

Standing Appropriations Bill Senate File 601

Last Action:
Senate Appropriations
Committee
April 19, 2007

An Act relating to state and local finances by providing for funding of property tax credits and reimbursements, by making, increasing, reducing, and transferring appropriations, providing for salaries and compensation of State employees, providing for fees and penalties, providing tax exemptions, and providing for properly related matters, and including effective and retroactive applicability date provisions.

**Fiscal Services Division
Legislative Services Agency**

NOTES ON BILLS AND AMENDMENTS (NOBA)

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**EXECUTIVE SUMMARY
NOTES ON BILLS AND AMENDMENTS**

**SENATE FILE 601
STANDING APPROPRIATIONS BILL**

FUNDING SUMMARY

***DIVISION I – MENTAL HEALTH
ALLOWED GROWTH***

***DIVISION II – STANDING
APPROPRIATIONS AND RELATED
MATTERS***

CAPITOL SECURITY

**LIMITED STANDING
APPROPRIATIONS**

PROPERTY TAX CREDIT FUND

- Appropriates a total of \$239.2 million from the General Fund for FY 2008. This is an increase of \$89.4 million compared to the estimated FY 2007 appropriations for the affected budget units in this Bill. This Bill also appropriates \$179.1 million from other funds for FY 2008. This is an increase of \$8.2 million compared to the estimated FY 2007 appropriations for the affected budget units. In addition, this Bill adds 1.0 FTE position to the Department of Transportation.
- Appropriates \$64.6 million for Mental Health Allowed Growth for FY 2009. This is an increase of \$8.1 million compared to the FY 2008 estimated appropriation that includes the \$5.6 million increase for FY 2008 in HF 909 (FY 2008 Health and Human Services Appropriations Bill) and the \$12.0 million additional mental health growth in HF 909. (Page 1, Line 4)
- Allows the Executive Branch to continue to use the budgeting-for-results process for FY 2009 in lieu of the information currently required by statute. (Page 1, Line 24)
- Requires \$775,000 for expenses associated with Capitol Building and Judicial Building security to be funded within the Legislative Branch budget for FY 2008. (Page 2, Line 9)
- Limits the following FY 2008 General Fund standing appropriations to the amounts specified to maintain the current level of funding:
 - \$14.4 million to the Department of Education for Instructional Support. (Page 2, Line 22)
 - \$8.6 million to the Department of Education for Non-Public Transportation. (Page 2, Line 25)
 - \$55.5 million to the Department of Education for the Educational Excellence Program. (Page 2, Line 32)
 - \$2.7 million to the Department of Revenue for the Statewide Fire and Police Officer Retirement Fund. (Page 2, Line 35)
- Appropriates \$157.9 million from the FY 2007 General Fund ending surplus into the Property Tax Credit Fund. (Page 3, Line 5)
- Appropriates \$2.0 million from the General Fund to the Property Tax Credit Fund. (Page 3, Line 21)
- Appropriates funds from the Property Tax Credit Fund for the following property tax credits and exemptions:
 - \$102.7 million for the Homestead Property Tax Credit. (Page 3, Line 34)
 - \$34.6 million for the Agricultural Land and Family Farm Tax Credit. (Page 4, Line 2)
 - \$2.8 million for the Military Service Tax Credit. (Page 4, Line 5)
 - \$19.8 million for the Elderly and Disabled Tax Credit. (Page 4, Line 8)

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CASH RESERVE FUND

- Eliminates the requirement that an appropriation be made from the General Fund to the Cash Reserve Fund to maintain a maximum balance equal to 7.5% of the Revenue Estimating Conference estimate for FY 2008 as established in December 2006. (Page 5, Line 6)

ENVIRONMENT FIRST FUND

- Increases the Environment First Fund standing appropriation from the Rebuild Iowa Infrastructure Fund from \$35.0 million to \$40.0 million. (Page 5, Line 10)

AREA EDUCATION AGENCIES

- Reduces the State aid allocation for Area Education Agencies (AEAs) by \$5.3 million for FY 2008. This reduction is \$2.8 million less than the FY 2007 reduction. (Page 5, Line 18)
- States that it is the intent of the General Assembly that any additional reduction for the AEAs in FY 2009 not exceed \$2.5 million and that no reduction will occur in FY 2010. (Page 5, Line 29)

***DIVISION III – SALARIES,
COMPENSATION***

Makes the following salary and compensation provisions:

- Increases the salaries for the justices, judges and magistrates by \$2.4 million. (Page 6, Line 7)
- Increases the salary ranges for State officers by 3.0%. (Page 8, Line 25)
- Appropriates \$108.6 million from the General Fund for the Salary Adjustment Fund and allocates \$8.2 million for the Judicial Branch. (Page 10, Line 24)
- Appropriates \$2.3 million from Road Use Tax Fund and \$11.8 million from the Primary Road Fund to the Salary Adjustment Fund. (Page 13, Line 35 and Page 14, Line 8)
- Provides supplemental expenditure authorization for revolving trust funds, or other special funds, except the Road Use Tax Fund and the Primary Road Fund, to be used to fund salary adjustments. (Page 14, Line 21)
- Requires eligible federal funds to be expended for salary adjustments where appropriate. (Page 15, Line 4)
- Requires sworn peace officers in the Department of Public Safety, not covered by a collective bargaining agreement, to receive the same per diem meal allowance as covered sworn peace officers. (Page 15, Line 10)
- Allocates \$750,000 from the Salary Adjustment Fund for State Patrol overtime pay. (Page 15, Line 17)
- Reduces the General Fund contribution to the Judicial Retirement Fund by \$400,000 making the General Fund increase \$1,011,299 compared to the estimated FY 2007 General Fund appropriation. (Page 16, Line 15)

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***DIVISION IV – OTHER
APPROPRIATIONS AND RELATED
MATTERS***

DEPARTMENT OF ADMINISTRATIVE
SERVICES
MID-AMERICA PORT COMMISSION

INTERPRETERS FOR THE DEAF

COMMUNITY COLLEGE SALARIES

DEPARTMENT OF ELDER AFFAIRS
DEPARTMENT OF PUBLIC DEFENSE
READY RESERVE

BOARD OF REGENTS

COLLEGE STUDENT AID
COMMISSION

BEFORE AND AFTER SCHOOL
GRANT PROGRAM

DEPARTMENT OF JUSTICE – FARM
MEDIATION
DEPARTMENT OF PUBLIC HEALTH

Makes the following FY 2008 General Fund appropriations (unless otherwise noted):

- \$120,000 for the State’s share of support for the shuttle service provided by the Des Moines Area Transit Authority. (Page 18, Line 22)
- \$40,000 to the Department of Economic Development for administrative costs associated with membership in the Mid-America Port Commission. (Page 19, Line 4)
- \$200,000 to the Department of Education for allocation to Iowa Western Community College for salaries and support for interpreters for the deaf. (Page 19, Line 13)
- \$2.0 million to the Department of Education for allocation to the community colleges to supplement faculty salaries. Provides a formula for allocation between colleges and specifies that colleges must allocate the funds to instructors based on negotiated agreements or, in lieu of such an agreement, equally among instructors, with part-time instructors receiving a pro-rated share. (Page 19, Line 21)
- \$75,000 to the Department of Elder Affairs for a Livable Community Initiative. (Page 20, Line 23)
- \$75,000 to the Department of Public Defense for the initial implementation of the Disaster Behavioral Health Responder Ready Reserve by the Homeland Security and Emergency Management Division. (Page 21, Line 18)
- \$250,000 to the Board of Regents to develop, maintain, and promote an articulation website. The website is for use by students wishing to transfer credits earned at Iowa community colleges or Board of Regents universities. The website is to be operational by July 1, 2008. (Page 21, Line 29)
- \$2.0 million to the College Student Aid Commission for the All Iowa Opportunity Assistance Program. This appropriation is to supplement the General Fund appropriation of \$1.0 million for this Program in SF 588 (FY 2008 Education Appropriations Bill). These funds are to be allocated to the All Iowa Opportunity Scholarship Program. This level of funding will permit private college and university students to receive scholarship funds. (Page 22, Line 27)
- \$295,000 to the Department of Education for the Before and After School Grant Program, subject to enactment of the Program in SF 588 (FY 2008 Education Appropriations Bill). This appropriation is to supplement the \$400,000 General Fund appropriation in SF 588. (Page 23, Line 9)
- \$150,000 to the Office of the Attorney General for the Farm Mediation Services Program. (Page 23, Line 20)
- \$500,000 to the Department of Public Health for a grant to operate the 211 Program Call Centers. (Page 23, Line 30)

**EXECUTIVE SUMMARY
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JUDICIAL RECEIPTS

- Repeals allocations of \$18.0 million in judicial receipts, resulting in the receipts being deposited into the General Fund. Makes appropriations from the General Fund to the Judicial Branch (\$14.0 million), Indigent Defense (\$3.0 million), Department of Corrections (\$560,000), and Office of the Attorney General (\$450,000) to offset the repeal of the allocations. (Page 24, Line 11 through Page 25, Line 17; Page 30, Line 26 through Page 32, Line 16)

**JUNIOR ANGUS ASSOCIATION
EMPLOYEE TELECOMMUTING**

- \$10,000 for the 2008 National Junior Angus Show. (Page 25, Line 18)
- Requires State department and agency Directors to consult with representatives of the collective bargaining units of the affected employees when developing a telecommuting policy. (Page 25, Line 27)

**DEPARTMENT OF
TRANSPORTATION**

- Increases the FY 2008 Road Use Tax Fund appropriations by \$17,000 and the 2008 Primary Road Tax Fund appropriations by \$103,000 and 1.0 FTE position the for the Operations budget in the Department of Transportation. (Page 26, Line 24 and Page 26, Line 30)

WORLD FOOD PRIZE

- \$1.0 million for the World Food Prize Award beginning in FY 2009. This is a new standing appropriation. (Page 27, Line 3)
- Establishes a World Food Prize Youth Institute as a condition of receiving State funding. (Page 27, Line 12)

**DEPARTMENT OF PUBLIC DEFENSE
READY RESERVE**

- Requires the Homeland Security and Emergency Management Division Administrator to continue to maintain a Disaster Behavioral Health Responder Ready Reserve. The Reserve is trained to work with State and local officials and others in providing crisis counseling assistance in response to crises, disasters, and public disorder emergencies. The Reserve will be considered a Homeland Security and Emergency Response Team. (Page 28, Line 5)

**EARLY INTERVENTION BLOCK
GRANT**

- Extends the \$29.3 million General Fund appropriation and the sunset date for the Early Intervention Block Grant Program through FY 2012. (Page 29, Line 2 and Page 29, Line 7)

CHILD DEVELOPMENT STANDING

- Increases the General Fund standing appropriation to the Department of Education for programs for at-risk children to \$12.6 million, an increase of \$46,000 compared to the current statutory amount and an increase of \$1.3 million compared to the FY 2007 appropriation. (Page 29, Line 11)

***DIVISION V – MISCELLANEOUS
STATUTORY CHANGES***

MILEAGE RATE

- Specifies the reimbursement for use of personal vehicles while on State business must fall within a range of not less than 90.0% or more than 110.0% of the maximum allowable under the federal Internal Revenue Service rules. (Page 32, Line 29)

**EXECUTIVE SUMMARY
NOTES ON BILLS AND AMENDMENTS**

**SENATE FILE 601
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WAGE-BENEFIT PROGRAM TAX CREDITS

- Decreases the total amount of Wage-Benefit Program tax credits that may be awarded each fiscal year from the current \$10.0 million to \$4.0 million. The change is effective in FY 2008. The credit limit for FY 2007 remains at \$10.0 million.

FISCAL IMPACT: Decreasing the maximum allowed credits under the Wage-Benefit Program will increase net General Fund revenue by \$6.0 million per year, beginning in FY 2008. (Page 33, Line 28)

OFFICE OF ATTORNEY GENERAL

- Requires the Office of the Attorney General to be reimbursed \$150,000 from the Second Injury Fund. (Page 34, Line 13)

MOTOR/BIOFUEL LABORATORY

- Establishes a laboratory for motor fuel and biofuels at Iowa Central Community College. (Page 37, Line 4)

FARM-TO-SCHOOL PROGRAM

- Creates a Farm-to-School Program and a Farm-to-School Council to promote the purchase of locally-grown or regionally-produced food for Iowa school children. Requires the Departments of Agriculture and Land Stewardship and Education to publish information about the Council on their websites. (Page 35, Line 26 through Page 37, Line 3)

DEPARTMENT OF HUMAN SERVICES (DHS)

- Requires the DHS to allow providers to choose between biweekly or monthly billing and payment. **FISCAL IMPACT:** The estimated fiscal impact is an increase in General Fund expenditures of \$358,000 and 9.0 FTE positions for FY 2008. The cost may be reduced and eliminated in subsequent fiscal years after the automated computer system is fully implemented. (Page 39, Line 1)

EDUCATOR LISENSURE EXPERIENCE

- Permits teacher preparation institutions to contract with school districts, accredited or licensed private schools, and education agencies to offer pre-service licensure experiences, including student teaching, pre-student teaching experiences, field experiences, practicums, clinics, and internships. (Page 39, Line 16)

CULTURAL AFFAIRS

- Permits the Department of Cultural Affairs to develop and implement fee-based educational programming. (Page 40, Line 2)

SELF-INSURANCE BY AN ASSOCIATION

- Requires members of a self-insured association to carry a financial liability card in the member's vehicle and permits the association to act as a legal entity. Permits the Department of Transportation to issue certificates of self-insurance. (Page 40, Line 8 and Page 40, Line 32)

SPECIAL ELECTION

- Specifies that if a special election is held to establish a gas or electric utility pursuant to Section 79 of this Bill, or if such a proposal is to be included on the ballot at the regular city or general election, the mayor or city council is required to give notice to the county commissioner of elections and to any utility whose property would be affected by such election, at least 60 days before the proposed date of the regular city or general election, or special election. (Page 41, Line 33 and Page 42, Line 7)

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**SENATE FILE 601
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**HISTORIC PRESERVATION TAX
CREDITS**

- Increases the maximum amount of historic preservation tax credits that may be awarded each fiscal year from the current \$2.4 million to \$6.0 million. The change is effective in FY 2008. Assuming the new credits authorized for FY 2008 will have a tax year designation of 2008, the change will not impact General Fund revenue for FY 2008.

FISCAL IMPACT: The change will decrease net General Fund receipts by \$3.6 million beginning in FY 2009. (Page 42, Line 19)

COMPETITIVE BID EXEMPTION

- Adds the Department of Natural Resources (DNR) to the list of exemptions related to competitive bid laws. (Page 43, Line 8)

WILD AND DANGEROUS ANIMALS

- Amends SF 564 (Wild and Dangerous Animal Bill) to allow circuses to have and use the restricted animals and to permit persons with a falconry license to keep falcons. (Page 43, Line 22 and Page 44, Line 4)

DIVISION VI – ELDER SERVICES

- Transfers regulatory control of elder group homes, assisted living programs, and adult day services for licensing and monitoring purposes from the Department of Elder Affairs to the Department of Inspections and Appeals. Also provides transitional provisions for administrative rules. (Page 44, Line 14 through Page 70, Line 31)

***DIVISION VII – CORRECTIVE
PROVISIONS***

- Sections 158 through 177 of this Bill are technical corrective provisions. No specific explanation is provided for these Sections. (Page 70, Line 34 through Page 78, Line 21)

Senate File 601 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
2	22	4.1	Nwthstnd	Sec. 257.20	State Appropriation for Instructional Support
2	25	4.2	Nwthstnd	Section 285.2	State Aid for Nonpublic School Transportation
2	32	4.3	Nwthstnd	Sec. 294A.25(1)	Educational Excellence Program
2	35	4.4	Nwthstnd	Sec. 411.20	Peace Officers' Retirement Benefits
3	5	5.1	Nwthstnd	Sec. 8.57	General Fund Surplus Appropriation to Property Tax Credit Fund
3	25	5.2	Nwthstnd	Sec. 8.56	General Fund Standing Appropriation and Cash Reserve Fund Provisions Notwithstanding
3	34	5.2(a)	Nwthstnd	Sec. 425.1	Homestead Property Tax Credit
4	2	5.2(b)	Nwthstnd	Sec. 425A.1 & 426.1	Agriculture Land and Family Farm Tax Credits
4	5	5.2(c)	Nwthstnd	Sec. 426A.1A	Military Services Tax Credit
4	8	5.2(d)	Nwthstnd	Sec. 425.16 through 425.40	Elderly and Disabled Tax Credit
4	33	5.3	Nwthstnd	Sec. All	FY 2007 General Fund Surplus Appropriations
5	6	6	Nwthstnd	Sec. 8.57(1)	Cash Reserve Funds Appropriation
5	18	8	Nwthstnd	Sec. 257.35(4)	State Aid Reduction for Area Education Agencies
16	15	24	Amends	Sec. 2, Senate File 563, 2007 Iowa Acts	Judicial Retirement Fund
16	24	25	Amends	Sec. 20.5(3)	Public Employment Relations Board Compensation
16	32	26	Amends	Sec. 99D.6	Racing Commissioner Salary
17	32	27	Amends	Sec. 421.1A(6)	Property Assessment Appeal Board Salaries
18	7	28	Amends	Sec. 602.1301(2)(b)	Supreme Court Salary Reporting

1 1 DIVISION I
 1 2 MH/MR/DD/BI SERVICES ALLOWED
 1 3 GROWTH FUNDING -- FY 2008-2009

1 4 Section 1. COUNTY MENTAL HEALTH, MENTAL RETARDATION,
 1 5 DEVELOPMENTAL DISABILITIES, AND BRAIN INJURY ALLOWED GROWTH
 1 6 APPROPRIATION AND ALLOCATIONS -- FISCAL YEAR 2008-2009.

1 7 1. There is appropriated from the general fund of the
 1 8 state to the department of human services for the fiscal year
 1 9 beginning July 1, 2008, and ending June 30, 2009, the
 1 10 following amount, or so much thereof as is necessary, to be
 1 11 used for the purpose designated:

1 12 For distribution to counties of the county mental health,
 1 13 mental retardation, and developmental disabilities allowed
 1 14 growth factor adjustment for fiscal year 2008-2009, and for
 1 15 the brain injury services program in the department of public
 1 16 health:

1 17 \$ 64,600,002

1 18 2. The amount appropriated in this section shall be
 1 19 allocated as provided in a later enactment of the general
 1 20 assembly.

1 21 DIVISION II
 1 22 STANDING APPROPRIATIONS
 1 23 AND RELATED MATTERS

1 24 Sec. 2. BUDGET PROCESS FOR FISCAL YEAR 2008-2009.

1 25 1. For the budget process applicable to the fiscal year
 1 26 beginning July 1, 2008, on or before October 1, 2007, in lieu
 1 27 of the information specified in section 8.23, subsection 1,
 1 28 unnumbered paragraph 1, and paragraph "a", all departments and
 1 29 establishments of the government shall transmit to the
 1 30 director of the department of management, on blanks to be
 1 31 furnished by the director, estimates of their expenditure
 1 32 requirements, including every proposed expenditure, for the

General Fund appropriation for FY 2009 for Mental Health Allowed Growth.

DETAIL: Analysis of this appropriation includes:

- An increase of \$8,119,862 compared to the FY 2008 appropriations from the General Fund and the Health Care Trust Fund in HF 909 (FY 2008 Health and Human Services Appropriations Bill).
- An increase of \$25,711,961 from the General Fund compared to the FY 2007 General Fund appropriation for Mental Health Allowed Growth.
- An increase of \$21,312,861 compared to the original FY 2008 General Fund appropriation made in HF 2797 (FY 2008 Standings Appropriations Act).

Allows the Executive Branch to continue to use the budgeting-for-results process for FY 2009. This is in lieu of the information currently required by statute. Also, requires all State departments and agencies to submit estimated expenditure requirements with supporting data and explanations to the Director of the Department of Management (DOM). Consultation with the Legislative Services Agency is required. Information submitted is also to include performance measures data.

1 33 ensuing fiscal year, together with supporting data and
 1 34 explanations as called for by the director of the department
 1 35 of management after consultation with the legislative services
 2 1 agency.

2 2 2. The estimates of expenditure requirements shall be in a
 2 3 form specified by the director of the department of
 2 4 management, and the expenditure requirements shall include all
 2 5 proposed expenditures and shall be prioritized by program or
 2 6 the results to be achieved. The estimates shall be
 2 7 accompanied by performance measures for evaluating the
 2 8 effectiveness of the programs or results.

2 9 Sec. 3. GENERAL ASSEMBLY -- BUILDING SECURITY. Of the
 2 10 appropriations made pursuant to section 2.12 for the expenses
 2 11 of the general assembly and legislative agencies for the
 2 12 fiscal year beginning July 1, 2007, and ending June 30, 2008,
 2 13 \$775,000 shall be used for capitol building and judicial
 2 14 building security.

Requires \$775,000 for expenses associated with Capitol Building and
 Judicial Building security to be funded within the Legislative Branch
 budget for FY 2008.

2 15 Sec. 4. LIMITATION OF STANDING APPROPRIATIONS.
 2 16 Notwithstanding the standing appropriations in the following
 2 17 designated sections for the fiscal year beginning July 1,
 2 18 2007, and ending June 30, 2008, the amounts appropriated from
 2 19 the general fund of the state pursuant to these sections for
 2 20 the following designated purposes shall not exceed the
 2 21 following amounts:

2 22 1. For instructional support state aid under section
 2 23 257.20:
 2 24 \$ 14,428,271

CODE: Limits the FY 2008 standing appropriation to the Department
 of Education for Instructional Support.

DETAIL: Maintains current level of funding.

2 25 2. For payment for nonpublic school transportation under

CODE: Limits the FY 2008 standing appropriation to the Department

PG LN	Senate File 601	Explanation
2 26	section 285.2:	of Education for nonpublic school transportation.
2 27 \$ 8,604,714	DETAIL: Maintains current level of funding.
2 28	If total approved claims for reimbursement for nonpublic	Requires the Department of Education to pro-rate payment of claims for nonpublic school transportation reimbursement, if the claims exceed the appropriated amount.
2 29	school pupil transportation claims exceed the amount	
2 30	appropriated in this section, the department of education	
2 31	shall prorate the amount of each claim.	
2 32	3. For the educational excellence program under section	CODE: Limits the FY 2008 standing appropriation to the Department of Education for the Educational Excellence Program.
2 33	294A.25, subsection 1:	
2 34 \$ 55,469,053	DETAIL: Maintains current level of funding.
2 35	4. For the state's share of the cost of the peace	CODE: Limits the FY 2008 standing appropriation for the Peace Officers' Retirement System.
3 1	officers' retirement benefits under section 411.20:	
3 2 \$ 2,745,784	
3 3	Sec. 5. PROPERTY TAX CREDIT FUND -- PAYMENTS IN LIEU OF	
3 4	GENERAL FUND REIMBURSEMENT.	
3 5	1. a. Notwithstanding section 8.57, prior to the	CODE: General Fund appropriation of \$157,868,964 to the Property Tax Credit Fund established in the Office of the Treasurer from the FY 2007 General Fund surplus, prior to the appropriation and distribution to the Senior Living Trust Fund and the Cash Reserve Fund.
3 6	appropriation and distribution to the senior living trust fund	
3 7	and the cash reserve fund of the surplus existing in the	
3 8	general fund of the state at the conclusion of the fiscal year	
3 9	beginning July 1, 2006, and ending June 30, 2007, pursuant to	
3 10	section 8.57, subsections 1 and 2, of that surplus,	
3 11	\$157,868,964 is appropriated to the property tax credit fund	
3 12	which shall be created in the office of the treasurer of state	
3 13	to be used for the purposes of this section.	DETAIL: This notwithstanding current law.
3 14	b. Notwithstanding any provision in section 8.57 to the	

3 15 contrary in determining the amount of the appropriation to the
 3 16 senior living trust fund pursuant to section 8.57, subsection
 3 17 2, paragraph "a", the surplus for the fiscal year beginning
 3 18 July 1, 2006, shall not include the amount appropriated to the
 3 19 property tax credit fund pursuant to paragraph "a" of this
 3 20 subsection.

3 21 c. There is appropriated from the general fund of the
 3 22 state to the property tax credit fund created in paragraph "a"
 3 23 for the fiscal year beginning July 1, 2007, and ending June
 3 24 30, 2008, the sum of \$2,000,000.

General Fund appropriation of \$2,000,000 to the Property Tax Credit Fund.

DETAIL: This is the first year for a phase-in of General Fund support for the property tax credits that have been funded from General Fund year-end surpluses in recent years.

3 25 2. Notwithstanding the amount of the standing
 3 26 appropriation from the general fund of the state in the
 3 27 following designated sections and notwithstanding any
 3 28 conflicting provisions or voting requirements of section 8.56,
 3 29 there is appropriated from the property tax credit fund in
 3 30 lieu of the appropriations in the following designated
 3 31 sections for the fiscal year beginning July 1, 2007, and
 3 32 ending June 30, 2008, the following amounts for the following
 3 33 designated purposes:

CODE: Permits the following appropriations from the Property Tax Credit Fund.

DETAIL: This notwithstands current law.

3 34 a. For reimbursement for the homestead property tax credit
 3 35 under section 425.1:

CODE: Property Tax Credit Fund appropriation for the Homestead Property Tax Credit.

4 1 \$102,658,781

DETAIL: This is a decrease of \$286,598 compared to estimated FY 2007. The appropriation is \$30,954,621 less than the projected amount of the FY 2008 credit claims.

4 2 b. For reimbursement for the agricultural land and family
 4 3 farm tax credits under sections 425A.1 and 426.1:

CODE: Property Tax Credit Fund appropriation for the Agricultural Land and Family Farm Tax Credits.

4 4 \$ 34,610,183

DETAIL: Maintains current level of funding. The appropriation is \$4,489,817 less than the projected amount of the FY 2008 credit

claims.

4 5 c. For reimbursement for the military service tax credit
 4 6 under section 426A.1A:
 4 7 \$ 2,800,000

CODE: Property Tax Credit Fund appropriation for the Military Service Tax Credit.

DETAIL: This is an increase of \$26,598 and funds the projected amount of the FY 2008 credit claims.

4 8 d. For implementing the elderly and disabled tax credit
 4 9 and reimbursement pursuant to sections 425.16 through 425.40:
 4 10 \$ 19,800,000

CODE: Property Tax Credit Fund appropriation for the Elderly and Disabled Tax Credit.

DETAIL: This is an increase of \$260,000 and funds the projected amount of the FY 2008 credit claims.

4 11 If the director of revenue determines that the amount of
 4 12 claims for credit for property taxes due pursuant to
 4 13 paragraphs "a", "b", "c", and "d" plus the amount of claims
 4 14 for reimbursement for rent constituting property taxes paid
 4 15 which are to be paid during the fiscal year may exceed the
 4 16 total amount appropriated, the director shall estimate the
 4 17 percentage of the credits and reimbursements which will be
 4 18 funded by the appropriation. The county treasurer shall
 4 19 notify the director of the amount of property tax credits
 4 20 claimed by June 8, 2007. The director shall estimate the
 4 21 percentage of the property tax credits and rent reimbursement
 4 22 claims that will be funded by the appropriation and notify the
 4 23 county treasurer of the percentage estimate by June 15, 2007.
 4 24 The estimated percentage shall be used in computing for each
 4 25 claim the amount of property tax credit and reimbursement for
 4 26 rent constituting property taxes paid for that fiscal year.
 4 27 If the director overestimates the percentage of funding,
 4 28 claims for reimbursement for rent constituting property taxes
 4 29 paid shall be paid until they can no longer be paid at the
 4 30 estimated percentage of funding. Rent reimbursement claims

Requires the Department of Revenue to estimate the claims for property tax credits and reimbursement for rent constituting property taxes, using information the county treasurers are required to file by June 8, 2007, and identify the proration percentage if the claims are projected to exceed the appropriations. The Department is to notify the county treasurers of the proration percentage by June 15, 2007. If the Department's estimate is inadequate to pay the claims for rent reimbursement, the remaining claims are to receive priority and be paid in FY 2009. If there are excess funds after claims are paid, the remaining funds are carried forward to the next fiscal year.

4 31 filed after that point in time shall receive priority and
4 32 shall be paid in the following fiscal year.

4 33 3. Notwithstanding any other provision, if the
4 34 Eighty-second General Assembly, 2007 Session, enacts
4 35 legislation that also provides for the appropriation of the
5 1 surplus or any part of the surplus existing in the general
5 2 fund of the state at the conclusion of the fiscal year
5 3 beginning July 1, 2006, and ending June 30, 2007, the moneys
5 4 appropriated from such surplus pursuant to subsection 1 shall
5 5 have priority over all other such appropriations.

CODE: Requires the appropriation to the Property Tax Credit Fund to have priority over any other appropriations made from the FY 2007 General Fund surplus.

5 6 Sec. 6. CASH RESERVE APPROPRIATION FOR FY 2007-2008. For
5 7 the fiscal year beginning July 1, 2007, and ending June 30,
5 8 2008, the appropriation to the cash reserve fund provided in
5 9 section 8.57, subsection 1, paragraph "a", shall not be made.

