

# Justice System Appropriations Bill Senate File 2378

Final Action

March 25, 2010

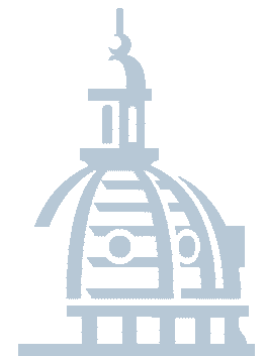
**An Act relating to and making appropriations to the justice system, modifying certain traffic offenses for fees and fines, and including effective date provisions.**

## NOTES ON BILLS AND AMENDMENTS (NOBA)

Available on line at <http://www3.legis.state.ia.us/noba/index.jsp>

Fiscal Services Division

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# EXECUTIVE SUMMARY JUSTICE SYSTEM APPROPRIATIONS BILL

SENATE FILE 2378

## FUNDING SUMMARY

- **GENERAL FUND:** Appropriates a total of \$484.1 million from the General Fund and 1,836.2 FTE positions to the Departments of Justice, Corrections, Inspections and Appeals, Public Defense, and Public Safety, the Iowa Law Enforcement Academy, Board of Parole, and the Civil Rights Commission. This is an increase of \$18.5 million and a decrease of 47.8 FTE positions compared to estimated net FY 2010. The Department of Corrections has 4,078.5 FTE positions in estimated FY 2010 that are not limited in this Bill. These FTE positions are included in the State budget system and are estimated to decrease by 365.9 FTE positions compared to estimated net FY 2010.
- **OTHER FUNDS:**
  - Appropriates \$3.3 million and 27.0 FTE positions from the Department of Commerce Revolving Fund to the Office of the Consumer Advocate. This is an increase of \$197,000 for debt service. (Page 2, Line 24)
  - Establishes a Gaming Enforcement Revolving Fund and appropriates \$9.3 million from the Fund to the Department of Public Safety for gaming enforcement. Receipts to the Fund are generated by billings to the gaming industry. (Page 18, Line 30; and Page 32, Line 10 through Page 34, Line 15)
  - Establishes a Public Safety Enforcement Fund and requires the Treasurer of State to allocate \$9.3 million from the Fund to the Department of Corrections (\$3.3 million), Department of Public Safety (\$450,000), Civil Rights Commission (\$100,000), the Judicial Branch (\$5.3 million), and the Department of Justice (\$150,000). This Bill directs \$9.1 million in court receipts and \$235,000 in Crime Victim Compensation Fund receipts to the Fund. The increase in fines is anticipated to generate an additional \$9.1 million in court receipts, \$1.0 million for local governments, and \$441,000 for the Crime Victim Compensation Fund. Of the Crime Victim Compensation Fund amount, \$235,000 is transferred to the Public Safety Enforcement Fund for FY 2011. (Page 29, Line 34 through Page 31, Line 15)
- Makes the following significant General Fund changes for FY 2010:
  - **Department of Justice - Legal Services Poverty Grants:** An increase of \$172,000 for a general increase. (Page 1, Line 35)
  - **Department of Corrections (DOC):** An increase of \$23.2 million to partially restore the FY 2010 across-the-board reduction. (Page 3, Line 1 through Page 10, Line 14)
  - **State Public Defender/Indigent Defense:** A net decrease of \$3.8 million for a general reduction. (Page 12, Line 29 through Page 13, Line 8)
  - **Department of Public Defense:** An increase of \$829,000 and 10.6 FTE positions, including:
    - An increase of \$625,000 and 10.7 FTE positions for the Military Division. (Page 14, Line 24)
    - An increase of \$204,000 and a decrease of 0.10 FTE position for the Homeland Security and Emergency Management Division. (Page 15, Line 1)
  - **Department of Public Safety (DPS):** A decrease of \$2.0 million, including:
    - An increase of \$182,000 to Public Safety Administration. (Page 15, Line 24)

## MAJOR INCREASES, DECREASES, AND TRANSFERS OF EXISTING PROGRAMS

**EXECUTIVE SUMMARY  
JUSTICE SYSTEM APPROPRIATIONS BILL**

**SENATE FILE 2378**

**MAJOR INCREASES, DECREASES,  
AND TRANSFERS OF EXISTING  
PROGRAMS (CONTINUED)**

**STUDIES AND INTENT LANGUAGE**

- *Department of Public Safety (DPS):* (continued)
  - A decrease of \$6.2 million to the Division of Criminal Investigation (DCI). (Page 15, Line 29)
  - An increase of \$759,000 to the Division of Narcotics Enforcement. (Page 17, Line 2)
  - An increase of \$754,000 to the Fire Marshal's Office. (Page 17, Line 15)
  - An increase of \$3.9 million to the Iowa State Patrol. (Page 17, Line 26)
- Requires the DOC to use the John Bennett Facility at Fort Madison as either a prison facility or a Community-Based Corrections (CBC) facility. (Page 3, Line 14)
- Requires the DOC to employ two part-time nurses at the Luster Heights Prison Camp. (Page 3, Line 22)
- Requires the DOC to operate the Luster Heights Prison Camp at its 88-bed capacity. (Page 3, Line 27)
- Requires the DOC to spend at least \$238,000 on the therapeutic treatment community program at the Anamosa State Penitentiary and \$140,000 on the Dual Diagnosis Program in the First CBC District Department. (Page 3, Line 30 and Page 9, Line 16)
- Requires the DOC to use at least \$300,000 in canteen receipts for the Corrections Education Program. (Page 6, Line 26)
- Eliminates the Chief Security Officer in the DOC Central Office. (Page 8, Line 32)
- Permits the Iowa Law Enforcement Academy to temporarily exceed the amount appropriated and incur a negative cash balance for cash flow purposes, as long as equal receivables are anticipated at the close of the fiscal year. (Page 13, Line 24)
- Permits the Iowa Law Enforcement Academy to annually exchange five vehicles returned to the State Fleet Administrator by the DPS. (Page 13, Line 30)
- Permits the Military Division of the Department of Public Defense to temporarily exceed the amount appropriated and incur a negative cash balance for cash flow purposes, as long as equal receivables are anticipated at the close of the fiscal year. (Page 14, Line 30)
- Permits the Homeland Security and Emergency Management Division to temporarily exceed the amount appropriated and incur a negative cash balance for cash flow purposes, as long as equal receivables are anticipated at the close of the fiscal year. (Page 15, Line 7)
- Requires the Homeland Security and Emergency Management Division to work in conjunction with the Department of Public Safety on the Fusion Program. (Page 15, Line 13)
- Authorizes no more than \$200,000 from the Wireless E911 Emergency Communications Fund for FY 2011 to be used for administration of the Fund and to employ the State Auditor to perform an annual audit on the Fund. (Page 36, Line 9)
- Requires the DOC and DPS to make every effort to preserve correctional officer and peace officer positions through the reduction of administrative costs. (Page 36, Line 20)

**EXECUTIVE SUMMARY  
JUSTICE SYSTEM APPROPRIATIONS BILL**

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**STUDIES AND INTENT LANGUAGE  
(CONTINUED)**

- Provides for a waiver process for centralized purchasing for Iowa Prison Industries. (Page 31, Line 28)
- Requires the Department of Justice to retain no more than 10.0% of the cash received in certain forfeiture proceedings. (Page 34, Line 16)
- Increases the cap on the dollar value of inmate labor from \$50,000 per maintenance project to \$100,000 per maintenance project. (Page 35, Line 6)
- Permits the Chairperson of the Board of Parole to assume the duties of the Executive Director if necessary. (Page 35, Line 13)
- The provision eliminating the Chief of Security position in the DOC is effective on enactment. (Page 19, Line 32)
- This Bill was approved by the General Assembly on March 25, 2010.

**EFFECTIVE DATES**

**ENACTMENT DATE**

Senate File 2378 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
7	16	4.1(b)	Nwthstnd	Sec. 8.33	Nonreversion of Appropriation for Inmate Education Program
11	6	6	Nwthstnd	Sec. 8.39	Reallocation of Appropriations within the DOC and CBC District Departments
18	13	14.8	Nwthstnd	Sec. 8.33	Nonreversion of Volunteer Fire Fighter Training Funds
18	18	14.8	Nwthstnd	Sec. 8.39	Reallocation of Department of Public Safety Appropriations
20	2	18	Amends	Various	Fine Increases for Moving and Non-Moving Violations
29	29	19	Amends	Sec. 805.8C	Increases the Fine for First Offense Purchase of Pseudoephedrine
29	35	20	Ntwthstnd	Sec. 602.8108	Creates the Public Safety Enforcement Fund
31	18	21	Amends	Sec. 62, SF 2088	CBC Financial Reporting
31	28	22	Amends	Sec. 71, SF 2088	Iowa Prison Industries Waiver Process
32	10	23	Adds	Sec. 80.43(1)	Creates the Gaming Enforcement Revolving Fund
32	23	23	Adds	Sec. 80.43(2)	Cash Flow Language for Gaming Enforcement Revolving Fund
32	34	23	Nwthstnd	Sec. 8.33 and 12C.7(2)	Nonreversion of Receipts to the Gaming Enforcement Revolving Fund
33	4	24	Nwthstnd	Sec. 8.60 and 99D.17	Directs Gambling Regulation Receipts to the Gaming Enforcement Revolving Fund
33	25	25	Nwthstnd	Sec. 8.60 and 99F.4	Directs Gambling Regulation Receipts to the Gaming Enforcement Revolving Fund
34	16	26	Amends	Sec. 809A.17(5)	Forfeited Property Receipts
35	6	27	Amends	Sec. 904.315(2), Code Supplement 2009	Cap on Use of Inmate Labor
35	13	28	Amends	Sec. 904A.4B	Board of Parole
36	27	32-53	Amends	Chapter 321	Makes Conforming Amendments

1 1 DIVISION I  
1 2 APPROPRIATIONS

1 3 Section 1. DEPARTMENT OF JUSTICE.

1 4 1. There is appropriated from the general fund of the state  
1 5 to the department of justice for the fiscal year beginning July  
1 6 1, 2010, and ending June 30, 2011, the following amounts, or  
1 7 so much thereof as is necessary, to be used for the purposes  
1 8 designated:

1 9 a. For the general office of attorney general for salaries,  
1 10 support, maintenance, and miscellaneous purposes, including  
1 11 the prosecuting attorneys training program, victim assistance  
1 12 grants, office of drug control policy prosecuting attorney  
1 13 program, and odometer fraud enforcement, and for not more than  
1 14 the following full-time equivalent positions:  
1 15 ..... \$ 7,732,930  
1 16 ..... FTEs 232.50

General Fund appropriation to the Department of Justice for the Office of the Attorney General, Prosecuting Attorney Training Program, Victim Assistance Grants, Office of Drug Control Policy, Office of Drug Control Policy Prosecuting Attorney Training Program, and Odometer Fraud Enforcement.

DETAIL: This is no change compared to estimated net FY 2010.

NOTE: Section 20 of this Bill provides an appropriation of \$150,000 from the Public Safety Enforcement Fund to the Department.

NOTE: Senate File 2088 (Government Reorganization and Efficiency Bill) provides an appropriation of \$60,000 and 1.00 FTE position to the Office of the Attorney General for enforcement of the False Claims Act.

1 17 It is the intent of the general assembly that as a condition  
1 18 of receiving the appropriation provided in this lettered  
1 19 paragraph, the department of justice shall maintain a record  
1 20 of the estimated time incurred representing each agency or  
1 21 department.

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

1 22 b. For victim assistance grants:  
1 23 ..... \$ 3,060,000

General Fund appropriation to the Department of Justice for the Victim Assistance Grants Program.

DETAIL: This is no change compared to estimated net FY 2010.

1 24 The funds appropriated in this lettered paragraph shall be  
 1 25 used to provide grants to care providers providing services to  
 1 26 crime victims of domestic abuse or to crime victims of rape and  
 1 27 sexual assault.

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

1 28 The balance of the victim compensation fund established in  
 1 29 section 915.94 may be used to provide salary and support of not  
 1 30 more than 22 FTEs and to provide maintenance for the victim  
 1 31 compensation functions of the department of justice.

Permits 22.00 FTE positions to be funded from the Victim Compensation Fund to administer the victim compensation functions of the Department of Justice.

DETAIL: Maintains the current level of FTE positions funded from the Victim Compensation Fund. Of the total FTE positions, 20.00 FTE positions are assigned to the Crime Victim Assistance Division and 2.00 FTE positions are assigned to the Office of the Attorney General, Area Prosecutions Division.

1 32 The department of justice may transfer moneys from the  
 1 33 victim compensation fund established in section 915.94 to the  
 1 34 victim assistance grant program.

Permits the Department of Justice to transfer funds from the Victim Compensation Fund to the Victim Assistance Grants Program in FY 2011.

1 35 c. For legal services for persons in poverty grants as  
 2 1 provided in section 13.34:  
 2 2 ..... \$ 1,930,671

General Fund appropriation to the Department of Justice for the Legal Services Poverty Grants Program.

DETAIL: This is an increase \$171,500 compared to estimated net FY 2010 for a general increase.

2 3 2. a. The department of justice, in submitting budget  
 2 4 estimates for the fiscal year commencing July 1, 2011, pursuant  
 2 5 to section 8.23, shall include a report of funding from sources  
 2 6 other than amounts appropriated directly from the general fund  
 2 7 of the state to the department of justice or to the office of  
 2 8 consumer advocate. These funding sources shall include but  
 2 9 are not limited to reimbursements from other state agencies,  
 2 10 commissions, boards, or similar entities, and reimbursements  
 2 11 from special funds or internal accounts within the department  
 2 12 of justice. The department of justice shall also report actual

Requires the Department of Justice, in submitting FY 2012 budget estimates, to submit a report to the Department of Management (DOM) that specifies the amount of funding from all sources other than the General Fund. The report is to include actual reimbursements from other fund accounts for FY 2010 and FY 2011.

2 13 reimbursements for the fiscal year commencing July 1, 2009,  
2 14 and actual and expected reimbursements for the fiscal year  
2 15 commencing July 1, 2010.

2 16 b. The department of justice shall include the report  
2 17 required under paragraph "a", as well as information regarding  
2 18 any revisions occurring as a result of reimbursements actually  
2 19 received or expected at a later date, in a report to the  
2 20 co=chairpersons and ranking members of the joint appropriations  
2 21 subcommittee on the justice system and the legislative services  
2 22 agency. The department of justice shall submit the report on  
2 23 or before January 15, 2011.

Requires the Department of Justice to submit a report that specifies the amount of funding from all sources other than the General Fund and any revisions that occur as a result of actual reimbursements. The report is to be submitted to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the Legislative Services Agency (LSA) by January 15, 2011.

2 24 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is appropriated  
2 25 from the department of commerce revolving fund created in  
2 26 section 546.12 to the office of consumer advocate of the  
2 27 department of justice for the fiscal year beginning July 1,  
2 28 2010, and ending June 30, 2011, the following amount, or so  
2 29 much thereof as is necessary, to be used for the purposes  
2 30 designated:  
2 31 For salaries, support, maintenance, miscellaneous purposes,  
2 32 and for not more than the following full=time equivalent  
2 33 positions:  
2 34 ..... \$ 3,336,344  
2 35 ..... FTEs 27.00

Department of Commerce Revolving Fund appropriation to the Department of Justice for the Office of the Consumer Advocate.

DETAIL: This is an increase of \$197,456 and no change in FTE positions compared to estimated net FY 2010 for debt retirement for the new Iowa Utilities Board/Office of the Consumer Advocate building.

3 1 Sec. 3. DEPARTMENT OF CORRECTIONS == FACILITIES.  
3 2 1. There is appropriated from the general fund of the state  
3 3 to the department of corrections for the fiscal year beginning  
3 4 July 1, 2010, and ending June 30, 2011, the following amounts,  
3 5 or so much thereof as is necessary, to be used for the purposes  
3 6 designated:  
3 7 For the operation of adult correctional institutions,  
3 8 reimbursement of counties for certain confinement costs, and  
3 9 federal prison reimbursement, to be allocated as follows:



<p>3 10 a. For the operation of the Fort Madison correctional  3 11 facility, including salaries, support, maintenance, and  3 12 miscellaneous purposes:  3 13 ..... \$ 39,991,374</p>	<p>General Fund appropriation to the Department of Corrections (DOC) for the Fort Madison Correctional Facility.</p> <p>DETAIL: This is an increase of \$2,988,151 compared to estimated net FY 2010 to partially restore the FY 2010 across-the-board reduction.</p> <p>NOTE: Section 20 of this Bill allocates an additional \$1,451,000 from the Public Safety Enforcement Fund to the DOC for the Fort Madison Correctional Facility.</p> <p>NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$764,048 for the Fort Madison Correctional Facility.</p>
<p>3 14 As a condition of receiving an appropriation in this  3 15 lettered paragraph, the department of corrections shall operate  3 16 the John Bennett facility either as an institution of the  3 17 department or a community-based correctional facility.</p>	<p>Requires the DOC to operate the John Bennett Facility as either a prison or a Community-Based Corrections (CBC) facility.</p> <p>DETAIL: The John Bennett Facility is a 152-bed medium security facility attached to the exterior wall of the Iowa State Penitentiary at Fort Madison.</p>
<p>3 18 b. For the operation of the Anamosa correctional facility,  3 19 including salaries, support, maintenance, and miscellaneous  3 20 purposes:  3 21 ..... \$ 30,416,461</p>	<p>General Fund appropriation to the DOC for the Anamosa Correctional Facility.</p> <p>DETAIL: This is an increase of \$2,143,956 compared to estimated net FY 2010 to partially restore the FY 2010 across-the-board reduction.</p> <p>NOTE: Section 20 of this Bill allocates an additional \$846,190 from the Public Safety Enforcement Fund to the DOC for the Anamosa State Penitentiary for operating the Luster Heights Prison Camp.</p> <p>NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$543,179 for the Anamosa Correctional Facility.</p>
<p>3 22 As a condition of receiving the appropriation in this</p>	<p>Requires the DOC to employ two part-time nurses at the Luster</p>

3 23 lettered paragraph, the department of corrections shall employ  
 3 24 two part-time registered nurses at the Luster Heights facility,  
 3 25 and shall seek volunteer licensed medical personnel to serve at  
 3 26 the facility.

Heights Prison Camp and to seek volunteer licensed medical personnel to serve at that facility.

3 27 It is the intent of the general assembly that the department  
 3 28 of corrections fully operate the Luster Heights facility at the  
 3 29 facility's 88-bed capacity.

Directs the DOC to operate the Luster Heights facility at capacity.  
 DETAIL: The Luster Heights Prison Camp is an 88-bed minimum security facility located in the Yellow River Forest State Park.

3 30 As a condition of the moneys appropriated in this lettered  
 3 31 paragraph, the department of corrections shall replace expired  
 3 32 federal funding by expending at least \$238,252 for continuation  
 3 33 of a treatment program that prepares offenders for ongoing  
 3 34 therapeutic treatment programs offered by the department and  
 3 35 maintaining at least 4.75 FTEs for the program.

Requires the DOC to spend at least \$238,252 to maintain a therapeutic treatment program.

4 1 Moneys appropriated in this lettered paragraph shall  
 4 2 provide for one full-time substance abuse counselor for the  
 4 3 Luster Heights facility for the purpose of certification of a  
 4 4 substance abuse program at that facility.

Specifies that funds be provided for one substance abuse counselor at the Luster Heights Prison Camp.

4 5 c. For the operation of the Oakdale correctional facility,  
 4 6 including salaries, support, maintenance, and miscellaneous  
 4 7 purposes:  
 4 8 ..... \$ 55,755,246

General Fund appropriation to the DOC for the Oakdale Correctional Facility.  
 DETAIL: This is an increase of \$2,973,761 compared to estimated net FY 2010 to partially restore the FY 2010 across-the-board reduction.

NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$2,650,762 for the Oakdale Correctional Facility.

4 9 d. For the operation of the Newton correctional facility,  
 4 10 including salaries, support, maintenance, and miscellaneous

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

4 11	purposes:		
4 12	.....	\$ 26,452,257	DETAIL: This is an increase of \$1,222,203 compared to estimated net FY 2010 to partially restore the FY 2010 across-the-board reduction.
			NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$526,181 for the Newton Correctional Facility.
4 13	e. For the operation of the Mt. Pleasant correctional		General Fund appropriation to the DOC for the Mount Pleasant Correctional Facility.
4 14	facility, including salaries, support, maintenance, and		
4 15	miscellaneous purposes:		
4 16	.....	\$ 26,265,257	DETAIL: This is an increase of \$1,770,693 compared to estimated net FY 2010 to partially restore the FY 2010 across-the-board reduction.
			NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$415,980 for the Mount Pleasant Correctional Facility.
4 17	f. For the operation of the Rockwell City correctional		General Fund appropriation to the DOC for the Rockwell City Correctional Facility.
4 18	facility, including salaries, support, maintenance, and		
4 19	miscellaneous purposes:		
4 20	.....	\$ 9,324,565	DETAIL: This is an increase of \$871,598 compared to estimated net FY 2010 to partially restore the FY 2010 across-the-board reduction.
			NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$108,833 for the Rockwell City Correctional Facility.
4 21	g. For the operation of the Clarinda correctional facility,		General Fund appropriation to the DOC for the Clarinda Correctional Facility.
4 22	including salaries, support, maintenance, and miscellaneous		
4 23	purposes:		
4 24	.....	\$ 23,645,033	DETAIL: This is an increase of \$2,566,087 compared to estimated net FY 2010 to partially restore the FY 2010 across-the-board reduction.

NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$451,752 for the Clarinda Correctional Facility.

4 25 Moneys received by the department of corrections as  
4 26 reimbursement for services provided to the Clarinda youth  
4 27 corporation are appropriated to the department and shall be  
4 28 used for the purpose of operating the Clarinda correctional  
4 29 facility.

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

DETAIL: The Clarinda Youth Academy's annual reimbursement to the Clarinda Correctional Facility is approximately \$1,000,000.

4 30 h. For the operation of the Mitchellville correctional  
4 31 facility, including salaries, support, maintenance, and  
4 32 miscellaneous purposes:  
4 33 ..... \$ 15,486,586

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

DETAIL: This is an increase of \$1,233,471 compared to estimated net FY 2010 to partially restore the FY 2010 across-the-board reduction.

NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$169,416 for the Mitchellville Correctional Facility.

4 34 i. For the operation of the Fort Dodge correctional  
4 35 facility, including salaries, support, maintenance, and  
5 1 miscellaneous purposes:  
5 2 ..... \$ 29,020,235

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

DETAIL: This is an increase of \$2,021,103 compared to estimated net FY 2010 to partially restore the FY 2010 across-the-board reduction.

NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$200,000 for the Fort Dodge Correctional Facility.

5 3 j. For reimbursement of counties for temporary confinement  
5 4 of work release and parole violators, as provided in sections  
5 5 901.7, 904.908, and 906.17, and for offenders confined pursuant

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

<p>5 6 to section 904.513:                  5 7 ..... \$ 775,092</p>	<p>DETAIL: This is no change compared to estimated net FY 2010.</p>
<p>5 8 k. For federal prison reimbursement, reimbursements for                  5 9 out-of-state placements, and miscellaneous contracts:                  5 10 ..... \$ 239,411</p>	<p>General Fund appropriation to the DOC to reimburse the federal Bureau of Prisons for confining Iowa inmates and to pay miscellaneous contracts.</p> <p>DETAIL: This is an increase of \$23,941 compared to estimated net FY 2010 to restore the FY 2010 across-the-board reduction.</p>
<p>5 11 2. The department of corrections shall use moneys                  5 12 appropriated in subsection 1 to continue to contract for the                  5 13 services of a Muslim imam.</p>	<p>Requires the DOC to contract with a Muslim imam to provide religious services and religious counseling.</p> <p>DETAIL: This contract is required pursuant to a federal court order.</p>
<p>5 14 Sec. 4. DEPARTMENT OF CORRECTIONS == ADMINISTRATION.                  5 15 1. There is appropriated from the general fund of the state                  5 16 to the department of corrections for the fiscal year beginning                  5 17 July 1, 2010, and ending June 30, 2011, the following amounts,                  5 18 or so much thereof as is necessary, to be used for the purposes                  5 19 designated:</p>	
<p>5 20 a. For general administration, including salaries, support,                  5 21 maintenance, employment of an education director to administer                  5 22 a centralized education program for the correctional system,                  5 23 and miscellaneous purposes:                  5 24 ..... \$ 4,254,068</p>	<p>General Fund appropriation to the DOC for the Central Office.</p> <p>DETAIL: This is a decrease of \$74,975 compared to estimated net FY 2010 appropriation for a general reduction.</p>
<p>5 25 (1) It is the intent of the general assembly that as a                  5 26 condition of receiving the appropriation provided in this                  5 27 lettered paragraph the department of corrections shall not,                  5 28 except as otherwise provided in subparagraph (3), enter                  5 29 into a new contract, unless the contract is a renewal of an                  5 30 existing contract, for the expenditure of moneys in excess of</p>	<p>Specifies it is the intent of the General Assembly that, as a condition of receiving appropriated funds, the DOC not enter into a new contract in excess of \$100,000 for privatized services during FY 2011 without prior notification of the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and without prior consultation with any affected employee organization. Existing contracts may be renewed without notification.</p>

5 31 \$100,000 during the fiscal year beginning July 1, 2010, for the  
 5 32 privatization of services performed by the department using  
 5 33 state employees as of July 1, 2010, or for the privatization  
 5 34 of new services by the department without prior consultation  
 5 35 with any applicable state employee organization affected  
 6 1 by the proposed new contract and prior notification of the  
 6 2 co-chairpersons and ranking members of the joint appropriations  
 6 3 subcommittee on the justice system.

6 4 (2) It is the intent of the general assembly that each  
 6 5 lease negotiated by the department of corrections with a  
 6 6 private corporation for the purpose of providing private  
 6 7 industry employment of inmates in a correctional institution  
 6 8 shall prohibit the private corporation from utilizing inmate  
 6 9 labor for partisan political purposes for any person seeking  
 6 10 election to public office in this state and that a violation  
 6 11 of this requirement shall result in a termination of the lease  
 6 12 agreement.

6 13 (3) It is the intent of the general assembly that as a  
 6 14 condition of receiving the appropriation provided in this  
 6 15 lettered paragraph the department of corrections shall not  
 6 16 enter into a lease or contractual agreement pursuant to section  
 6 17 904.809 with a private corporation for the use of building  
 6 18 space for the purpose of providing inmate employment without  
 6 19 providing that the terms of the lease or contract establish  
 6 20 safeguards to restrict, to the greatest extent feasible, access  
 6 21 by inmates working for the private corporation to personal  
 6 22 identifying information of citizens.

6 23 b. For educational programs for inmates at state penal  
 6 24 institutions:  
 6 25 ..... \$ 1,558,109

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

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

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

DETAIL: This is an increase of \$194,402 compared to estimated net FY 2010 to restore the FY 2010 across-the-board reduction.

6 26 As a condition of receiving the appropriation in this  
6 27 lettered paragraph, the department of corrections shall  
6 28 transfer at least \$300,000 from the canteen operating funds  
6 29 established pursuant to section 904.310 to be used for  
6 30 correctional educational programs funded in this lettered  
6 31 paragraph.

Requires the DOC to transfer at least \$300,000 from Canteen Funds to the Corrections Education Program.

6 32 It is the intent of the general assembly that moneys  
6 33 appropriated in this lettered paragraph shall be used solely  
6 34 for the purpose indicated and that the moneys shall not be  
6 35 transferred for any other purpose. In addition, it is the  
7 1 intent of the general assembly that the department shall  
7 2 consult with the community colleges in the areas in which the  
7 3 institutions are located to utilize moneys appropriated in this  
7 4 lettered paragraph to fund the high school completion, high  
7 5 school equivalency diploma, adult literacy, and adult basic  
7 6 education programs in a manner so as to maintain these programs  
7 7 at the institutions.  
7 8 To maximize the funding for educational programs, the  
7 9 department shall establish guidelines and procedures to  
7 10 prioritize the availability of educational and vocational  
7 11 training for inmates based upon the goal of facilitating an  
7 12 inmate's successful release from the correctional institution.  
7 13 The director of the department of corrections may transfer  
7 14 moneys from Iowa prison industries for use in educational  
7 15 programs for inmates.

Specifies that it is the intent of the General Assembly that these funds be used only for inmate education. Also, requires the DOC to consult with community colleges located within the area of the prisons regarding how to maintain the high school completion, high school equivalency diploma, adult literacy, and adult basic education programs at the Institutions. Requires the DOC to establish guidelines and procedures to prioritize admission to educational and vocational programs to facilitate inmates' successful release from prison. Permits the DOC to transfer funds from the Iowa Prison Industries Revolving Fund for educational programs for inmates.

7 16 Notwithstanding section 8.33, moneys appropriated in this  
7 17 lettered paragraph that remain unobligated or unexpended at  
7 18 the close of the fiscal year shall not revert but shall remain  
7 19 available for expenditure only for the purpose designated in  
7 20 this lettered paragraph until the close of the succeeding  
7 21 fiscal year.

CODE: Requires nonreversion of funds for the Inmate Education Program.

7 22 c. For the development of the Iowa corrections offender

General Fund appropriation to the DOC for the Iowa Corrections

<p>7 23 network (ICON) data system:  7 24 ..... \$ 424,364</p>	<p>Offender Network (ICON).</p>
	<p>DETAIL: This is an increase of \$42,436 compared to estimated net FY 2010 to restore the FY 2010 across-the-board reduction.</p>
<p>7 25 d. For offender mental health and substance abuse  7 26 treatment:  7 27 ..... \$ 22,319</p>	<p>General Fund appropriation to the DOC for mental health and substance abuse treatment.</p>
	<p>DETAIL: This is no change compared to estimated net FY 2010.</p>
<p>7 28 e. For viral hepatitis prevention and treatment:  7 29 ..... \$ 167,881</p>	<p>General Fund appropriation to the DOC for viral hepatitis prevention and treatment.</p>
	<p>DETAIL: This is no change compared to estimated net FY 2010.</p>
<p>7 30 2. It is the intent of the general assembly that the  7 31 department of corrections shall continue to operate the  7 32 correctional farms under the control of the department at  7 33 the same or greater level of participation and involvement  7 34 as existed as of June 30, 2011; shall not enter into any  7 35 rental agreement or contract concerning any farmland under  8 1 the control of the department that is not subject to a rental  8 2 agreement or contract as of January 1, 2010, without prior  8 3 legislative approval; and shall further attempt to provide  8 4 job opportunities at the farms for inmates. The department  8 5 shall attempt to provide job opportunities at the farms for  8 6 inmates by encouraging labor-intensive farming or gardening  8 7 where appropriate; using inmates to grow produce and meat for  8 8 institutional consumption; researching the possibility of  8 9 instituting food canning and cook-and-chill operations; and  8 10 exploring opportunities for organic farming and gardening,  8 11 livestock ventures, horticulture, and specialized crops.</p>	<p>Specifies that it is the intent of the General Assembly that the DOC continue farm operations at the same or greater level as exists on June 30, 2011. The DOC is prohibited from renting farmland under the control of the DOC that is not currently being rented without legislative approval. The DOC is to provide meaningful job opportunities for inmates employed on the farms.</p>
<p>8 12 3. The department of corrections shall provide a smoking  8 13 cessation program to offenders committed to the custody of the</p>	<p>Requires the DOC to provide a smoking cessation program to offenders.</p>



8 14 director or who are otherwise detained by the department, that  
8 15 complies with legislation enacted restricting or prohibiting  
8 16 smoking on the grounds of correctional institutions.

8 17 4. As a condition of receiving the appropriations made  
8 18 in this section, the department of corrections shall develop  
8 19 and implement offender reentry programs in Black Hawk and  
8 20 Polk counties to provide transitional planning and release  
8 21 primarily for offenders released from the Iowa correctional  
8 22 institution for women at Mitchellville and the Fort Dodge  
8 23 correctional facility. Programming shall include minority  
8 24 and gender-specific responsivity, employment, substance  
8 25 abuse treatment, mental health services, housing, and family  
8 26 reintegration. The department of corrections shall collaborate  
8 27 with the first and fifth judicial district departments of  
8 28 correctional services, the Iowa department of workforce  
8 29 development, the department of human services, community-based  
8 30 providers and faith-based organizations, and local law  
8 31 enforcement.

Requires the Department of Corrections to develop and implement re-entry programs in Waterloo and Des Moines. Specifies programming requirements. This Bill includes appropriations to the First and Fifth CBC District Departments for re-entry programs.

8 32 5. The chief security officer position within the  
8 33 department of corrections shall be eliminated by the effective  
8 34 date of this subsection.

Eliminates the Chief of Security position in the DOC Central Office.

DETAIL: This provision is effective on enactment of this Bill.

8 35 6. The department shall place inmates at the Luster Heights  
9 1 facility who have been approved by the board of parole for  
9 2 work release but who are expected to be waiting in prison  
9 3 for at least four months for a bed to become available at a  
9 4 community-based correctional facility, unless the placement  
9 5 would dislodge an inmate receiving substance abuse treatment.

Requires the DOC to place offenders at the Luster Heights facility that have been approved by the Board of Parole for work release, that are on a waiting list for a CBC bed, as long as the placement does not prevent another offender from receiving substance abuse treatment.

9 6 Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL  
9 7 SERVICES.

9 8 1. There is appropriated from the general fund of the state

9 9 to the department of corrections for the fiscal year beginning  
 9 10 July 1, 2010, and ending June 30, 2011, for salaries, support,  
 9 11 maintenance, and miscellaneous purposes, the following amounts,  
 9 12 or so much thereof as is necessary, to be allocated as follows:

9 13 a. For the first judicial district department of  
 9 14 correctional services:  
 9 15 ..... \$ 12,453,082

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

DETAIL: This is an increase of \$534,392 compared to estimated net FY 2010 to partially restore the FY 2010 across-the-board reduction.

NOTE: Section 20 of this Bill allocates an additional \$100,000 from the Public Safety Enforcement Fund to the DOC for the First CBC District Department.

NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$110,275 for the First CBC District Department.

9 16 As a condition of the moneys appropriated in this lettered  
 9 17 paragraph, the department of corrections shall replace expired  
 9 18 federal funding by expending at least \$140,000 for the dual  
 9 19 diagnosis program and maintaining 1.25 FTEs for the program.

Requires the First CBC District Department to spend at least \$140,000 to maintain the Dual Diagnosis Program.

9 20 b. For the second judicial district department of  
 9 21 correctional services:  
 9 22 ..... \$ 10,770,616

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

DETAIL: This is an increase of \$783,971 compared to estimated net FY 2010 to partially restore the FY 2010 across-the-board reduction.

NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$308,214 for the Second CBC District Department.

9 23 c. For the third judicial district department of  
 9 24 correctional services:

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

9 25 ..... \$ 5,715,578

DETAIL: This is an increase of \$369,936 compared to estimated net FY 2010 to partially restore the FY 2010 across-the-board reduction.

NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$18,010 for the Third CBC District Department.

9 26 d. For the fourth judicial district department of

9 27 correctional services:

9 28 ..... \$ 5,522,416

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

DETAIL: This is an increase of \$342,916 compared to estimated net FY 2010 to partially restore the FY 2010 across-the-board reduction.

NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$76,117 for the Fourth CBC District Department.

9 29 e. For the fifth judicial district department of

9 30 correctional services, including funding for electronic

9 31 monitoring devices for use on a statewide basis:

9 32 ..... \$ 18,938,081

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

DETAIL: This is an increase of \$1,587,659 compared to estimated net FY 2010 to partially restore the FY 2010 across-the-board reduction.

NOTE: Section 20 of this Bill allocates an additional \$335,000 from the Public Safety Enforcement Fund to the DOC for the Fifth CBC District Department.

NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$790,020 for the Fifth CBC District Department.

9 33 As a condition of receiving the appropriation in this  
9 34 lettered paragraph, the fifth judicial district department of  
9 35 correctional services shall reinstate 67 beds in buildings 65  
10 1 and 66 at the Fort Des Moines facility and resume operating the

Requires the Fifth CBC District Department to reinstate and use 67 beds at Building 65/66 at the Fort Des Moines Residential Facility and maintain the use of 199 beds at Building 68/70. Permits the use of inmate labor to renovate the buildings, if renovation is required.

10 2 buildings, in addition to maintaining the 199 beds in buildings  
 10 3 68 and 70 at the Fort Des Moines facility. The district  
 10 4 department may use inmate labor to upgrade and renovate the  
 10 5 buildings, if renovation and updating are required.

DETAIL: The Fifth CBC District Department has restructured its Fort Des Moines operations. There are 199 beds at Building 68/70 for residential and work release programs. Eighty of these beds are dedicated for substance abuse treatment. Building 65/66 has an honors unit of 40 beds plus a substance abuse treatment contract for 60 beds with a private provider.

10 6 f. For the sixth judicial district department of  
 10 7 correctional services:  
 10 8 ..... \$ 13,030,356

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

DETAIL: This is an increase of \$622,039 compared to estimated net FY 2010 to partially restore the FY 2010 across-the-board reduction.

NOTE: Section 20 of this Bill allocates an additional \$402,810 from the Public Safety Enforcement Fund to the DOC for the Sixth CBC District Department.

NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$302,810 for the Sixth CBC District Department.

10 9 g. For the seventh judicial district department of  
 10 10 correctional services:  
 10 11 ..... \$ 6,846,560

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

DETAIL: This is an increase of \$409,565 compared to estimated net FY 2010 to partially restore the FY 2010 across-the-board reduction.

NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$24,923 for the Seventh CBC District Department.

10 12 h. For the eighth judicial district department of  
 10 13 correctional services:  
 10 14 ..... \$ 6,935,622

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

DETAIL: This is an increase of \$543,795 compared to estimated net

FY 2010 to partially restore the FY 2010 across-the-board reduction.

NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$400,850 for the Eighth CBC District Department.

10 15 2. Each judicial district department of correctional  
10 16 services, within the funding available, shall continue programs  
10 17 and plans established within that district to provide for  
10 18 intensive supervision, sex offender treatment, diversion of  
10 19 low-risk offenders to the least restrictive sanction available,  
10 20 job development, and expanded use of intermediate criminal  
10 21 sanctions.

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

10 22 3. Each judicial district department of correctional  
10 23 services shall provide alternatives to prison consistent with  
10 24 chapter 901B. The alternatives to prison shall ensure public  
10 25 safety while providing maximum rehabilitation to the offender.  
10 26 A judicial district department of correctional services may  
10 27 also establish a day program.

Requires each CBC District Department to provide alternatives to prison consistent with statute. Permits the District Departments to establish day programs.

10 28 4. The governor's office of drug control policy shall  
10 29 consider federal grants made to the department of corrections  
10 30 for the benefit of each of the eight judicial district  
10 31 departments of correctional services as local government  
10 32 grants, as defined pursuant to federal regulations.

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

10 33 5. The department of corrections shall continue to contract  
10 34 with a judicial district department of correctional services to  
10 35 provide for the rental of electronic monitoring equipment which  
11 1 shall be available statewide.

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

DETAIL: The DOC contracts with the Fifth CBC District Department for electronic monitoring devices that are available statewide.

