

Senate File 2314 - Introduced

SENATE FILE 2314

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO LSB 5010JB)

A BILL FOR

1 An Act relating to and making appropriations to certain
2 state departments, agencies, funds, and certain other
3 entities, providing for regulatory authority and other
4 properly related matters, and including effective date and
5 retroactive applicability provisions.

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

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DIVISION I
FY 2016-2017

Section 1. 2015 Iowa Acts, chapter 141, section 39, is amended to read as follows:

SEC. 39. DEPARTMENT OF ADMINISTRATIVE SERVICES.

1. There is appropriated from the general fund of the state to the department of administrative services for the fiscal year beginning July 1, 2016, and ending June 30, 2017, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

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

.....	\$	2,033,962
		<u>2,753,678</u>
.....	FTEs	56.56
		<u>40.40</u>

b. For the payment of utility costs, and for not more than the following full-time equivalent positions:

.....	\$	1,284,455
		<u>2,555,990</u>
.....	FTEs	1.00

Notwithstanding [section 8.33](#), any excess moneys appropriated for utility costs in this lettered paragraph shall not revert to the general fund of the state at the end of the fiscal year but shall remain available for expenditure for the purposes of this lettered paragraph during the succeeding fiscal year.

c. For Terrace Hill operations, and for not more than the following full-time equivalent positions:

.....	\$	202,957
		<u>403,824</u>
.....	FTEs	5.00

d. For maintenance of the state capitol building, the Ola Babcock Miller building, and parking lots 12, 13, 14, and 19 in the capitol complex, including salaries, support, and

1 miscellaneous purposes:

2 \$ 1,293,296

3 FTEs 10.61

4 The department shall expend all moneys appropriated by
5 this paragraph "d" solely and directly for the maintenance of
6 the state capitol building, the Ola Babcock Miller building,
7 and parking lots 12, 13, 14, and 19 in the capitol complex.
8 Such expenditures shall not include expenditures for general
9 overhead expenses of the department, including but not limited
10 to department-wide management or salary costs.

11 2. Any moneys and premiums collected by the department
12 for workers' compensation shall be segregated into a separate
13 workers' compensation fund in the state treasury to be used
14 for payment of state employees' workers' compensation claims
15 and administrative costs. Notwithstanding [section 8.33](#),
16 unencumbered or unobligated moneys remaining in this workers'
17 compensation fund at the end of the fiscal year shall not
18 revert but shall be available for expenditure for purposes of
19 the fund for subsequent fiscal years.

20 Sec. 2. 2015 Iowa Acts, chapter 141, is amended by adding
21 the following new sections:

22 NEW SECTION. SEC. 41A. DEPARTMENT OF ADMINISTRATIVE
23 SERVICES — CITY OF DES MOINES FRANCHISE FEE REFUND —
24 APPROPRIATION.

25 1. There is created a franchise fee refund fund in the state
26 treasury under the control of the department of administrative
27 services. A franchise fee that is refunded to the state by the
28 city of Des Moines pursuant to a court order shall be deposited
29 in the fund.

30 2. Moneys in the fund are appropriated to the department
31 of administrative services for the fiscal year beginning July
32 1, 2015, and ending June 30, 2016, for purposes of reimbursing
33 gas and electric utility costs. Notwithstanding section
34 8.33, any excess moneys appropriated for reimbursing gas and
35 electric utility costs in this subsection shall not revert to

1 the general fund of the state at the end of the fiscal year but
2 shall remain available for expenditure for the purposes of this
3 subsection during the succeeding fiscal year.

4 3. This section is repealed July 1, 2017.

5 NEW SECTION. SEC. 41B. DEPARTMENT OF ADMINISTRATIVE
6 SERVICES — CONTRACT FOR FAMILY MEDICAL LEAVE ACT THIRD-PARTY
7 ADMINISTRATION SERVICES — REPORT. Beginning on February
8 1, 2017, and annually on each February 1 during the term of
9 the contract to provide third-party administration services
10 of the federal Family and Medical Leave Act of 1993 for the
11 department of administrative services, the department shall
12 submit a report to the joint appropriations subcommittee on
13 administration and regulation and the legislative services
14 agency. The annual report shall include but is not limited
15 to an analysis of cost savings to the state, if any, that
16 have resulted from the use of such third-party administration
17 services, a comparison of the use of and denial of leave
18 requests prior to and during the contract period, and an
19 analysis of appeals of denials of leave and the result of such
20 appeals, prior to and during the contract period. Within sixty
21 days of the conclusion of the contract, the department shall
22 submit a final report to the general assembly summarizing
23 the content of the annual reports and including conclusions
24 and recommendations concerning the use of such third-party
25 administration services.

26 Sec. 3. 2015 Iowa Acts, chapter 141, section 42, is amended
27 to read as follows:

28 SEC. 42. AUDITOR OF STATE.

29 1. There is appropriated from the general fund of the state
30 to the office of the auditor of state for the fiscal year
31 beginning July 1, 2016, and ending June 30, 2017, the following
32 amount, or so much thereof as is necessary, to be used for the
33 purposes designated:

34 For salaries, support, maintenance, and miscellaneous
35 purposes, and for not more than the following full-time

1 equivalent positions:

2	.....	\$	472,253
3			<u>939,642</u>
4	.....	FTEs	103.00

5 2. The auditor of state may retain additional full-time
6 equivalent positions as is reasonable and necessary to
7 perform governmental subdivision audits which are reimbursable
8 pursuant to [section 11.20](#) or [11.21](#), to perform audits which are
9 requested by and reimbursable from the federal government, and
10 to perform work requested by and reimbursable from departments
11 or agencies pursuant to [section 11.5A](#) or [11.5B](#). The auditor
12 of state shall notify the department of management, the
13 legislative fiscal committee, and the legislative services
14 agency of the additional full-time equivalent positions
15 retained.

