

Senate File 615 - Reprinted

SENATE FILE 615
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 1255)

(As Amended and Passed by the Senate April 15, 2019)

A BILL FOR

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

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

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DIVISION I
FY 2019-2020
APPROPRIATIONS

Section 1. DEPARTMENT OF JUSTICE.

1. There is appropriated from the general fund of the state to the department of justice for the fiscal year beginning July 1, 2019, and ending June 30, 2020, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

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

.....	\$	5,911,705
.....	FTEs	215.00

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

The general office of attorney general may temporarily exceed and draw more than the amount appropriated in this lettered paragraph and incur a negative cash balance as long as there are receivables equal to or greater than the negative balances and the amount appropriated in this paragraph is not exceeded at the close of the fiscal year.

b. For victim assistance grants:

.....	\$	5,016,708
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The moneys appropriated in this lettered paragraph shall be used to provide grants to care providers providing services to crime victims of domestic abuse or to crime victims of rape and sexual assault.

The balance of the victim compensation fund established

1 in section 915.94 may be used to provide salary and support
 2 of not more than 24.00 full-time equivalent positions and to
 3 provide maintenance for the victim compensation functions
 4 of the department of justice. In addition to the full-time
 5 equivalent positions authorized pursuant to this paragraph,
 6 5.00 full-time equivalent positions are authorized and shall
 7 be used by the department of justice to employ one accountant
 8 and four program planners. The department of justice may
 9 employ the additional 5.00 full-time equivalent positions
 10 authorized pursuant to this paragraph that are in excess of the
 11 number of full-time equivalent positions authorized only if
 12 the department of justice receives sufficient federal moneys
 13 to maintain employment for the additional full-time equivalent
 14 positions during the current fiscal year. The department
 15 of justice shall only employ the additional 5.00 full-time
 16 equivalent positions in succeeding fiscal years if sufficient
 17 federal moneys are received during each of those succeeding
 18 fiscal years.

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

22 Notwithstanding section 8.33, moneys appropriated in this
 23 paragraph "b" that remain unencumbered or unobligated at the
 24 close of the fiscal year shall not revert but shall remain
 25 available for expenditure for the purposes designated until the
 26 close of the succeeding fiscal year.

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

29 \$ 2,464,601

30 2. a. The department of justice, in submitting budget
 31 estimates for the fiscal year commencing July 1, 2020, pursuant
 32 to section 8.23, shall include a report of funding from sources
 33 other than amounts appropriated directly from the general fund
 34 of the state to the department of justice or to the office of
 35 consumer advocate. These funding sources shall include but

1 are not limited to reimbursements from other state agencies,
2 commissions, boards, or similar entities, and reimbursements
3 from special funds or internal accounts within the department
4 of justice. The department of justice shall also report actual
5 reimbursements for the fiscal year commencing July 1, 2018,
6 and actual and expected reimbursements for the fiscal year
7 commencing July 1, 2019.

8 b. The department of justice shall include the report
9 required under paragraph "a", as well as information regarding
10 any revisions occurring as a result of reimbursements actually
11 received or expected at a later date, in a report to the
12 co-chairpersons and ranking members of the joint appropriations
13 subcommittee on the justice system and the legislative services
14 agency. The department of justice shall submit the report on
15 or before January 15, 2020.

16 3. a. The department of justice shall fully reimburse
17 the costs and necessary related expenses incurred by the Iowa
18 law enforcement academy to continue to employ one additional
19 instructor position who shall provide training for human
20 trafficking-related issues throughout the state.

