

**Senate File 509 - Introduced**

SENATE FILE 509  
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 1193)

**A BILL FOR**

- 1 An Act relating to appropriations to the justice system.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 DIVISION I  
2 FY 2017-2018  
3 APPROPRIATIONS

4 Section 1. DEPARTMENT OF JUSTICE.

5 1. There is appropriated from the general fund of the state  
6 to the department of justice for the fiscal year beginning July  
7 1, 2017, and ending June 30, 2018, the following amounts, or  
8 so much thereof as is necessary, to be used for the purposes  
9 designated:

- 10 a. For the general office of attorney general for salaries,
- 11 support, maintenance, and miscellaneous purposes, including
- 12 the prosecuting attorneys training program, matching funds
- 13 for federal violence against women grant programs, victim
- 14 assistance grants, office of drug control policy prosecuting
- 15 attorney program, and odometer fraud enforcement, and for not
- 16 more than the following full-time equivalent positions:
- 17 ..... \$ 6,672,307
- 18 ..... FTEs 215.00

19 As a condition of receiving the appropriation provided  
20 in this lettered paragraph, the department of justice shall  
21 maintain a record of the estimated time incurred representing  
22 each agency or department.

- 23 b. For victim assistance grants:
- 24 ..... \$ 5,016,708

25 The moneys appropriated in this lettered paragraph shall be  
26 used to provide grants to care providers providing services to  
27 crime victims of domestic abuse or to crime victims of rape and  
28 sexual assault.

29 The balance of the victim compensation fund established in  
30 section 915.94 may be used to provide salary and support of not  
31 more than 19.00 full-time equivalent positions and to provide  
32 maintenance for the victim compensation functions of the  
33 department of justice. In addition to the full-time equivalent  
34 positions authorized pursuant to this lettered paragraph, the  
35 department of justice is authorized 5.00 full-time equivalent

1 positions to provide maintenance for victim compensation  
2 functions and such additional full-time equivalent positions  
3 shall be used by the department of justice to employ one  
4 accountant and four program planners. The department of  
5 justice may employ the additional 5.00 full-time equivalent  
6 positions authorized pursuant to this lettered paragraph only  
7 if the department of justice receives sufficient federal moneys  
8 to maintain employment for the additional full-time equivalent  
9 positions during the current fiscal year. The department  
10 of justice shall only employ the additional 5.00 full-time  
11 equivalent positions in succeeding fiscal years if sufficient  
12 federal moneys are received during each of those succeeding  
13 fiscal years.

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

17 Notwithstanding section 8.33, moneys appropriated in this  
18 paragraph "b" that remain unencumbered or unobligated at the  
19 close of the fiscal year shall not revert but shall remain  
20 available for expenditure for the purposes designated until the  
21 close of the succeeding fiscal year.

22 c. For legal services for persons in poverty grants as  
23 provided in section 13.34:

24 ..... \$ 2,304,601

25 2. a. The department of justice, in submitting budget  
26 estimates for the fiscal year commencing July 1, 2018, pursuant  
27 to section 8.23, shall include a report of funding from sources  
28 other than amounts appropriated directly from the general fund  
29 of the state to the department of justice or to the office of  
30 consumer advocate. These funding sources shall include but  
31 are not limited to reimbursements from other state agencies,  
32 commissions, boards, or similar entities, and reimbursements  
33 from special funds or internal accounts within the department  
34 of justice. The department of justice shall also report actual  
35 reimbursements for the fiscal year commencing July 1, 2017,

1 and actual and expected reimbursements for the fiscal year  
2 commencing July 1, 2018.

3 b. The department of justice shall include the report  
4 required under paragraph "a", as well as information regarding  
5 any revisions occurring as a result of reimbursements actually  
6 received or expected at a later date, in a report to the  
7 co-chairpersons and ranking members of the joint appropriations  
8 subcommittee on the justice system and the legislative services  
9 agency. The department of justice shall submit the report on  
10 or before January 15, 2018.

11 3. a. The department of justice shall reimburse the  
12 costs and necessary related expenses incurred by the Iowa  
13 law enforcement academy to employ one additional instructor  
14 position who shall provide training for domestic abuse and  
15 human trafficking-related issues throughout the state.

16 b. The department of justice shall obtain the moneys  
17 necessary to reimburse the Iowa law enforcement academy to  
18 employ such an instructor from unrestricted moneys from either  
19 the victim compensation fund established in section 915.94, the  
20 human trafficking victim fund established in section 915.95, or  
21 the human trafficking enforcement fund established in 2015 Iowa  
22 Acts, chapter 138, section 141.

23 Sec. 2. CONSUMER EDUCATION AND LITIGATION — FARM  
24 MEDIATION. Notwithstanding section 714.16C, there is  
25 appropriated from the consumer education and litigation fund to  
26 the department of justice for the fiscal year beginning July  
27 1, 2017, and ending June 30, 2018, the following amount, or  
28 so much thereof as is necessary, to be used for the purposes  
29 designated:

30 For farm mediation services as specified in section 13.13,  
31 subsection 2:  
32 ..... \$ 300,000

33 Sec. 3. OFFICE OF CONSUMER ADVOCATE. There is appropriated  
34 from the department of commerce revolving fund created in  
35 section 546.12 to the office of consumer advocate of the

1 department of justice for the fiscal year beginning July 1,  
2 2017, and ending June 30, 2018, the following amount, or so  
3 much thereof as is necessary, to be used for the purposes  
4 designated:

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

8 ..... \$ 3,137,588  
9 ..... FTEs 22.00

10 Sec. 4. DEPARTMENT OF CORRECTIONS — FACILITIES.

11 1. There is appropriated from the general fund of the state  
12 to the department of corrections for the fiscal year beginning  
13 July 1, 2017, and ending June 30, 2018, the following amounts,  
14 or so much thereof as is necessary, to be used for the purposes  
15 designated:

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

19 ..... \$ 42,719,050

20 b. For the operation of the Anamosa correctional facility,  
21 including salaries, support, maintenance, and miscellaneous  
22 purposes:

23 ..... \$ 32,827,163

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

27 ..... \$ 59,491,533

28 d. For the operation of the Newton correctional facility,  
29 including salaries, support, maintenance, and miscellaneous  
30 purposes:

31 ..... \$ 27,661,220

32 e. For the operation of the Mount Pleasant correctional  
33 facility, including salaries, support, maintenance, and  
34 miscellaneous purposes:

35 ..... \$ 24,676,413

1 f. For the operation of the Rockwell City correctional  
2 facility, including salaries, support, maintenance, and  
3 miscellaneous purposes:  
4 ..... \$ 9,720,458

5 g. For the operation of the Clarinda correctional facility,  
6 including salaries, support, maintenance, and miscellaneous  
7 purposes:  
8 ..... \$ 25,085,406

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 ..... \$ 22,394,090

18 i. For the operation of the Fort Dodge correctional  
19 facility, including salaries, support, maintenance, and  
20 miscellaneous purposes:  
21 ..... \$ 29,766,995

22 j. For reimbursement of counties for temporary confinement  
23 of prisoners, as provided in sections 901.7, 904.908, and  
24 906.17, and for offenders confined pursuant to section 904.513:  
25 ..... \$ 1,575,092

26 k. For federal prison reimbursement, reimbursements for  
27 out-of-state placements, and miscellaneous contracts:  
28 ..... \$ 484,411

29 2. The department of corrections shall use moneys  
30 appropriated in subsection 1 to continue to contract for the  
31 services of a Muslim imam and a Native American spiritual  
32 leader.