16 3. The auditor of state shall allocate moneys from the
17 appropriation in this section solely for audit work related to
18 the comprehensive annual financial report, federally required
19 audits, and investigations of embezzlement, theft, or other
20 significant financial irregularities until the audit of the
21 comprehensive annual financial report is complete.

22 Sec. 4. 2015 Iowa Acts, chapter 141, section 43, is amended
23 to read as follows:

24 SEC. 43. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There
25 is appropriated from the general fund of the state to the
26 Iowa ethics and campaign disclosure board for the fiscal year
27 beginning July 1, 2016, and ending June 30, 2017, the following
28 amount, or so much thereof as is necessary, to be used for the
29 purposes designated:

30 For salaries, support, maintenance, and miscellaneous
31 purposes, and for not more than the following full-time
32 equivalent positions:

33	.....	\$	275,168
34			<u>547,501</u>
35	.....	FTEs	6.00

1 Sec. 5. 2015 Iowa Acts, chapter 141, section 44, is amended
2 to read as follows:

3 SEC. 44. OFFICE OF THE CHIEF INFORMATION OFFICER — INTERNAL
4 SERVICE FUNDS — IOWACCESS.

5 1. There is appropriated to the office of the chief
6 information officer for the fiscal year beginning July 1, 2016,
7 and ending June 30, 2017, from the revolving funds designated
8 in [chapter 8B](#) and from internal service funds created by the
9 office such amounts as the office deems necessary for the
10 operation of the office consistent with the requirements of
11 chapter 8B.

12 2. a. Notwithstanding [section 321A.3, subsection 1](#), for
13 the fiscal year beginning July 1, 2016, and ending June 30,
14 2017, the first ~~\$375,000~~ \$750,000 collected by the department
15 of transportation and transferred to the treasurer of state
16 with respect to the fees for transactions involving the
17 furnishing of a certified abstract of a vehicle operating
18 record under [section 321A.3, subsection 1](#), shall be transferred
19 to the IowAccess revolving fund created in [section 8B.33](#) for
20 the purposes of developing, implementing, maintaining, and
21 expanding electronic access to government records as provided
22 by law.

23 b. All fees collected with respect to transactions
24 involving IowAccess shall be deposited in the IowAccess
25 revolving fund and shall be used only for the support of
26 IowAccess projects.

27 Sec. 6. 2015 Iowa Acts, chapter 141, section 45, is amended
28 to read as follows:

29 SEC. 45. DEPARTMENT OF COMMERCE.

30 1. There is appropriated from the general fund of the state
31 to the department of commerce for the fiscal year beginning
32 July 1, 2016, and ending June 30, 2017, the following amounts,
33 or so much thereof as is necessary, to be used for the purposes
34 designated:

35 a. ALCOHOLIC BEVERAGES DIVISION

S.F. 2314

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

4	\$	610,196
5		<u>1,214,106</u>
6	FTEs	17.90
7		<u>15.56</u>

8 b. PROFESSIONAL LICENSING AND REGULATION BUREAU

9 For salaries, support, maintenance, and miscellaneous
10 purposes, and for not more than the following full-time
11 equivalent positions:

12	\$	300,769
13		<u>448,439</u>
14	FTEs	12.51
15		<u>12.50</u>

16 2. There is appropriated from the department of commerce
17 revolving fund created in [section 546.12](#) to the department of
18 commerce for the fiscal year beginning July 1, 2016, and ending
19 June 30, 2017, the following amounts, or so much thereof as is
20 necessary, to be used for the purposes designated:

21 a. BANKING DIVISION

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

25	\$	4,833,618
26		<u>10,499,790</u>
27	FTEs	93.23
28		<u>73.00</u>

29 b. CREDIT UNION DIVISION

30 For salaries, support, maintenance, and miscellaneous
31 purposes, and for not more than the following full-time
32 equivalent positions:

33	\$	934,628
34		<u>1,869,256</u>
35	FTEs	16.00

1 14.00

2 c. INSURANCE DIVISION

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

6	\$ 2,662,945
7	<u>5,485,889</u>
8	FTEs 103.15
9	<u>99.65</u>

10 (2) The insurance division may reallocate authorized
11 full-time equivalent positions as necessary to respond to
12 accreditation recommendations or requirements.

13 (3) The insurance division expenditures for examination
14 purposes may exceed the projected receipts, refunds, and
15 reimbursements, estimated pursuant to section 505.7, subsection
16 7, including the expenditures for retention of additional
17 personnel, if the expenditures are fully reimbursable and the
18 division first does both of the following:

19 (a) Notifies the department of management, the legislative
20 services agency, and the legislative fiscal committee of the
21 need for the expenditures.

22 (b) Files with each of the entities named in subparagraph
23 division (a) the legislative and regulatory justification for
24 the expenditures, along with an estimate of the expenditures.

