Justice System Appropriations Bill
Senate Study Bill 1255

An Act relating to appropriations to the justice system, and including effective date and retroactive applicability provisions.
EXECUTIVE SUMMARY
JUSTICE SYSTEM APPROPRIATIONS BILL

FUNDING SUMMARY

**General Fund FY 2020:** Appropriates a total of $579.0 million from the General Fund and 5,432.9 full-time equivalent (FTE) positions to the Departments of Justice, Corrections, Inspections and Appeals, Public Defense, Human Rights, Public Safety, and Homeland Security and Emergency Management; the Iowa Law Enforcement Academy; the Board of Parole; and the Iowa Civil Rights Commission for FY 2020. This is an increase of $8.2 million and 40.5 FTE positions compared to estimated net FY 2019.

**General Fund Supplemental Appropriations FY 2019:** Appropriates a total of $2.8 million from the General Fund for FY 2019 supplemental appropriations. The supplemental appropriations include:
- An additional $2.5 million for the Indigent Defense Fund.
- An additional $286,000 for Iowa Law Enforcement Academy relocation expenses.

**Other Funds FY 2020:** Appropriates a total of $17.7 million from other funds for FY 2020. This is no change compared to estimated net FY 2019.

**Standing Appropriations FY 2020:** Appropriates a total of $10,000 for State Cases Court Costs.

NEW PROGRAMS, SERVICES, OR ACTIVITIES

**Department of Public Safety, Division of the State Fire Marshal:** Creates a Fire Service Training Revolving Fund under the control of the Department of Public Safety.

MAJOR INCREASES/DECREASES/TRANSFERS OF EXISTING PROGRAMS

**Department of Justice (DOJ):** An increase of $160,000 and a decrease of 0.3 FTE position compared to estimated net FY 2019.

**Department of Corrections (DOC):** An increase of $2.2 million and 10.8 FTE positions compared to estimated net FY 2019. The changes include:
- An increase of $1.1 million for Corrections Administration.
- A decrease of $492,000 for County Confinement.
- A decrease of $250,000 for Federal Prisoner Reimbursements.
- An increase of $400,000 for the Fort Madison Correctional Facility.
- An increase of $566,000 for the Oakdale Correctional Facility.
- An increase of $66,000 for the Newton Correctional Facility.
EXECUTIVE SUMMARY
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- An increase of $125,000 for Community-Based Corrections (CBC) District 1.
- An increase of $70,000 for CBC District 2.
- An increase of $70,000 for CBC District 3.
- An increase of $70,000 for CBC District 4.
- An increase of $141,000 for CBC District 5.
- An increase of $70,000 for CBC District 7.
- An increase of $279,000 for CBC District 8.

Office of the State Public Defender: An increase of $100,000 for the Office of the State Public Defender and an increase of $1.5 million to the Indigent Defense Fund compared to estimated net FY 2019.

Department of Public Safety (DPS): An increase in funding of $3.4 million compared to estimated net FY 2019 and an increase of 25.0 full time equivalent (FTE) positions. This includes an increase of:
  - $1.0 million and 10.0 FTE positions to the Division of Criminal Investigation.
  - $2.0 million and 15.0 FTEs for Iowa State Patrol
  - $50,000 to the Division of Criminal Investigation Crime Laboratory.
  - $200,000 to Narcotics Enforcement.
  - $50,000 for Department of Public Safety Undercover Funds.
  - $50,000 for Fire Fighter Training.
  - $50,000 to the Human Trafficking Office.

SIGNIFICANT CODE CHANGES

Requires the Attorney General to report to the Legislative Services Agency and the Department of Management all money settlement awards and court money awards which were awarded to the State of Iowa. The Attorney General is required to report which funds are designated to receive the moneys and under what legal authority the designation is being made.

Allows the DOC to use any General Fund resources appropriated to the Department for FY 2019 for the resolution of the settlement agreement with the Division of Labor Services within Iowa Workforce Development, requiring the DOC to remedy the Occupational Safety and Health Administration (OSHA) citation issued by providing adequate means of communication for employees to summon assistance during violent attacks, which must be abated by March 1, 2019.

EFFECTIVE DATE

Specifies that the supplemental FY 2019 General Fund appropriations to the ILEA and the Indigent Defense
EXECUTIVE SUMMARY
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Fund take effect upon enactment.

Specifies that Division IV of this Bill takes effect upon enactment.

Specifies that Division IV of this Bill applies retroactively to July 1, 2018.

Specifies that Division V of this Bill takes effect upon enactment.

Specifies that Division VI of this Bill takes effect upon enactment.
Senate Study Bill 1255 provides for the following changes to the Code of Iowa.

<table>
<thead>
<tr>
<th>Page #</th>
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<th>Bill Section</th>
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<td>21</td>
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<td>25</td>
<td>Amend</td>
<td>100B.4</td>
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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 equal receivables available to the Office by the close of the fiscal year.

   b. For victim assistance grants:

   .................................................................................. $ 5,016,708

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 in section 915.94 may be used to provide salary and support

General Fund appropriation to the Department of Justice (DOJ) for the Office of the Attorney General for salaries, support, maintenance, and miscellaneous purposes.

DETAIL: This is no change in funding and an increase of 0.04 full-time equivalent (FTE) position compared to estimated net FY 2019.