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

28 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is appropriated
29 from the department of commerce revolving fund created in
30 section 546.12 to the office of consumer advocate of the
31 department of justice for the fiscal year beginning July 1,
32 2019, and ending June 30, 2020, the following amount, or so
33 much thereof as is necessary, to be used for the purposes
34 designated:

35 For salaries, support, maintenance, and miscellaneous

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

3 \$ 3,137,588
4 FTEs 22.00

5 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

6 1. There is appropriated from the general fund of the state
7 to the department of corrections for the fiscal year beginning
8 July 1, 2019, and ending June 30, 2020, the following amounts,
9 or so much thereof as is necessary, to be used for the purposes
10 designated:

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

14 \$ 41,613,841

15 b. For the operation of the Anamosa correctional facility,
16 including salaries, support, maintenance, and miscellaneous
17 purposes:

18 \$ 32,414,148

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

22 \$ 61,874,191

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

26 \$ 28,327,158

27 e. For the operation of the Mount Pleasant correctional
28 facility, including salaries, support, maintenance, and
29 miscellaneous purposes:

30 \$ 25,676,413

31 f. For the operation of the Rockwell City correctional
32 facility, including salaries, support, maintenance, and
33 miscellaneous purposes:

34 \$ 10,521,861

35 g. For the operation of the Clarinda correctional facility,

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

3 \$ 24,847,950

4 Moneys received by the department of corrections as
5 reimbursement for services provided to the Clarinda youth
6 corporation are appropriated to the department and shall be
7 used for the purpose of operating the Clarinda correctional
8 facility.

9 h. For the operation of the Mitchellville correctional
10 facility, including salaries, support, maintenance, and
11 miscellaneous purposes:

12 \$ 23,294,090

13 i. For the operation of the Fort Dodge correctional
14 facility, including salaries, support, maintenance, and
15 miscellaneous purposes:

16 \$ 30,067,231

17 j. For reimbursement of counties for temporary confinement
18 of prisoners, as provided in sections 901.7, 904.908, and
19 906.17, and for offenders confined pursuant to section 904.513:

20 \$ 1,082,635

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

23 \$ 234,411

24 2. The department of corrections shall use moneys
25 appropriated in subsection 1 to continue to contract for the
26 services of a Muslim imam and a Native American spiritual
27 leader.

28 Sec. 4. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

29 There is appropriated from the general fund of the state to the
30 department of corrections for the fiscal year beginning July
31 1, 2019, and ending June 30, 2020, the following amounts, or
32 so much thereof as is necessary, to be used for the purposes
33 designated:

34 1. For general administration, including salaries and the
35 adjustment of salaries throughout the department, support,

1 maintenance, employment of an education director to administer
2 a centralized education program for the correctional system,
3 and miscellaneous purposes:

4 \$ 6,346,881

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

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

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

26 \$ 2,608,109

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

32 b. The director of the department of corrections may
33 transfer moneys from Iowa prison industries and the canteen
34 operating funds established pursuant to section 904.310, for
35 use in educational programs for inmates.

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

6 3. For the development and operation of the Iowa corrections
7 offender network (ICON) data system:

8 \$ 2,000,000

9 4. For offender mental health and substance abuse
10 treatment:

11 \$ 28,065

12 Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
13 SERVICES.

14 1. There is appropriated from the general fund of the state
15 to the department of corrections for the fiscal year beginning
16 July 1, 2019, and ending June 30, 2020, for salaries, support,
17 maintenance, and miscellaneous purposes, the following amounts,
18 or so much thereof as is necessary, to be used for the purposes
19 designated:

20 a. For the first judicial district department of
21 correctional services:

22 \$ 15,069,356

23 It is the intent of the general assembly that the first
24 judicial district department of correctional services maintain
25 the drug courts operated by the district department.

26 b. For the second judicial district department of
27 correctional services:

28 \$ 11,618,090

29 It is the intent of the general assembly that the second
30 judicial district department of correctional services maintain
31 two drug courts to be operated by the district department.

32 c. For the third judicial district department of
33 correctional services:

34 \$ 7,318,308

35 d. For the fourth judicial district department of

1 correctional services:

2 \$ 5,811,273

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

6 \$ 21,986,762

7 It is the intent of the general assembly that the fifth
8 judicial district department of correctional services maintain
9 the drug court operated by the district department.

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

12 \$ 14,839,165

13 It is the intent of the general assembly that the sixth
14 judicial district department of correctional services maintain
15 the drug court operated by the district department.