CODE: Eliminates the requirement for a General Fund appropriation to the Cash Reserve Fund in the event the Fund does not maintain a maximum balance equal to 7.50% of the Revenue Estimating Conference (REC) estimate for FY 2008 as established in December 2006.

DETAIL: This notwithstanding current law. Under current law, if the Cash Reserve Fund balance is less than 6.50% of the adjusted revenue estimate, an appropriation equal to 1.00% of the adjusted revenue estimate is required. An appropriation equal to 1.00% for FY 2008 is estimated at \$59,055,000. If the Cash Reserve Fund balance is more than 6.50% and less than 7.50% of the adjusted revenue estimate, the appropriation is the amount required to bring the Cash Reserve Fund balance to 7.50% of the adjusted revenue estimate.

5 10 Sec. 7. Section 8.57A, subsection 4, Code 2007, is amended
5 11 to read as follows:

5 12 4. There is appropriated from the rebuild Iowa
5 13 infrastructure fund for the fiscal year beginning July 1, ~~2000~~
5 14 2007, and for each fiscal year thereafter, the sum of
5 15 ~~thirty-five forty~~ million dollars to the environment first
5 16 fund, notwithstanding section 8.57, subsection 6, paragraph
5 17 "c".

CODE: Increases the Environment First Fund standing appropriation from the Rebuild Iowa Infrastructure Fund (RIIF) from \$35,000,000 to \$40,000,000.

5 18 Sec. 8. Section 257.35, subsection 4, Code 2007, is

CODE: Continues the additional reduction in Area Education Agency

5 19 amended to read as follows:
 5 20 4. Notwithstanding subsection 1, and in addition to the
 5 21 reduction applicable pursuant to subsection 2, the state aid
 5 22 for area education agencies and the portion of the combined
 5 23 district cost calculated for these agencies for the fiscal
 5 24 year beginning July 1, ~~2006~~ 2007, shall be reduced by the
 5 25 department of management by ~~eight~~ five million two hundred
 5 26 fifty thousand dollars. The reduction for each area education
 5 27 agency shall be prorated based on the reduction that the
 5 28 agency received in the fiscal year beginning July 1, 2003.

(AEA) funding from previous years.

DETAIL: The FY 2008 reduction of \$5,250,000 is \$2,750,000 less than the FY 2007 reduction. This reduction is in addition to the previously existing statutory \$7,500,000 reduction. The reduction for each AEA will be pro-rated based on the FY 2004 reductions.

5 29 Sec. 9. AREA EDUCATION AGENCY PAYMENTS. It is the intent
 5 30 of the general assembly that for the fiscal year beginning
 5 31 July 1, 2008, any reduction in state aid to area education
 5 32 agencies and the combined district cost calculated for those
 5 33 agencies over the reduction applicable pursuant to section
 5 34 257.35, subsection 2, shall not exceed \$2.5 million and that
 5 35 for the fiscal year beginning July 1, 2009, there shall be no
 6 1 such additional reduction.

States that it is the intent of the General Assembly that any additional reduction for Area Education Agency (AEA) funding in FY 2009 will not exceed \$2,500,000, and in FY 2010 there will be no additional AEA funding reduction.

6 2 Sec. 10. EFFECTIVE DATE. The section of this division of
 6 3 this Act creating the property tax credit fund, being deemed
 6 4 of immediate importance, takes effect upon enactment.

The Section of this Bill relating to the Property Tax Credit Fund takes effect upon enactment.

6 5 DIVISION III
 6 6 SALARIES, COMPENSATION, AND RELATED MATTERS

6 7 Sec. 11. STATE COURTS -- JUSTICES, JUDGES, AND
 6 8 MAGISTRATES.
 6 9 1. The salary rates specified in subsection 2 are for the
 6 10 fiscal year beginning July 1, 2007, effective for the pay
 6 11 period beginning June 29, 2007, and for subsequent fiscal
 6 12 years until otherwise provided by the general assembly. The
 6 13 salaries provided for in this section shall be paid from funds

Sets the FY 2008 salary rates for judicial positions and prohibits judicial positions from receiving additional salary adjustments under this Bill.

DETAIL: Provides salary increases for justices, judges, and magistrates, ranging from 11.58% for the Chief Justice of the Supreme Court to 6.87% for a Chief Judge. The salary increases are effective June 29, 2007. Total cost of these salary increases is

6 14 appropriated to the judicial branch from the salary adjustment
6 15 fund or if the appropriation is not sufficient, from funds
6 16 appropriated to the judicial branch pursuant to any Act of the
6 17 general assembly.
6 18 2. The following annual salary rates shall be paid to the
6 19 persons holding the judicial positions indicated during the
6 20 fiscal year beginning July 1, 2007, effective with the pay
6 21 period beginning June 29, 2007, and for subsequent pay
6 22 periods.

- 6 23 a. Chief justice of the supreme court:
- 6 24 \$ 167,500
- 6 25 b. Each justice of the supreme court:
- 6 26 \$ 160,000
- 6 27 c. Chief judge of the court of appeals:
- 6 28 \$ 150,000
- 6 29 d. Each associate judge of the court of appeals:
- 6 30 \$ 145,000
- 6 31 e. Each chief judge of a judicial district:
- 6 32 \$ 140,000
- 6 33 f. Each district judge except the chief judge of a
6 34 judicial district:
- 6 35 \$ 135,000
- 7 1 g. Each district associate judge:
- 7 2 \$ 120,000
- 7 3 h. Each associate juvenile judge:
- 7 4 \$ 120,000
- 7 5 i. Each associate probate judge:
- 7 6 \$ 120,000
- 7 7 j. Each judicial magistrate:
- 7 8 \$ 37,000
- 7 9 k. Each senior judge:
- 7 10 \$ 8,000

7 11 3. Persons receiving the salary rates established under
7 12 this section shall not receive any additional salary
7 13 adjustments provided by this division of this Act.

estimated at \$2,430,643 (8.06%) for FY 2008.

7 14 Sec. 12. APPOINTED STATE OFFICERS. The governor shall

Requires the Governor to set the salary for most nonelected State

7 15 establish a salary for appointed nonelected persons in the
 7 16 executive branch of state government holding a position
 7 17 enumerated in the section of this division of this Act that
 7 18 addresses the salary ranges of state officers within the range
 7 19 provided, by considering, among other items, the experience of
 7 20 the individual in the position, changes in the duties of the
 7 21 position, the incumbent's performance of assigned duties, and
 7 22 subordinates' salaries. However, the attorney general shall
 7 23 establish the salary for the consumer advocate, the chief
 7 24 justice of the supreme court shall establish the salary for
 7 25 the state court administrator, the ethics and campaign
 7 26 disclosure board shall establish the salary of the executive
 7 27 director, the Iowa public broadcasting board shall establish
 7 28 the salary of the administrator of the public broadcasting
 7 29 division of the department of education, and the state fair
 7 30 board shall establish the salary of the secretary of the state
 7 31 fair board, each within the salary range provided in the
 7 32 section of this division of this Act that addresses the salary
 7 33 ranges of state officers.
 7 34 The governor, in establishing salaries as provided in the
 7 35 section of this division of this Act that addresses the salary
 8 1 ranges of state officers, shall take into consideration other
 8 2 employee benefits which may be provided for an individual
 8 3 including but not limited to housing.

8 4 A person whose salary is established pursuant to the
 8 5 section of this division of this Act that addresses the salary
 8 6 ranges of state officers and who is a full-time, year-round
 8 7 employee of the state shall not receive any other remuneration
 8 8 from the state or from any other source for the performance of
 8 9 that person's duties unless the additional remuneration is
 8 10 first approved by the governor or authorized by law. However,
 8 11 this provision does not exclude the reimbursement for
 8 12 necessary travel and expenses incurred in the performance of
 8 13 duties or fringe benefits normally provided to employees of
 8 14 the state.

officials within the ranges authorized in Section 13. The salaries for the Consumer Advocate, State Court Administrator, Administrator of the Public Broadcasting Division of the Department of Education, Director of the Ethics and Campaign Disclosure Board, and Secretary of the State Fair Board are set by the appropriate directors or boards. Also requires the Governor to set the salaries of the Chairperson and the two members of the Public Employment Relations Board (PERB).

DETAIL: These salary range adjustments will have an unknown fiscal impact for FY 2008. The cost will be determined by placement in the new salary ranges.

Prohibits appointed nonelected State officials from receiving other State remuneration unless authorized by the Governor or by law. This does not apply to travel or expense reimbursements or fringe benefits.

8 15 Sec. 13. STATE OFFICERS -- SALARY RANGE. The following
 8 16 annual salary ranges are effective for the positions specified
 8 17 in this section for the fiscal year beginning July 1, 2007,
 8 18 and for subsequent fiscal years until otherwise provided by
 8 19 the general assembly. The governor or other person designated
 8 20 in the section of this division of this Act relating to
 8 21 appointed state officers shall determine the salary to be paid
 8 22 to the person indicated at a rate within this salary range
 8 23 from funds appropriated by the general assembly for that
 8 24 purpose.

Provides that salary ranges for appointed nonelected officials are effective for FY 2008.

8 25 1. The following are salary ranges for appointed state
 8 26 officers for the fiscal year beginning July 1, 2007, effective
 8 27 with the pay period beginning June 29, 2007:

Sets the salary rates and ranges for State officials and specifies that the ranges are effective with the pay period beginning June 29, 2007.

8 28 SALARY RANGE	<u>Minimum</u>	<u>Maximum</u>
8 29 a. Range 1	\$ 9,069	\$ 35,464
8 30 b. Range 2	\$46,758	\$ 71,552
8 31 c. Range 3	\$53,768	\$ 82,285
8 32 d. Range 4	\$61,838	\$ 94,619
8 33 e. Range 5	\$71,115	\$108,805
8 34 f. Range 6	\$81,786	\$125,133
8 35 g. Range 7	\$97,906	\$149,802

DETAIL: The maximum salary for any State official is increased by \$4,372 (3.01%).

The following changes have been made to the salary range positions:

- The Director of Office of Energy Independence has been added to range 6.
- The Director of the Department of Corrections is moved from range 6 to range 7.

9 1 2. The following are range 1 positions: there are no
 9 2 range 1 positions for the fiscal year beginning July 1, 2007.

Establishes no State officials in salary range 1 (\$9,069 - \$35,464).

DETAIL: This is no change.

9 3 3. The following are range 2 positions: administrator of
 9 4 the arts division of the department of cultural affairs,
 9 5 administrators of the division of persons with disabilities,
 9 6 the division on the status of women, the division on the
 9 7 status of lowans of Asian and Pacific Islander heritage, the
 9 8 division on the status of African-Americans, the division of
 9 9 deaf services, and the division of Latino affairs of the
 9 10 department of human rights.

Establishes the following State officials in salary range 2 (\$46,758 - \$71,552).

DETAIL: The positions are as follows:

- Administrator of the Arts Division of the Department of Cultural Affairs.
- Administrator of the Division of Persons with Disabilities of the Department of Human Rights.

PG LN	Senate File 601	Explanation
<p>9 11 4. The following are range 3 positions: administrator of 9 12 the division of criminal and juvenile justice planning of the 9 13 department of human rights, administrator of the division of 9 14 community action agencies of the department of human rights, 9 15 executive director of the department of veterans affairs, and 9 16 chairperson and members of the employment appeal board of the 9 17 department of inspections and appeals.</p>	<ul style="list-style-type: none"> • Administrator of the Division on the Status of Women of the Department of Human Rights. • Administrator of the Division on the Status of Asian and Pacific Islander Heritage of the Department of Human Rights. • Administrator of the Division on the Status of African-Americans of the Department of Human Rights. • Administrator of the Division of Deaf Services of the Department of Human Rights. • Administrator of the Division of Latino Affairs of the Department of Human Rights. 	
	<p>Establishes the following State officials in salary range 3 (\$53,768 - 82,285).</p>	
	<p>DETAIL: The Administrator of the Division of Homeland Security and Emergency Management of the Department of Public Defense has been moved from salary range 5. The positions are as follows:</p>	
	<ul style="list-style-type: none"> • Administrator of the Division of Criminal and Juvenile Justice Planning of the Department of Human Rights. • Administrator of the Division of Community Action Agencies of the Department of Human Rights. • Executive Director of the Commission of Veterans Affairs. • Chairperson and two members of the Employment Appeal Board of the Department of Inspections and Appeals. 	
<p>9 18 5. The following are range 4 positions: director of the 9 19 department of human rights, director of the Iowa state civil 9 20 rights commission, executive director of the college student 9 21 aid commission, director of the department for the blind, 9 22 executive director of the ethics and campaign disclosure 9 23 board, members of the public employment relations board, and 9 24 chairperson, vice chairperson, and members of the board of 9 25 parole.</p>	<p>Establishes the following State officials in salary range 4 (\$61,838 - \$94,619), including three members of the Public Employment Relations Board and five members of the Board of Parole.</p>	
	<p>DETAIL: The positions are as follows:</p>	
	<ul style="list-style-type: none"> • Director of the Department of Human Rights. • Director of the Iowa State Civil Rights Commission. • Executive Director of the College Student Aid Commission. • Director of the Department for the Blind. • Executive Director of the Ethics and Campaign Disclosure Board. 	

9 26 6. The following are range 5 positions: administrator of
 9 27 the division of homeland security and emergency management of
 9 28 the department of public defense, state public defender, drug
 9 29 policy coordinator, labor commissioner, workers' compensation
 9 30 commissioner, director of the department of cultural affairs,
 9 31 director of the department of elder affairs, director of the
 9 32 law enforcement academy, and administrator of the historical
 9 33 division of the department of cultural affairs.

- Three members of the Public Employment Relations Board.
- Board of Parole - Chairperson, Vice Chairperson, and three members.

Establishes the following State officials in salary range 5 (\$71,115 - \$108,805).

DETAIL: The positions are as follows:

- Administrator of the Division of Homeland Security and Emergency Management of the Department of Public Defense.
- State Public Defender.
- Drug Policy Coordinator.
- Labor Commissioner (Workforce Development).
- Workers' Compensation Commissioner (Workforce Development).
- Director of the Department of Cultural Affairs.
- Director of the Department of Elder Affairs.
- Director of the Iowa Law Enforcement Academy.
- Administrator of the Historical Division of the Department of Cultural Affairs.

9 34 7. The following are range 6 positions: director of the
 9 35 Iowa energy independence office, superintendent of banking,
 10 1 superintendent of credit unions, administrator of the
 10 2 alcoholic beverages division of the department of commerce,
 10 3 director of the department of inspections and appeals,
 10 4 commandant of the Iowa veterans home, commissioner of public
 10 5 safety, commissioner of insurance, executive director of the
 10 6 Iowa finance authority, director of the department of natural
 10 7 resources, consumer advocate, and chairperson of the utilities
 10 8 board. The other members of the utilities board shall receive
 10 9 an annual salary within a range of not less than 90 percent
 10 10 but not more than 95 percent of the annual salary of the
 10 11 chairperson of the utilities board.

Establishes the following State officials in salary range 6 (\$81,786 - \$125,133).

DETAIL: The Director of the Office of Energy Independence has been added to range 6. The positions include:

- Director of the Office of Energy Independence.
- Superintendent of Banking (Department of Commerce).
- Superintendent of Credit Unions (Department of Commerce).
- Administrator of the Alcoholic Beverages Division (Department of Commerce).
- Director of the Department of Inspections and Appeals.
- Commandant of the Veterans Home.
- Commissioner of the Department of Public Safety.

PG LN	Senate File 601	Explanation
<p>10 12 8. The following are range 7 positions: administrator of 10 13 the public broadcasting division of the department of 10 14 education, director of the department of corrections, director 10 15 of the department of education, director of human services, 10 16 director of the department of economic development, executive 10 17 director of the Iowa telecommunications and technology 10 18 commission, executive director of the state board of regents, 10 19 director of transportation, director of the department of 10 20 workforce development, director of revenue, director of public 10 21 health, state court administrator, secretary of the Iowa state 10 22 fair board, director of the department of management, and 10 23 director of the department of administrative services.</p>	<ul style="list-style-type: none"> • Commissioner of Insurance (Department of Commerce). • Executive Director of the Iowa Finance Authority. • Director of the Department of Natural Resources. • Consumer Advocate. • Chairperson of the Utilities Board (Department of Commerce). • Two members of the Utilities Board receive not less than 90.0% and not more than 95.0% of the annual salary of the Chairperson. 	
	<p>Establishes the following State officials in salary range 7 (\$97,906 - \$149,802).</p>	<p>DETAIL: The Director of the Department of Corrections is moved from range 6 to this range. The positions include:</p>
	<ul style="list-style-type: none"> • Administrator of the Public Broadcasting Division (Department of Education). • Director of the Department of Corrections. • Director of the Department of Education. • Three members of the Property Assessment Appeal Board. • Director of the Department of Human Services. • Director of the Department of Economic Development. • Executive Director of the Iowa Telecommunications and Technology Commission (ICN). • Executive Director of the State Board of Regents. • Director of the State Department of Transportation. • Director of the Department of Workforce Development. • Director of the Department of Revenue. • Director of the Department of Public Health. • State Court Administrator. • Secretary of the State Fair Board. • Director of the Department of Management. • Director of the Department of Administrative Services. 	
<p>10 24 Sec. 14. COLLECTIVE BARGAINING AGREEMENTS FUNDED -- 10 25 GENERAL FUND. There is appropriated from the general fund of 10 26 the state to the salary adjustment fund for distribution by</p>	<p>General Fund appropriation to the Salary Adjustment Fund of \$108,598,094 for FY 2008 to be distributed by the Department of Management (DOM) to the various State departments, boards,</p>	

10 27 the department of management to the various state departments,
 10 28 boards, commissions, councils, and agencies, including the
 10 29 state board of regents and the judicial branch, for the fiscal
 10 30 year beginning July 1, 2007, and ending June 30, 2008, the
 10 31 amount of \$108,598,094, or so much thereof as may be
 10 32 necessary, to fully fund annual pay adjustments, expense
 10 33 reimbursements, and related benefits implemented pursuant to
 10 34 the following:

10 35 1. The collective bargaining agreement negotiated pursuant
 11 1 to chapter 20 for employees in the blue collar bargaining
 11 2 unit.

11 3 2. The collective bargaining agreement negotiated pursuant
 11 4 to chapter 20 for employees in the public safety bargaining
 11 5 unit.

11 6 3. The collective bargaining agreement negotiated pursuant
 11 7 to chapter 20 for employees in the security bargaining unit.

11 8 4. The collective bargaining agreement negotiated pursuant
 11 9 to chapter 20 for employees in the technical bargaining unit.

11 10 5. The collective bargaining agreement negotiated pursuant
 11 11 to chapter 20 for employees in the professional fiscal and
 11 12 staff bargaining unit.

11 13 6. The collective bargaining agreement negotiated pursuant
 11 14 to chapter 20 for employees in the clerical bargaining unit.

11 15 7. The collective bargaining agreement negotiated pursuant
 11 16 to chapter 20 for employees in the professional social
 11 17 services bargaining unit.

11 18 8. The collective bargaining agreement negotiated pursuant
 11 19 to chapter 20 for employees in the community-based corrections
 11 20 bargaining unit.

11 21 9. The collective bargaining agreements negotiated
 11 22 pursuant to chapter 20 for employees in the judicial branch of
 11 23 government bargaining units.

11 24 10. The collective bargaining agreement negotiated
 11 25 pursuant to chapter 20 for employees in the patient care
 11 26 bargaining unit.

11 27 11. The collective bargaining agreement negotiated
 11 28 pursuant to chapter 20 for employees in the science bargaining
 11 29 unit.

commissions, councils, and agencies, to pay salary increases negotiated by the bargaining units as listed, with an allocation of \$8,171,248 for Judicial Branch employees.

DETAIL: The appropriation funds the collective bargaining agreements for contract-covered employees in all collective bargaining units. These include:

American Federation of State, County, and Municipal Employees (AFSCME - Central and Community Based Corrections (CBCs) -

- 3.00% across-the-board pay increase on June 29, 2007.
- Step increases of 4.50% for eligible employees during FY 2008.
- The State matches 50.00% of an employee's contribution to the Deferred Compensation Program up to a maximum State share of \$75 per month (\$900 per year) effective July 1, 2007.
- Increases the covered wage for Long-Term Disability by \$10,000 to a covered total wage of \$60,000.

Iowa United Professionals (IUP) - Social Services and Science

- Adds 1.45% to the pay-plan maximums before the across-the-board increase.
- 1.00% across-the-board pay increase on June 29, 2007.
- Step increases of 4.50% for eligible employees during FY 2008.
- The State matches 50.00% of an employee's contribution to the Deferred Compensation Program up to a maximum State share of \$75 per month (\$900 per year) effective July 1, 2007.
- Increases the covered wage for Long-Term Disability by \$10,000 to a covered total wage of \$60,000.

State Police Officer's Council (SPOC)

- Adds 6.50% to the pay-plan maximums.
- 2.00% across-the-board pay increase on June 29, 2007.
- Continuation of 3.50% merit step increases for employees that are not at the top step of the pay range.
- The State matches 50.00% of an employee's contribution to the Deferred Compensation Program up to a maximum State share of \$75 per month (\$900 per year) effective July 1, 2007.

11 30 12. The collective bargaining agreement negotiated
 11 31 pursuant to chapter 20 for employees in the university of
 11 32 northern Iowa faculty bargaining unit.
 11 33 13. The collective bargaining agreement negotiated
 11 34 pursuant to chapter 20 for employees in the state university
 11 35 of Iowa graduate student bargaining unit.
 12 1 14. The collective bargaining agreement negotiated
 12 2 pursuant to chapter 20 for employees in the state university
 12 3 of Iowa hospital and clinics tertiary health care bargaining
 12 4 unit.
 12 5 15. The annual pay adjustments, related benefits, and
 12 6 expense reimbursements referred to in the sections of this
 12 7 division of this Act addressing noncontract state and board of
 12 8 regents employees who are not covered by a collective
 12 9 bargaining agreement.
 12 10 Of the amount appropriated in this section, \$8,171,248
 12 11 shall be allocated to the judicial branch for the purposes of
 12 12 funding annual pay adjustments, expense reimbursements, and
 12 13 related benefits implemented for judicial branch employees.

12 14 Sec. 15. NONCONTRACT STATE EMPLOYEES -- GENERAL.

12 15 1. a. For the fiscal year beginning July 1, 2007, the
 12 16 maximum and minimum salary levels of all pay plans provided
 12 17 for in section 8A.413, subsection 2, as they exist for the
 12 18 fiscal year ending June 30, 2007, shall be increased by 3
 12 19 percent for the pay period beginning June 29, 2007, and any
 12 20 additional changes in the pay plans shall be approved by the
 12 21 governor.

12 22 b. For the fiscal year beginning July 1, 2007, employees
 12 23 may receive a step increase or the equivalent of a step
 12 24 increase.

12 25 c. Notwithstanding the increase in paragraph "a",
 12 26 noncontract judicial branch employees shall receive increases

- Increases the covered wage for Long-Term Disability by \$10,000 to a covered total wage of \$60,000.

Judicial Public, Professional, and Maintenance Employees (PPME)

- Step increases of 4.50% for eligible employees during FY 2008.
- 2.00% across-the-board pay increase on June 29, 2007.
- The State matches 50.00% of an employee's contribution to the Deferred Compensation Program up to a maximum State share of \$75 per month (\$900 per year) effective July 1, 2007.
- Increases the covered wage for Long-Term Disability by \$10,000 to a covered total wage of \$60,000.

Judicial AFSCME

- Step increases of 4.50% for eligible employees during FY 2008.
- 2.00% across-the-board pay increase on June 29, 2007.
- The State matches 50.00% of an employee's contribution to the Deferred Compensation Program up to a maximum State share of \$75 per month (\$900 per year) effective July 1, 2007.
- Increases the covered wage for Long-Term Disability by \$10,000 to a covered total wage of \$60,000.

Provides noncontract State employees, excluding Judicial noncontract employees, with an increase of 3.00% on June 29, 2007, and continuation of merit step increases for employees that are not at the top of the pay range.

Specifies that noncontract State employee increases do not apply to:

- Members of the General Assembly.
- Board or commission members.
- Salaries set by the General Assembly.
- Salaries set by the Governor.
- Employees under Section 8A.412(5), Code of Iowa, (presidents, deans, directors, teachers, professional and scientific personnel, and student employees of the Board of Regents).

12 27 similar to those employees covered by collective bargaining
 12 28 agreements negotiated by the judicial branch.
 12 29 2. The pay plans for state employees who are exempt from
 12 30 chapter 8A, subchapter IV, and who are included in the
 12 31 department of administrative service's centralized payroll
 12 32 system shall be increased in the same manner as provided in
 12 33 subsection 1, and any additional changes in any executive
 12 34 branch pay plans shall be approved by the governor.
 12 35 3. This section does not apply to members of the general
 13 1 assembly, board members, commission members, salaries of
 13 2 persons set by the general assembly pursuant to this division
 13 3 of this Act or set by the governor, or other persons
 13 4 designated in the section of this division of this Act
 13 5 addressing appointed state officers, employees designated
 13 6 under section 8A.412, subsection 5, and employees covered by
 13 7 11 IAC 53.6(3).
 13 8 4. The pay plans for the bargaining eligible employees of
 13 9 the state shall be increased in the same manner as provided in
 13 10 subsection 1, and any additional changes in such executive
 13 11 branch pay plans shall be approved by the governor. As used
 13 12 in this section, "bargaining eligible employee" means an
 13 13 employee who is eligible to organize under chapter 20, but has
 13 14 not done so.

13 15 5. The policies for implementation of this section shall
 13 16 be approved by the governor.

13 17 Sec. 16. STATE EMPLOYEES -- STATE BOARD OF REGENTS. Funds
 13 18 from the appropriation made from the general fund of the state
 13 19 in the section of this division of this Act providing for
 13 20 funding of collective bargaining agreements shall be allocated
 13 21 to the state board of regents for the purposes of providing

- Employees of the Board of Regents (except Board Office employees).
- Employees that exceed the pay for the top of the range.

DETAIL: The appropriation in this Section of the Bill providing funding for collective bargaining agreements provides funds for noncontract-covered employees including:

Judicial Exempt

- Step increases of 4.50% for eligible employees during FY 2008.
- 2.00% across-the-board pay increase on June 29, 2007.
- The State matches 50.00% of an employee's contribution to the Deferred Compensation Program up to a maximum State share of \$75 per month (\$900 per year) effective July 1, 2007.
- Increases the covered wage for Long-Term Disability by \$10,000 to a covered total wage of \$60,000.

Non-Contract

- Step increases of 4.50% for eligible employees during FY 2008.
- 3.00% across-the-board pay increase on June 29, 2007.
- The State matches 50.00% of an employee's contribution to the Deferred Compensation Program up to a maximum State share of \$75 per month (\$900 per year) effective July 1, 2007.
- Increases the covered wage for Long-Term Disability by \$10,000 to a covered total wage of \$60,000.

Requires the Governor to approve the policies for implementation of this Section.

Allocates a portion of the \$108,598,094 appropriated in Section 14 of this Bill to the Board of Regents for contract and noncontract employee salary increases.

DETAIL: Board of Regents merit system employees receive an increase comparable to other contract-covered employees.

13 22 increases for state board of regents employees covered by such
 13 23 section of this division of this Act and for state board of
 13 24 regents employees not covered by a collective bargaining
 13 25 agreement as follows:
 13 26 1. For regents merit system employees and merit
 13 27 supervisory employees to fund for the fiscal year increases
 13 28 comparable to those provided for similar contract-covered
 13 29 employees in this division of this Act.
 13 30 2. For faculty members and professional and scientific
 13 31 employees to fund for the fiscal year percentage increases
 13 32 comparable to those provided for contract-covered employees in
 13 33 the university of northern iowa faculty bargaining unit.

AFSCME Regents

- Step increases of 4.50% for eligible employees during FY 2008.
- 3.00% across-the-board pay increase on June 29, 2007.
- Increases the covered wage for Long-Term Disability by \$10,000 to a covered total wage of \$60,000.

FISCAL IMPACT: The identified need for FY 2008 salary increases for Board of Regents employees is \$40,978,221.

13 34 Sec. 17. APPROPRIATIONS FROM ROAD FUNDS.

13 35 1. There is appropriated from the road use tax fund to the
 14 1 salary adjustment fund for the fiscal year beginning July 1,
 14 2 2007, and ending June 30, 2008, the following amount, or so
 14 3 much thereof as may be necessary, to be used for the purpose
 14 4 designated:
 14 5 To supplement other funds appropriated by the general
 14 6 assembly:
 14 7 \$ 2,294,814

Road Use Tax Fund appropriation to the Salary Adjustment Fund.

DETAIL: This is an increase of \$878,119 compared to the estimated FY 2007 appropriation.