Specifies that it is the intent of the General Assembly that the DOJ maintain a record of the estimated time incurred to represent each agency or department.

Permits the Office of the Attorney General to incur a negative General Fund balance as long as there are equal receivables available to the Office by the close of the fiscal year.

General Fund appropriation to the DOJ for the Victim Assistance Grants Program.

DETAIL: This is no change in funding and a decrease of 0.34 FTE position compared to estimated net FY 2019.

Requires victim assistance funds to be awarded as grants to providers of services for victims of domestic abuse, rape, and sexual assault.

Permits 24.00 FTE positions to be funded from the Victim Compensation Fund to administer the victim compensation functions of
2 of not more than 24.00 full-time equivalent positions and to provide maintenance for the victim compensation functions of the department of justice. In addition to the full-time equivalent positions authorized pursuant to this paragraph, 5.00 full-time equivalent positions are authorized and shall be used by the department of justice to employ one accountant and four program planners. The department of justice may employ the additional 5.00 full-time equivalent positions authorized pursuant to this paragraph that are in excess of the number of full-time equivalent positions authorized only if the department of justice receives sufficient federal moneys to maintain employment for the FTE positions during FY 2020 and succeeding fiscal years.

DETAIL: This is no change in FTE positions. The Victim Compensation Fund will provide the support costs for these positions. The additional 5.00 FTE positions are federally funded from the federal Victims of Crime Act (VOCA) Victim Assistance Grant. A percentage of the Grant may be used for the administration of the Grant. Currently, the Crime Victim Assistance Division (CVAD) uses up to 5.00% of the VOCA Victim Assistance Grant for administration.

NOTE: The federal VOCA Victim Assistance Grant for the current fiscal year is $32,018,832. This award may be distributed over several years. Up to 5.00% ($1,600,942) of the Grant may be used for administrative costs.

Requires the DOJ to transfer at least $150,000 from the Victim Compensation Fund to the Victim Assistance Grant Program in FY 2020.

CODE: Allows any unexpended funds appropriated for the Victim Assistance Grants Program to remain available through the end of FY 2021 for the purposes designated.

General Fund appropriation to the DOJ for the Legal Services Poverty Grants Program.

DETAIL: This is an increase of $160,000 compared to estimated net FY 2019. Iowa Code section 13.34 requires the Office of the Attorney General to contract with a nonprofit organization to provide legal counsel to indigent people in civil matters. The Office of the Attorney General currently contracts with Iowa Legal Aid to provide those services.

Requires the DOJ to submit a report with the FY 2021 budget estimate that specifies the amount of funding from all non-General Fund sources and any revisions that occur as a result of actual reimbursements. The report is to include actual reimbursements for FY 2019 and actual and expected FY 2020 reimbursements from other agencies and internal funds.
are not limited to reimbursements from other state agencies, commissions, boards, or similar entities, and reimbursements from special funds or internal accounts within the department of justice. The department of justice shall also report actual reimbursements for the fiscal year commencing July 1, 2018, and actual and expected reimbursements for the fiscal year commencing July 1, 2019.

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

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

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

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

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

- $3,137,588 FTEs 22.00

Sec. 3. DEPARTMENT OF CORRECTIONS —— FACILITIES.

1. There is appropriated from the general fund of the state to the department of corrections 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 operation of the Fort Madison correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
   $41,613,841

b. For the operation of the Anamosa correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
   $32,414,148

c. For the operation of the Oakdale correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
   $61,874,191

d. For the operation of the Newton correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
   $28,327,158

e. For the operation of the Mount Pleasant correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
   $25,676,413

f. For the operation of the Rockwell City correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
   $10,521,861

g. For the operation of the Clarinda correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
   $24,847,950

General Fund appropriation to the DOC for the Fort Madison Correctional Facility.
DETAIL: This is an increase of $400,000 compared to estimated net FY 2019. The increase is intended for general operations at the Fort Madison Correctional Facility.

General Fund appropriation to the DOC for the Anamosa Correctional Facility.
DETAIL: This is no change compared to estimated net FY 2019.

General Fund appropriation to the DOC for the Oakdale Correctional Facility.
DETAIL: This is an increase of $565,764 compared to estimated net FY 2019. The increase is intended to address the rising pharmaceutical costs and increased use of the pharmacy by the correctional population at the Iowa Medical and Classification Center.

General Fund appropriation to the DOC for the Newton Correctional Facility.
DETAIL: This is an increase of $65,938 compared to estimated net FY 2019. The increase is intended to fund a new Revocation Correctional Counselor position at the Newton Correctional Facility.

General Fund appropriation to the DOC for the Mount Pleasant Correctional Facility.
DETAIL: This is no change compared to estimated net FY 2019.

General Fund appropriation to the DOC for the Rockwell City Correctional Facility.
DETAIL: This is no change compared to estimated net FY 2019.

