

Senate Study Bill 3197 - Introduced

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

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 standards, training, and facilities task
4 force, and making 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 facility needs of the academy.

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.

23 4. a. Beginning July 1, 2014, moneys in the trust fund
24 shall be used for training costs at the academy incurred by
25 a political subdivision of the state and for law enforcement
26 personnel equipment costs, excluding vehicles, incurred by a
27 political subdivision of the state, subject to appropriation by
28 the general assembly. It is the intent of the general assembly
29 that all training costs incurred by a political subdivision
30 be reimbursed from moneys in the trust fund and that such
31 remaining moneys in the trust fund, less such amount needed for
32 cash flow purposes of the trust fund, be used to reimburse law
33 enforcement personnel equipment costs in such manner as the
34 council shall determine.

35 b. Beginning July 1, 2014, moneys in the capital projects

1 account of the trust fund shall be used for facility needs of
2 the academy, subject to appropriation by the general assembly.

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

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

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

15 (1) For the 2014 through 2016 calendar years, one hundred
16 percent.

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

18 (3) For the 2018 and subsequent calendar years, fifty
19 percent.

20 Sec. 3. PUBLIC SAFETY STANDARDS, TRAINING, AND FACILITIES
21 TASK FORCE.

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

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

26 a. Five members appointed by the Iowa law enforcement
27 academy council. Of the members appointed, at least three
28 members shall be nonsupervisory employees in law enforcement,
29 at least one member shall be a peace officer in the department
30 of public safety, at least one member shall be in county law
31 enforcement, and at least one member shall be in city law
32 enforcement.

33 b. Five members appointed by the state fire service and
34 emergency response council. Of the members appointed, at least
35 three members shall be nonsupervisory employees in fire service

1 or emergency response.

2 c. Chief of the Iowa fire service training bureau or the
3 chief's designee.

4 d. The director of the Iowa law enforcement academy or the
5 director's designee.

6 e. One member appointed by the governor who is a public
7 member with demonstrated knowledge in public safety and related
8 training issues.

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

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

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

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

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

32 (2) Development of a consolidated fire and police public
33 safety training facility, including possible locations,
34 building recommendations, and financing options.

35 (3) Any other recommendations relating to public safety

1 standards, training, and facilities requirements.

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

8 For providing administrative support for the public safety
9 standards, training, and facilities task force as enacted in
10 this Act:

11 \$ 50,000

12 EXPLANATION

13 This bill concerns public safety training and facilities.

14 The bill establishes a public safety training and equipment
15 trust fund under the control of the Iowa law enforcement
16 academy council. The trust fund shall consist of moneys
17 deposited in the fund from premium tax receipts as provided by
18 the bill. Of the moneys deposited in the fund, 10 percent,
19 or such lesser amount as determined by the council, shall be
20 allocated to a capital projects account of the trust fund and
21 shall be used for facility needs of the Iowa law enforcement
22 academy. The remaining moneys deposited in the fund shall be
23 used for training costs at the academy and for law enforcement
24 personnel equipment costs, excluding vehicles, all incurred by
25 a political subdivision of the state, subject to appropriation
26 by the general assembly. The bill provides that it is the
27 intent of the general assembly that training costs incurred
28 by a political subdivision be fully reimbursed from moneys in
29 the fund and that the remaining moneys in the fund, less an
30 amount needed for cash flow purposes, be used to reimburse law
31 enforcement personnel equipment costs. Moneys in the fund
32 shall not revert to the general fund of the state, and interest
33 and earnings on moneys in the fund shall remain in the fund.

34 Code section 432.1, concerning tax on gross insurance
35 premiums, is amended to provide that the applicable percent of

1 the moneys collected from premium tax receipts on insurance
2 policies, other than life insurance policies, in excess of the
3 amount collected for calendar year 2012, shall be transferred
4 to the public safety training and equipment trust fund created
5 by the bill beginning with premium tax receipts received during
6 calendar year 2014. The bill provides that the applicable
7 percent for calendar years 2014 through 2016 shall be 100
8 percent, for calendar year 2017, 75 percent, and for subsequent
9 calendar years, 50 percent.

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