16 g. For the seventh judicial district department of
17 correctional services:

18 \$ 7,919,692

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

22 h. For the eighth judicial district department of
23 correctional services:

24 \$ 8,443,071

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

32 3. Each judicial district department of correctional
33 services shall provide alternatives to prison consistent with
34 chapter 901B. The alternatives to prison shall ensure public
35 safety while providing maximum rehabilitation to the offender.

1 A judicial district department of correctional services may
2 also establish a day program.

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

8 5. The department of corrections shall continue to contract
9 with a judicial district department of correctional services to
10 provide for the rental of electronic monitoring equipment which
11 shall be available statewide.

12 Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION OF
13 APPROPRIATIONS. Notwithstanding section 8.39, within the
14 moneys appropriated in this division of this Act to the
15 department of corrections, the department may reallocate the
16 moneys appropriated and allocated as necessary to best fulfill
17 the needs of the correctional institutions, administration
18 of the department, and the judicial district departments of
19 correctional services. However, in addition to complying with
20 the requirements of sections 904.116 and 905.8 and providing
21 notice to the legislative services agency, the department
22 of corrections shall also provide notice to the department
23 of management, prior to the effective date of the revision
24 or reallocation of an appropriation made pursuant to this
25 section. The department of corrections shall not reallocate an
26 appropriation or allocation for the purpose of eliminating any
27 program.

28 Sec. 7. INTENT — REPORTS.

29 1. The department of corrections in cooperation with
30 townships, the Iowa cemetery associations, and other nonprofit
31 or governmental entities may use inmate labor during the
32 fiscal year beginning July 1, 2019, to restore or preserve
33 rural cemeteries and historical landmarks. The department in
34 cooperation with the counties may also use inmate labor to
35 clean up roads, major water sources, and other water sources

1 around the state.

2 2. On a quarterly basis the department shall provide a
3 status report regarding private-sector employment to the
4 legislative services agency beginning on July 1, 2019. The
5 report shall include the number of offenders employed in the
6 private sector, the combined number of hours worked by the
7 offenders, the total amount of allowances, and the distribution
8 of allowances pursuant to section 904.702, including any moneys
9 deposited in the general fund of the state.

10 Sec. 8. ELECTRONIC MONITORING REPORT. The department of
11 corrections shall submit a report on electronic monitoring to
12 the general assembly, to the co-chairpersons and the ranking
13 members of the joint appropriations subcommittee on the justice
14 system, and to the legislative services agency by January
15 15, 2020. The report shall specifically address the number
16 of persons being electronically monitored and break down the
17 number of persons being electronically monitored by offense
18 committed. The report shall also include a comparison of any
19 data from the prior fiscal year with the current year.

20 Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

21 1. As used in this section, unless the context otherwise
22 requires, "state agency" means the government of the state
23 of Iowa, including but not limited to all executive branch
24 departments, agencies, boards, bureaus, and commissions, the
25 judicial branch, the general assembly and all legislative
26 agencies, institutions within the purview of the state board of
27 regents, and any corporation whose primary function is to act
28 as an instrumentality of the state.

29 2. State agencies are encouraged to purchase products from
30 Iowa state industries, as defined in section 904.802, when
31 purchases are required and the products are available from
32 Iowa state industries. State agencies shall obtain bids from
33 Iowa state industries for purchases of office furniture during
34 the fiscal year beginning July 1, 2019, exceeding \$5,000 or
35 in accordance with applicable administrative rules related to

1 purchases for the agency.

2 Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

3 1. There is appropriated from the general fund of the
4 state to the Iowa law enforcement academy for the fiscal year
5 beginning July 1, 2019, and ending June 30, 2020, the following
6 amount, or so much thereof as is necessary, to be used for the
7 purposes designated:

8 a. (1) For salaries, support, maintenance, and
9 miscellaneous purposes, including jailer training and technical
10 assistance, and for not more than the following full-time
11 equivalent positions:

12	\$	971,341
13	FTEs	27.26

14 (2) For the costs associated with temporary relocation of
15 the Iowa law enforcement academy:

16	\$	1,015,442
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17 b. The Iowa law enforcement academy may temporarily exceed
18 and draw more than the amount appropriated in this subsection
19 and incur a negative cash balance as long as there are
20 receivables equal to or greater than the negative balance and
21 the amount appropriated in this subsection is not exceeded at
22 the close of the fiscal year.