14 8 2. There is appropriated from the primary road fund to the
 14 9 salary adjustment fund, for the fiscal year beginning July 1,
 14 10 2007, and ending June 30, 2008, the following amount, or so
 14 11 much thereof as may be necessary, to be used for the purpose
 14 12 designated:
 14 13 To supplement other funds appropriated by the general
 14 14 assembly:
 14 15 \$ 11,788,266

Primary Road Fund appropriation to the Salary Adjustment Fund.

DETAIL: This is an increase of \$2,194,903 compared to the estimated FY 2007 appropriation.

14 16 3. Except as otherwise provided in this division of this
 14 17 Act, the amounts appropriated in subsections 1 and 2 shall be

Requires appropriations from the Road Use Tax Fund and the Primary Road Fund to be used as provided in this Bill.

14 18 used to fund the annual pay adjustments, expense
14 19 reimbursements, and related benefits for public employees as
14 20 provided in this division of this Act.

14 21 Sec. 18. SPECIAL FUNDS -- AUTHORIZATION. To departmental
14 22 revolving, trust, or special funds, except for the primary
14 23 road fund or the road use tax fund, for which the general
14 24 assembly has established an operating budget, a supplemental
14 25 expenditure authorization is provided, unless otherwise
14 26 provided, in an amount necessary to fund salary adjustments as
14 27 otherwise provided in this division of this Act.

Provides supplemental expenditure authorization for revolving trust funds or other special funds, except the Road Use Tax Fund and the Primary Road Fund, to be used to fund salary adjustments.

14 28 Sec. 19. GENERAL FUND SALARY MONEYS. Funds appropriated
14 29 from the general fund of the state for distribution from the
14 30 salary adjustment fund in the section of this division of this
14 31 Act providing for funding of collective bargaining agreements
14 32 relate only to salaries supported from general fund
14 33 appropriations of the state. Funds appropriated from the
14 34 general fund of the state for employees of the state board of
14 35 regents relate only to salaries supported from general fund
15 1 appropriations of the state and shall exclude general
15 2 university indirect costs and general university federal
15 3 funds.

Requires that the General Fund appropriation made in this Bill be used only to support salaries funded from the General Fund.

15 4 Sec. 20. FEDERAL FUNDS APPROPRIATED. All federal grants
15 5 to and the federal receipts of the agencies affected by this
15 6 division of this Act which are received and may be expended
15 7 for purposes of this division of this Act are appropriated for
15 8 those purposes and as set forth in the federal grants or
15 9 receipts.

Requires eligible federal funds received to be expended for salary adjustments where appropriate.

15 10 Sec. 21. STATE TROOPER MEAL ALLOWANCE. The sworn peace
15 11 officers in the department of public safety who are not
15 12 covered by a collective bargaining agreement negotiated
15 13 pursuant to chapter 20 shall receive the same per diem meal

Specifies that sworn peace officers in the Department of Public Safety, not covered by a collective bargaining agreement, receive the same per diem meal allowance as covered sworn peace officers.

15 14 allowance as the sworn peace officers in the department of
 15 15 public safety who are covered by a collective bargaining
 15 16 agreement negotiated pursuant to chapter 20.

15 17 Sec. 22. STATE POLICE OFFICER COUNCIL BARGAINING UNIT --
 15 18 OVERTIME. Of the funds appropriated from the general fund of
 15 19 the state in the section of this division of this Act
 15 20 providing for funding of collective bargaining agreements, the
 15 21 following amount, or so much thereof as is necessary, shall be
 15 22 allocated to the department of public safety, division of
 15 23 state patrol, to be used for the purpose designated:
 15 24 To provide for expenditures related to the payment of
 15 25 overtime for uniformed peace officers covered by a collective
 15 26 bargaining agreement:
 15 27 \$ 750,000

Allocates \$750,000 of the \$108,598,094 appropriated in Section 14 of this Bill to the State Patrol Division of the Department of Public Safety for overtime pay for uniformed peace officers.

15 28 Sec. 23. SALARY MODEL ADMINISTRATOR. The salary model
 15 29 administrator shall work in conjunction with the legislative
 15 30 services agency to maintain the state's salary model used for
 15 31 analyzing, comparing, and projecting state employee salary and
 15 32 benefit information, including information relating to
 15 33 employees of the state board of regents. The department of
 15 34 revenue, the department of administrative services, the five
 15 35 institutions under the jurisdiction of the state board of
 16 1 regents, the judicial district departments of correctional
 16 2 services, and the state department of transportation shall
 16 3 provide salary data to the department of management and the
 16 4 legislative services agency to operate the state's salary
 16 5 model. The format and frequency of provision of the salary
 16 6 data shall be determined by the department of management and
 16 7 the legislative services agency. The information shall be
 16 8 used in collective bargaining processes under chapter 20 and
 16 9 in calculating the funding needs contained within the annual
 16 10 salary adjustment legislation. A state employee organization
 16 11 as defined in section 20.3, subsection 4, may request
 16 12 information produced by the model, but the information

Requires the Department of Management (DOM) salary model administrator to work in conjunction with the Legislative Services Agency (LSA) in maintaining the State's salary model.

Requires the following departments or entities to provide salary data to the DOM and the LSA:

- Revenue
- Administrative Services
- Five institutions of the Board of Regents
- Eight judicial district departments of community based corrections
- Department of Transportation

Specifies that a State employee organization may request information produced by the model, however, the information provided can not be individually identifiable.

16 13 provided shall not contain information attributable to
16 14 individual employees.

16 15 Sec. 24. 2007 Iowa Acts, Senate File 563, section 2,
16 16 subsection 1, unnumbered paragraph 2, if enacted, is amended
16 17 to read as follows:

16 18 Notwithstanding section 602.9104, for the state's
16 19 contribution to the judicial retirement fund in the amount of
16 20 ~~22.5~~ 20.86 percent of the basic salaries of the judges covered
16 21 under chapter 602, article 9:

16 22 \$ ~~3,450,963~~
16 23 3,050,963

Reduces the General Fund appropriation to the Judicial Branch for the
Judicial Retirement Fund by \$400,000.

DETAIL: Reduces the FY 2008 General Fund increase for the
Judicial Retirement Fund to \$1,011,299 compared to the estimated
FY 2007 General Fund appropriation.

NOTE: In addition to the General Fund appropriation, \$2,000,000 in
one-time carry forward money from the Jury Witness Fee Revolving
Fund is being directed to the Judicial Retirement Fund in this Bill.

CODE: This level of funding effectively reduces the State's statutorily
required contribution to the Judicial Retirement Fund from 23.70% to
20.86% of the base salaries of judges for a total State contribution of
\$5,050,963. Based on HF 729 (Public Pension Omnibus Act), the
Judges' required contribution is reduced from 6.00% to 5.28% for a
total employee contribution of \$1,278,273.

16 24 Sec. 25. Section 20.5, subsection 3, Code 2007, is amended
16 25 to read as follows:

16 26 3. In selecting the members of the board, consideration
16 27 shall be given to their knowledge, ability, and experience in
16 28 the field of labor-management relations. The chairperson and
16 29 the remaining two members shall ~~each receive an annual salary~~
16 30 ~~as set by the general assembly~~ be compensated as provided in
16 31 section 7E.6, subsection 5.

CODE: Changes how the compensation is established for the Public
Employment Relations Board to "as otherwise provided in law."

16 32 Sec. 26. Section 99D.6, Code 2007, is amended to read as
16 33 follows:
16 34 99D.6 CHAIRPERSON -- ADMINISTRATOR -- EMPLOYEES -- DUTIES
16 35 -- BOND.

17 1 The commission shall elect in July of each year one of its
17 2 members as chairperson for the succeeding year. The
17 3 commission shall appoint an administrator of the commission

CODE: Provides that the Governor will set the compensation for the
Administrator of the State Racing and Gaming Commission
(Department of Inspections and Appeals), taking into consideration
the level of knowledge and experience of the administrator.

17 4 subject to confirmation by the senate. The administrator
 17 5 shall serve a four-year term. The term shall begin and end in
 17 6 the same manner as set forth in section 69.19. A vacancy
 17 7 shall be filled for the unexpired portion of the term in the
 17 8 same manner as a full-term appointment is made. The
 17 9 administrator may hire other assistants and employees as
 17 10 necessary to carry out the commission's duties. Employees in
 17 11 the positions of equine veterinarian, canine veterinarian, and
 17 12 equine steward shall be exempt from the merit system
 17 13 provisions of chapter 8A, subchapter IV, and shall not be
 17 14 covered by a collective bargaining agreement. Some or all of
 17 15 the information required of applicants in section 99D.8A,
 17 16 subsections 1 and 2, may also be required of employees of the
 17 17 commission if the commission deems it necessary. The
 17 18 administrator shall keep a record of the proceedings of the
 17 19 commission and preserve the books, records, and documents
 17 20 entrusted to the administrator's care. The administrator
 17 21 shall be covered by the blanket surety bond of the state
 17 22 purchased pursuant to section 8A.321, subsection 13. ~~Subject~~
 17 23 ~~to the approval of the governor, the commission shall fix the~~
 17 24 ~~compensation of the administrator within the salary range as~~
 17 25 ~~set by the general assembly. The compensation and employment~~
 17 26 terms of the administrator shall be set by the governor,
 17 27 taking into consideration the level of knowledge and
 17 28 experience of the administrator. The commission shall have
 17 29 its headquarters in the city of Des Moines and shall meet in
 17 30 July of each year and at other times and places as it finds
 17 31 necessary for the discharge of its duties.

17 32 Sec. 27. Section 421.1A, subsection 6, Code 2007, is
 17 33 amended to read as follows:
 17 34 6. The members of the property assessment appeal board
 17 35 shall receive compensation from the state commensurate with
 18 1 the salary of a district judge through December 31, 2013. The
 18 2 members of the board shall be considered state employees for
 18 3 purposes of salary and benefits. The members of the board and
 18 4 any employees of the board, when required to travel in the

CODE: Establishes the compensation for a member of the Property Assessment Appeal Board at the same amount as that of a district court judge through December 31, 2013.

DETAIL: The compensation is currently that of a district court judge.

18 5 discharge of official duties, shall be paid their actual and
18 6 necessary expenses incurred in the performance of duties.

18 7 Sec. 28. Section 602.1301, subsection 2, paragraph b, Code
18 8 2007, is amended to read as follows:
18 9 b. Before December 1, the supreme court shall submit to
18 10 the director of management an estimate of the total
18 11 expenditure requirements of the judicial branch including a
18 12 detailed listing of requested increases in salaries of all
18 13 judges and magistrates for the succeeding fiscal year. The
18 14 director of management shall submit this estimate received
18 15 from the supreme court to the governor for inclusion without
18 16 change in the governor's proposed budget for the succeeding
18 17 fiscal year. The estimate shall also be submitted to the
18 18 chairpersons of the committees on appropriations.

CODE: Requires the Supreme Court to submit a detailed listing of requested increases in salaries of all judges and magistrates for the succeeding fiscal year annually before December 1.

18 19 DIVISION IV
18 20 OTHER APPROPRIATIONS
18 21 AND RELATED MATTERS

NOTE: Statutory changes in this Division are noted by a "CODE:" designation in the text but are not included in the Code of Iowa summary page.

18 22 Sec. 29. CAPITOL COMPLEX SHUTTLE. There is appropriated
18 23 from the general fund of the state to the department of
18 24 administrative services for the fiscal year beginning July 1,
18 25 2007, and ending June 30, 2008, the following amount, or so
18 26 much thereof as is necessary, to be used for the purpose
18 27 designated:

18 28 For the state's share of support in conjunction with the
18 29 city of Des Moines and local area businesses to provide a free
18 30 shuttle service to the citizens of Iowa visiting the capitol
18 31 complex that includes transportation between the capitol
18 32 complex and the downtown Des Moines area:
18 33

18 34 \$ 120,000
18 35 Details for the shuttle service, including the route to be
19 1 served, shall be determined pursuant to an agreement to be
19 1 entered into by the department with the Des Moines area

General Fund appropriation to the Department of Administrative Services.

DETAIL: This is a new appropriation to fund the State share of support for the shuttle service provided by the Des Moines Area Regional Transit (DART) Authority.

19 2 regional transit authority (DART) and any other participating
19 3 entities.

19 4 Sec. 30. MID-AMERICA PORT COMMISSION. There is
19 5 appropriated from the general fund of the state to the
19 6 department of economic development for the fiscal year
19 7 beginning July 1, 2007, and ending June 30, 2008, the
19 8 following amount, or so much thereof as is necessary, to be
19 9 used for the purpose designated:
19 10 For support for the mid-America port commission to defray
19 11 administrative costs:
19 12 \$ 40,000

General Fund appropriation to the Department of Economic Development for administrative costs associated with membership in the Mid-America Port Commission.

DETAIL: This is a new appropriation for FY 2008. The Mid-America Port Commission includes nine members from Iowa, Illinois, and Missouri. The Commission's primary function is to develop and establish modern intermodal port facilities in areas of the Upper Mississippi and Illinois Rivers to attract commerce to the regions in order to promote job creation and foster economic development.

19 13 Sec. 31. INTERPRETERS FOR THE DEAF. There is appropriated
19 14 from the general fund of the state to the department of
19 15 education for the fiscal year beginning July 1, 2007, and
19 16 ending June 30, 2008, the following amount, or so much thereof
19 17 as is necessary, to be used for the purpose designated:
19 18 For allocation to the Iowa Western Community College for
19 19 salaries and support for interpreters for the deaf:
19 20 \$ 200,000

General Fund appropriation to the Department of Education for allocation to Iowa Western Community College for interpreters for the deaf.

DETAIL: Prior to FY 2007, Iowa Vocational Rehabilitation Services (IVRS) provided interpreters for deaf students enrolled at the community colleges and Regents institutions. Upon receiving clarification of federal regulations, IVRS has determined that the colleges are responsible for providing interpreters for students that are not clients of IVRS.

19 21 Sec. 32. COMMUNITY COLLEGE SALARIES. There is
19 22 appropriated from the general fund of the state to the
19 23 department of education for the fiscal year beginning July 1,
19 24 2007, and ending June 30, 2008, the following amount, or so
19 25 much thereof as is necessary, to be used for the purpose
19 26 designated:
19 27 For distribution to community colleges to supplement
19 28 faculty salaries:
19 29 \$ 2,000,000

General Fund appropriation to the Department of Education for distribution to the community colleges to supplement faculty salaries.

DETAIL: The last year that a salary adjustment appropriation was made to the community colleges was in FY 1993 in the amount of \$2,000,000. Senate File 588 (FY 2008 Education Appropriations Bill) appropriates \$171,962,414 in general aid to the community colleges, an increase of 7.76% compared to FY 2007.

19 30 1. Moneys appropriated in this section shall be

Specifies the formula for the allocation of the salary funding for the

19 31 distributed among each community college based on the
 19 32 proportional share of that community college's total salary
 19 33 expenditures in the instructional and instructional part-time
 19 34 categories in the education functions of liberal arts and
 19 35 sciences and vocational-technical bears to the total salary
 20 1 expenditures for all community colleges in the education
 20 2 functions of liberal arts and sciences and
 20 3 vocational-technical in the fiscal year prior to the base
 20 4 year, as determined by the department of education.
 20 5 2. Moneys distributed to each community college under this
 20 6 section shall then be rolled into that base funding allocation
 20 7 for all future years. The use of the funds shall remain as
 20 8 described in this section for all future years.
 20 9 3. Moneys appropriated and distributed to community
 20 10 colleges under this section shall be used to supplement and
 20 11 not supplant any approved faculty salary increases or
 20 12 negotiated agreements, excluding the distribution of the funds
 20 13 in this section.
 20 14 4. Moneys distributed to a community college under this
 20 15 section shall be allocated to all full-time, nonadministrative
 20 16 instructors and part-time instructors covered by a collective
 20 17 bargaining agreement. The moneys shall be allocated by
 20 18 negotiated agreements according to chapter 20. If no language
 20 19 exists, the moneys shall be allocated equally to all
 20 20 full-time, nonadministrative instructors with part-time
 20 21 instructors covered by a collective bargaining agreement
 20 22 receiving a prorated share of the fund.

community colleges. The salary funding is to be considered part of the base funding in subsequent years. The funding must be used to supplement and not supplant any approved salary increases or negotiated agreements. Each college must allocate the salary funds received among all full-time, non-administrative instructors and part-time instructors covered by a collective bargaining agreement. The funds must be allocated to staff in accordance with negotiated agreements or, in the absence of such an agreement, the funds must be allocated equally, with part-time instructors receiving a prorated share.

20 23 Sec. 33. DEPARTMENT OF ELDER AFFAIRS.
 20 24 1. There is appropriated from the general fund of the
 20 25 state to the department of elder affairs for the fiscal year
 20 26 beginning July 1, 2007, and ending June 30, 2008, the
 20 27 following amount, or so much thereof as is necessary, to be
 20 28 used for the purposes designated:
 20 29 To join in a partnership with a county described in
 20 30 subsection 2 to be used to fund a livable community initiative
 20 31 and hire a full-time professional aging specialist for the

General Fund appropriation to the Department of Elder Affairs for a Livable Community Initiative. Also, specifies eligibility guidelines that must be met for the county selected to receive the funds.

DETAIL: This is a new appropriation for FY 2008.

20 32 initiative:
 20 33 \$ 75,000
 20 34 2. The county eligible for the appropriation in subsection
 20 35 1 shall meet all of the following qualifications:
 21 1 a. Have a livable community initiative, supported by the
 21 2 county board of supervisors, the area agency on aging, the
 21 3 united way, the county public health department and others.
 21 4 b. Have completed a market analysis on successful aging
 21 5 and issued reports containing future directions for housing,
 21 6 transportation, health and supportive services, and successful
 21 7 aging.
 21 8 c. Have organized action teams who are developing action
 21 9 plans to implement the priorities established at a countywide
 21 10 planning session with national leadership.
 21 11 3. The purpose of the professional aging specialist hired
 21 12 under this section is to help in the implementation of the
 21 13 action plans being developed and to work with the
 21 14 governmental, business, educational, health, religious,
 21 15 social, leisure, and service segments of the urban-rural
 21 16 county to create a replicable and portable model of a livable
 21 17 community where persons can age successfully.

21 18 Sec. 34. READY RESERVE -- APPROPRIATION. There is
 21 19 appropriated from the general fund of the state to the
 21 20 department of public defense for the fiscal year beginning
 21 21 July 1, 2007, and ending June 30, 2008, the following amount,
 21 22 or so much thereof as is necessary, to be used for the
 21 23 purposes designated:
 21 24 For initial implementation of the disaster behavioral
 21 25 health responder ready reserve by the homeland security and
 21 26 emergency management division in accordance with section
 21 27 29C.23, as enacted by this division of this Act:
 21 28 \$ 75,000

General Fund appropriation of \$75,000 to the Department of Public Defense.

DETAIL: This appropriation is for the initial implementation of the Disaster Behavioral Health Responder Ready Reserve by the Homeland Security and Emergency Management Division.

21 29 Sec. 35. STATE BOARD OF REGENTS -- ARTICULATION WEBSITE --
 21 30 APPROPRIATION. There is appropriated from the general fund of

General Fund appropriation to the Board of Regents to develop, maintain, and promote an articulation website.

21 31 the state to the state board of regents for the fiscal year
 21 32 beginning July 1, 2007, and ending June 30, 2008, the
 21 33 following amount, or so much thereof as is necessary, to be
 21 34 used for the purposes designated:
 21 35 For the development, maintenance, and promotion of a credit
 22 1 transfer and articulation internet website for use by students
 22 2 who wish to transfer credits earned at a community college to
 22 3 a state university governed by the board:
 22 4 \$ 250,000
 22 5 The general assembly finds that as college costs increase,
 22 6 Iowa's community college students need access to resources
 22 7 that allow the students to make informed, cost-effective
 22 8 decisions regarding their postsecondary education plans. It
 22 9 is the intent of the general assembly to provide for a
 22 10 seamless transition for students transferring from Iowa's
 22 11 community colleges to Iowa's state universities. Therefore,
 22 12 the state board of regents shall, in cooperation with the
 22 13 department of education and the community colleges, develop,
 22 14 maintain, and promote a user-friendly credit transfer and
 22 15 articulation internet website that allows Iowans to know at
 22 16 the time of enrollment in a community college course whether
 22 17 the credit will be accepted by the state university of the
 22 18 student's choice, the category in which the university will
 22 19 apply the credit, and to which degree program or programs the
 22 20 university will apply the credit. The board and the community
 22 21 colleges shall continuously strive to improve upon the
 22 22 coordinating efforts between the state universities and the
 22 23 community colleges to map and articulate community college
 22 24 courses for college credit with the degree programs offered at
 22 25 the state universities. The website shall be operational not
 22 26 later than July 1, 2008.

DETAIL: This is a new appropriation for FY 2008. The website is for use by students wishing to transfer credits earned at Iowa community colleges or Board of Regents universities. The website is to be operational by July 1, 2008.

22 27 Sec. 36. ALL IOWA OPPORTUNITY ASSISTANCE PROGRAM. If 2007
 22 28 Iowa Acts, Senate File 588, is enacted and provides for an
 22 29 appropriation from the general fund of the state to the
 22 30 college student aid commission for the fiscal year beginning
 22 31 July 1, 2007, and ending June 30, 2008, for the all Iowa

General Fund appropriation to the College Student Aid Commission for the All Iowa Opportunity Assistance Program.

DETAIL: This appropriation is to supplement the General Fund appropriation of \$1,000,000 for this Program in SF 588 (FY 2008)

22 32 opportunity assistance program, there is appropriated to
 22 33 supplement that appropriation as follows:
 22 34 For purposes of the all iowa opportunity assistance
 22 35 program, which includes the all iowa opportunity foster care
 23 1 grant program established pursuant to section 261.6 and the
 23 2 all iowa opportunity scholarship program established pursuant
 23 3 to section 261.88, if sections 261.6 and 261.88 are enacted by
 23 4 2007 iowa Acts, Senate File 588:
 23 5 \$ 2,000,000
 23 6 The moneys appropriated in this section shall be used for
 23 7 the all iowa opportunity scholarship program established
 23 8 pursuant to section 261.88, if enacted.

Education Appropriations Bill). The appropriation in SF 588 is allocated to two new Programs as follows: \$500,000 to the All Iowa Opportunity Scholarship Program and \$500,000 to the All Iowa Opportunity Foster Grant Program. This appropriation of \$2,000,000 is to be allocated to the All Iowa Opportunity Scholarship Program. This level of funding will allow private college and university students to receive assistance under the Program.

23 9 Sec. 37. BEFORE AND AFTER SCHOOL GRANT PROGRAM. If 2007
 23 10 iowa Acts, Senate File 588, is enacted and provides for an
 23 11 appropriation from the general fund of the state to the
 23 12 department of education for the fiscal year beginning July 1,
 23 13 2007, and ending June 30, 2008, for the before and after
 23 14 school grant program, there is appropriated to supplement that
 23 15 appropriation as follows:
 23 16 For the before and after school grant program established
 23 17 pursuant to section 256.26, if enacted by 2007 iowa Acts,
 23 18 Senate File 588:
 23 19 \$ 295,000

General Fund appropriation to the Department of Education.

DETAIL: This appropriation is for the Before and After School Grant Program, subject to enactment of the Program in SF 588 (FY 2008 Education Appropriations Bill). These funds will supplement the \$400,000 General Fund appropriation in SF 588.

23 20 Sec. 38. FARM MEDIATION. If 2007 iowa Acts, Senate File
 23 21 575, is enacted and provides for an appropriation from the
 23 22 general fund of the state to the department of justice for the
 23 23 fiscal year beginning July 1, 2007, and ending June 30, 2008,
 23 24 for the purpose of funding farm mediation services, there is
 23 25 appropriated to supplement that appropriation as follows:
 23 26 For the purpose of funding farm mediation services and
 23 27 other farm assistance program provisions in accordance with
 23 28 sections 13.13 through 13.24:
 23 29 \$ 150,000

General Fund appropriation to the Department of Justice for the Farm Mediation Program.

DETAIL: This is an increase of \$150,000 compared to the estimated FY 2007 appropriation. This appropriation is in addition to the appropriation of \$150,000 in SF 575 (FY 2008 Justice System Appropriations Bill). The FY 2007 General Fund appropriation is \$100,000.

23 30 Sec. 39. DEPARTMENT OF PUBLIC HEALTH -- 211 PROGRAM.
 23 31 There is appropriated from the general fund of the state to
 23 32 the department of public health for the fiscal year beginning
 23 33 July 1, 2007, and ending June 30, 2008, the following amount,
 23 34 or so much thereof as is necessary, to be used for the
 23 35 purposes designated:
 24 1 For a grant to be determined by the director of the
 24 2 department for a nonprofit organization exempt from federal
 24 3 income tax under section 501(c) of the federal Internal
 24 4 Revenue Code that is operating 211 program call centers on a
 24 5 statewide basis for community information and referral
 24 6 services:
 24 7 \$ 500,000
 24 8 The nonprofit organization shall cooperate with the
 24 9 department and shall provide a report on its activities and
 24 10 accomplishments to the general assembly by January 15, 2008.

General Fund appropriation to the Department of Public Health.

 DETAIL: This is a new appropriation for FY 2008 for a grant to operate the 211 Program Call Centers. Requires a report on the activities and accomplishments to be submitted to the General Assembly by January 15, 2008.

24 11 Sec. 40. JUDICIAL BRANCH. There is appropriated from the
 24 12 general fund of the state to the judicial branch for the
 24 13 fiscal year beginning July 1, 2007, and ending June 30, 2008,
 24 14 the following amount, or so much thereof as is necessary, for
 24 15 the purposes designated:
 24 16 For salaries, support, and miscellaneous purposes:
 24 17 \$ 14,000,000
 24 18 The amount appropriated in this section is a supplement to
 24 19 the appropriations made for these purposes in 2007 Iowa Acts,
 24 20 Senate File 563, if enacted.

General Fund appropriation to the Judicial Branch.

 DETAIL: This appropriation replaces an allocation from judicial receipts that is eliminated in Section 57.

24 21 Sec. 41. INDIGENT DEFENSE PROGRAM. There is appropriated
 24 22 from the general fund of the state to the office of state
 24 23 public defender of the department of inspections and appeals
 24 24 for the fiscal year beginning July 1, 2007, and ending June
 24 25 30, 2008, the following amount, or so much thereof as is
 24 26 necessary, for the purposes designated:
 24 27 For the indigent defense program:
 24 28 \$ 3,000,000

General Fund appropriation to the Office of the State Public Defender for the Indigent Defense Program.

 DETAIL: This appropriation replaces an allocation from judicial receipts that is eliminated in Section 57.

24 29 The amount appropriated in this section is a supplement to
 24 30 the appropriations made for these purposes in 2007 Iowa Acts,
 24 31 Senate File 575, if enacted.

24 32 Sec. 42. NEWTON CORRECTIONAL FACILITY. There is
 24 33 appropriated from the general fund of the state to the
 24 34 department of corrections for the fiscal year beginning July
 24 35 1, 2007, and ending June 30, 2008, the following amount, or so
 25 1 much thereof as is necessary, for the purposes designated:
 25 2 For the Newton correctional facility:
 25 3 \$ 560,000
 25 4 The amount appropriated in this section is a supplement to
 25 5 the appropriations made for these purposes in 2007 Iowa Acts,
 25 6 Senate File 575, if enacted.

General Fund appropriation to the Department of Corrections for the Newton Correctional Facility.

DETAIL: This appropriation replaces an allocation from judicial receipts that is eliminated in Section 57.

25 7 Sec. 43. LEGAL SERVICES POVERTY GRANTS. There is
 25 8 appropriated from the general fund of the state to the office
 25 9 of attorney general for the fiscal year beginning July 1,
 25 10 2007, and ending June 30, 2008, the following amount, or so
 25 11 much thereof as is necessary, for the purposes designated:
 25 12 For legal services for persons in poverty grants as
 25 13 provided in section 13.34:
 25 14 \$ 450,000
 25 15 The amount appropriated in this section is a supplement to
 25 16 the appropriations made for these purposes in 2007 Iowa Acts,
 25 17 Senate File 575, if enacted.

General Fund appropriation to the Office of the Attorney General for Legal Services Poverty Grants.

DETAIL: This appropriation replaces an allocation from judicial receipts that is eliminated in Section 57.

25 18 Sec. 44. IOWA JUNIOR ANGUS ASSOCIATION. There is
 25 19 appropriated from the general fund of the state to the
 25 20 department of agriculture and land stewardship for the fiscal
 25 21 year beginning July 1, 2007, and ending June 30, 2008, the
 25 22 following amount, or so much thereof as is necessary, to be
 25 23 used for the purpose designated:
 25 24 For allocation to the Iowa junior angus association in
 25 25 connection with the 2008 national junior angus show:
 25 26 \$ 10,000

General Fund appropriation to the Iowa Junior Angus Association.

DETAIL: This is a new appropriation for the 2008 National Junior Angus Show.

25 27 Sec. 45. STATE EMPLOYEE TELECOMMUTING -- POLICY. Any
25 28 director of a department or state agency who is subject to a
25 29 requirement to develop a telecommuter employment policy and
25 30 plans shall develop the policy and plans in consultation with
25 31 representatives of the collective bargaining units of the
25 32 employees affected by the policy and plans.