25 d. UTILITIES DIVISION

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

29	\$ 4,280,203
30	<u>9,210,405</u>
31	FTEs 79.00
32	<u>78.00</u>

33 (2) The utilities division may expend additional moneys,
34 including moneys for additional personnel, if those additional
35 expenditures are actual expenses which exceed the moneys

1 budgeted for utility regulation and the expenditures are fully
2 reimbursable. Before the division expends or encumbers an
3 amount in excess of the moneys budgeted for regulation, the
4 division shall first do both of the following:

5 (a) Notify the department of management, the legislative
6 services agency, and the legislative fiscal committee of the
7 need for the expenditures.

8 (b) File with each of the entities named in subparagraph
9 division (a) the legislative and regulatory justification for
10 the expenditures, along with an estimate of the expenditures.

11 3. CHARGES. Each division and the office of consumer
12 advocate shall include in its charges assessed or revenues
13 generated an amount sufficient to cover the amount stated
14 in its appropriation and any state-assessed indirect costs
15 determined by the department of administrative services.

16 Sec. 7. 2015 Iowa Acts, chapter 141, section 46, is amended
17 to read as follows:

18 SEC. 46. DEPARTMENT OF COMMERCE — PROFESSIONAL LICENSING
19 AND REGULATION BUREAU. There is appropriated from the housing
20 trust fund created pursuant to [section 16.181](#), to the bureau of
21 professional licensing and regulation of the banking division
22 of the department of commerce for the fiscal year beginning
23 July 1, 2016, and ending June 30, 2017, the following amount,
24 or so much thereof as is necessary, to be used for the purposes
25 designated:

26 For salaries, support, maintenance, and miscellaneous
27 purposes:

28	\$	31,159
29		<u>62,317</u>

30 Sec. 8. 2015 Iowa Acts, chapter 141, section 47, is amended
31 to read as follows:

32 SEC. 47. GOVERNOR AND LIEUTENANT GOVERNOR. There is
33 appropriated from the general fund of the state to the offices
34 of the governor and the lieutenant governor for the fiscal year
35 beginning July 1, 2016, and ending June 30, 2017, the following

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

3 1. GENERAL OFFICE

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

7	\$	1,098,228
8		<u>2,185,143</u>
9	FTEs	23.00

10 2. TERRACE HILL QUARTERS

11 For the governor's quarters at Terrace Hill, including
12 salaries, support, maintenance, and miscellaneous purposes, and
13 for not more than the following full-time equivalent positions:

14	\$	46,556
15		<u>92,631</u>
16	FTEs	1.93

17 Sec. 9. 2015 Iowa Acts, chapter 141, section 48, is amended
18 to read as follows:

19 SEC. 48. GOVERNOR'S OFFICE OF DRUG CONTROL POLICY. There
20 is appropriated from the general fund of the state to the
21 governor's office of drug control policy for the fiscal year
22 beginning July 1, 2016, and ending June 30, 2017, the following
23 amount, or so much thereof as is necessary, to be used for the
24 purposes designated:

25 For salaries, support, maintenance, and miscellaneous
26 purposes, including statewide coordination of the drug abuse
27 resistance education (D.A.R.E.) programs or similar programs,
28 and for not more than the following full-time equivalent
29 positions:

30	\$	120,567
31		<u>239,892</u>
32	FTEs	4.00

33 Sec. 10. 2015 Iowa Acts, chapter 141, section 49, is amended
34 to read as follows:

35 SEC. 49. DEPARTMENT OF HUMAN RIGHTS. There is appropriated

1 from the general fund of the state to the department of human
2 rights for the fiscal year beginning July 1, 2016, and ending
3 June 30, 2017, the following amounts, or so much thereof as is
4 necessary, to be used for the purposes designated:

5 1. CENTRAL ADMINISTRATION DIVISION

6 For salaries, support, maintenance, and miscellaneous
7 purposes, and for not more than the following full-time
8 equivalent positions:

9	.....	\$	112,092
10			<u>223,029</u>
11	.....	FTEs	5.65

12 2. COMMUNITY ADVOCACY AND SERVICES DIVISION

13 For salaries, support, maintenance, and miscellaneous
14 purposes, and for not more than the following full-time
15 equivalent positions:

16	.....	\$	514,039
17			<u>1,022,782</u>
18	.....	FTEs	9.15
19			<u>7.90</u>

20 Sec. 11. 2015 Iowa Acts, chapter 141, section 50, is amended
21 to read as follows:

22 SEC. 50. DEPARTMENT OF INSPECTIONS AND APPEALS. There
23 is appropriated from the general fund of the state to the
24 department of inspections and appeals for the fiscal year
25 beginning July 1, 2016, and ending June 30, 2017, the following
26 amounts, or so much thereof as is necessary, to be used for the
27 purposes designated:

28 1. ADMINISTRATION DIVISION

29 For salaries, support, maintenance, and miscellaneous
30 purposes, and for not more than the following full-time
31 equivalent positions:

32	.....	\$	272,621
33			<u>542,434</u>
34	.....	FTEs	13.65

35 2. ADMINISTRATIVE HEARINGS DIVISION

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

4	\$	339,471
5		<u>675,445</u>
6	FTEs	23.00

7 3. INVESTIGATIONS DIVISION

8 a. For salaries, support, maintenance, and miscellaneous
9 purposes, and for not more than the following full-time
10 equivalent positions:

11	\$	1,286,545
12		<u>2,559,838</u>
13	FTEs	55.00

14 b. By December 1, 2016, the department, in coordination
15 with the investigations division, shall submit a report to the
16 general assembly concerning the division's activities relative
17 to fraud in public assistance programs for the fiscal year
18 beginning July 1, 2015, and ending June 30, 2016. The report
19 shall include but is not limited to a summary of the number
20 of cases investigated, case outcomes, overpayment dollars
21 identified, amount of cost avoidance, and actual dollars
22 recovered.