23 2. The Iowa law enforcement academy may select at least
24 five automobiles of the department of public safety, division
25 of state patrol, prior to turning over the automobiles to
26 the department of administrative services to be disposed
27 of by public auction, and the Iowa law enforcement academy
28 may exchange any automobile owned by the academy for each
29 automobile selected if the selected automobile is used in
30 training law enforcement officers at the academy. However, any
31 automobile exchanged by the academy shall be substituted for
32 the selected vehicle of the department of public safety and
33 sold by public auction with the receipts being deposited in the
34 depreciation fund to the credit of the department of public
35 safety, division of state patrol.

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

7 Sec. 11. STATE PUBLIC DEFENDER. There is appropriated from
8 the general fund of the state to the office of the state public
9 defender of the department of inspections and appeals for the
10 fiscal year beginning July 1, 2019, and ending June 30, 2020,
11 the following amounts, or so much thereof as is necessary, to
12 be used for the purposes designated:

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

16 \$ 26,605,299
17 FTEs 223.00

18 2. For payments on behalf of eligible adults and juveniles
19 from the indigent defense fund, in accordance with section
20 815.11:

21 \$ 39,144,448

22 Sec. 12. BOARD OF PAROLE. There is appropriated from the
23 general fund of the state to the board of parole for the fiscal
24 year beginning July 1, 2019, and ending June 30, 2020, the
25 following amount, or so much thereof as is necessary, to be
26 used for the purposes designated:

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

30 \$ 1,221,374
31 FTEs 10.50

32 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE.

33 1. There is appropriated from the general fund of the
34 state to the department of public defense, for the fiscal year
35 beginning July 1, 2019, and ending June 30, 2020, the following

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

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

6	\$	6,334,961
7	FTEs	249.00

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

14 Sec. 14. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
15 MANAGEMENT.

16 1. There is appropriated from the general fund of the state
17 to the department of homeland security and emergency management
18 for the fiscal year beginning July 1, 2019, and ending June
19 30, 2020, the following amounts, or so much thereof as is
20 necessary, to be used for the purposes designated:

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

24	\$	2,123,610
25	FTEs	31.03

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

33 Sec. 15. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
34 from the general fund of the state to the department of public
35 safety for the fiscal year beginning July 1, 2019, and ending

1 June 30, 2020, the following amounts, or so much thereof as is
2 necessary, to be used for the purposes designated:

3 1. For administrative functions, including salaries and the
4 adjustment of salaries throughout the department, the criminal
5 justice information system, and for not more than the following
6 full-time equivalent positions:

7 \$ 4,734,703
8 FTEs 37.00

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

17 \$ 15,663,083
18 FTEs 167.00

19 3. For the criminalistics laboratory fund created in
20 section 691.9:

21 \$ 700,000

22 Notwithstanding section 8.33, moneys appropriated in this
23 subsection that remain unencumbered or unobligated at the close
24 of the fiscal year shall not revert but shall remain available
25 for expenditure for the purposes designated until the close of
26 the succeeding fiscal year.

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

35 \$ 7,985,873

1 FTEs 65.00

2 The division of narcotics enforcement is authorized an
3 additional 1.00 full-time equivalent position pursuant to
4 this lettered paragraph that is in excess of the number of
5 full-time equivalent positions authorized for the previous
6 fiscal year only if the division of narcotics enforcement
7 receives sufficient federal moneys to maintain employment
8 for the additional full-time equivalent position during the
9 current fiscal year. The division of narcotics enforcement
10 shall only employ the additional full-time equivalent position
11 in succeeding fiscal years if sufficient federal moneys are
12 received during each of those succeeding fiscal years.

