

# **Standing Appropriations Bill House File 2797**

Last Action:

**House Appropriations  
Committee**

May 1, 2006

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

**Fiscal Services Division  
Legislative Services Agency**

## **NOTES ON BILLS AND AMENDMENTS (NOBA)**

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

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**EXECUTIVE SUMMARY  
NOTES ON BILLS AND AMENDMENTS**

**HOUSE FILE 2797  
STANDING APPROPRIATIONS BILL**

**FUNDING SUMMARY**

**DIVISION I – MENTAL HEALTH  
ALLOWED GROWTH  
DIVISION II – STANDING  
APPROPRIATIONS AND REVENUE  
ESTIMATE**

- The Bill appropriates a total of \$147.6 million from the General Fund. This is an increase of \$26.1 million compared to the estimated FY 2006 appropriations for the affected budget units in this Bill. The Bill also appropriates \$171.0 million from other funds. This is an increase of \$8.1 million compared to the estimated FY 2006 appropriations for the affected budget units. In addition, the Bill adds 1.0 FTE position to the Department of Human Rights for the Asian and Pacific Islanders Division.
- Appropriates \$43.3 million from the General Fund for FY 2008 for Mental Health Allowed Growth, and specifies distribution of the funds. (Page 1, Line 3)
- Allows the Executive Branch to continue to use the budgeting-for-results process for FY 2008 in lieu of the information currently required by statute. (Page 2, Line 11)
- Reduces the FY 2007 General Fund standing appropriation to the General Assembly and Legislative Agencies by \$1.3 million. (Page 2, Line 31)
- Limits the following FY 2007 General Fund standing appropriations to the amounts specified to maintain the current level of funding:
  - Department of Education for Instructional Support - \$14.4 million. (Page 3, Line 12)
  - Department of Education for At-Risk Children Programs - \$11.3 million. (Page 3, Line 15)
  - Department of Education for Non-Public Transportation - \$8.6 million. (Page 3, Line 21)
  - Department of Education for the Educational Excellence Program - \$55.5 million. (Page 3, Line 28)
  - Department of Revenue for the Statewide Fire and Police Officer Retirement Fund - \$2.7 million. (Page 3, Line 31)
- Notwithstanding certain General Fund standing appropriations, as well as conflicting and voting provisions of Section 8.56, Code of Iowa, dealing with the Cash Reserve Fund, and deposits \$159.9 million from the FY 2006 ending surplus into the Property Tax Credit Fund, and then makes appropriations from the Property Tax Credit Fund for the following property tax credits and exemptions:
  - Appropriates \$102.9 million for the Homestead Property Tax Credit. (Page 4, Line 19)
  - Appropriates \$34.6 million for the Agricultural Land and Family Farm Tax Credit. (Page 4, Line 22)
  - Appropriates \$2.8 million for the Military Service Tax Credit. This is an increase of \$205,000 compared to FY 2006 increased veterans' exemptions in HF 2751 (Military Service Tax Credit). (Page 4, Line 25)
  - Appropriates \$19.5 million for the Elderly and Disabled Tax Credit. (Page 4, Line 28)
- Reduces the State aid allocation for Area Education Agencies (AEAs) by \$8.0 million for FY 2007 continuing the additional reduction from previous years. (Page 5, Line 20)

**EXECUTIVE SUMMARY  
NOTES ON BILLS AND AMENDMENTS**

**HOUSE FILE 2797  
STANDING APPROPRIATIONS BILL**

**DIVISION II – STANDING  
APPROPRIATIONS AND REVENUE  
ESTIMATE (CONTINUED)**

**DIVISION III – SALARIES,  
COMPENSATION, AND RELATED  
MATTERS**

**DIVISION IV – OTHER  
APPROPRIATIONS**

- Notwithstanding the requirement that an appropriation be made from the General Fund to the Cash Reserve Fund in the event that the Cash Reserve does not maintain a maximum balance equal to 7.5% of the Revenue Estimating Conference estimate for FY 2007 as established in December 2005. (Page 6, Line 6)
- Provides that the Revenue Estimating Conference (REC) revenue estimate of March 24, 2006, is to be used to determine the expenditure limitation for FY 2007, instead of the December 12, 2005, estimate. (Page 6, Line 10)
- Specifies that the Section of the Bill creating the Property Tax Credit Fund is effective on enactment. (Page 6, Line 28)
- Specifies that the Section of the Bill relating to the use of the March 24, 2006, revenue estimate is effective on enactment and applies retroactively to January 9, 2006. (Page 6, Line 31)
- Provides salary increases for justices, judges, and magistrates for FY 2007. Increases are effective July 1, 2006. (Page 7, Line 5)
- Provides salary range adjustments for appointed officials for FY 2007, effective June 30, 2006. (Page 8, Line 12)
- Appropriates \$29.0 million from the General Fund to the Salary Adjustment Fund for FY 2007 for the negotiated bargaining agreements for contract-covered employees and noncontract employees, excluding the State Board of Regents. (Page 11, Line 26)
- Provides a 2.0% increase to the pay range maximum effective June 30, 2006, and merit step increases for noncontract employees of the State for FY 2007. (Page 12, Line 32)
- Appropriates Road Use Tax Fund (RUTF) and Primary Road Fund (PRF) moneys to pay salary increases for employees supported from these Funds. (Page 13, Line 30 and Page 14, Line 3)
- Specifies that sworn peace officers in the Department of Public Safety, not covered by a collective bargaining agreement, receive the same per diem meal allowance as covered sworn peace officers. (Page 14, Line 35)
- Extends the American Federation of State, County, and Municipal Employees (AFSCME) Sick Leave Conversion Program to noncontract-covered Executive Branch employees, excluding the Board of Regents employees. (Page 15, Line 7)
- Specifies that the Public Broadcasting Board will set the salary for the Administrator of the Division of Public Broadcasting in the Department of Education. (Page 15, Line 18)
- Appropriates \$4.5 million from the General Fund to the Veterans Trust Fund for FY 2007. (Page 18, Line 34)
- Appropriates \$1.0 million from the General Fund to the Department of Veterans' Affairs for matching grants to counties for veterans' services. (Page 19, Line 4)