Requires State department and agency Directors to consult with representatives of the collective bargaining units of the affected employees when developing a telecommuting policy.

25 33 Sec. 46. 2006 Iowa Acts, chapter 1177, section 16,
25 34 subsection 4, is amended by adding the following new
25 35 unnumbered paragraph:
26 1 NEW UNNUMBERED PARAGRAPH. Notwithstanding section 8.33,
26 2 moneys appropriated in this subsection that remain
26 3 unencumbered or unobligated at the close of the fiscal year
26 4 shall not revert but shall remain available for expenditure
26 5 for the purposes designated during the succeeding fiscal year.

CODE: Requires nonreversion of funds appropriated in FY 2007 to the Department of Management for performance audits.

26 6 Sec. 47. 2006 Iowa Acts, chapter 1180, section 5,
26 7 subsection 6, is amended by adding the following new
26 8 unnumbered paragraph:
26 9 NEW UNNUMBERED PARAGRAPH. Notwithstanding section 8.33,
26 10 moneys appropriated in this subsection that remain
26 11 unencumbered or unobligated at the close of the fiscal year
26 12 shall not revert but shall remain available for expenditure
26 13 for the purposes designated until the close of the succeeding
26 14 fiscal year.

CODE: Requires nonreversion of funds appropriated in FY 2007 to the Department of Cultural Affairs for the Great Places initiative.

26 15 Sec. 48. 2007 Iowa Acts, Senate File 562, section 1,
26 16 subsection 6, if enacted, is amended by adding the following
26 17 new unnumbered paragraph:
26 18 NEW UNNUMBERED PARAGRAPH. Notwithstanding section 8.33,
26 19 moneys appropriated in this subsection that remain
26 20 unencumbered or unobligated at the close of the fiscal year
26 21 shall not revert but shall remain available for expenditure
26 22 for the purposes designated until the close of the succeeding
26 23 fiscal year.

CODE: Requires nonreversion of funds appropriated for FY 2008 in SF 562 (FY 2008 Economic Development Appropriations Subcommittee Act) to the Department of Cultural Affairs for the Great Places initiative.

26 24 Sec. 49. 2007 Iowa Acts, House File 752, section 1,
 26 25 subsection 2, paragraph a, if enacted, is amended to read as
 26 26 follows:
 26 27 a. Operations:
 26 28 \$ ~~6,237,000~~
 26 29 6,253,800

CODE: Increases the FY 2008 Road Use Tax Fund appropriation for the Operations budget unit within the Department of Transportation.

DETAIL: This is an increase of \$16,800 compared to the amount appropriated in HF 752 (FY 2008 Transportation Appropriations Bill). The Operations budget unit also receives an increase from the Primary Road Fund and 1.00 additional FTE position. This combined funding represents an increase of \$120,000 and 1.00 FTE position compared to the amount appropriated in HF 752 for the Operations budget unit.

26 30 Sec. 50. 2007 Iowa Acts, House File 752, section 2,
 26 31 subsection 1, paragraph a, if enacted, is amended to read as
 26 32 follows:
 26 33 a. Operations:
 26 34 \$ ~~38,311,652~~
 26 35 38,414,852
 27 1 FTEs ~~305.00~~
 27 2 306.00

CODE: Increases the FY 2008 Primary Road Fund appropriation for the Operations budget unit within the Department of Transportation.

DETAIL: This is an increase of \$103,200 and 1.00 FTE position compared to the amount appropriated in HF 752 (FY 2008 Transportation Appropriations Bill) to restore the FTE position eliminated due to reorganization. The Operations budget unit also receives an increase from the Road Use Tax Fund.

27 3 Sec. 51. NEW SECTION. 15.391 WORLD FOOD PRIZE AWARD AND
 27 4 SUPPORT.
 27 5 1. Commencing with the fiscal year beginning July 1, 2008,
 27 6 there is annually appropriated from the general fund of the
 27 7 state to the department one million dollars for the support of
 27 8 the world food prize award.
 27 9 2. The Iowa state capitol is designated as the primary
 27 10 location for the annual ceremony to award the world food
 27 11 prize.

CODE: Creates a standing General Fund appropriation of \$1,000,000 for support of the World Food Prize beginning in FY 2009.

27 12 Sec. 52. NEW SECTION. 15.392 WORLD FOOD PRIZE YOUTH
 27 13 INSTITUTE.
 27 14 1. As a condition of receiving state funding, the entity
 27 15 awarding the world food prize shall establish a world food
 27 16 prize youth institute program in honor of Nobel peace prize

CODE: Creates the World Food Prize Youth Institute.

27 17 laureate Dr. Norman E. Borlaug. The purpose of the program
 27 18 shall be to provide an educational opportunity and forum for
 27 19 high school students in this state who have an interest in
 27 20 food, agriculture, or natural resources disciplines.

27 21 2. State funding for the world food prize youth institute
 27 22 for a fiscal year shall be allocated from the appropriation
 27 23 made for the support of the world food prize award.

27 24 3. A world food prize youth institute advisory committee
 27 25 is established to advise and support the institute. The
 27 26 advisory committee shall receive regular updates concerning
 27 27 the status of the institute. The membership of the advisory
 27 28 committee shall include two members of the senate, one each
 27 29 appointed by the majority and minority party leaders, and two
 27 30 members of the house of representatives appointed by the
 27 31 speaker and minority leader of the house of representatives.
 27 32 In addition, the governor shall appoint two members. The
 27 33 terms of the legislative and executive branch appointments
 27 34 shall coincide with each legislative biennium. A vacancy in a
 27 35 legislative or executive branch appointment shall be filled
 28 1 for the balance of the unexpired term by the original
 28 2 appointing authority.

28 3 4. Staff support for the advisory committee shall be
 28 4 provided by the department of economic development.

28 5 Sec. 53. NEW SECTION. 29C.23 DISASTER BEHAVIORAL HEALTH
 28 6 RESPONDER READY RESERVE.

28 7 1. The administrator of the homeland security and
 28 8 emergency management division shall provide for the ongoing
 28 9 existence of a disaster behavioral health responder ready
 28 10 reserve in accordance with this section. The purpose of the
 28 11 reserve is to maintain a group of trained individuals to work
 28 12 with state and local officials and others in providing crisis
 28 13 counseling assistance in response to crises, disasters, and
 28 14 public disorder emergencies.

28 15 2. The ready reserve shall be considered to be a homeland
 28 16 security and emergency response team for purposes of section
 28 17 29C.8, and the members of the ready reserve shall be subject

Requires the Homeland Security and Emergency Management Division Administrator to continue to maintain a Disaster Behavioral Health Responder Ready Reserve. This is a group of trained individuals that work with State and local officials and others in providing crisis counseling assistance in response to crises, disasters, and public disorder emergencies. The Ready Reserve will be considered a Homeland Security and Emergency Response Team.

28 18 to section 29C.8 when the ready reserve is acting as a
 28 19 homeland security and emergency response team upon the
 28 20 directive of the administrator or pursuant to a governor's
 28 21 disaster emergency proclamation as provided in section 29C.6.
 28 22 3. The membership of the ready reserve may include but is
 28 23 not limited to nurses, social workers, teachers, farmers,
 28 24 mental health professionals, college students, and other
 28 25 persons trained to serve as a disaster behavioral health
 28 26 responder.
 28 27 4. Functions associated with maintaining the existence of
 28 28 the ready reserve shall include administration, project
 28 29 activities, provision of information through the internet,
 28 30 initial and ongoing training of ready reserve members, and
 28 31 other related activities. The administrator may contract for
 28 32 the performance of all or a part of the functions described in
 28 33 this subsection.
 28 34 5. Implementation of the ready reserve is subject to the
 28 35 funding appropriated or made available for purposes of the
 29 1 ready reserve.

29 2 Sec. 54. Section 256D.5, subsection 4, Code 2007, is
 29 3 amended to read as follows:
 29 4 4. For each fiscal year of the fiscal period beginning
 29 5 July 1, 2004, and ending June 30, ~~2007~~ 2012, the sum of
 29 6 twenty-nine million two hundred fifty thousand dollars.

CODE: Extends the \$29,250,000 General Fund appropriation and the sunset date for the Early Intervention Block Grant Program through FY 2012.

29 7 Sec. 55. Section 256D.9, Code 2007, is amended to read as
 29 8 follows:
 29 9 256D.9 FUTURE REPEAL.
 29 10 This chapter is repealed effective July 1, ~~2007~~ 2012.

CODE: Changes the repeal date for the Early Intervention Block Grant Program from July 1, 2007, to July 1, 2012.

29 11 Sec. 56. Section 279.51, subsection 1, Code 2007, is
 29 12 amended to read as follows:
 29 13 1. There is appropriated from the general fund of the
 29 14 state to the department of education for the fiscal year

CODE: Increases the General Fund standing appropriation to the Department of Education for programs for at-risk children to \$12,606,196 annually beginning in FY 2008.

DETAIL: This is an increase of \$46,196 compared to the current

29 15 beginning July 1, ~~2000~~ 2007, and each succeeding fiscal year,
 29 16 the sum of twelve million ~~five~~ six hundred ~~sixty six~~ six thousand
 29 17 one hundred ninety-six dollars.

statutory amount and an increase of \$1,335,196 compared to the FY 2007 appropriation. Since FY 2002, the General Assembly has notwithstanding the standing appropriation and appropriated a reduced amount. Since FY 2005, the appropriation has been reduced annually to \$11,271,000.

29 18 The moneys shall be allocated as follows:

29 19 a. Two hundred seventy-five thousand eight hundred
 29 20 sixty-four dollars of the funds appropriated shall be
 29 21 allocated to the area education agencies to assist school
 29 22 districts in developing program plans and budgets under this
 29 23 section and to assist school districts in meeting other
 29 24 responsibilities in early childhood education.
 29 25 b. For the fiscal year beginning July 1, ~~1998~~ 2007, and
 29 26 for each succeeding fiscal year, eight million five hundred
 29 27 ~~ten~~ thirty-six thousand seven hundred forty dollars of the
 29 28 funds appropriated shall be allocated to the child development
 29 29 coordinating council established in chapter 256A for the
 29 30 purposes set out in subsection 2 of this section and section
 29 31 256A.3.
 29 32 c. For the fiscal year beginning July 1, ~~1996~~ 2007, and
 29 33 for each fiscal year thereafter, three million five hundred
 29 34 ten thousand nine hundred ninety-two dollars of the funds
 29 35 appropriated shall be allocated as grants to school districts
 30 1 that have elementary schools that demonstrate the greatest
 30 2 need for programs for at-risk students with preference given
 30 3 to innovative programs for the early elementary school years.
 30 4 School districts receiving grants under this paragraph shall
 30 5 at a minimum provide activities and materials designed to
 30 6 encourage children's self-esteem, provide role modeling and
 30 7 mentoring techniques in social competence and social skills,
 30 8 and discourage inappropriate drug use. The grant allocations
 30 9 made in this paragraph may be renewed for additional periods
 30 10 of time. Of the amount allocated under this paragraph for
 30 11 each fiscal year, seventy-five thousand dollars shall be

CODE: Allocates the appropriation for programs for at-risk children as follows:

- \$275,864 to the Area Education Agencies (AEAs) to assist school districts in developing program plans and budgets and in other responsibilities in early childhood education. This is an increase of \$864 compared to the current statutory allocation and an increase of \$29,087 compared to the FY 2007 allocation.
- \$8,536,740 to the Child Development Coordinating Council (CDCC) for grants to support early childhood programming. In FY 2007, 90.27% of the funding allocated to the CDCC is being used to fund the Shared Visions Preschool Programs that serve children ages 3 to 5. Another \$727,106 has been designated for Parent Support Grants for families with children from birth to age 3. The new allocation amount is an increase of \$26,740 compared to the current statutory allocation and an increase of \$906,919 compared to the FY 2007 allocation.
- \$3,510,992 for grants to school districts that have elementary schools demonstrating the greatest need for at-risk programs, with preference given to innovative programs for the early elementary years. Of this amount, \$75,000 is allocated to districts of 10,000 students or less where more than 5.0% of the students are non-English speaking. The new allocation amount is an increase of \$10,992 compared to the current statutory allocation and an increase of \$370,188 compared to the FY 2007 allocation.
- Up to \$282,600 to the Department of Education for administrative purposes. This is no change compared to the current statutory allocation and an increase of \$29,002 compared to the FY 2007 allocation. The allocation is fully funded. Under the current statute, a reduction in the allocation to the CDCC is necessary to fully fund the administrative allocation.

30 12 allocated to school districts which have an actual student
 30 13 population of ten thousand or less and have an actual
 30 14 non-English speaking student population which represents
 30 15 greater than five percent of the total actual student
 30 16 population for grants to elementary schools in those
 30 17 districts.
 30 18 d. Notwithstanding section 256A.3, subsection 6, of the
 30 19 amount appropriated in this subsection for the fiscal year
 30 20 beginning July 1, ~~1996~~ 2007, and for each succeeding fiscal
 30 21 year, ~~two and one fourth percent up to two hundred eighty-two~~
 30 22 thousand six hundred dollars may be used for administrative
 30 23 costs. ~~Any reduction of an allocation under this subsection~~
 30 24 ~~as necessary to fund the provisions of this paragraph shall be~~
 30 25 ~~made from the allocation in paragraph "b".~~

30 26 Sec. 57. Section 602.1304, subsection 2, paragraph b, Code
 30 27 2007, is amended to read as follows:
 30 28 b. For each fiscal year, a judicial collection estimate
 30 29 for that fiscal year shall be equally and proportionally
 30 30 divided into a quarterly amount. The judicial collection
 30 31 estimate shall be calculated by using the state revenue
 30 32 estimating conference estimate made by December 15 pursuant to
 30 33 section 8.22A, subsection 3, of the total amount of fines,
 30 34 fees, civil penalties, costs, surcharges, and other revenues
 30 35 collected by judicial officers and court employees for deposit
 31 1 into the general fund of the state. The revenue estimating
 31 2 conference estimate shall be reduced by the maximum amounts
 31 3 allocated to the Iowa prison infrastructure fund pursuant to
 31 4 section 602.8108A, the court technology and modernization fund
 31 5 pursuant to section 602.8108, subsection 7, ~~the judicial~~
 31 6 ~~branch pursuant to section 602.8108, subsection 8, the~~
 31 7 ~~department of inspections and appeals pursuant to section~~
 31 8 ~~602.8108, subsection 9, the office of attorney general~~
 31 9 ~~pursuant to section 602.8108, subsection 10, the department of~~
 31 10 ~~corrections pursuant to section 602.8108, subsection 11, and~~
 31 11 the road use tax fund pursuant to section 602.8108, subsection
 31 12 12, and the remainder shall be the judicial collection

CODE: Repeals the allocations of judicial receipts resulting in deposit of the receipts into the General Fund.

DETAIL: Under current law, the following agencies receive allocations from judicial receipts:

- \$450,000 to the Office of the Attorney General for Legal Services Poverty Grants.
- \$560,000 to the Department of Corrections for the Newton Correctional Facility.
- \$3,000,000 to the Office of the State Public Defender for the Indigent Defense Program.
- \$14,000,000 to the Judicial Branch for its operating budget.

NOTE: Sections 40 through 43 of the Bill replace the allocations of judicial receipts with General Fund appropriations to the agencies listed above.

31 13 estimate. In each quarter of a fiscal year, after revenues
31 14 collected by judicial officers and court employees equal to
31 15 that quarterly amount are deposited into the general fund of
31 16 the state, after the required amount is deposited during the
31 17 quarter into the Iowa prison infrastructure fund pursuant to
31 18 section 602.8108A, into the court technology and modernization
31 19 fund pursuant to section 602.8108, subsection 7, and into the
31 20 road use tax fund pursuant to section 602.8108, subsection 12,
31 21 ~~after the required amount is allocated to the judicial branch~~
31 22 ~~pursuant to section 602.8108, subsection 8, and after the~~
31 23 ~~required amount is allocated to the department of inspections~~
31 24 ~~and appeals pursuant to section 602.8108, subsection 9, the~~
31 25 ~~office of attorney general pursuant to section 602.8108,~~
31 26 ~~subsection 10, and the department of corrections pursuant to~~
31 27 ~~section 602.8108, subsection 11, the director of the~~
31 28 department of administrative services shall deposit the
31 29 remaining revenues for that quarter into the enhanced court
31 30 collections fund in lieu of the general fund. However, after
31 31 total deposits into the collections fund for the fiscal year
31 32 are equal to the maximum deposit amount established for the
31 33 collections fund, remaining revenues for that fiscal year
31 34 shall be deposited into the general fund. If the revenue
31 35 estimating conference agrees to a different estimate at a
32 1 later meeting which projects a lesser amount of revenue than
32 2 the initial estimate amount used to calculate the judicial
32 3 collection estimate, the director of the department of
32 4 administrative services shall recalculate the judicial
32 5 collection estimate accordingly. If the revenue estimating
32 6 conference agrees to a different estimate at a later meeting
32 7 which projects a greater amount of revenue than the initial
32 8 estimate amount used to calculate the judicial collection
32 9 estimate, the director of the department of administrative
32 10 services shall recalculate the judicial collection estimate
32 11 accordingly but only to the extent that the greater amount is
32 12 due to an increase in the fines, fees, civil penalties, costs,
32 13 surcharges, or other revenues allowed by law to be collected
32 14 by judicial officers and court employees.

32 15 Sec. 58. Section 602.8108, subsections 8, 9, 10, and 11,
32 16 Code 2007, are amended by striking the subsections.

CODE: Repeals the allocation language for judicial receipts.

32 17 Sec. 59. EFFECTIVE DATE. The section of this division of
32 18 this Act amending section 256D.9, being deemed of immediate
32 19 importance, takes effect upon enactment.

Sections 54 and 55 related to the Early Intervention Block Grant take effect upon enactment.

32 20 Sec. 60. EFFECTIVE DATE. The section of this division of
32 21 this Act amending 2006 Iowa Acts, chapter 1177, being deemed
32 22 of immediate importance, takes effect upon enactment.

Section 46 related to the nonreversion of funds to the Department of Management takes effect upon enactment.

32 23 Sec. 61. EFFECTIVE DATE. The section of this division of
32 24 this Act amending 2006 Iowa Acts, chapter 1180, section 5,
32 25 being deemed of immediate importance, takes effect upon
32 26 enactment.

Section 47 related to the nonreversion of funds to the Department of Cultural Affairs takes effect upon enactment.

32 27 DIVISION V
32 28 MISCELLANEOUS STATUTORY CHANGES

NOTE: Statutory changes in this Division are noted by a "CODE:" designation in the text but are not included in the Code of Iowa summary page.

32 29 Sec. 62. Section 8A.363, subsection 1, Code 2007, is
32 30 amended to read as follows:
32 31 1. A state officer or employee shall not use a state-owned
32 32 motor vehicle for personal private use. A state officer or
32 33 employee shall not be compensated for driving a privately
32 34 owned motor vehicle unless it is done on state business with
32 35 the approval of the director. In that case the state officer
33 1 or employee shall receive an amount to be determined by the
33 2 director. The amount shall ~~not exceed~~ be not less than ninety
33 3 percent of the maximum or not more than one hundred ten
33 4 percent of the maximum allowable under the federal internal
33 5 revenue service rules per mile, notwithstanding established
33 6 mileage requirements or depreciation allowances. However, the
33 7 director may authorize private motor vehicle rates in excess

CODE: Specifies the reimbursement for use of personal vehicles while on State business must fall within a range of not less than 90.00% or more than 110.00% of the maximum allowable under the federal Internal Revenue Service rules.

33 8 of one hundred ten percent of the rate allowed under the
 33 9 federal internal revenue service rules for state business use
 33 10 of substantially modified or specially equipped privately
 33 11 owned vehicles required by persons with disabilities. A
 33 12 statutory provision establishing reimbursement for necessary
 33 13 mileage, travel, or actual expenses to a state officer falls
 33 14 under the private motor vehicle mileage rate limitation
 33 15 provided in this section unless specifically provided
 33 16 otherwise. Any peace officer employed by the state as defined
 33 17 in section 801.4 who is required to use a private motor
 33 18 vehicle in the performance of official duties shall receive
 33 19 the private vehicle mileage rate at the rate provided in this
 33 20 section. However, the director may delegate authority to
 33 21 officials of the state, and department heads, for the use of
 33 22 private vehicles on state business up to a yearly mileage
 33 23 figure established by the director. If a state motor vehicle
 33 24 has been assigned to a state officer or employee, the officer
 33 25 or employee shall not collect mileage for the use of a
 33 26 privately owned motor vehicle unless the state motor vehicle
 33 27 assigned is not useable.

33 28 Sec. 63. Section 15I.3, subsection 4, Code 2007, is
 33 29 amended to read as follows:
 33 30 4. The total amount of tax credit certificates that may be
 33 31 issued for a fiscal year under this chapter shall not exceed
 33 32 ten million dollars for the fiscal years beginning before July
 33 33 1, 2007, and shall not exceed four million dollars for fiscal
 33 34 years beginning on or after July 1, 2007. The department
 33 35 shall establish by rule the procedures for the application,
 34 1 review, selection, awarding of certificates, and the method to
 34 2 be used to determine for which fiscal year the tax credits are
 34 3 available. If the approved tax credits exceed the maximum
 34 4 amount for a fiscal year, tax credit certificates shall be
 34 5 issued on an earliest date applied basis.

CODE: Decreases the total amount of Wage-Benefit Program tax credits that may be awarded each fiscal year from the current \$10,000,000 to \$4,000,000. The change is effective in FY 2008. The credit limit for FY 2007 remains at \$10,000,000.

FISCAL IMPACT: Decreasing the maximum allowed credits under the Wage-Benefit Program will increase net General Fund revenue by \$6,000,000 million per year, beginning in FY 2008.

34 6 Sec. 64. Section 28D.3, subsection 4, Code 2007, is

CODE: Specifies that persons employed by the Department of

34 7 amended to read as follows:
34 8 4. Persons employed by the department of natural
34 9 resources, department of administrative services, and the Iowa
34 10 communications network under this chapter are not subject to
34 11 the twenty-four-month time limitation specified in subsection
34 12 2.

Administrative Services and the Iowa Communications Network are not subject to the twenty-four month time limitation as interchange employees.

34 13 Sec. 65. Section 85.66, Code 2007, is amended to read as
34 14 follows:
34 15 85.66 SECOND INJURY FUND -- CREATION -- CUSTODIAN.
34 16 The "Second Injury Fund" is hereby established under the
34 17 custody of the treasurer of state and shall consist of
34 18 payments to the fund as provided by this division and any
34 19 accumulated interest and earnings on moneys in the second
34 20 injury fund. The treasurer of state is charged with the
34 21 conservation of the assets of the second injury fund. Moneys
34 22 collected in the "Second Injury Fund" shall be disbursed only
34 23 for the purposes stated in this division, and shall not at any
34 24 time be appropriated or diverted to any other use or purpose.
34 25 The treasurer of state shall invest any surplus moneys of the
34 26 fund in securities which constitute legal investments for
34 27 state funds under the laws of this state, and may sell any of
34 28 the securities in which the fund is invested, if necessary,
34 29 for the proper administration or in the best interests of the
34 30 fund. Disbursements from the fund shall be paid by the
34 31 treasurer of state only upon the written order of the workers'
34 32 compensation commissioner. The attorney general shall be
34 33 reimbursed up to one hundred fifty thousand dollars annually
34 34 from the fund for services provided related to the fund. The
34 35 treasurer of state shall quarterly prepare a statement of the
35 1 fund, setting forth the balance of moneys in the fund, the
35 2 income of the fund, specifying the source of all income, the
35 3 payments out of the fund, specifying the various items of
35 4 payments, and setting forth the balance of the fund remaining
35 5 to its credit. The statement shall be open to public
35 6 inspection in the office of the treasurer of state.

CODE: Requires the Office of the Attorney General to be reimbursed up to \$150,000 annually from the Second Injury Fund.

DETAIL: This is an increase of \$100,000 compared to the estimated FY 2007 reimbursement.

35 7 Sec. 66. Section 85.67, Code 2007, is amended to read as
35 8 follows:
35 9 85.67 ADMINISTRATION OF FUND -- SPECIAL COUNSEL -- PAYMENT
35 10 OF AWARD.

35 11 The attorney general shall appoint a staff member to
35 12 represent the treasurer of state and the fund in all
35 13 proceedings and matters arising under this division. The
35 14 attorney general shall be reimbursed up to one hundred fifty
35 15 thousand dollars annually from the fund for services provided
35 16 related to the fund. The commissioner of insurance shall
35 17 consider the reimbursement to the attorney general as an
35 18 outstanding liability when making a determination of funding
35 19 availability under section 85.65A, subsection 2. In making an
35 20 award under this division, the workers' compensation
35 21 commissioner shall specifically find the amount the injured
35 22 employee shall be paid weekly, the number of weeks of
35 23 compensation which shall be paid by the employer, the date
35 24 upon which payments out of the fund shall begin, and, if
35 25 possible, the length of time the payments shall continue.

CODE: Conforming amendment to the statutory change in Section 65 of this Bill, that requires the Office of the Attorney General to be reimbursed up to \$150,000 from the Second Injury Fund.

35 26 Sec. 67. NEW SECTION. 190A.1 FARM-TO-SCHOOL PROGRAM.
35 27 A farm-to-school program is established to encourage and
35 28 promote the purchase of locally and regionally produced or
35 29 processed food in order to improve child nutrition and
35 30 strengthen local and regional farm economies.

CODE: Creates a Farm-to-School Program that encourages and promotes the purchase of locally-grown or regionally-produced food for Iowa school children.

35 31 Sec. 68. NEW SECTION. 190A.2 FARM-TO-SCHOOL COUNCIL.
35 32 1. A farm-to-school council is established and made up of
35 33 seven members representing the following associations or state
35 34 departments:
35 35 a. One member representing the Iowa school nutrition
36 1 association.
36 2 b. One member representing the Iowa association for
36 3 health, physical education, recreation and dance with
36 4 expertise in health.
36 5 c. One Iowa fruit or vegetable producer.

CODE: Creates a Farm-to-School Council and specifies the membership.

36 6 d. One Iowa organic meat producer.
36 7 e. The director of the Leopold center or the director's
36 8 designee.
36 9 f. The director of the department of agriculture and land
36 10 stewardship or the director's designee.
36 11 g. The director of the department of education or the
36 12 director's designee.
36 13 2. The members listed under subsection 1, paragraphs "a"
36 14 through "d", shall be selected by the governor without senate
36 15 confirmation and shall serve at the pleasure of the governor.

36 16 Sec. 69. NEW SECTION. 190A.3 GOALS AND STRATEGIES.

CODE: Specifies the goals of the Farm-to-School Council.

36 17 1. The program seeks to link elementary and secondary
36 18 public and nonpublic schools in this state with Iowa farms to
36 19 provide schools with fresh and minimally processed food for
36 20 inclusion in school meals and snacks, encourages children to
36 21 develop healthy eating habits, and provide Iowa farmers access
36 22 to consumer markets.

36 23 2. The farm-to-school program may include activities that
36 24 provide students with hands-on learning opportunities, such as
36 25 farm visits, cooking demonstrations, and school gardening and
36 26 composting programs.

36 27 3. The farm-to-school council shall seek to establish
36 28 partnerships with public agencies and nonprofit organizations
36 29 to implement a structure to facilitate communication between
36 30 farmers and schools.

36 31 4. The farm-to-school council shall actively seek
36 32 financial or in-kind contributions from organizations or
36 33 persons to support the program.

36 34 Sec. 70. NEW SECTION. 190A.4 AGENCY COOPERATION.

CODE: Requires the Department of Agriculture and Land
Stewardship and the Department of Education to publish information
related to the Farm-to-School Council on their web sites.

36 35 The department of agriculture and land stewardship and the
37 1 department of education shall provide information regarding
37 2 the Iowa farm-to-school program in an electronic format on the
37 3 department's internet website.

37 4 Sec. 71. NEW SECTION. 214A.2B LABORATORY FOR MOTOR FUEL
 37 5 AND BIOFUELS.
 37 6 A laboratory for motor fuel and biofuels is established at
 37 7 a merged area school which is engaged in biofuels testing on
 37 8 July 1, 2007, and which testing includes but is not limited to
 37 9 B20 biodiesel testing for motor trucks and the ability of
 37 10 biofuels to meet A.S.T.M. international standards. The
 37 11 laboratory shall conduct testing of motor fuel sold in this
 37 12 state and biofuel which is blended in motor fuel in this state
 37 13 to ensure that the motor fuel or biofuels meet the
 37 14 requirements in section 214A.2.

CODE: Establishes a laboratory for motor fuel and biofuels at Iowa Central Community College.