23 4. HEALTH FACILITIES DIVISION

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

27	\$	2,546,017
28		<u>5,065,809</u>
29	FTEs	114.00
30		<u>117.00</u>

31 b. The department shall, in coordination with the health
32 facilities division, make the following information available
33 to the public as part of the department's development efforts
34 to revise the department's internet site:

35 (1) The number of inspections conducted by the division

1 annually by type of service provider and type of inspection.

2 (2) The total annual operations budget for the division,
3 including general fund appropriations and federal contract
4 dollars received by type of service provider inspected.

5 (3) The total number of full-time equivalent positions in
6 the division, to include the number of full-time equivalent
7 positions serving in a supervisory capacity, and serving as
8 surveyors, inspectors, or monitors in the field by type of
9 service provider inspected.

10 (4) Identification of state and federal survey trends,
11 cited regulations, the scope and severity of deficiencies
12 identified, and federal and state fines assessed and collected
13 concerning nursing and assisted living facilities and programs.

14 c. It is the intent of the general assembly that the
15 department and division continuously solicit input from
16 facilities regulated by the division to assess and improve
17 the division's level of collaboration and to identify new
18 opportunities for cooperation.

19 5. EMPLOYMENT APPEAL BOARD

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

23	\$	21,108
24		<u>41,998</u>
25	FTEs	11.00

26 b. The employment appeal board shall be reimbursed by
27 the labor services division of the department of workforce
28 development for all costs associated with hearings conducted
29 under [chapter 91C](#), related to contractor registration. The
30 board may expend, in addition to the amount appropriated under
31 this subsection, additional amounts as are directly billable
32 to the labor services division under this subsection and to
33 retain the additional full-time equivalent positions as needed
34 to conduct hearings required pursuant to [chapter 91C](#).

35 6. CHILD ADVOCACY BOARD

1 a. For foster care review and the court-appointed special
2 advocate program, including salaries, support, maintenance, and
3 miscellaneous purposes, and for not more than the following
4 full-time equivalent positions:

5	\$	1,340,145
6		<u>2,666,487</u>
7	FTEs	<u>32.25</u>
8		<u>32.26</u>

9 b. The department of human services, in coordination with
10 the child advocacy board and the department of inspections and
11 appeals, shall submit an application for funding available
12 pursuant to Tit. IV-E of the federal Social Security Act for
13 claims for child advocacy board administrative review costs.

14 c. The court-appointed special advocate program shall
15 investigate and develop opportunities for expanding fundraising
16 for the program.

17 d. Administrative costs charged by the department of
18 inspections and appeals for items funded under this subsection
19 shall not exceed 4 percent of the amount appropriated in this
20 subsection.

21 e. Notwithstanding section 8.39, the department of
22 inspections and appeals may transfer any moneys appropriated
23 in this section to the child advocacy board in an amount not to
24 exceed \$100,000 for the fiscal year beginning July 1, 2016, and
25 ending June 30, 2017, for the purpose of providing additional
26 funding for the court-appointed special advocate program,
27 including salaries, support, maintenance, and miscellaneous
28 purposes. However, the department shall not transfer any
29 moneys appropriated to the department in this section pursuant
30 to this paragraph unless notice of the transfer is given to the
31 legislative services agency and the department of management
32 prior to the effective date of the reallocation. The notice
33 shall include information regarding the rationale and specific
34 purpose for which the transferred moneys will be used. The
35 department shall not transfer any moneys appropriated in this

1 section for the purposes of eliminating any program.

2 7. FOOD AND CONSUMER SAFETY

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

6	\$	639,666
7		<u>593,411</u>
8	FTEs	23.65
9		<u>28.50</u>

10 Sec. 12. 2015 Iowa Acts, chapter 141, section 51, is amended
11 to read as follows:

12 SEC. 51. DEPARTMENT OF INSPECTIONS AND APPEALS — MUNICIPAL
13 ~~CORPORATION FOOD INSPECTIONS LICENSE OR REGISTRATION FEES.~~ For

14 the fiscal year beginning July 1, 2016, and ending June
15 30, 2017, the department of inspections and appeals shall
16 ~~retain~~ collect any license or registration fees or electronic
17 transaction fees generated during the fiscal year as a result
18 of actions licensing and registration activities under section
19 ~~137F.3A~~ occurring during the period beginning July 1, 2009,
20 and ending June 30, 2017, for the purpose of enforcing the
21 provisions of chapters 99B, 137C, 137D, and 137F.

22 1. From the fees collected by the department under this
23 section on behalf of a municipal corporation with which
24 the department has an agreement pursuant to section 137F.3,
25 through a statewide electronic licensing system operated by
26 the department, notwithstanding section 137F.6, subsection 3,
27 the department shall remit the amount of those fees to the
28 municipal corporation for whom the fees were collected less
29 any electronic transaction fees collected by the department to
30 enable electronic payment.

31 2. From the fees collected by the department under this
32 section, other than those fees described in subsection 1,
33 the department shall deposit the amount of \$800,000 into the
34 general fund of the state prior to June 30, 2017.