33 Sec. 5. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.  
34 There is appropriated from the general fund of the state to the  
35 department of corrections for the fiscal year beginning July

1 1, 2017, and ending June 30, 2018, the following amounts, or  
2 so much thereof as is necessary, to be used for the purposes  
3 designated:

4 1. For general administration, including salaries, support,  
5 maintenance, employment of an education director to administer  
6 a centralized education program for the correctional system,  
7 and miscellaneous purposes:

8 ..... \$ 5,153,905

9 a. It is the intent of the general assembly that each  
10 lease negotiated by the department of corrections with a  
11 private corporation for the purpose of providing private  
12 industry employment of inmates in a correctional institution  
13 shall prohibit the private corporation from utilizing inmate  
14 labor for partisan political purposes for any person seeking  
15 election to public office in this state and that a violation  
16 of this requirement shall result in a termination of the lease  
17 agreement.

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

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

30 ..... \$ 2,608,109

31 a. To maximize the funding for educational programs,  
32 the department shall establish guidelines and procedures to  
33 prioritize the availability of educational and vocational  
34 training for inmates based upon the goal of facilitating an  
35 inmate's successful release from the correctional institution.

1 b. The director of the department of corrections may  
2 transfer moneys from Iowa prison industries and the canteen  
3 operating funds established pursuant to section 904.310, for  
4 use in educational programs for inmates.

5 c. Notwithstanding section 8.33, moneys appropriated in  
6 this subsection that remain unobligated or unexpended at the  
7 close of the fiscal year shall not revert but shall remain  
8 available to be used only for the purposes designated in this  
9 subsection until the close of the succeeding fiscal year.

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

12 ..... \$ 2,000,000

13 4. For offender mental health and substance abuse  
14 treatment:

15 ..... \$ 28,065

16 5. For department-wide duties, including operations, costs,  
17 and miscellaneous purposes:

18 ..... \$ 1,297,894

19 Sec. 6. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL  
20 SERVICES.

21 1. There is appropriated from the general fund of the state  
22 to the department of corrections for the fiscal year beginning  
23 July 1, 2017, and ending June 30, 2018, for salaries, support,  
24 maintenance, and miscellaneous purposes, the following amounts,  
25 or so much thereof as is necessary, to be used for the purposes  
26 designated:

27 a. For the first judicial district department of  
28 correctional services:

29 ..... \$ 14,636,766

30 It is the intent of the general assembly that the first  
31 judicial district department of correctional services maintain  
32 the drug courts operated by the district department.

33 b. For the second judicial district department of  
34 correctional services:

35 ..... \$ 11,383,739



1 It is the intent of the general assembly that the second  
2 judicial district department of correctional services establish  
3 and maintain two drug courts to be operated by the district  
4 department.

5 c. For the third judicial district department of  
6 correctional services:  
7 ..... \$ 7,167,957

8 d. For the fourth judicial district department of  
9 correctional services:  
10 ..... \$ 5,579,922

11 e. For the fifth judicial district department of  
12 correctional services, including funding for electronic  
13 monitoring devices for use on a statewide basis:  
14 ..... \$ 20,857,940

15 It is the intent of the general assembly that the fifth  
16 judicial district department of correctional services maintain  
17 the drug court operated by the district department.

18 f. For the sixth judicial district department of  
19 correctional services:  
20 ..... \$ 14,713,165

21 It is the intent of the general assembly that the sixth  
22 judicial district department of correctional services maintain  
23 the drug court operated by the district department.

24 g. For the seventh judicial district department of  
25 correctional services:  
26 ..... \$ 7,777,341

27 It is the intent of the general assembly that the seventh  
28 judicial district department of correctional services maintain  
29 the drug court operated by the district department.

30 h. For the eighth judicial district department of  
31 correctional services:  
32 ..... \$ 8,084,521

33 2. Each judicial district department of correctional  
34 services, within the funding available, shall continue programs  
35 and plans established within that district to provide for

1 intensive supervision, sex offender treatment, diversion of  
2 low-risk offenders to the least restrictive sanction available,  
3 job development, and expanded use of intermediate criminal  
4 sanctions.

5 3. Each judicial district department of correctional  
6 services shall provide alternatives to prison consistent with  
7 chapter 901B. The alternatives to prison shall ensure public  
8 safety while providing maximum rehabilitation to the offender.  
9 A judicial district department of correctional services may  
10 also establish a day program.

11 4. The governor's office of drug control policy shall  
12 consider federal grants made to the department of corrections  
13 for the benefit of each of the eight judicial district  
14 departments of correctional services as local government  
15 grants, as defined pursuant to federal regulations.

16 5. The department of corrections shall continue to contract  
17 with a judicial district department of correctional services to  
18 provide for the rental of electronic monitoring equipment which  
19 shall be available statewide.

20 Sec. 7. DEPARTMENT OF CORRECTIONS — REALLOCATION OF  
21 APPROPRIATIONS. Notwithstanding section 8.39, within the  
22 moneys appropriated in this division of this Act to the  
23 department of corrections, the department may reallocate the  
24 moneys appropriated and allocated as necessary to best fulfill  
25 the needs of the correctional institutions, administration  
26 of the department, and the judicial district departments of  
27 correctional services. However, in addition to complying with  
28 the requirements of sections 904.116 and 905.8 and providing  
29 notice to the legislative services agency, the department  
30 of corrections shall also provide notice to the department  
31 of management, prior to the effective date of the revision  
32 or reallocation of an appropriation made pursuant to this  
33 section. The department of corrections shall not reallocate an  
34 appropriation or allocation for the purpose of eliminating any  
35 program.

1     Sec. 8. INTENT — REPORTS.

2     1. The department of corrections in cooperation with  
3 townships, the Iowa cemetery associations, and other nonprofit  
4 or governmental entities may use inmate labor during the  
5 fiscal year beginning July 1, 2017, to restore or preserve  
6 rural cemeteries and historical landmarks. The department in  
7 cooperation with the counties may also use inmate labor to  
8 clean up roads, major water sources, and other water sources  
9 around the state.

10    2. On a quarterly basis the department shall provide a  
11 status report regarding private-sector employment to the  
12 legislative services agency beginning on July 1, 2017. The  
13 report shall include the number of offenders employed in the  
14 private sector, the combined number of hours worked by the  
15 offenders, the total amount of allowances, and the distribution  
16 of allowances pursuant to section 904.702, including any moneys  
17 deposited in the general fund of the state.

18     Sec. 9. ELECTRONIC MONITORING REPORT. The department of  
19 corrections shall submit a report on electronic monitoring to  
20 the general assembly, to the co-chairpersons and the ranking  
21 members of the joint appropriations subcommittee on the justice  
22 system, and to the legislative services agency by January  
23 15, 2018. The report shall specifically address the number  
24 of persons being electronically monitored and break down the  
25 number of persons being electronically monitored by offense  
26 committed. The report shall also include a comparison of any  
27 data from the prior fiscal year with the current year.