37 15 Sec. 72. Section 216A.121, subsection 3, if enacted by
 37 16 2007 Iowa Acts, House File 826, section 1, is amended to read
 37 17 as follows:
 37 18 3. MEMBERSHIP.
 37 19 a. The commission shall consist of ~~twenty-one~~ twenty-two
 37 20 members, including ~~seventeen~~ eighteen voting members and four
 37 21 nonvoting members.
 37 22 (1) The voting members shall be as follows:
 37 23 (a) The governor or the governor's designee.
 37 24 (b) One member, appointed by the governor, who is an Iowa
 37 25 designated representative to the federal Abraham Lincoln
 37 26 bicentennial commission governors' council.
 37 27 (c) One member appointed by the president of Humanities
 37 28 Iowa.
 37 29 (d) One member appointed by the director of the department
 37 30 of economic development.
 37 31 (e) One member appointed by the administrator of the state
 37 32 historical society of Iowa.
 37 33 (f) One member appointed by the executive director of the
 37 34 Iowa arts council.
 37 35 (g) One member appointed by the executive director of the
 38 1 Iowa museum society.
 38 2 (h) One member appointed by the president of the league of
 38 3 Iowa human rights agencies.
 38 4 (i) One member appointed by the president of the Iowa

CODE: Increases the membership of the Abraham Lincoln Bicentennial Commission from twenty-one members to twenty-two members by adding one member appointed by the Executive Director of the Iowa State Association of Counties as a voting member of the Commission.

DETAIL: This provision is contingent on enactment of the Commission in HF 826.

38 5 league of cities.
38 6 (ii) One member appointed by the executive director of the
38 7 Iowa state association of counties.
38 8 (j) One member appointed by the director of the department
38 9 of education.
38 10 (k) One member appointed by the chairperson of the state
38 11 board of regents.
38 12 (l) One member appointed by the president of the Iowa
38 13 library board.
38 14 (m) One member appointed by the chairperson of the Iowa
38 15 state chapter of the national association for the advancement
38 16 of colored people.
38 17 (n) Four public members, appointed by the governor, with a
38 18 demonstrated interest in history and substantial knowledge and
38 19 appreciation of Abraham Lincoln.
38 20 (2) The nonvoting members shall be two state
38 21 representatives, one appointed by the speaker of the house of
38 22 representatives and one by the minority leader of the house,
38 23 and two state senators, one appointed by the majority leader
38 24 of the senate and one by the minority leader of the senate.
38 25 b. ~~Nine~~ Ten voting members of the board shall constitute a
38 26 quorum. Persons making appointments shall consult with one
38 27 another to ensure that the commission is balanced by gender,
38 28 political affiliation, and geographic location, and to ensure
38 29 selection of members representing diverse interest groups.
38 30 The provisions of chapters 21 and 22 shall apply to meetings
38 31 and records of the commission.
38 32 c. The commission shall elect a chairperson and vice
38 33 chairperson from the members of the commission. Commission
38 34 members shall serve without compensation, but shall be
38 35 reimbursed for actual and necessary expenses.

39 1 Sec. 73. Section 237A.13, Code 2007, is amended by adding
39 2 the following new subsection:
39 3 NEW SUBSECTION. 3A. The department's billing and payment
39 4 provisions for the program shall allow providers to elect
39 5 either biweekly or monthly billing and payment for child care

CODE: Requires the Department of Human Services (DHS) to allow providers to choose between biweekly or monthly billing and payment. Also, requires the DHS to ensure child care providers receive payment within 10 business days of submitting an invoice for providing care, and sets forth requirements for handling billing

39 6 provided under the program. The department shall remit
 39 7 payment to a provider within ten business days of receiving a
 39 8 bill or claim for services provided. However, if the
 39 9 department determines that a bill has an error or omission,
 39 10 the department shall notify the provider of the error or
 39 11 omission and identify any correction needed before issuance of
 39 12 payment to the provider. The department shall provide the
 39 13 notice within five business days of receiving the billing from
 39 14 the provider and shall remit payment to the provider within
 39 15 ten business days of receiving the corrected billing.

omissions or errors.

FISCAL IMPACT: The estimated fiscal impact is an increase in General Fund expenditures of \$358,000 and 9.00 FTE positions for the DHS in FY 2008. The cost may be reduced or eliminated in subsequent fiscal years after the automated computer system is fully implemented.

39 16 Sec. 74. Section 272.27, Code 2007, is amended to read as
 39 17 follows:
 39 18 272.27 STUDENT TEACHING EDUCATOR LICENSURE EXPERIENCES.
 39 19 If the rules adopted by the board of educational examiners
 39 20 for issuance of any type or class of license require an
 39 21 applicant to complete work in student teaching, prestudent
 39 22 teaching experiences, field experiences, practicums, clinics,
 39 23 or internships, an accredited college or university located
 39 24 within the state of Iowa and states conterminous with Iowa may
 39 25 offer a program or programs of teacher education approved by
 39 26 the director of the department of education or the appropriate
 39 27 authority in states conterminous with Iowa by entering into a
 39 28 written contract with any ~~accredited~~ school district or
 39 29 ~~private school,~~ or any accredited or licensed private school
 39 30 or education agency under terms and conditions as agreed upon
 39 31 by the contracting parties. Students actually ~~teaching~~
 39 32 engaged in preservice licensure activities in a school
 39 33 district under the terms of such a contract are entitled to
 39 34 the same protection, under section 670.8, as is afforded by
 39 35 that section to officers and employees of the school district,
 40 1 during the time they are so assigned.

CODE: Permits teacher preparation institutions to contract with school districts, accredited or licensed private schools, and education agencies to offer pre-service licensure experiences, including student teaching, pre-student teaching experiences, field experiences, practicums, clinics, and internships.

40 2 Sec. 75. Section 303.1, Code 2007, is amended by adding
 40 3 the following new subsection:
 40 4 NEW SUBSECTION. 7. The department may develop and

CODE: Permits the Department of Cultural Affairs to develop and implement fee-based educational programming.

40 5 implement fee-based educational programming opportunities,
 40 6 including preschool programs, related to arts, history, and
 40 7 other cultural matters for lowans of all ages.

40 8 Sec. 76. Section 321.20B, subsection 2, paragraph b, Code
 40 9 2007, is amended to read as follows:

40 10 b. ~~The insurance division and the department, as~~
 40 11 ~~appropriate,~~ shall adopt rules regarding the contents of a
 40 12 financial liability coverage card to be issued pursuant to
 40 13 this section.

40 14 (1) Notwithstanding the provisions of this section, a
 40 15 fleet owner who is issued a certificate of self-insurance
 40 16 pursuant to section 321A.34, subsection 1, is not required to
 40 17 maintain in each vehicle a financial liability coverage card
 40 18 with the individual registration number or the vehicle
 40 19 identification number of the vehicle included on the card.
 40 20 Such fleet owner shall be required to maintain a financial
 40 21 liability coverage card in each vehicle in the fleet including
 40 22 information deemed appropriate by the ~~commissioner of~~
 40 23 ~~insurance or the director, as applicable.~~

40 24 (2) An association of individual members that is issued a
 40 25 certificate of self-insurance pursuant to section 321A.34,
 40 26 subsection 2, is required to maintain in each vehicle of an
 40 27 individual member a financial liability coverage card that
 40 28 complies with the provisions of this section and in addition
 40 29 contains information relating to the association and the
 40 30 association's certificate of self-insurance as is deemed
 40 31 appropriate by the director.

40 32 Sec. 77. Section 321A.34, subsections 1 and 2, Code 2007,
 40 33 are amended to read as follows:

40 34 1. a. Any person in whose name more than twenty-five
 40 35 motor vehicles are registered may qualify as a self-insurer by
 41 1 obtaining a certificate of self-insurance issued by the
 41 2 department as provided in ~~subsection 2 of this section~~
 41 3 paragraph "b".

CODE: Provides that an association of individual members that is issued a certificate of self-insurance is required to carry a financial liability card in each vehicle of the individual member.

CODE: Permits an association of individual members that is a legal entity the power to sue and be sued in its own name. The association must have twenty-five or more vehicles registered to qualify as a self-insurer.

Permits the Department of Transportation to issue certificates of self-insurance if satisfied that the association is able to pay judgments for damages against the association or against individual members of the

41 4 ~~2.~~ b. The department may, upon the application of such a
 41 5 person, issue a certificate of self-insurance if the
 41 6 department is satisfied that the person has and will continue
 41 7 to have the ability to pay judgments obtained against the
 41 8 person for damages arising out of the ownership, maintenance,
 41 9 or use of any vehicle owned by the person. A person issued a
 41 10 certificate of self-insurance pursuant to this ~~section~~
 41 11 subsection shall maintain a financial liability coverage card
 41 12 as provided in section 321.20B, subsection 2, paragraph "b",
 41 13 subparagraph (1).

41 14 2. a. Any association of individual members that is a
 41 15 legal entity with the power to sue and be sued in its own name
 41 16 and which is composed of individual members in whose names a
 41 17 total of more than twenty-five motor vehicles are registered,
 41 18 may qualify as a self-insurer by obtaining a certificate of
 41 19 insurance issued by the department as provided in paragraph
 41 20 "b".

41 21 b. The department may, upon the application of such an
 41 22 association, issue a certificate of self-insurance if the
 41 23 department is satisfied that the association has and will
 41 24 continue to have the ability to pay judgments obtained against
 41 25 the association or against an individual member of the
 41 26 association for damages arising out of the ownership,
 41 27 maintenance, or use of any vehicle owned by an individual
 41 28 member of the association. An association issued a
 41 29 certificate of self-insurance pursuant to this paragraph shall
 41 30 maintain a financial liability coverage card as provided in
 41 31 section 321.20B, subsection 2, paragraph "b", subparagraph
 41 32 (2).

41 33 Sec. 78. Section 388.2, unnumbered paragraph 2, Code 2007,
 41 34 is amended to read as follows:

41 35 ~~The~~ Upon the council's own motion, the proposal may be
 42 1 submitted to the voters at ~~any~~ the general election, the
 42 2 regular city election ~~by the council on its own motion, or at~~
 42 3 a special election called for that purpose. Upon receipt of a
 42 4 valid petition as defined in section 362.4, requesting that a

association.

CODE: Permits a proposal (submitted to the voters by the city council's own motion and not by petition) to establish, acquire, lease, dispose of, undertake, or discontinue operation of a city utility; to establish or dissolve a combined utility system; or to establish or discontinue a utility board, to be submitted at either the regular city or general election, or at a special election.

42 5 proposal be submitted to the voters, the council shall submit
42 6 the proposal at the next regular city election.

42 7 Sec. 79. Section 388.2, Code 2007, is amended by adding
42 8 the following new unnumbered paragraph after unnumbered
42 9 paragraph 2:
42 10 NEW UNNUMBERED PARAGRAPH. If the special election is to
42 11 establish a gas or electric utility pursuant to this section,
42 12 or if such a proposal is to be included on the ballot at the
42 13 regular city or general election, the mayor or council shall
42 14 give notice as required by section 376.1 to the county
42 15 commissioner of elections and to any utility whose property
42 16 would be affected by such election not less than sixty days
42 17 before the proposed date of the special, regular city, or
42 18 general election.

CODE: Specifies that if a special election is held to establish a gas or electric utility pursuant to this Section, or if such a proposal is to be included on the ballot at the regular city or general election, the mayor or city council is required to give notice to the county commissioner of elections and to any utility whose property would be affected by such election, at least 60 days before the proposed date of the regular city or general election, or special election.

42 19 Sec. 80. Section 404A.4, subsection 4, Code 2007, is
42 20 amended to read as follows:
42 21 4. The total amount of tax credits that may be approved
42 22 for a fiscal year under this chapter shall not exceed ~~two six~~
42 23 million ~~four hundred thousand~~ dollars. For the fiscal period
42 24 beginning July 1, 2005, and ending June 30, 2015, an
42 25 additional four million dollars of tax credits may be approved
42 26 each fiscal year for purposes of projects located in cultural
42 27 and entertainment districts certified pursuant to section
42 28 303.3B. Any of the additional tax credits allocated for
42 29 projects located in certified cultural and entertainment
42 30 districts that are not approved during a fiscal year shall be
42 31 applied to reserved tax credits issued in accordance with
42 32 section 404A.3 in order of original reservation. The
42 33 department of cultural affairs shall establish by rule the
42 34 procedures for the application, review, selection, and
42 35 awarding of certifications of completion. The departments of
43 1 economic development, cultural affairs, and revenue shall each
43 2 adopt rules to jointly administer this subsection and shall
43 3 provide by rule for the method to be used to determine for

CODE: Increases the maximum amount of historic preservation tax credits that may be awarded each fiscal year from the current \$2,400,000 to \$6,000,000. The change is effective in FY 2008. Assuming the new credits authorized for FY 2008 will have a tax year designation of 2008, the change will not impact General Fund revenue for FY 2008.

FISCAL IMPACT: The changes will decrease net General Fund receipts by \$3,600,000 beginning in FY 2009.

43 4 which fiscal year the tax credits are available. With the
 43 5 exception of tax credits issued pursuant to contracts entered
 43 6 into prior to July 1, 2005, tax credits shall not be reserved
 43 7 for more than five years.

43 8 Sec. 81. Section 463C.17, Code 2007, is amended to read as
 43 9 follows:

43 10 463C.17 EXEMPTION FROM COMPETITIVE BID LAWS.
 43 11 The authority, ~~the department, and their agents~~ and
 43 12 contracts entered into by the authority, ~~the department, and~~
 43 13 ~~their agents~~, in carrying out its public and essential
 43 14 governmental functions are exempt from the laws of the state
 43 15 which provide for competitive bids, ~~term-length~~, and hearings
 43 16 in connection with contracts, except as provided in section
 43 17 12.30. However, the exemption from competitive bid laws in
 43 18 this section shall not be construed to apply to contracts for
 43 19 ~~the development of the park or~~ the development or construction
 43 20 of facilities in the park, including, but not limited to,
 43 21 lodges, campgrounds, cabins, and golf courses.

CODE: Adds the Department of Natural Resources to the list of exemptions related to competitive bid laws.

43 22 Sec. 82. Section 717F.1, subsection 3, paragraph b, if
 43 23 enacted by 2007 Iowa Acts, Senate File 564, section 1, is
 43 24 amended to read as follows:

43 25 b. "Circus" does not include a person, regardless of
 43 26 whether the person is a holder of a class "C" license as
 43 27 provided in paragraph "a", who ~~does any of the following:~~
 43 28 ~~—(1) Keeps a dangerous wild animal which is a member of the~~
 43 29 ~~order carnivora within the family felidae or the family~~
 43 30 ~~ursidae, as described in this section.~~

43 31 ~~(2) Uses the~~ uses a dangerous wild animal for any of the
 43 32 following purposes:

43 33 ~~(a)~~ (1) A presentation to children at a public or
 43 34 nonpublic school as defined in section 280.2.

43 35 ~~(b)~~ (2) Entertainment that involves an activity in which
 44 1 a member of the public is in close proximity to the dangerous
 44 2 wild animal, including but not limited to a contest or a

CODE: Amends SF 564 (Wild and Dangerous Animals Bill) and defines the events that a circus is allowed to use a dangerous animal.

44 3 photographic opportunity.

44 4 Sec. 83. Section 717F.7, subsection 3, if enacted by 2007
44 5 Iowa Acts, Senate File 564, section 7, is amended by striking
44 6 the subsection.

CODE: Amends SF 564 (Wild and Dangerous Animals Bill) and allows a person to keep falcons if they have been issued a falconry license by the Department of Natural Resources.

44 7 Sec. 84. 2007 Iowa Acts, Senate File 403, section 5, if
44 8 enacted, is repealed.

CODE: Repeals Section 5 of SF 403 (FY 2007 Supplemental Appropriation Act) if enacted. The Section appropriated \$250,000 from the General Fund and 3.00 FTE positions to the Iowa Energy Independence Office.

44 9 Sec. 85. EFFECTIVE DATE. The section of this division of
44 10 this Act amending section 28D.3, subsection 4, being deemed of
44 11 immediate importance, takes effect upon enactment.

Specifies Section 64 referring to the DAS and the ICN takes effect upon enactment.

44 12 DIVISION VI
44 13 ELDER SERVICES

44 14 Sec. 86. Section 231B.1, subsection 1, Code 2007, is
44 15 amended to read as follows:

44 16 1. "Department" means the department of ~~elder affairs~~
44 17 inspections and appeals or the department's designee.

44 18 Sec. 87. Section 231B.1A, subsection 3, Code 2007, is
44 19 amended by striking the subsection.

44 20 Sec. 88. Section 231B.2, subsection 1, unnumbered
44 21 paragraph 1, Code 2007, is amended to read as follows:

44 22 The department shall establish by rule, in accordance with
44 23 chapter 17A, minimum standards for certification and
44 24 monitoring of elder group homes. The department may adopt by
44 25 reference, with or without amendment, nationally recognized
44 26 standards and rules for elder group homes. The standards and
44 27 rules shall be formulated in consultation with ~~the department~~
44 28 of inspections and appeals affected state agencies and
44 29 affected industry, professional, and consumer groups; shall

CODE: This Division (Sections 86 through 157) transfers regulatory control of elder group homes, assisted living programs, and adult day services for licensing and monitoring purposes from the Department of Elder Affairs to the Department of Inspections and Appeals.

44 30 be designed to accomplish the purposes of this chapter; and
44 31 shall include but not be limited to rules relating to all of
44 32 the following:

44 33 Sec. 89. Section 231B.2, subsection 1, paragraph b, Code
44 34 2007, is amended to read as follows:

44 35 b. Requirements that elder group homes furnish the
45 1 department of elder affairs and the department of inspections
45 2 and appeals with specified information necessary to administer
45 3 this chapter. All information related to the provider
45 4 application for an elder group home presented to either the
45 5 department of inspections and appeals or the department of
45 6 elder affairs shall be considered a public record pursuant to
45 7 chapter 22.

45 8 Sec. 90. Section 231B.2, subsection 2, Code 2007, is
45 9 amended to read as follows:

45 10 2. Each elder group home operating in this state shall be
45 11 certified by the department of inspections and appeals.

45 12 Sec. 91. Section 231B.2, subsection 5, unnumbered
45 13 paragraph 1, Code 2007, is amended to read as follows:

45 14 The department of inspections and appeals may enter into
45 15 contracts to provide certification and monitoring of elder
45 16 group homes. The department of inspections and appeals shall:

45 17 Sec. 92. Section 231B.2, subsection 6, 7, 9, and 10, Code
45 18 2007, are amended to read as follows:

45 19 6. A department, agency, or officer of this state or of
45 20 any governmental unit shall not pay or approve for payment
45 21 from public funds any amount to an elder group home for an
45 22 actual or prospective tenant, unless the program holds a
45 23 current certificate issued by the department of inspections
45 24 and appeals and meets all current requirements for
45 25 certification.

45 26 7. The department shall adopt rules regarding the
45 27 conducting or operating of another business or activity in the
45 28 distinct part of the physical structure in which the elder
45 29 group home is operated, if the business or activity serves
45 30 persons who are not tenants. The rules shall be developed in
45 31 consultation with the department of inspections and appeals
45 32 affected state agencies and affected industry, professional,

45 33 and consumer groups.

45 34 9. The department of ~~elder affairs and the department of~~
45 35 ~~inspections and appeals~~ shall conduct joint training sessions
46 1 for personnel responsible for conducting monitoring
46 2 evaluations and complaint investigations of elder group homes.

46 3 10. Certification shall be for two years unless revoked
46 4 for good cause by the department of ~~inspections and appeals~~.

46 5 Sec. 93. Section 231B.3, subsection 2, Code 2007, is
46 6 amended to read as follows:

46 7 2. A person who has knowledge that an elder group home is
46 8 operating without certification shall report the name and
46 9 address of the home to the department of ~~inspections and~~
46 10 ~~appeals~~. The department of ~~inspections and appeals~~ shall
46 11 investigate a report made pursuant to this section.

46 12 Sec. 94. Section 231B.4, Code 2007, is amended to read as
46 13 follows:

46 14 231B.4 ZONING -- FIRE AND SAFETY STANDARDS.

46 15 An elder group home shall be located in an area zoned for
46 16 single-family or multiple-family housing or in an
46 17 unincorporated area and shall be constructed in compliance
46 18 with applicable local housing codes and the rules adopted for
46 19 the special classification by the state fire marshal. In the
46 20 absence of local building codes, the facility shall comply
46 21 with the state plumbing code established pursuant to section
46 22 135.11 and the state building code established pursuant to
46 23 section 103A.7 and the rules adopted for the special
46 24 classification by the state fire marshal. The rules adopted
46 25 for the special classification by the state fire marshal
46 26 regarding second floor occupancy shall be adopted in
46 27 consultation with the department of ~~elder affairs~~ and shall
46 28 take into consideration the mobility of the tenants.

46 29 Sec. 95. Section 231B.5, subsection 3, Code 2007, is
46 30 amended to read as follows:

46 31 3. Occupancy agreements and related documents executed by
46 32 each tenant or tenant's legal representative shall be
46 33 maintained by the elder group home from the date of execution
46 34 until three years from the date the occupancy agreement is
46 35 terminated. A copy of the most current occupancy agreement

47 1 shall be provided to members of the general public, upon
47 2 request. Occupancy agreements and related documents shall be
47 3 made available for on-site inspection to the department of
47 4 ~~inspections and appeals~~ upon request and at reasonable times.
47 5 Sec. 96. Section 231B.6, subsection 1, unnumbered
47 6 paragraph 1, Code 2007, is amended to read as follows:
47 7 If an elder group home initiates the involuntary transfer
47 8 of a tenant and the action is not a result of a monitoring
47 9 evaluation or complaint investigation by the department of
47 10 ~~inspections and appeals~~, and if the tenant or tenant's legal
47 11 representative contests the transfer, the following procedure
47 12 shall apply:
47 13 Sec. 97. Section 231B.6, subsection 2, Code 2007, is
47 14 amended to read as follows:
47 15 2. The department, in consultation with ~~the department of~~
47 16 ~~inspections and appeals~~ affected state agencies and affected
47 17 industry, professional, and consumer groups, shall establish
47 18 by rule, in accordance with chapter 17A, procedures to be
47 19 followed, including the opportunity for hearing, when the
47 20 transfer of a tenant results from a monitoring evaluation or
47 21 complaint investigation conducted by the department of
47 22 ~~inspections and appeals~~.
47 23 Sec. 98. Section 231B.7, Code 2007, is amended to read as
47 24 follows:
47 25 231B.7 COMPLAINTS.
47 26 1. Any person with concerns regarding the operations or
47 27 service delivery of an elder group home may file a complaint
47 28 with the department of ~~inspections and appeals~~. The name of
47 29 the person who files a complaint with the department of
47 30 ~~inspections and appeals~~ and any personal identifying
47 31 information of the person or any tenant identified in the
47 32 complaint shall be kept confidential and shall not be subject
47 33 to discovery, subpoena, or other means of legal compulsion for
47 34 its release to a person other than department of ~~inspections~~
47 35 ~~and appeals~~' employees involved with the complaint.
48 1 2. The department, ~~in cooperation with the department of~~
48 2 ~~inspections and appeals~~, shall establish procedures for the
48 3 disposition of complaints received in accordance with this

48 4 section.
48 5 Sec. 99. Section 231B.8, Code 2007, is amended to read as
48 6 follows:
48 7 231B.8 INFORMAL REVIEW.
48 8 1. If an elder group home contests the findings of
48 9 regulatory insufficiencies of a monitoring evaluation or
48 10 complaint investigation, the program shall submit written
48 11 information, demonstrating that the program was in compliance
48 12 with the applicable requirement at the time of the monitoring
48 13 evaluation or complaint investigation of the regulatory
48 14 insufficiencies, to the department of ~~inspections and appeals~~
48 15 for review.
48 16 2. The department of ~~inspections and appeals~~ shall review
48 17 the written information submitted within ten working days of
48 18 the receipt of the information. At the conclusion of the
48 19 review, the department of ~~inspections and appeals~~ may affirm,
48 20 modify, or dismiss the regulatory insufficiencies. The
48 21 department of ~~inspections and appeals~~ shall notify the program
48 22 in writing of the decision to affirm, modify, or dismiss the
48 23 regulatory insufficiencies, and the reasons for the decision.
48 24 3. In the case of a complaint investigation, the
48 25 department of ~~inspections and appeals~~ shall also notify the
48 26 complainant, if known, of the decision and the reasons for the
48 27 decision.
48 28 Sec. 100. Section 231B.9, Code 2007, is amended to read as
48 29 follows:
48 30 231B.9 PUBLIC DISCLOSURE OF FINDINGS.
48 31 Upon completion of a monitoring evaluation or complaint
48 32 investigation of an elder group home by the department of
48 33 ~~inspections and appeals~~ pursuant to this chapter, including
48 34 the conclusion of all administrative appeals processes, the
48 35 ~~department of inspections and appeals'~~ department's final
49 1 findings with respect to compliance by the elder group home
49 2 with requirements for certification shall be made available to
49 3 the public in a readily available form and place. Other
49 4 information relating to an elder group home that is obtained
49 5 by the department of ~~inspections and appeals~~ which does not
49 6 constitute the ~~department of inspections and appeals'~~

49 7 ~~department's~~ final findings from a monitoring evaluation or
49 8 complaint investigation of the elder group home shall ~~be made~~
49 9 ~~available to the department of elder affairs upon request to~~
49 10 ~~facilitate policy decisions, but shall~~ not be made available
49 11 to the public except in proceedings involving the denial,
49 12 suspension, or revocation of a certificate under this chapter.

49 13 Sec. 101. Section 231B.10, subsection 1, unnumbered
49 14 paragraph 1, Code 2007, is amended to read as follows:

49 15 ~~The department of inspections and appeals~~ may deny,
49 16 suspend, or revoke a certificate in any case where the
49 17 ~~department of inspections and appeals~~ finds that there has
49 18 been a substantial or repeated failure on the part of the
49 19 elder group home to comply with this chapter or minimum
49 20 standards adopted under this chapter or for any of the
49 21 following reasons:

49 22 Sec. 102. Section 231B.10, subsection 2, Code 2007, is
49 23 amended to read as follows:

49 24 2. ~~The department of inspections and appeals~~ may as an
49 25 alternative to denial, suspension, or revocation conditionally
49 26 issue or continue a certificate dependent upon the performance
49 27 by the elder group home of reasonable conditions within a
49 28 reasonable period of time as set by the department ~~of~~
49 29 ~~inspections and appeals~~ so as to permit the program to
49 30 commence or continue the operation of the elder group home
49 31 pending full compliance with this chapter or the rules adopted
49 32 pursuant to this chapter. If the elder group home does not
49 33 make diligent efforts to comply with the conditions
49 34 prescribed, the department ~~of inspections and appeals~~ may,
49 35 under the proceedings prescribed by this chapter, deny,
50 1 suspend, or revoke the certificate. An elder group home shall
50 2 not be operated on a conditional certificate for more than one
50 3 year.

50 4 Sec. 103. Section 231B.11, Code 2007, is amended to read
50 5 as follows:

50 6 231B.11 NOTICE -- APPEAL -- EMERGENCY PROVISIONS.

50 7 1. The denial, suspension, or revocation of a certificate
50 8 shall be effected by delivering to the applicant or
50 9 certificate holder by restricted certified mail or by personal

50 10 service a notice setting forth the particular reasons for such
50 11 action. Such denial, suspension, or revocation shall become
50 12 effective thirty days after the mailing or service of the
50 13 notice, unless the applicant or certificate holder, within
50 14 such thirty-day period, requests a hearing, in writing, of the
50 15 department of ~~inspections and appeals~~, in which case the
50 16 notice shall be deemed to be suspended.

50 17 2. The denial, suspension, or revocation of a certificate
50 18 may be appealed in accordance with rules adopted by the
50 19 department of ~~inspections and appeals~~ in accordance with
50 20 chapter 17A.

50 21 3. When the department of ~~inspections and appeals~~ finds
50 22 that an imminent danger to the health or safety of a tenant of
50 23 an elder group home exists which requires action on an
50 24 emergency basis, the department of ~~inspections and appeals~~ may
50 25 direct removal of all tenants of the elder group home and
50 26 suspend the certificate prior to a hearing.

50 27 Sec. 104. Section 231B.12, Code 2007, is amended to read
50 28 as follows:

50 29 231B.12 DEPARTMENT NOTIFIED OF CASUALTIES.

50 30 The department of ~~inspections and appeals~~ shall be notified
50 31 within twenty-four hours, by the most expeditious means
50 32 available, of any accident causing substantial injury or death
50 33 to a tenant, and any substantial fire or natural or other
50 34 disaster occurring at or near an elder group home.

50 35 Sec. 105. Section 231B.13, Code 2007, is amended to read
51 1 as follows:

51 2 231B.13 RETALIATION BY ELDER GROUP HOME PROHIBITED.

51 3 An elder group home shall not discriminate or retaliate in
51 4 any way against a tenant, a tenant's family, or an employee of
51 5 the elder group home who has initiated or participated in any
51 6 proceeding authorized by this chapter. An elder group home
51 7 that violates this section is subject to a penalty as
51 8 established by administrative rule in accordance with chapter
51 9 17A, to be assessed and collected by the department of
51 10 ~~inspections and appeals~~, paid into the state treasury, and
51 11 credited to the general fund of the state.