11 2 6. A judicial district department of correctional services

Requires the CBC District Departments to accept the transfer of

11 3 shall accept into the facilities of the district department,  
11 4 offenders assigned from other judicial district departments of  
11 5 correctional services.

offenders into residential facilities between CBC District Departments.

11 6 Sec. 6. DEPARTMENT OF CORRECTIONS == REALLOCATION OF  
11 7 APPROPRIATIONS. Notwithstanding section 8.39, within  
11 8 the moneys appropriated in this Act to the department of  
11 9 corrections, the department may reallocate the moneys  
11 10 appropriated and allocated as necessary to best fulfill the  
11 11 needs of the correctional institutions, administration of  
11 12 the department, and the judicial district departments of  
11 13 correctional services. However, in addition to complying with  
11 14 the requirements of sections 904.116 and 905.8 and providing  
11 15 notice to the legislative services agency, the department  
11 16 of corrections shall also provide notice to the department  
11 17 of management, prior to the effective date of the revision  
11 18 or reallocation of an appropriation made pursuant to this  
11 19 section. The department shall not reallocate an appropriation  
11 20 or allocation for the purpose of eliminating any program.

CODE: Permits the DOC to reallocate appropriations between the correctional institutions, the Central Office, and CBC District Departments. Requires the DOC to provide notice to the DOM and the LSA before reallocating the funds. Prohibits the reallocation of funds to eliminate a program.

11 21 Sec. 7. INTENT == REPORTS.

11 22 1. The department in cooperation with townships, the Iowa  
11 23 cemetery associations, and other nonprofit or governmental  
11 24 entities may use inmate labor during the fiscal year beginning  
11 25 July 1, 2010, to restore or preserve rural cemeteries and  
11 26 historical landmarks. The department in cooperation with the  
11 27 counties may also use inmate labor to clean up roads, major  
11 28 water sources, and other water sources around the state.

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

11 29 2. Each month the department shall provide a status report  
11 30 regarding private=sector employment to the legislative services  
11 31 agency beginning on July 1, 2010. The report shall include  
11 32 the number of offenders employed in the private sector, the  
11 33 combined number of hours worked by the offenders, and the

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

11 34 total amount of allowances, and the distribution of allowances  
11 35 pursuant to section 904.702, including any moneys deposited in  
12 1 the general fund of the state.

12 2 Sec. 8. ELECTRONIC MONITORING REPORT. The department of  
12 3 corrections shall submit a report on electronic monitoring to  
12 4 the general assembly, to the co=chairpersons and the ranking  
12 5 members of the joint appropriations subcommittee on the justice  
12 6 system, and to the legislative services agency by January  
12 7 15, 2011. The report shall specifically address the number  
12 8 of persons being electronically monitored and break down the  
12 9 number of persons being electronically monitored by offense  
12 10 committed. The report shall also include a comparison of any  
12 11 data from the prior fiscal year with the current year.

Requires the DOC to submit a report regarding electronic monitoring to the General Assembly, the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and the LSA by January 15, 2011. Specifies the content of the report.

12 12 Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.  
12 13 1. As used in this section, unless the context otherwise  
12 14 requires, "state agency" means the government of the state  
12 15 of Iowa, including but not limited to all executive branch  
12 16 departments, agencies, boards, bureaus, and commissions, the  
12 17 judicial branch, the general assembly and all legislative  
12 18 agencies, institutions within the purview of the state board of  
12 19 regents, and any corporation whose primary function is to act  
12 20 as an instrumentality of the state.  
12 21 2. State agencies are hereby encouraged to purchase  
12 22 products from Iowa state industries, as defined in section  
12 23 904.802, when purchases are required and the products are  
12 24 available from Iowa state industries. State agencies shall  
12 25 obtain bids from Iowa state industries for purchases of  
12 26 office furniture during the fiscal year beginning July 1,  
12 27 2010, exceeding \$5,000 or in accordance with applicable  
12 28 administrative rules related to purchases for the agency.

Encourages State agencies to buy products from Iowa Prison Industries whenever possible. Requires State agencies to obtain a bid from Iowa Prison Industries for purchases of office furniture exceeding \$5,000, or in accordance with administrative rules.

12 29 Sec. 10. STATE PUBLIC DEFENDER. There is appropriated from  
12 30 the general fund of the state to the office of the state public  
12 31 defender of the department of inspections and appeals for the

12 32 fiscal year beginning July 1, 2010, and ending June 30, 2011,  
12 33 the following amounts, or so much thereof as is necessary, to  
12 34 be allocated as follows for the purposes designated:

12 35 1. For salaries, support, maintenance, miscellaneous  
13 1 purposes, and for not more than the following full-time  
13 2 equivalent positions:

13 3 ..... \$ 21,743,182  
13 4 ..... FTEs 203.00

General Fund appropriation to the Department of Inspections and Appeals for the Office of the State Public Defender.

DETAIL: This is an increase of \$2,174,318 and no change in FTE positions compared to estimated net FY 2010 for a general increase.

NOTE: Senate File 2088 (Government Reorganization and Efficiency Bill) provides an appropriation of \$1,140,000 and 16.00 FTE positions to expand local public defender offices.

13 5 2. For the fees of court-appointed attorneys for indigent  
13 6 adults and juveniles, in accordance with section 232.141 and  
13 7 chapter 815:

13 8 ..... \$ 15,680,929

General Fund appropriation to the Department of Inspections and Appeals for the Indigent Defense Program.

DETAIL: This is a decrease of \$5,927,318 compared to the estimated net FY 2010 appropriation for a general reduction.

NOTE: Senate File 2366 (FY 2010 Appropriations Adjustments Bill) provides an FY 2010 General Fund supplemental appropriation of \$10,900,000 for the Indigent Defense Program.

13 9 Sec. 11. IOWA LAW ENFORCEMENT ACADEMY.  
13 10 1. There is appropriated from the general fund of the  
13 11 state to the Iowa law enforcement academy for the fiscal year  
13 12 beginning July 1, 2010, and ending June 30, 2011, the following  
13 13 amount, or so much thereof as is necessary, to be used for the  
13 14 purposes designated:

13 15 For salaries, support, maintenance, miscellaneous purposes,  
13 16 including jailer training and technical assistance, and for not  
13 17 more than the following full-time equivalent positions:

13 18 ..... \$ 1,049,430  
13 19 ..... FTEs 30.55

General Fund appropriation to the Iowa Law Enforcement Academy (ILEA).

DETAIL: This is no change to the General Fund appropriation and an increase of 1.00 FTE position compared to estimated net FY 2010. The increase in FTE position is due to the receipt of federal grant dollars.



13 20 It is the intent of the general assembly that the Iowa law  
13 21 enforcement academy may provide training of state and local  
13 22 law enforcement personnel concerning the recognition of and  
13 23 response to persons with Alzheimer's disease.

Specifies the intent of the General Assembly that the ILEA may offer training for law enforcement officers in recognizing and responding to persons with Alzheimer's disease.

13 24 The Iowa law enforcement academy may temporarily exceed and  
13 25 draw more than the amount appropriated and incur a negative  
13 26 cash balance as long as there are receivables equal to or  
13 27 greater than the negative balance and the amount appropriated  
13 28 in this subsection is not exceeded at the close of the fiscal  
13 29 year.

Permits the ILEA to incur a negative General Fund balance as long as there are equal receivables coming into the Academy by the close of the fiscal year.

DETAIL: This language is to assist with cash flow issues the ILEA faces in the last quarter of the fiscal year.

13 30 2. The Iowa law enforcement academy may select at least  
13 31 five automobiles of the department of public safety, division  
13 32 of state patrol, prior to turning over the automobiles to  
13 33 the department of administrative services to be disposed  
13 34 of by public auction, and the Iowa law enforcement academy  
13 35 may exchange any automobile owned by the academy for each  
14 1 automobile selected if the selected automobile is used in  
14 2 training law enforcement officers at the academy. However, any  
14 3 automobile exchanged by the academy shall be substituted for  
14 4 the selected vehicle of the department of public safety and  
14 5 sold by public auction with the receipts being deposited in the  
14 6 depreciation fund to the credit of the department of public  
14 7 safety, division of state patrol.

Permits the ILEA to annually exchange at least five vehicles returned to the State Fleet Administrator by the Department of Public Safety for any of the Academy's training vehicles. The vehicles received from the ILEA are to be sold at public auction, with the receipts to be deposited in the Depreciation Fund used to purchase new vehicles for the Department of Public Safety (DPS).

14 8 Sec. 12. BOARD OF PAROLE. There is appropriated from the  
14 9 general fund of the state to the board of parole for the fiscal  
14 10 year beginning July 1, 2010, and ending June 30, 2011, the  
14 11 following amount, or so much thereof as is necessary, to be  
14 12 used for the purposes designated:  
14 13 For salaries, support, maintenance, miscellaneous purposes,  
14 14 and for not more than the following full-time equivalent  
14 15 positions:  
14 16 ..... \$ 1,045,259

General Fund appropriation to the Board of Parole.

DETAIL: This is no change in funding and a decrease of 5.00 FTE positions compared to estimated net FY 2010 for a general reduction in positions.

14 17 ..... FTEs 13.50

14 18 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE. There is  
 14 19 appropriated from the general fund of the state to the  
 14 20 department of public defense for the fiscal year beginning July  
 14 21 1, 2010, and ending June 30, 2011, the following amounts, or  
 14 22 so much thereof as is necessary, to be used for the purposes  
 14 23 designated:

14 24 1. MILITARY DIVISION

14 25 For salaries, support, maintenance, miscellaneous purposes,  
 14 26 and for not more than the following full-time equivalent  
 14 27 positions:

14 28 ..... \$ 6,249,201

14 29 ..... FTEs 324.00

General Fund appropriation to the Military Division of the Department of Public Defense.

DETAIL: This is an increase of \$624,920 and 10.70 FTE positions compared to estimated net FY 2010.

NOTE: Senate File 2366 (FY 2010 Appropriations Adjustment Bill) includes \$526,202 to partially restore the 10.00% across-the-board reduction.

14 30 The military division may temporarily exceed and draw more  
 14 31 than the amount appropriated and incur a negative cash balance  
 14 32 as long as there are receivables of federal funds equal to or  
 14 33 greater than the negative balance and the amount appropriated  
 14 34 in this subsection is not exceeded at the close of the fiscal  
 14 35 year.

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

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

15 1 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION

15 2 For salaries, support, maintenance, miscellaneous purposes,  
 15 3 and for not more than the following full-time equivalent

General Fund appropriation to the Homeland Security and Emergency Management Division.

<p>15 4 positions:  15 5 ..... \$ 2,038,119  15 6 ..... FTEs 33.00</p>	<p>DETAIL: This is an increase of \$203,812 and a decrease of 0.10 FTE position compared to estimated net FY 2010.</p>
	<p>NOTE: Senate File 2366 (FY 2010 Appropriations Adjustment Bill) includes \$61,614 to partially restore the 10.00% across-the-board reduction.</p>
<p>15 7 The homeland security and emergency management division may  15 8 temporarily exceed and draw more than the amount appropriated  15 9 and incur a negative cash balance as long as there are  15 10 receivables of federal funds equal to or greater than the  15 11 negative balance and the amount appropriated in this subsection  15 12 is not exceeded at the close of the fiscal year.</p>	<p>Permits the Homeland Security and Emergency Management Division to incur a negative cash balance as long as the Division has federal reimbursable expenses to cover the negative balance.</p>
	<p>DETAIL: The Homeland Security and Emergency Management Division can experience a delay of up to 30 days in federal reimbursement for eligible expenses. This authorization permits the Division to use State General Fund money to cover these expenses until the federal funds are received. To alleviate the cash flow problem, the federal government has instituted an Advance Payment System that permits the State to receive an advance of federal funds to meet payroll and other requirements. The Division has implemented the accounting procedures to use the new System.</p>
<p>15 13 It is the intent of the general assembly that the homeland  15 14 security and emergency management division work in conjunction  15 15 with the department of public safety, to the extent possible,  15 16 when gathering and analyzing information related to potential  15 17 domestic or foreign security threats, and when monitoring such  15 18 threats.</p>	<p>Specifies the intent of the General Assembly that the Homeland Security and Emergency Management Division work in conjunction with the DPS when gathering and analyzing information related to potential domestic and foreign security threats.</p>
<p>15 19 Sec. 14. DEPARTMENT OF PUBLIC SAFETY. There is appropriated  15 20 from the general fund of the state to the department of public  15 21 safety for the fiscal year beginning July 1, 2010, and ending  15 22 June 30, 2011, the following amounts, or so much thereof as is  15 23 necessary, to be used for the purposes designated:</p>	
<p>15 24 1. For the department's administrative functions, including</p>	<p>General Fund appropriation to the DPS for the Administrative Services</p>

<p>15 25 the criminal justice information system, and for not more than  15 26 the following full-time equivalent positions:  15 27 ..... \$ 4,134,461  15 28 ..... FTEs 36.00</p>	<p>Division.   DETAIL: This is an increase of \$182,390 and a decrease of 3.00 FTE positions compared to estimated net FY 2010.</p>
<p>15 29 2. For the division of criminal investigation, including  15 30 the state's contribution to the peace officers' retirement,  15 31 accident, and disability system provided in chapter 97A in the  15 32 amount of the state's normal contribution rate, as defined in  15 33 section 97A.8, multiplied by the salaries for which the funds  15 34 are appropriated, to meet federal fund matching requirements,  15 35 and for not more than the following full-time equivalent  16 1 positions:  16 2 ..... \$ 12,861,710  16 3 ..... FTEs 162.10</p>	<p>General Fund appropriation to the DPS for the Division of Criminal Investigation (DCI).   DETAIL: This is a decrease of \$6,151,033 and 10.40 FTE positions compared to estimated net FY 2010. This is a decrease of \$8,851,775 to reflect gambling regulation receipts and an increase of \$2,700,742 for a general increase to the Crime Lab, the Records and Identification Bureau, and the Homicide Bureau.   NOTE: In addition to the General Fund appropriation, the DPS receives an appropriation from the Gaming Enforcement Revolving Fund established in Sections 15 and 23. This appropriation is to be used to support 115.00 of the 277.10 FTE positions authorized for DPS.</p>
<p>16 4 If any of the Indian tribes fail to pay for 1.00 FTE pursuant  16 5 to the agreements or compacts entered into between the state  16 6 and the Indian tribes pursuant to section 10A.104, subsection  16 7 10, the number of full-time equivalent positions authorized  16 8 under this subsection is reduced by 1.00 FTE.</p>	<p>Specifies that if funding for the 1.00 FTE position for a DCI Special Agent to perform Tribal Gaming Inspections is not funded from the Tribal-State Compact, this FTE position will no longer be authorized.</p>
<p>16 9 The department shall employ one additional special agent and  16 10 one additional criminalist for the purpose of investigating  16 11 cold cases. Prior to employing the additional special agent  16 12 and criminalist authorized in this paragraph, the department  16 13 shall provide a written statement to prospective employees that  16 14 states to the effect that the positions are being funded by a  16 15 temporary federal grant and there are no assurances that funds  16 16 from other sources will be available after the federal funding  16 17 expires. If the federal funding for the additional positions  16 18 expires during the fiscal year, the number of full-time</p>	<p>Specifies that the DPS will employ one Special Agent and one Criminalist to investigate cold cases. However, if federal funds are not received for the 2.00 FTE positions for the Cold Case Unit, the positions are eliminated.</p>

16 19 equivalent positions authorized in this subsection is reduced  
16 20 by 2.00 FTEs.

16 21 The department of public safety, with the approval of the  
16 22 department of management, may employ no more than two special  
16 23 agents and four gaming enforcement officers for each additional  
16 24 riverboat or gambling structure regulated after July 1, 2010,  
16 25 and one special agent for each racing facility which becomes  
16 26 operational during the fiscal year which begins July 1, 2010.  
16 27 One additional gaming enforcement officer, up to a total of  
16 28 four per riverboat or gambling structure, may be employed  
16 29 for each riverboat or gambling structure that has extended  
16 30 operations to 24 hours and has not previously operated with a  
16 31 24-hour schedule. Positions authorized in this paragraph are  
16 32 in addition to the full-time equivalent positions otherwise  
16 33 authorized in this subsection.

Permits the DPS to employ a maximum of two special agents and four gaming officers if approved by the DOM for new riverboats licensed after July 1, 2010, and for riverboats that have extended operations to 24 hours. Also, permits the employment of one special agent for each racing facility that becomes operational during FY 2011.

NOTE: Senate File 2247 relates to the designation of a gaming enforcement officer. The Bill specifies it is the intent of the General Assembly that the change in designation is for official designation purposes only and will not modify the existing job classification or duties for a gaming enforcement officer as of July 1, 2010.

16 34 3. For the criminalistics laboratory fund created in  
16 35 section 691.9:

General Fund appropriation for the Criminalistics Laboratory Fund.

17 1 ..... \$ 302,345

DETAIL: This is no change compared to estimated net FY 2010.

17 2 4. a. For the division of narcotics enforcement, including  
17 3 the state's contribution to the peace officers' retirement,  
17 4 accident, and disability system provided in chapter 97A in the  
17 5 amount of the state's normal contribution rate, as defined in  
17 6 section 97A.8, multiplied by the salaries for which the funds  
17 7 are appropriated, to meet federal fund matching requirements,  
17 8 and for not more than the following full-time equivalent  
17 9 positions:

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

17 10 ..... \$ 6,507,048

DETAIL: This is an increase of \$759,401 and a decrease of 6.00 FTE positions compared to estimated net FY 2010.

17 11 ..... FTEs 75.00

17 12 b. For the division of narcotics enforcement for undercover  
17 13 purchases:

General Fund appropriation to the DPS for DNE undercover purchases.

17 14 ..... \$ 109,042

DETAIL: This is no change compared to estimated net FY 2010.

17 15 5. For the division of state fire marshal, for fire  
 17 16 protection services as provided through the state fire service  
 17 17 and emergency response council as created in the department,  
 17 18 and for the state's contribution to the peace officers'  
 17 19 retirement, accident, and disability system provided in chapter  
 17 20 97A in the amount of the state's normal contribution rate, as  
 17 21 defined in section 97A.8, multiplied by the salaries for which  
 17 22 the funds are appropriated, and for not more than the following  
 17 23 full-time equivalent positions:  
 17 24 ..... \$ 4,343,896  
 17 25 ..... FTEs 57.00

General Fund appropriation to the DPS for the State Fire Marshal's Office.

DETAIL: This is an increase of \$753,893 and a decrease of 2.00 FTE positions compared to estimated net FY 2010.

17 26 6. For the division of state patrol, for salaries, support,  
 17 27 maintenance, workers' compensation costs, and miscellaneous  
 17 28 purposes, including the state's contribution to the peace  
 17 29 officers' retirement, accident, and disability system provided  
 17 30 in chapter 97A in the amount of the state's normal contribution  
 17 31 rate, as defined in section 97A.8, multiplied by the salaries  
 17 32 for which the funds are appropriated, and for not more than the  
 17 33 following full-time equivalent positions:  
 17 34 ..... \$ 48,984,147  
 17 35 ..... FTEs 503.00

General Fund appropriation to the Iowa State Patrol.

DETAIL: This is an increase of \$3,922,862 and a decrease of 33.00 FTE positions compared to estimated net FY 2010.

18 1 It is the intent of the general assembly that members of the  
 18 2 state patrol be assigned to patrol the highways and roads in  
 18 3 lieu of assignments for inspecting school buses for the school  
 18 4 districts.