28     Sec. 10. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

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

1 as an instrumentality of the state.

2 2. State agencies are encouraged to purchase products from  
3 Iowa state industries, as defined in section 904.802, when  
4 purchases are required and the products are available from  
5 Iowa state industries. State agencies shall obtain bids from  
6 Iowa state industries for purchases of office furniture during  
7 the fiscal year beginning July 1, 2017, exceeding \$5,000 or  
8 in accordance with applicable administrative rules related to  
9 purchases for the agency.

10 Sec. 11. 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, 2017, and ending June 30, 2018, the following  
14 amount, or so much thereof as is necessary, to be used for the  
15 purposes designated:

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

20 .....	\$	954,756
21 .....	FTEs	25.00

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

28 2. The Iowa law enforcement academy may select at least  
29 five automobiles of the department of public safety, division  
30 of state patrol, prior to turning over the automobiles to  
31 the department of administrative services to be disposed  
32 of by public auction, and the Iowa law enforcement academy  
33 may exchange any automobile owned by the academy for each  
34 automobile selected if the selected automobile is used in  
35 training law enforcement officers at the academy. However, any

1 automobile exchanged by the academy shall be substituted for  
2 the selected vehicle of the department of public safety and  
3 sold by public auction with the receipts being deposited in the  
4 depreciation fund to the credit of the department of public  
5 safety, division of state patrol.

6 3. The Iowa law enforcement academy shall provide training  
7 for domestic abuse and human trafficking-related issues  
8 throughout the state. The training shall be offered at no  
9 cost to the attendees and the training shall not replace any  
10 existing domestic abuse or human trafficking training offered  
11 by the academy.

12 Sec. 12. STATE PUBLIC DEFENDER. There is appropriated from  
13 the general fund of the state to the office of the state public  
14 defender of the department of inspections and appeals for the  
15 fiscal year beginning July 1, 2017, and ending June 30, 2018,  
16 the following amounts, or so much thereof as is necessary, to  
17 be used for the purposes designated:

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

21 ..... \$ 26,182,243  
22 ..... FTEs 223.00

23 2. For payments on behalf of eligible adults and juveniles  
24 from the indigent defense fund, in accordance with section  
25 815.11:

26 ..... \$ 33,444,448

27 Sec. 13. BOARD OF PAROLE. There is appropriated from the  
28 general fund of the state to the board of parole for the fiscal  
29 year beginning July 1, 2017, and ending June 30, 2018, the  
30 following amount, or so much thereof as is necessary, to be  
31 used for the purposes designated:

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

35 ..... \$ 1,191,731

1 ..... FTEs 10.75

2 Sec. 14. DEPARTMENT OF PUBLIC DEFENSE.

3 1. There is appropriated from the general fund of the  
4 state to the department of public defense, for the fiscal year  
5 beginning July 1, 2017, and ending June 30, 2018, the following  
6 amounts, or so much thereof as is necessary, to be used for the  
7 purposes designated:

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

11 ..... \$ 6,223,324

12 ..... FTEs 248.00

13 2. The department of public defense may temporarily exceed  
14 and draw more than the amount appropriated in this section and  
15 incur a negative cash balance as long as there are receivables  
16 of federal funds equal to or greater than the negative balance  
17 and the amount appropriated in this section is not exceeded at  
18 the close of the fiscal year.

19 Sec. 15. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY  
20 MANAGEMENT.

21 1. There is appropriated from the general fund of the state  
22 to the department of homeland security and emergency management  
23 for the fiscal year beginning July 1, 2017, and ending June  
24 30, 2018, the following amounts, or so much thereof as is  
25 necessary, to be used for the purposes designated:

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

29 ..... \$ 2,121,927

30 ..... FTEs 33.87

31 2. The department of homeland security and emergency  
32 management may temporarily exceed and draw more than the amount  
33 appropriated in this section and incur a negative cash balance  
34 as long as there are receivables of federal funds equal to or  
35 greater than the negative balance and the amount appropriated

1 in this section is not exceeded at the close of the fiscal  
2 year.

3 Sec. 16. DEPARTMENT OF PUBLIC SAFETY. There is appropriated  
4 from the general fund of the state to the department of public  
5 safety for the fiscal year beginning July 1, 2017, and ending  
6 June 30, 2018, the following amounts, or so much thereof as is  
7 necessary, to be used for the purposes designated:

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

11 .....	\$	4,143,131
12 .....	FTEs	37.00

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

21 .....	\$	13,590,544
22 .....	FTEs	160.00

23 The division of criminal investigation may employ two of  
24 the three additional full-time equivalent positions authorized  
25 pursuant to this subsection that are in excess of the number  
26 of full-time equivalent positions authorized for the previous  
27 fiscal year only if the division of criminal investigation  
28 receives sufficient federal moneys to maintain employment for  
29 the additional 2.00 full-time equivalent positions during the  
30 current fiscal year. The division of criminal investigation  
31 shall only employ the additional 2.00 full-time equivalent  
32 positions in succeeding fiscal years if sufficient federal  
33 moneys are received during each of those succeeding fiscal  
34 years.

35 3. For the criminalistics laboratory fund created in

1 section 691.9:

2 ..... \$ 302,345

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

11 ..... \$ 7,453,300

12 ..... FTEs 66.50

13 The division of narcotics enforcement may employ an  
14 additional 1.00 full-time equivalent position authorized  
15 pursuant to this lettered paragraph that is in excess of  
16 the number of full-time equivalent positions authorized for  
17 the previous fiscal year only if the division of narcotics  
18 enforcement receives sufficient federal moneys to maintain  
19 employment for the additional full-time equivalent position  
20 during the current fiscal year. The division of narcotics  
21 enforcement shall only employ the additional full-time  
22 equivalent position in succeeding fiscal years if sufficient  
23 federal moneys are received during each of those succeeding  
24 fiscal years.

25 b. For the division of narcotics enforcement for undercover  
26 purchases:

27 ..... \$ 109,042

28 5. For the division of state fire marshal, for fire  
29 protection services as provided through the state fire service  
30 and emergency response council as created in the department,  
31 and for the state's contribution to the peace officers'  
32 retirement, accident, and disability system provided in chapter  
33 97A in the amount of the state's normal contribution rate,  
34 as defined in section 97A.8, multiplied by the salaries for  
35 which the moneys are appropriated, and for not more than the



1 following full-time equivalent positions:

2 .....	\$	4,686,714
3 .....	FTEs	53.00

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

12 .....	\$	61,366,340
13 .....	FTEs	511.40

14 It is the intent of the general assembly that members of the  
15 state patrol be assigned to patrol the highways and roads in  
16 lieu of assignments for inspecting school buses for the school  
17 districts.

18 7. For deposit in the sick leave benefits fund established  
19 under section 80.42 for all departmental employees eligible to  
20 receive benefits for accrued sick leave under the collective  
21 bargaining agreement:

22 .....	\$	279,517
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23 8. For costs associated with the training and equipment  
24 needs of volunteer fire fighters:

25 .....	\$	825,520
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26 a. Notwithstanding section 8.33, moneys appropriated in  
27 this subsection that remain unencumbered or unobligated at the  
28 close of the fiscal year shall not revert but shall remain  
29 available for expenditure only for the purpose designated in  
30 this subsection until the close of the succeeding fiscal year.