**EXECUTIVE SUMMARY  
NOTES ON BILLS AND AMENDMENTS**

**HOUSE FILE 2797  
STANDING APPROPRIATIONS BILL**

**DIVISION IV – OTHER  
APPROPRIATIONS (CONTINUED)**

- Appropriates \$200,000 from the General Fund to the Board of Regents for the Real Estate Education Program at the University of Northern Iowa for FY 2008. (Page 20, Line 29)
- Permits a transfer of up to \$2.8 million of the General Fund ending balance for FY 2006 to the Board of Regents. (Page 21, Line 9)
- Appropriates \$250,000 from the General Fund to the Department of Cultural Affairs for Historic Resource Development Program emergency grants. (Page 22, Line 11)
- Appropriates \$100,000 from the General Fund to the Department of Justice for farm mediation services. (Page 22, Line 17)
- Establishes the Sustainable Natural Resource Funding Study Advisory Committee to study sustainable sources of funding for natural resources in Iowa. (Page 22, Line 26)
- Requires the transfer of assets held in, and any funds received by, the Housing Improvement Fund to the State Housing Trust Fund. Approximately \$2.2 million currently in the Housing Improvement Fund will be transferred and an additional \$2.5 million will be available for transfer upon the repayment to the Housing Improvement Fund of outstanding loans. (Page 24, Line 19)
- Permits the Department of Inspections and Appeals (DIA) to conduct inspection of food establishments and hire additional staff to conduct the inspections if municipal corporations performing the inspections fail to renew the agreement and receives Department of Management (DOM) approval. (Page 24, Line 27)
- Extends the \$29.3 million Early Intervention Block Grant appropriation through FY 2007. (Page 25, Line 23)
- Requires the Iowa Finance Authority (IFA) to submit a report to the General Assembly by October 1, 2009, regarding the status of the Housing Trust Fund. (Page 25, Line 35)
- Specifies that it is the intent of the General Assembly to make the following appropriations from the General Fund to the Housing Trust Fund (Page 26, Line 7):
  - FY 2008: \$2.0 million
  - FY 2009: \$3.0 million
  - FY 2010: \$4.0 million
- Specifies that the Section of this Bill transferring up to \$2.8 million of the General Fund ending balance for FY 2006 to the Board of Regents takes effect on enactment. (Page 26, Line 31)
- Specifies that the section of this Bill permitting the DIA to receive an appropriation of food establishment inspection fees and hire addition staff to conduct them takes effect on enactment. (Page 26, Line 35)

**EXECUTIVE SUMMARY  
NOTES ON BILLS AND AMENDMENTS**

**HOUSE FILE 2797  
STANDING APPROPRIATIONS BILL**

**DIVISION V – MISCELLANEOUS  
STATUTORY CHANGES**

- Permits the Executive Council to approve and pay for expenses incurred by the Department of Public Health related to the purchase, storing, and distribution of antiviral treatment courses. (Page 27, Line 6)
- Forgives the principle loan and interest for a specific loan made by the Iowa Agricultural Finance Corporation. (Page 27, Line 17)
- Provides employment protection to the Civil Air Patrol members allowing them to participate in emergency operations, and increases the penalty for the false wearing of a military uniform. (Page 28, Line 34 through Page 31, Line 1)
- Expands criminal penalties and civil liability to a person who is the owner, lessee, or in control of property that is not a licensed premises, from allowing a person who is known or believed to be under legal age, to consume or possess alcohol on the premises. (Page 38, Line 15)
- Makes school districts that are required to repay property taxes because of a Property Assessment Appeal Board or judicial action reducing a property tax assessment eligible for an adjustment in State Foundation Aid. (Page 41, Line 19)
- Adds canines that are produced at licensed facilities to the definition of farm products and agricultural production, and exempts licensed canine producers from paying sales tax on items related to the production of canines. (Page 43, Line 25 and Page 44, Line 21)
- Changes the definition of a Non-Profit Community Housing Development Organization that is exempt from property taxes. (Page 44, Line 29)
- The Section of the Bill amending the section relating to Nonprofit Housing Development Property Tax Exemption takes effect upon enactment and applies retroactively to January 1, 2005 for assessment years beginning on or after that date. (Page 47, Line 6)
- Creates a Risk Management Coordinator within the Department of Management. (Page 47, Line 16)
- Makes numerous statutory changes regarding claims against or by the State. (Page 48, Line 2 through Page 51, Line 11)
- Makes numerous statutory changes regarding State Tort Claims. (Page 51, Line 12 through Page 56, Line 10)
- Amends SF 2330 (FY 2007 Electronic Lottery Devices Act) to provide that retailers are to pay, on a monthly basis, the excise tax on forms approved by the Director of the Department of Revenue, and that all moneys received or refunded from the monitor vending machines excise tax are to be deposited in or withdrawn from the General Fund. (Page 57, Line 32)
- Specifies that the Section of this Bill amending Senate File 2330 (FY 2007 Electronic Lottery Devices Act), is effective on enactment. (Page 62, Line 26)

**DIVISION VI – SETTLEMENT OF  
STATE FINANCIAL AND TORT  
CLAIMS**

**DIVISION VII – CORRECTIVE  
PROVISIONS**

## House File 2797

House File 2797 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
3	2	4	Nwthstnd	Sec. Various	Limits Various Standing Appropriations
3	9	4	Nwthstnd	Sec. 123.53(3)	Substance Abuse Treatment and Prevention Standing Appropriation Limitation
3	12	4	Nwthstnd	Sec. 257.20	Instruction Support Standing Appropriation Limitation
3	15	4	Nwthstnd	Sec. 279.51(1)	At-Risk Children Programs Standing Appropriation Limitation
3	21	4	Nwthstnd	Sec. 285.2	Nonpublic School Transportation Standing Appropriation Limitation
3	28	4	Nwthstnd	Sec. 294A.25(1)	Educational Excellence Program Standing Appropriation Limitation
3	31	4	Nwthstnd	Sec. 411.20	Peace Officers' Retirement Benefits Standing Appropriation Limitation
4	1	5	Nwthstnd	Sec. 8.57	General Fund Surplus Appropriation to Property Tax Credit Fund
4	10	5	Nwthstnd	Sec. 8.56	General Fund Standing Appropriation and Cash Reserve Fund Provisions Notwithstanding
4	19	5	Nwthstnd	Sec. 425.1	Homestead Property Tax Credit
4	22	5	Nwthstnd	Sec. 425A.1 and 426.1	Agriculture Land and Family Farm Tax Credits
4	25	5	Nwthstnd	Sec. 426A.1A	Military Services Tax Credit
4	28	5	Nwthstnd	Sec. 425.16 through 425.40	Elderly and Disabled Tax Credit
5	20	6	Nwthstnd	Sec. 257.35(4)	State Aid Reduction for Area Education Agencies
6	6	8	Nwthstnd	Sec. 8.57(1)(a)	Cash Reserve Appropriation
6	10	9	Nwthstnd	Sec. 8.22A(3)	Revenue Estimate
8	12	12	Nwthstnd	Sec. 20.5(3)	Public Employment Relations Board Member Salaries
15	18	22	Amends	Sec. 256.81(1)	Public Broadcasting Administrator's Salary
15	31	23	Amends	Sec. 256.82(1)	Public Broadcasting Technical Correction
16	4	24	Amends	Sec. 256.82(1)(a)(1)(2)	Public Broadcasting Technical Correction

