

House File 2450 - Introduced

HOUSE FILE 2450

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 677)

A BILL FOR

1 An Act relating to appropriations to the justice system and
2 including effective date provisions.

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

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DIVISION I

FY 2013-2014 — APPROPRIATIONS

Section 1. 2013 Iowa Acts, chapter 139, section 3, paragraph a, is amended to read as follows:

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

..... \$ 43,107,133

Of the amount appropriated in this paragraph, the department may use up to \$500,000 for the remodel of the relocated John Bennett facility and the demolition of the existing farm bunkhouse adjacent to the newly constructed Fort Madison correctional facility. Notwithstanding section 8.33, moneys allocated in this unnumbered paragraph designated for the remodel and demolition that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available to be used for the purposes designated until the close of the succeeding fiscal year.

Sec. 2. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION II

FY 2014-2015 — APPROPRIATIONS

Sec. 3. 2013 Iowa Acts, chapter 139, section 19, is amended to read as follows:

SEC. 19. DEPARTMENT OF JUSTICE.

1. There is appropriated from the general fund of the state to the department of justice for the fiscal year beginning July 1, 2014, and ending June 30, 2015, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the general office of attorney general for salaries, support, maintenance, and miscellaneous purposes, including the prosecuting attorneys training program, matching funds for federal violence against women grant programs, victim

1 assistance grants, office of drug control policy prosecuting
2 attorney program, and odometer fraud enforcement, and for not
3 more than the following full-time equivalent positions:

4	\$	3,983,965
5		<u>7,989,905</u>
6	FTEs	214.00

7 It is the intent of the general assembly that as a condition
8 of receiving the appropriation provided in this lettered
9 paragraph, the department of justice shall maintain a record
10 of the estimated time incurred representing each agency or
11 department.

12 b. For victim assistance grants:

13	\$	3,367,200
14		<u>6,337,024</u>

15 The funds appropriated in this lettered paragraph shall be
16 used to provide grants to care providers providing services to
17 crime victims of domestic abuse or to crime victims of rape and
18 sexual assault.

19 The balance of the victim compensation fund established in
20 section 915.94 may be used to provide salary and support of not
21 more than 24 FTEs and to provide maintenance for the victim
22 compensation functions of the department of justice.

23 The department of justice shall transfer at least \$150,000
24 from the victim compensation fund established in section 915.94
25 to the victim assistance grant program.

26 c. For legal services for persons in poverty grants as
27 provided in section 13.34:

28	\$	1,090,281
29		<u>2,400,000</u>

30 2. a. The department of justice, in submitting budget
31 estimates for the fiscal year commencing July 1, 2015, pursuant
32 to section 8.23, shall include a report of funding from sources
33 other than amounts appropriated directly from the general fund
34 of the state to the department of justice or to the office of
35 consumer advocate. These funding sources shall include but

1 are not limited to reimbursements from other state agencies,
2 commissions, boards, or similar entities, and reimbursements
3 from special funds or internal accounts within the department
4 of justice. The department of justice shall also report actual
5 reimbursements for the fiscal year commencing July 1, 2013,
6 and actual and expected reimbursements for the fiscal year
7 commencing July 1, 2014.

8 b. The department of justice shall include the report
9 required under paragraph "a", as well as information regarding
10 any revisions occurring as a result of reimbursements actually
11 received or expected at a later date, in a report to the
12 co-chairpersons and ranking members of the joint appropriations
13 subcommittee on the justice system and the legislative services
14 agency. The department of justice shall submit the report on
15 or before January 15, 2015.

16 Sec. 4. 2013 Iowa Acts, chapter 139, section 20, is amended
17 to read as follows:

18 SEC. 20. OFFICE OF CONSUMER ADVOCATE. There is appropriated
19 from the department of commerce revolving fund created in
20 section 546.12 to the office of consumer advocate of the
21 department of justice for the fiscal year beginning July 1,
22 2014, and ending June 30, 2015, the following amount, or so
23 much thereof as is necessary, to be used for the purposes
24 designated:

25 For salaries, support, maintenance, miscellaneous purposes,
26 and for not more than the following full-time equivalent
27 positions:

28	\$	1,568,082
29		<u>3,137,588</u>
30	FTEs	22.00

31 Sec. 5. 2013 Iowa Acts, chapter 139, section 21, is amended
32 to read as follows:

33 SEC. 21. DEPARTMENT OF CORRECTIONS — FACILITIES.

34 1. There is appropriated from the general fund of the
35 state to the department of corrections for the fiscal year