13 b. For the division of narcotics enforcement for undercover
14 purchases:

15 \$ 259,042

16 5. For the division of state fire marshal, for fire
17 protection services as provided through the state fire service
18 and emergency response council as created in the department,
19 and for the state's contribution to the peace officers'
20 retirement, accident, and disability system provided in chapter
21 97A in the amount of the state's normal contribution rate,
22 as defined in section 97A.8, multiplied by the salaries for
23 which the moneys are appropriated, and for not more than the
24 following full-time equivalent positions:

25 \$ 4,965,056

26 FTEs 49.00

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

35 \$ 65,926,287

1 FTEs 517.00

2 It is the intent of the general assembly that members of the
3 state patrol be assigned to patrol the highways and roads in
4 lieu of assignments for inspecting school buses for the school
5 districts.

6 7. For deposit in the sick leave benefits fund established
7 under section 80.42 for all departmental employees eligible to
8 receive benefits for accrued sick leave under the collective
9 bargaining agreement:

10 \$ 279,517

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

13 \$ 875,520

14 a. Notwithstanding section 8.33, moneys appropriated in
15 this subsection that remain unencumbered or unobligated at the
16 close of the fiscal year shall not revert but shall remain
17 available for expenditure only for the purpose designated in
18 this subsection until the close of the succeeding fiscal year.

19 b. Notwithstanding section 8.39, the department of public
20 safety may reallocate moneys appropriated in this section
21 as necessary to best fulfill the needs provided for in the
22 appropriation. However, the department shall not reallocate
23 moneys appropriated to the department in this section unless
24 notice of the reallocation is given to the legislative services
25 agency and the department of management prior to the effective
26 date of the reallocation. The notice shall include information
27 regarding the rationale for reallocating the moneys. The
28 department shall not reallocate moneys appropriated in this
29 section for the purpose of eliminating any program.

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

32 \$ 115,661

33 10. For the office to combat human trafficking established
34 pursuant to section 80.45, including salaries, support,
35 maintenance, miscellaneous purposes, and for not more than the

1 following full-time equivalent positions:

2	\$	200,000
3	FTEs	1.00

4 Sec. 16. GAMING ENFORCEMENT.

5 1. There is appropriated from the gaming enforcement
6 revolving fund created in section 80.43 to the department of
7 public safety for the fiscal year beginning July 1, 2019, and
8 ending June 30, 2020, the following amount, or so much thereof
9 as is necessary, to be used for the purposes designated:

10 a. For any direct support costs for agents and officers of
11 the division of criminal investigation's excursion gambling
12 boat, gambling structure, and racetrack enclosure enforcement
13 activities, including salaries, support, maintenance, and
14 miscellaneous purposes, and for not more than the following
15 full-time equivalent positions:

16	\$	10,469,077
17	FTEs	73.00

18 b. In addition to the moneys appropriated and full-time
19 equivalent positions authorized in paragraph "a", and
20 contingent upon the enactment of 2019 Iowa Acts, Senate File
21 366, or its successor, the department of public safety is
22 appropriated an additional \$300,000 and is authorized an
23 additional 3.00 full-time equivalent positions to assist in
24 implementing the provisions of 2019 Iowa Acts, Senate File 366,
25 or its successor, if enacted.

26 2. For each additional license to conduct gambling games on
27 an excursion gambling boat, gambling structure, or racetrack
28 enclosure issued during the fiscal year beginning July 1, 2019,
29 there is appropriated from the gaming enforcement fund to the
30 department of public safety for the fiscal year beginning July
31 1, 2019, and ending June 30, 2020, an additional amount of
32 not more than \$300,000 to be used for full-time equivalent
33 positions.

34 3. The department of public safety, with the approval of the
35 department of management, may employ no more than three special

1 agents for each additional riverboat or gambling structure
2 regulated after July 1, 2020, and three special agents for
3 each racing facility which becomes operational during the
4 fiscal year which begins July 1, 2020. Positions authorized
5 in this subsection are in addition to the full-time equivalent
6 positions otherwise authorized in this section.

7 Sec. 17. CIVIL RIGHTS COMMISSION.

8 1. There is appropriated from the general fund of the state
9 to the Iowa state civil rights commission for the fiscal year
10 beginning July 1, 2019, and ending June 30, 2020, the following
11 amount, 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 \$ 1,198,266
17 FTEs 26.00

18 2. The Iowa state civil rights commission may enter into
19 a contract with a nonprofit organization to provide legal
20 assistance to resolve civil rights complaints.