Page #	Line #	Bill Section	Action	Code Section	Description
16	13	25	Amends	Sec. 256.82(1)(b)(4)	Public Broadcasting
16	20	26	Amends	Sec. 256.84(1)	Public Broadcasting
16	26	26	Amends	Sec. 256.84(2)	Public Broadcasting
16	29	27	Amends	Sec. 256.84(5)	Public Broadcasting
16	33	28	Adds	Sec. 256.84(11)	Public Broadcasting Contracting
17	12	28	Adds	Sec. 256.84(12)	Public Broadcasting Budget Requests
17	16	29	Amends	Sec. 256.85	Public Broadcasting Technical Correction
17	23	30	Amends	421.1A(6), Code Supplement 2005	Property Assessment Appeal Board
17	33	31	Repeals	Sec. 256.89	Public Broadcasting
21	9	39	Nwthstnd	Sec. 8.62	Transfer from the General Fund Ending Balance to the Board of Regents
22	11	41.2	Nwthstnd	Sec. 303.16(6)(d)	Emergency Grants for Historic Preservation Projects
24	2	44	Amends	Sec. 1.2, Chapter 174, 2001 Iowa Acts, as amended	Repeal of General Fund Appropriation to Endowment for Iowa's Health Account
24	19	45	Adds	Sec. 16.100(a)	Housing Improvement and Housing Trust Funds
24	27	46.1	Adds	Sec. 137F.3A	Municipal Corporation Inspections
25	14	46.2	Nwthstnd	Sec. All, Chapter 137D, Sec. 137C.9 and 137F.6	Inspections and Appeals - Contingent Appropriation
25	23	47	Amends	Sec. 256D.5(4)	Early Intervention Block Grant
25	28	48	Amends	Sec. 4.4, Chapter 175, as amended HF 2080	Enduring Families Program
27	6	54	Adds	Sec. 7D.29, as amended by SF 2273	Executive Council
27	17	55	Adds	Sec. 15E.208(3)(b)(2)(e)	Loan Forgiveness
27	28	56	Amends	Sec. 15G.119(4)(c), as enacted by HF 2759	Renewable Fuel Infrastructure Fund
28	4	57	Amends	Sec. 22.7(52), as enacted by HF 2706	Confidential Records
28	16	58	Adds	Sec. 22.7(53 & 54), Code Supplement 2005	Confidential Records
28	34	59	Amends	Sec. 29A.28(1 and 3)	Civil Air Patrol
29	34	60	Amends	Sec. 29A.40	Civil Air Patrol

Page #	Line #	Bill Section	Action	Code Section	Description
30	6	61	Amends	Sec. 29A.43(1), Code Supplement 2005	Civil Air Patrol
31	2	62	Amends	Sec. 29C.8(3)(f), Code Supplement 2005	Emergency Management and Security
32	9	63	Amends	Sec. 29C.20(1)(a)(5), Code Supplement 2005	Emergency Management and Security
32	18	64	Amends	Sec. 29C.20(1)(b), Code Supplement 2005	Emergency Management and Security
33	6	65	Amends	Sec. 35A.5(9), Code Supplement 2005	Veterans Cemetery Land
34	7	66	Amends	Sec. 35A.13	Future Veterans Trust Fund Appropriations
34	17	67	Amends	35A.13(6)	Veterans Trust Fund
35	5	68	Adds	Sec. 35A.13(6A)	Use of Veterans Trust Fund
35	13	69	Amends	Sec. 68B.32A(2), Code Supplement 2005	Government Ethics and Lobbying
35	25	70	Adds	Sec. 70A.15A	Charitable Giving Payroll Deductions
36	35	71	Amends	Sec. 103A.10(2)	State Building Code
37	6	72	Adds	Sec. 103A.10A	Construction Plan Reviews and Inspections
38	15	73	Amends	Sec. 123.47, Code Supplement 2005	Alcoholic Beverage Control
39	15	77	Amends	Sec. 147.106 (1)(e), Code Supplement 2005	Anatomic Pathology Services Billing
39	24	78	Amends	Sec. 147.106(5), Code Supplement 2005	Anatomic Pathology Services Billing
39	33	79	Amends	Sec. 255C.48(1), if enacted	Family Support Council
40	25	80	Amends	Sec. 232.147(2)(b), if enacted by HF 2651	Juvenile Court Records
41	15	81	Amends	Sec. 232.149A(3), if enacted by HF 2651	Juvenile Court Records
41	19	82	Adds	Sec. 257.12	State Foundation Aid Adjustment
42	18	83	Amends	Sec. 275.15	Appeal of School District Reorganization
42	32	84	Amends	Sec. 314.1(2), as amended by HF 2713	Competitive Bidding
43	25	85	Amends	Sec. 352.2(7)	Definition of Farm Products

Page #	Line #	Bill Section	Action	Code Section	Description
44	1	86	Amends	Sec. 421.17(27)(j), as enacted by HF 2521	Collection Enterprise Services
44	21	87	Amends	Sec. 423.1(3), Code Supplement 2005	Definition of Agricultural Production
44	29	88	Amends	Sec. 427.1(21A), Code Supplement 2005	Nonprofit Housing Development Property Tax Exemption
45	9	89	Adds	Sec. 441.38A	School District Notice of Property Tax Assessment Appeal
45	18	90	Amends	Sec. 466A.3(1)(b), Code Supplement 2005	Ex Officio Members of the Watershed Improvement Review Board
45	32	91	Amends	Sec. 631.14	Small Claims for Residential Rental Property
46	30	92	Amends	Sec. 1.2(b), SF 2251, 2006 Iowa Acts	Healthy Children Task Force
47	16	94	Adds	Sec. 8.6(15)	Risk Manager Coordinator Position
48	2	95	Amends	Sec. 8A.512(1)(b)(3)	Claims Against the State Conforming Correction
48	6	96	Amends	Sec. 22.7(32), Code Supplement 2005	Confidential Records Conforming Correction
48	20	97	Amends	Sec. 25.1(1)	Claims Against the State
48	31	98	Repeals	Sec. 25.1(3)	Claims Filed Directly with State Agencies
48	33	99	Repeals	Sec. 25.1	Authority to Pay Certain Claims
48	35	100	Amends	Sec. 25.2(1)	Payment of Outdated Invoices
49	6	101	Amends	Sec. 25.2(1)(a)	Outdated Warrants
49	8	102	Adds	Sec. 25.2(1A)	Outstanding Claims
49	15	103	Amends	Sec. 25.2(2)	Payment and Reporting of Certain Outstanding Claims
50	1	104	Amends	Sec. 25.2(4)	Outdated Warrants
50	8	105	Amends	Sec. 25.2(5)	Outdated Warrants
50	10	106	Adds	Sec. 556.2C	Outdated Warrants
51	7	107	Amends	Sec. 556.18(2)	Outstanding Warrants
51	12	108	Amends	Sec. 669.2(2), Code Supplement 2005	State Tort Claims
51	18	109	Amends	Sec. 669.3	Adjustment and Settlement of Claims
52	4	110	Amends	Sec. 669.4	Lawsuits Against State Employees
52	6	111	Amends	Sec. 669.5	Lawsuits Against State Employees