51 12 Sec. 106. Section 231B.14, subsection 2, Code 2007, is

51 13 amended to read as follows:

51 14 2. Following receipt of notice from the department of
51 15 ~~inspections and appeals~~, continued failure or refusal to
51 16 comply within a prescribed time frame with regulatory
51 17 requirements that have a direct relationship to the health,
51 18 safety, or security of elder group home tenants.

51 19 Sec. 107. Section 231B.14, subsection 3, unnumbered
51 20 paragraph 1, Code 2007, is amended to read as follows:

51 21 Preventing or interfering with or attempting to impede in
51 22 any way any duly authorized representative of the department
51 23 ~~of inspections and appeals~~ in the lawful enforcement of this
51 24 chapter or of the rules adopted pursuant to this chapter. As
51 25 used in this subsection, "lawful enforcement" includes but is
51 26 not limited to:

51 27 Sec. 108. Section 231B.15, Code 2007, is amended to read
51 28 as follows:

51 29 231B.15 CRIMINAL PENALTIES AND INJUNCTIVE RELIEF.

51 30 A person establishing, conducting, managing, or operating
51 31 an elder group home without a certificate is guilty of a
51 32 serious misdemeanor. Each day of continuing violation after
51 33 conviction or notice from the department of ~~inspections and~~
51 34 ~~appeals~~ by certified mail of a violation shall be considered a
51 35 separate offense. A person establishing, conducting,
52 1 managing, or operating an elder group home without a
52 2 certificate may be temporarily or permanently restrained by a
52 3 court of competent jurisdiction from such activity in an
52 4 action brought by the state.

52 5 Sec. 109. Section 231B.17, subsection 1, Code 2007, is
52 6 amended to read as follows:

52 7 1. The department of ~~inspections and appeals~~ shall collect
52 8 elder group home certification and related fees. Fees
52 9 collected and retained pursuant to this section shall be
52 10 deposited in the general fund of the state.

52 11 Sec. 110. Section 231B.20, Code 2007, is amended to read
52 12 as follows:

52 13 231B.20 NURSING ASSISTANT AND MEDICATION AIDE --
52 14 CERTIFICATION.

52 15 The department of ~~inspections and appeals~~, in cooperation

52 16 with other appropriate agencies, shall establish a procedure
52 17 to allow nursing assistants or medication aides to claim work
52 18 within an elder group home as credit toward sustaining the
52 19 nursing assistant's or medication aide's certification.

52 20 Sec. 111. Section 231C.1, subsection 3, Code 2007, is
52 21 amended by striking the subsection and inserting in lieu
52 22 thereof the following:

52 23 3. It is the intent of the general assembly that the
52 24 department promote a social model for assisted living programs
52 25 and a consultative process to assist with compliance by
52 26 assisted living programs.

52 27 Sec. 112. Section 231C.2, subsection 3, Code 2007, is
52 28 amended to read as follows:

52 29 3. "Department" means the department of ~~elder affairs-~~
52 30 ~~created in chapter 231~~ inspections and appeals or the
52 31 department's designee.

52 32 Sec. 113. Section 231C.3, subsection 1, unnumbered
52 33 paragraph 1, Code 2007, is amended to read as follows:

52 34 The department shall establish by rule in accordance with
52 35 chapter 17A minimum standards for certification and monitoring
53 1 of assisted living programs. The department may adopt by
53 2 reference with or without amendment, nationally recognized
53 3 standards and rules for assisted living programs. The rules
53 4 shall include specification of recognized accrediting entities
53 5 and provisions related to dementia-specific programs. The
53 6 standards and rules shall be formulated in consultation with
53 7 ~~the department of inspections and appeals~~ affected state
53 8 agencies and affected industry, professional, and consumer
53 9 groups; ~~i~~ shall be designed to accomplish the purposes of this
53 10 chapter; ~~i~~ and shall include but are not limited to rules
53 11 relating to all of the following:

53 12 Sec. 114. Section 231C.3, subsection 1, paragraph b, Code
53 13 2007, is amended to read as follows:

53 14 b. Requirements that assisted living programs furnish the
53 15 department of ~~elder affairs and the department of inspections-~~
53 16 ~~and appeals~~ with specified information necessary to administer
53 17 this chapter. All information related to a provider
53 18 application for an assisted living program submitted to ~~either~~

53 19 the department of elder affairs or the department of
53 20 inspections and appeals shall be considered a public record
53 21 pursuant to chapter 22.

53 22 Sec. 115. Section 231C.3, subsection 2, Code 2007, is
53 23 amended to read as follows:

53 24 2. Each assisted living program operating in this state
53 25 shall be certified by the department of inspections and
53 26 appeals. If an assisted living program is voluntarily
53 27 accredited by a recognized accrediting entity, the department
53 28 of inspections and appeals shall certify the assisted living
53 29 program on the basis of the voluntary accreditation. An
53 30 assisted living program that is certified by the department of
53 31 inspections and appeals on the basis of voluntary
53 32 accreditation shall not be subject to payment of the
53 33 certification fee prescribed in section 231C.18, but shall be
53 34 subject to an administrative fee as prescribed by rule. An
53 35 assisted living program certified under this section is exempt
54 1 from the requirements of section 135.63 relating to
54 2 certificate of need requirements.

54 3 Sec. 116. Section 231C.3, subsection 5, unnumbered
54 4 paragraph 1, Code 2007, is amended to read as follows:
54 5 The department of inspections and appeals may enter into
54 6 contracts to provide certification and monitoring of assisted
54 7 living programs. The department of inspections and appeals
54 8 shall:

54 9 Sec. 117. Section 231C.3, subsections 6, 7, 8, 10, and 11,
54 10 Code 2007, are amended to read as follows:

54 11 6. The department may also establish by rule in accordance
54 12 with chapter 17A minimum standards for subsidized and
54 13 dementia-specific assisted living programs. The rules shall
54 14 be formulated in consultation with ~~the department of~~
54 15 inspections and appeals affected state agencies and affected
54 16 industry, professional, and consumer groups.

54 17 7. A department, agency, or officer of this state or of
54 18 any governmental unit shall not pay or approve for payment
54 19 from public funds any amount to an assisted living program for
54 20 an actual or prospective tenant, unless the program holds a
54 21 current certificate issued by the department of inspections-

54 22 ~~and appeals~~ and meets all current requirements for
54 23 certification.

54 24 8. The department shall adopt rules regarding the
54 25 conducting or operating of another business or activity in the
54 26 distinct part of the physical structure in which the assisted
54 27 living program is provided, if the business or activity serves
54 28 nontenants. The rules shall be developed in consultation with
54 29 ~~the department of inspections and appeals~~ affected state
54 30 agencies and affected industry, professional, and consumer
54 31 groups.

54 32 10. The department of ~~elder affairs and the department of~~
54 33 ~~inspections and appeals~~ shall conduct joint training sessions
54 34 for personnel responsible for conducting monitoring
54 35 evaluations and complaint investigations of assisted living
55 1 programs.

55 2 11. Certification of an assisted living program shall be
55 3 for two years unless certification is revoked for good cause
55 4 by the department of ~~inspections and appeals~~.

55 5 Sec. 118. Section 231C.4, Code 2007, is amended to read as
55 6 follows:

55 7 231C.4 FIRE AND SAFETY STANDARDS.

55 8 The state fire marshal shall adopt rules, in coordination
55 9 with the department of ~~elder affairs and the department of~~
55 10 ~~inspections and appeals~~, relating to the certification and
55 11 monitoring of the fire and safety standards of certified
55 12 assisted living programs.

55 13 Sec. 119. Section 231C.5, subsection 3, Code 2007, is
55 14 amended to read as follows:

55 15 3. Occupancy agreements and related documents executed by
55 16 each tenant or the tenant's legal representative shall be
55 17 maintained by the assisted living program in program files
55 18 from the date of execution until three years from the date the
55 19 occupancy agreement is terminated. A copy of the most current
55 20 occupancy agreement shall be provided to members of the
55 21 general public, upon request. Occupancy agreements and
55 22 related documents shall be made available for on-site
55 23 inspection to the department of ~~inspections and appeals~~ upon
55 24 request and at reasonable times.

55 25 Sec. 120. Section 231C.6, subsection 1, unnumbered
55 26 paragraph 1, Code 2007, is amended to read as follows:

55 27 If an assisted living program initiates the involuntary
55 28 transfer of a tenant and the action is not a result of a
55 29 monitoring evaluation or complaint investigation by the
55 30 department of ~~inspections and appeals~~, and if the tenant or
55 31 the tenant's legal representative contests the transfer, the
55 32 following procedure shall apply:

55 33 Sec. 121. Section 231C.6, subsection 2, Code 2007, is
55 34 amended to read as follows:

55 35 2. The department, in consultation with ~~the department of~~
56 1 ~~inspections and appeals~~ affected state agencies and affected
56 2 industry, professional, and consumer groups, shall establish,
56 3 by rule in accordance with chapter 17A, procedures to be
56 4 followed, including the opportunity for hearing, when the
56 5 transfer of a tenant results from a monitoring evaluation or
56 6 complaint investigation conducted by the department of ~~of~~
56 7 ~~inspections and appeals~~.

56 8 Sec. 122. Section 231C.7, Code 2007, is amended to read as
56 9 follows:

56 10 231C.7 COMPLAINTS.

56 11 1. Any person with concerns regarding the operations or
56 12 service delivery of an assisted living program may file a
56 13 complaint with the department of ~~inspections and appeals~~. The
56 14 name of the person who files a complaint with the department
56 15 of ~~inspections and appeals~~ and any personal identifying
56 16 information of the person or any tenant identified in the
56 17 complaint shall be kept confidential and shall not be subject
56 18 to discovery, subpoena, or other means of legal compulsion for
56 19 its release to a person other than department of ~~inspections-~~
56 20 ~~and appeals'~~ employees involved with the complaint.

56 21 2. The department, ~~in cooperation with the department of~~
56 22 ~~inspections and appeals~~, shall establish procedures for the
56 23 disposition of complaints received in accordance with this
56 24 section.

56 25 Sec. 123. Section 231C.8, Code 2007, is amended to read as
56 26 follows:

56 27 231C.8 INFORMAL REVIEW.

56 28 1. If an assisted living program contests the regulatory
56 29 insufficiencies of a monitoring evaluation or complaint
56 30 investigation, the program shall submit written information,
56 31 demonstrating that the program was in compliance with the
56 32 applicable requirement at the time of the monitoring
56 33 evaluation or complaint investigation, in support of the
56 34 contesting of the regulatory insufficiencies, to the
56 35 department of ~~inspections and appeals~~ for review.

57 1 2. The department of ~~inspections and appeals~~ shall review
57 2 the written information submitted within ten working days of
57 3 the receipt of the information. At the conclusion of the
57 4 review, the department of ~~inspections and appeals~~ may affirm,
57 5 modify, or dismiss the regulatory insufficiencies. The
57 6 department of ~~inspections and appeals~~ shall notify the program
57 7 in writing of the decision to affirm, modify, or dismiss the
57 8 regulatory insufficiencies, and the reasons for the decision.

57 9 3. In the case of a complaint investigation, the
57 10 department of ~~inspections and appeals~~ shall also notify the
57 11 complainant, if known, of the decision and the reasons for the
57 12 decision.

57 13 Sec. 124. Section 231C.9, Code 2007, is amended to read as
57 14 follows:

57 15 231C.9 PUBLIC DISCLOSURE OF FINDINGS.

57 16 Upon completion of a monitoring evaluation or complaint
57 17 investigation of an assisted living program by the department
57 18 of ~~inspections and appeals~~ pursuant to this chapter, including
57 19 the conclusion of all administrative appeals processes, the
57 20 ~~department of inspections and appeals'~~ department's final
57 21 findings with respect to compliance by the assisted living
57 22 program with requirements for certification shall be made
57 23 available to the public in a readily available form and place.

57 24 Other information relating to an assisted living program that
57 25 is obtained by the department of ~~inspections and appeals~~ which
57 26 does not constitute the ~~department of inspections and appeals'~~
57 27 department's final findings from a monitoring evaluation or
57 28 complaint investigation of the assisted living program shall
57 29 ~~be made available to the department of elder affairs upon~~
57 30 ~~request in order to facilitate policy decisions, but shall not~~

57 31 be made available to the public except in proceedings
57 32 involving the denial, suspension, or revocation of a
57 33 certificate under this chapter.

57 34 Sec. 125. Section 231C.10, subsection 1, unnumbered
57 35 paragraph 1, Code 2007, is amended to read as follows:

58 1 The department of ~~inspections and appeals~~ may deny,
58 2 suspend, or revoke a certificate in any case where the
58 3 department of ~~inspections and appeals~~ finds that there has
58 4 been a substantial or repeated failure on the part of the
58 5 assisted living program to comply with this chapter or the
58 6 rules, or minimum standards adopted under this chapter, or for
58 7 any of the following reasons:

58 8 Sec. 126. Section 231C.10, subsection 2, Code 2007, is
58 9 amended to read as follows:

58 10 2. The department of ~~inspections and appeals~~ may as an
58 11 alternative to denial, suspension, or revocation conditionally
58 12 issue or continue a certificate dependent upon the performance
58 13 by the assisted living program of reasonable conditions within
58 14 a reasonable period of time as set by the department of ~~of~~
58 15 ~~inspections and appeals~~ so as to permit the program to
58 16 commence or continue the operation of the program pending full
58 17 compliance with this chapter or the rules adopted pursuant to
58 18 this chapter. If the assisted living program does not make
58 19 diligent efforts to comply with the conditions prescribed, the
58 20 department of ~~inspections and appeals~~ may, under the
58 21 proceedings prescribed by this chapter, suspend, or revoke the
58 22 certificate. An assisted living program shall not be operated
58 23 on a conditional certificate for more than one year.

58 24 Sec. 127. Section 231C.11, Code 2007, is amended to read
58 25 as follows:

58 26 231C.11 NOTICE -- APPEAL -- EMERGENCY PROVISIONS.

58 27 1. The denial, suspension, or revocation of a certificate
58 28 shall be effected by delivering to the applicant or
58 29 certificate holder by restricted certified mail or by personal
58 30 service a notice setting forth the particular reasons for such
58 31 action. Such denial, suspension, or revocation shall become
58 32 effective thirty days after the mailing or service of the
58 33 notice, unless the applicant or certificate holder, within

58 34 such thirty-day period, requests a hearing, in writing, of the
58 35 department of ~~inspections and appeals~~, in which case the
59 1 notice shall be deemed to be suspended.

59 2 2. The denial, suspension, or revocation of a certificate
59 3 may be appealed in accordance with rules adopted by the
59 4 department of ~~inspections and appeals~~ in accordance with
59 5 chapter 17A.

59 6 3. When the department of ~~inspections and appeals~~ finds
59 7 that an imminent danger to the health or safety of tenants of
59 8 an assisted living program exists which requires action on an
59 9 emergency basis, the department of ~~inspections and appeals~~ may
59 10 direct removal of all tenants of an assisted living program
59 11 and suspend the certificate prior to a hearing.

59 12 Sec. 128. Section 231C.12, Code 2007, is amended to read
59 13 as follows:

59 14 231C.12 DEPARTMENT NOTIFIED OF CASUALTIES.

59 15 The department of ~~inspections and appeals~~ shall be notified
59 16 within twenty-four hours, by the most expeditious means
59 17 available, of any accident causing substantial injury or
59 18 death, and any substantial fire or natural or other disaster
59 19 occurring at or near an assisted living program.

59 20 Sec. 129. Section 231C.13, Code 2007, is amended to read
59 21 as follows:

59 22 231C.13 RETALIATION BY ASSISTED LIVING PROGRAM PROHIBITED.

59 23 An assisted living program shall not discriminate or
59 24 retaliate in any way against a tenant, tenant's family, or an
59 25 employee of the program who has initiated or participated in
59 26 any proceeding authorized by this chapter. An assisted living
59 27 program that violates this section is subject to a penalty as
59 28 established by administrative rule in accordance with chapter
59 29 17A, to be assessed and collected by the department of
59 30 ~~inspections and appeals~~, paid into the state treasury, and
59 31 credited to the general fund of the state.

59 32 Sec. 130. Section 231C.14, subsection 2, Code 2007, is
59 33 amended to read as follows:

59 34 2. Following receipt of notice from the department of
59 35 ~~inspections and appeals~~, continued failure or refusal to
60 1 comply within a prescribed time frame with regulatory

60 2 requirements that have a direct relationship to the health,
60 3 safety, or security of program tenants.

60 4 Sec. 131. Section 231C.14, subsection 3, unnumbered
60 5 paragraph 1, Code 2007, is amended to read as follows:

60 6 Preventing or interfering with or attempting to impede in
60 7 any way any duly authorized representative of the department
60 8 ~~of inspections and appeals~~ in the lawful enforcement of this
60 9 chapter or of the rules adopted pursuant to this chapter. As
60 10 used in this subsection, "lawful enforcement" includes but is
60 11 not limited to:

60 12 Sec. 132. Section 231C.15, Code 2007, is amended to read
60 13 as follows:

60 14 231C.15 CRIMINAL PENALTIES AND INJUNCTIVE RELIEF.

60 15 A person establishing, conducting, managing, or operating
60 16 any assisted living program without a certificate is guilty of
60 17 a serious misdemeanor. Each day of continuing violation after
60 18 conviction or notice from the department ~~of inspections and~~
60 19 ~~appeals~~ by certified mail of a violation shall be considered a
60 20 separate offense or chargeable offense. A person
60 21 establishing, conducting, managing, or operating an assisted
60 22 living program without a certificate may be temporarily or
60 23 permanently restrained by a court of competent jurisdiction
60 24 from such activity in an action brought by the state.

60 25 Sec. 133. Section 231C.16, Code 2007, is amended to read
60 26 as follows:

60 27 231C.16 NURSING ASSISTANT AND MEDICATION AIDE --
60 28 CERTIFICATION.

60 29 The department ~~of inspections and appeals~~, in cooperation
60 30 with other appropriate agencies, shall establish a procedure
60 31 to allow nursing assistants or medication aides to claim work
60 32 within an assisted living program as credit toward sustaining
60 33 the nursing assistant's or medication aide's certification.

60 34 Sec. 134. Section 231C.18, subsection 1, Code 2007, is
60 35 amended to read as follows:

61 1 1. The department ~~of inspections and appeals~~ shall collect
61 2 assisted living program certification and related fees. An
61 3 assisted living program that is certified by the department ~~of~~
61 4 ~~inspections and appeals~~ on the basis of voluntary

61 5 accreditation by a recognized accrediting entity shall not be
61 6 subject to payment of the certification fee, but shall be
61 7 subject to an administrative fee as prescribed by rule. Fees
61 8 collected and retained pursuant to this section shall be
61 9 deposited in the general fund of the state.

61 10 Sec. 135. Section 231D.1, subsection 3, Code 2007, is
61 11 amended to read as follows:

61 12 3. "Department" means the department of ~~elder affairs-~~
61 13 ~~created in chapter 231~~ inspections and appeals.

61 14 Sec. 136. Section 231D.2, subsection 2, Code 2007, is
61 15 amended by striking the subsection.

61 16 Sec. 137. Section 231D.2, subsections 3 and 4, Code 2007,
61 17 are amended to read as follows:

61 18 3. The department shall establish, by rule in accordance
61 19 with chapter 17A, a program for certification and monitoring
61 20 of and complaint investigations related to adult day services
61 21 programs. The department, in establishing minimum standards
61 22 for adult day services programs, may adopt by rule in
61 23 accordance with chapter 17A, nationally recognized standards
61 24 for adult day services programs. The rules shall include
61 25 specification of recognized accrediting entities. The rules
61 26 shall include a requirement that sufficient staffing be
61 27 available at all times to fully meet a participant's
61 28 identified needs. The rules shall include a requirement that
61 29 no fewer than two staff persons who monitor participants as
61 30 indicated in each participant's service plan shall be awake
61 31 and on duty during the hours of operation when two or more
61 32 participants are present. The rules and minimum standards
61 33 adopted shall be formulated in consultation with ~~the-~~
61 34 ~~department of inspections and appeals~~ affected state agencies
61 35 and affected industry, professional, and consumer groups and
62 1 shall be designed to accomplish the purpose of this chapter.

62 2 4. The department may establish by administrative rule, in
62 3 accordance with chapter 17A, specific rules related to minimum
62 4 standards for dementia-specific adult day services programs.
62 5 The rules shall be formulated in consultation with ~~the-~~
62 6 ~~department of inspections and appeals~~ affected state agencies
62 7 and affected industry, professional, and consumer groups.

62 8 Sec. 138. Section 231D.3, subsections 1, 3, 4, 5, 6, and
62 9 7, Code 2007, are amended to read as follows:

62 10 1. A person or governmental unit acting severally or
62 11 jointly with any other person or governmental unit shall not
62 12 establish or operate an adult day services program and shall
62 13 not represent an adult day services program to the public as
62 14 certified unless and until the program is certified pursuant
62 15 to this chapter. If an adult day services program is
62 16 voluntarily accredited by a recognized accrediting entity with
62 17 specific adult day services standards, the department of
62 18 ~~inspections and appeals~~ shall accept voluntary accreditation
62 19 as the basis for certification by the department. The owner
62 20 or manager of a certified adult day services program shall
62 21 comply with the rules adopted by the department for an adult
62 22 day services program.

62 23 3. An adult day services program that has been certified
62 24 by the department of ~~inspections and appeals~~ shall not alter
62 25 the program, operation, or adult day services for which the
62 26 program is certified in a manner that affects continuing
62 27 certification without prior approval of the department of
62 28 ~~inspections and appeals~~. The department of ~~inspections and~~
62 29 ~~appeals~~ shall specify, by rule, alterations that are subject
62 30 to prior approval.

62 31 4. A department, agency, or officer of this state or of
62 32 any governmental unit shall not pay or approve for payment
62 33 from public funds any amount to an adult day services program
62 34 for an actual or prospective participant, unless the program
62 35 holds a current certificate issued by the department of
63 1 ~~inspections and appeals~~ and meets all current requirements for
63 2 certification.

63 3 5. The department shall adopt rules regarding the
63 4 conducting or operating of another business or activity in the
63 5 distinct part of the physical structure in which the adult day
63 6 services program is provided, if the business or activity
63 7 serves persons who are not participants. The rules shall be
63 8 developed in consultation with ~~the department of inspections-~~
63 9 ~~and appeals~~ affected state agencies and affected industry,
63 10 professional, and consumer groups.

63 11 6. The department of elder affairs and the department of
63 12 inspections and appeals shall conduct joint training sessions
63 13 for personnel responsible for conducting monitoring
63 14 evaluations and complaint investigations of adult day services
63 15 programs.

63 16 7. Certification of an adult day services program shall be
63 17 for two years unless revoked for good cause by the department
63 18 of inspections and appeals.

63 19 Sec. 139. Section 231D.4, subsection 1, Code 2007, is
63 20 amended to read as follows:

63 21 1. Certificates for adult day services programs shall be
63 22 obtained from the department of inspections and appeals.
63 23 Applications shall be upon such forms and shall include such
63 24 information as the department of inspections and appeals may
63 25 reasonably require, which may include affirmative evidence of
63 26 compliance with applicable statutes and local ordinances.
63 27 Each application for certification shall be accompanied by the
63 28 appropriate fee.

63 29 Sec. 140. Section 231D.4, subsection 2, paragraph a, Code
63 30 2007, is amended to read as follows:

63 31 a. The department of inspections and appeals shall collect
63 32 adult day services certification fees. The fees shall be
63 33 deposited in the general fund of the state.

63 34 Sec. 141. Section 231D.5, subsection 1, unnumbered
63 35 paragraph 1, Code 2007, is amended to read as follows:

64 1 The department of inspections and appeals may deny,
64 2 suspend, or revoke certification if the department of
64 3 inspections and appeals finds that there has been a
64 4 substantial or repeated failure on the part of the adult day
64 5 services program to comply with this chapter or the rules or
64 6 minimum standards adopted pursuant to this chapter, or for any
64 7 of the following reasons:

64 8 Sec. 142. Section 231D.5, subsection 3, Code 2007, is
64 9 amended to read as follows:

64 10 3. In the case of a certificate applicant or existing
64 11 certificate holder which is an entity other than an
64 12 individual, the department of inspections and appeals may
64 13 deny, suspend, or revoke a certificate if any individual who

64 14 is in a position of control or is an officer of the entity
64 15 engages in any act or omission proscribed by this section.
64 16 Sec. 143. Section 231D.6, Code 2007, is amended to read as
64 17 follows:
64 18 231D.6 NOTICE -- APPEAL -- EMERGENCY PROVISIONS.
64 19 1. The denial, suspension, or revocation of a certificate
64 20 shall be effected by delivering to the applicant or
64 21 certificate holder by restricted certified mail or by personal
64 22 service a notice setting forth the particular reasons for the
64 23 action. The denial, suspension, or revocation shall become
64 24 effective thirty days after the mailing or service of the
64 25 notice, unless the applicant or certificate holder, within the
64 26 thirty-day period, requests a hearing, in writing, of the
64 27 department of ~~inspections and appeals~~, in which case the
64 28 notice shall be deemed to be suspended.
64 29 2. The denial, suspension, or revocation of a certificate
64 30 may be appealed in accordance with rules adopted by the
64 31 department of ~~inspections and appeals~~ in accordance with
64 32 chapter 17A.
64 33 3. When the department of ~~inspections and appeals~~ finds
64 34 that an immediate danger to the health or safety of
64 35 participants in an adult day services program exists which
65 1 requires action on an emergency basis, the department of
65 2 ~~inspections and appeals~~ may direct the removal of all
65 3 participants in the adult day services program and suspend the
65 4 certificate prior to a hearing.
65 5 Sec. 144. Section 231D.7, Code 2007, is amended to read as
65 6 follows:
65 7 231D.7 CONDITIONAL OPERATION.
65 8 The department of ~~inspections and appeals~~ may, as an
65 9 alternative to denial, suspension, or revocation of
65 10 certification under section 231D.5, conditionally issue or
65 11 continue certification dependent upon the performance by the
65 12 adult day services program of reasonable conditions within a
65 13 reasonable period of time as prescribed by the department of
65 14 ~~inspections and appeals~~ so as to permit the program to
65 15 commence or continue the operation of the program pending full
65 16 compliance with this chapter or the rules adopted pursuant to

65 17 this chapter. If the adult day services program does not make
65 18 diligent efforts to comply with the conditions prescribed, the
65 19 department of ~~inspections and appeals~~ may, under the
65 20 proceedings prescribed by this chapter, suspend or revoke the
65 21 certificate. An adult day services program shall not be
65 22 operated under conditional certification for more than one
65 23 year.

65 24 Sec. 145. Section 231D.8, Code 2007, is amended to read as
65 25 follows:

65 26 231D.8 DEPARTMENT NOTIFIED OF CASUALTIES.

65 27 The department of ~~inspections and appeals~~ shall be notified
65 28 within twenty-four hours, by the most expeditious means
65 29 available, of any accident causing substantial injury or
65 30 death, and any substantial fire or natural or other disaster
65 31 occurring at or near an adult day services program.

65 32 Sec. 146. Section 231D.9, Code 2007, is amended to read as
65 33 follows:

65 34 231D.9 COMPLAINTS AND CONFIDENTIALITY.

65 35 1. A person with concerns regarding the operations or
66 1 service delivery of an adult day services program may file a
66 2 complaint with the department of ~~inspections and appeals~~. The
66 3 name of the person who files a complaint with the department
66 4 of ~~inspections and appeals~~ and any personal identifying
66 5 information of the person or any participant identified in the
66 6 complaint shall be kept confidential and shall not be subject
66 7 to discovery, subpoena, or other means of legal compulsion for
66 8 its release to a person other than employees of the department
66 9 of ~~inspections and appeals~~ involved in the investigation of
66 10 the complaint.

66 11 2. The department, ~~in cooperation with the department of~~
66 12 ~~inspections and appeals~~, shall establish procedures for the
66 13 disposition of complaints received in accordance with this
66 14 section.

66 15 Sec. 147. Section 231D.9A, Code 2007, is amended to read
66 16 as follows:

66 17 231D.9A INFORMAL REVIEW.

66 18 1. If an adult day services program contests the findings
66 19 of regulatory insufficiencies of a monitoring evaluation or

66 20 complaint investigation, the program shall submit written
66 21 information, demonstrating that the program was in compliance
66 22 with the applicable requirement at the time of the monitoring
66 23 evaluation or complaint investigation, to the department of
66 24 ~~inspections and appeals~~ for review.

66 25 2. The department of ~~inspections and appeals~~ shall review
66 26 the written information submitted within ten working days of
66 27 the receipt of the information. At the conclusion of the
66 28 review, the department of ~~inspections and appeals~~ may affirm,
66 29 modify, or dismiss the regulatory insufficiencies. The
66 30 department of ~~inspections and appeals~~ shall notify the program
66 31 in writing of the decision to affirm, modify, or dismiss the
66 32 regulatory insufficiencies, and the reasons for the decision.