35 3. From the fees collected by the department under this

1 section, other than those fees described in subsections 1 and
2 2, the department shall retain the remainder of the fees for
3 the purposes of enforcing the provisions of chapters 99B, 137C,
4 137D, and 137F. Notwithstanding section 8.33, moneys retained
5 by the department pursuant to this subsection that remain
6 unencumbered or unobligated at the end of the fiscal year
7 shall not revert but shall remain available for expenditure
8 for the purposes of enforcing the provisions of chapters 99B,
9 137C, 137D, and 137F during the succeeding fiscal year. The
10 department shall provide an annual report to the department of
11 management and the legislative services agency on fees billed
12 and collected and expenditures from the moneys retained by
13 the department in a format as determined by the department
14 of management in consultation with the legislative services
15 agency.

16 Sec. 13. 2015 Iowa Acts, chapter 141, section 52, is amended
17 to read as follows:

18 SEC. 52. RACING AND GAMING COMMISSION — RACING AND GAMING
19 REGULATION. There is appropriated from the gaming regulatory
20 revolving fund established in [section 99F.20](#) to the racing and
21 gaming commission of the department of inspections and appeals
22 for the fiscal year beginning July 1, 2016, and ending June 30,
23 2017, the following amount, or so much thereof as is necessary,
24 to be used for the purposes designated:

25 For salaries, support, maintenance, and miscellaneous
26 purposes for regulation, administration, and enforcement of
27 pari-mutuel racetracks, excursion boat gambling, and gambling
28 structure laws and for not more than the following full-time
29 equivalent positions:

30	\$	3,097,250
31		<u>6,194,499</u>
32	FTEs	73.75
33		<u>67.90</u>

34 Sec. 14. 2015 Iowa Acts, chapter 141, section 53, is amended
35 to read as follows:

1 SEC. 53. ROAD USE TAX FUND APPROPRIATION — DEPARTMENT OF
2 INSPECTIONS AND APPEALS. There is appropriated from the road
3 use tax fund created in [section 312.1](#) to the administrative
4 hearings division of the department of inspections and appeals
5 for the fiscal year beginning July 1, 2016, and ending June 30,
6 2017, the following amount, or so much thereof as is necessary,
7 to be used for the purposes designated:

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

10	\$	811,949
11		<u>1,623,897</u>

12 Sec. 15. 2015 Iowa Acts, chapter 141, section 54, is amended
13 to read as follows:

14 SEC. 54. DEPARTMENT OF MANAGEMENT. There is appropriated
15 from the general fund of the state to the department of
16 management for the fiscal year beginning July 1, 2016, and
17 ending June 30, 2017, the following amounts, or so much thereof
18 as is necessary, to be used for the purposes designated:

19 For enterprise resource planning, providing for a salary
20 model administrator, conducting performance audits, and the
21 department's LEAN process; for salaries, support, maintenance,
22 and miscellaneous purposes; and for not more than the following
23 full-time equivalent positions:

24	\$	1,275,110
25		<u>2,537,086</u>
26	FTEs	20.58
27		<u>19.58</u>

28 Sec. 16. 2015 Iowa Acts, chapter 141, section 55, is amended
29 to read as follows:

30 SEC. 55. ROAD USE TAX FUND APPROPRIATION — DEPARTMENT OF
31 MANAGEMENT. There is appropriated from the road use tax fund
32 created in [section 312.1](#) to the department of management for
33 the fiscal year beginning July 1, 2016, and ending June 30,
34 2017, the following amount, or so much thereof as is necessary,
35 to be used for the purposes designated:

1 For salaries, support, maintenance, and miscellaneous
2 purposes:

3	\$	28,000
4		<u>56,000</u>

5 Sec. 17. 2015 Iowa Acts, chapter 141, is amended by adding
6 the following new section:

7 NEW SECTION. SEC. 55A. DEPARTMENT OF MANAGEMENT — CUSTOMER
8 COUNCIL — RULES — INTERIM STUDY — REPORTS.

9 1. RULES. The department of management shall adopt rules
10 providing that the customer council established pursuant
11 to section 8.6 shall meet by August 30 of each year. The
12 rules shall also require the department of management, in
13 consultation with the department of administrative services,
14 to submit a report to the joint appropriations subcommittee
15 on administration and regulation and the legislative services
16 agency by December 15, 2016, and each December 15 thereafter
17 which includes but is not limited to the rate methodology and
18 resulting rates for services that were approved by the customer
19 council during the previous August customer council meeting.
20 The report shall specify any rate increases or additional fees
21 for services that were approved during the previous August
22 customer council meeting along with the rate methodology and
23 rationale for such rate increases or additional fees for
24 services provided by the department of administrative services.

25 2. DEPARTMENT OF MANAGEMENT CUSTOMER COUNCIL INTERIM
26 STUDY. The legislative council is requested to establish an
27 interim study committee consisting of ten members representing
28 both political parties and both houses of the general assembly.
29 Five members shall be members of the senate, three of whom
30 shall be appointed by the majority leader of the senate and
31 two of whom shall be appointed by the minority leader of
32 the senate. The other five members shall be members of the
33 house of representatives, three of whom shall be appointed
34 by the speaker of the house of representatives and two of
35 whom shall be appointed by the minority leader of the house

1 of representatives. The committee shall review and consider
2 the rate methodologies that are reviewed and approved by the
3 customer council created in the department of management
4 pursuant to section 8.6, in setting rates for the services
5 provided by the department of administrative services. The
6 committee shall submit its findings, together with any
7 recommendations, in a report submitted to the general assembly
8 and to the legislative services agency by January 17, 2017.