31 b. Notwithstanding section 8.39, the department of public  
32 safety may reallocate moneys appropriated in this section  
33 as necessary to best fulfill the needs provided for in the  
34 appropriation. However, the department shall not reallocate  
35 moneys appropriated to the department in this section unless

1 notice of the reallocation is given to the legislative services  
2 agency and the department of management prior to the effective  
3 date of the reallocation. The notice shall include information  
4 regarding the rationale for reallocating the moneys. The  
5 department shall not reallocate moneys appropriated in this  
6 section for the purpose of eliminating any program.

7 9. For the public safety interoperable and broadband  
8 communications fund established in section 80.44:

9 ..... \$ 115,661

10 10. For the office to combat human trafficking established  
11 pursuant to section 80.45, as enacted by 2016 Iowa Acts,  
12 chapter 1077, section 1, including salaries, support,  
13 maintenance, miscellaneous purposes, and for not more than the  
14 following full-time equivalent positions:

15 ..... \$ 150,000

16 ..... FTEs 2.00

17 11. For department-wide duties, including operations,  
18 costs, and miscellaneous purposes:

19 ..... \$ 1,834,973

20 Sec. 17. GAMING ENFORCEMENT.

21 1. There is appropriated from the gaming enforcement  
22 revolving fund created in section 80.43 to the department of  
23 public safety for the fiscal year beginning July 1, 2017, and  
24 ending June 30, 2018, the following amount, or so much thereof  
25 as is necessary, to be used for the purposes designated:

26 For any direct support costs for agents and officers of  
27 the division of criminal investigation's excursion gambling  
28 boat, gambling structure, and racetrack enclosure enforcement  
29 activities, including salaries, support, maintenance, and  
30 miscellaneous purposes, and for not more than the following  
31 full-time equivalent positions:

32 ..... \$ 10,841,272

33 ..... FTEs 73.00

34 2. For each additional license to conduct gambling games on  
35 an excursion gambling boat, gambling structure, or racetrack

1 enclosure issued during the fiscal year beginning July 1, 2017,  
2 there is appropriated from the gaming enforcement fund to the  
3 department of public safety for the fiscal year beginning July  
4 1, 2017, and ending June 30, 2018, an additional amount of not  
5 more than \$300,000 to be used for not more than 3.00 additional  
6 full-time equivalent positions.

7 3. The department of public safety, with the approval of the  
8 department of management, may employ no more than three special  
9 agents for each additional riverboat or gambling structure  
10 regulated after July 1, 2017, and three special agents for  
11 each racing facility which becomes operational during the  
12 fiscal year which begins July 1, 2017. Positions authorized  
13 in this subsection are in addition to the full-time equivalent  
14 positions otherwise authorized in this section.

15 Sec. 18. CIVIL RIGHTS COMMISSION.

16 1. There is appropriated from the general fund of the state  
17 to the Iowa state civil rights commission for the fiscal year  
18 beginning July 1, 2017, and ending June 30, 2018, 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 .....	\$ 1,157,062
25 .....	FTEs 30.00

26 2. The Iowa state civil rights commission may enter into  
27 a contract with a nonprofit organization to provide legal  
28 assistance to resolve civil rights complaints.

29 Sec. 19. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

30 1. There is appropriated from the general fund of the state  
31 to the criminal and juvenile justice planning division of the  
32 department of human rights for the fiscal year beginning July  
33 1, 2017, and ending June 30, 2018, the following amount, or  
34 so much thereof as is necessary, to be used for the purposes  
35 designated:

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

4 ..... \$ 1,187,833  
5 ..... FTEs 9.56

6 2. The criminal and juvenile justice planning advisory  
7 council and the juvenile justice advisory council shall  
8 coordinate their efforts in carrying out their respective  
9 duties relative to juvenile justice.

10 Sec. 20. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY  
11 MANAGEMENT. There is appropriated from the E911 emergency  
12 communications fund created in section 34A.7A to the department  
13 of homeland security and emergency management for the fiscal  
14 year beginning July 1, 2017, and ending June 30, 2018, the  
15 following amount, or so much thereof as is necessary, to be  
16 used for the purposes designated:

17 For implementation, support, and maintenance of the  
18 functions of the administrator and program manager under  
19 chapter 34A and to employ the auditor of the state to perform  
20 an annual audit of the E911 emergency communications fund:  
21 ..... \$ 250,000

22 DIVISION II

23 MISCELLANEOUS CHANGES

24 Sec. 21. Section 35A.13, subsection 6, Code 2017, is amended  
25 by adding the following new paragraph:

26 NEW PARAGRAPH. n. Expenses related to survivor outreach  
27 activities supported by the department of public defense  
28 established in section 29.1.

29 Sec. 22. NEW SECTION. 80B.19 Academy internal training fund  
30 clearing account.

31 1. Activities of the academy shall be accounted for within  
32 the general fund of the state, except the academy may establish  
33 and maintain an internal training clearing fund in accordance  
34 with generally accepted accounting principles, as defined in  
35 section 8.57, subsection 4, for activities of the academy

1 which are primarily from billings to governmental entities for  
2 services rendered by the academy.

3 2. Internal training funds in the internal training  
4 clearing fund shall be administered by the academy and shall  
5 consist of moneys collected by the academy from billings issued  
6 in accordance with chapter 80B, and any other moneys obtained  
7 or accepted by the academy, including but not limited to gifts,  
8 loans, donations, grants, and contributions, which are obtained  
9 or designated to support the activities of the academy.

10 3. The proceeds of an internal training clearing fund  
11 established pursuant to this section shall be used by the  
12 academy and expended through the appropriated account of the  
13 academy for the operations of the academy consistent with this  
14 chapter. However, this usage requirement shall not limit or  
15 restrict the academy from using proceeds from gifts, loans,  
16 donations, grants, and contributions in conformance with any  
17 conditions, directions, limitations, or instructions attached  
18 or related thereto.

19 4. Section 8.33 does not apply to any moneys in the internal  
20 training clearing fund established pursuant to this section.  
21 Notwithstanding section 12C.7, subsection 2, interest or  
22 earnings on moneys deposited in the fund shall be credited to  
23 the fund.

24 Sec. 23. Section 805.6, subsection 4, paragraphs a, b, and  
25 c, Code 2017, are amended to read as follows:

26 a. If the offense is one to which an assessment of a minimum  
27 fine is applicable and the entry is otherwise not prohibited  
28 by [this section](#), an amount equal to one and one-half times the  
29 minimum fine and applicable surcharge assessed pursuant to  
30 chapter 911, plus court costs.

31 b. If the offense is one to which a scheduled fine is  
32 applicable, an amount equal to one and one-half times the  
33 scheduled fine and applicable surcharge assessed pursuant to  
34 chapter 911, plus court costs.

35 c. If the violation is for any offense for which a court

1 appearance is mandatory, and an assessment of a minimum fine  
2 is not applicable, the amount of one hundred dollars and  
3 applicable surcharge assessed pursuant to chapter 911, plus  
4 court costs.