General Fund appropriation to the DOC for the Clarinda Correctional Facility.
DETAIL: This is no change compared to estimated net FY 2019.
Moneys received by the department of corrections as reimbursement for services provided to the Clarinda youth corporation are appropriated to the department and shall be used for the purpose of operating the Clarinda correctional facility.

h. For the operation of the Mitchellville correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
   .......................................................................... $ 23,294,090

i. For the operation of the Fort Dodge correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
   .......................................................................... $ 30,067,231

j. For reimbursement of counties for temporary confinement of prisoners, as provided in sections 901.7, 904.908, and 906.17, and for offenders confined pursuant to section 904.513:
   .......................................................................... $ 1,082,635

k. For federal prison reimbursement, reimbursements for out-of-state placements, and miscellaneous contracts:
   .......................................................................... $ 234,411

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

Sec. 4. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

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

Appropriates reimbursements from the Clarinda Youth Academy to the DOC for operating costs associated with the Clarinda Correctional Facility.

General Fund appropriation to the DOC for the Mitchellville Correctional Facility.

DETAIL: This is no change compared to estimated net FY 2019.

General Fund appropriation to the DOC for the Fort Dodge Correctional Facility.

DETAIL: This is no change compared to estimated net FY 2019.

General Fund appropriation to the DOC for the County Confinement Account to pay for holding alleged parole and work release violators until their revocation hearings.

DETAIL: This is a decrease of $492,457 compared to estimated net FY 2019. The decrease in funding is due to savings created by the LEAN project conducted by the Department of Management (DOM).

General Fund appropriation to the DOC to reimburse the federal Bureau of Prisons for confining Iowa inmates and to pay miscellaneous contracts.

DETAIL: This is a decrease of $250,000 compared to estimated net FY 2019. The decrease in funding is due to savings created by the LEAN project conducted by the DOM.

Requires the DOC to contract with a Muslim imam and a Native American spiritual leader to provide religious services and religious counseling.

General Fund appropriation to the DOC for general administration, including salaries and the adjustment of salaries throughout the Department, support, maintenance, employment of an education director to administer a centralized education program for the correctional system, and miscellaneous purposes.
1. For general administration, including salaries and the maintenance, employment of an education director to administer a centralized education program for the correctional system, and miscellaneous purposes:

$6,346,881

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

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

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

$2,608,109

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

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

c. Notwithstanding section 8.33, moneys appropriated in this subsection that remain unobligated or unexpended at the end of FY 2019. The increase is intended for the general operations of DOC Central Administration and includes funding for an additional administrative assistant position in the Central Office to provide continuous quality monitoring of expenditures.

Specifies that it is the intent of the General Assembly that the DOC prohibit the use of offender labor for partisan political activities within Iowa when contracting for offender workers to be employed by a private business. Violation of these contract terms will result in termination of the contract.

Specifies that it is the intent of the General Assembly that the DOC, as a condition of receiving appropriated funds, restrict offender access to personal identifying information of citizens when contracting with a private business for offender employment.

General Fund appropriation to the DOC for educational programs for inmates.

DETAIL: This is no change in funding compared to estimated net FY 2019. The DOC contracts with local community colleges for education services for offenders.

Requires the DOC to establish guidelines and procedures to prioritize the availability of educational and vocational training for offenders.

Permits the DOC to use funds from Iowa Prison Industries (IPI) and the Canteen Funds for educational programs.

CODE: Requires nonreversion of appropriated funds for the Corrections Education Program through the end of FY 2021 for the
close of the fiscal year shall not revert but shall remain available to be used only for the purposes designated in this subsection until the close of the succeeding fiscal year.

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

   $2,000,000

4. For offender mental health and substance abuse treatment:

   $28,065

Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL SERVICES.

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

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

   $15,069,356

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

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

   $11,618,090

It is the intent of the general assembly that the First CBC District Department maintain its drug court.

It is the intent of the general assembly that the First CBC District Department maintain its drug court.

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

   $11,618,090

It is the intent of the general assembly that the First CBC District Department maintain its drug court.

General Fund appropriation to the DOC for the Iowa Corrections Offender Network (ICON).

DETAIL: This is no change in funding compared to estimated net FY 2019. The ICON is an electronic offender management system for staff in the corrections system. The DOC Central Office, institutions, and Community-Based Corrections (CBC) program staff members update offender information and retrieve data daily. The appropriated funds will be used for ongoing system maintenance, enhancements and upgrades, continued data exchanges with the Criminal Justice Information System, and additional modules to enhance offender management.

General Fund appropriation to the DOC for mental health and substance abuse treatment.

DETAIL: This is no change in funding compared to estimated net FY 2019.

General Fund appropriation to the DOC for the First CBC District Department.

DETAIL: This is an increase of $125,090 compared to estimated net FY 2019. The increase is intended to fund an additional 1.77 Community Treatment Coordinator FTE positions.

General Fund appropriation to the DOC for the Second CBC District Department.

DETAIL: This is an increase of $125,090 compared to estimated net FY 2019. The increase is intended to fund an additional 1.77 Community Treatment Coordinator FTE positions.

Specifies that it is the intent of the General Assembly that the First CBC District Department maintain its drug court.

General Fund appropriation to the DOC for the Second CBC District Department.
It is the intent of the general assembly that the second judicial district department of correctional services maintain two drug courts to be operated by the district department.

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

$ 7,318,308

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

$ 5,811,273

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

$ 21,986,762

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

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

$ 14,839,165

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

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

$ 14,839,165

Specifies that it is the intent of the General Assembly that the Second CBC District Department maintain two drug courts.