66 33 3. In the case of a complaint investigation, the
66 34 department of ~~inspections and appeals~~ shall also notify the
66 35 complainant, if known, of the decision and the reasons for the
67 1 decision.

67 2 Sec. 148. Section 231D.10, Code 2007, is amended to read
67 3 as follows:

67 4 231D.10 PUBLIC DISCLOSURE OF FINDINGS.

67 5 Upon completion of a monitoring evaluation or complaint
67 6 investigation of an adult day services program by the
67 7 department of ~~inspections and appeals~~ pursuant to this
67 8 chapter, including the conclusion of all administrative
67 9 appeals processes, the department's final findings with
67 10 respect to compliance by the adult day services program with
67 11 requirements for certification shall be made available to the
67 12 public in a readily available form and place. Other
67 13 information relating to an adult day services program that is
67 14 obtained by the department of ~~inspections and appeals~~ which
67 15 does not constitute the department's final findings from a
67 16 monitoring evaluation or complaint investigation of the adult
67 17 day services program shall ~~be made available to the department~~
67 18 ~~upon request to facilitate policy decisions, but shall~~ not be
67 19 made available to the public except in proceedings involving
67 20 the denial, suspension, or revocation of a certificate under
67 21 this chapter.

67 22 Sec. 149. Section 231D.11, subsection 1, Code 2007, is

67 23 amended to read as follows:

67 24 1. A person establishing, conducting, managing, or
67 25 operating an adult day services program without a certificate
67 26 is guilty of a serious misdemeanor. Each day of continuing
67 27 violation after conviction or notice from the department of
67 28 ~~inspections and appeals~~ by certified mail of a violation shall
67 29 be considered a separate offense or chargeable offense. A
67 30 person establishing, conducting, managing, or operating an
67 31 adult day services program without a certificate may be
67 32 temporarily or permanently restrained by a court of competent
67 33 jurisdiction from such activity in an action brought by the
67 34 state.

67 35 Sec. 150. Section 231D.11, subsection 2, paragraph c,
68 1 unnumbered paragraph 1, Code 2007, is amended to read as
68 2 follows:

68 3 Preventing or interfering with or attempting to impede in
68 4 any way any duly authorized representative of the department
68 5 ~~of inspections and appeals~~ in the lawful enforcement of this
68 6 chapter or of the rules adopted pursuant to this chapter. As
68 7 used in this paragraph, "lawful enforcement" includes but is
68 8 not limited to:

68 9 Sec. 151. Section 231D.12, Code 2007, is amended to read
68 10 as follows:

68 11 231D.12 RETALIATION BY ADULT DAY SERVICES PROGRAM
68 12 PROHIBITED.

68 13 1. An adult day services program shall not discriminate or
68 14 retaliate in any way against a participant, participant's
68 15 family, or an employee of the program who has initiated or
68 16 participated in any proceeding authorized by this chapter. An
68 17 adult day services program that violates this section is
68 18 subject to a penalty as established by administrative rule, to
68 19 be assessed and collected by the department of ~~inspections and~~
68 20 ~~appeals~~, paid into the state treasury, and credited to the
68 21 general fund of the state.

68 22 2. Any attempt to discharge a participant from an adult
68 23 day services program by whom or upon whose behalf a complaint
68 24 has been submitted to the department of ~~inspections and~~
68 25 ~~appeals~~ under section 231D.9, within ninety days after the

68 26 filing of the complaint or the conclusion of any proceeding
68 27 resulting from the complaint, shall raise a rebuttable
68 28 presumption that the action was taken by the program in
68 29 retaliation for the filing of the complaint, except in
68 30 situations in which the participant is discharged due to
68 31 changes in health status which exceed the level of care
68 32 offered by the adult day services program or in other
68 33 situations as specified by rule.

68 34 Sec. 152. Section 231D.13, Code 2007, is amended to read
68 35 as follows:

69 1 231D.13 NURSING ASSISTANT AND MEDICATION AIDE --
69 2 CERTIFICATION.

69 3 ~~The department of inspections and appeals~~, in cooperation
69 4 with other appropriate agencies, shall establish a procedure
69 5 to allow nursing assistants or medication aides to claim work
69 6 within adult day services programs as credit toward sustaining
69 7 the nursing assistant's or medication aide's certification.

69 8 Sec. 153. Section 231D.15, Code 2007, is amended to read
69 9 as follows:

69 10 231D.15 FIRE AND SAFETY STANDARDS.

69 11 The state fire marshal shall adopt rules, in coordination
69 12 with the department of ~~elder affairs and the department of~~
69 13 ~~inspections and appeals~~, relating to the certification and
69 14 monitoring of the fire and safety standards of adult day
69 15 services programs.

69 16 Sec. 154. Section 231D.17, subsection 3, Code 2007, is
69 17 amended to read as follows:

69 18 3. Written contractual agreements and related documents
69 19 executed by each participant or participant's legal
69 20 representative shall be maintained by the adult day services
69 21 program in program files from the date of execution until
69 22 three years from the date the written contractual agreement is
69 23 terminated. A copy of the most current written contractual
69 24 agreement shall be provided to members of the general public,
69 25 upon request. Written contractual agreements and related
69 26 documents shall be made available for on-site inspection to
69 27 the department of ~~inspections and appeals~~ upon request and at
69 28 reasonable times.

69 29 Sec. 155. Section 231D.18, subsection 1, unnumbered
69 30 paragraph 1, Code 2007, is amended to read as follows:
69 31 If an adult day services program initiates the involuntary
69 32 transfer of a participant and the action is not a result of a
69 33 monitoring evaluation or complaint investigation by the
69 34 department of ~~inspections and appeals~~, and if the participant
69 35 or participant's legal representative contests the transfer,
70 1 the following procedure shall apply:
70 2 Sec. 156. Section 231D.18, subsection 2, Code 2007, is
70 3 amended to read as follows:
70 4 2. The department, in consultation with ~~the department of~~
70 5 ~~inspections and appeals~~ affected state agencies and affected
70 6 industry, professional, and consumer groups, shall establish
70 7 by rule, in accordance with chapter 17A, procedures to be
70 8 followed, including the opportunity for hearing, when the
70 9 transfer of a participant results from a monitoring evaluation
70 10 or complaint investigation conducted by the department of ~~of~~
70 11 ~~inspections and appeals~~.

70 12 Sec. 157. ADMINISTRATIVE RULES -- TRANSITION PROVISIONS.

70 13 1. Any rule, regulation, form, order, or directive
70 14 promulgated by the department of elder affairs and in effect
70 15 on the effective date of this Act shall continue in full force
70 16 and effect until amended, repealed, or supplemented by
70 17 affirmative action of the department of inspections and
70 18 appeals under the duties and powers of the department of
70 19 inspections and appeals as established in this Act and under
70 20 the procedure established in subsection 2.

70 21 Any license, certification, or permit issued by the
70 22 department of elder affairs and in effect on the effective
70 23 date of this Act shall continue in full force and effect until
70 24 expiration or renewal.

70 25 2. In regard to updating references and format in the Iowa
70 26 administrative code in order to correspond to the
70 27 restructuring of state government as established in this Act,
70 28 the administrative rules coordinator and the administrative
70 29 rules review committee, in consultation with the
70 30 administrative code editor, shall jointly develop a schedule
70 31 for the necessary updating of the Iowa administrative code.

70 32 DIVISION VII
70 33 CORRECTIVE PROVISIONS

70 34 Sec. 158. Section 35A.15, subsection 2, if enacted by 2007
70 35 Iowa Acts, Senate File 407, section 1, is amended to read as
71 1 follows:
71 2 2. The home ownership assistance program is established to
71 3 continue the program implemented pursuant to ~~2003 Iowa Acts,~~
71 4 ~~chapter 179, section 21, subsection 5, as amended by 2005 Iowa~~
71 5 ~~Acts, chapter 161, section 1, and as amended by 2005 Iowa~~
71 6 ~~Acts,~~ chapter 115, section 37, and continued in accordance
71 7 with 2006 Iowa Acts, chapter 1167, sections 3 and 4, and other
71 8 appropriations.

CODE: This Division (Sections 158 through 177) contains technical corrective provisions. No specific explanation has been provided for these Sections.

71 9 Sec. 159. Section 48A.7A, subsection 4, paragraph b, as
71 10 enacted by 2007 Iowa Acts, House File 653, section 2, is
71 11 amended to read as follows:
71 12 b. The form of the written oath required of a person
71 13 attesting to the identity and residency of the registrant
71 14 shall read as follows:
71 15 I, (name of registered voter), do solemnly
71 16 swear or affirm all of the following:
71 17 I am a preregistered voter in this precinct or I registered
71 18 to vote in this precinct today, and a registered voter did not
71 19 sign an oath on my behalf.
71 20 I am a resident of the precinct, ward
71 21 or township, city of, county of, Iowa.
71 22 I reside at (street address) in
71 23 (street address)
71 24 (city or township)
71 25 (city or township)
71 26 I personally know (name of registrant),
71 27 (name of registrant)
71 28 and I personally know that (name of
71 29 (name of registrant)
71 30 registrant) is a resident of the precinct,

71 31 ward or township, city of, county of
71 32, Iowa.
71 33 I understand that any false statement in this oath is a
71 34 class "D" felony punishable by no more than five years in
71 35 confinement and a fine of at least seven hundred fifty dollars
72 1 but not more than seven thousand five hundred dollars.
72 2
72 3 Signature of Registered Voter
72 4 Subscribed and sworn before me on (date).
72 5
72 6 Signature of Precinct Election Official

72 7 Sec. 160. Section 53.37, subsection 5, Code 2007, as
72 8 amended by 2007 Iowa Acts, House File 848, section 31, to be
72 9 subsection 3, paragraph e, is amended to read as follows:
72 10 e. Citizens of the United States who do not fall under any
72 11 of the categories described in ~~subsections 1 to 4~~ paragraphs
72 12 "a" through "d", but who are entitled to register and vote
72 13 pursuant to section 48A.5, subsection 4.

72 14 Sec. 161. Section 68A.406, subsection 2, unnumbered
72 15 paragraph 2, Code 2007, as amended by 2007 Iowa Acts, Senate
72 16 File 39, section 7, is amended to read as follows:
72 17 ~~Subparagraphs~~ Paragraphs "d", "e", and "f" shall not apply
72 18 to the posting of signs on private property not a polling
72 19 place, except that the placement of a sign on a motor vehicle,
72 20 trailer, or semitrailer, or any attachment to a motor vehicle,
72 21 trailer, or semitrailer parked on public property within three
72 22 hundred feet of a polling place, which sign is more than
72 23 ninety square inches in size, is prohibited.

72 24 Sec. 162. Section 96.5, subsection 5, paragraph c, Code
72 25 2007, as amended by 2007 Iowa Acts, Senate File 272, section
72 26 27, to be subsection 5, paragraph a, subparagraph (3), is
72 27 amended to read as follows:

72 28 (3) A governmental or other pension, retirement or retired
72 29 pay, annuity, or any other similar periodic payment made under
72 30 a plan maintained or contributed to by a base period or
72 31 chargeable employer where, except for benefits under the
72 32 federal Social Security Act or the federal Railroad Retirement
72 33 Act of 1974 or the corresponding provisions of prior law, the
72 34 plan's eligibility requirements or benefit payments are
72 35 affected by the base period employment or the remuneration for
73 1 the base period employment. However, if an individual's
73 2 benefits are reduced due to the receipt of a payment under
73 3 this ~~paragraph~~ subparagraph, the reduction shall be decreased
73 4 by the same percentage as the percentage contribution of the
73 5 individual to the plan under which the payment is made.
73 6 Sec. 163. Section 147.74, subsection 22, Code 2007, as
73 7 amended by 2007 Iowa Acts, Senate File 74, section 61, is
73 8 amended to read as follows:
73 9 22. A sign language interpreter or transliterator licensed
73 10 under chapter 154E and this chapter may use the title
73 11 "licensed sign language interpreter" or the letters "L. I."
73 12 after the person's name.

73 13 Sec. 164. Section 147.98, Code 2007, as amended by 2007
73 14 Iowa Acts, Senate File 74, section 71, is amended to read as
73 15 follows:
73 16 147.98 EXECUTIVE DIRECTOR OF THE BOARD OF PHARMACY.
73 17 The board of pharmacy may employ a full-time executive
73 18 director, who shall not be a member of the ~~examining~~ board, at
73 19 such compensation as may be fixed pursuant to chapter 8A,
73 20 subchapter IV, but the provisions of section 147.22 providing
73 21 for a secretary for each ~~examining~~ board shall not apply to
73 22 the board of pharmacy.

73 23 Sec. 165. Section 148.10, unnumbered paragraph 1, Code
73 24 2007, as amended by 2007 Iowa Acts, Senate File 74, section
73 25 95, is amended to read as follows:
73 26 The board may, in ~~their~~ its discretion, issue a temporary

73 27 certificate authorizing the licensee to practice medicine and
73 28 surgery or osteopathic medicine and surgery in a specific
73 29 location or locations and for a specified period of time if,
73 30 in the opinion of the board, a need exists and the person
73 31 possesses the qualifications prescribed by the board for the
73 32 license, which shall be substantially equivalent to those
73 33 required for licensure under this chapter or chapter 150A, as
73 34 the case may be. The board shall determine in each instance
73 35 those eligible for this license, whether or not examinations
74 1 shall be given, and the type of examinations. No requirements
74 2 of the law pertaining to regular permanent licensure are
74 3 mandatory for this temporary license except as specifically
74 4 designated by the board. The granting of a temporary license
74 5 does not in any way indicate that the person so licensed is
74 6 necessarily eligible for regular licensure or that the board
74 7 in any way is obligated to so license the person.

74 8 Sec. 166. Section 150A.3, subsection 1, paragraph c, Code
74 9 2007, as that section is amended by 2007 Iowa Acts, Senate
74 10 File 74, section 115, is amended to read as follows:
74 11 c. Present to the Iowa department of public health
74 12 satisfactory evidence that the applicant has completed one
74 13 year of internship or resident training in a hospital approved
74 14 for such training by the ~~medical examiners board~~.

74 15 Sec. 167. Section 151.12, unnumbered paragraph 1, Code
74 16 2007, as amended by 2007 Iowa Acts, Senate File 74, section
74 17 125, is amended to read as follows:
74 18 The board may, in its discretion, issue a temporary
74 19 certificate authorizing the licensee to practice chiropractic
74 20 if, in the opinion of the ~~chiropractic examiners board~~, a need
74 21 exists and the person possesses the qualifications prescribed
74 22 by the board for the license, which shall be substantially
74 23 equivalent to those required for licensure under this chapter.
74 24 The board shall determine in each instance those eligible for
74 25 this license, whether or not examinations shall be given, the

74 26 type of examinations, and the duration of the license. No
74 27 requirements of the law pertaining to regular permanent
74 28 licensure are mandatory for this temporary license except as
74 29 specifically designated by the board. The granting of a
74 30 temporary license does not in any way indicate that the person
74 31 so licensed is eligible for regular licensure or that the
74 32 board is obligated to so license the person.

74 33 Sec. 168. Section 154.1, unnumbered paragraph 3, Code
74 34 2007, as amended by 2007 Iowa Acts, Senate File 74, section
74 35 142, to be subsection 4, is amended to read as follows:
75 1 4. Therapeutically certified optometrists may employ all
75 2 diagnostic and therapeutic pharmaceutical agents for the
75 3 purpose of diagnosis and treatment of conditions of the human
75 4 eye and adnexa pursuant to this ~~paragraph~~ subsection,
75 5 excluding the use of injections other than to counteract an
75 6 anaphylactic reaction, and notwithstanding section 147.107,
75 7 may without charge supply any of the above pharmaceuticals to
75 8 commence a course of therapy. Therapeutically certified
75 9 optometrists may prescribe oral steroids for a period not to
75 10 exceed fourteen days without consultation with a primary care
75 11 physician. Therapeutically certified optometrists shall not
75 12 prescribe oral Imuran or oral Methotrexate. Therapeutically
75 13 certified optometrists may be authorized, where reasonable and
75 14 appropriate, by rule of the board, to employ new diagnostic
75 15 and therapeutic pharmaceutical agents approved by the United
75 16 States food and drug administration on or after July 1, 2002,
75 17 for the diagnosis and treatment of the human eye and adnexa.
75 18 The board shall not be required to adopt rules relating to
75 19 topical pharmaceutical agents, oral antimicrobial agents, oral
75 20 antihistamines, oral antiglaucoma agents, and oral analgesic
75 21 agents. Superficial foreign bodies may be removed from the
75 22 human eye and adnexa. The therapeutic efforts of a
75 23 therapeutically certified optometrist are intended for the
75 24 purpose of examination, diagnosis, and treatment of visual
75 25 defects, abnormal conditions, and diseases of the human eye
75 26 and adnexa, for proper optometric practice or referral for

75 27 consultation or treatment to persons licensed under chapter
75 28 148 or 150A. A therapeutically certified optometrist is an
75 29 optometrist who is licensed to practice optometry in this
75 30 state and who is certified by the board to use the agents and
75 31 procedures authorized pursuant to this ~~paragraph~~ subsection.
75 32 A therapeutically certified optometrist shall be provided with
75 33 a distinctive certificate by the board which shall be
75 34 displayed for viewing by the patients of the optometrist.

75 35 Sec. 169. Section 154.3, subsection 5, Code 2007, as
76 1 amended by 2007 Iowa Acts, Senate File 74, section 143, is
76 2 amended to read as follows:
76 3 5. A person applying to be licensed as an optometrist
76 4 after January 1, 1986, shall also apply to be a
76 5 therapeutically certified optometrist and shall, in addition
76 6 to satisfactorily completing all requirements for a license to
76 7 practice optometry, satisfactorily complete a course as
76 8 defined by rule of the board with particular emphasis on the
76 9 examination, diagnosis, and treatment of conditions of the
76 10 human eye and adnexa provided by an institution accredited by
76 11 a regional or professional accreditation organization which is
76 12 recognized or approved by the council on postsecondary
76 13 accreditation of the United States office of education, and
76 14 approved by the board. The rules of the board shall require a
76 15 course including a minimum of forty hours of didactic
76 16 education and sixty hours of approved supervised clinical
76 17 training in the examination, diagnosis, and treatment of
76 18 conditions of the human eye and adnexa. The board may also,
76 19 by rule, provide a procedure by which an applicant who has
76 20 received didactic education meeting the requirements of rules
76 21 adopted pursuant to this subsection at an approved school of
76 22 optometry may apply to the board for a waiver of the didactic
76 23 education requirements of this subsection.

76 24 Sec. 170. Section 284.8, subsection 4, if enacted by 2007
76 25 Iowa Acts, Senate File 277, section 32, is amended to read as

76 26 follows:

76 27 4. A teacher who is not meeting the applicable standards
76 28 and criteria based on a determination made pursuant to
76 29 subsection ~~3~~ 2 shall participate in an intensive assistance
76 30 program.

76 31 Sec. 171. Section 499.47, subsection 3, Code 2007, as
76 32 amended by 2007 Iowa Acts, Senate File 319, section 5, is
76 33 amended to read as follows:

76 34 3. Upon the expiration or voluntary dissolution of an
76 35 association, the members shall designate three of their number
77 1 as trustees to replace the officers and directors and wind up
77 2 its affairs. The trustees shall have all the powers of the
77 3 board, including the power to sell and convey real or personal
77 4 property and execute conveyances. Within the time fixed in
77 5 their designation, or any extension of that time, the trustees
77 6 shall liquidate the association's assets, pay its debts and
77 7 expenses, and distribute remaining funds among the members.
77 8 Upon distribution of remaining assets the association shall
77 9 stand dissolved and cease to exist. The trustees shall make
77 10 and sign a ~~duplicate~~ report of the dissolution. ~~One copy of~~
77 11 ~~the~~ The report shall be filed with the secretary of state.

77 12 Sec. 172. Section 715.6, Code 2007, as amended by 2007
77 13 Iowa Acts, Senate File 333, if enacted, is amended to read as
77 14 follows:

77 15 715.6 EXCEPTIONS.

77 16 Sections 715.4 and 715.5 shall not apply to the monitoring
77 17 of, or interaction with, an owner's or an operator's internet
77 18 or other network connection, service, or computer, by a
77 19 telecommunications carrier, cable operator, computer hardware
77 20 or software provider, or provider of information service or
77 21 interactive computer service for network or computer security
77 22 purposes, diagnostics, technical support, maintenance, repair,
77 23 authorized updates of computer software or system firmware,
77 24 authorized remote system management, or detection, criminal

77 25 investigation, or prevention of the use of or fraudulent or
77 26 other illegal activities prohibited in this chapter in
77 27 connection with a network, service, or computer software,
77 28 including scanning for and removing computer software
77 29 prescribed under this chapter. Nothing in this chapter shall
77 30 limit the rights of providers of wire and electronic
77 31 communications under 18 U.S.C. § 2511.

77 32 Sec. 173. 2006 Iowa Acts, chapter 1106, section 1,
77 33 subsection 5, paragraph c, as amended by 2007 Iowa Acts,
77 34 Senate File 272, section 112, is amended to read as follows:
77 35 c. Grants for veterans injured after September 11, 2001,
78 1 but prior to the effective date of this section of this Act
78 2 shall be payable, upon a showing that the veteran would have
78 3 been eligible for payment had the injury occurred on or after
78 4 the effective date of this section of this Act.

78 5 Sec. 174. 2007 Iowa Acts, House File 579, section 3, the
78 6 bill section amending clause, is amended to read as follows:
78 7 SEC. 3. Section 805.6, subsection 1, paragraph a,
78 8 unnumbered paragraph 3, Code 2007, is amended to read as
78 9 follows:

78 10 Sec. 175. 2007 Iowa Acts, Senate File 74, section 43, is
78 11 repealed.

78 12 Sec. 176. 2007 Iowa Acts, Senate File 403, section 29, if
78 13 enacted, is amended to read as follows:
78 14 SEC. 29. EFFECTIVE DATE. The sections of this division of
78 15 this Act enacting section 268.6 and amending section ~~534B.54~~
78 16 543B.54 take effect July 1, 2007.

78 17 Sec. 177. 2007 Iowa Acts, Senate File 535, section 44,
78 18 subsection 1, unnumbered paragraph 1, is amended to read as

78 19 follows:
78 20 If 2007 Iowa Acts, House File 716 is enacted,
78 21 notwithstanding section 4.4 4.8, all of the following apply:

78 22 EXPLANATION

78 23 This bill makes, reduces, and transfers appropriations,
78 24 provides for salaries and compensation of state employees, and
78 25 covers other properly related matters. The bill is organized
78 26 into divisions.

78 27 MH/MR/DD/BI SERVICES ALLOWED GROWTH FUNDING -- FY
78 28 2008-2009. This division appropriates funding for the FY
78 29 2008-2009 MH/MR/DD/BI services allowed growth funding payments
78 30 to counties and for the brain injury services program in the
78 31 department of public health.

78 32 STANDING APPROPRIATIONS AND RELATED MATTERS. This division
78 33 limits the standing unlimited appropriations for FY 2007-2008
78 34 made for the following purposes: instructional support state
78 35 aid, payment of nonpublic school transportation, the
79 1 educational excellence program to improve teacher salaries,
79 2 and state share of peace officers' retirement benefits.
79 3 In addition, for FY 2007-2008, the following property tax
79 4 credits are funded from the property tax credit fund created
79 5 in the division instead of the general fund of the state:
79 6 homestead, agricultural land and family farm, military
79 7 service, and elderly and disabled tax credit and
79 8 reimbursement.

79 9 For the budget process applicable to FY 2008-2009, state
79 10 agencies are required to submit estimates and other
79 11 expenditure information as called for by the director of the
79 12 department of management after consultation with the director
79 13 of management instead of the information required under Code
79 14 section 8.23.

79 15 Of the appropriations made for expenses of the general
79 16 assembly under Code section 2.12, \$775,000 is to be used for
79 17 security at the capitol and judicial buildings.

79 18 Code section 8.57A is amended to increase the standing
79 19 appropriation from the rebuild Iowa infrastructure fund to the

79 20 environment first fund from \$35 million to \$40 million.
79 21 Code section 257.35, relating to state aid to schools
79 22 provided for area education agencies, is amended to continue a
79 23 reduction in that funding for FY 2007-2008. The amount of the
79 24 reduction is limited to \$5.25 million in place of the \$8
79 25 million reduction applied for the previous fiscal year and the
79 26 reduction for each area education agency will be prorated
79 27 based upon the reduction in the state aid that the agency
79 28 received in FY 2003-2004. Intent language is included that
79 29 would eliminate this reduction by FY 2009-2010.
79 30 The contingent appropriation under Code section 8.57,
79 31 subsection 1, of up to 1 percent of the adjusted revenue
79 32 estimate for FY 2007-2008 from the state general fund to the
79 33 cash reserve fund in the event the FY 2006-2007 ending balance
79 34 distribution was insufficient to bring the fund to the
79 35 designated level shall not be made for FY 2007-2008.

80 1 SALARIES, COMPENSATION, AND RELATED MATTERS. This division
80 2 relates to the funding for the fiscal year beginning July 1,
80 3 2007, of salary increases for state appointed nonelected
80 4 officers, justices, judges, magistrates, employees subject to
80 5 collective bargaining agreements, certain noncontract
80 6 employees, and board of regents employees.
80 7 The annual salaries of the justices, judges, and judicial
80 8 magistrates are increased by approximately 8 to 10 percent.
80 9 The division increases the maximum and minimum salary
80 10 levels of all pay plans of noncontract state employees by 3
80 11 percent and authorizes a step increase or the equivalent of a
80 12 step increase. The pay levels of noncontract judicial branch
80 13 employees are required to be similar to the employees covered
80 14 by collective bargaining agreements negotiated by the judicial
80 15 branch.
80 16 The division provides supplemental authorization to fund
80 17 salaries from trust, revolving, and special funds for which
80 18 the general assembly has established a budget.
80 19 The division provides for the salary model administrator to
80 20 work in conjunction with the department of management and the
80 21 legislative services agency to analyze, compare, and project
80 22 state salary and benefit information.

80 23 The division provides for the payment of overtime for
80 24 uniformed peace officers in the division of state patrol who
80 25 are covered by a collective bargaining agreement.

80 26 The division makes an amendment to Code section 20.5
80 27 relating to compensation of members of the public employment
80 28 relations board to provide that they are to be compensated as
80 29 provided by law in lieu of being set by the general assembly.

80 30 The division amends Code section 421.1A relating to the
80 31 compensation of members of the property assessment appeal
80 32 board to provide that they shall be compensated similar to the
80 33 salary of a district judge until December 31, 2013.

80 34 The division specifies that when the supreme court submits
80 35 the estimate of the total expenditure requirements of the
81 1 judicial branch, that estimate include a detailed listing of
81 2 requested judicial salary increases for the following fiscal
81 3 year.

81 4 The division also provides that the administrator of the
81 5 state racing and gaming commission will be paid compensation
81 6 as set by the governor rather than within the salary range set
81 7 by the general assembly.

81 8 OTHER APPROPRIATIONS AND RELATED MATTERS. This division
81 9 makes numerous appropriations or reductions in appropriations
81 10 for FY 2007-2008 and involves related matters as follows:

81 11 To the department of administrative services, \$120,000 is
81 12 appropriated to provide for free shuttle service to the
81 13 capitol complex by the Des Moines area regional transit
81 14 authority.

81 15 To the department of economic development, \$40,000 is
81 16 appropriated to support the mid-America port commission.

81 17 To the department of education, \$200,000 is appropriated
81 18 for allocation to the Iowa western community college for
81 19 interpreters for the deaf.

81 20 To the department of education, \$2 million is appropriated
81 21 for payment of instructors' salaries at community colleges.

81 22 To the department of elder affairs, \$75,000 is appropriated
81 23 to assist a qualifying county to fund a livable community
81 24 initiative for the elderly and to hire a full-time
81 25 professional aging specialist.