1 beginning July 1, 2014, and ending June 30, 2015, the following
2 amounts, or so much thereof as is necessary, to be used for the
3 operation of adult correctional institutions, reimbursement
4 of counties for certain confinement costs, and federal prison
5 reimbursement, to be allocated as follows:

6 a. For the operation of the Fort Madison correctional
7 facility, including salaries, support, maintenance, and
8 miscellaneous purposes:

9 \$ ~~21,553,567~~
10 42,655,684

11 b. For the operation of the Anamosa correctional facility,
12 including salaries, support, maintenance, and miscellaneous
13 purposes:

14 \$ ~~16,460,261~~
15 33,344,253

16 It is the intent of the general assembly that the department
17 of corrections maintain and operate the Luster Heights prison
18 camp.

19 c. For the operation of the Oakdale correctional facility,
20 including salaries, support, maintenance, and miscellaneous
21 purposes:

22 \$ ~~29,275,062~~
23 59,132,786

24 d. For the operation of the Newton correctional facility,
25 including salaries, support, maintenance, and miscellaneous
26 purposes:

27 \$ ~~13,563,645~~
28 27,464,108

29 e. For the operation of the Mt. Pleasant correctional
30 facility, including salaries, support, maintenance, and
31 miscellaneous purposes:

32 \$ ~~12,405,714~~
33 24,982,135

34 f. For the operation of the Rockwell City correctional
35 facility, including salaries, support, maintenance, and

1 miscellaneous purposes:

2 \$ ~~4,835,574~~
3 9,728,353

4 g. For the operation of the Clarinda correctional facility,
5 including salaries, support, maintenance, and miscellaneous
6 purposes:

7 \$ ~~12,620,808~~
8 25,717,430

9 Moneys received by the department of corrections as
10 reimbursement for services provided to the Clarinda youth
11 corporation are appropriated to the department and shall be
12 used for the purpose of operating the Clarinda correctional
13 facility.

14 h. For the operation of the Mitchellville correctional
15 facility, including salaries, support, maintenance, and
16 miscellaneous purposes:

17 \$ ~~10,802,018~~
18 21,937,970

19 i. For the operation of the Fort Dodge correctional
20 facility, including salaries, support, maintenance, and
21 miscellaneous purposes:

22 \$ ~~14,932,616~~
23 29,989,648

24 j. For reimbursement of counties for temporary confinement
25 of work release and parole violators, as provided in sections
26 901.7, 904.908, and 906.17, and for offenders confined pursuant
27 to section 904.513:

28 \$ ~~537,546~~
29 1,075,092

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

32 \$ ~~242,206~~
33 484,411

34 2. The department of corrections shall use moneys
35 appropriated in subsection 1 to continue to contract for the

1 services of a Muslim imam and a Native American spiritual
2 leader.

3 Sec. 6. 2013 Iowa Acts, chapter 139, section 22, is amended
4 to read as follows:

5 SEC. 22. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

6 There is appropriated from the general fund of the state to the
7 department of corrections for the fiscal year beginning July
8 1, 2014, and ending June 30, 2015, the following amounts, or
9 so much thereof as is necessary, to be used for the purposes
10 designated:

11 1. For general administration, including salaries, support,
12 maintenance, employment of an education director to administer
13 a centralized education program for the correctional system,
14 and miscellaneous purposes:

15	\$ 2,540,791
16	<u>5,270,010</u>

17 a. It is the intent of the general assembly that each
18 lease negotiated by the department of corrections with a
19 private corporation for the purpose of providing private
20 industry employment of inmates in a correctional institution
21 shall prohibit the private corporation from utilizing inmate
22 labor for partisan political purposes for any person seeking
23 election to public office in this state and that a violation
24 of this requirement shall result in a termination of the lease
25 agreement.

26 b. It is the intent of the general assembly that as a
27 condition of receiving the appropriation provided in this
28 subsection the department of corrections shall not enter into
29 a lease or contractual agreement pursuant to section 904.809
30 with a private corporation for the use of building space for
31 the purpose of providing inmate employment without providing
32 that the terms of the lease or contract establish safeguards to
33 restrict, to the greatest extent feasible, access by inmates
34 working for the private corporation to personal identifying
35 information of citizens.

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

3 \$ 1,304,055
4 2,608,109

5 a. To maximize the funding for educational programs,
6 the department shall establish guidelines and procedures to
7 prioritize the availability of educational and vocational
8 training for inmates based upon the goal of facilitating an
9 inmate's successful release from the correctional institution.

10 b. The director of the department of corrections may
11 transfer moneys from Iowa prison industries and the canteen
12 operating funds established pursuant to section 904.310, for
13 use in educational programs for inmates.