9 3. RATE INCREASES PROHIBITED. The customer council shall
10 not approve an increase in rates for services provided by the
11 department of administrative services or impose additional fees
12 for services beyond those rates and fees that have already been
13 approved by the customer council for the fiscal year beginning
14 July 1, 2015, and ending June 30, 2016, and the fiscal year
15 beginning July 1, 2016, and ending June 30, 2017, until after
16 July 3, 2017, and following submission of the department of
17 management report required in subsection 5.

18 4. ROUTINE MAINTENANCE. All moneys collected pursuant to
19 increases in association rates and fees for the state capitol
20 complex and the state laboratories facility in Ankeny for the
21 fiscal year beginning July 1, 2015, and ending June 30, 2016,
22 and the fiscal year beginning July 1, 2016, and ending June 30,
23 2017, shall be used solely and directly for routine maintenance
24 of the state capitol complex and the state laboratories
25 facility in Ankeny and shall not be reallocated for other
26 purposes.

27 5. DEPARTMENT OF MANAGEMENT REPORT. In addition to
28 the annual reports required pursuant to subsection 1, the
29 department of management, in consultation with the department
30 of administrative services, shall submit a report to the
31 general assembly that explains the rate methodologies that
32 are utilized by the department of administrative services and
33 reviewed and approved by the customer council in approving
34 rates set for the services provided by the department of
35 administrative services. The report shall include a review

1 of rates approved by the customer council for the fiscal
 2 year beginning July 1, 2015, and ending June 30, 2016, and
 3 the fiscal year beginning July 1, 2016, and ending June 30,
 4 2017, including a review of the rate methodology used by the
 5 department of administrative services for setting those rates
 6 and the rationale for rate increases or additional fees for
 7 services that were approved. The report shall include a review
 8 of what services or projects are included in the services
 9 provided by the department of administrative services for
 10 which rates are set and fees imposed, specifically as they
 11 pertain to performance of routine maintenance. The report
 12 shall also include a review of specific routine maintenance
 13 that was performed by the department of administrative services
 14 during the fiscal year beginning July 1, 2015, and ending
 15 June 30, 2016, and the fiscal year beginning July 1, 2016,
 16 and ending June 30, 2017, for the state capitol complex and
 17 the state laboratories facility in Ankeny and an explanation
 18 on how priorities were set for performance of that routine
 19 maintenance. The report shall be submitted to the general
 20 assembly and to the legislative services agency on, but not
 21 before, July 3, 2017.

22 Sec. 18. 2015 Iowa Acts, chapter 141, section 56, is amended
 23 to read as follows:

24 SEC. 56. IOWA PUBLIC INFORMATION BOARD. There is
 25 appropriated from the general fund of the state to the Iowa
 26 public information board for the fiscal year beginning July
 27 1, 2016, and ending June 30, 2017, the following amounts, or
 28 so much thereof as is necessary, to be used for the purposes
 29 designated:

30 For salaries, support, maintenance, and miscellaneous
 31 purposes and for not more than the following full-time
 32 equivalent positions:

33	\$	175,000
34		<u>348,198</u>
35	FTEs	3.00

1 Sec. 19. 2015 Iowa Acts, chapter 141, section 57, is amended
2 to read as follows:

3 SEC. 57. DEPARTMENT OF REVENUE.

4 1. There is appropriated from the general fund of the state
5 to the department of revenue for the fiscal year beginning July
6 1, 2016, and ending June 30, 2017, the following amounts, or
7 so much thereof as is necessary, to be used for the purposes
8 designated:

9 For salaries, support, maintenance, and miscellaneous
10 purposes, and for not more than the following full-time
11 equivalent positions:

12	\$	8,940,420
13		<u>17,788,753</u>
14	FTEs	228.55
15		<u>229.79</u>

16 2. From the moneys appropriated in this section, the
17 department shall use ~~\$200,000~~ \$400,000 to pay the direct costs
18 of compliance related to the collection and distribution of
19 local sales and services taxes imposed pursuant to chapters
20 423B and 423E.

21 3. The director of revenue shall prepare and issue a state
22 appraisal manual and the revisions to the state appraisal
23 manual as provided in [section 421.17, subsection 17](#), without
24 cost to a city or county.

25 Sec. 20. 2015 Iowa Acts, chapter 141, section 58, is amended
26 to read as follows:

27 SEC. 58. MOTOR VEHICLE FUEL TAX FUND APPROPRIATION. There
28 is appropriated from the motor vehicle fuel tax fund created
29 pursuant to [section 452A.77](#) to the department of revenue for
30 the fiscal year beginning July 1, 2016, and ending June 30,
31 2017, the following amount, or so much thereof as is necessary,
32 to be used for the purposes designated:

33 For salaries, support, maintenance, and miscellaneous
34 purposes, and for administration and enforcement of the
35 provisions of [chapter 452A](#) and the motor vehicle fuel tax

1 program:

2	\$	652,888
3		<u>1,305,775</u>

4 Sec. 21. 2015 Iowa Acts, chapter 141, is amended by adding
5 the following new section:

6 NEW SECTION. SEC. 58A. PROPERTY ASSESSMENT APPEAL

7 BOARD. Notwithstanding 2013 Iowa Acts, chapter 123, section
8 66, 2013 Iowa Acts amendments to section 421.1A, subsection 2,
9 paragraph "b", are applicable to appointments to the property
10 assessment appeal board on or after July 1, 2017.