5 Sec. 24. 2014 Iowa Acts, chapter 1138, section 21, as  
6 amended by 2016 Iowa Acts, chapter 1137, section 18, is amended  
7 to read as follows:

8 SEC. 21. CONSUMER EDUCATION AND LITIGATION FUND.

9 Notwithstanding [section 714.16C](#), for each fiscal year of the  
10 period beginning July 1, 2014, and ending June 30, ~~2018~~ 2019,  
11 the annual appropriations in [section 714.16C](#), are increased  
12 from \$1,125,000 to \$1,875,000, and \$75,000 to \$125,000  
13 respectively.

14 Sec. 25. REPEAL. Sections 904.203, 904.204, 904.205, and  
15 904.206, Code 2017, are repealed.

16 DIVISION III

17 FY 2018-2019

18 APPROPRIATIONS

19 Sec. 26. DEPARTMENT OF JUSTICE.

20 1. There is appropriated from the general fund of the state  
21 to the department of justice for the fiscal year beginning July  
22 1, 2018, and ending June 30, 2019, the following amounts, or  
23 so much thereof as is necessary, to be used for the purposes  
24 designated:

25 a. For the general office of attorney general for salaries,  
26 support, maintenance, and miscellaneous purposes, including  
27 the prosecuting attorneys training program, matching funds  
28 for federal violence against women grant programs, victim  
29 assistance grants, office of drug control policy prosecuting  
30 attorney program, and odometer fraud enforcement, and for not  
31 more than the following full-time equivalent positions:

32 .....	\$	3,336,154
33 .....	FTEs	215.00

34 As a condition of receiving the appropriation provided  
35 in this lettered paragraph, the department of justice shall

1 maintain a record of the estimated time incurred representing  
2 each agency or department.

3 b. For victim assistance grants:

4 ..... \$ 2,508,354

5 The moneys appropriated in this lettered paragraph shall be  
6 used to provide grants to care providers providing services to  
7 crime victims of domestic abuse or to crime victims of rape and  
8 sexual assault.

9 The balance of the victim compensation fund established in  
10 section 915.94 may be used to provide salary and support of not  
11 more than 19.00 full-time equivalent positions and to provide  
12 maintenance for the victim compensation functions of the  
13 department of justice. In addition to the full-time equivalent  
14 positions authorized pursuant to this lettered paragraph, the  
15 department of justice is authorized 5.00 full-time equivalent  
16 positions to provide maintenance for victim compensation  
17 functions and such additional full-time equivalent positions  
18 shall be used by the department of justice to employ one  
19 accountant and four program planners. The department of  
20 justice may employ the additional 5.00 full-time equivalent  
21 positions authorized pursuant to this lettered paragraph only  
22 if the department of justice receives sufficient federal moneys  
23 to maintain employment for the additional full-time equivalent  
24 positions during the current fiscal year. The department  
25 of justice shall only employ the additional 5.00 full-time  
26 equivalent positions in succeeding fiscal years if sufficient  
27 federal moneys are received during each of those succeeding  
28 fiscal years.

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

32 Notwithstanding section 8.33, moneys appropriated in this  
33 paragraph "b" that remain unencumbered or unobligated at the  
34 close of the fiscal year shall not revert but shall remain  
35 available for expenditure for the purposes designated until the

1 close of the succeeding fiscal year.

2 c. For legal services for persons in poverty grants as  
3 provided in section 13.34:

4 ..... \$ 1,152,301

5 2. a. The department of justice, in submitting budget  
6 estimates for the fiscal year commencing July 1, 2019, pursuant  
7 to section 8.23, shall include a report of funding from sources  
8 other than amounts appropriated directly from the general fund  
9 of the state to the department of justice or to the office of  
10 consumer advocate. These funding sources shall include but  
11 are not limited to reimbursements from other state agencies,  
12 commissions, boards, or similar entities, and reimbursements  
13 from special funds or internal accounts within the department  
14 of justice. The department of justice shall also report actual  
15 reimbursements for the fiscal year commencing July 1, 2017,  
16 and actual and expected reimbursements for the fiscal year  
17 commencing July 1, 2018.

18 b. The department of justice shall include the report  
19 required under paragraph "a", as well as information regarding  
20 any revisions occurring as a result of reimbursements actually  
21 received or expected at a later date, in a report to the  
22 co-chairpersons and ranking members of the joint appropriations  
23 subcommittee on the justice system and the legislative services  
24 agency. The department of justice shall submit the report on  
25 or before January 15, 2019.

26 3. a. The department of justice shall reimburse the  
27 costs and necessary related expenses incurred by the Iowa  
28 law enforcement academy to employ one additional instructor  
29 position who shall provide training for domestic abuse and  
30 human trafficking-related issues throughout the state.

31 b. The department of justice shall obtain the moneys  
32 necessary to reimburse the Iowa law enforcement academy to  
33 employ such an instructor from unrestricted moneys from either  
34 the victim compensation fund established in section 915.94, the  
35 human trafficking victim fund established in section 915.95, or



1 the human trafficking enforcement fund established in 2015 Iowa  
2 Acts, chapter 138, section 141.

3 Sec. 27. OFFICE OF CONSUMER ADVOCATE. There is appropriated  
4 from the department of commerce revolving fund created in  
5 section 546.12 to the office of consumer advocate of the  
6 department of justice for the fiscal year beginning July 1,  
7 2018, and ending June 30, 2019, the following amount, or so  
8 much thereof as is necessary, to be used for the purposes  
9 designated:

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

13 .....	\$	1,568,794
14 .....	FTEs	22.00

15 Sec. 28. DEPARTMENT OF CORRECTIONS — FACILITIES.

16 1. There is appropriated from the general fund of the state  
17 to the department of corrections for the fiscal year beginning  
18 July 1, 2018, and ending June 30, 2019, the following amounts,  
19 or so much thereof as is necessary, to be used for the purposes  
20 designated:

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

24 ..... \$ 21,359,525

25 b. For the operation of the Anamosa correctional facility,  
26 including salaries, support, maintenance, and miscellaneous  
27 purposes:

28 ..... \$ 16,413,582

29 c. For the operation of the Oakdale correctional facility,  
30 including salaries, support, maintenance, and miscellaneous  
31 purposes:

32 ..... \$ 29,745,767

33 d. For the operation of the Newton correctional facility,  
34 including salaries, support, maintenance, and miscellaneous  
35 purposes:

1 ..... \$ 13,830,610  
2 e. For the operation of the Mount Pleasant correctional  
3 facility, including salaries, support, maintenance, and  
4 miscellaneous purposes:  
5 ..... \$ 12,338,207  
6 f. For the operation of the Rockwell City correctional  
7 facility, including salaries, support, maintenance, and  
8 miscellaneous purposes:  
9 ..... \$ 4,860,229  
10 g. For the operation of the Clarinda correctional facility,  
11 including salaries, support, maintenance, and miscellaneous  
12 purposes:  
13 ..... \$ 12,542,703  
14 Moneys received by the department of corrections as  
15 reimbursement for services provided to the Clarinda youth  
16 corporation are appropriated to the department and shall be  
17 used for the purpose of operating the Clarinda correctional  
18 facility.  
19 h. For the operation of the Mitchellville correctional  
20 facility, including salaries, support, maintenance, and  
21 miscellaneous purposes:  
22 ..... \$ 11,197,045  
23 i. For the operation of the Fort Dodge correctional  
24 facility, including salaries, support, maintenance, and  
25 miscellaneous purposes:  
26 ..... \$ 14,883,498  
27 j. For reimbursement of counties for temporary confinement  
28 of prisoners, as provided in sections 901.7, 904.908, and  
29 906.17, and for offenders confined pursuant to section 904.513:  
30 ..... \$ 787,546  
31 k. For federal prison reimbursement, reimbursements for  
32 out-of-state placements, and miscellaneous contracts:  
33 ..... \$ 242,206  
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. 29. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