Page #	Line #	Bill Section	Action	Code Section	Description
53	12	112	Amends	Sec. 669.13	State Tort Claims
54	7	113	Amends	Sec. 669.15	State Tort Claims
54	24	114	Amends	Sec. 669.18	State Tort Claims
55	4	115	Amends	Sec. 669.19	State Tort Claims
55	15	116	Amends	Sec. 669.20	State Tort Claims
55	24	117	Amends	Sec. 669.21	Employee Indemnification
56	13	118	Amends	Sec. 8A.204(3)(g), as enacted by HF 2705	Technology Governance Board Technical Correction
56	26	119	Amends	Sec. 35A.14(3), as enacted by SF 2312	Electronic Health Records Technical Correction
57	8	120	Amends	Sec. 70A.23(3)(a), as enacted by SF 2231	Sick Leave Conversion Technical Correction
57	20	121	Amends	Sec. 91.4(9), as amended by HF 2586	Debt Collection Technical Correction
57	32	122	Amends	Sec. 99G.30A(1 and 2), as enacted by SF 2330	Electronic Lottery Devices
59	21	123	Amends	Sec. 123.3(7), as amended by SF 2305	Wine Definition and Inspection Technical Correction
59	32	124	Amends	Sec. 124.506A(1), as enacted by HF 2696	Controlled Substances - Disposal Technical Correction
60	9	125	Amends	Sec. 266.27, as amended by SF 2253	Substantative Code Editor's Act Technical Correction
60	17	126	Amends	Sec. 331.756(44)	Duties of the County Attorney
60	19	127	Amends	Sec. 455G.31(2)(a), if enacted by HF 2754	Renewable Fuel Incentive Bill
60	27	128	Amends	Sec. 541A.3(1), as amended by HF 2644	Individual Development Account
61	9	129	Amends	Sec. 602.8102(38), Code Supplement 2005	Clerk of Court Duties for Voluntary Civil Commitment Cases
61	11	130	Amends	Sec. 2.1(d), HF 2238	Technical Correction
61	35	131	Amends	Sec. 97B.1A(24)(c), as amended by HF 2245	IPERS - Contingent Repeal
62	5	132	Adds	Sec. 23A, HF 2713	Charter Schools

PG LN	House File 2797	Explanation
1 1	DIVISION I	
1 2	MH/MR/DD ALLOWED GROWTH FUNDING	
1 3	Section 1. COUNTY MENTAL HEALTH, MENTAL RETARDATION, AND	General Fund appropriation for the Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury (MH/MR/DD/BI) allowed growth for FY 2008.
1 4	DEVELOPMENTAL DISABILITIES ALLOWED GROWTH FACTOR	
ALLOCATIONS		
1 5	-- FISCAL YEAR 2007-2008.	
1 6	1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2007, and ending June 30, 2008, the following amount, or so much thereof as is necessary, to be used for the purpose designated:	DETAIL: This is an increase of \$7,499,041 compared to the estimated FY 2007 appropriation. This represents a 3.00% increase in the formula that generates this appropriation. Of that 3.00%, 2.00% is allocated for the MH/MR/DD services and 1.00% is allocated for the brain injury services.
1 7	For distribution to counties of the county mental health, mental retardation, and developmental disabilities allowed growth factor adjustment, as provided in this section in lieu of the provisions of section 331.438, subsection 2, and section 331.439, subsection 3, and chapter 426B:	
1 8	..... \$ 43,287,141	
1 9	2. The funding appropriated in this section is the allowed growth factor adjustment for fiscal year 2007-2008, and is allocated as follows:	
1 10	a. For distribution to counties for fiscal year 2007-2008 in accordance with the formula in section 331.438, subsection 2, paragraph "b":	
1 11	..... \$ 12,000,000	
1 12	b. For deposit in the per capita expenditure target pool created in the property tax relief fund and for distribution in accordance with section 426B.5, subsection 1:	
1 13	..... \$ 24,360,548	
1 14	c. For deposit in the risk pool created in the property tax relief fund and for distribution in accordance with section 426B.5, subsection 2:	
1 15	..... \$ 2,000,000	
1 16	d. For expansion of services to persons with brain injury in accordance with the law enacted by the Eighty-first General Assembly, 2006 Session, as law providing for such expansion of	

1 35 services to commence in the fiscal year beginning July 1,  
 2 1 2006:  
 2 2 ..... \$ 4,926,593

2 3 If 2006 Iowa Acts, House File 2772, is enacted by the  
 2 4 Eighty-first General Assembly, 2006 Session, the allocation  
 2 5 made in this lettered paragraph shall be transferred to the  
 2 6 Iowa department of public health to be used for the brain  
 2 7 injury services program created pursuant to that Act.

Contingent transfer of the FY 2008 appropriation for brain injury services to the Department of Public Health.

2 8                   DIVISION II  
 2 9                   STANDING APPROPRIATIONS  
 2 10                  AND REVENUE ESTIMATE

2 11 Sec. 2. BUDGET PROCESS FOR FISCAL YEAR 2007-2008.  
 2 12 1. For the budget process applicable to the fiscal year  
 2 13 beginning July 1, 2007, on or before October 1, 2006, in lieu  
 2 14 of the information specified in section 8.23, subsection 1,  
 2 15 unnumbered paragraph 1, and paragraph "a", all departments and  
 2 16 establishments of the government shall transmit to the  
 2 17 director of the department of management, on blanks to be  
 2 18 furnished by the director, estimates of their expenditure  
 2 19 requirements, including every proposed expenditure, for the  
 2 20 ensuing fiscal year, together with supporting data and  
 2 21 explanations as called for by the director of the department  
 2 22 of management after consultation with the legislative services  
 2 23 agency.  
 2 24 2. The estimates of expenditure requirements shall be in a  
 2 25 form specified by the director of the department of  
 2 26 management, and the expenditure requirements shall include all  
 2 27 proposed expenditures and shall be prioritized by program or  
 2 28 the results to be achieved. The estimates shall be  
 2 29 accompanied by performance measures for evaluating the  
 2 30 effectiveness of the programs or results.

Allows the Executive Branch to continue to use the budgeting-for-results process for FY 2008, in lieu of the information currently required by statute. Requires all State departments and agencies to submit estimates of expenditure requirements, along with supporting data and explanations, to the Director of the Department of Management (DOM). Requires consultation with the Legislative Services Agency. Information submitted is also to include performance measure data.