11 Sec. 22. 2015 Iowa Acts, chapter 141, section 59, is amended
12 to read as follows:

13 SEC. 59. SECRETARY OF STATE. ~~1-~~ There is appropriated from
14 the general fund of the state to the office of the secretary of
15 state for the fiscal year beginning July 1, 2016, and ending
16 June 30, 2017, the following amounts, or so much thereof as is
17 necessary, to be used for the purposes designated:

18 1. ADMINISTRATION AND ELECTIONS

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

22	\$	1,448,350
23		<u>1,440,890</u>
24	FTEs	32.00
25		<u>13.10</u>

26 ~~2-~~ The state department or state agency which provides
27 data processing services to support voter registration file
28 maintenance and storage shall provide those services without
29 charge.

30 2. BUSINESS SERVICES

31 For salaries, support, maintenance, and miscellaneous
32 purposes, and for not more than the following full-time
33 equivalent positions:

34	\$	<u>1,440,891</u>
35	FTEs	<u>13.10</u>

1 Sec. 23. 2015 Iowa Acts, chapter 141, is amended by adding
2 the following new section:

3 NEW SECTION. SEC. 59A. ADDRESS CONFIDENTIALITY PROGRAM
4 REVOLVING FUND APPROPRIATION — SECRETARY OF STATE. There is
5 appropriated from the address confidentiality program revolving
6 fund created in section 9.8 to the office of the secretary of
7 state for the fiscal year beginning July 1, 2016, and ending
8 June 30, 2017, the following amount, or so much thereof as is
9 necessary, to be used for the purposes designated:

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

12 \$ 85,400

13 Sec. 24. 2015 Iowa Acts, chapter 141, section 61, is amended
14 to read as follows:

15 SEC. 61. TREASURER OF STATE.

16 1. There is appropriated from the general fund of the
17 state to the office of treasurer of state for the fiscal year
18 beginning July 1, 2016, and ending June 30, 2017, the following
19 amount, or so much thereof as is necessary, to be used for the
20 purposes designated:

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

24 \$ 542,196

25 1,078,807

26 FTEs ~~28.80~~

27 29.00

28 2. The office of treasurer of state shall supply clerical
29 and secretarial support for the executive council.

30 Sec. 25. 2015 Iowa Acts, chapter 141, section 62, is amended
31 to read as follows:

32 SEC. 62. ROAD USE TAX FUND APPROPRIATION — OFFICE OF
33 TREASURER OF STATE. There is appropriated from the road use
34 tax fund created in [section 312.1](#) to the office of treasurer of
35 state for the fiscal year beginning July 1, 2016, and ending

1 June 30, 2017, the following amount, or so much thereof as is
2 necessary, to be used for the purposes designated:

3 For enterprise resource management costs related to the
4 distribution of road use tax funds:

5	\$	46,574
6		<u>93,148</u>

7 Sec. 26. 2015 Iowa Acts, chapter 141, section 63, is amended
8 to read as follows:

9 SEC. 63. IPERS — GENERAL OFFICE. There is appropriated
10 from the Iowa public employees' retirement ~~system~~ fund created
11 in section 97B.7 to the Iowa public employees' retirement
12 system for the fiscal year beginning July 1, 2016, and ending
13 June 30, 2017, the following amount, or so much thereof as is
14 necessary, to be used for the purposes designated:

15 For salaries, support, maintenance, and other operational
16 purposes to pay the costs of the Iowa public employees'
17 retirement system, and for not more than the following
18 full-time equivalent positions:

19	\$	8,843,484
20		<u>17,686,968</u>
21	FTEs	88.00
22		<u>88.13</u>

23 DIVISION II

24 MISCELLANEOUS STATUTORY CHANGES

25 BANKING DIVISION FEES

26 Sec. 27. Section 524.207, Code 2016, is amended by adding
27 the following new subsections:

28 NEW SUBSECTION. 1A. All fees and assessments generated
29 as the result of a federally chartered bank or savings and
30 loan association converting to a state-chartered bank on or
31 after December 31, 2015, and thereafter, are payable to the
32 superintendent. The superintendent shall pay all the fees
33 and assessments received by the superintendent pursuant to
34 this subsection to the treasurer of state within the time
35 required by section 12.10 and the fees and assessments shall

1 be deposited into the department of commerce revolving fund
2 created in section 546.12. An amount equal to such fees and
3 assessments deposited into the department of commerce revolving
4 fund is appropriated from the department of commerce revolving
5 fund to the banking division of the department of commerce for
6 the fiscal year in which a federally chartered bank or savings
7 and loan association converted to a state-chartered bank and an
8 amount equal to such annualized fees and assessments deposited
9 into the department of commerce revolving fund in succeeding
10 years is appropriated from the department of commerce revolving
11 fund to the banking division of the department of commerce
12 for succeeding fiscal years for purposes related to the
13 discharge of the duties and responsibilities imposed upon
14 the banking division of the department of commerce, the
15 superintendent, and the state banking council by the laws of
16 this state. This appropriation shall be in addition to the
17 appropriation of moneys otherwise described in this section.
18 If a state-chartered bank converts to a federally chartered
19 bank or savings and loan association, any appropriation made
20 pursuant to this subsection for the following fiscal year
21 shall be reduced by the amount of the assessment paid by
22 the state-chartered bank during the fiscal year in which the
23 state-chartered bank converted to a federally chartered bank or
24 savings and loan association.