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

18 5 7. For deposit in the sick leave benefits fund established  
 18 6 under section 80.42 for all departmental employees eligible to  
 18 7 receive benefits for accrued sick leave under the collective  
 18 8 bargaining agreement:

General Fund appropriation to create a non-reversionary fund in the DPS to be used for sick leave payout. All sworn officers of the Department are eligible to receive benefits for accrued sick leave under the collective bargaining agreement.

18 9 ..... \$ 279,517

DETAIL: This is no change compared to estimated net FY 2010.

18 10 8. For costs associated with the training and equipment  
18 11 needs of volunteer fire fighters:

General Fund appropriation to the DPS for Volunteer Fire Fighter Training.

18 12 ..... \$ 612,255

DETAIL: This is no change compared to estimated net FY 2010.

18 13 Notwithstanding section 8.33, moneys appropriated in this  
18 14 subsection that remain unencumbered or unobligated at the  
18 15 close of the fiscal year shall not revert but shall remain  
18 16 available for expenditure only for the purpose designated in  
18 17 this subsection until the close of the succeeding fiscal year.

CODE: Requires nonreversion of funds for fire fighter training and equipment needs.

18 18 Notwithstanding section 8.39, within the moneys appropriated  
18 19 in this section the department of public safety may reallocate  
18 20 moneys as necessary to best fulfill the needs provided for  
18 21 in the appropriation. However, the department shall not  
18 22 reallocate an appropriation made to the department in this  
18 23 section unless notice of the reallocation is given to the  
18 24 legislative services agency and the department of management  
18 25 prior to the effective date of the reallocation. The notice  
18 26 shall include information about the rationale for reallocating  
18 27 the appropriation. The department shall not reallocate  
18 28 an appropriation made in this section for the purpose of  
18 29 eliminating any program.

CODE: Permits funds appropriated to the DPS to be allocated as necessary to fulfill appropriation needs within the Department. The Department is not allowed to reallocate an appropriation unless notice is given to the LSA and the DOM prior to the effective date of the reallocation. The Department is not allowed to reallocate the appropriation for the purpose of eliminating a program.

18 30 Sec. 15. GAMING ENFORCEMENT. There is appropriated from the  
18 31 gaming enforcement revolving fund created in section 80.43 to  
18 32 the department of public safety for the fiscal year beginning  
18 33 July 1, 2010, and ending June 30, 2011, the following amount,  
18 34 or so much thereof as is necessary, to be used for the purposes  
18 35 designated:

Gaming Enforcement Revolving Fund appropriation to the Department of Public Safety for direct and indirect support costs for DCI agents and officers for gaming enforcement.

19 1 For any direct and indirect support costs for agents

DETAIL: This is a new Fund and appropriation.

19 2 and officers of the division of criminal investigation's  
 19 3 excursion gambling boat, gambling structure, and racetrack  
 19 4 enclosure enforcement activities, including salaries, support,  
 19 5 maintenance, miscellaneous purposes, and for not more than the  
 19 6 following full-time equivalent positions:  
 19 7 ..... \$ 8,851,775  
 19 8 ..... FTEs 115.00

19 9 However, for each additional license to conduct gambling  
 19 10 games on an excursion gambling boat, gambling structure, or  
 19 11 racetrack enclosure issued during the period beginning July 1,  
 19 12 2009, through June 30, 2011, there is appropriated from the  
 19 13 gaming enforcement fund to the department of public safety for  
 19 14 the fiscal year beginning July 1, 2010, and ending June 30,  
 19 15 2011, an additional amount of not more than \$521,000 to be  
 19 16 used for not more than 6.00 additional full-time equivalent  
 19 17 positions.

If an additional gambling license is granted in FY 2010 or FY 2011, an additional \$521,000 and 6.00 FTE positions may be expended from the Gaming Enforcement Revolving Fund.

19 18 Sec. 16. CIVIL RIGHTS COMMISSION. There is appropriated  
 19 19 from the general fund of the state to the Iowa state civil  
 19 20 rights commission for the fiscal year beginning July 1,  
 19 21 2010, and ending June 30, 2011, the following amount, or so  
 19 22 much thereof as is necessary, to be used for the purposes  
 19 23 designated:  
 19 24 For salaries, support, maintenance, miscellaneous purposes,  
 19 25 and for not more than the following full-time equivalent  
 19 26 positions:  
 19 27 ..... \$ 1,379,861  
 19 28 ..... FTEs 29.50

General Fund appropriation to the Iowa Civil Rights Commission.

DETAIL: This is no change compared to estimated net FY 2010.

NOTE: Section 20 of this Bill allocates an additional \$100,000 from the Public Safety Enforcement Fund to the DOC for the Civil Rights Commission.

19 29 The Iowa state civil rights commission may enter into  
 19 30 a contract with a nonprofit organization to provide legal  
 19 31 assistance to resolve civil rights complaints.

Permits the Iowa Civil Rights Commission to enter into a contract with a non-profit organization for legal assistance.

19 32 Sec. 17. EFFECTIVE UPON ENACTMENT. The provision of this

The provision eliminating the Chief of Security position in the Central



19 33 division of this Act eliminating the chief security officer  
19 34 position within the department of corrections, being deemed of  
19 35 immediate importance, takes effect upon enactment.

Office of the DOC is effective on enactment.

20 1 DIVISION II

20 2 COURT COSTS == FINES

20 3 Sec. 18. Section 805.8A, Code Supplement 2009, is amended  
20 4 by striking the section and inserting in lieu thereof the  
20 5 following:

CODE: Increases fines in amounts ranging from \$10 to \$100 for moving and non-moving violations.

20 6 805.8A Motor vehicle and transportation scheduled violations.

NOTE: See the attached spreadsheet for additional detail.

20 7 1. Parking violations.

20 8 a. For parking violations under sections 321.236, 321.239,  
20 9 321.358, 321.360, and 321.361, the scheduled fine is five  
20 10 dollars, except if the local authority has established the  
20 11 fine by ordinance. The scheduled fine for a parking violation  
20 12 pursuant to section 321.236 increases by five dollars if  
20 13 authorized by ordinance and if the parking violation is not  
20 14 paid within thirty days of the date upon which the violation  
20 15 occurred. For purposes of calculating the unsecured appearance  
20 16 bond required under section 805.6, the scheduled fine shall  
20 17 be five dollars, or if the amount of the fine is greater than  
20 18 five dollars, the unsecured appearance bond shall be the amount  
20 19 of the fine established by the local authority. However,  
20 20 violations charged by a city or county upon simple notice of a  
20 21 fine instead of a uniform citation and complaint required by  
20 22 section 321.236, subsection 1, paragraph "b", are not scheduled  
20 23 violations, and this section shall not apply to any offense  
20 24 charged in that manner. For a parking violation under section  
20 25 461A.38, the scheduled fine is ten dollars. For a parking  
20 26 violation under section 321.362, the scheduled fine is twenty  
20 27 dollars.

20 28 b. For a parking violation under section 321L.2A, subsection  
20 29 2, the scheduled fine is twenty dollars.

20 30 c. For violations under section 321L.2A, subsection 3,  
20 31 sections 321L.3, 321L.4, subsection 2, and section 321L.7, the

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20 32 scheduled fine is two hundred dollars.  
20 33 2. Title and registration violations. For title or  
20 34 registration violations under the following sections, the  
20 35 scheduled fine is as follows:  
21 1 a. 321.17, \$50.  
21 2 b. 321.25, \$100.  
21 3 c. 321.32, \$20.  
21 4 d. 321.34, \$20.  
21 5 e. 321.37, \$20.  
21 6 f. 321.38, \$20.  
21 7 g. 321.41, \$20.  
21 8 h. 321.45, \$100.  
21 9 i. 321.46, \$100.  
21 10 j. 321.47, \$100.  
21 11 k. 321.48, \$100.  
21 12 l. 321.52, \$100.  
21 13 m. 321.55, \$50.  
21 14 n. 321.57, \$100.  
21 15 o. 321.62, \$100.  
21 16 p. 321.67, \$100.  
21 17 q. 321.98, \$50.  
21 18 r. 321.99, \$200.  
21 19 s. 321.104, \$100.  
21 20 t. 321.115, \$30.  
21 21 u. 321.115A, \$30.  
21 22 3. Equipment violations. For equipment violations under the  
21 23 following sections, the scheduled fine is as follows:  
21 24 a. 321.234A, \$50.  
21 25 b. 321.247, \$100.  
21 26 c. 321.317, \$20.  
21 27 d. 321.381, \$100.  
21 28 e. 321.381A, \$100.  
21 29 f. 321.382, \$25.  
21 30 g. 321.383, \$30.  
21 31 h. 321.384, \$30.  
21 32 i. 321.385, \$30.  
21 33 j. 321.386, \$30.  
21 34 k. 321.387, \$20.

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21	35	l. 321.388, \$20.
22	1	m. 321.389, \$20.
22	2	n. 321.390, \$20.
22	3	o. 321.392, \$20.
22	4	p. 321.393, \$20.
22	5	q. 321.398, \$30.
22	6	r. 321.402, \$30.
22	7	s. 321.403, \$30.
22	8	t. 321.404, \$30.
22	9	u. 321.404A, \$25.
22	10	v. 321.409, \$30.
22	11	w. 321.415, \$30.
22	12	x. 321.419, \$30.
22	13	y. 321.420, \$30.
22	14	z. 321.421, \$30.
22	15	aa. 321.422, \$20.
22	16	ab. 321.423, \$30.
22	17	ac. 321.430, \$100.
22	18	ad. 321.432, \$20.
22	19	ae. 321.433, \$30.
22	20	af. 321.436, \$20.
22	21	ag. 321.437, for improperly used or nonused, or defective
22	22	or improper equipment, other than brakes, driving lights, and
22	23	brake lights, \$20.
22	24	ah. 321.438, \$50.
22	25	ai. 321.439, \$20.
22	26	aj. 321.440, \$20.
22	27	ak. 321.441, \$20.
22	28	al. 321.442, \$20.
22	29	am. 321.444, \$20.
22	30	4. Driver's license violations. For driver's license
22	31	violations under the following sections, the scheduled
22	32	violation is as follows:
22	33	a. 321.174, \$200.
22	34	b. 321.174A, \$50.
22	35	c. 321.180, \$50.
23	1	d. 321.180B, \$50.
23	2	e. 321.193, \$50.

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23 3 f. 321.194, \$50.  
23 4 g. 321.216, \$100.  
23 5 h. 321.216B, \$200.  
23 6 i. 321.216C, \$200.  
23 7 j. 321.219, \$200.  
23 8 k. 321.220, \$200.  
23 9 5. Speed violations.  
23 10 a. For excessive speed violations in excess of the limit  
23 11 under section 321.236, subsections 5 and 11, sections 321.285,  
23 12 and 461A.36, the scheduled fine shall be the following:  
23 13 (1) Twenty dollars for speed not more than five miles per  
23 14 hour in excess of the limit.  
23 15 (2) Forty dollars for speed greater than five but not more  
23 16 than ten miles per hour in excess of the limit.  
23 17 (3) Eighty dollars for speed greater than ten but not more  
23 18 than fifteen miles per hour in excess of the limit.  
23 19 (4) Ninety dollars for speed greater than fifteen but not  
23 20 more than twenty miles per hour in excess of the limit.  
23 21 (5) One hundred dollars plus five dollars for each mile per  
23 22 hour of excessive speed over twenty miles per hour over the  
23 23 limit.  
23 24 b. Notwithstanding paragraph "a", for excessive speed  
23 25 violations in speed zones greater than fifty=five miles per  
23 26 hour, the scheduled fine shall be:  
23 27 (1) Twenty dollars for speed not more than five miles per  
23 28 hour in excess of the limit.  
23 29 (2) Forty dollars for speed greater than five but not more  
23 30 than ten miles per hour in excess of the limit.  
23 31 (3) Eighty dollars for speed greater than ten but not more  
23 32 than fifteen miles per hour in excess of the limit.  
23 33 (4) Ninety dollars for speed greater than fifteen but not  
23 34 more than twenty miles per hour in excess of the limit.  
23 35 (5) One hundred dollars plus five dollars for each mile per  
24 1 hour of excessive speed over twenty miles per hour over the  
24 2 limit.  
24 3 c. Excessive speed in whatever amount by a school bus is  
24 4 not a scheduled violation under any section listed in this  
24 5 subsection.

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24 6 d. Excessive speed in conjunction with a violation of  
24 7 section 321.278 is not a scheduled violation, whatever the  
24 8 amount of excess speed.

24 9 e. For a violation under section 321.295, the scheduled fine  
24 10 is fifty dollars.

24 11 6. Operating violations. For operating violations under the  
24 12 following sections, the scheduled violation is as follows:

24 13 a. 321.236, subsections 3, 4, 9, and 12, \$20.  
24 14 b. 321.275, subsections 1 through 7, \$35.  
24 15 c. 321.277A, \$35.  
24 16 d. 321.288, \$100.  
24 17 e. 321.297, \$100.  
24 18 f. 321.299, \$100.  
24 19 g. 321.302, \$100.  
24 20 h. 321.303, \$100.  
24 21 i. 321.304, subsections 1 and 2, \$100.  
24 22 j. 321.305, \$100.  
24 23 k. 321.306, \$100.  
24 24 l. 321.311, \$100.  
24 25 m. 321.312, \$100.  
24 26 n. 321.314, \$100.  
24 27 o. 321.315, \$35.  
24 28 p. 321.316, \$35.  
24 29 q. 321.318, \$35.  
24 30 r. 321.323, \$100.  
24 31 s. 321.340, \$100.  
24 32 t. 321.353, \$100.  
24 33 u. 321.354, \$100.  
24 34 v. 321.363, \$35.  
24 35 w. 321.365, \$35.

25 1 x. 321.366, \$100.  
25 2 y. 321.395, \$100.

25 3 7. Failure to yield or obey violations. For failure to yield  
25 4 or obey violations under the following sections, the scheduled  
25 5 violation is as follows:

25 6 a. 321.257, subsection 2, for a violation by an operator of  
25 7 a motor vehicle, \$100.  
25 8 b. 321.298, \$100.

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25 9 c. 321.307, \$100.  
25 10 d. 321.308, \$100.  
25 11 e. 321.313, \$100.  
25 12 f. 321.319, \$100.  
25 13 g. 321.320, \$100.  
25 14 h. 321.321, \$100.  
25 15 i. 321.327, \$100.  
25 16 j. 321.329, \$100.  
25 17 k. 321.333, \$100.  
25 18 8. Traffic sign or signal violations. For traffic sign or  
25 19 signal violations under the following sections, the scheduled  
25 20 violation is as follows:  
25 21 a. 321.236, subsections 2 and 6, \$35.  
25 22 b. 321.256, \$100.  
25 23 c. 321.294, \$100.  
25 24 d. 321.304, subsection 3, \$100.  
25 25 e. 321.322, \$100.  
25 26 9. Bicycle or pedestrian violations. For bicycle or  
25 27 pedestrian violations under the following sections, the  
25 28 scheduled fine for a pedestrian or bicyclist is as follows:  
25 29 a. 321.234, subsections 3 and 4, \$25.  
25 30 b. 321.236, subsection 10, \$15.  
25 31 c. 321.257, subsection 2, \$25.  
25 32 d. 321.275, subsection 8, \$25.  
25 33 e. 321.325, \$25.  
25 34 f. 321.326, \$25.  
25 35 g. 321.328, \$25.  
26 1 h. 321.331, \$25.  
26 2 i. 321.332, \$25.  
26 3 j. 321.397, \$25.  
26 4 k. 321.434, \$25.  
26 5 9A. Electric personal assistive mobility device  
26 6 violations. For violations under section 321.235A, the  
26 7 scheduled fine is fifteen dollars.  
26 8 10. School bus violations.  
26 9 a. For violations by an operator of a school bus under  
26 10 sections 321.285 and 321.372, subsections 1 and 2, the  
26 11 scheduled fine is one hundred dollars. However, an excessive

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26 12 speed violation by a school bus of more than ten miles per hour  
26 13 in excess of the limit is not a scheduled violation.  
26 14 b. For a violation under section 321.372, subsection 3, the  
26 15 scheduled fine is two hundred dollars.  
26 16 11. Emergency vehicle violations. For emergency vehicle  
26 17 violations under the following sections, the scheduled fine is  
26 18 as follows:  
26 19 a. 321.231, \$100.  
26 20 b. 321.323A, \$100.  
26 21 c. 321.324, \$100.  
26 22 d. 321.367, \$100.  
26 23 e. 321.368, \$100.  
26 24 12. Restrictions on vehicles.  
26 25 a. For violations under sections 321.309, 321.310, 321.394,  
26 26 321.461, and 321.462, the scheduled fine is thirty=five  
26 27 dollars.  
26 28 b. For violations under section 321.437, the scheduled fine  
26 29 is thirty=five dollars.  
26 30 c. For height, length, width, and load violations under  
26 31 sections 321.454, 321.455, 321.456, 321.457, and 321.458, the  
26 32 scheduled fine is two hundred dollars.  
26 33 d. For violations under section 321.466, the scheduled fine  
26 34 is twenty dollars for each two thousand pounds or fraction  
26 35 thereof of overweight.  
27 1 e. (1) Violations of the schedule of axle and tandem axle  
27 2 and gross or group of axle weight violations in section 321.463  
27 3 shall be scheduled violations subject to the provisions,  
27 4 procedures, and exceptions contained in sections 805.6 through  
27 5 805.11, irrespective of the amount of the fine under that  
27 6 schedule.  
27 7 (a) Violations of the schedule of weight violations shall be  
27 8 chargeable, where the fine charged does not exceed one thousand  
27 9 dollars, only by uniform citation and complaint.  
27 10 (b) Violations of the schedule of weight violations, where  
27 11 the fine charged exceeds one thousand dollars shall, when the  
27 12 violation is admitted and section 805.9 applies, be chargeable  
27 13 upon uniform citation and complaint, indictment, or county  
27 14 attorney's information, but otherwise shall be chargeable only

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27 15 upon indictment or county attorney's information.  
27 16 (2) In all cases of charges under the schedule of weight  
27 17 violations, the charge shall specify the amount of fine charged  
27 18 under the schedule. Where a defendant is convicted and the  
27 19 fine under the foregoing schedule of weight violations exceeds  
27 20 one thousand dollars, the conviction shall be of an indictable  
27 21 offense although section 805.9 is employed and whether the  
27 22 violation is charged upon uniform citation and complaint,  
27 23 indictment, or county attorney's information.  
27 24 f. For a violation under section 321E.16, other than the  
27 25 provisions relating to weight, the scheduled fine is two  
27 26 hundred dollars.  
27 27 13. Motor carrier violations.  
27 28 a. (1) For a violation under section 321.54, the scheduled  
27 29 fine is thirty dollars.  
27 30 (2) For violations under sections 326.22 and 326.23, the  
27 31 scheduled fine is fifty dollars.  
27 32 b. For a violation under section 321.449, the scheduled fine  
27 33 is fifty dollars.  
27 34 c. For violations under sections 321.364, 321.450, 321.460,  
27 35 and 452A.52, the scheduled fine is two hundred dollars.  
28 1 d. For violations of section 325A.3, subsection 5, or  
28 2 section 325A.8, the scheduled fine is one hundred dollars.  
28 3 e. For violations of chapter 325A, other than a violation of  
28 4 section 325A.3, subsection 5, or section 325A.8, the scheduled  
28 5 fine is two hundred fifty dollars.  
28 6 f. For failure to have proper carrier identification  
28 7 markings under section 327B.1, the scheduled fine is one  
28 8 hundred dollars.  
28 9 g. For failure to have proper evidence of interstate  
28 10 authority carried or displayed under section 327B.1, and for  
28 11 failure to register, carry, or display evidence that interstate  
28 12 authority is not required under section 327B.1, the scheduled  
28 13 fine is two hundred fifty dollars.  
28 14 14. Miscellaneous violations.  
28 15 a. Failure to obey a peace officer. For a violation under  
28 16 section 321.229, the scheduled fine is one hundred dollars.  
28 17 b. Abandoning a motor vehicle. For a violation under



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28 18 section 321.91, the scheduled fine is two hundred dollars.  
28 19 c. Seat belt or restraint violations.  
28 20 (1) For a violation under section 321.445, the scheduled  
28 21 fine is fifty dollars.  
28 22 (2) For a violation under section 321.446, the scheduled  
28 23 violation is one hundred dollars.  
28 24 d. Litter and debris violations. For violations under  
28 25 sections 321.369 and 321.370, the scheduled fine is seventy  
28 26 dollars.  
28 27 e. Open container violations. For violations under sections  
28 28 321.284 and 321.284A, the scheduled fine is two hundred  
28 29 dollars.  
28 30 f. Proof of financial responsibility. If, in connection with  
28 31 a motor vehicle accident, a person is charged and found guilty  
28 32 of a violation of section 321.20B, subsection 1, the scheduled  
28 33 fine is five hundred dollars; otherwise, the scheduled fine for  
28 34 a violation of section 321.20B, subsection 1, is two hundred  
28 35 fifty dollars. Notwithstanding section 805.12, fines collected  
29 1 pursuant to this paragraph shall be submitted to the state  
29 2 court administrator and distributed fifty percent to the victim  
29 3 compensation fund established in section 915.94, twenty=five  
29 4 percent to the county in which such fine is imposed, and  
29 5 twenty=five percent to the general fund of the state.  
29 6 g. Radar=jamming devices. For a violation under section  
29 7 321.232, the scheduled fine is one hundred dollars.  
29 8 h. Railroad crossing violations. For violations under  
29 9 sections 321.341, 321.342, 321.343, and 321.344, and 321.344B,  
29 10 the scheduled fine is two hundred dollars.  
29 11 i. Road work zone violations. The scheduled fine for any  
29 12 moving traffic violation under chapter 321, as provided in  
29 13 this section, shall be doubled if the violation occurs within  
29 14 any road work zone, as defined in section 321.1. However,  
29 15 notwithstanding subsection 5, the scheduled fine for violating  
29 16 the speed limit in a road work zone is as follows:  
29 17 (1) One hundred fifty dollars for speed not more than ten  
29 18 miles per hour over the posted speed limit.  
29 19 (2) Three hundred dollars for speed greater than ten but not  
29 20 more than twenty miles per hour over the posted speed limit.