General Fund appropriation to the DOC for the Third CBC District Department.

DETAIL: This is an increase of $70,351 compared to estimated net FY 2019. The increase is intended to fund an additional 1.00 Community Treatment Coordinator FTE position.

General Fund appropriation to the DOC for the Fourth CBC District Department.

DETAIL: This is an increase of $70,351 compared to estimated net FY 2019. The increase is intended to fund an additional 1.00 Community Treatment Coordinator FTE position.

General Fund appropriation to the DOC for the Fifth CBC District Department.

DETAIL: This is an increase of $140,702 compared to estimated net FY 2019. The increase is intended to fund an additional 2.00 Community Treatment Coordinator FTE positions.

Specifies that it is the intent of the General Assembly that the Fifth CBC District Department maintain its drug court.

General Fund appropriation to the DOC for the Sixth CBC District Department.

DETAIL: This is no change compared to estimated net FY 2019.

Specifies that it is the intent of the General Assembly that the Sixth CBC District Department maintain its drug court.

General Fund appropriation to the DOC for the Seventh CBC District Department.
correctional services:

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

For the eighth judicial district department of correctional services:

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

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

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

The governor's office of drug control policy shall consider federal grants made to the department of corrections for the benefit of each of the eight judicial districts as local government grants as defined by federal regulations.

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

Sec. 6. DEPARTMENT OF CORRECTIONS —— REALLOCATION OF Department.

DETAIL: This is an increase of $70,351 compared to estimated net FY 2019. The increase is intended to fund an additional 1.00 Community Treatment Coordinator FTE position.

It is the intent of the General Assembly that the Seventh CBC District Department maintain its drug court.

General Fund appropriation to the DOC for the Eighth CBC District Department.

DETAIL: This is an increase of $278,550 compared to estimated net FY 2019. The increase is intended to fund an additional 1.00 Community Treatment Coordinator FTE position and to maintain 2.00 Probation-Parole Officer FTE positions previously funded by a grant from the Office of Juvenile Justice and Delinquency Prevention.

Requires each CBC District Department to continue programs and plans for intensive supervision, sex offender treatment, diversion of low-risk offenders to the least restrictive sanction available, job development, and expanded use of intermediate sanctions.

Requires each CBC District Department to provide alternatives to prison consistent with Iowa Code chapter 901B.

Requires the Governor's Office of Drug Control Policy (ODCP) to consider federal grants made to the DOC for the benefit of the CBC District Departments as local government grants rather than State government grants as defined by federal regulations.

Requires the DOC to contract with a CBC District Department for the rental of electronic monitoring equipment.

DETAIL: The DOC contracts with the Fifth CBC District Department to provide electronic monitoring devices statewide.

CODE: Permits funds appropriated to the DOC to be allocated as
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
36 around the state.

37 2. On a quarterly basis the department shall provide a
38 status report regarding private-sector employment to the
39 legislative services agency beginning on July 1, 2019. The
40 report shall include the number of offenders employed in the
41 private sector, the combined number of hours worked by the
42 offenders, the total amount of allowances, and the distribution
43 of allowances pursuant to section 904.702, including any moneys
44 deposited in the general fund of the state.

45 Sec. 8. ELECTRONIC MONITORING REPORT. The department of
46 corrections shall submit a report on electronic monitoring to
47 the general assembly, to the co-chairpersons and the ranking
48 members of the joint appropriations subcommittee on the justice
49 system, and to the legislative services agency by January
50 15, 2020. The report shall specifically address the number
51 of persons being electronically monitored and break down the
52 number of persons being electronically monitored by offense
53 committed. The report shall also include a comparison of any
54 data from the prior fiscal year with the current year.

55 Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.
56 1. As used in this section, unless the context otherwise

n necessary to fulfill appropriation needs within the Department. The
Department is not allowed to reallocate an appropriation unless notice
is given to the LSA and the DOM prior to the effective date of the
reallocation. The DOC is not allowed to reallocate the appropriations
for the purpose of eliminating a program.

Permits the DOC to work with nonprofit and governmental entities to
use inmate labor to restore or preserve rural cemeteries or historical
landmarks and to clean up roads and water resources.

Requires the DOC to provide a quarterly status report to the LSA
regarding private sector employment of inmates.

Requires the DOC to submit a report regarding electronic monitoring to
the General Assembly, the Chairpersons and Ranking Members of the
Justice System Appropriations Subcommittee, and the LSA by January

Encourages State agencies to buy products from IPI whenever
possible. Requires State agencies to obtain a bid from IPI for
requires, “state agency” means the government of the state of Iowa, including but not limited to all executive branch departments, agencies, boards, bureaus, and commissions, the judicial branch, the general assembly and all legislative agencies, institutions within the purview of the state board of regents, and any corporation whose primary function is to act as an instrumentality of the state.

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

Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

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

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

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<th>Cost</th>
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<td>$ 971,341</td>
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<td>FTEs 25.25</td>
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(2) For the costs associated with temporary relocation of the Iowa law enforcement academy:

<table>
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<tr>
<th>Position Description</th>
<th>Cost</th>
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<tbody>
<tr>
<td></td>
<td>$ 1,015,442</td>
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General Fund appropriation to the ILEA.