81 26 To the department of public defense, \$75,000 is
81 27 appropriated to implement the disaster behavioral health
81 28 responder ready reserve established in this division.
81 29 To the state board of regents, \$250,000 is appropriated for
81 30 the development, maintenance, and promotion of a credit
81 31 transfer and articulation internet website for use by students
81 32 who wish to transfer credits earned at a community college to
81 33 a board of regents institution.
81 34 To the department of education, a supplemental
81 35 appropriation of \$2 million is made for the all Iowa
82 1 opportunity assistance program if the program is established
82 2 in 2007 Iowa Acts, Senate File 588. The moneys are to be used
82 3 for the all Iowa opportunity scholarship program of the all
82 4 Iowa opportunity assistance program.
82 5 To the department of education, a supplemental
82 6 appropriation of \$295,000 is made for the before and after
82 7 school program if established in 2007 Iowa Acts, Senate File
82 8 588.
82 9 To the department of justice, a supplemental appropriation
82 10 of \$150,000 is made for farm mediation services if an
82 11 appropriation is made for farm mediation services in 2007 Iowa
82 12 Acts, Senate File 575.
82 13 To the department of public health, \$500,000 is
82 14 appropriated for a grant to a tax exempt nonprofit
82 15 organization that is operating 211 program call centers on a
82 16 statewide basis for community information and referral
82 17 services.
82 18 To the judicial branch, \$14 million is appropriated for
82 19 salaries, support, and miscellaneous purposes to supplement
82 20 the appropriation in 2007 Iowa Acts, Senate File 563, if
82 21 enacted.
82 22 To the department of inspections and appeals, \$3 million is
82 23 appropriated to the office of state public defender for the
82 24 indigent defense program to supplement the appropriation in
82 25 2007 Iowa Acts, Senate File 575, if enacted.
82 26 To the department of agriculture and land stewardship,
82 27 \$10,000 is appropriated for allocation to the Iowa junior
82 28 Angus association in connection with the 2008 national junior

82 29 angus show.
82 30 To the department of corrections, \$560,000 is appropriated
82 31 for the Newton correctional facility to supplement the
82 32 appropriation in 2007 Iowa Acts, Senate File 575, if enacted.
82 33 To the office of attorney general, \$450,000 is appropriated
82 34 for legal services for persons in poverty grants to supplement
82 35 the appropriation in 2007 Iowa Acts, Senate File 575, if
83 1 enacted.
83 2 The division amends 2007 Iowa Acts, House File 752, if
83 3 enacted, to increase the amounts of the appropriations for
83 4 department of transportation operations from the road use tax
83 5 fund and the primary road fund by \$16,800 and \$103,200,
83 6 respectively, and increases the FTE's for the operations by
83 7 1.00.
83 8 The division amends 2006 Iowa Acts, chapter 1180, section
83 9 5, and 2007 Iowa Acts, Senate File 562, to provide for the
83 10 nonreversion of moneys appropriated for the great places
83 11 program.
83 12 The division enacts new Code sections 15.391 and 15.392 and
83 13 appropriates \$1 million annually beginning with FY 2008-2009
83 14 for the support of the world food prize and for the support of
83 15 a world food prize youth institute that is established with a
83 16 program to provide an educational opportunity and forum for
83 17 high school students in the state who have an interest in
83 18 food, agriculture, or natural resources disciplines.
83 19 The division enacts new Code section 29C.23 to require the
83 20 department of public defense's homeland security and emergency
83 21 management division administrator to provide for the ongoing
83 22 existence of the ready reserve. The purpose of the reserve is
83 23 to maintain a group of trained individuals to work with state
83 24 and local officials and others in providing crisis counseling
83 25 assistance in response to crises, disasters, and public
83 26 disorder emergencies.
83 27 The ready reserve is considered to be a homeland security
83 28 and emergency response team for purposes of Code section 29C.8
83 29 and as such the members are considered to be state employees
83 30 and are afforded tort liability protection as a state employee
83 31 as well as disability, workers' compensation, and death

83 32 benefits.

83 33 The division provides an appropriation from the general
83 34 fund of the state of \$75,000 for initial implementation of the
83 35 ready reserve costs for FY 2007-2008.

84 1 The division provides that directors of departments and
84 2 agencies that are subject to a requirement to develop a
84 3 telecommuter employment policy and plans are required to
84 4 develop the policy and plans in consultation with
84 5 representatives of the collective bargaining units of the
84 6 employees affected by the policy and plans.

84 7 The division amends Code section 256D.5 to extend the
84 8 standing, limited appropriation of \$29.25 million for the Iowa
84 9 early intervention block grant program to the fiscal year
84 10 ending June 30, 2012, and extends repeal of the program to
84 11 July 1, 2012.

84 12 Code section 279.51 is amended to increase the amount of
84 13 the standing appropriation to the department of education for
84 14 at-risk children programs from \$12,560,000 to \$12,606,196.

84 15 Code section 602.8108 is amended to strike subsections 8,
84 16 9, 10, and 11 that provide that a set amount of the fines and
84 17 fees collected by the state court administrator be allocated
84 18 to the judicial branch, state public defender, office of
84 19 attorney general, or department of corrections. Instead these
84 20 amounts will be deposited into the general fund of the state.

84 21 MISCELLANEOUS STATUTORY CHANGES. Code section 8A.363,
84 22 subsection 1, is amended to provide that the director of the
84 23 department of administrative services shall set the private
84 24 motor vehicle reimbursement rate at between 90 percent and 110
84 25 percent of the maximum allowable rate under federal internal
84 26 revenue service rules.

84 27 Code section 151.3, subsection 4, is amended to reduce from
84 28 \$10 million to \$4 million the amount of wage-benefits tax
84 29 credit certificates that may be issued in a fiscal year
84 30 beginning on or after July 1, 2007.

84 31 Code section 28D.3 is amended to allow the department of
84 32 administrative services and the Iowa communications network to
84 33 interchange employees with other governmental entities for
84 34 longer than two years. This provision takes effect upon

84 35 enactment.

85 1 Code sections 85.66 and 85.67 are amended to increase from
85 2 \$50,000 to \$150,000 the amount the attorney general's office
85 3 is reimbursed for expenses from the second injury fund.

85 4 New Code chapter 190A is enacted to establish a
85 5 farm-to-school program headed by a seven-member council to
85 6 provide school children with healthy foods and opportunities
85 7 to partake in farm activities.

85 8 New Code section 214A.2B is enacted to allow a community
85 9 college to establish a testing laboratory for motor fuel and
85 10 biodiesel fuels.

85 11 New Code section 216A.121, enacted by 2007 Iowa Acts, House
85 12 File 826, is amended to include a representative of the Iowa
85 13 state association of counties on the Abraham Lincoln
85 14 bicentennial commission.

85 15 Code section 237A.13 is amended by adding a new subsection
85 16 that establishes billing and payment standards for child care
85 17 provided through the state child care assistance program. The
85 18 billing or payments may be made biweekly or monthly.

85 19 Code section 272.27 is amended to provide that those
85 20 educators completing required practicum, field experience,
85 21 clinical experience, or internship before licensure shall be
85 22 covered by the same liability protections provided student
85 23 teachers.

85 24 Code section 303.1 is amended to allow the department of
85 25 cultural affairs to develop and implement fee-based
85 26 educational programming opportunities including preschool
85 27 programs.

85 28 Code sections 321.20B and 321A.34 are amended to allow
85 29 certain sized associations to be self-insured in lieu of
85 30 having regular motor vehicle insurance.

85 31 Code section 388.2 specifies that a proposal to establish,
85 32 acquire, lease, dispose of, or undertake or discontinue
85 33 operation of a city utility or to establish or dissolve a
85 34 combined utility system or to establish or discontinue a
85 35 utility board, which proposal is submitted to the voters by
86 1 the city council's own motion, and not by petition, may be
86 2 submitted at the general election, regular city election or at

86 3 a special election. Code section 388.2 is amended to require
86 4 notice be given to any utility whose property would be
86 5 affected by a city establishing a gas or electric utility.
86 6 Code section 404A.4, subsection 4, is amended to increase
86 7 from \$2.4 million to \$6 million the amount of historic
86 8 preservation and cultural and entertainment district tax
86 9 credits that may be approved in a fiscal year.
86 10 Code section 463C.17 is amended to provide that in addition
86 11 to the Honey creek premier destination park authority, the
86 12 department of natural resources and their agents are exempt
86 13 from competitive bid laws, term-length, and hearing when
86 14 entering into contracts in carrying out its public and
86 15 essential government functions.
86 16 New Code section 717F.1, if enacted by 2007 Iowa Acts,
86 17 Senate File 564, is amended to exclude from the definition of
86 18 circus for purposes of the dangerous wild animal law a person
86 19 who keeps certain carnivores as pets. Also changed in the law
86 20 is the authority to keep a falcon.
86 21 The division repeals the section in 2007 Iowa Acts, Senate
86 22 File 403, if enacted, that makes a \$250,000 appropriation for
86 23 the initial implementation of an Iowa energy independence
86 24 office.
86 25 ELDER SERVICES. This division provides the department of
86 26 inspections and appeals with regulatory control of elder group
86 27 homes, assisted living programs, and adult day services for
86 28 licensing and monitoring purposes. The division eliminates
86 29 regulatory control over such programs and facilities by the
86 30 department of elder affairs. The division also provides
86 31 transitional provisions for administrative rules.
86 32 CORRECTIVE PROVISIONS. Code section 35A.15, if enacted in
86 33 2007 Iowa Acts, Senate File 407, is amended to correct a
86 34 reference to the Iowa Act initially enacting the home
86 35 ownership assistance program for eligible members of the armed
87 1 forces of the United States who are residents of Iowa.
87 2 Code section 48A.7A, as enacted by 2007 Iowa Acts, House
87 3 File 653, is corrected to include "name of registrant" rather
87 4 than "name or registrant" and to reposition parenthetical
87 5 phrases on the same line where blanks are to be filled in

87 6 rather than on the lines below.
87 7 Code section 53.37, as amended by 2007 Iowa Acts, House
87 8 File 848, is amended to correct an internal reference due to
87 9 redesignation of subunits within the Code section.
87 10 Code section 68A.406, as amended by 2007 Iowa Acts, Senate
87 11 File 39, is amended to correct an internal reference to
87 12 paragraphs rather than to subparagraphs.
87 13 Code section 96.5, subsection 5, as amended by 2007 Iowa
87 14 Acts, Senate File 272, is amended to correct an internal
87 15 reference to this "paragraph" due to the internal
87 16 redesignation of subunits within the subsection.
87 17 Code section 147.74, subsection 22, as amended by 2007 Iowa
87 18 Acts, Senate File 74, is amended to correct a reference to a
87 19 sign language interpreter or transliterator.
87 20 Code section 147.98, as amended by 2007 Iowa Acts, Senate
87 21 File 74, is amended to correct two references to board or the
87 22 board of pharmacy rather than to examining board or pharmacy
87 23 examiners.
87 24 Code section 148.10, as amended by 2007 Iowa Acts, Senate
87 25 File 74, is amended to correct a grammatical phrase using the
87 26 word "its" rather than the word "their".
87 27 Code section 150A.3, as amended by 2007 Iowa Acts, Senate
87 28 File 74, is amended to correct a reference to the board of
87 29 medicine rather than to the medical examiners.
87 30 Code section 151.12, as amended by 2007 Iowa Acts, Senate
87 31 File 74, is amended to correct a reference to the board of
87 32 chiropractic rather than to the chiropractic examiners.
87 33 Code section 154.1, as amended by 2007 Iowa Acts, Senate
87 34 File 74, section 142, is amended to correct two internal
87 35 references to the newly designated subsection 4 rather than to
88 1 the paragraph.
88 2 Code section 154.3, subsection 5, as amended by 2007 Iowa
88 3 Acts, Senate File 74, is amended to correct the punctuation in
88 4 a series to match added punctuation in two identical series in
88 5 the same bill section.
88 6 Code section 284.8, subsection 4, if enacted by 2007 Iowa
88 7 Acts, Senate File 277, is amended to correct an improper
88 8 reference.

88 9 Code section 499.47, as amended by 2007 Iowa Acts, Senate
88 10 File 319, is amended to provide that a duplicate copy of the
88 11 report of the dissolution of an agricultural association need
88 12 no longer be made and signed since the Code section was
88 13 amended by Senate File 319 to require that just one copy be
88 14 made and signed and filed with the secretary of state.
88 15 Code section 715.6, as amended in 2007 Iowa Acts, Senate
88 16 File 333, the substantive Code editor's bill, is amended to
88 17 specify that the prohibitions in Code chapter 715, relating to
88 18 computer spyware and malware protections, allow monitoring or
88 19 interaction with an internet or computer network involved in a
88 20 criminal investigation of activities illegal under Code
88 21 chapter 715.
88 22 2006 Iowa Acts, chapter 1106, as amended by 2007 Iowa Acts,
88 23 Senate File 272, is amended to correct a reference to an
88 24 effective date provision in the 2006 Iowa Acts. The 2006 Iowa
88 25 Act had more than one effective and retroactive applicability
88 26 date provision.
88 27 2007 Iowa Acts, House File 579, section 3, is amended to
88 28 correct the bill section amending clause by adding that the
88 29 portion of the Code section being amended is part of paragraph
88 30 "a".
88 31 2007 Iowa Acts, Senate File 74, section 43, is repealed due
88 32 to the fact that the Code section which it amends is itself
88 33 repealed July 1, 2007.
88 34 2007 Iowa Acts, Senate File 403, is amended to correct a
88 35 reference to Code section 543B.54 in an effective date section
89 1 of the bill.
89 2 2007 Iowa Acts, Senate File 535, is amended to correct a
89 3 reference to Code section 4.8 in a bill provision determining
89 4 which conflicting provisions of two bills should prevail. The
89 5 reference should be to the Code section relating to the
89 6 statutory rule which provides that the bill of latest
89 7 enactment prevails rather than a reference to statutory
89 8 definitions.
89 9 LSB 2904SV 82
89 10 mg:jp/cf/24.1

Summary Data

General Fund

	Actual FY 2006	Estimated FY 2007	Supp-Senate Approp FY 2007	Senate Approp FY 2008	Senate Approp FY 2009	Page & Line Numbers
	(1)	(2)	(3)	(4)	(5)	(6)
Administration and Regulation	\$ 0	\$ 0	\$ -250,000	\$ 120,000	\$ 0	
Ag. and Natural Resources	0	0	0	10,000	0	
Economic Development	285,000	400,000	0	40,000	1,000,000	
Education	0	0	0	4,745,000	0	
Health and Human Services	28,507,362	38,888,041	0	575,000	64,600,002	
Justice System	0	0	0	17,835,000	0	
Unassigned Standing	110,166,838	110,497,822	0	215,892,112	0	
Grand Total	\$ 138,959,200	\$ 149,785,863	\$ -250,000	\$ 239,217,112	\$ 65,600,002	

Administration and Regulation

General Fund

	Actual FY 2006 <u>(1)</u>	Estimated FY 2007 <u>(2)</u>	Supp-Senate Approp FY 2007 <u>(3)</u>	Senate Approp FY 2008 <u>(4)</u>	Senate Approp FY 2009 <u>(5)</u>	Page & Line Numbers <u>(6)</u>
<u>Administrative Services, Dept. of</u>						
Administrative Services						
Shuttle Service	\$ 0	\$ 0	\$ 0	\$ 120,000	\$ 0	Page 18, Line 22
Total Administrative Services, Dept. of	\$ 0	\$ 0	\$ 0	\$ 120,000	\$ 0	
<u>Governor</u>						
Governor's Office						
Office of Energy Independence	\$ 0	\$ 0	\$ -250,000	\$ 0	\$ 0	Page 44, Line 7
Total Governor	\$ 0	\$ 0	\$ -250,000	\$ 0	\$ 0	
Total Administration and Regulation	\$ 0	\$ 0	\$ -250,000	\$ 120,000	\$ 0	

Ag. and Natural Resources

General Fund

	Actual FY 2006 <u>(1)</u>	Estimated FY 2007 <u>(2)</u>	Supp-Senate Approp FY 2007 <u>(3)</u>	Senate Approp FY 2008 <u>(4)</u>	Senate Approp FY 2009 <u>(5)</u>	Page & Line Numbers <u>(6)</u>
<u>Agriculture and Land Stewardship</u>						
Agriculture and Land Stewardship						
Junior Angus Cattle Show	\$ 0	\$ 0	\$ 0	\$ 10,000	\$ 0	Page 25, Line 18
Total Agriculture and Land Stewardship	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 10,000</u>	<u>\$ 0</u>	
Total Ag. and Natural Resources	<u><u>\$ 0</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ 10,000</u></u>	<u><u>\$ 0</u></u>	

Economic Development General Fund

	Actual FY 2006 <u>(1)</u>	Estimated FY 2007 <u>(2)</u>	Supp-Senate Approp FY 2007 <u>(3)</u>	Senate Approp FY 2008 <u>(4)</u>	Senate Approp FY 2009 <u>(5)</u>	Page & Line Numbers <u>(6)</u>
<u>Economic Development, Dept. of</u>						
Economic Development, Department of						
World Food Prize	\$ 285,000	\$ 400,000	\$ 0	\$ 0	\$ 1,000,000	Page 27, Line 3
Mid-America Port Authority	0	0	0	40,000	0	Page 19, Line 4
Total Economic Development, Dept. of	<u>\$ 285,000</u>	<u>\$ 400,000</u>	<u>\$ 0</u>	<u>\$ 40,000</u>	<u>\$ 1,000,000</u>	
Total Economic Development	<u><u>\$ 285,000</u></u>	<u><u>\$ 400,000</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ 40,000</u></u>	<u><u>\$ 1,000,000</u></u>	

Education General Fund

	Actual FY 2006 <u>(1)</u>	Estimated FY 2007 <u>(2)</u>	Supp-Senate Approp FY 2007 <u>(3)</u>	Senate Approp FY 2008 <u>(4)</u>	Senate Approp FY 2009 <u>(5)</u>	Page & Line Numbers <u>(6)</u>
<u>College Aid Commission</u>						
College Student Aid Commission						
All Iowa Opportunity Scholarships	\$ 0	\$ 0	\$ 0	\$ 2,000,000	\$ 0	Page 22, Line 27
Total College Aid Commission	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 2,000,000</u>	<u>\$ 0</u>	
<u>Education, Department of</u>						
Education, Department of						
IA Western Deaf Interpreters	\$ 0	\$ 0	\$ 0	\$ 200,000	\$ 0	Page 19, Line 13
Community Colleges Salaries	0	0	0	2,000,000	0	Page 19, Line 21
Before and After School Prog.	0	0	0	295,000	0	Page 23, Line 29
Total Education, Department of	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 2,495,000</u>	<u>\$ 0</u>	
<u>Regents, Board of</u>						
Regents, Board of						
Articulation Website	\$ 0	\$ 0	\$ 0	\$ 250,000	\$ 0	Page 21, Line 29
Total Regents, Board of	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 250,000</u>	<u>\$ 0</u>	
Total Education	<u><u>\$ 0</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ 4,745,000</u></u>	<u><u>\$ 0</u></u>	

Health and Human Services General Fund

	Actual FY 2006 <u>(1)</u>	Estimated FY 2007 <u>(2)</u>	Supp-Senate Approp FY 2007 <u>(3)</u>	Senate Approp FY 2008 <u>(4)</u>	Senate Approp FY 2009 <u>(5)</u>	Page & Line Numbers <u>(6)</u>
<u>Elder Affairs, Department of</u>						
Elder Affairs, Department of Livable Community Initiative	\$ 0	\$ 0	\$ 0	\$ 75,000	\$ 0	Page 20, Line 23
Total Elder Affairs, Department of	\$ 0	\$ 0	\$ 0	\$ 75,000	\$ 0	
<u>Public Health, Department of</u>						
Public Health, Department of 211 Program	\$ 0	\$ 0	\$ 0	\$ 500,000	\$ 0	Page 23, Line 30
Total Public Health, Department of	\$ 0	\$ 0	\$ 0	\$ 500,000	\$ 0	
<u>Human Services, Department of</u>						
Human Services - Assistance MH/DD Growth Factor	\$ 28,507,362	\$ 38,888,041	\$ 0	\$ 0	\$ 64,600,002	Page 1, Line 4
Total Human Services, Department of	\$ 28,507,362	\$ 38,888,041	\$ 0	\$ 0	\$ 64,600,002	
Total Health and Human Services	\$ 28,507,362	\$ 38,888,041	\$ 0	\$ 575,000	\$ 64,600,002	

Justice System

General Fund

	Actual FY 2006 <u>(1)</u>	Estimated FY 2007 <u>(2)</u>	Supp-Senate Approp FY 2007 <u>(3)</u>	Senate Approp FY 2008 <u>(4)</u>	Senate Approp FY 2009 <u>(5)</u>	Page & Line Numbers <u>(6)</u>
<u>Justice, Department of</u>						
Justice, Department of						
Farm Mediation	\$ 0	\$ 0	\$ 0	\$ 150,000	\$ 0	Page 23, Line 20
Legal Service Poverty Grants	0	0	0	450,000	0	Page 25, Line 7
Total Justice, Department of	\$ 0	\$ 0	\$ 0	\$ 600,000	\$ 0	
<u>Corrections, Department of</u>						
Corrections - Newton						
Newton Correctional Facility	\$ 0	\$ 0	\$ 0	\$ 560,000	\$ 0	Page 24, Line 32
Total Corrections, Department of	\$ 0	\$ 0	\$ 0	\$ 560,000	\$ 0	
<u>Judicial Branch</u>						
Judicial Branch						
Judicial Retirement Reduction	\$ 0	\$ 0	\$ 0	\$ -400,000	\$ 0	Page 16, Line 15
Judicial Branch Operations	0	0	0	14,000,000	0	Page 24, Line 11
Total Judicial Branch	\$ 0	\$ 0	\$ 0	\$ 13,600,000	\$ 0	
<u>Inspections & Appeals, Department of</u>						
Public Defender						
Indigent Defense	\$ 0	\$ 0	\$ 0	\$ 3,000,000	\$ 0	Page 24, Line 21
Total Inspections & Appeals, Department of	\$ 0	\$ 0	\$ 0	\$ 3,000,000	\$ 0	
<u>Public Defense, Department of</u>						
Public Defense - Emergency Management Division						
Disaster Behavioral Health	\$ 0	\$ 0	\$ 0	\$ 75,000	\$ 0	Page 21, Line 18
Total Public Defense, Department of	\$ 0	\$ 0	\$ 0	\$ 75,000	\$ 0	
Total Justice System	\$ 0	\$ 0	\$ 0	\$ 17,835,000	\$ 0	

Unassigned Standing General Fund

	Actual FY 2006 <u>(1)</u>	Estimated FY 2007 <u>(2)</u>	Supp-Senate Approp FY 2007 <u>(3)</u>	Senate Approp FY 2008 <u>(4)</u>	Senate Approp FY 2009 <u>(5)</u>	Page & Line Numbers <u>(6)</u>
<u>Administrative Services, Dept. of</u>						
State Accounting Trust Accounts						
Mun. Fire & Police Retirement	\$ 2,745,784	\$ 2,745,784	\$ 0	\$ 2,745,784	\$ 0	Page 2, Line 35
Total Administrative Services, Dept. of	\$ 2,745,784	\$ 2,745,784	\$ 0	\$ 2,745,784	\$ 0	
<u>Education, Department of</u>						
Education, Department of						
Instructional Support	\$ 14,428,238	\$ 14,428,271	\$ 0	\$ 14,428,271	\$ 0	Page 2, Line 22
Nonpublic Transportation	8,273,763	8,604,714	0	8,604,714	0	Page 2, Line 25
Early Intervention Block Grant	29,250,000	29,250,000	0	29,250,000	0	Page 29, Line 2
Teacher Excellence Program	55,469,053	55,469,053	0	55,469,053	0	Page 2, Line 32
AEA State Aid Reduction	0	0	0	-5,250,000	0	Page 5, Line 18
Child Development Increase	0	0	0	46,196	0	Page 29, Line 11
Total Education, Department of	\$ 107,421,054	\$ 107,752,038	\$ 0	\$ 102,548,234	\$ 0	
<u>Management, Department of</u>						
Management, Department of						
Property Tax Credit Fund	\$ 0	\$ 0	\$ 0	\$ 2,000,000	\$ 0	Page 3, Line 21
State Salary Increase	0	0	0	108,598,094	0	Page 10, Line 24
Total Management, Department of	\$ 0	\$ 0	\$ 0	\$ 110,598,094	\$ 0	
Total Unassigned Standing	\$ 110,166,838	\$ 110,497,822	\$ 0	\$ 215,892,112	\$ 0	

Summary Data

Other Fund

	Actual FY 2006 <u>(1)</u>	Estimated FY 2007 <u>(2)</u>	Supp-Senate Approp FY 2007 <u>(3)</u>	Senate Approp FY 2008 <u>(4)</u>	Senate Approp FY 2009 <u>(5)</u>	Page & Line Numbers <u>(6)</u>
Administration and Regulation	\$ 10,868,803	\$ 11,010,058	\$ 0	\$ 14,083,080	\$ 0	
Trans., Infra., and Capitals	0	0	0	120,000	0	
Unassigned Standing	<u>159,663,964</u>	<u>159,868,964</u>	<u>0</u>	<u>164,868,964</u>	<u>0</u>	
Grand Total	<u><u>\$ 170,532,767</u></u>	<u><u>\$ 170,879,022</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ 179,072,044</u></u>	<u><u>\$ 0</u></u>	

Administration and Regulation

Other Fund

	Actual FY 2006 <u>(1)</u>	Estimated FY 2007 <u>(2)</u>	Supp-Senate Approp FY 2007 <u>(3)</u>	Senate Approp FY 2008 <u>(4)</u>	Senate Approp FY 2009 <u>(5)</u>	Page & Line Numbers <u>(6)</u>
<u>Management, Department of</u>						
Management, Department of						
Road Use Tax Salary Adjustment	\$ 1,635,317	\$ 1,416,695	\$ 0	\$ 2,294,814	\$ 0	Page 13, Line 35
Primary Road Salary Adjustment	9,233,486	9,593,363	0	11,788,266	0	Page 14, Line 8
Total Management, Department of	<u>\$ 10,868,803</u>	<u>\$ 11,010,058</u>	<u>\$ 0</u>	<u>\$ 14,083,080</u>	<u>\$ 0</u>	
Total Administration and Regulation	<u><u>\$ 10,868,803</u></u>	<u><u>\$ 11,010,058</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ 14,083,080</u></u>	<u><u>\$ 0</u></u>	

Trans., Infra., and Capitals Other Fund

	Actual FY 2006 <u>(1)</u>	Estimated FY 2007 <u>(2)</u>	Supp-Senate Approp FY 2007 <u>(3)</u>	Senate Approp FY 2008 <u>(4)</u>	Senate Approp FY 2009 <u>(5)</u>	Page & Line Numbers <u>(6)</u>
<u>Transportation, Department of</u>						
Transportation, Department of						
PRF-Operations	\$ 0	\$ 0	\$ 0	\$ 103,200	\$ 0	Page 26, Line 30
RUTF - Operations	0	0	0	16,800	0	Page 26, Line 24
Total Transportation, Department of	\$ 0	\$ 0	\$ 0	\$ 120,000	\$ 0	
Total Trans., Infra., and Capitals	\$ 0	\$ 0	\$ 0	\$ 120,000	\$ 0	

Unassigned Standing Other Fund

	Actual FY 2006 <u>(1)</u>	Estimated FY 2007 <u>(2)</u>	Supp-Senate Approp FY 2007 <u>(3)</u>	Senate Approp FY 2008 <u>(4)</u>	Senate Approp FY 2009 <u>(5)</u>	Page & Line Numbers <u>(6)</u>
<u>Management, Department of</u>						
Management, Department of Environment First Fund Increase	\$ 0	\$ 0	\$ 0	\$ 5,000,000	\$ 0	Page 5, Line 10
Total Management, Department of	\$ 0	\$ 0	\$ 0	\$ 5,000,000	\$ 0	
<u>Revenue, Dept. of</u>						
Revenue, Department of Homestead Prop. Tax Credit-PTCF	\$ 102,945,379	\$ 102,945,379	\$ 0	\$ 102,658,781	\$ 0	Page 3, Line 34
Ag. Land & Family Farm Tax Credit-PTCF	34,610,183	34,610,183	0	34,610,183	0	Page 4, Line 2
Military Service Tax Credit-PTCF	2,568,402	2,773,402	0	2,800,000	0	Page 4, Line 5
Elderly & Disabled Tax Credit-PTCF	19,540,000	19,540,000	0	19,800,000	0	Page 4, Line 8
Total Revenue, Dept. of	\$ 159,663,964	\$ 159,868,964	\$ 0	\$ 159,868,964	\$ 0	
Total Unassigned Standing	\$ 159,663,964	\$ 159,868,964	\$ 0	\$ 164,868,964	\$ 0	

Summary Data

FTE

	Actual FY 2006 <u>(1)</u>	Estimated FY 2007 <u>(2)</u>	Supp-Senate Approp FY 2007 <u>(3)</u>	Senate Approp FY 2008 <u>(4)</u>	Senate Approp FY 2009 <u>(5)</u>	Page & Line Numbers <u>(6)</u>
Trans., Infra., and Capitals	0.00	0.00	0.00	1.00	0.00	
Grand Total	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>1.00</u>	<u>0.00</u>	

Trans., Infra., and Capitals

FTE

	Actual FY 2006 <u>(1)</u>	Estimated FY 2007 <u>(2)</u>	Supp-Senate Approp FY 2007 <u>(3)</u>	Senate Approp FY 2008 <u>(4)</u>	Senate Approp FY 2009 <u>(5)</u>	Page & Line Numbers <u>(6)</u>
<u>Transportation, Department of</u>						
Transportation, Department of PRF-Operations	0.00	0.00	0.00	1.00	0.00	Page 26, Line 30
Total Transportation, Department of	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>1.00</u>	<u>0.00</u>	
Total Trans., Infra., and Capitals	<u><u>0.00</u></u>	<u><u>0.00</u></u>	<u><u>0.00</u></u>	<u><u>1.00</u></u>	<u><u>0.00</u></u>	