29 21 (3) Five hundred dollars for speed greater than twenty but  
 29 22 not more than twenty=five miles per hour over the posted speed  
 29 23 limit.  
 29 24 (4) One thousand dollars for speed greater than twenty=five  
 29 25 miles per hour over the posted speed limit.  
 29 26 j. Vehicle component parts records violations. For  
 29 27 violations under section 321.95, the scheduled fine is fifty  
 29 28 dollars.

29 29 Sec. 19. Section 805.8C, subsection 6, paragraph a, Code  
 29 30 Supplement 2009, is amended to read as follows:  
 29 31 a. If the violation is a first offense, the scheduled fine  
 29 32 is ~~one~~ two hundred dollars.

CODE: Increases the fines for first offense purchase of pseudoephedrine from \$100 to \$110.

29 33 DIVISION III

29 34 PUBLIC SAFETY ENFORCEMENT FUND

29 35 Sec. 20. PUBLIC SAFETY ENFORCEMENT FUND ESTABLISHED ==  
 30 1 TEMPORARY ALLOCATION OF FINES AND FEES.  
 30 2 1. A public safety enforcement fund is created in the  
 30 3 state treasury under the control of the treasurer of state.  
 30 4 Notwithstanding section 602.8108, the state court administrator  
 30 5 shall allocate to the treasurer of state for deposit in the  
 30 6 public safety enforcement fund the first nine million one  
 30 7 hundred thousand dollars of the moneys received under section  
 30 8 602.8108, subsection 2, during the fiscal year beginning July  
 30 9 1, 2010, and ending June 30, 2011. Of the moneys allocated for  
 30 10 deposit into the victim compensation fund pursuant to section  
 30 11 602.8108, subsection 3, the state court administrator shall  
 30 12 allocate to the treasurer of state for deposit in the public  
 30 13 safety enforcement fund the first two hundred thirty=five  
 30 14 thousand dollars of the moneys received during the fiscal year  
 30 15 beginning July 1, 2010, and ending June 30, 2011. Moneys  
 30 16 deposited into the fund are appropriated to the treasurer of

Creates the Public Safety Enforcement Fund under the control of the State Treasurer.

CODE: Requires the State Court Administrator to allocate the first \$9,100,000 of court receipts received in FY 2011 to the State Treasurer for deposit in the Public Safety Enforcement Fund. Of the money allocated for deposit in the Victim Compensation Fund, the State Court Administrator will allocate to the State Treasurer for deposit in the Public Safety Enforcement Fund the first \$235,000 of the money received in FY 2011.

30 17 state for allocation as provided in subsection 2.

30 18 2. The treasurer of state shall allocate to the following  
 30 19 entities the following amounts from the public safety  
 30 20 enforcement fund for the fiscal year beginning July 1, 2010,  
 30 21 and ending June 30, 2011:

30 22 a. To the department of corrections for operations  
 30 23 including but not limited to drug courts and salaries and  
 30 24 support for probation and parole officers, \$837,810, and  
 30 25 of the amount allocated in this paragraph, \$402,810 shall  
 30 26 be allocated by the department of corrections to the sixth  
 30 27 judicial district department of correctional services, \$335,000  
 30 28 shall be allocated to the fifth judicial district department of  
 30 29 correctional services, and \$100,000 shall be allocated to the  
 30 30 first judicial district department of correctional services.

30 31 b. To the department of corrections for salaries and  
 30 32 support for correctional officers, \$2,497,190, and of the  
 30 33 amount allocated in this paragraph, \$1,451,000 shall be  
 30 34 allocated by the department of corrections for the operation  
 30 35 of the Fort Madison correctional facility, \$846,190 shall be  
 31 1 allocated for the operation of the Luster Heights facility, and  
 31 2 \$200,000 shall be allocated for the operation of the Anamosa  
 31 3 correctional facility.

31 4 c. To the department of public safety, \$150,000, for costs  
 31 5 associated with the training and equipment needs of volunteer  
 31 6 fire fighters.

31 7 d. To the department of public safety for salaries and  
 31 8 support for sworn peace officers of the state patrol, \$300,000.

31 9 e. To the Iowa civil rights commission, \$100,000.

31 10 f. To the judicial branch, \$5,300,000.

31 11 g. To the department of justice for salaries and support,  
 31 12 \$150,000.

31 13 3. Moneys remaining in the fund at or after the close of the  
 31 14 fiscal year shall revert to the general fund of the state.

31 15 4. This section is repealed June 30, 2011.

Requires the State Treasurer to allocate money from the Public Safety Enforcement Fund in the following amounts to the following State agencies. This Section is repealed June 30, 2011.

- CBC District 1 - \$100,000
- CBC District 5 - \$335,000
- CBC District 6 - \$402,810
- Fort Madison Institution - \$1,451,000
- Anamosa Institution - \$200,000
- Luster Heights Correctional Facility - \$846,190
- Volunteer Fire Fighters - \$150,000
- Department of Public Safety - \$300,000
- Iowa Civil Rights Commission - \$100,000
- Judicial Branch - \$5,300,000
- Attorney General - \$150,000

## 31 17 GAMING ENFORCEMENT FUND AND MISCELLANEOUS PROVISIONS

31 18 Sec. 21. 2010 Iowa Acts, Senate File 2088, section 62, is  
31 19 amended to read as follows:  
31 20 SEC. 62. COMMUNITY=BASED CORRECTIONS == STATE  
31 21 ~~ACCOUNTING~~ BUDGETING SYSTEM. Each judicial district  
31 22 department of correctional services shall utilize the state  
31 23 ~~accounting~~ budgeting system for purposes of tracking both  
31 24 appropriations and expenditures. Each judicial district  
31 25 department shall coordinate its ~~accounting~~ budgeting activities  
31 26 with the department of management for purposes of implementing  
31 27 the requirements of this section.

CODE: Clarifies that CBC District Departments are to report their financial data using the State budget system.

DETAIL: Current law requires the CBC District Departments to file their financial reports quarterly with the LSA.

31 28 Sec. 22. Section 8A.302, subsection 1, as amended by 2010  
31 29 Iowa Acts, Senate File 2088, section 71, is amended to read as  
31 30 follows:  
31 31 1. Providing a system of uniform standards and  
31 32 specifications for purchasing. When the system is developed,  
31 33 all items of general use shall be purchased by state agencies  
31 34 through the department, except items provided for under  
31 35 section 904.808 or items used by the state board of regents  
32 1 and institutions under the control of the state board of  
32 2 regents. However, the department may authorize the department  
32 3 of transportation, the department for the blind, and any other  
32 4 agencies otherwise exempted by law from centralized purchasing,  
32 5 to directly purchase items used by those agencies without going  
32 6 through the department, if the department of administrative  
32 7 services determines such purchasing is in the best interests  
32 8 of the state. However, items of general use may be purchased  
32 9 through the department by any governmental entity.

CODE: Corrective language for the waiver process for State agencies to purchase products from Iowa Prison Industries.

DETAIL: This Section amends language in SF 2088 (Government Reorganization and Efficiency Act).

32 10 Sec. 23. NEW SECTION . 80.43 Gaming enforcement ==  
32 11 revolving fund.  
32 12 1. A gaming enforcement revolving fund is created in the  
32 13 state treasury under the control of the department. The fund  
32 14 shall consist of fees collected and deposited into the fund

CODE: Creates the Gaming Enforcement Revolving Fund under the control of the DPS for the collection of fees for direct and indirect costs paid by licensees for the regulation of boats and racetracks by the Division of Criminal Investigation.

32 15 paid by licensees pursuant to section 99D.14, subsection 2,  
32 16 paragraph "b", and fees paid by licensees pursuant to section  
32 17 99F.10, subsection 4, paragraph "b". All costs for agents and  
32 18 officers plus any direct and indirect support costs for such  
32 19 agents and officers of the division of criminal investigation's  
32 20 racetrack, excursion boat, or gambling structure enforcement  
32 21 activities shall be paid from the fund as provided in  
32 22 appropriations made for this purpose by the general assembly.

DETAIL: These funds will be used to support 115.00 FTE positions for gaming enforcement at an estimated cost of \$8,851,775.

NOTE: House File 2531 (FY 2011 Standing Appropriations Bill) increased the limit by \$463,531 to \$9,315,306 to allow Public Safety to bill for all direct and indirect costs.

32 23 2. To meet the department's cash flow needs, the department  
32 24 may temporarily use funds from the general fund of the state  
32 25 to pay expenses in excess of moneys available in the revolving  
32 26 fund if those additional expenditures are fully reimbursable  
32 27 and the department reimburses the general fund of the state  
32 28 and ensures all moneys are repaid in full by the close of the  
32 29 fiscal year. Because any general fund moneys used shall be  
32 30 fully reimbursed, such temporary use of funds from the general  
32 31 fund of the state shall not constitute an appropriation for  
32 32 purposes of calculating the state general fund expenditure  
32 33 limitation pursuant to section 8.54.

CODE: Permits the DPS to temporarily use General Fund money to provide cash flow for the Gaming Enforcement Revolving Fund and requires the DPS to repay all money used for cash flow purposes by the end of the fiscal year.

32 34 3. Section 8.33 does not apply to any moneys credited or  
32 35 appropriated to the revolving fund from any other fund and,  
33 1 notwithstanding section 12C.7, subsection 2, earnings or  
33 2 interest on moneys deposited in the revolving fund shall be  
33 3 credited to the revolving fund.

CODE: Requires nonreversion of funds appropriated to the Gaming Enforcement Revolving Fund. Requires interest earnings to be retained in the Fund.

33 4 Sec. 24. Section 99D.14, subsection 2, Code 2009, is amended  
33 5 to read as follows:

33 6 2. a. A licensee shall pay a regulatory fee to be charged  
33 7 as provided in this section. In determining the regulatory fee  
33 8 to be charged as provided under this section, the commission  
33 9 shall use the amount appropriated to the commission plus the  
33 10 cost of salaries for no more than two special agents for each  
33 11 racetrack that has not been issued a table games license under

CODE: Requires gambling regulation receipts to be deposited in the Gaming Enforcement Revolving Fund rather than being deposited in the General Fund.

33 12 chapter 99F or no more than three special agents for each  
33 13 racetrack that has been issued a table games license under  
33 14 chapter 99F, plus any direct and indirect support costs for the  
33 15 agents, for the division of criminal investigation's racetrack  
33 16 activities, as the basis for determining the amount of revenue  
33 17 to be raised from the regulatory fee.  
33 18 b. Notwithstanding sections 8.60 and 99D.17, the portion of  
33 19 the fee paid pursuant to paragraph "a" relating to the costs  
33 20 of special agents plus any direct and indirect support costs  
33 21 for the agents, for the division of criminal investigation's  
33 22 racetrack activities, shall not be deposited in the general  
33 23 fund of the state but instead shall be deposited into the  
33 24 gaming enforcement revolving fund established in section 80.43.

33 25 Sec. 25. Section 99F.10, subsection 4, Code 2009, is amended  
33 26 to read as follows:  
33 27 4. a. In determining the license fees and state regulatory  
33 28 fees to be charged as provided under section 99F.4 and this  
33 29 section, the commission shall use as the basis for determining  
33 30 the amount of revenue to be raised from the license fees and  
33 31 regulatory fees the amount appropriated to the commission  
33 32 plus the cost of salaries for no more than two special agents  
33 33 for each excursion gambling boat or gambling structure and no  
33 34 more than four gaming enforcement officers for each excursion  
33 35 gambling boat or gambling structure with a patron capacity of  
34 1 less than two thousand persons or no more than five gaming  
34 2 enforcement officers for each excursion gambling boat or  
34 3 gambling structure with a patron capacity of at least two  
34 4 thousand persons, plus any direct and indirect support costs  
34 5 for the agents and officers, for the division of criminal  
34 6 investigation's excursion gambling boat or gambling structure  
34 7 activities.  
34 8 b. Notwithstanding sections 8.60 and 99F.4, the portion of  
34 9 the fee paid pursuant to paragraph "a" relating to the costs  
34 10 of special agents and officers plus any direct and indirect  
34 11 support costs for the agents and officers, for the division of  
34 12 criminal investigation's excursion gambling boat or gambling

CODE: Requires gambling regulation receipts to be deposited in the Gaming Enforcement Revolving Fund rather than being deposited in the General Fund.

34 13 structure activities, shall not be deposited in the general  
34 14 fund of the state but instead shall be deposited into the  
34 15 gaming enforcement revolving fund established in section 80.43.

34 16 Sec. 26. Section 809A.17, subsection 5, Code 2009, is  
34 17 amended by adding the following new paragraph:  
34 18 NEW PARAGRAPH . e. If the forfeited property is cash or  
34 19 proceeds from the sale of real property the distribution of the  
34 20 forfeited property shall be as follows:  
34 21 (1) The department of justice shall not retain more than  
34 22 ten percent of the gross sale of any forfeited real property.  
34 23 The balance of the proceeds shall be distributed to the  
34 24 seizing agency for use by the agency or for division among  
34 25 law enforcement agencies and county attorneys pursuant to any  
34 26 agreement entered into by the seizing agency.  
34 27 (2) The department of justice shall not retain more than  
34 28 ten percent of any forfeited cash. The balance shall be  
34 29 distributed to the seizing agency for use by the agency or for  
34 30 division among law enforcement agencies and county attorneys  
34 31 pursuant to any agreement entered into by the seizing agency.  
34 32 (3) In the event of a cash forfeiture in excess of four  
34 33 hundred thousand dollars the distribution of forfeited cash  
34 34 shall be as follows:  
34 35 (a) Forty=five percent shall be retained by the seizing  
35 1 agency.  
35 2 (b) Forty=five percent shall be distributed to other law  
35 3 enforcement agencies within the region of the seizing agency.  
35 4 (c) Ten percent shall be retained by the department of  
35 5 justice.

CODE: Requires the Department of Justice to retain 10.00% of the cash or proceeds from the sale of forfeited property and 90.00% is to be distributed to the seizing agencies.

35 6 Sec. 27. Section 904.315, subsection 2, Code Supplement  
35 7 2009, is amended to read as follows:  
35 8 2. A contract is not required for improvements at a state  
35 9 institution where the labor of inmates is to be used if the  
35 10 contract is not for a construction, reconstruction, demolition,  
35 11 or repair project or improvement with an estimated cost in

CODE: Increases the dollar value cap on the use of inmate labor from \$50,000 per project to \$100,000 per maintenance project.

35 12 excess of  ~~fifty~~  one hundred thousand dollars.

35 13 Sec. 28. Section 904A.4B, Code 2009, is amended to read as  
35 14 follows:

35 15 904A.4B Executive director of the board of parole == duties.

35 16  1. The chief administrative officer of the board of  
35 17 parole shall be the executive director , except as provided in  
35 18  subsection 2 . The executive director shall be appointed by the  
35 19 chairperson, subject to the approval of the board and shall  
35 20 serve at the pleasure of the board. The executive director  
35 21 shall do all of the following:

35 22  ~~1-~~  a. Advise the board on matters relating to parole,  
35 23 work release, and executive clemency, and advise the board on  
35 24 matters involving automation and word processing.

35 25  ~~2-~~  b. Carry out all directives of the board.

35 26  ~~3-~~  c. Hire and supervise all of the board's staff pursuant  
35 27 to the provisions of chapter 8A, subchapter IV.

35 28  ~~4-~~  d. Act as the board's liaison with the general assembly.

35 29  ~~5-~~  e. Prepare a budget for the board, subject to the  
35 30 approval of the board, and prepare all other reports required  
35 31 by law.

35 32  ~~6-~~  f. Develop long-range parole and work release planning,  
35 33 in cooperation with the department of corrections.

35 34  2. If an executive director is not appointed as provided in  
35 35  subsection 1, the chairperson shall serve as acting executive  
36 1  director and perform the administrative duties under subsection

36 2  1.

36 3 Sec. 29. IOWA COMMUNICATIONS NETWORK. It is the  
36 4 intent of the general assembly that the executive branch  
36 5 agencies receiving an appropriation in this Act utilize  
36 6 the Iowa communications network or secure other electronic  
36 7 communications in lieu of traveling for the fiscal year  
36 8 addressed by the appropriations.

CODE: Permits the Chairperson of the Board of Parole to serve as  
Acting Executive Director if necessary.

Encourages State agencies that receive an appropriation in this Bill to  
utilize the Iowa Communications Network in lieu of travel.

36 9 Sec. 30. HOMELAND SECURITY AND EMERGENCY MANAGEMENT

Permits continued funding from the Wireless E911 Emergency



36 10 DIVISION. There is appropriated from the wireless E911  
 36 11 emergency communications fund created in section 34A.7A to the  
 36 12 administrator of the homeland security and emergency management  
 36 13 division of the department of public defense for the fiscal  
 36 14 year beginning July 1, 2010, and ending June 30, 2011, an  
 36 15 amount not exceeding \$200,000 to be used for implementation,  
 36 16 support, and maintenance of the functions of the administrator  
 36 17 and program manager under chapter 34A and to employ the auditor  
 36 18 of the state to perform an annual audit of the wireless E911  
 36 19 emergency communications fund.

Communications Fund for the E911 Program Manager in the  
 Homeland Security and Emergency Management Division of the  
 Department of Public Defense through FY 2011.