DETAIL: This is no change in funding and an increase of 1.00 FTE position compared to estimated net FY 2019. The additional 1.00 FTE position would allow the ILEA to hire a law enforcement instructor to assist in managing software and coursework for the Academy’s Online Campus.

General Fund appropriation to the ILEA for relocation expenses.

DETAILS: This is an increase of $729,460 compared to estimated net FY 2019. This one-time appropriation will fund student housing and classroom relocation expenses resulting from November 2018 flooding and carbon monoxide damage to the Academy’s dormitory and classroom facilities.

NOTE: Senate File 2414 (FY 2019 Infrastructure Appropriations Act) appropriated $1,400,000 in FY 2019 and $10,800,000 in FY 2020 from the Rebuild Iowa Infrastructure Fund (RIIF) to renovate ILEA facilities. The Request for Proposal process for the renovation project commenced in August 2018, and INVISION Architecture of Des Moines was awarded the design contract in December 2018. In November 2018, flooding and elevated carbon monoxide levels rendered existing facilities unusable and caused the Academy to adjust its relocation plans while the existing facilities are being demolished and rebuilt. The ILEA estimates that construction of new facilities will commence in July 2019, and a tentative move-in date has been set for July 2020.
b. The Iowa law enforcement academy may temporarily exceed and draw more than the amount appropriated in this subsection and incur a negative cash balance as long as there are receivables equal to or greater than the negative balance and the amount appropriated in this subsection is not exceeded at the close of the fiscal year.

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

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

Sec. 11. STATE PUBLIC DEFENDER. There is appropriated from the general fund of the state to the office of the state public defender of the department of inspections and appeals 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:

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

<table>
<thead>
<tr>
<th>Positions</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>223.00</td>
<td>$26,605,299</td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>$39,144,448</td>
</tr>
</tbody>
</table>
Sec. 12. BOARD OF PAROLE. There is appropriated from the general fund of the state to the board of parole for the fiscal year beginning July 1, 2019, and ending June 30, 2020, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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

<table>
<thead>
<tr>
<th>Amount</th>
<th>FTEs</th>
</tr>
</thead>
<tbody>
<tr>
<td>$1,221,374</td>
<td>10.50</td>
</tr>
</tbody>
</table>

Sec. 13. DEPARTMENT OF PUBLIC DEFENSE.

1. There is appropriated from the general fund of the state to the department of public defense, 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:

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

<table>
<thead>
<tr>
<th>Amount</th>
<th>FTEs</th>
</tr>
</thead>
<tbody>
<tr>
<td>$6,334,961</td>
<td>249.00</td>
</tr>
</tbody>
</table>

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

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

1. There is appropriated from the general fund of the state to the department of homeland security and emergency management 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:

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

<table>
<thead>
<tr>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>$2,123,610</td>
</tr>
</tbody>
</table>
The department of homeland security and emergency management may temporarily exceed and draw more than the amount appropriated in this section and incur a negative cash balance as long as there are receivables of federal funds equal to or greater than the negative balance and the amount appropriated in this section is not exceeded at the close of the fiscal year.

Sec. 15. DEPARTMENT OF PUBLIC SAFETY. There is appropriated from the general fund of the state to the department of public safety 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:

1. For administrative functions, including salaries and the adjustment of salaries throughout the department, the criminal justice information system, and for not more than the following full-time equivalent positions:
   - $4,734,703
   - 37.00 FTEs

2. For the division of criminal investigation, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, to meet federal fund matching requirements, and for not more than the following full-time equivalent positions:
   - $15,663,083
   - 167.00 FTEs

3. For the criminalistics laboratory fund created in section 691.9:
   - $700,000

4. a. For the division of narcotics enforcement, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, to meet federal fund matching requirements,

Permits the HSEMD to incur a negative cash balance as long as the Department has federal reimbursable expenses to cover the negative balance.

DETAIL: The HSEMD can experience a delay of up to 30 days in federal reimbursement for eligible expenses. This authorization permits the Department to use State General Fund moneys to cover these expenses until the federal funds are received. To alleviate the cash flow problem, the federal government has instituted an Advance Payment System that permits the State to receive an advance of federal funds to meet payroll and other requirements. The Department has implemented the accounting procedure to use the new system.

General Fund appropriation to the DPS for public safety administration.

DETAIL: This is no change in funding and no change in FTE positions compared to estimated net FY 2019.

General Fund appropriation to the DPS for the Division of Criminal Investigation (DCI).

DETAIL: This is an increase of $1,000,000 and 10.00 FTE positions compared to estimated net FY 2019 to fund salary and benefits for 10.00 new Special Agent 2 FTE positions. This increase would allow the Division to accommodate the high turnaround rate associated with this job class due to the extensive nature of case work involved.

General Fund appropriation to the DPS for the Criminalistics Laboratory Fund.

DETAIL: This is an increase of $50,000 compared to estimated net FY 2019 to fund the continued effort of the DCI in decreasing the backlog of unprocessed cases.

General Fund appropriation to the DPS for the Division of Narcotics Enforcement (DNE).