2 31 Sec. 3. GENERAL ASSEMBLY. The appropriations made  
 2 32 pursuant to section 2.12 for the expenses of the general  
 2 33 assembly and legislative agencies for the fiscal year  
 2 34 beginning July 1, 2006, and ending June 30, 2007, are reduced  
 2 35 by the following amount:  
 3 1 ..... \$ 1,267,106

Reduces the FY 2007 General Fund standing appropriation to the General Assembly and legislative agencies from \$32,476,738 to \$31,209,632.

3 2 Sec. 4. LIMITATION OF STANDING APPROPRIATIONS.  
 3 3 Notwithstanding the standing appropriations in the following  
 3 4 designated sections for the fiscal year beginning July 1,  
 3 5 2006, and ending June 30, 2007, the amounts appropriated from  
 3 6 the general fund of the state pursuant to those sections for  
 3 7 the following designated purposes shall not exceed the  
 3 8 following amounts:

CODE: Limits various standing appropriations in the amounts specified.

3 9 1. For substance abuse treatment and prevention under  
 3 10 section 123.53, subsection 3:  
 3 11 ..... \$ 0

CODE: Eliminates the \$2,000,000 General Fund standing appropriation to the Department of Public Health for substance abuse treatment and prevention for FY 2007.

DETAIL: House File 2743 (FY 2007 Healthy Iowans Tobacco Trust Appropriations Bill) provides an increase of \$2,000,000 from the Healthy Iowans Tobacco Trust for substance abuse treatment for FY 2007.

3 12 2. For instructional support state aid under section  
 3 13 257.20:  
 3 14 ..... \$ 14,428,271

CODE: Limits the FY 2007 standing appropriation to the Department of Education for Instructional Support.

DETAIL: Maintains current level of funding.

3 15 3. For at-risk children programs under section 279.51,  
 3 16 subsection 1:  
 3 17 ..... \$ 11,271,000

CODE: Limits the FY 2007 standing appropriation to the Department of Education for At-Risk Children Programs (Child Development).

DETAIL: Maintains current level of funding.

3 18 The amount of any reduction in this subsection shall be

Requires reductions to be prorated among the following programs:

<p>3 19 prorated among the programs specified in section 279.51,  3 20 subsection 1, paragraphs "a", "b", and "c".</p>	<ul style="list-style-type: none"> <li>• Area Education Agency funding to assist schools in planning for early childhood education.</li> <li>• Childhood Development Coordinating Council.</li> <li>• Grants to schools with the greatest need for at-risk programming.</li> </ul>
<p>3 21 4. For payment for nonpublic school transportation under  3 22 section 285.2:  3 23 ..... \$ 8,604,714</p>	<p>CODE: Limits the FY 2007 standing appropriation to the Department of Education for nonpublic school transportation.</p> <p>DETAIL: This is an increase of \$330,951 compared to the estimated FY 2006 appropriation.</p>
<p>3 24 If total approved claims for reimbursement for nonpublic  3 25 school pupil transportation claims exceed the amount  3 26 appropriated in this section, the department of education  3 27 shall prorate the amount of each claim.</p>	<p>Requires the Department of Education to prorate payment of claims for nonpublic school transportation reimbursement, if the claims exceed the appropriated amount.</p>
<p>3 28 5. For the educational excellence program under section  3 29 294A.25, subsection 1:  3 30 ..... \$ 55,469,053</p>	<p>CODE: Limits the FY 2007 standing appropriation to the Department of Education for the Educational Excellence Program.</p> <p>DETAIL: Maintains current level of funding.</p>
<p>3 31 6. For the state's share of the cost of the peace  3 32 officers' retirement benefits under section 411.20:  3 33 ..... \$ 2,745,784</p>	<p>CODE: Limits the FY 2007 standing appropriation to the Statewide Fire and Police Retirement System for the State contribution to the Municipal Fire and Police Officer Retirement Fund.</p> <p>DETAIL: Maintains current level of funding.</p>
<p>3 34 Sec. 5. PROPERTY TAX CREDIT FUND -- PAYMENTS IN LIEU OF  3 35 GENERAL FUND REIMBURSEMENT.</p>	
<p>4 1 1. Notwithstanding section 8.57, prior to the  4 2 appropriation and distribution to the senior living trust fund</p>	<p>CODE: Appropriates \$159,868,964 to the Property Tax Credit Fund established in the Office of the Treasurer from the FY 2006 General</p>

<p>4 3 and the cash reserve fund of the surplus existing in the  4 4 general fund of the state at the conclusion of the fiscal year  4 5 beginning July 1, 2005, and ending June 30, 2006, pursuant to  4 6 section 8.57, subsections 1 and 2, of that surplus,  4 7 \$159,868,964 is appropriated to the property tax credit fund  4 8 which shall be created in the office of the treasurer of state  4 9 to be used for the purposes of this section.</p>	<p>Fund surplus, prior to the appropriation and distribution to the Cash Reserve Fund.</p>
<p>4 10 2. Notwithstanding the amount of the standing  4 11 appropriation from the general fund of the state in the  4 12 following designated sections and notwithstanding any  4 13 conflicting provisions or voting requirements of section 8.56,  4 14 there is appropriated from the property tax credit fund in  4 15 lieu of the appropriations in the following designated  4 16 sections for the fiscal year beginning July 1, 2006, and  4 17 ending June 30, 2007, the following amounts for the following  4 18 designated purposes:</p>	<p>CODE: Notwithstanding General Fund standing appropriations in the specified sections and the conflicting provisions and voting requirements of Section 8.56, <u>Code of Iowa</u>, relating to the Cash Reserve Fund, the following appropriations are made from the Property Tax Credit Fund.</p>
<p>4 19 a. For reimbursement for the homestead property tax credit  4 20 under section 425.1:  4 21 ..... \$102,945,379</p>	<p>CODE: Property Tax Credit Fund appropriation for the Homestead Property Tax Credit.</p>
<p>4 22 b. For reimbursement for the agricultural land and family  4 23 farm tax credits under sections 425A.1 and 426.1:  4 24 ..... \$ 34,610,183</p>	<p>DETAIL: Maintains current level of funding. The appropriation is \$28,854,621 less than the projected amount of the FY 2007 credit claims.</p> <p>CODE: Property Tax Credit Fund appropriation for the Agricultural Land and Family Farm Tax Credits.</p>
<p>4 25 c. For reimbursement for the military service tax credit  4 26 under section 426A.1A:  4 27 ..... \$ 2,773,402</p>	<p>DETAIL: Maintains current level of funding. The appropriation is \$4,489,817 less than the projected amount of the FY 2007 credit claims.</p> <p>CODE: Property Tax Credit Fund appropriation for the Military Service Tax Credit.</p>

4 28 d. For implementing the elderly and disabled tax credit  
 4 29 and reimbursement pursuant to sections 425.16 through 425.40:  
 4 30 ..... \$ 19,540,000

DETAIL: This is an increase of \$205,000 compared to the estimated net FY 2006 appropriation for the increased veterans' exemptions provided in HF 2751 (FY 2006 Military Service Tax Credit Act).