DETAIL: The Division receives up to \$200,000 and 2.00 FTE  
 positions for the administration of the wireless E911 service and to  
 employ the State Auditor to perform an annual audit on the Fund.

36 20 Sec. 31. CORRECTIONAL OFFICER AND PEACE OFFICER ==  
 36 21 PRIORITY. As a condition of receiving an appropriation in  
 36 22 this Act, the department of corrections and the department of  
 36 23 public safety shall make every effort to preserve correctional  
 36 24 officer and peace officer positions through the reduction of  
 36 25 administrative and related overhead costs.

Requires the DOC and the DPS to preserve correctional and peace  
 officer positions by reducing administrative costs.

36 26 DIVISION V

36 27 SCHEDULED FINES == CORRESPONDING AMENDMENTS

CODE: Makes technical corrections to Iowa Code Chapter 321.

36 28 Sec. 32. Section 321.17, Code 2009, is amended to read as  
 36 29 follows:

36 30 321.17 Misdemeanor to violate registration provisions.

36 31 It is a simple misdemeanor punishable as a scheduled  
 36 32 violation under section 805.8A, subsection 2, ~~paragraph~~  
 36 33 "~~b~~", for any person to drive or move or for an owner knowingly  
 36 34 to permit to be driven or moved upon the highway a vehicle of  
 36 35 a type required to be registered under this chapter which is  
 37 1 not registered, or for which the appropriate fees have not been  
 37 2 paid, except as provided in section 321.109, subsection 3.

37 3 Sec. 33. Section 321.47, subsection 4, Code 2009, is amended  
 37 4 to read as follows:

37 5 4. A person convicted of a violation of this section is  
 37 6 guilty of a simple misdemeanor punishable as a scheduled

37 7 violation under section 805.8A, subsection 2, ~~paragraph "b"~~ .  
37 8 Sec. 34. Section 321.98, Code 2009, is amended to read as  
37 9 follows:  
37 10 321.98 Operation without registration.  
37 11 A person shall not operate, and an owner shall not knowingly  
37 12 permit to be operated upon any highway any vehicle required  
37 13 to be registered and titled hereunder unless there shall be  
37 14 attached thereto and displayed thereon when and as required by  
37 15 this chapter a valid registration card and registration plate  
37 16 or plates issued therefor for the current registration year and  
37 17 unless a certificate of title has been issued for such vehicle  
37 18 except as otherwise expressly permitted in this chapter. Any  
37 19 violation of this section is a simple misdemeanor punishable  
37 20 as a scheduled violation under section 805.8A, subsection 2, ~~paragraph "b"~~ .  
37 21 ~~paragraph "b"~~ .  
37 22 Sec. 35. Section 321.99, Code 2009, is amended to read as  
37 23 follows:  
37 24 321.99 Fraudulent use of registration.  
37 25 A person shall not knowingly lend to another a registration  
37 26 card, registration plate, special plate, or permit issued to  
37 27 the person if the other person desiring to borrow the card,  
37 28 plate, or permit would not be entitled to the use of it. A  
37 29 person shall not knowingly permit the use of a registration  
37 30 card, registration plate, special plate, or permit issued  
37 31 to the person by one not entitled to it, nor shall a person  
37 32 knowingly display upon a vehicle a registration card,  
37 33 registration plate, special plate, or permit not issued for  
37 34 that vehicle under this chapter. A person convicted of a  
37 35 violation of this section is guilty of a simple misdemeanor  
38 1 punishable as a scheduled violation under section 805.8A,  
38 2 subsection 2, ~~paragraph "d"~~ .  
38 3 Sec. 36. Section 321.104, unnumbered paragraph 1, Code  
38 4 2009, is amended to read as follows:  
38 5 It is a simple misdemeanor punishable as a scheduled  
38 6 violation under section 805.8A, subsection 2, ~~paragraph~~  
38 7 ~~"e"~~, for any person to commit any of the following acts:  
38 8 Sec. 37. Section 321.115, subsection 4, Code 2009, is  
38 9 amended to read as follows:

38 10 4. A person convicted of a violation of this section is  
38 11 guilty of a simple misdemeanor punishable as a scheduled  
38 12 violation under section 805.8A, subsection 2, ~~paragraph "b"~~ .  
38 13 Sec. 38. Section 321.115A, subsection 3, Code Supplement  
38 14 2009, is amended to read as follows:  
38 15 3. A person convicted of a violation of this section is  
38 16 guilty of a simple misdemeanor punishable as a scheduled  
38 17 violation under section 805.8A, subsection 2, ~~paragraph "b"~~ .  
38 18 Sec. 39. Section 321.193, unnumbered paragraph 4, Code  
38 19 2009, is amended to read as follows:  
38 20 It is a simple misdemeanor punishable as a scheduled  
38 21 violation under section 805.8A, subsection 4, ~~paragraph~~  
38 22 ~~"a"~~, for a person to operate a motor vehicle in any manner in  
38 23 violation of the restrictions imposed on a restricted license  
38 24 issued to that person under this section.  
38 25 Sec. 40. Section 321.216, unnumbered paragraph 1, Code  
38 26 2009, is amended to read as follows:  
38 27 It is a simple misdemeanor punishable as a scheduled  
38 28 violation under section 805.8A, subsection 4, ~~paragraph~~  
38 29 ~~"b"~~, for any person:  
38 30 Sec. 41. Section 321.216B, Code 2009, is amended to read as  
38 31 follows:  
38 32 321.216B Use of driver's license or nonoperator's  
38 33 identification card by underage person to obtain alcohol.  
38 34 A person who is under the age of twenty-one, who alters  
38 35 or displays or has in the person's possession a fictitious  
39 1 or fraudulently altered driver's license or nonoperator's  
39 2 identification card and who uses the license to violate or  
39 3 attempt to violate section 123.47, commits a simple misdemeanor  
39 4 punishable as a scheduled violation under section 805.8A,  
39 5 subsection 4, ~~paragraph "c"~~ . The court shall forward a copy of  
39 6 the conviction to the department.  
39 7 Sec. 42. Section 321.216C, Code 2009, is amended to read as  
39 8 follows:  
39 9 321.216C Use of driver's license or nonoperator's  
39 10 identification card by underage person to obtain cigarettes or  
39 11 tobacco products.  
39 12 A person who is under the age of eighteen, who alters

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39 13 or displays or has in the person's possession a fictitious  
39 14 or fraudulently altered driver's license or nonoperator's  
39 15 identification card and who uses the license or card to violate  
39 16 or attempt to violate section 453A.2, subsection 2, commits a  
39 17 simple misdemeanor punishable as a scheduled violation under  
39 18 section 805.8A, subsection 4 ~~, paragraph "c"~~. The court shall  
39 19 forward a copy of the conviction to the department.  
39 20 Sec. 43. Section 321.219, unnumbered paragraph 2, Code  
39 21 2009, is amended to read as follows:  
39 22 A person convicted of a violation of this section is guilty  
39 23 of a simple misdemeanor punishable as a scheduled violation  
39 24 under section 805.8A, subsection 4 ~~, paragraph "c"~~.  
39 25 Sec. 44. Section 321.220, unnumbered paragraph 2, Code  
39 26 2009, is amended to read as follows:  
39 27 A person convicted of a violation of this section is guilty  
39 28 of a simple misdemeanor punishable as a scheduled violation  
39 29 under section 805.8A, subsection 4 ~~, paragraph "c"~~.  
39 30 Sec. 45. Section 321.234A, subsection 4, Code 2009, is  
39 31 amended to read as follows:  
39 32 4. A person convicted of a violation of this section is  
39 33 guilty of a simple misdemeanor punishable as a scheduled  
39 34 violation under section 805.8A, subsection 3 ~~, paragraph "f"~~.  
39 35 Sec. 46. Section 321.247, unnumbered paragraph 2, Code  
40 1 2009, is amended to read as follows:  
40 2 A person convicted of a violation of this section is guilty  
40 3 of a simple misdemeanor punishable as a scheduled violation  
40 4 under section 805.8A, subsection 3 ~~, paragraph "f"~~.  
40 5 Sec. 47. Section 321.302, subsection 4, Code 2009, is  
40 6 amended to read as follows:  
40 7 4. A person convicted of a violation of this section is  
40 8 guilty of a simple misdemeanor punishable as a scheduled  
40 9 violation under section 805.8A, subsection 6 ~~, paragraph "d"~~.  
40 10 Sec. 48. Section 321.327, unnumbered paragraph 2, Code  
40 11 2009, is amended to read as follows:  
40 12 A person convicted of a violation of this section is guilty  
40 13 of a simple misdemeanor punishable as a scheduled violation  
40 14 under section 805.8A, subsection 7 ~~, paragraph "b"~~.  
40 15 Sec. 49. Section 321.366, unnumbered paragraph 3, Code

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40 16 2009, is amended to read as follows:  
40 17 Violations of this section are punishable as a scheduled  
40 18 violation under section 805.8A, subsection 6, ~~paragraph "d"~~ .  
40 19 Sec. 50. Section 321.381, Code 2009, is amended to read as  
40 20 follows:  
40 21 321.381 Movement of unsafe or improperly equipped vehicles.  
40 22 It is a simple misdemeanor punishable as a scheduled  
40 23 violation under section 805.8A, subsection 3, ~~paragraph~~  
40 24 "~~f~~", for any person to drive or move or for the owner to cause  
40 25 or knowingly permit to be driven or moved on any highway any  
40 26 vehicle or combination of vehicles which is in such unsafe  
40 27 condition as to endanger any person, or which does not contain  
40 28 those parts or is not at all times equipped with such lamps and  
40 29 other equipment in proper condition and adjustment as required  
40 30 in this chapter, or which is equipped with one or more unsafe  
40 31 tires or which is equipped in any manner in violation of this  
40 32 chapter.  
40 33 Sec. 51. Section 321.383, unnumbered paragraph 1, Code  
40 34 2009, is amended to read as follows:  
40 35 Any person who violates any provision of this section shall  
41 1 be fined as provided in section 805.8A, subsection 3, ~~paragraph~~  
41 2 "~~d~~" .  
41 3 Sec. 52. Section 321.404A, subsection 2, Code 2009, is  
41 4 amended to read as follows:  
41 5 2. A person who violates this section shall be subject to a  
41 6 scheduled fine under section 805.8A, subsection 3, ~~paragraph~~  
41 7 "~~e~~" .  
41 8 Sec. 53. Section 321.421, unnumbered paragraph 2, Code  
41 9 2009, is amended to read as follows:  
41 10 A person convicted of a violation of this section is guilty  
41 11 of a simple misdemeanor punishable as a scheduled violation  
41 12 under section 805.8A, subsection 3, ~~paragraph "d"~~ .

## Summary Data

### General Fund

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Senate Action FY 2011 <u>(3)</u>	House Action FY 2011 <u>(4)</u>	Final Action FY 2011 <u>(5)</u>	Final Action vs. Est Net 2010 <u>(6)</u>	Page and Line # <u>(7)</u>
Justice System	\$ 532,710,567	\$ 465,588,015	\$ 484,054,572	\$ 484,054,572	\$ 484,054,572	\$ 18,466,557	
<b>Grand Total</b>	<u>\$ 532,710,567</u>	<u>\$ 465,588,015</u>	<u>\$ 484,054,572</u>	<u>\$ 484,054,572</u>	<u>\$ 484,054,572</u>	<u>\$ 18,466,557</u>	

## Justice System General Fund

	Actual FY 2009 (1)	Estimated Net FY 2010 (2)	Senate Action FY 2011 (3)	House Action FY 2011 (4)	Final Action FY 2011 (5)	Final Action vs. Est Net 2010 (6)	Page and Line # (7)
<b><u>Justice, Department of</u></b>							
<b><u>Justice, Dept. of</u></b>							
General Office A.G.	\$ 9,359,691	\$ 7,732,930	\$ 7,732,930	\$ 7,732,930	\$ 7,732,930	\$ 0	PG 1 LN 9
Victim Assistance Grants	147,750	3,060,000	3,060,000	3,060,000	3,060,000	0	PG 1 LN 22
Legal Services Poverty Grants	1,970,000	1,759,171	1,930,671	1,930,671	1,930,671	171,500	PG 1 LN 35
<b>Total Justice, Department of</b>	<b>\$ 11,477,441</b>	<b>\$ 12,552,101</b>	<b>\$ 12,723,601</b>	<b>\$ 12,723,601</b>	<b>\$ 12,723,601</b>	<b>\$ 171,500</b>	
<b><u>Civil Rights Commission</u></b>							
<b><u>Civil Rights Commission</u></b>							
Civil Rights Commission	\$ 1,545,232	\$ 1,379,861	\$ 1,379,861	\$ 1,379,861	\$ 1,379,861	\$ 0	PG 19 LN 18
<b>Total Civil Rights Commission</b>	<b>\$ 1,545,232</b>	<b>\$ 1,379,861</b>	<b>\$ 1,379,861</b>	<b>\$ 1,379,861</b>	<b>\$ 1,379,861</b>	<b>\$ 0</b>	
<b><u>Corrections, Dept. of</u></b>							
<b><u>CBC District 1</u></b>							
CBC District I	\$ 13,300,371	\$ 11,918,690	\$ 12,453,082	\$ 12,453,082	\$ 12,453,082	\$ 534,392	PG 9 LN 13
<b><u>CBC District 2</u></b>							
CBC District II	\$ 11,053,717	\$ 9,986,645	\$ 10,770,616	\$ 10,770,616	\$ 10,770,616	\$ 783,971	PG 9 LN 20
<b><u>CBC District 3</u></b>							
CBC District III	\$ 6,104,702	\$ 5,345,642	\$ 5,715,578	\$ 5,715,578	\$ 5,715,578	\$ 369,936	PG 9 LN 23
<b><u>CBC District 4</u></b>							
CBC District IV	\$ 5,603,983	\$ 5,179,500	\$ 5,522,416	\$ 5,522,416	\$ 5,522,416	\$ 342,916	PG 9 LN 26
<b><u>CBC District 5</u></b>							
CBC District V	\$ 19,232,705	\$ 17,350,422	\$ 18,938,081	\$ 18,938,081	\$ 18,938,081	\$ 1,587,659	PG 9 LN 29
<b><u>CBC District 6</u></b>							
CBC District VI	\$ 14,273,011	\$ 12,408,317	\$ 13,030,356	\$ 13,030,356	\$ 13,030,356	\$ 622,039	PG 10 LN 6
<b><u>CBC District 7</u></b>							
CBC District VII	\$ 7,265,034	\$ 6,436,995	\$ 6,846,560	\$ 6,846,560	\$ 6,846,560	\$ 409,565	PG 10 LN 9
<b><u>CBC District 8</u></b>							
CBC District VIII	\$ 7,109,164	\$ 6,391,827	\$ 6,935,622	\$ 6,935,622	\$ 6,935,622	\$ 543,795	PG 10 LN 12

## Justice System General Fund

	Actual FY 2009	Estimated Net FY 2010	Senate Action FY 2011	House Action FY 2011	Final Action FY 2011	Final Action vs. Est Net 2010	Page and Line #
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b>Central Office</b>							
County Confinement	\$ 967,983	\$ 775,092	\$ 775,092	\$ 775,092	\$ 775,092	\$ 0	PG 5 LN 3
Federal Prisoners/ Contractual	241,293	215,470	239,411	239,411	239,411	23,941	PG 5 LN 8
Corrections Administration	5,047,861	4,329,043	4,254,068	4,254,068	4,254,068	-74,975	PG 5 LN 20
Corrections Education	1,570,358	1,363,707	1,558,109	1,558,109	1,558,109	194,402	PG 6 LN 23
Iowa Corrections Offender Network	427,700	381,928	424,364	424,364	424,364	42,436	PG 7 LN 22
Mental Health/Substance Abuse	24,994	22,319	22,319	22,319	22,319	0	PG 7 LN 25
Hepatitis Treatment and Education	188,000	167,881	167,881	167,881	167,881	0	PG 7 LN 28
<b>Total Central Office</b>	<b>\$ 8,468,189</b>	<b>\$ 7,255,440</b>	<b>\$ 7,441,244</b>	<b>\$ 7,441,244</b>	<b>\$ 7,441,244</b>	<b>\$ 185,804</b>	
<b>Fort Madison</b>							
Ft. Madison Institution	\$ 44,737,908	\$ 37,003,223	\$ 39,991,374	\$ 39,991,374	\$ 39,991,374	\$ 2,988,151	PG 3 LN 10
<b>Anamosa</b>							
Anamosa Institution	\$ 31,548,089	\$ 28,272,505	\$ 30,416,461	\$ 30,416,461	\$ 30,416,461	\$ 2,143,956	PG 3 LN 18
<b>Oakdale</b>							
Oakdale Institution	\$ 59,219,891	\$ 52,781,485	\$ 55,755,246	\$ 55,755,246	\$ 55,755,246	\$ 2,973,761	PG 4 LN 5
<b>Newton</b>							
Newton Institution	\$ 28,372,772	\$ 25,230,054	\$ 26,452,257	\$ 26,452,257	\$ 26,452,257	\$ 1,222,203	PG 4 LN 9
<b>Mt Pleasant</b>							
Mt. Pleasant Inst.	\$ 27,430,137	\$ 24,494,564	\$ 26,265,257	\$ 26,265,257	\$ 26,265,257	\$ 1,770,693	PG 4 LN 13
<b>Rockwell City</b>							
Rockwell City Institution	\$ 9,466,021	\$ 8,452,967	\$ 9,324,565	\$ 9,324,565	\$ 9,324,565	\$ 871,598	PG 4 LN 17
<b>Clarinda</b>							
Clarinda Institution	\$ 25,526,358	\$ 21,078,946	\$ 23,645,033	\$ 23,645,033	\$ 23,645,033	\$ 2,566,087	PG 4 LN 21
<b>Mitchellville</b>							
Mitchellville Institution	\$ 16,126,292	\$ 14,253,115	\$ 15,486,586	\$ 15,486,586	\$ 15,486,586	\$ 1,233,471	PG 4 LN 30
<b>Fort Dodge</b>							
Ft. Dodge Institution	\$ 30,313,681	\$ 26,999,132	\$ 29,020,235	\$ 29,020,235	\$ 29,020,235	\$ 2,021,103	PG 4 LN 34
<b>Total Corrections, Dept. of</b>	<b>\$ 365,152,025</b>	<b>\$ 320,839,469</b>	<b>\$ 344,010,569</b>	<b>\$ 344,010,569</b>	<b>\$ 344,010,569</b>	<b>\$ 23,171,100</b>	