DETAIL: This is an increase of $200,000 and no change in FTE positions compared to estimated net FY 2019. The increase is intended to replace grant dollars that were previously awarded to the
and for not more than the following full-time equivalent positions:

\[
\begin{array}{ll}
\hline
& \text{Amount} \ $ \ 7,985,873 \\
1 & \text{FTEs} \ 65.00 \\
\hline
\end{array}
\]

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

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

\[
\begin{array}{ll}
\hline
& \text{Amount} \ $ \ 259,042 \\
\hline
\end{array}
\]

As a condition of receiving the appropriation in this subsection, the commissioner of the department of public safety shall appoint the administrator of the fire service training bureau of the division of state fire marshal as provided in section 100B.7.

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

\[
\begin{array}{ll}
\hline
& \text{Amount} \ $ \ 4,965,056 \\
& \text{FTEs} \ 49.00 \\
\hline
\end{array}
\]

Requires the Commissioner of the DPS to appoint the Administrator of the Fire Service Training Bureau of the Division of State Fire Marshal as a condition of receiving the appropriation in this subsection.

6. For the division of state patrol, for salaries, support, maintenance, workers’ compensation costs, and miscellaneous purposes, including the state’s contribution to the peace officers’ retirement, accident, and disability system provided in chapter 97A in the amount of the state’s normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, and for not more than 15.00 full-time equivalent positions:

\[
\begin{array}{ll}
\hline
& \text{Amount} \ $ \ 2,000,000 \\
& \text{FTEs} \ 15.00 \\
\hline
\end{array}
\]

Permits the DNE to employ an additional 1.00 FTE position initially authorized for FY 2019 in succeeding fiscal years only if sufficient federal funds are obtained to maintain employment. The additional FTE position is for the Cooperative Disability Investigations Program.

General Fund appropriation to the DPS for DNE undercover purchases.

DETAIL: This is an increase of $50,000 compared to estimated net FY 2019.

General Fund appropriation to the DPS for the Division of State Fire Marshal.

DETAIL: This is no change in funding and no change in FTE positions compared to estimated net FY 2019.

Requires the Commissioner of the DPS to appoint the Administrator of the Fire Service Training Bureau of the Division of State Fire Marshal as a condition of receiving the appropriation in this subsection.

General Fund appropriation to the Iowa State Patrol.

DETAIL: This is an increase of $2,000,000 and 15.00 FTE positions compared to estimated net FY 2019. The increase is intended to cover salary, benefit, and equipment costs associated with 15.00 new State Trooper FTE positions.
the following full-time equivalent positions:
$65,926,287
517.00

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

For deposit in the sick leave benefits fund established under section 80.42 for all departmental employees eligible to receive benefits for accrued sick leave under the collective bargaining agreement:
$279,517

For costs associated with the training and equipment needs of volunteer fire fighters:
$875,520

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

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

For the public safety interoperable and broadband communications fund established in section 80.44:
$115,661

For the office to combat human trafficking established
General Fund appropriation to the DPS for the Human Trafficking

Specifies the intent of the General Assembly that the Iowa State Patrol assign education officers to perform school bus inspections rather than having road troopers perform these inspections.

General Fund appropriation to the Sick Leave Benefits Fund in the DPS to be used for payout of accrued sick leave under the collective bargaining agreement.

DETAIL: This is no change in funding compared to estimated net FY 2019.

General Fund appropriation to the DPS for volunteer fire fighter training and related equipment needs.

DETAIL: This is an increase of $50,000 compared to estimated net FY 2019.

CODE: Allows any unexpended funds appropriated for fire fighter training and equipment needs to remain available through the end of FY 2021 for the purposes designated.

Specifies that the DPS may reallocate funds appropriated for fire fighter training and equipment needs as necessary to best fulfill the needs provided for in the appropriation. The Department must notify the LSA and the DOM of any reallocation, and provide information regarding the rationale for reallocating moneys.

General Fund appropriation to the DPS for the Public Safety Interoperable and Broadband Communications Fund.

DETAIL: This is no change in funding compared to estimated net FY 2019.

General Fund appropriation to the DPS for the Human Trafficking...
pursuant to section 80.45, including salaries, support, maintenance, miscellaneous purposes, and for not more than the following full-time equivalent positions:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
<th>FTEs</th>
</tr>
</thead>
<tbody>
<tr>
<td>a. For any direct support costs for agents and officers of the division of criminal investigation's excursion gambling boat, gambling structure, and racetrack enclosure enforcement activities, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:</td>
<td>$10,469,077</td>
<td>73.00</td>
</tr>
<tr>
<td>b. In addition to the moneys appropriated and full-time equivalent positions authorized in paragraph “a”, and contingent upon the enactment of 2019 Iowa Acts, Senate File 366, or its successor, the department of public safety is appropriated an additional $300,000 and is authorized an additional 3.00 full-time equivalent positions to assist in implementing the provisions of 2019 Iowa Acts, Senate File 366, or its successor, if enacted.</td>
<td>$10,469,077</td>
<td>73.00</td>
</tr>
</tbody>
</table>

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

3. The department of public safety, with the approval of the department of management, may employ no more than three special agents for each additional riverboat or gambling structure licensed after July 1, 2020, and three special agents for each racing facility which becomes operational during the fiscal year which begins July 1, 2020. Positions authorized in this subsection are in addition to the full-time equivalent positions.
positions otherwise authorized in this section.