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

DETAIL: Maintains the current level of funding. The appropriation is \$3,282,675 less than the projected amount of the FY 2007 credit claims.

4 31 If the director of revenue determines that the amount of  
 4 32 claims for credit for property taxes due plus the amount of  
 4 33 claims for reimbursement for rent constituting property taxes  
 4 34 paid which are to be paid during the fiscal year may exceed  
 4 35 the amount appropriated, the director shall estimate the  
 5 1 percentage of the credits and reimbursements which will be  
 5 2 funded by the appropriation. The county treasurer shall  
 5 3 notify the director of the amount of property tax credits  
 5 4 claimed by June 8, 2006. The director shall estimate the  
 5 5 percentage of the property tax credit and rent reimbursement  
 5 6 claims that will be funded by the appropriation and notify the  
 5 7 county treasurer of the percentage estimate by June 15, 2006.  
 5 8 The estimated percentage shall be used in computing for each  
 5 9 claim the amount of property tax credit and reimbursement for  
 5 10 rent constituting property taxes paid for that fiscal year.  
 5 11 If the director overestimates the percentage of funding,  
 5 12 claims for reimbursement for rent constituting property taxes  
 5 13 paid shall be paid until they can no longer be paid at the  
 5 14 estimated percentage of funding. Rent reimbursement claims  
 5 15 filed after that point in time shall receive priority and  
 5 16 shall be paid in the following fiscal year. If the director  
 5 17 underestimates the percentage of funding, the overage shall  
 5 18 remain in the fund established in section 425.39 for payments  
 5 19 to be made in the next fiscal year.

Requires the Department of Revenue to estimate the claims for property tax credits and reimbursement for rent constituting property taxes, using information the county treasurers are required to file by June 8, 2006, and identify the proration percentage if the claims are projected to exceed the appropriations. The Department is to notify the county treasurers of the proration percentage by June 15, 2006. If the Department's estimate is inadequate to pay the claims for rent reimbursement, the remaining claims are to receive priority and be paid in FY 2008. If there are excess funds after claims are paid, the remaining funds are carried forward to the next fiscal year.

5 20 Sec. 6. Section 257.35, subsection 4, Code Supplement  
 5 21 2005, is amended to read as follows:  
 5 22 4. Notwithstanding subsection 1, and in addition to the  
 5 23 reduction applicable pursuant to subsection 2, the state aid  
 5 24 for area education agencies and the portion of the combined  
 5 25 district cost calculated for these agencies for the fiscal  
 5 26 year beginning July 1, ~~2005~~ 2006, shall be reduced by the  
 5 27 department of management by ~~eleven eight million seven hundred~~  
 5 28 ~~ninety eight thousand seven hundred three~~ dollars. The  
 5 29 reduction for each area education agency shall be equal to  
 5 30 prorated based on the reduction that the agency received in  
 5 31 the fiscal year beginning July 1, 2003.

CODE: Continues the additional reduction in Area Education Agency (AEA) funding from previous years.

DETAIL: The FY 2007 reduction of \$8,000,000 is \$3,798,703 less than the FY 2006 reduction. This reduction is in addition to the previously existing statutory \$7,500,000 reduction.

5 32 Sec. 7. 2005 Iowa Acts, chapter 179, section 7, is amended  
 5 33 to read as follows:  
 5 34 SEC. 7. CASH RESERVE APPROPRIATION FOR FY 2005-2006. For  
 5 35 the fiscal year beginning July 1, 2005, and ending June 30,  
 6 1 2006, the appropriation to the cash reserve fund provided in  
 6 2 section 8.57, subsection 1, paragraph "a", shall not be made.  
 6 3 ~~However, any surplus in the general fund of the state for the~~  
 6 4 ~~fiscal year beginning July 1, 2005, and ending June 30, 2006,~~  
 6 5 ~~shall be transferred to the cash reserve fund.~~

CODE: Makes a technical change to HF 882 (FY 2006 Standing Appropriation Act) by repealing language referencing the deposit of the General Fund surplus to the Cash Reserve Fund at the close of FY 2006.

DETAIL: This section of HF 882 notwithstanding the requirement that an appropriation be made from the General Fund to the Cash Reserve Fund in the event that the Cash Reserve does not maintain a maximum balance equal to 7.50% of the Revenue Estimating Conference estimate for FY 2006 as established in December 2004.

6 6 Sec. 8. CASH RESERVE APPROPRIATION FOR FY 2006-2007. For  
 6 7 the fiscal year beginning July 1, 2006, and ending June 30,  
 6 8 2007, the appropriation to the cash reserve fund provided in  
 6 9 section 8.57, subsection 1, paragraph "a", shall not be made.

CODE: Notwithstanding the requirement that an appropriation be made from the General Fund to the Cash Reserve Fund in the event that the Cash Reserve does not maintain a maximum balance equal to 7.50% of the Revenue Estimating Conference estimate for FY 2007 as established in December 2005.

DETAIL: Under current law, if the Cash Reserve Fund balance is less than 6.50% of the adjusted revenue estimate, then an appropriation equal to 1.00% of the adjusted revenue estimate is required. An appropriation equal to 1.00% for FY 2007 is estimated at \$52,615,000. If the Cash Reserve Fund balance is more than 6.50% and less than 7.50% of the adjusted revenue estimate, the appropriation is the amount required to bring the Cash Reserve Fund

balance to 7.50% of the adjusted revenue estimate.

6 10 Sec. 9. MARCH 24, 2006, REVENUE ESTIMATE. For use by the  
6 11 general assembly in the budget process and the governor's  
6 12 approval or disapproval of the appropriations bills for the  
6 13 fiscal year beginning July 1, 2006, and for purposes of  
6 14 calculating the state general fund expenditure limitation  
6 15 pursuant to section 8.54 for the fiscal year beginning July 1,  
6 16 2006, the revenue estimate for the fiscal year beginning July  
6 17 1, 2006, that shall be used in the budget process and such  
6 18 calculation shall be the revenue estimate determined by the  
6 19 revenue estimating conference on March 24, 2006,  
6 20 notwithstanding the provision in section 8.22A, subsection 3,  
6 21 that disallows the use of a revenue estimate agreed to at a  
6 22 later meeting that projects a greater amount than the initial  
6 23 estimated amount agreed to in December 2005. This section  
6 24 also authorizes the use of the estimated revenue figures for  
6 25 the purposes or sources designated in section 8.22A,  
6 26 subsection 5.

CODE: Provides that the Revenue Estimating Conference (REC) revenue estimate of March 24, 2006, is to be used to determine the expenditure limitation for FY 2007, instead of the December 12, 2005, estimate.