14 c. Notwithstanding section 8.33, moneys appropriated in
15 this subsection that remain unobligated or unexpended at the
16 close of the fiscal year shall not revert but shall remain
17 available to be used only for the purposes designated in this
18 subsection until the close of the succeeding fiscal year.

19 3. For the development of the Iowa corrections offender
20 network (ICON) data system:

21 \$ 1,000,000
22 2,000,000

23 4. For offender mental health and substance abuse
24 treatment:

25 \$ 11,160
26 22,319

27 ~~5. For viral hepatitis prevention and treatment:~~

28 ~~..... \$ 83,941~~

29 ~~6. For operations costs and miscellaneous purposes:~~

30 ~~..... \$ 1,285,655~~

31 7. It is the intent of the general assembly that for
32 the fiscal year addressed by this section the department of
33 corrections shall continue to operate the correctional farms
34 under the control of the department at the same or greater
35 level of participation and involvement as existed as of January

1 1, 2011; shall not enter into any rental agreement or contract
2 concerning any farmland under the control of the department
3 that is not subject to a rental agreement or contract as of
4 January 1, 2011, without prior legislative approval; and
5 shall further attempt to provide job opportunities at the
6 farms for inmates. The department shall attempt to provide
7 job opportunities at the farms for inmates by encouraging
8 labor-intensive farming or gardening where appropriate; using
9 inmates to grow produce and meat for institutional consumption;
10 researching the possibility of instituting food canning
11 and cook-and-chill operations; and exploring opportunities
12 for organic farming and gardening, livestock ventures,
13 horticulture, and specialized crops.

14 Sec. 7. 2013 Iowa Acts, chapter 139, section 23, is amended
15 to read as follows:

16 SEC. 23. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
17 SERVICES.

18 1. There is appropriated from the general fund of the state
19 to the department of corrections for the fiscal year beginning
20 July 1, 2014, and ending June 30, 2015, for salaries, support,
21 maintenance, and miscellaneous purposes, the following amounts,
22 or so much thereof as is necessary, to be allocated as follows:

- 23 a. For the first judicial district department of
24 correctional services:
25 \$ ~~7,049,543~~
26 14,653,677
- 27 b. For the second judicial district department of
28 correctional services:
29 \$ ~~5,435,213~~
30 11,098,361
- 31 c. For the third judicial district department of
32 correctional services:
33 \$ ~~3,552,933~~
34 7,241,257
- 35 d. For the fourth judicial district department of

1 correctional services:

2 \$ ~~2,747,655~~

3 5,608,005

4 e. For the fifth judicial district department of
5 correctional services, including funding for electronic
6 monitoring devices for use on a statewide basis:

7 \$ ~~9,687,714~~

8 19,817,516

9 f. For the sixth judicial district department of
10 correctional services:

11 \$ ~~7,319,269~~

12 14,833,623

13 g. For the seventh judicial district department of
14 correctional services:

15 \$ ~~3,804,891~~

16 7,745,173

17 h. For the eighth judicial district department of
18 correctional services:

19 \$ ~~4,103,307~~

20 8,133,194

21 2. Each judicial district department of correctional
22 services, within the funding available, shall continue programs
23 and plans established within that district to provide for
24 intensive supervision, sex offender treatment, diversion of
25 low-risk offenders to the least restrictive sanction available,
26 job development, and expanded use of intermediate criminal
27 sanctions.

28 3. Each judicial district department of correctional
29 services shall provide alternatives to prison consistent with
30 chapter 901B. The alternatives to prison shall ensure public
31 safety while providing maximum rehabilitation to the offender.
32 A judicial district department of correctional services may
33 also establish a day program.

34 4. The governor's office of drug control policy shall
35 consider federal grants made to the department of corrections

1 for the benefit of each of the eight judicial district
2 departments of correctional services as local government
3 grants, as defined pursuant to federal regulations.

4 5. The department of corrections shall continue to contract
5 with a judicial district department of correctional services to
6 provide for the rental of electronic monitoring equipment which
7 shall be available statewide.