18 12 Sec. 17. CIVIL RIGHTS COMMISSION.
18 13 1. There is appropriated from the general fund of the state
18 14 to the Iowa state civil rights commission for the fiscal year
18 15 beginning July 1, 2019, and ending June 30, 2020, the following
18 16 amount, or so much thereof as is necessary, to be used for the
18 17 purposes designated:
18 18 For salaries, support, maintenance, and miscellaneous
18 19 purposes, and for not more than the following full-time
18 20 equivalent positions:
18 21 ...................................................................... $ 1,198,266
18 22 ................................................................... FTEs 26.00
18 23 2. The Iowa state civil rights commission may enter into
18 24 a contract with a nonprofit organization to provide legal
18 25 assistance to resolve civil rights complaints.

18 26 Sec. 18. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.
18 27 1. There is appropriated from the general fund of the state
18 28 to the criminal and juvenile justice planning division of the
18 29 department of human rights for the fiscal year beginning July
18 30 1, 2019, and ending June 30, 2020, the following amount or
18 31 so much thereof as is necessary, to be used for the purposes
18 32 designated:
18 33 a. For salaries, support, maintenance, and miscellaneous
18 34 purposes, and for not more than the following full-time
18 35 equivalent positions:
18 36 1 ...................................................................... $ 1,209,410
18 37 2 ................................................................... FTEs 8.99
18 38 b. (1) For a single grant to a program located in a city
18 39 with a higher than average juvenile crime rate as determined
18 40 by the criminal and juvenile justice planning division and
18 41 a population greater than 80,000 as determined by the 2010
18 42 federal decennial census, which may be used for studying,
18 43 planning, programming, and capital, that is committed to
18 44 deterring juvenile delinquency through early intervention in
18 45 the criminal justice system by providing a comprehensive,
18 46 multifaceted delivery of social services:
18 47 ...................................................................... $ 140,000

18 48 2. The program shall use no more than 5 percent of the
18 49 grant for administrative costs.

General Fund appropriation to the Civil Rights Commission (CRC).
DETAIL: This is no change in funding and no change in FTE positions
compared to estimated net FY 2019.

CODE: Permits the CRC to contract with a nonprofit organization to
provide legal assistance to resolve civil rights complaints.

General Fund appropriation to the Criminal and Juvenile Justice
Planning Division (CJJP) of the Department of Human Rights (DHR).
DETAIL: This is no change in funding and no change in FTE positions
compared to estimated net FY 2019.

General Fund appropriation to the CJJP of the DHR, for a single grant
to a program committed to deterring juvenile delinquency through early
intervention in the criminal justice system by providing comprehensive,
multifaceted delivery of social services to a city with a higher than
average juvenile crime rate as determined by the CJJP and a
population of greater than 80,000 as determined by the 2010 federal
decennial census.

DETAIL: This is a new appropriation for FY 2020. Grant funding is
intended to be used for studying, planning, programming, and capital
purchases related to a program that is committed to deterring juvenile
delinquency through early intervention in the criminal justice system.

Specifies that the program committed to deterring juvenile delinquency
through early intervention in the criminal justice system use no more
that 5.00% of grant funding for administrative costs.
2. The criminal and juvenile justice planning advisory council and the juvenile justice advisory council shall coordinate their efforts in carrying out their respective duties relative to juvenile justice.

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

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

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

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

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

DIVISION II
SUPPLEMENTAL AND MISCELLANEOUS APPROPRIATIONS
Sec. 21. IOWA LAW ENFORCEMENT ACADEMY. There is appropriated from the general fund of the state to the Iowa Law Enforcement Academy: ..........................................................
For relocation costs, including salaries, support, maintenance, and miscellaneous purposes:

$285,982

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

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

$35,144,448

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

DIVISION III
ATTORNEY GENERAL

Sec. 24. NEW SECTION 13.12 REPORT OF MONEY AWARDS. The attorney general shall report to the legislative services agency and the department of management all money settlement awards and court money awards which were awarded to the state of Iowa. The attorney general shall report which funds are designated to receive the moneys and under what legal authority the designation is being made.

DIVISION IV
FIRE SERVICE TRAINING REVOLVING FUND

Sec. 25. Section 100B.4, Code 2019, is amended to read as follows:

1. Fees assessed pursuant to this chapter shall be retained by the division of state fire marshal and such repayments received shall be used exclusively to offset the cost of fire service training. Fees charged by regional emergency services agencies are also subject to the provisions of this section, except as otherwise provided by law.

CODE: Requires the Attorney General to report to the LSA and the DOM all money settlement awards and court money awards which were awarded to the State of Iowa. The Attorney General is required to report which funds are designated to receive the moneys and under what legal authority the designation is being made.

CODE: Specifies that fees assessed and retained by the Division of the State Fire Marshal are to be used exclusively to offset the cost of fire service training, and cannot be greater than the fee schedule established by the State Fire Marshal through administrative rule.
response training centers for fire service training programs as described in section 100B.6 shall not be greater than the fee schedule established by rule by the state fire marshal.