## Justice System General Fund

	Actual FY 2009 (1)	Estimated Net FY 2010 (2)	Senate Action FY 2011 (3)	House Action FY 2011 (4)	Final Action FY 2011 (5)	Final Action vs. Est Net 2010 (6)	Page and Line # (7)
<b><u>Inspections &amp; Appeals, Dept. of</u></b>							
<b>Public Defender</b>							
Public Defender	\$ 21,465,998	\$ 19,568,864	\$ 21,743,182	\$ 21,743,182	\$ 21,743,182	\$ 2,174,318	PG 12 LN 35
Indigent Defense Appropriation	33,013,300	21,608,247	15,680,929	15,680,929	15,680,929	-5,927,318	PG 13 LN 5
<b>Total Inspections &amp; Appeals, Dept. of</b>	<b>\$ 54,479,298</b>	<b>\$ 41,177,111</b>	<b>\$ 37,424,111</b>	<b>\$ 37,424,111</b>	<b>\$ 37,424,111</b>	<b>\$ -3,753,000</b>	
<b><u>Law Enforcement Academy</u></b>							
<b>Law Enforcement Academy</b>							
Law Enforcement Academy	\$ 1,275,199	\$ 1,049,430	\$ 1,049,430	\$ 1,049,430	\$ 1,049,430	\$ 0	PG 13 LN 9
<b>Total Law Enforcement Academy</b>	<b>\$ 1,275,199</b>	<b>\$ 1,049,430</b>	<b>\$ 1,049,430</b>	<b>\$ 1,049,430</b>	<b>\$ 1,049,430</b>	<b>\$ 0</b>	
<b><u>Parole, Board of</u></b>							
<b>Parole Board</b>							
Parole Board	\$ 1,251,903	\$ 1,045,259	\$ 1,045,259	\$ 1,045,259	\$ 1,045,259	\$ 0	PG 14 LN 8
<b>Total Parole, Board of</b>	<b>\$ 1,251,903</b>	<b>\$ 1,045,259</b>	<b>\$ 1,045,259</b>	<b>\$ 1,045,259</b>	<b>\$ 1,045,259</b>	<b>\$ 0</b>	
<b><u>Public Defense, Dept. of</u></b>							
<b>Public Defense, Dept. of</b>							
Public Defense, Department of	\$ 6,361,947	\$ 5,624,281	\$ 6,249,201	\$ 6,249,201	\$ 6,249,201	\$ 624,920	PG 14 LN 24
<b>Emergency Management Division</b>							
Homeland Security & Emer. Mgmt.	\$ 2,212,722	\$ 1,834,307	\$ 2,038,119	\$ 2,038,119	\$ 2,038,119	\$ 203,812	PG 15 LN 1
<b>Total Public Defense, Dept. of</b>	<b>\$ 8,574,669</b>	<b>\$ 7,458,588</b>	<b>\$ 8,287,320</b>	<b>\$ 8,287,320</b>	<b>\$ 8,287,320</b>	<b>\$ 828,732</b>	

## Justice System General Fund

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Senate Action FY 2011 <u>(3)</u>	House Action FY 2011 <u>(4)</u>	Final Action FY 2011 <u>(5)</u>	Final Action vs. Est Net 2010 <u>(6)</u>	Page and Line # <u>(7)</u>
<b><u>Public Safety, Department of</u></b>							
<b>Public Safety, Dept. of</b>							
Public Safety - Department Wide Duties	\$ 0	\$ 1,419,288	\$ 0	\$ 0	\$ 0	\$ -1,419,288	
Public Safety Administration	4,470,414	3,952,071	4,134,461	4,134,461	4,134,461	182,390	PG 15 LN 24
Public Safety DCI	21,506,406	19,012,743	12,861,710	12,861,710	12,861,710	-6,151,033	PG 15 LN 29
DCI - Crime Lab Equipment/Training	342,000	302,345	302,345	302,345	302,345	0	PG 16 LN 34
Narcotics Enforcement	6,501,493	5,747,647	6,507,048	6,507,048	6,507,048	759,401	PG 17 LN 2
Public Safety Undercover Funds	123,343	109,042	109,042	109,042	109,042	0	PG 17 LN 12
DPS Fire Marshal	4,060,859	3,590,003	4,343,896	4,343,896	4,343,896	753,893	PG 17 LN 15
Iowa State Patrol	50,971,409	45,061,285	48,984,147	48,984,147	48,984,147	3,922,862	PG 17 LN 26
DPS/SPOC Sick Leave Payout	316,179	279,517	279,517	279,517	279,517	0	PG 18 LN 5
Fire Fighter Training	662,697	612,255	612,255	612,255	612,255	0	PG 18 LN 10
<b>Total Public Safety, Department of</b>	<b>\$ 88,954,800</b>	<b>\$ 80,086,196</b>	<b>\$ 78,134,421</b>	<b>\$ 78,134,421</b>	<b>\$ 78,134,421</b>	<b>\$ -1,951,775</b>	
<b>Total Justice System</b>	<b>\$ 532,710,567</b>	<b>\$ 465,588,015</b>	<b>\$ 484,054,572</b>	<b>\$ 484,054,572</b>	<b>\$ 484,054,572</b>	<b>\$ 18,466,557</b>	

## Summary Data

### Other Funds

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Senate Action FY 2011 <u>(3)</u>	House Action FY 2011 <u>(4)</u>	Final Action FY 2011 <u>(5)</u>	Final Action vs. Est Net 2010 <u>(6)</u>	Page and Line # <u>(7)</u>
Justice System	\$ 0	\$ 3,138,888	\$ 21,523,119	\$ 21,523,119	\$ 21,523,119	\$ 18,384,231	
<b>Grand Total</b>	<u>\$ 0</u>	<u>\$ 3,138,888</u>	<u>\$ 21,523,119</u>	<u>\$ 21,523,119</u>	<u>\$ 21,523,119</u>	<u>\$ 18,384,231</u>	

## Justice System

### Other Funds

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Senate Action FY 2011 <u>(3)</u>	House Action FY 2011 <u>(4)</u>	Final Action FY 2011 <u>(5)</u>	Final Action vs. Est Net 2010 <u>(6)</u>	Page and Line # <u>(7)</u>
<b><u>Justice, Department of</u></b>							
<b>Consumer Advocate</b>							
Consumer Advocate-CMRF	\$ 0	\$ 3,138,888	\$ 3,336,344	\$ 3,336,344	\$ 3,336,344	\$ 197,456	PG 2 LN 24
<b>Justice, Dept. of</b>							
General Office A.G.-PSEF	\$ 0	\$ 0	\$ 150,000	\$ 150,000	\$ 150,000	\$ 150,000	
<b>Total Justice, Department of</b>	<u>\$ 0</u>	<u>\$ 3,138,888</u>	<u>\$ 3,486,344</u>	<u>\$ 3,486,344</u>	<u>\$ 3,486,344</u>	<u>\$ 347,456</u>	
<b><u>Civil Rights Commission</u></b>							
<b>Civil Rights Commission</b>							
Civil Rights - PSEF	\$ 0	\$ 0	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	
<b>Total Civil Rights Commission</b>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 100,000</u>	<u>\$ 100,000</u>	<u>\$ 100,000</u>	<u>\$ 100,000</u>	
<b><u>Corrections, Dept. of</u></b>							
<b>CBC District 1</b>							
CBC District 1 - PSEF	\$ 0	\$ 0	\$ 100,000	\$ 100,000	\$ 100,000	\$ 100,000	
<b>CBC District 6</b>							
CBC District 6 - PSEF	\$ 0	\$ 0	\$ 402,810	\$ 402,810	\$ 402,810	\$ 402,810	
<b>Fort Madison</b>							
Fort Madison Inst.- PSEF	\$ 0	\$ 0	\$ 1,451,000	\$ 1,451,000	\$ 1,451,000	\$ 1,451,000	
<b>Anamosa</b>							
Anamosa Inst. - PSEF	\$ 0	\$ 0	\$ 1,046,190	\$ 1,046,190	\$ 1,046,190	\$ 1,046,190	
<b>CBC District 5</b>							
CBC District 5 - PSEF	\$ 0	\$ 0	\$ 335,000	\$ 335,000	\$ 335,000	\$ 335,000	
<b>Total Corrections, Dept. of</b>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 3,335,000</u>	<u>\$ 3,335,000</u>	<u>\$ 3,335,000</u>	<u>\$ 3,335,000</u>	
<b><u>Judicial Branch</u></b>							
<b>Judicial Branch</b>							
Judicial Branch - PSEF	\$ 0	\$ 0	\$ 5,300,000	\$ 5,300,000	\$ 5,300,000	\$ 5,300,000	
<b>Total Judicial Branch</b>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 5,300,000</u>	<u>\$ 5,300,000</u>	<u>\$ 5,300,000</u>	<u>\$ 5,300,000</u>	

## Justice System Other Funds

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Senate Action FY 2011 <u>(3)</u>	House Action FY 2011 <u>(4)</u>	Final Action FY 2011 <u>(5)</u>	Final Action vs. Est Net 2010 <u>(6)</u>	Page and Line # <u>(7)</u>
<b>Public Safety, Department of</b>							
<b>Public Safety, Dept. of</b>							
State Patrol - PSEF	\$ 0	\$ 0	\$ 300,000	\$ 300,000	\$ 300,000	\$ 300,000	
Gaming Enforcement-GERF	0	0	8,851,775	8,851,775	8,851,775	8,851,775	PG 18 LN 30
Fire Fighter Training-PSEF	0	0	150,000	150,000	150,000	150,000	
<b>Total Public Safety, Department of</b>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 9,301,775</u>	<u>\$ 9,301,775</u>	<u>\$ 9,301,775</u>	<u>\$ 9,301,775</u>	
<b>Total Justice System</b>	<u>\$ 0</u>	<u>\$ 3,138,888</u>	<u>\$ 21,523,119</u>	<u>\$ 21,523,119</u>	<u>\$ 21,523,119</u>	<u>\$ 18,384,231</u>	

## Summary Data

FTE

	Actual FY 2009 <u>(1)</u>	Estimated Net FY 2010 <u>(2)</u>	Senate Action FY 2011 <u>(3)</u>	House Action FY 2011 <u>(4)</u>	Final Action FY 2011 <u>(5)</u>	Final Action vs. Est Net 2010 <u>(6)</u>	Page and Line # <u>(7)</u>
Justice System	6,042.38	6,355.35	5,941.68	5,941.68	5,941.68	-413.67	
<b>Grand Total</b>	<u>6,042.38</u>	<u>6,355.35</u>	<u>5,941.68</u>	<u>5,941.68</u>	<u>5,941.68</u>	<u>-413.67</u>	

# Justice System

## FTE

	Actual FY 2009 (1)	Estimated Net FY 2010 (2)	Senate Action FY 2011 (3)	House Action FY 2011 (4)	Final Action FY 2011 (5)	Final Action vs. Est Net 2010 (6)	Page and Line # (7)
<b><u>Justice, Department of</u></b>							
<b>Justice, Dept. of</b>							
General Office A.G.	214.97	232.50	232.50	232.50	232.50	0.00	PG 1 LN 9
Victim Compensation Fund	21.60	22.00	22.00	22.00	22.00	0.00	PG 1 LN 28
<b>Total Justice, Dept. of</b>	<b>236.57</b>	<b>254.50</b>	<b>254.50</b>	<b>254.50</b>	<b>254.50</b>	<b>0.00</b>	
<b>Consumer Advocate</b>							
Consumer Advocate-CMRF	20.35	27.00	27.00	27.00	27.00	0.00	PG 2 LN 24
<b>Total Justice, Department of</b>	<b>256.92</b>	<b>281.50</b>	<b>281.50</b>	<b>281.50</b>	<b>281.50</b>	<b>0.00</b>	
<b><u>Civil Rights Commission</u></b>							
<b>Civil Rights Commission</b>							
Civil Rights Commission	31.81	29.50	29.50	29.50	29.50	0.00	PG 19 LN 18
<b>Total Civil Rights Commission</b>	<b>31.81</b>	<b>29.50</b>	<b>29.50</b>	<b>29.50</b>	<b>29.50</b>	<b>0.00</b>	
<b><u>Corrections, Dept. of</u></b>							
<b>CBC District 1</b>							
CBC District I	187.75	201.50	189.51	189.51	189.51	-11.99	PG 9 LN 13
<b>CBC District 2</b>							
CBC District II	159.94	157.94	156.89	156.89	156.89	-1.05	PG 9 LN 20
<b>CBC District 3</b>							
CBC District III	77.89	81.99	78.99	78.99	78.99	-3.00	PG 9 LN 23
<b>CBC District 4</b>							
CBC District IV	69.00	75.00	68.60	68.60	68.60	-6.40	PG 9 LN 26
<b>CBC District 5</b>							
CBC District V	272.45	288.12	266.45	266.45	266.45	-21.67	PG 9 LN 29
<b>CBC District 6</b>							
CBC District VI	203.13	216.06	191.63	191.63	191.63	-24.43	PG 10 LN 6
<b>CBC District 7</b>							
CBC District VII	105.45	105.45	95.45	95.45	95.45	-10.00	PG 10 LN 9
<b>CBC District 8</b>							
CBC District VIII	93.80	97.15	93.00	93.00	93.00	-4.15	PG 10 LN 12

# Justice System

## FTE

	Actual FY 2009	Estimated Net FY 2010	Senate Action FY 2011	House Action FY 2011	Final Action FY 2011	Final Action vs. Est Net 2010	Page and Line #
	(1)	(2)	(3)	(4)	(5)	(6)	(7)
<b>Central Office</b>							
Corrections Administration	45.36	47.18	41.00	41.00	41.00	-6.18	PG 5 LN 20
<b>Fort Madison</b>							
Ft. Madison Institution	516.83	556.50	489.00	489.00	489.00	-67.50	PG 3 LN 10
<b>Anamosa</b>							
Anamosa Institution	348.73	356.25	350.75	350.75	350.75	-5.50	PG 3 LN 18
<b>Oakdale</b>							
Oakdale Institution	559.75	610.50	565.00	565.00	565.00	-45.50	PG 4 LN 5
<b>Newton</b>							
Newton Institution	321.19	351.00	307.00	307.00	307.00	-44.00	PG 4 LN 9
<b>Mt Pleasant</b>							
Mt. Pleasant Inst.	301.79	319.56	298.16	298.16	298.16	-21.40	PG 4 LN 13
<b>Rockwell City</b>							
Rockwell City Institution	106.99	113.00	106.00	106.00	106.00	-7.00	PG 4 LN 17
<b>Clarinda</b>							
Clarinda Institution	282.46	303.20	277.10	277.10	277.10	-26.10	PG 4 LN 21
<b>Mitchellville</b>							
Mitchellville Institution	186.29	198.00	185.00	185.00	185.00	-13.00	PG 4 LN 30
<b>Fort Dodge</b>							
Ft. Dodge Institution	334.54	366.00	319.00	319.00	319.00	-47.00	PG 4 LN 34
<b>Total Corrections, Dept. of</b>	<u>4,173.33</u>	<u>4,444.40</u>	<u>4,078.53</u>	<u>4,078.53</u>	<u>4,078.53</u>	<u>-365.87</u>	
<b><u>Inspections &amp; Appeals, Dept. of</u></b>							
<b>Public Defender</b>							
Public Defender	200.97	203.00	203.00	203.00	203.00	0.00	PG 12 LN 35
<b>Total Inspections &amp; Appeals, Dept. of</b>	<u>200.97</u>	<u>203.00</u>	<u>203.00</u>	<u>203.00</u>	<u>203.00</u>	<u>0.00</u>	
<b><u>Law Enforcement Academy</u></b>							
<b>Law Enforcement Academy</b>							
Law Enforcement Academy	26.94	29.55	30.55	30.55	30.55	1.00	PG 13 LN 9
<b>Total Law Enforcement Academy</b>	<u>26.94</u>	<u>29.55</u>	<u>30.55</u>	<u>30.55</u>	<u>30.55</u>	<u>1.00</u>	



# Justice System

## FTE

	Actual FY 2009 (1)	Estimated Net FY 2010 (2)	Senate Action FY 2011 (3)	House Action FY 2011 (4)	Final Action FY 2011 (5)	Final Action vs. Est Net 2010 (6)	Page and Line # (7)
<b><u>Parole, Board of</u></b>							
<b>Parole Board</b>							
Parole Board	11.97	18.50	13.50	13.50	13.50	-5.00	PG 14 LN 8
<b>Total Parole, Board of</b>	<b>11.97</b>	<b>18.50</b>	<b>13.50</b>	<b>13.50</b>	<b>13.50</b>	<b>-5.00</b>	
<b><u>Public Defense, Dept. of</u></b>							
<b>Public Defense, Dept. of</b>							
Public Defense, Department of	301.38	313.30	324.00	324.00	324.00	10.70	PG 14 LN 24
<b>Emergency Management Division</b>							
Homeland Security & Emer. Mgmt.	57.74	33.10	33.00	33.00	33.00	-0.10	PG 15 LN 1
<b>Total Public Defense, Dept. of</b>	<b>359.12</b>	<b>346.40</b>	<b>357.00</b>	<b>357.00</b>	<b>357.00</b>	<b>10.60</b>	
<b><u>Public Safety, Department of</u></b>							
<b>Public Safety, Dept. of</b>							
Public Safety Administration	39.17	39.00	36.00	36.00	36.00	-3.00	PG 15 LN 24
Public Safety DCI	275.45	287.50	162.10	162.10	162.10	-125.40	PG 15 LN 29
Gaming Enforcement-GERF	0.00	0.00	115.00	115.00	115.00	115.00	PG 18 LN 30
Narcotics Enforcement	75.26	81.00	75.00	75.00	75.00	-6.00	PG 17 LN 2
DPS Fire Marshal	56.10	59.00	57.00	57.00	57.00	-2.00	PG 17 LN 15
Iowa State Patrol	535.35	536.00	503.00	503.00	503.00	-33.00	PG 17 LN 26
<b>Total Public Safety, Department of</b>	<b>981.32</b>	<b>1,002.50</b>	<b>948.10</b>	<b>948.10</b>	<b>948.10</b>	<b>-54.40</b>	
<b>Total Justice System</b>	<b>6,042.38</b>	<b>6,355.35</b>	<b>5,941.68</b>	<b>5,941.68</b>	<b>5,941.68</b>	<b>-413.67</b>	

