12. BOARD OF PAROLE. There is appropriated from  
19 the general fund of the state to the board of parole for  
20 the following fiscal years, the following amounts, or so  
21 much thereof as is necessary, to be used for the purposes  
22 designated:

23 For salaries, support, maintenance, and miscellaneous  
24 purposes:

25 FY 2011-2012.....	\$ 1,053,835
26 FY 2012-2013.....	\$ 1,053,835

27 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE. There is  
28 appropriated from the general fund of the state to the  
29 department of public defense for the following fiscal years,  
30 the following amounts, or so much thereof as is necessary, to  
31 be used for the purposes designated:

32 1. MILITARY DIVISION

33 For salaries, support, maintenance, and miscellaneous  
34 purposes:

35 FY 2011-2012.....	\$ 5,527,042
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1 FY 2012-2013..... \$ 5,527,042

2 The military division may temporarily exceed and draw more  
3 than the amount appropriated in this subsection in either  
4 fiscal year and incur a negative cash balance as long as there  
5 are receivables of federal funds equal to or greater than the  
6 negative balance and the amount appropriated in this subsection  
7 is not exceeded at the close of the fiscal year.

8 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION

9 For salaries, support, maintenance, and miscellaneous  
10 purposes:

11 FY 2011-2012..... \$ 1,836,878

12 FY 2012-2013..... \$ 1,836,878

13 a. The homeland security and emergency management  
14 division may temporarily exceed and draw more than the amount  
15 appropriated in this subsection in either fiscal year and incur  
16 a negative cash balance as long as there are receivables of  
17 federal funds equal to or greater than the negative balance and  
18 the amount appropriated in this subsection is not exceeded at  
19 the close of the fiscal year.

20 b. It is the intent of the general assembly that the  
21 homeland security and emergency management division work in  
22 conjunction with the department of public safety, to the extent  
23 possible, when gathering and analyzing information related  
24 to potential domestic or foreign security threats, and when  
25 monitoring such threats.

26 Sec. 14. DEPARTMENT OF PUBLIC SAFETY. There is appropriated  
27 from the general fund of the state to the department of public  
28 safety for the following fiscal years, the following amounts,  
29 or so much thereof as is necessary, to be used for the purposes  
30 designated:

31 1. For the department's administrative functions, including  
32 the criminal justice information system:

33 FY 2011-2012..... \$ 4,007,075

34 FY 2012-2013..... \$ 4,007,075

35 2. For the division of criminal investigation, including

1 the state's contribution to the peace officers' retirement,  
2 accident, and disability system provided in chapter 97A in the  
3 amount of the state's normal contribution rate, as defined in  
4 section 97A.8, multiplied by the salaries for which the funds  
5 are appropriated, to meet federal fund matching requirements:

6	FY 2011-2012.....	\$ 12,533,931
7	FY 2012-2013.....	\$ 12,533,931

8 3. For the criminalistics laboratory fund created in  
9 section 691.9:

10	FY 2011-2012.....	\$ 302,345
11	FY 2012-2013.....	\$ 302,345

12 4. a. For the division of narcotics enforcement, including  
13 the state's contribution to the peace officers' retirement,  
14 accident, and disability system provided in chapter 97A in the  
15 amount of the state's normal contribution rate, as defined in  
16 section 97A.8, multiplied by the salaries for which the funds  
17 are appropriated, to meet federal fund matching requirements:

18	FY 2011-2012.....	\$ 6,429,884
19	FY 2012-2013.....	\$ 6,429,884

20 b. For the division of narcotics enforcement for undercover  
21 purchases:

22	FY 2011-2012.....	\$ 109,042
23	FY 2012-2013.....	\$ 109,042

24 5. For the division of state fire marshal, for fire  
25 protection services as provided through the state fire service  
26 and emergency response council as created in the department,  
27 and for the state's contribution to the peace officers'  
28 retirement, accident, and disability system provided in chapter  
29 97A in the amount of the state's normal contribution rate, as  
30 defined in section 97A.8, multiplied by the salaries for which  
31 the funds are appropriated:

32	FY 2011-2012.....	\$ 4,298,707
33	FY 2012-2013.....	\$ 4,298,707

34 6. For the division of state patrol, for salaries, support,  
35 maintenance, workers' compensation costs, and miscellaneous

1 purposes, including the state's contribution to the peace  
2 officers' retirement, accident, and disability system provided  
3 in chapter 97A in the amount of the state's normal contribution  
4 rate, as defined in section 97A.8, multiplied by the salaries  
5 for which the funds are appropriated:

6	FY 2011-2012.....	\$ 51,903,233
7	FY 2012-2013.....	\$ 51,903,233

8 It is the intent of the general assembly that members of the  
9 state patrol be assigned to patrol the highways and roads in  
10 lieu of assignments for inspecting school buses for the school  
11 districts.

12 7. For deposit in the sick leave benefits fund established  
13 under section 80.42 for all departmental employees eligible to  
14 receive benefits for accrued sick leave under the collective  
15 bargaining agreement:

16	FY 2011-2012.....	\$ 279,512
17	FY 2012-2013.....	\$ 279,512

18 8. For costs associated with the training and equipment  
19 needs of volunteer fire fighters:

20	FY 2011-2012.....	\$ 575,520
21	FY 2012-2013.....	\$ 575,520

22 a. Notwithstanding section 8.33, moneys appropriated in  
23 this subsection that remain unencumbered or unobligated at the  
24 close of each fiscal year shall not revert but shall remain  
25 available for expenditure only for the purpose designated in  
26 this subsection until the close of the succeeding fiscal year.