8 Sec. 8. 2013 Iowa Acts, chapter 139, section 28, is amended
9 to read as follows:

10 SEC. 28. IOWA LAW ENFORCEMENT ACADEMY.

11 1. There is appropriated from the general fund of the
12 state to the Iowa law enforcement academy for the fiscal year
13 beginning July 1, 2014, and ending June 30, 2015, the following
14 amount, or so much thereof as is necessary, to be used for the
15 purposes designated:

16 For salaries, support, maintenance, miscellaneous purposes,
17 including jailer training and technical assistance, and for not
18 more than the following full-time equivalent positions:

19	\$	500,849
20		<u>1,003,214</u>
21	FTEs	23.88
22		<u>23.00</u>

23 It is the intent of the general assembly that the Iowa law
24 enforcement academy may provide training of state and local
25 law enforcement personnel concerning the recognition of and
26 response to persons with Alzheimers's disease.

27 The Iowa law enforcement academy may temporarily exceed and
28 draw more than the amount appropriated in this subsection and
29 incur a negative cash balance as long as there are receivables
30 equal to or greater than the negative balance and the amount
31 appropriated in this subsection is not exceeded at the close
32 of the fiscal year.

33 2. The Iowa law enforcement academy may select at least
34 five automobiles of the department of public safety, division
35 of state patrol, prior to turning over the automobiles to

1 the department of administrative services to be disposed
2 of by public auction, and the Iowa law enforcement academy
3 may exchange any automobile owned by the academy for each
4 automobile selected if the selected automobile is used in
5 training law enforcement officers at the academy. However, any
6 automobile exchanged by the academy shall be substituted for
7 the selected vehicle of the department of public safety and
8 sold by public auction with the receipts being deposited in the
9 depreciation fund to the credit of the department of public
10 safety, division of state patrol.

11 Sec. 9. 2013 Iowa Acts, chapter 139, section 29, is amended
12 to read as follows:

13 SEC. 29. STATE PUBLIC DEFENDER. There is appropriated from
14 the general fund of the state to the office of the state public
15 defender of the department of inspections and appeals for the
16 fiscal year beginning July 1, 2014, and ending June 30, 2015,
17 the following amounts, or so much thereof as is necessary, to
18 be allocated as follows for the purposes designated:

19 1. For salaries, support, maintenance, miscellaneous
20 purposes, and for not more than the following full-time
21 equivalent positions:

22	\$ 12,931,091
23	<u>25,882,243</u>
24	FTEs 219.00
25	<u>221.00</u>

26 2. For payments on behalf of eligible adults and juveniles
27 from the indigent defense fund, in accordance with section
28 815.11:

29	\$ 14,950,965
30	<u>29,901,929</u>

31 Sec. 10. 2013 Iowa Acts, chapter 139, section 30, is amended
32 to read as follows:

33 SEC. 30. BOARD OF PAROLE. There is appropriated from the
34 general fund of the state to the board of parole for the fiscal
35 year beginning July 1, 2014, and ending June 30, 2015, the

1 following amount, or so much thereof as is necessary, to be
2 used for the purposes designated:

3 For salaries, support, maintenance, miscellaneous purposes,
4 and for not more than the following full-time equivalent
5 positions:

6	\$	601,918
7		<u>1,204,583</u>
8	FTEs	11.00

9 Sec. 11. 2013 Iowa Acts, chapter 139, section 31, is amended
10 to read as follows:

11 SEC. 31. DEPARTMENT OF PUBLIC DEFENSE — DEPARTMENT
12 OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT. There is

13 appropriated from the general fund of the state to the
14 department of public defense or the department of homeland
15 security and emergency management, as applicable, for the
16 fiscal year beginning July 1, 2014, and ending June 30, 2015,
17 the following amounts, or so much thereof as is necessary, to
18 be used for the purposes designated:

19 1. MILITARY DIVISION

20 For salaries, support, maintenance, miscellaneous purposes,
21 and for not more than the following full-time equivalent
22 positions:

23	\$	3,263,521
24		<u>6,554,478</u>
25	FTEs	293.61
26		<u>283.50</u>

27 The military division may temporarily exceed and draw more
28 than the amount appropriated in this subsection and incur a
29 negative cash balance as long as there are receivables of
30 federal funds equal to or greater than the negative balance and
31 the amount appropriated in this subsection is not exceeded at
32 the close of the fiscal year.

33 2. THE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
34 MANAGEMENT DIVISION OF SUCCESSOR AGENCY

35 For salaries, support, maintenance, miscellaneous purposes,

1 and for not more than the following full-time equivalent
2 positions:

3	\$	1,087,139
4		<u>2,629,623</u>
5	FTEs	37.40
6		<u>36.13</u>

7 a. The department of homeland security and emergency
8 management ~~division or successor agency~~ may temporarily
9 exceed and draw more than the amount appropriated in this
10 subsection and incur a negative cash balance as long as there
11 are receivables of federal funds equal to or greater than the
12 negative balance and the amount appropriated in this subsection
13 is not exceeded at the close of the fiscal year.