FISCAL IMPACT: Using the March 24, 2006, estimate will permit an additional \$46,200,000 to be appropriated for FY 2007.

6 27 Sec. 10. EFFECTIVE AND APPLICABILITY DATES.

6 28 1. The section of this division of this Act creating the  
6 29 property tax credit fund, being deemed of immediate  
6 30 importance, takes effect upon enactment.

Specifies that the Section of this Bill creating the Property Tax Credit Fund is effective upon enactment.

6 31 2. The section of this division of this Act relating to  
6 32 the use of the March 24, 2006, revenue estimate, being deemed  
6 33 of immediate importance, takes effect upon enactment and  
6 34 applies retroactively to January 9, 2006.

Specifies that Section 9 of this Bill, relating to the use of the March 24, 2006, Revenue Estimating Conference (REC) revenue estimate is effective on enactment and retroactive to January 9, 2006.

6 35 3. The section of this division of this Act amending 2005

Provides that the technical correction to HF 882 (FY 2006 Standing Appropriation Act), that repeals language referencing the deposit of

7 1 Iowa Acts, chapter 179, section 7, being deemed of immediate  
7 2 importance, takes effect upon enactment.

the General Fund surplus to the Cash Reserve Fund at the close of  
FY 2006 is effective on enactment.

7 3 DIVISION III  
7 4 SALARIES, COMPENSATION, AND RELATED MATTERS

7 5 Sec. 11. STATE COURTS -- JUSTICES, JUDGES, AND  
7 6 MAGISTRATES.

Sets the FY 2007 salary rates for judicial positions and prohibits  
judicial positions from receiving additional salary adjustments under  
this Bill.

7 7 1. The salary rates specified in subsection 2 are for the  
7 8 fiscal year beginning July 1, 2006, effective for the pay  
7 9 period beginning June 30, 2006, and for subsequent fiscal  
7 10 years until otherwise provided by the general assembly. The  
7 11 salaries provided for in this section shall be paid from funds  
7 12 appropriated to the judicial branch from the salary adjustment  
7 13 fund or if the appropriation is not sufficient, from funds  
7 14 appropriated to the judicial branch pursuant to any Act of the  
7 15 general assembly.

DETAIL: Provides salary increases for justices, judges, and  
magistrates, on June 30, 2006, ranging from 13.10% for the Chief  
Justice of the Supreme Court to 4.41% for a Senior Judge. Total cost  
of these salary increases is estimated at \$2,241,290 (8.39%) for FY  
2007.

7 16 2. The following annual salary rates shall be paid to the  
7 17 persons holding the judicial positions indicated during the  
7 18 fiscal year beginning July 1, 2006, effective with the pay  
7 19 period beginning June 30, 2006, and for subsequent pay  
7 20 periods.

7 21 a. Chief justice of the supreme court:  
7 22 ..... \$ 150,110

7 23 b. Each justice of the supreme court:  
7 24 ..... \$ 144,000

7 25 c. Chief judge of the court of appeals:  
7 26 ..... \$ 138,960

7 27 d. Each associate judge of the court of appeals:  
7 28 ..... \$ 134,060

7 29 e. Each chief judge of a judicial district:  
7 30 ..... \$ 131,000

7 31 f. Each district judge except the chief judge of a  
7 32 judicial district:

7 33 ..... \$ 126,020

7 34 g. Each district associate judge:  
 7 35 ..... \$ 111,000  
 8 1 h. Each associate juvenile judge:  
 8 2 ..... \$ 111,000  
 8 3 i. Each associate probate judge:  
 8 4 ..... \$ 111,000  
 8 5 j. Each judicial magistrate:  
 8 6 ..... \$ 34,200  
 8 7 k. Each senior judge:  
 8 8 ..... \$ 7,100  
 8 9 3. Persons receiving the salary rates established under  
 8 10 this section shall not receive any additional salary  
 8 11 adjustments provided by this division of this Act.

8 12 Sec. 12. APPOINTED STATE OFFICERS. Notwithstanding  
 8 13 section 20.5, subsection 3, the governor shall establish a  
 8 14 salary for appointed nonelected persons in the executive  
 8 15 branch of state government holding a position enumerated in  
 8 16 the section of this division of this Act that addresses the  
 8 17 salary ranges of state officers within the range provided, by  
 8 18 considering, among other items, the experience of the  
 8 19 individual in the position, changes in the duties of the  
 8 20 position, the incumbent's performance of assigned duties, and  
 8 21 subordinates' salaries. However, the attorney general shall  
 8 22 establish the salary for the consumer advocate, the chief  
 8 23 justice of the supreme court shall establish the salary for  
 8 24 the state court administrator, the Iowa public broadcasting  
 8 25 board shall establish the salary for the administrator of the  
 8 26 public broadcasting division of the department of education,  
 8 27 the ethics and campaign disclosure board shall establish the  
 8 28 salary of the executive director, and the state fair board  
 8 29 shall establish the salary of the secretary of the state fair  
 8 30 board, each within the salary range provided in the section of  
 8 31 this division of this Act that addresses the salary ranges of  
 8 32 state officers.  
 8 33 The governor, in establishing salaries as provided in the

CODE: Requires the Governor to set the salary for most nonelected State officials within the ranges authorized in Section 4. The salaries for the Consumer Advocate, State Court Administrator, Administrator of the Public Broadcasting Division of the Department of Education, Director of the Ethics and Campaign Disclosure Board, and Secretary of the State Fair Board are set by the appropriate directors or boards. Also requires the Governor to set the salaries of the Chairperson and the two members of the Public Employment Relations Board (PERB).

DETAIL: The Administrator of the Public Broadcasting Division of the Department of Education has been added to the list. These salary range adjustments will have an unknown fiscal impact for FY 2007. The cost will be determined by placement in the new salary ranges.

8 34 section of this division of this Act that addresses the salary  
 8 35 ranges of state officers, shall take into consideration other  
 9 1 employee benefits which may be provided for an individual  
 9 2 including but not limited to housing.

9 3 A person whose salary is established pursuant to the  
 9 4 section of this division of this Act that addresses the salary  
 9 5 ranges of state officers and who is a full-time, year-round  
 9 6 employee of the state shall not receive any other remuneration  
 9 7 from the state or from any other source for the performance of  
 9 8 that person's duties unless the additional remuneration is  
 9 9 first approved by the governor or authorized by law. However,  
 9 10 this provision does not exclude the reimbursement for  
 9 11 necessary travel and expenses incurred in the performance of  
 9 12 duties or fringe benefits normally provided to employees of  
 9 13 the state.