Notwithstanding section 8.33, repayment receipts collected by the division of state fire marshal for the fire service training bureau that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

A fire service training revolving fund is created in the state treasury under the control of the department of public safety. The fund shall consist of fees assessed pursuant to this section, and deposited into the fire service training revolving fund. All moneys in the fund are appropriated to the department of public safety for purposes of fire service training and shall be under the control of the state fire marshal. Notwithstanding section 8.33, moneys in the fund that remain unencumbered or unobligated at the close of a fiscal year shall not revert but shall remain available for expenditures for the purposes designated until the close of the succeeding fiscal year. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys in the fund shall be credited to the fund.

Sec. 26. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 27. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to July 1, 2018.

DIVISION V
DEPARTMENT OF CORRECTIONS

Notwithstanding sections 8.33 and 8.39, the department of corrections may use any general fund resources appropriated to the department for the fiscal year beginning July 1, 2018, and ending June 30, 2019, for the resolution of the settlement agreement with the division of labor services to the amended citation 1(a) by providing adequate means of communication for employees to summon assistance during violent attacks, which must be abated by March 1, 2019.

CODE: Allows any unexpended funds appropriated for fire fighter training and equipment needs to remain available through the end of FY 2021 for the purposes designated.

Establishes a Fire Service Training Revolving Fund under the control of the DPS.

DETAIL: The Fire Service Training Revolving Fund is created to retain fees charged by regional emergency response training centers for fire service training programs. There are no new fees established with the creation of the Fund, as the Fund is created to accommodate a new accounting system within the Division of the State Fire Marshal. In previous years, the Division received accounting assistance from Iowa State University. Moneys in the Fund are permitted to carryforward to the next fiscal year and interest earned of the moneys remains in the Fund.

CODE: Allows the DOC to use any General Fund resources appropriated to the Department for FY 2019 for the resolution of the settlement agreement with the Division of Labor Services within Iowa Workforce Development. The settlement agreement requires the DOC to remedy the citation issued by the Occupational Safety and Health Administration (OSHA) by providing adequate means of communication for employees to summon assistance during violent attacks.

DETAIL: This provision is intended to allow the DOC to replace the current radio communication system at the Iowa State Penitentiary at Fort Madison using available funding from FY 2019. The DOC received an OSHA citation after an incident at the Iowa State Penitentiary at Fort Madison in 2018. The DOC was cited for failure to provide an
Sec. 29. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION VI
INDIGENT DEFENSE

Sec. 30. 2016 Iowa Acts, chapter 1137, section 21, subsection 1, is amended to read as follows:

1. Notwithstanding any other provision of the law to the contrary, for each fiscal year for the period beginning July 1, 2016, and ending June 30, 2019, the state public defender may establish a pilot project allowing an indigent person to choose an eligible attorney to represent the person in the person’s case that requires such representation. The state public defender shall have sole discretion to establish the pilot project in no more than four counties throughout the state. The state public defender may coordinate with other agencies and organizations in order to seek grant funding and to measure the results of the pilot project.

Specifies that Division V of this Bill takes effect upon enactment.

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

DETAIL: House File 2458 (FY 2017 Justice System Appropriations Act) authorized the Office of State Public Defender to establish a pilot project allowing an indigent person to choose an eligible attorney to represent the indigent person in the person’s case that required such representation. The Act granted the State Public Defender sole discretion to establish the pilot project in no more than four counties throughout the State. The pilot project was authorized for each fiscal year for the period beginning July 1, 2016, and ending June 30, 2019. The pilot project is currently in process, but difficulties in obtaining statistically significant numbers of cases in the initial counties selected for the pilot project and other factors have caused delay in the completion of the project.

Allows the State Public Defender to continue the Client Choice Pilot Program through FY 2022.

Specifies that Division VI of this Bill takes effect upon enactment.
## Summary Data

### General Fund

<table>
<thead>
<tr>
<th></th>
<th></th>
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<tbody>
<tr>
<td><strong>Justice System</strong></td>
<td>$ 556,576,931</td>
<td>$ 568,025,203</td>
<td>$ 2,785,982</td>
<td>$ 570,811,185</td>
<td>$ 576,240,824</td>
<td>$ 579,014,608</td>
<td>$ 8,203,423</td>
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<tr>
<td><strong>Grand Total</strong></td>
<td>$ 556,576,931</td>
<td>$ 568,025,203</td>
<td>$ 2,785,982</td>
<td>$ 570,811,185</td>
<td>$ 576,240,824</td>
<td>$ 579,014,608</td>
<td>$ 8,203,423</td>
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### Justice System

#### General Fund

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<tr>
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<tr>
<td><strong>Attorney General</strong></td>
<td></td>
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<tr>
<td>Justice, Dept. of</td>
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<td>General Office AG</td>
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<td>5,911,705</td>
<td>0</td>
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<td>Victim Assistance Grants</td>
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<td>5,016,708</td>
<td>0</td>
<td>5,016,708</td>
<td>5,016,708</td>
<td>5,016,708</td>
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<td>PG 1 LN 29</td>
</tr>
<tr>
<td>Legal Services Poverty Grants</td>
<td>2,206,199</td>
<td>2,304,601</td>
<td>0</td>
<td>2,304,601</td>
<td>2,634,601</td>
<td>2,464,601</td>
<td>160,000</td>
<td>PG 2 LN 27</td>
</tr>
<tr>
<td><strong>Total Attorney General</strong></td>
<td>13,615,145</td>
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# Justice System
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## Justice System
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