14 b. It is the intent of the general assembly that the
15 department of homeland security and emergency management
16 ~~division or successor agency~~ work in conjunction with the
17 department of public safety, to the extent possible, when
18 gathering and analyzing information related to potential
19 domestic or foreign security threats, and when monitoring such
20 threats.

21 Sec. 12. 2013 Iowa Acts, chapter 139, section 32, is amended
22 to read as follows:

23 SEC. 32. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
24 from the general fund of the state to the department of public
25 safety for the fiscal year beginning July 1, 2014, and ending
26 June 30, 2015, the following amounts, or so much thereof as is
27 necessary, to be used for the purposes designated:

28 1. For the department's administrative functions, including
29 the criminal justice information system, and for not more than
30 the following full-time equivalent positions:

31	\$	2,033,527
32		<u>4,183,349</u>
33	FTEs	39.00

34 2. For the division of criminal investigation, including
35 the state's contribution to the peace officers' retirement,

1 accident, and disability system provided in chapter 97A in the
2 amount of the state's normal contribution rate, as defined in
3 section 97A.8, multiplied by the salaries for which the moneys
4 are appropriated, to meet federal fund matching requirements,
5 and for not more than the following full-time equivalent
6 positions:

7	.....	\$	6,466,707
8			<u>13,625,414</u>
9	.....	FTEs	149.60
10			<u>150.60</u>

11 3. For the criminalistics laboratory fund created in
12 section 691.9:

13	.....	\$	151,173
14			<u>302,345</u>

15 4. a. For the division of narcotics enforcement, including
16 the state's contribution to the peace officers' retirement,
17 accident, and disability system provided in chapter 97A in the
18 amount of the state's normal contribution rate, as defined in
19 section 97A.8, multiplied by the salaries for which the moneys
20 are appropriated, to meet federal fund matching requirements,
21 and for not more than the following full-time equivalent
22 positions:

23	.....	\$	3,377,928
24			<u>6,919,855</u>
25	.....	FTEs	66.00
26			<u>65.50</u>

27 b. For the division of narcotics enforcement for undercover
28 purchases:

29	.....	\$	54,521
30			<u>109,042</u>

31 5. For the division of state fire marshal, for fire
32 protection services as provided through the state fire service
33 and emergency response council as created in the department,
34 and for the state's contribution to the peace officers'
35 retirement, accident, and disability system provided in chapter

1 97A in the amount of the state's normal contribution rate,
2 as defined in section 97A.8, multiplied by the salaries for
3 which the moneys are appropriated, and for not more than the
4 following full-time equivalent positions:

5	\$	2,235,278
6		<u>4,590,556</u>
7	FTEs	53.00

8 6. For the division of state patrol, for salaries, support,
9 maintenance, workers' compensation costs, and miscellaneous
10 purposes, including the state's contribution to the peace
11 officers' retirement, accident, and disability system provided
12 in chapter 97A in the amount of the state's normal contribution
13 rate, as defined in section 97A.8, multiplied by the salaries
14 for which the moneys are appropriated, and for not more than
15 the following full-time equivalent positions:

16	\$	27,768,104
17		<u>61,645,291</u>
18	FTEs	494.47
19		<u>527.00</u>

20 It is the intent of the general assembly that the department
21 of public safety add additional members to the state patrol to
22 the current number of members of the state patrol as of July 1,
23 2014.

24 It is the intent of the general assembly that members of the
25 state patrol be assigned to patrol the highways and roads in
26 lieu of assignments for inspecting school buses for the school
27 districts.

28 ~~7. For operations costs, and miscellaneous purposes:~~

29	\$	850,000
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30 8. For deposit in the sick leave benefits fund established
31 under section 80.42 for all departmental employees eligible to
32 receive benefits for accrued sick leave under the collective
33 bargaining agreement:

34	\$	139,759
35		<u>279,517</u>

1 9. For costs associated with the training and equipment
2 needs of volunteer fire fighters:

3 \$ ~~362,760~~
4 825,520

5 a. Notwithstanding section 8.33, moneys appropriated in
6 this subsection that remain unencumbered or unobligated at the
7 close of the fiscal year shall not revert but shall remain
8 available for expenditure only for the purpose designated in
9 this subsection until the close of the succeeding fiscal year.