4 There is appropriated from the general fund of the state to the  
5 department of corrections for the fiscal year beginning July  
6 1, 2018, and ending June 30, 2019, the following amounts, or  
7 so much thereof as is necessary, to be used for the purposes  
8 designated:

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

13 ..... \$ 2,576,953

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

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

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

35 ..... \$ 1,304,055

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

6 b. The director of the department of corrections may  
7 transfer moneys from Iowa prison industries and the canteen  
8 operating funds established pursuant to section 904.310, for  
9 use in educational programs for inmates.

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

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

17 ..... \$ 1,000,000

18 4. For offender mental health and substance abuse  
19 treatment:

20 ..... \$ 14,033

21 5. For department-wide duties, including operations, costs,  
22 and miscellaneous purposes:

23 ..... \$ 648,947

24 Sec. 30. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL  
25 SERVICES.

26 1. There is appropriated from the general fund of the state  
27 to the department of corrections for the fiscal year beginning  
28 July 1, 2018, and ending June 30, 2019, for salaries, support,  
29 maintenance, and miscellaneous purposes, the following amounts,  
30 or so much thereof as is necessary, to be used for the purposes  
31 designated:

32 a. For the first judicial district department of  
33 correctional services:

34 ..... \$ 7,318,383

35 It is the intent of the general assembly that the first

1 judicial district department of correctional services maintain  
2 the drug courts operated by the district department.

3 b. For the second judicial district department of  
4 correctional services:

5 ..... \$ 5,691,870

6 It is the intent of the general assembly that the second  
7 judicial district department of correctional services establish  
8 and maintain two drug courts to be operated by the district  
9 department.

10 c. For the third judicial district department of  
11 correctional services:

12 ..... \$ 3,583,979

13 d. For the fourth judicial district department of  
14 correctional services:

15 ..... \$ 2,789,961

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

19 ..... \$ 10,428,970

20 It is the intent of the general assembly that the fifth  
21 judicial district department of correctional services maintain  
22 the drug court operated by the district department.

23 f. For the sixth judicial district department of  
24 correctional services:

25 ..... \$ 7,356,583

26 It is the intent of the general assembly that the sixth  
27 judicial district department of correctional services maintain  
28 the drug court operated by the district department.

29 g. For the seventh judicial district department of  
30 correctional services:

31 ..... \$ 3,888,671

32 It is the intent of the general assembly that the seventh  
33 judicial district department of correctional services maintain  
34 the drug court operated by the district department.

35 h. For the eighth judicial district department of

1 correctional services:

2 ..... \$ 4,042,261

3 2. Each judicial district department of correctional  
4 services, within the funding available, shall continue programs  
5 and plans established within that district to provide for  
6 intensive supervision, sex offender treatment, diversion of  
7 low-risk offenders to the least restrictive sanction available,  
8 job development, and expanded use of intermediate criminal  
9 sanctions.

10 3. Each judicial district department of correctional  
11 services shall provide alternatives to prison consistent with  
12 chapter 901B. The alternatives to prison shall ensure public  
13 safety while providing maximum rehabilitation to the offender.  
14 A judicial district department of correctional services may  
15 also establish a day program.

16 4. The governor's office of drug control policy shall  
17 consider federal grants made to the department of corrections  
18 for the benefit of each of the eight judicial district  
19 departments of correctional services as local government  
20 grants, as defined pursuant to federal regulations.

21 5. The department of corrections shall continue to contract  
22 with a judicial district department of correctional services to  
23 provide for the rental of electronic monitoring equipment which  
24 shall be available statewide.

25 Sec. 31. DEPARTMENT OF CORRECTIONS — REALLOCATION OF  
26 APPROPRIATIONS. Notwithstanding section 8.39, within the  
27 moneys appropriated in this division of this Act to the  
28 department of corrections, the department may reallocate the  
29 moneys appropriated and allocated as necessary to best fulfill  
30 the needs of the correctional institutions, administration  
31 of the department, and the judicial district departments of  
32 correctional services. However, in addition to complying with  
33 the requirements of sections 904.116 and 905.8 and providing  
34 notice to the legislative services agency, the department  
35 of corrections shall also provide notice to the department

1 of management, prior to the effective date of the revision  
2 or reallocation of an appropriation made pursuant to this  
3 section. The department of corrections shall not reallocate an  
4 appropriation or allocation for the purpose of eliminating any  
5 program.

6 Sec. 32. INTENT — REPORTS.

7 1. The department of corrections in cooperation with  
8 townships, the Iowa cemetery associations, and other nonprofit  
9 or governmental entities may use inmate labor during the  
10 fiscal year beginning July 1, 2018, to restore or preserve  
11 rural cemeteries and historical landmarks. The department in  
12 cooperation with the counties may also use inmate labor to  
13 clean up roads, major water sources, and other water sources  
14 around the state.

15 2. On a quarterly basis the department shall provide a  
16 status report regarding private-sector employment to the  
17 legislative services agency beginning on July 1, 2018. The  
18 report shall include the number of offenders employed in the  
19 private sector, the combined number of hours worked by the  
20 offenders, the total amount of allowances, and the distribution  
21 of allowances pursuant to section 904.702, including any moneys  
22 deposited in the general fund of the state.

23 Sec. 33. ELECTRONIC MONITORING REPORT. The department of  
24 corrections shall submit a report on electronic monitoring to  
25 the general assembly, to the co-chairpersons and the ranking  
26 members of the joint appropriations subcommittee on the justice  
27 system, and to the legislative services agency by January  
28 15, 2019. The report shall specifically address the number  
29 of persons being electronically monitored and break down the  
30 number of persons being electronically monitored by offense  
31 committed. The report shall also include a comparison of any  
32 data from the prior fiscal year with the current year.

33 Sec. 34. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

34 1. As used in this section, unless the context otherwise  
35 requires, "state agency" means the government of the state

1 of Iowa, including but not limited to all executive branch  
2 departments, agencies, boards, bureaus, and commissions, the  
3 judicial branch, the general assembly and all legislative  
4 agencies, institutions within the purview of the state board of  
5 regents, and any corporation whose primary function is to act  
6 as an instrumentality of the state.

7 2. State agencies are encouraged to purchase products from  
8 Iowa state industries, as defined in section 904.802, when  
9 purchases are required and the products are available from  
10 Iowa state industries. State agencies shall obtain bids from  
11 Iowa state industries for purchases of office furniture during  
12 the fiscal year beginning July 1, 2018, exceeding \$5,000 or  
13 in accordance with applicable administrative rules related to  
14 purchases for the agency.