21 Sec. 18. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

22 1. There is appropriated from the general fund of the state
23 to the criminal and juvenile justice planning division of the
24 department of human rights for the fiscal year beginning July
25 1, 2019, and ending June 30, 2020, the following amount or
26 so much thereof as is necessary, to be used for the purposes
27 designated:

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

31 \$ 1,209,410
32 FTEs 8.99

33 b. (1) For a single grant to a program located in a city
34 with a higher than average juvenile crime rate as determined
35 by the criminal and juvenile justice planning division and

1 a population greater than 80,000 as determined by the 2010
2 federal decennial census, which may be used for studying,
3 planning, programming, and capital, that is committed to
4 deterring juvenile delinquency through early intervention in
5 the criminal justice system by providing a comprehensive,
6 multifaceted delivery of social services:

7 \$ 140,000

8 (2) The program shall use no more than 5 percent of the
9 grant for administrative costs.

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

14 Sec. 19. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
15 MANAGEMENT. There is appropriated from the 911 emergency
16 communications fund created in section 34A.7A to the department
17 of homeland security and emergency management for the fiscal
18 year beginning July 1, 2019, and ending June 30, 2020, the
19 following amount, or so much thereof as is necessary, to be
20 used for the purposes designated:

21 For implementation, support, and maintenance of the
22 functions of the administrator and program manager under
23 chapter 34A and to employ the auditor of the state to perform
24 an annual audit of the 911 emergency communications fund:
25 \$ 250,000

26 Sec. 20. CONSUMER EDUCATION AND LITIGATION — FARM
27 MEDIATION AND PROSECUTIONS, APPEALS, AND CLAIMS.
28 Notwithstanding [section 714.16C](#), there is appropriated from the
29 consumer education and litigation fund to the department of
30 justice for the fiscal year beginning July 1, 2019, and ending
31 June 30, 2020, the following amount, or so much thereof as is
32 necessary, to be used for the purposes designated:

33 a. For farm mediation services as specified in section
34 13.13, subsection 2:
35 \$ 300,000

1 b. For salaries, support, maintenance, and miscellaneous
2 purposes for criminal prosecutions, criminal appeals, and
3 performing duties pursuant to chapter 669:
4 \$ 1,500,000

5 DIVISION II

6 SUPPLEMENTAL AND MISCELLANEOUS APPROPRIATIONS

7 Sec. 21. IOWA LAW ENFORCEMENT ACADEMY. There is
8 appropriated from the general fund of the state to the Iowa
9 law enforcement academy for the fiscal year beginning July
10 1, 2018, and ending June 30, 2019, the following amount, or
11 so much thereof as is necessary, to be used for the purposes
12 designated:

13 For relocation costs, including salaries, support,
14 maintenance, and miscellaneous purposes:
15 \$ 285,982

16 Sec. 22. 2017 Iowa Acts, chapter 167, section 37, subsection
17 2, as amended by 2018 Iowa Acts, chapter 1168, section 7, is
18 amended to read as follows:

19 2. For payments on behalf of eligible adults and juveniles
20 from the indigent defense fund, in accordance with section
21 815.11:
22 \$ 35,144,448
23 37,644,448

24 Sec. 23. EFFECTIVE DATE. The division of this Act, being
25 deemed of immediate importance, takes effect upon enactment.

26 DIVISION III

27 ATTORNEY GENERAL

28 Sec. 24. NEW SECTION. 13.12 Report of money awards.

29 The attorney general shall report to the legislative
30 services agency and the department of management all money
31 settlement awards and court money awards which were awarded to
32 the state of Iowa. The attorney general shall report which
33 funds are designated to receive the moneys and under what legal
34 authority the designation is being made.