10 b. Notwithstanding section 8.39, the department of public
11 safety may reallocate moneys appropriated in this section
12 as necessary to best fulfill the needs provided for in the
13 appropriation. However, the department shall not reallocate
14 moneys appropriated to the department in this section unless
15 notice of the reallocation is given to the legislative services
16 agency and the department of management prior to the effective
17 date of the reallocation. The notice shall include information
18 regarding the rationale for reallocating the moneys. The
19 department shall not reallocate moneys appropriated in this
20 section for the purpose of eliminating any program.

21 10. For the public safety interoperable and broadband
22 communications fund established in section 80.44:

23 \$ 154,661

24 11. For the review, training, information dissemination,
25 and implementation of the endangered person advisory alert
26 system:

27 \$ 25,000

28 Sec. 13. 2013 Iowa Acts, chapter 139, section 33, is amended
29 to read as follows:

30 SEC. 33. GAMING ENFORCEMENT.

31 1. There is appropriated from the gaming enforcement
32 revolving fund created in section 80.43 to the department of
33 public safety for the fiscal year beginning July 1, 2014, and
34 ending June 30, 2015, the following amount, or so much thereof
35 as is necessary, to be used for the purposes designated:

1 For any direct support costs for agents and officers of
2 the division of criminal investigation's excursion gambling
3 boat, gambling structure, and racetrack enclosure enforcement
4 activities, including salaries, support, maintenance,
5 miscellaneous purposes, and for not more than the following
6 full-time equivalent positions:

7	.....	\$	5,449,004
8			<u>10,898,008</u>
9	.....	FTEs	115.00
10			<u>109.00</u>

11 2. For each additional license to conduct gambling games on
12 an excursion gambling boat, gambling structure, or racetrack
13 enclosure issued during the fiscal year beginning July 1, 2014,
14 there is appropriated from the gaming enforcement fund to the
15 department of public safety for the fiscal year beginning July
16 1, 2014, and ending June 30, 2015, an additional amount of not
17 more than \$300,000 to be used for not more than 3.00 additional
18 full-time equivalent positions.

19 3. The department of public safety, with the approval of the
20 department of management, may employ no more than three special
21 agents for each additional riverboat or gambling structure
22 regulated after July 1, 2014, and three special agents for
23 each racing facility which becomes operational during the
24 fiscal year which begins July 1, 2014. Positions authorized
25 in this subsection are in addition to the full-time equivalent
26 positions otherwise authorized in this section.

27 Sec. 14. 2013 Iowa Acts, chapter 139, section 34, is amended
28 to read as follows:

29 SEC. 34. CIVIL RIGHTS COMMISSION. There is appropriated
30 from the general fund of the state to the Iowa state civil
31 rights commission for the fiscal year beginning July 1,
32 2014, and ending June 30, 2015, the following amount, or so
33 much thereof as is necessary, to be used for the purposes
34 designated:

35 For salaries, support, maintenance, miscellaneous purposes,

1 and for not more than the following full-time equivalent
2 positions:

3	\$	648,535
4		<u>1,169,540</u>
5	FTEs	28.00

6 The Iowa state civil rights commission may enter into
7 a contract with a nonprofit organization to provide legal
8 assistance to resolve civil rights complaints.

9 Sec. 15. 2013 Iowa Acts, chapter 139, section 35, is amended
10 to read as follows:

11 SEC. 35. CRIMINAL AND JUVENILE JUSTICE PLANNING

12 DIVISION. There is appropriated from the general fund of the
13 state to the criminal and juvenile justice planning division of
14 the department of human rights for the fiscal year beginning
15 July 1, 2013, and ending June 30, 2014, the following amounts,
16 or so much thereof as is necessary, to be used for the purposes
17 designated:

18 For salaries, support, maintenance, and miscellaneous
19 purposes, and for not more than the following full-time
20 equivalent positions:

21	\$	630,053
22		<u>1,100,105</u>
23	FTEs	10.81
24		<u>10.38</u>

25 The criminal and juvenile justice planning advisory council
26 and the juvenile justice advisory council shall coordinate
27 their efforts in carrying out their respective duties relative
28 to juvenile justice.

29 Sec. 16. 2013 Iowa Acts, chapter 139, section 36, is amended
30 to read as follows:

31 SEC. 36. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY

32 MANAGEMENT DIVISION. There is appropriated from the ~~wireless~~
33 E911 emergency communications fund created in section
34 34A.7A to the department of homeland security and emergency
35 ~~management division or successor agency~~ for the fiscal year

1 beginning July 1, 2014, and ending June 30, 2015, an amount not
2 exceeding \$250,000 to be used for implementation, support, and
3 maintenance of the functions of the administrator and program
4 manager under chapter 34A and to employ the auditor of the
5 state to perform an annual audit of the ~~wireless~~ E911 emergency
6 communications fund.