15 Sec. 35. IOWA LAW ENFORCEMENT ACADEMY.

16 1. There is appropriated from the general fund of the  
17 state to the Iowa law enforcement academy for the fiscal year  
18 beginning July 1, 2018, and ending June 30, 2019, 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, including jailer training and technical assistance,  
23 and for not more than the following full-time equivalent  
24 positions:

25 .....	\$	477,378
26 .....	FTEs	25.00

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 3. The Iowa law enforcement academy shall provide training  
12 for domestic abuse and human trafficking-related issues  
13 throughout the state. The training shall be offered at no  
14 cost to the attendees and the training shall not replace any  
15 existing domestic abuse or human trafficking training offered  
16 by the academy.

17 Sec. 36. STATE PUBLIC DEFENDER. There is appropriated from  
18 the general fund of the state to the office of the state public  
19 defender of the department of inspections and appeals for the  
20 fiscal year beginning July 1, 2018, and ending June 30, 2019,  
21 the following amounts, or so much thereof as is necessary, to  
22 be used for the purposes designated:

23 1. For salaries, support, maintenance, and miscellaneous  
24 purposes, and for not more than the following full-time  
25 equivalent positions:  
26 ..... \$ 13,091,122  
27 ..... FTEs 223.00

28 2. For payments on behalf of eligible adults and juveniles  
29 from the indigent defense fund, in accordance with section  
30 815.11:  
31 ..... \$ 16,722,224

32 Sec. 37. BOARD OF PAROLE. There is appropriated from the  
33 general fund of the state to the board of parole for the fiscal  
34 year beginning July 1, 2018, and ending June 30, 2019, the  
35 following amount, or so much thereof as is necessary, to be

1 used for the purposes designated:

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

5 .....	\$	595,866
6 .....	FTEs	10.75

7 Sec. 38. DEPARTMENT OF PUBLIC DEFENSE.

8 1. There is appropriated from the general fund of the  
9 state to the department of public defense, for the fiscal year  
10 beginning July 1, 2018, and ending June 30, 2019, the following  
11 amounts, or so much thereof as is necessary, to be used for the  
12 purposes designated:

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

16 .....	\$	3,111,662
17 .....	FTEs	248.00

18 2. The department of public defense may temporarily exceed  
19 and draw more than the amount appropriated in this section and  
20 incur a negative cash balance as long as there are receivables  
21 of federal funds equal to or greater than the negative balance  
22 and the amount appropriated in this section is not exceeded at  
23 the close of the fiscal year.

24 Sec. 39. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY  
25 MANAGEMENT.

26 1. There is appropriated from the general fund of the state  
27 to the department of homeland security and emergency management  
28 for the fiscal year beginning July 1, 2018, and ending June  
29 30, 2019, the following amounts, or so much thereof as is  
30 necessary, to be used for the purposes designated:

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

34 .....	\$	1,060,964
35 .....	FTEs	33.87

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

8 Sec. 40. DEPARTMENT OF PUBLIC SAFETY. There is appropriated  
9 from the general fund of the state to the department of public  
10 safety for the fiscal year beginning July 1, 2018, and ending  
11 June 30, 2019, the following amounts, or so much thereof as is  
12 necessary, to be used for the purposes designated:

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

16 ..... \$ 2,071,566  
17 ..... FTEs 37.00

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

26 ..... \$ 6,795,272  
27 ..... FTEs 160.00

28 The division of criminal investigation may employ two of  
29 the three additional full-time equivalent positions authorized  
30 pursuant to this subsection that are in excess of the number  
31 of full-time equivalent positions authorized for the previous  
32 fiscal year only if the division of criminal investigation  
33 receives sufficient federal moneys to maintain employment for  
34 the additional 2.00 full-time equivalent positions during the  
35 current fiscal year. The division of criminal investigation

1 shall only employ the additional 2.00 full-time equivalent  
2 positions in succeeding fiscal years if sufficient federal  
3 moneys are received during each of those succeeding fiscal  
4 years.

5 3. For the criminalistics laboratory fund created in  
6 section 691.9:

7 ..... \$ 151,173

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

16 ..... \$ 3,726,650

17 ..... FTEs 66.50

18 The division of narcotics enforcement may employ an  
19 additional 1.00 full-time equivalent position authorized  
20 pursuant to this lettered paragraph that is in excess of  
21 the number of full-time equivalent positions authorized for  
22 the previous fiscal year only if the division of narcotics  
23 enforcement receives sufficient federal moneys to maintain  
24 employment for the additional full-time equivalent position  
25 during the current fiscal year. The division of narcotics  
26 enforcement shall only employ the additional full-time  
27 equivalent position in succeeding fiscal years if sufficient  
28 federal moneys are received during each of those succeeding  
29 fiscal years.

30 b. For the division of narcotics enforcement for undercover  
31 purchases:

32 ..... \$ 54,521

33 5. For the division of state fire marshal, for fire  
34 protection services as provided through the state fire service  
35 and emergency response council as created in the department,

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

7 ..... \$ 2,343,357  
8 ..... FTEs 53.00

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

17 ..... \$ 30,683,170  
18 ..... FTEs 511.40

19 It is the intent of the general assembly that members of the  
20 state patrol be assigned to patrol the highways and roads in  
21 lieu of assignments for inspecting school buses for the school  
22 districts.

23 7. For deposit in the sick leave benefits fund established  
24 under section 80.42 for all departmental employees eligible to  
25 receive benefits for accrued sick leave under the collective  
26 bargaining agreement:

27 ..... \$ 139,759

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

30 ..... \$ 412,760

31 a. Notwithstanding section 8.33, moneys appropriated in  
32 this subsection that remain unencumbered or unobligated at the  
33 close of the fiscal year shall not revert but shall remain  
34 available for expenditure only for the purpose designated in  
35 this subsection until the close of the succeeding fiscal year.

1 b. Notwithstanding section 8.39, the department of public  
2 safety may reallocate moneys appropriated in this section  
3 as necessary to best fulfill the needs provided for in the  
4 appropriation. However, the department shall not reallocate  
5 moneys appropriated to the department in this section unless  
6 notice of the reallocation is given to the legislative services  
7 agency and the department of management prior to the effective  
8 date of the reallocation. The notice shall include information  
9 regarding the rationale for reallocating the moneys. The  
10 department shall not reallocate moneys appropriated in this  
11 section for the purpose of eliminating any program.

12 9. For the public safety interoperable and broadband  
13 communications fund established in section 80.44:

14 ..... \$ 57,831

15 10. For the office to combat human trafficking established  
16 pursuant to section 80.45 as enacted by 2016 Iowa Acts, chapter  
17 1077, section 1, including salaries, support, maintenance,  
18 miscellaneous purposes, and for not more than the following  
19 full-time equivalent positions:

20 ..... \$ 75,000

21 ..... FTEs 2.00

22 11. For department-wide duties, including operations,  
23 costs, and miscellaneous purposes:

24 ..... \$ 917,487

25 Sec. 41. GAMING ENFORCEMENT.

26 1. There is appropriated from the gaming enforcement  
27 revolving fund created in section 80.43 to the department of  
28 public safety for the fiscal year beginning July 1, 2018, and  
29 ending June 30, 2019, the following amount, or so much thereof  
30 as is necessary, to be used for the purposes designated:

31 For any direct support costs for agents and officers of  
32 the division of criminal investigation's excursion gambling  
33 boat, gambling structure, and racetrack enclosure enforcement  
34 activities, including salaries, support, maintenance, and  
35 miscellaneous purposes, and for not more than the following

1 full-time equivalent positions:

2 .....	\$	4,872,636
3 .....	FTEs	73.00

4 2. For each additional license to conduct gambling games on  
5 an excursion gambling boat, gambling structure, or racetrack  
6 enclosure issued during the fiscal year beginning July 1, 2018,  
7 there is appropriated from the gaming enforcement fund to the  
8 department of public safety for the fiscal year beginning July  
9 1, 2018, and ending June 30, 2019, an additional amount of not  
10 more than \$300,000 to be used for not more than 3.00 additional  
11 full-time equivalent positions.