25 NEW SUBSECTION. 4A. All moneys received by the
26 superintendent pursuant to a multi-state settlement with a
27 provider of financial services such as a mortgage lender, a
28 mortgage servicer, or any other person regulated by the banking
29 division of the department of commerce shall be deposited
30 into the department of commerce revolving fund created in
31 section 546.12 and an amount equal to the amount deposited
32 into the fund is appropriated to the banking division of the
33 department of commerce for the fiscal year in which such moneys
34 are received and in succeeding fiscal years for the purpose
35 of supporting those duties of the banking division related

1 to financial regulation that are limited to nonrecurring
2 expenses such as equipment purchases, training, technology,
3 and retirement payouts related to the oversight of mortgage
4 lending, state-chartered banks, and other financial services
5 regulated by the banking division. This appropriation shall be
6 in addition to the appropriation of moneys otherwise described
7 in this section. The superintendent shall submit a report to
8 the department of management and to the legislative services
9 agency detailing the expenditure of moneys appropriated to the
10 banking division pursuant to this subsection during each fiscal
11 year. The initial report shall be submitted on or before
12 September 15, 2016, and each September 15 thereafter. Moneys
13 appropriated pursuant to this subsection are not subject to
14 section 8.33 and shall not be transferred, used, obligated,
15 appropriated, or otherwise encumbered except as provided in
16 this subsection.

17 TOBACCO PRODUCT MANUFACTURERS — ENFORCEMENT

18 Sec. 28. 2015 Iowa Acts, chapter 138, section 3, subsection
19 3, is amended to read as follows:

20 3. For the enforcement of chapter 453D relating to tobacco
21 product manufacturers under section 453D.8:

22	\$	9,208
23		<u>18,416</u>

24 DIVISION III

25 EFFECTIVE DATE AND RETROACTIVE APPLICABILITY PROVISIONS

26 Sec. 29. EFFECTIVE UPON ENACTMENT. The following
27 provision or provisions of this Act, being deemed of immediate
28 importance, take effect upon enactment:

29 1. The section of this Act amending 2015 Iowa Acts, chapter
30 141, by adding new section 41A relating to an appropriation to
31 the department of administrative services from franchise fees
32 refunded to the state by the city of Des Moines.

33 2. The section of this Act amending Code section 524.207 by
34 adding new subsections 1A and 4A.

35 Sec. 30. RETROACTIVE APPLICABILITY. The following

1 provision or provisions of this Act apply retroactively to
2 April 1, 2016:

3 1. The section of this Act amending 2015 Iowa Acts, chapter
4 141, by adding new section 41A relating to an appropriation to
5 the department of administrative services from franchise fees
6 refunded to the state by the city of Des Moines.

7 Sec. 31. RETROACTIVE APPLICABILITY. The following
8 provision or provisions of this Act apply retroactively to
9 December 31, 2015:

10 1. The section of this Act amending Code section 524.207 by
11 adding new subsections 1A and 4A.

12 EXPLANATION

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

15 DIVISION I. FY 2016-2017. This bill relates to and
16 appropriates moneys to various state departments, agencies,
17 and funds for the fiscal year beginning July 1, 2016, and
18 ending June 30, 2017. The bill makes appropriations to
19 state departments and agencies including the department of
20 administrative services, auditor of state, Iowa ethics and
21 campaign disclosure board, department of commerce, offices of
22 governor and lieutenant governor, the governor's office of
23 drug control policy, department of human rights, department of
24 inspections and appeals, department of management, Iowa public
25 information board, department of revenue, secretary of state,
26 treasurer of state, and Iowa public employees' retirement
27 system.

28 DIVISION II. MISCELLANEOUS STATUTORY CHANGES. Code
29 section 524.207 is amended to provide that fees and assessments
30 generated when a federally chartered bank or savings and loan
31 association converts to a state-chartered bank are payable
32 to the superintendent of banking and shall be deposited into
33 the department of commerce revolving fund. An amount equal
34 to the fees and assessments deposited into that revolving
35 fund is appropriated to the banking division for purposes

1 related to discharge of the banking division's duties and
2 responsibilities.

3 Code section 524.207 is also amended to provide that moneys
4 received by the superintendent pursuant to a multistate
5 settlement with a provider of financial services shall be
6 deposited into the department of commerce revolving fund. An
7 amount equal to the amount deposited into that revolving fund
8 is appropriated to the banking division for purposes related to
9 duties of the banking division related to financial regulation
10 that are limited to nonrecurring expenses. The superintendent
11 is required to submit an annual report to the department of
12 management and the legislative services agency beginning on
13 September 15, 2016, detailing the expenditure of these moneys.

14 2015 Iowa Acts, chapter 141, section 58, is amended to double
15 the FY 2016-2017 standing appropriation for enforcement of Code
16 chapter 453D relating to tobacco product manufacturers.

17 DIVISION III. EFFECTIVE DATE AND RETROACTIVE APPLICABILITY
18 PROVISIONS. The bill provides that the section of the
19 Act amending 2015 Iowa Acts, chapter 141, relating to an
20 appropriation to the department of administrative services from
21 franchise fees refunded to the state by the city of Des Moines
22 is effective upon enactment and is retroactively applicable to
23 April 1, 2016. The bill also provides that the section of the
24 Act amending Code section 524.207 relating to appropriations
25 of certain moneys to the division of banking is effective upon
26 enactment and is retroactively applicable to December 31, 2015.