35 Sec. 25. REPEAL. Section 7A.6, Code 2019, is repealed.

1 Sec. 26. 2014 Iowa Acts, chapter 1138, section 21, as
2 amended by 2016 Iowa Acts, chapter 1137, section 18, and 2017
3 Iowa Acts, chapter 167, section 24, is amended to read as
4 follows:

5 SEC. 21. CONSUMER EDUCATION AND LITIGATION FUND.
6 Notwithstanding [section 714.16C](#), for each fiscal year of the
7 period beginning July 1, 2014, and ending June 30, ~~2019~~ 2021,
8 the annual appropriations in [section 714.16C](#), are increased
9 from \$1,125,000 to \$1,875,000, and \$75,000 to \$125,000
10 respectively.

11 DIVISION IV

12 FIRE SERVICE TRAINING REVOLVING FUND

13 Sec. 27. Section 100B.4, Code 2019, is amended to read as
14 follows:

15 **100B.4 Fees — retention — use — fund.**

16 1. Fees assessed pursuant to [this chapter](#) shall be retained
17 by the division of state fire marshal and such repayments
18 received shall be used exclusively to offset the cost of
19 fire service training. Fees charged by regional emergency
20 response training centers for fire service training programs as
21 described in [section 100B.6](#) shall not be greater than the fee
22 schedule established by rule by the state fire marshal.

23 2. Notwithstanding [section 8.33](#), repayment receipts
24 collected by the division of state fire marshal for the fire
25 service training bureau that remain unencumbered or unobligated
26 at the close of the fiscal year shall not revert but shall
27 remain available for expenditure for the purposes designated
28 until the close of the succeeding fiscal year.

29 3. A fire service training revolving fund is created in the
30 state treasury under the control of the department of public
31 safety. The fund shall consist of fees assessed pursuant to
32 this section, and deposited into the fire service training
33 revolving fund. All moneys in the fund are appropriated to
34 the department of public safety for purposes of fire service
35 training and shall be under the control of the state fire

1 marshal. Notwithstanding section 8.33, moneys in the fund
2 that remain unencumbered or unobligated at the close of a
3 fiscal year shall not revert but shall remain available for
4 expenditures for the purposes designated until the close of
5 the succeeding fiscal year. Notwithstanding section 12C.7,
6 subsection 2, interest or earnings on moneys in the fund shall
7 be credited to the fund.

8 Sec. 28. EFFECTIVE DATE. This division of this Act, being
9 deemed of immediate importance, takes effect upon enactment.

10 Sec. 29. RETROACTIVE APPLICABILITY. This division of this
11 Act applies retroactively to July 1, 2018.

12 DIVISION V

13 DEPARTMENT OF CORRECTIONS

14 Sec. 30. DEPARTMENT OF CORRECTIONS. Notwithstanding
15 sections 8.33 and 8.39, the department of corrections may use
16 any general fund resources appropriated to the department
17 for the fiscal year beginning July 1, 2018, and ending June
18 30, 2019, for the resolution of the settlement agreement
19 with the division of labor services to the amended citation
20 P1582-1281728 dated October 18, 2018; requiring the department
21 to remedy citation 1(a) by providing adequate means of
22 communication for employees to summon assistance during violent
23 attacks, which must be abated by March 1, 2020.

24 Sec. 31. EFFECTIVE DATE. This division of this Act, being
25 deemed of immediate importance, takes effect upon enactment.

26 DIVISION VI

27 INDIGENT DEFENSE

28 Sec. 32. 2016 Iowa Acts, chapter 1137, section 21,
29 subsection 1, is amended to read as follows:

30 1. Notwithstanding any other provision of the law to the
31 contrary, for each fiscal year for the period beginning July 1,
32 2016, and ending June 30, ~~2019~~ 2022, the state public defender
33 may establish a pilot project allowing an indigent person to
34 choose an eligible attorney to represent the person in the
35 person's case that requires such representation. The state

1 public defender shall have sole discretion to establish the
2 pilot project in no more than four counties throughout the
3 state. The state public defender may coordinate with other
4 agencies and organizations in order to seek grant funding and
5 to measure the results of the pilot project.

6 Sec. 33. EFFECTIVE DATE. This division of this Act, being
7 deemed of immediate importance, takes effect upon enactment.