12 3. The department of public safety, with the approval of the  
13 department of management, may employ no more than three special  
14 agents for each additional riverboat or gambling structure  
15 regulated after July 1, 2018, and three special agents for  
16 each racing facility which becomes operational during the  
17 fiscal year which begins July 1, 2018. Positions authorized  
18 in this subsection are in addition to the full-time equivalent  
19 positions otherwise authorized in this section.

20 Sec. 42. CIVIL RIGHTS COMMISSION.

21 1. There is appropriated from the general fund of the state  
22 to the Iowa state civil rights commission for the fiscal year  
23 beginning July 1, 2018, and ending June 30, 2019, the following  
24 amount, or so much thereof as is necessary, to be used for the  
25 purposes designated:

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

29 .....	\$	578,531
30 .....	FTEs	30.00

31 2. The Iowa state civil rights commission may enter into  
32 a contract with a nonprofit organization to provide legal  
33 assistance to resolve civil rights complaints.

34 Sec. 43. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

35 1. There is appropriated from the general fund of the state

1 to the criminal and juvenile justice planning division of the  
2 department of human rights for the fiscal year beginning July  
3 1, 2018, and ending June 30, 2019, the following amount or  
4 so much thereof as is necessary, to be used for the purposes  
5 designated:

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

9 .....	\$	593,917
10 .....	FTEs	9.56

11 2. The criminal and juvenile justice planning advisory  
12 council and the juvenile justice advisory council shall  
13 coordinate their efforts in carrying out their respective  
14 duties relative to juvenile justice.

15 Sec. 44. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY  
16 MANAGEMENT. There is appropriated from the E911 emergency  
17 communications fund created in section 34A.7A to the department  
18 of homeland security and emergency management for the fiscal  
19 year beginning July 1, 2018, and ending June 30, 2019, the  
20 following amount, or so much thereof as is necessary, to be  
21 used for the purposes designated:

22 For implementation, support, and maintenance of the  
23 functions of the administrator and program manager under  
24 chapter 34A and to employ the auditor of the state to perform  
25 an annual audit of the E911 emergency communications fund:

26 .....	\$	125,000
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27 EXPLANATION

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

30 This bill relates to and makes appropriations to the justice  
31 system. The bill is organized by divisions.

32 FY 2017-2018 APPROPRIATIONS. The bill makes appropriations  
33 from the general fund of the state for fiscal year 2017-2018 to  
34 the departments of justice, corrections, public defense, public  
35 safety, and homeland security and emergency management, and



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

5 The bill appropriates moneys from the consumer education and  
6 litigation fund to the department of justice for farm mediation  
7 services for fiscal year 2017-2018.

8 The bill appropriates moneys from the department of commerce  
9 revolving fund to the office of consumer advocate of the  
10 department of justice for fiscal year 2017-2018.

11 The bill also appropriates moneys from the gaming  
12 enforcement revolving fund to the department of public safety  
13 for fiscal year 2017-2018.

14 The bill appropriates moneys from the wireless E911  
15 emergency communications fund to the department of homeland  
16 security and emergency management for fiscal year 2017-2018.

17 The bill provides that moneys appropriated to the veterans  
18 trust fund established in Code section 35A.13 may be used, upon  
19 a majority vote of the commission of veterans affairs, for  
20 expenses related to survivor outreach supported by the Iowa  
21 department of public defense.

22 The bill creates new Code section 80B.19 establishing the  
23 Iowa law enforcement academy internal training clearing fund.  
24 The bill provides that the activities of the academy shall be  
25 accounted for within the general fund of the state, except  
26 the academy may establish and maintain an internal training  
27 clearing fund in accordance with generally accepted accounting  
28 principles for activities of the academy which are primarily  
29 from billings to governmental entities for services rendered by  
30 the academy. The proceeds of the internal training clearing  
31 fund shall be used by the academy and expended through the  
32 appropriated account of the academy for the operations of the  
33 academy.

34 The bill makes additional appropriations to the department  
35 of public safety and the department of corrections for

1 department-wide duties.

2 The bill provides that an unsecured appearance bond for  
3 state or local traffic violations, and for scheduled violations  
4 under Code sections 805.8A, 805.8B, and 805.8C shall equal one  
5 and one-half times the minimum fine and applicable surcharge,  
6 plus court costs. Current law provides that the unsecured  
7 appearance bond shall equal one and one-half times the minimum  
8 fine plus court costs. An unsecured appearance bond is an  
9 agreement by the defendant that if the defendant fails to  
10 appear in person or by counsel to defend against the charge,  
11 the court is authorized to enter a conviction and render  
12 judgment against the defendant for the amount of the appearance  
13 bond in satisfaction of the penalty plus court costs.

14 The bill extends the fiscal period for increasing the  
15 appropriations from the consumer education and litigation fund  
16 in Code section 714.16C to June 30, 2019. Under current law,  
17 the increased appropriations from the consumer education and  
18 litigation fund expire on June 30, 2018.

19 The bill repeals a provision requiring that the Rockwell  
20 City correctional institution be utilized as a medium security  
21 correctional facility for men.

22 The bill repeals a provision requiring that the Mount  
23 Pleasant correctional facility be utilized as a medium security  
24 facility for men primarily for treatment of inmates who exhibit  
25 treatable personality disorders, with or without accompanying  
26 history of drug or alcohol abuse.

27 The bill repeals a provision requiring that the Clarinda  
28 correctional facility be utilized as a secure men's  
29 correctional facility primarily for offenders with chemical  
30 dependence, an intellectual disability, or mental illness.

31 The bill repeals a provision specifying that the Newton  
32 correctional facility may include a minimum security facility  
33 and a violator facility.

34 FY 2018-2019 APPROPRIATIONS. The bill makes appropriations  
35 from the general fund of the state for fiscal year 2018-2019 to

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

7 The bill appropriates moneys from the department of commerce  
8 revolving fund to the office of consumer advocate of the  
9 department of justice for fiscal year 2018-2019.

10 The bill also appropriates moneys from the gaming  
11 enforcement revolving fund to the department of public safety  
12 for fiscal year 2018-2019.

13 The bill appropriates moneys from the wireless E911  
14 emergency communications fund to the department of homeland  
15 security and emergency management for fiscal year 2018-2019.

16 The bill repeals a provision specifying that the Newton  
17 correctional facility may include a minimum security facility  
18 and a violator facility.

19 The bill makes additional appropriations to the department  
20 of public safety and the department of corrections for  
21 department-wide duties.