Offense Code	Scheduled and Non-Scheduled Violations	#Guilty	Original Fine	SF2378
126.23A(2)-A	PURCHASE OF PSEUDOEPHEDRINE - 1ST OFFENSE	45	\$100	\$200
321.104(1)	OPERATION W/CANCELED TITLE OR SUS. OR REV. REG.	29	\$50	\$100
321.104(2)	FAILURE TO OBTAIN MFG. CERTIFICATE/TITLE -	43	\$50	\$100
321.104(3)	FAILURE TO SURRENDER PLATES, TITLE OR REGIST.	11	\$50	\$100
321.104(4)	FAILURE TO DELIVER TITLE AS REQUIRED	17	\$50	\$100
321.104(5)	PENAL OFFENSES AGAINST TITLE LAW	10	\$50	\$100
321.17	OPERATING NON REGISTERED VEHICLE -	1,556	\$30	\$50
321.174	FAILURE TO HAVE VALID LICENSE/PERMIT WHILE OPER. MOTOR VEH.	17,465	\$100	\$200
321.174A	OPERATION OF MOTOR VEHICLE WITH EXPIRED LICENSE	2,415	\$30	\$50
321.180	VIOLATION OF INSTRUCTION PERMIT LIMITATION -	390	\$30	\$50
321.180B	VIOLATION OF GRADUATED DRIVERS LICENSE CONDITIONS	333	\$30	\$50
321.193	VIOL OF CONDITIONS OF RESTRICTED LICENSE -	804	\$30	\$50
321.194	VIOL OF CONDITIONS OF MINOR'S SCHOOL LICENSE -	145	\$30	\$50
321.208(a)	DNU - TWENTY-FOUR HOUR OUT OF SERVICE ORDER VIOLATION	4	\$100	\$200
321.216	UNLAWFUL USE OF LICENSE -	457	\$75	\$100
321.216B	MISUSE OF LIC OR ID CARD TO ACQUIRE ALCOHOL	82	\$100	\$200
321.216C	MISUSE OF LIC OR ID CARD TO ACQUIRE TOBACCO	3	\$100	\$200
321.219	PERMITTING UNAUTHORIZED MINOR TO DRIVE	116	\$100	\$200
321.220	PERMITTING UNAUTHORIZED PERSON TO DRIVE	551	\$100	\$200
321.229	FAIL TO COMPLY W/ ORDER OF PEACE OFFICER -	52	\$35	\$100
321.231	FAIL OF CAUTION BY DRIVER OF EMERGENCY VEHICLE -	7	\$35	\$100
321.232	RADAR JAMMING DEVICES -	5	\$50	\$100
321.234	FAILURE TO OBSERVE SEATING REQUIREMENTS -	4	\$15	\$25
321.247	UNLAWFUL GOLF CART OPERATION	8	\$50	\$100
321.25	IMPROPER USE OF REGISTRATION CARD - 1992	22	\$50	\$100
321.256	FAIL TO OBEY TRAFFIC CONTROL DEVICE	3,286	\$35	\$100
321.257(2)(a)-A	VEHICLES FAIL TO RESPOND TO STEADY RED SIGNAL	527	\$35	\$100
321.257(2)(b)-A	VEHICLES FAIL TO RESPOND TO YELLOW CAUTION SIGNAL	42	\$35	\$100
321.257(2)(d)	FAIL TO YIELD TO PED. IN CROSSWALK UNDER GREEN ARROW	5	\$35	\$100
321.257(2)(e)	FAIL TO OBEY FLASHING RED STOP SIGNAL	100	\$35	\$100
321.257(2)(f)	FAIL TO RESPOND TO FLASHING YELLOW CAUTION SIGNAL	6	\$35	\$100
321.257(2)(g)	PEDESTRIAN FAILURE TO OBEY "DON'T WALK" LIGHT	11	\$15	\$25
321.257(2)(h)	FAIL TO YIELD TO PEDESTRIAN WITHIN INTERSECTION	24	\$35	\$100
321.275-A	(1-7)MOTORCYCLE AND MOTORIZED BIKE VIOLATION -	27	\$25	\$35
321.275-B	(8) FAILURE TO DISPLAY SAFETY FLAG -	17	\$15	\$25
321.277A	CARELESS DRIVING	1,371	\$25	\$35
321.284	OPEN CONTAINER - DRIVER	1,808	\$100	\$200
321.284A	OPEN CONTAINER - PASSENGER	2,548	\$100	\$200
321.285-A	SPEEDING < 55 (1 THRU 5 OVER) -	11,916	\$10	\$20
321.285-B	SPEEDING < 55 (6 THRU 10 OVER) -	58,210	\$20	\$40
321.285-C	SPEEDING < 55 (11 THRU 15 OVER) -	15,766	\$30	\$80
321.285-D	SPEEDING < 55 (16 THRU 20) -	5,905	\$40	\$90
321.285-E	SPEEDING < 55 (20 MPH OVER +\$5.00 EA MILE)	3,728	\$40	\$100
321.285-F	SPEEDING > 55 (1 THRU 5 OVER) -	6,390	\$20	\$20
321.285-G	SPEEDING > 55 (6 THRU 10 OVER) -	24,269	\$40	\$40
321.285-H	SPEEDING > 55 (11 THRU 15 OVER) -	9,380	\$60	\$80
321.285-I	SPEEDING > 55 (16 THRU 20) -	3,748	\$80	\$90
321.285-J	SPEEDING > 55 ( OVER 20 MPH OVER + \$5.00 EA MILE)	2,703	\$90	\$100
321.285-S	SPEEDING - SCHOOL BUS (1 THRU 10)	4	\$35	\$100
321.288	FAIL TO MAINTAIN CONTROL -	4,683	\$35	\$100
321.294	FAIL TO MAINTAIN MINIMUM SPEED -	10	\$35	\$100
321.295	EXCESSIVE SPEED ON BRIDGE -	3	\$30	\$50
321.297	DRIVING ON WRONG SIDE OF TWO WAY HIGHWAY -	359	\$35	\$100
321.298	FAIL TO YIELD HALF OF ROADWAY WHEN MEETING VEHICLE -	133	\$35	\$100
321.299	PASSING ON WRONG SIDE -	28	\$35	\$100
321.302	DNU - IMPROPER OVERTAKING ON RIGHT	80	\$50	\$100
321.302	OVERTAKING AND PASSING	63	\$50	\$100
321.303	UNSAFE PASSING -	369	\$35	\$100

Offense Code	Scheduled and Non-Scheduled Violations	#Guilty	Original Fine	SF2378
321.304(1)	PASSING ON GRADE OR HILL -	30	\$35	\$100
321.304(2)	PASSING TO NEAR BRIDGE, INTERSECT OR RR -	161	\$35	\$100
321.304(3)	PASSING CONTRARY TO HIGHWAY SIGN/MARKING -	598	\$35	\$100
321.305	VIOLATING ONEWAY TRAFFIC DESIGNATION - 1978	281	\$35	\$100
321.306	IMPROPER USE OF LANES -	855	\$35	\$100
321.307	FOLLOWING TOO CLOSE -	889	\$35	\$100
321.308	FOLLOWING TOO CLOSE (TRUCKS AND TOWING VEHICLES) -	123	\$35	\$100
321.309	FAIL TO USE APPROVED DRAWBAR -	13	\$25	\$35
321.310	UNLAWFUL TOWING OF FOUR WHEELED TRAILER -	2	\$25	\$35
321.311	TURNING FROM IMPROPER LANE -	236	\$35	\$100
321.312	MAKING UTURN ON CURVE OR HILL -	22	\$35	\$100
321.313	UNSAFE STARTING OF A STOPPED VEHICLE -	75	\$35	\$100
321.314	UNSAFE TURN OR FAIL TO GIVE SIGNAL -	276	\$35	\$100
321.315	FAIL TO GIVE CONTINUOUS TURN SIGNAL -	147	\$25	\$35
321.316	FAIL TO SIGNAL STOP OR RAPID DECELERATION -	21	\$25	\$35
321.317	SIGNAL LIGHT REQUIREMENT -	12	\$10	\$20
321.319	FAIL TO YIELD TO VEHICLE ON RIGHT -	240	\$35	\$100
321.32	FAIL TO CARRY REGISTRATION CARD -	1,901	\$10	\$20
321.320	FAIL TO YIELD UPON LEFT TURN -	964	\$35	\$100
321.321	FAIL TO YIELD UPON ENTERING THROUGH HIGHWAY -	1,021	\$35	\$100
321.322	FAIL TO OBEY STOP OR YIELD SIGN -	5,928	\$35	\$100
321.323	UNSAFE BACKING ON HIGHWAY -	312	\$35	\$100
321.323A	UNSAFE APPROACH TO CERTAIN STATIONARY VEHICLES	843	\$50	\$100
321.324	FAIL TO YIELD TO EMERGENCY VEHICLE -	268	\$50	\$100
321.325	PEDESTRIAN DISOBEYING TRAFFIC CONTROL SIGNAL -	10	\$15	\$25
321.326	PEDESTRIAN WALKING ON WRONG SIDE OF HIGHWAY -	1	\$15	\$25
321.327	FAIL TO YIELD TO PEDESTRIANS' RIGHT OF WAY	37	\$35	\$100
321.328	PEDESTRIAN FAILING TO USE CROSSWALK -	16	\$15	\$25
321.329	VEHICLE FAILING TO YIELD TO PEDESTRIAN -	17	\$35	\$100
321.331	SOLICITING RIDE FROM W/I ROADWAY -	4	\$15	\$25
321.332	UNLAWFUL USE OF WHITE CANE -	1	\$15	\$25
321.34	REGISTRATION VIOLATION -	1,361	\$10	\$20
321.340	DRIVING IN OR THROUGH SAFETY ZONE -	10	\$35	\$100
321.341	FAIL TO PROPERLY STOP AT RR -	145	\$100	\$200
321.342	FAIL TO OBEY STOP SIGN AT RR -	158	\$100	\$200
321.343(1)	FAILURE TO STOP CERTAIN CARGO OR PASSGR VEH AT RR XING	6	\$100	\$200
321.343(2)(a)	CMV-FAIL TO SLOW/CHECK RR CROSSING	1	\$100	\$200
321.343(2)(b)	CMV-FAIL TO STOP/RR TRACK NOT CLEAR	3	\$100	\$200
321.343(2)(c)	CMV-BLOCKS RR CROSSING	1	\$100	\$200
321.343(2)(d)	CMV-DISOBEYS TRAFFIC CONTROL AT RR	3	\$100	\$200
321.353	UNSAFE ENTRY ONTO SIDEWALK OR ROADWAY -	116	\$35	\$100
321.354(1)	STOPPING ON PAVED PART OF HIGHWAY	113	\$35	\$100
321.354(2)	STOPPING ON TRAVELED PART OF UNPAVED HIGHWAY	16	\$35	\$100
321.362	PARKING W/O STOPPING ENGINE & SETTING BRAKE -	13	\$10	\$20
321.363	DRIVING W/ OBSTRUCTED VIEW OR CONTROL -	76	\$25	\$35
321.365	COASTING UPON DOWNGRADE -	2	\$25	\$35
321.366	IMPROPER USE OF MEDIAN, CURB, OR ACC FACILITY -	311	\$50	\$100
321.367	FAIL TO MAINTAIN DISTANCE FROM FF VEHICLE -	1	\$35	\$100
321.368	CROSSING UNPROTECTED FIRE HOSE -	1	\$35	\$100
321.369	DEPOSITING OR THROWING LITTER -	365	\$70	\$70
321.37	FAIL TO DISPLAY REGISTRATION PLATE -	4,149	\$10	\$20
321.370	REMOVING INJURIOUS MATERIAL -	1	\$70	\$70
321.372(1)	FAIL OF SCHOOL BUS DRIVER TO SIGNAL -	9	\$35	\$100
321.372(3)	UNLAWFUL PASSING OF SCHOOL BUS -	685	\$100	\$200
321.38	FAIL TO MAINTAIN REGISTRATION PLATE -	554	\$10	\$20
321.381	DRIVING OR TOWING UNSAFE VEHICLE -	147	\$50	\$100
321.381A	IMPROPER OPERATION OF LOW-SPEED VEHICLE	3	\$50	\$100
321.383	FAIL TO DISP REFLECT DEV ON SLOW MOVING VEHICLE -	20	\$20	\$30

Offense Code	Scheduled and Non-Scheduled Violations	#Guilty	Original Fine	SF2378
321.384	FAIL TO USE HEADLAMPS WHEN REQUIRED - 1978	361	\$20	\$30
321.385	INSUFFICIENT NUMBER OF HEADLAMPS -	178	\$20	\$30
321.387	IMPROPER REAR LAMP -	533	\$10	\$20
321.388	IMPROPER REGISTRATION PLATE LAMP -	267	\$10	\$20
321.389	IMPROPER REAR REFLECTOR -	5	\$10	\$20
321.390	INCLUDED IN SECTION 753.15(2)(1) REFLECT. REQUIRE. -	1	\$10	\$20
321.392	IMPROPER CLEAR LIGHTING ON TRUCK OR TRAILER -	3	\$10	\$20
321.393	LIGHTING DEVICE COLOR AND MOUNTING -	22	\$10	\$20
321.394	NO LAMP OR FLAG ON REAR/PROJECTING LOAD -	18	\$25	\$35
321.395	PARKING ON CERTAIN ROADWAYS W/O PARKING LIGHTS -	3	\$35	\$100
321.397	IMPROPER LIGHT ON BICYCLE -	59	\$15	\$25
321.398	IMPROPER LIGHT ON OTHER VEHICLE -	3	\$20	\$30
321.403	IMPROPER USE OF AUXILIARY DRIVING LIGHTS -	2	\$20	\$30
321.404	IMPROPER BRAKE LIGHT -	241	\$20	\$30
321.404A	USE OF LIGHT RESTRICTING DEVICE	79	\$15	\$25
321.409	IMPROPERLY ADJUSTED HEADLAMP -	1	\$20	\$30
321.41	FAIL TO GIVE NOTICE OF ADDRESS/NAME CHANGE -	179	\$10	\$20
321.415	FAILURE TO DIM -	198	\$20	\$30
321.419	IMPROPERLY HEADLIGHTING WHEN NIGHT DRIVING -	43	\$20	\$30
321.420	EXCESSIVE NUMBER OF DRIVING LIGHTS -	4	\$20	\$30
321.421	VIOLATION OF SPECIAL RESTRICTIONS ON LAMPS	1	\$20	\$30
321.422	LIGHTS OF IMPROPER COLOR / FRONT OR REAR -	48	\$10	\$20
321.423(A)	UNAUTHORIZED USE OF EMERGENCY VEH LIGHTING EQUIP -	15	\$20	\$30
321.423(B)	FAIL TO USE FLASH SIGNAL ON SLOW MOVING VEH -	5	\$20	\$30
321.430	DEFECTIVE BRAKING EQUIPMENT -	39	\$35	\$100
321.432	DEFECTIVE AUDIBLE WARNING DEVICE -	7	\$10	\$20
321.433(A)	UNAUTHORIZED USE OF EMERG AUDIBLE WARN DEVICE -	6	\$20	\$30
321.436	DEFECTIVE OR UNAUTHORIZED MUFFLER SYSTEM -	610	\$10	\$20
321.437-A	FAILURE TO MEET MIRROR REQUIREMENTS -	22	\$10	\$20
321.437-B	FAILURE TO HAVE PROPER EXTERIOR MIRROR (TOWING) -	1	\$25	\$35
321.438	DNU - WINDSHIELD/WINDOWS REQUIREMENTS	3	\$15	\$50
321.438(1)	WINDSHIELD AND WINDOW - OBSTRUCTED VISION	516	\$15	\$50
321.438(2)	DARK WINDOW/WINDSHIELD	9,193	\$15	\$50
321.438(3)	WINDSHIELD AND WINDOW REQUIREMENTS	210	\$15	\$50
321.438-A	DNU - (1,3)WINDSHIELD/WINDOW REQUIREMENTS	133	\$15	\$50
321.438-B	DNU - (2)DARK WINDOW/WINDSHIELD	586	\$15	\$50
321.439	DEFECTIVE WINDSHIELD WIPERS -	5	\$10	\$20
321.440	DEFECTIVE TIRES -	112	\$10	\$20
321.441	UNAUTHORIZED USE OF METAL TIRE OR TRACK -	2	\$10	\$20
321.442	UNAUTHORIZED USE OF METAL PROJ ON WHEELS -	4	\$10	\$20
321.444	FAIL TO USE SAFETY GLASS -	15	\$10	\$20
321.445	FAIL TO MAINTAIN SAFETY BELTS -	32,220	\$25	\$50
321.446	FAILURE TO SECURE CHILD -	2,115	\$25	\$100
321.449	VIOLATION - MOTOR CARRIER SAFETY REGULATIONS	101	\$25	\$50
321.449-A	FAILURE TO COMPLY WITH SAFETY REG. RULES -	19,040	\$25	\$50
321.449-B	OPERATION BY UNQUALIFIED DRIVER -	2,314	\$25	\$50
321.449-C	MAX. HOURS OF SERVICE VIOLATION -	6,975	\$25	\$50
321.449-E	PRESENCE OF ALCOHOL - CMV	123	\$25	\$50
321.45	FAILURE TO TRANSFER TITLE -	159	\$50	\$100
321.450	VIOLATION OF HAZARDOUS MATERIALS TRANSPORTATION	365	\$100	\$200
321.454	WIDTH VIOLATION	319	\$100	\$200
321.455	EXCESSIVE SIDE PROJ OF LOAD / PASSENGER VEH -	9	\$100	\$200
321.456	EXCESSIVE HEIGHT -	35	\$100	\$200
321.457	EXCESSIVE LENGTH -	223	\$100	\$200
321.458	EXCESSIVE PROJ FROM FRONT OF VEHICLE -	5	\$100	\$200
321.46	FAILURE TO TRANSFER TITLE WITHIN 15 DAYS -	68	\$50	\$100
321.460	SPILLING ON HIGHWAY -	99	\$100	\$200
321.461	EXCESSIVE TOW/BAR LENGTH -	2	\$25	\$35

Offense Code	Scheduled and Non-Scheduled Violations	#Guilty	Original Fine	SF2378
321.462	FAIL TO USE REQUIRED TOWING EQUIPMENT -	70	\$25	\$35
321.48	VIOLATIONS OF TITLE - VEHICLES FOR RESALE	1	\$50	\$100
321.52	VIOLATIONS OF TITLE - OUT-OF-STATE JUNKED, DISMANTLED, WRECK	7	\$50	\$100
321.54	INTRA STATE HAULING ON FOREIGN REGISTRATION / 1 -	46	\$20	\$30
321.55	INTRA STATE HAULING ON FOREIGN REGISTRATION / 2 -	13	\$30	\$50
321.57	VIOLATION OF SPECIAL PLATE REQUIREMENTS	24	\$50	\$100
321.62	SPECIAL PLATES - RECORDS VIOLATION	7	\$50	\$100
321.67(1)	NO CERTIFICATE OF TITLE UPON DISPOSAL - 1993	5	\$50	\$100
321.67(2)	FAILURE TO OBTAIN TITLE ON A MOTOR VEHICLE	5	\$50	\$100
321.91	ABANDONMENT OF A MOTOR VEHICLE	42	\$100	\$200
321.98	OPERATION W/O REGISTRATION -	18,401	\$30	\$50
321.99	IMPROPER USE OF REGISTRATION	1,114	\$100	\$200
321E.16	VIOLATIONS OF PERMIT (EXCEPT WEIGHT)	311	\$100	\$200
321L.3	FAILURE TO RETURN HANDICAPPED ID -	4	\$100	\$200
321L.4(1)	IMPROPER USE OF HANDICAPPED ID DEVICE -	12	\$100	\$200
321L.4(2)	IMPROPER USE OF A HANDICAPPED PARKING SPACE	72	\$100	\$200
321L.7	FAILURE TO PROVIDE HANDICAPPED PARKING SPACE SIGNS -	1	\$100	\$200
325A.3(5)	FAILURE TO CARRY/EXHIBIT PERMIT	94	\$50	\$100
325A.8	VIOLATIONS OF REQUIRED MARKINGS	12	\$50	\$100
327B.1(A)	NO OR IMPROPER CARRIER IDENTIFICATION -	1	\$50	\$100
326.22	FAILURE TO DISPLAY IDENTIFICATION	63	\$20	\$50
326.23	VIOLATION OF TRIP PERMITS	386	\$20	\$50
271 -ST	SCHEDULED MISDEMEANOR COURT COSTS	553,778	\$60	\$60
291 - NT	NON-SCHEDULED TRAFFIC COURT COSTS	39,047	\$60	\$60
321 - SM	SIMPLE MISDEMEANOR COURT COSTS	71,036	\$60	\$60
831 - OW	OWI COURT COSTS	17,168	\$100	\$100
831 - SR	SERIOUS MISDEMEANOR COURT COSTS	20,865	\$100	\$100
831 - AG	AGGRAVATED MISDEMEANOR COURT COSTS	12,847	\$100	\$100
831 - FE	FELONY COURT COSTS	16,372	\$100	\$100
321.47	TRANSFERS BY OPERATION OF LAW	0	\$30	\$100
321.382	OPERATING AN UNDERPOWERED VEHICLE	0	\$15	\$25
321.402	IMPROPER USE OF A SPOTLIGHT	0	\$20	\$30
321.333	FAILURE TO YIELD TO A BLIND PERSON	0	\$35	\$100
321.344	UNLAWFUL MOVEMENT OF CONSTRUCTION EQUIPMENT ACROSS RR	0	\$100	\$200
321.318	INCORRECT HAND SIGNAL	0	\$25	\$35
321.434	USE OF SIREN OR WHISTLE ON BICYCLE	0	\$15	\$25
321.115	IMPROPER USE OF ANTIQUE PLATES	0	\$30	\$30
321.115A	REPLICA VEHICLE/STREET ROD REGISTRATION	0	\$30	\$30
321.386	INSUFFICIENT NUMBER OF HEADLAMPS - MOTORCYCLES	0	\$10	\$30
321.421	VIOLATIONS OF SPECIAL RESTRICTIONS ON LAMPS	0	\$20	\$30