

**Senate File 9 - Introduced**

SENATE FILE 9  
BY SODDERS

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

1 reimburse public safety personnel equipment costs, excluding  
2 vehicles.

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

6     Sec. 2. Section 432.1, Code 2013, is amended by adding the  
7 following new subsection:

8     NEW SUBSECTION. 7. **a.** Of the amount of premium tax  
9 receipts collected pursuant to subsection 3 for the 2015 and  
10 subsequent calendar years and deposited in the general fund  
11 of the state, the department of revenue shall transfer the  
12 applicable percent of such amount that exceeds the amount of  
13 premium tax receipts collected pursuant to subsection 3 for  
14 calendar year 2013 to the public safety training and equipment  
15 trust fund created in section 80B.11F.

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

18     (1) For the 2015 through 2017 calendar years, one hundred  
19 percent.

20     (2) For the 2018 calendar year, seventy-five percent.

21     (3) For the 2019 and subsequent calendar years, fifty  
22 percent.

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

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

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

28     **a.** One member appointed by the Iowa peace officers  
29 association.

30     **b.** One member appointed by the Iowa state sheriffs' and  
31 deputies' association.

32     **c.** One member appointed by the Iowa police chiefs  
33 association.

34     **d.** One member who is a fire chief appointed by the Iowa fire  
35 chiefs association.

- 1 e. One member who is a fire chief appointed by the Iowa  
2 association of professional fire chiefs.
- 3 f. One member who is the administrator of the Iowa fire  
4 service training bureau or the administrator's designee.
- 5 g. Two members who are representatives of the fire service  
6 appointed by the Iowa firefighters association.
- 7 h. The director of the Iowa law enforcement academy or the  
8 director's designee.
- 9 i. The commissioner of the public safety or the  
10 commissioner's designee.
- 11 j. Two members who are appointed by the Iowa professional  
12 firefighters.
- 13 k. The state fire marshal or the state fire marshal's  
14 designee.
- 15 l. The director of the department of corrections or the  
16 director's designee.
- 17 m. One member appointed by the chief of the bureau of  
18 emergency medical services of the Iowa department of public  
19 health.
- 20 n. One member appointed by the Iowa emergency medical  
21 services association.
- 22 o. One member appointed by the Iowa state police  
23 association.
- 24 p. One member appointed by the state police officers council  
25 who is representing peace officers within the department of  
26 public safety.
- 27 q. One member appointed by the state police officers council  
28 who is representing peace officers within the department of  
29 natural resources.
- 30 r. One member who is the chief of the law enforcement bureau  
31 of the department of natural resources or the chief's designee.
- 32 s. One member appointed by the governor who is a  
33 public member who has no personal interest or occupational  
34 responsibilities in the area of responsibility given to the  
35 task force and represents the interests of the public in

1 general.

2 t. One member appointed by the collective bargaining  
3 unit that represents the largest number of employees in the  
4 department of corrections.

5 u. One member appointed by the collective bargaining unit  
6 that represents the largest number of jailers and dispatchers  
7 in this state.

8 v. One member appointed by the Iowa association of community  
9 college presidents.

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

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

24 5. a. The task force shall provide interim reports to the  
25 general assembly by December 31 of each year concerning the  
26 activities of the task force and shall submit its final report,  
27 including its findings and recommendations, to the general  
28 assembly by December 31, 2016.

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

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

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

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

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

5 Sec. 4. PUBLIC SAFETY TRAINING AND FACILITIES TASK FORCE —  
6 ADMINISTRATIVE SUPPORT. There is appropriated from the general  
7 fund of the state to the department of public safety for the  
8 fiscal year beginning July 1, 2013, and ending June 30, 2014,  
9 the following amount, or so much thereof as is necessary, to be  
10 used for the purposes designated:

11 For providing administrative support for the public safety  
12 training and facilities task force as enacted in this Act:

13 ..... \$ 50,000

14 Notwithstanding section 8.33, moneys appropriated in this  
15 section that remain unencumbered or unobligated at the close of  
16 the fiscal year shall not revert but shall remain available for  
17 expenditure for the purposes designated until the close of the  
18 fiscal year that begins July 1, 2016.

19 EXPLANATION

20 This bill concerns public safety training and facilities.

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

1 million. The bill provides that it is the intent of the  
2 general assembly that training costs incurred by the state or a  
3 political subdivision be fully reimbursed from moneys in the  
4 fund and that the remaining moneys in the fund, less an amount  
5 needed for cash flow purposes, be used to reimburse public  
6 safety personnel equipment costs, except vehicles. Moneys in  
7 the fund shall not revert to the general fund of the state, and  
8 interest and earnings on moneys in the fund shall remain in the  
9 fund.

10 Code section 432.1, concerning tax on gross insurance  
11 premiums, is amended to provide that the applicable percent of  
12 the moneys collected from premium tax receipts on insurance  
13 policies, other than life insurance policies, in excess of the  
14 amount collected for calendar year 2013, shall be transferred  
15 to the public safety training and equipment trust fund created  
16 by the bill beginning with premium tax receipts received during  
17 calendar year 2015. The bill provides that the applicable  
18 percent for calendar years 2015 through 2017 shall be 100  
19 percent, for calendar year 2018, 75 percent, and for subsequent  
20 calendar years, 50 percent.

21 The bill also establishes a public safety training and  
22 facilities task force. The department of public safety shall  
23 provide administrative support for the task force and the  
24 bill appropriates moneys to the department for providing  
25 this support. The bill specifies the membership of the task  
26 force and provides that the task force shall consider and  
27 develop strategies relating to public safety training facility  
28 governance with the goal of all public safety disciplines  
29 being represented. Each public safety discipline shall advise  
30 the task force by developing individual training policies as  
31 determined by the discipline's governing bodies. The bill  
32 requires the task force to provide interim reports to the  
33 general assembly by December 31 of each year and to submit a  
34 final report, including its findings and recommendations, to  
35 the general assembly by December 31, 2016. The bill provides

1 that the final report shall include recommendations concerning  
2 consolidation of public safety governance within a single  
3 board and the membership of the board, the development of a  
4 consolidated fire and police public safety training facility,  
5 including possible locations, building recommendations,  
6 and financing options, the distribution of moneys from the  
7 public safety training and equipment trust fund, and any  
8 other recommendations relating to public safety training and  
9 facilities requirements.