27 b. Notwithstanding section 8.39, within the moneys  
28 appropriated in this section for each fiscal year, the  
29 department of public safety may reallocate moneys as necessary  
30 to best fulfill the needs provided for in the appropriation.  
31 However, the department shall not reallocate an appropriation  
32 made to the department in this section unless notice of the  
33 reallocation is given to the legislative services agency and  
34 the department of management prior to the effective date  
35 of the reallocation. The notice shall include information



1 regarding the rationale for reallocating the appropriation.  
2 The department shall not reallocate an appropriation made in  
3 this section for the purpose of eliminating any program.

4 Sec. 15. GAMING ENFORCEMENT.

5 1. There is appropriated from the gaming enforcement  
6 revolving fund created in section 80.43 to the department of  
7 public safety for the following fiscal years, the following  
8 amounts, or so much thereof as is necessary, to be used for the  
9 purposes designated:

10 For any direct and indirect support costs for agents  
11 and officers of the division of criminal investigation's  
12 excursion gambling boat, gambling structure, and racetrack  
13 enclosure enforcement activities, including salaries, support,  
14 maintenance, and miscellaneous purposes:

15	FY 2011-2012.....	\$ 9,836,306
16	FY 2012-2013.....	\$ 9,836,306

17 2. For each additional license to conduct gambling games on  
18 an excursion gambling boat, gambling structure, or racetrack  
19 enclosure issued during the year beginning July 1, 2011,  
20 there is appropriated from the gaming enforcement fund to the  
21 department of public safety for the fiscal year beginning July  
22 1, 2011, and ending June 30, 2012, an additional amount of not  
23 more than \$521,000.

24 3. For each additional license to conduct gambling games on  
25 an excursion gambling boat, gambling structure, or racetrack  
26 enclosure issued during the year beginning July 1, 2012,  
27 there is appropriated from the gaming enforcement fund to the  
28 department of public safety for the fiscal year beginning July  
29 1, 2012, an additional amount of not more than \$521,000.

30 4. The department of public safety, with the approval of  
31 the department of management, shall not employ more than two  
32 special agents and four gaming enforcement officers for each  
33 additional riverboat or gambling structure regulated after July  
34 1, 2011, and one special agent for each racing facility which  
35 becomes operational during the fiscal year which begins July 1,

1 2011. One additional gaming enforcement officer, up to a total  
2 of four per riverboat or gambling structure, may be employed  
3 for each riverboat or gambling structure that has extended  
4 operations to 24 hours and has not previously operated with a  
5 24-hour schedule.

6 Sec. 16. CIVIL RIGHTS COMMISSION. There is appropriated  
7 from the general fund of the state to the Iowa state civil  
8 rights commission for the following fiscal years, the following  
9 amounts, or so much thereof as is necessary, to be used for the  
10 purposes designated:

11 For salaries, support, maintenance, and miscellaneous  
12 purposes:

13 FY 2011-2012.....	\$ 1,297,069
14 FY 2012-2013.....	\$ 1,297,069

15 The Iowa state civil rights commission may enter into  
16 a contract with a nonprofit organization to provide legal  
17 assistance to resolve civil rights complaints.

18 Sec. 17. IOWA COMMUNICATIONS NETWORK. It is the  
19 intent of the general assembly that the executive branch  
20 agencies receiving an appropriation in this Act utilize  
21 the Iowa communications network or secure other electronic  
22 communications in lieu of traveling for the fiscal year  
23 addressed by the appropriations.

24 Sec. 18. HOMELAND SECURITY AND EMERGENCY MANAGEMENT  
25 DIVISION. There is appropriated from the wireless E911  
26 emergency communications fund created in section 34A.7A to the  
27 administrator of the homeland security and emergency management  
28 division of the department of public defense for each of the  
29 fiscal years beginning July 1, 2011, and July 1, 2012, an  
30 amount not exceeding \$200,000 to be used for implementation,  
31 support, and maintenance of the functions of the administrator  
32 and program manager under chapter 34A and to employ the auditor  
33 of the state to perform an annual audit of the wireless E911  
34 emergency communications fund.

35 EXPLANATION

1 This bill relates to and makes appropriations to the justice  
2 system.

3 The bill makes appropriations from the general fund of the  
4 state for FY 2011-2012 and FY 2012-2013 to the departments of  
5 justice, corrections, public defense, and public safety, and  
6 the office of consumer advocate, Iowa law enforcement academy,  
7 office of the state public defender, board of parole, and Iowa  
8 state civil rights commission.

9 The bill appropriates moneys from the gaming enforcement  
10 fund to the department of public safety for FY 2011-2012 and  
11 FY 2012-2013.

12 The bill also provides that for each additional license to  
13 conduct gambling games on an excursion gambling boat, gambling  
14 structure, or racetrack enclosure issued during the fiscal  
15 year beginning on July 1, 2011, there is appropriated from the  
16 gaming enforcement fund to the department of public safety for  
17 the fiscal year beginning July 1, 2011, an additional amount  
18 of not more than \$521,000. If an additional gaming license to  
19 conduct gambling games on an excursion gambling boat, gambling  
20 structure, or racetrack is issued during the fiscal year  
21 beginning July 1, 2012, the bill also appropriates \$521,000  
22 from the gaming enforcement fund to the department of public  
23 safety for the fiscal year beginning July 1, 2012.