7 DIVISION III

8 MISCELLANEOUS PROVISIONS

9 Sec. 17. Section 13.2, subsection 1, Code 2014, is amended
10 by adding the following new paragraphs:

11 NEW PARAGRAPH. *o.* Submit a report by January 15 of each
12 year to the co-chairpersons and ranking members of the joint
13 appropriations subcommittee on the justice system and to the
14 legislative services agency detailing the amount of annual
15 money receipts generated by each settlement, judgment, or
16 forfeiture collected pursuant to legal proceedings pursuant
17 to chapters 455B, 537, 553, 714, and 809A. The report shall
18 include the name of the civil or criminal case involved, the
19 court of jurisdiction, the settlement amount including the
20 state's share of the settlement, the name of the fund in which
21 the receipts were deposited, and the planned use of the moneys.

22 NEW PARAGRAPH. *p.* Provide documentation to the executive
23 council prior to accepting any settlement on behalf of the
24 state from a legal proceeding under chapters 455B, 553, and
25 714. The documentation shall include but is not limited to
26 the name of the civil or criminal case involved, the court of
27 jurisdiction, the proposed settlement amount including the
28 state's share of the settlement, the name of the fund in which
29 the moneys are to be deposited, and the planned use of the
30 moneys.

31 Sec. 18. NEW SECTION. **13.2A Executive council approval —**
32 **prior to settlement.**

33 The executive council must approve a settlement prior to the
34 attorney general accepting such a settlement under chapters
35 455B, 553, and 714.

1 Sec. 19. NEW SECTION. 13.32 **Victim assistance program —**
2 **payments.**

3 1. *a.* Prior to issuance of a warrant or its equivalent for
4 a claim for compensation payable from the state treasury to a
5 contractor awarded a contract to provide victim services for
6 a victim assistance program administered under section 13.31,
7 subsection 1, 3, 4, or 6, the department of justice shall file
8 an itemized voucher with the department of administrative
9 services showing in detail the items of service, expense, the
10 item furnished, or contract for which payment is sought. The
11 claimant's original invoice shall be attached to the department
12 of justice's approved voucher. The director of administrative
13 services shall adopt rules specifying the form and contents for
14 invoices submitted by a contractor to the department of justice
15 to administer this section. The director of administrative
16 services may exempt the department of justice from the invoice
17 requirements or a part of the requirements upon a finding
18 that compliance would result in poor accounting or management
19 practices.

20 *b.* The department of administrative services shall deny a
21 claim for compensation if the voucher or invoice do not comply
22 with the provisions of this section.

23 2. Unless the director of administrative services exempts
24 the department of justice from the invoice requirements under
25 subsection 1, the invoice submitted for approval and payment
26 by a contractor awarded a contract to provide victim services
27 shall include the following:

28 *a.* A completed claim on an invoice form approved by the
29 department of justice.

30 *b.* (1) An itemization detailing all work performed under
31 the contract shall contain all of the following, as applicable:

32 (i) A separate statement for the date and amount of time
33 spent on each activity. Time shall be reported in tenths or
34 hundredths of an hour on the invoice but must be recorded in
35 tenths of an hour on the voucher. Time listed in hundredths of

1 an hour on the invoice shall be reduced to the nearest tenth of
2 an hour on the voucher.

3 (b) A separate statement for the mileage including the date
4 traveled, the location traveled to and from, and the miles and
5 route traveled.

6 (c) The individual receipts for each reimbursement claimed.

7 (2) The itemization shall be submitted in chronological
8 order.

9 (3) The itemization shall be typed in at least ten point
10 type on eight and one half by eleven inch paper.

11 3. The department of justice shall deny a claim if the
12 invoice submitted for compensation does not comply with this
13 section.

14 4. A claim for services by an agency for victim services
15 performed prior to the effective date of the contract with the
16 department of justice shall be denied.

17 EXPLANATION

18 The inclusion of this explanation does not constitute agreement with
19 the explanation's substance by the members of the general assembly.

20 This bill relates to and generally increases appropriations
21 made to the justice system in 2013 Iowa Acts, ch. 139 (SF 447).

22 DIVISION I — FY 2013-2014 — APPROPRIATIONS. The bill
23 specifies that up to \$500,000 of the moneys appropriated
24 to the department of corrections for the operation of Fort
25 Madison for fiscal year 2013-2014 may be used for the remodel
26 of the relocated John Bennett facility and the demolition of
27 the existing farm bunkhouse adjacent to the newly constructed
28 Fort Madison correctional facility. The bill allows the
29 moneys designated for the remodel or demolition that remain
30 unencumbered or unobligated to remain available to be used for
31 such purposes until the close of fiscal year 2014-2015. The
32 provision takes effect upon enactment.

33 DIVISION II — FY 2014-2015 — APPROPRIATIONS. The bill
34 increases appropriations from the general fund of the state
35 for fiscal year 2014-2015 to the departments of justice,

1 corrections, public defense, and public safety, and the Iowa
2 law enforcement academy, office of the state public defender,
3 board of parole, Iowa state civil rights commission, and
4 the criminal and juvenile justice planning division of the
5 department of human rights.

6 The bill increases the appropriation made from the
7 department of commerce revolving fund to the office of
8 consumer advocate of the department of justice for fiscal year
9 2014-2015.

10 The bill also increases the appropriation made from the
11 gaming enforcement revolving fund to the department of public
12 safety for fiscal year 2014-2015.

13 The bill increases the appropriation made from the E911
14 emergency communications fund to the department of homeland
15 security and emergency management for fiscal year 2014-2015.

16 The bill contains two new appropriations from the general
17 fund of the state to the department of public safety. The
18 bill appropriates moneys for the public safety interoperable
19 and broadband communications fund established in Code section
20 80.44 and appropriates moneys for the implementation of the
21 endangered person advisory alert system.

22 The bill includes a new statement that it is the intent of
23 the general assembly that the department of public safety add
24 additional members to the state patrol to the current number
25 of members of the state patrol.

26 DIVISION III — MISCELLANEOUS PROVISIONS. The bill, in
27 new Code section 13.32, requires the department of justice to
28 submit an itemized voucher to the department of administrative
29 services for approval prior to issuance of a warrant or its
30 equivalent for a claim of compensation payable from the state
31 treasury to a contractor awarded to provide victim serves for a
32 victim assistance program administered under Code section 13.31
33 for federal grants received, domestic abuse programs, family
34 violence prevention, and violence against women programs and
35 grants. The bill requires the department of justice to attach

1 the claimant's original invoice to the department of justice's
2 voucher. The bill does permit the director of administrative
3 services to exempt the department of justice from the invoice
4 requirements or a part of the requirements upon a finding
5 that compliance would result in poor accounting or management
6 practices.

7 The bill specifies that an invoice submitted to the
8 department of justice for approval and payment by a contractor
9 awarded a contract to provide victim services shall include a
10 completed claim on an invoice form approved by the department
11 of justice, and an itemization detailing all work performed
12 under the contract. The bill requires the itemization to
13 contain all of the following: a separate statement for the
14 date and amount of time spent on each activity; a separate
15 statement for the mileage including the date traveled,
16 the location traveled to and from, and the miles and route
17 traveled; and the individual receipts for each reimbursement
18 claimed.

19 The bill also specifies that the itemization submitted to
20 the department of justice be submitted in chronological order
21 and be typed in at least ten point type on eight and one half by
22 eleven inch paper.

23 The department of administrative services shall deny a
24 claim for compensation if the invoice does not comply with the
25 provisions of the bill. The bill also requires the department
26 of justice to deny a claim if the invoice does not comply with
27 the provisions of the bill.

28 Code section 13.2 is amended to require the attorney
29 general to submit a report by January 15 of each year to the
30 co-chairpersons and ranking members of the joint appropriations
31 subcommittee on the justice system and to the legislative
32 services agency detailing the amount of annual money receipts
33 generated by each settlement, judgment, or forfeiture collected
34 pursuant to legal proceedings involving Code chapters 455B
35 (department of natural resources), 537 (consumer credit code),

1 553 (Iowa competition law), 714 (theft, fraud, and related
2 offenses), and 809A (forfeiture reform Act). The report shall
3 include the name of the civil or criminal case involved, the
4 court of jurisdiction, the settlement amount including the
5 state's share of the settlement, the name of the fund in which
6 the receipts were deposited, and the planned use of the moneys.

7 The bill further amends Code section 13.2 to require that
8 the attorney general provide documentation to the executive
9 council prior to accepting any settlement on behalf of the
10 state under Code chapters 455B, 553, and 714. The bill
11 provides that the documentation shall include the name of the
12 civil or criminal case involved, the court of jurisdiction, the
13 proposed settlement amount including the state's share of the
14 settlement, the name of the fund in which the moneys are to be
15 deposited, and the planned use of the moneys. New Code section
16 13.2A requires the executive council to approve a settlement
17 prior to the attorney general accepting the settlement under
18 Code chapters 455B, 553, and 714.