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

9 14 Sec. 13. SALARY RANGE -- STATE OFFICERS. The following  
 9 15 annual salary ranges are effective for the positions specified  
 9 16 in this section for the fiscal year beginning July 1, 2006,  
 9 17 and for subsequent fiscal years until otherwise provided by  
 9 18 the general assembly. The governor or other person designated  
 9 19 in the section of this division of this Act relating to  
 9 20 appointed state officers shall determine the salary to be paid  
 9 21 to the person indicated at a rate within this salary range  
 9 22 from funds appropriated by the general assembly for that  
 9 23 purpose.

Provides that salary ranges for appointed nonelected officials are effective for FY 2007.

9 24 1. The following are salary ranges for state officers for  
 9 25 the fiscal year beginning July 1, 2006, effective with the pay  
 9 26 period beginning June 30, 2006:

9 27 SALARY RANGE	<u>Minimum</u>	<u>Maximum</u>
9 28 a. Range 1 .....	\$ 8,800	\$ 34,430
9 29 b. Range 2 .....	\$ 45,395	\$ 69,460
9 30 c. Range 3 .....	\$ 52,210	\$ 79,880

Sets the salary rates and ranges for State officials and specifies that the ranges are effective with the pay period beginning June 30, 2006.

DETAIL: The maximum salary for any State official is increased by \$2,852 (2.00%).

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

9 31	d. Range 4 .....	\$ 60,040	\$ 91,860
9 32	e. Range 5 .....	\$ 69,045	\$105,640
9 33	f. Range 6 .....	\$ 79,405	\$121,490
9 34	g. Range 7 .....	\$ 95,055	\$145,430

- The Administrator of the Division of Professional Licensing and Regulation of the Department of Commerce has been eliminated from the pay ranges. The position is currently vacant.
- The Administrator of the Division of Homeland Security and Emergency Management of the Department of Public Defense have been moved from range 3 to range 5.
- The Administrator of the Public Broadcasting Division (Department of Education) has been moved from range 6 to range 7.

9 35 2. The following are range 1 positions: There are no  
 10 1 range 1 positions for the fiscal year beginning July 1, 2006.

Establishes no State officials in salary range 1 (\$8,800 - \$34,430).

DETAIL: This is no change.

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

Establishes the following State officials in salary range 2 (\$45,395 - \$69,460).

DETAIL: The Administrator for the Division on the Status of Asian and Pacific Islander Heritage of the Department of Human Rights is added to this salary range. The position has not been established.

The current salaries are as follows:

- Administrator of the Arts Division of the Department of Cultural Affairs - Vacant.
- Administrator of the Division of Persons with Disabilities of the Department of Human Rights - \$54,600.
- Administrator of the Division on the Status of Women of the Department of Human Rights - \$60,995.
- Administrator of the Division on the Status of Asian and Pacific Islander Heritage of the Department of Human Rights - Position has not been established.
- Administrator of the Division on the Status of African-Americans of the Department of Human Rights - \$52,000.
- Administrator of the Division of Deaf Services of the Department of Human Rights - \$60,985.

10 10 4. The following are range 3 positions: administrator of  
 10 11 the division of criminal and juvenile justice planning of the  
 10 12 department of human rights, administrator of the division of  
 10 13 community action agencies of the department of human rights,  
 10 14 executive director of the department of veterans affairs, and  
 10 15 chairperson and members of the employment appeal board of the  
 10 16 department of inspections and appeals.

- Administrator of the Division of Latino Affairs of the Department of Human Rights - \$52,000.

Establishes six State officials in salary range 3 (\$52,210 - 79,880), including three members of the Employment Appeal Board of the Department of Inspections and Appeals.

DETAIL: The positions and current salaries are as follows:

- Administrator of the Division of Criminal and Juvenile Justice Planning of the Department of Human Rights - \$72,225.
- Administrator of the Division of Community Action Agencies of the Department of Human Rights - \$63,225.
- Executive Director of the Commission of Veterans Affairs - \$61,980.
- Chairperson and two members of the Employment Appeal Board of the Department of Inspections and Appeals - \$69,176.

10 17 5. The following are range 4 positions: director of the  
 10 18 department of human rights, director of the Iowa state civil  
 10 19 rights commission, executive director of the college student  
 10 20 aid commission, director of the department for the blind,  
 10 21 executive director of the ethics and campaign disclosure  
 10 22 board, members of the public employment relations board, and  
 10 23 chairperson, vice chairperson, and members of the board of  
 10 24 parole.

Establishes the following State officials in salary range 4 (\$60,040 - \$91,860), including three members of the Public Employment Relations Board and five members of the Board of Parole.

DETAIL: The positions and their current salaries are as follows:

- Director of the Department of Human Rights - \$78,750.
- Director of the Iowa State Civil Rights Commission - \$84,250.
- Executive Director of the College Student Aid Commission - \$90,062.
- Director of the Department for the Blind - \$87,435.
- Executive Director of the Ethics and Campaign Disclosure Board - \$85,000.
- Three members of the Public Employment Relations Board were established outside of the salary ranges with a set salary of \$90,062 for the Chairperson and \$87,810 for each of the two members.

10 25 6. The following are range 5 positions: state public  
 10 26 defender, drug policy coordinator, labor commissioner,  
 10 27 administrator of the division of homeland security and  
 10 28 emergency management of the department of public defense,  
 10 29 workers' compensation commissioner, director of the department  
 10 30 of cultural affairs, director of the department of elder  
 10 31 affairs, director of the law enforcement academy, and  
 10 32 administrator of the historical division of the department of  
 10 33 cultural affairs.

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

- Board of Parole - Chairperson \$83,262, Vice Chairperson \$71,951, and three members \$285 per day.

Establishes the following State officials in salary range 5 (\$69,045 - \$105,640).

DETAIL: The positions and their current salaries are as follows:

- State Public Defender - \$94,956.
- Drug Policy Coordinator - \$83,877.
- Labor Commissioner (Workforce Development) - \$96,500.
- Administrator of the Division of Homeland Security and Emergency Management of the Department of Public Defense - \$78,315.
- Workers' Compensation Commissioner (Workforce Development) - \$85,000.
- Director of the Department of Cultural Affairs - \$96,000.
- Director of the Department of Elder Affairs - \$95,550.
- Director of the Iowa Law Enforcement Academy - \$99,415.
- Administrator of the Historical Division of the Department of Cultural Affairs - Vacant.

Establishes the following State officials in salary range 6 (\$79,405 - \$121,490).

DETAIL: The positions and their current salaries include:

- Superintendent of Banking (Department of Commerce) - \$89,872.
- Superintendent of Credit Unions (Department of Commerce) - \$103,000.
- Administrator of the Alcoholic Beverages Division (Department of Commerce) - \$110,007.
- Director of the Department of Inspections and Appeals - \$108,066.
- Commandant of the Veterans Home - \$96,600.

11 12 8. The following are range 7 positions: administrator of  
 11 13 the state racing and gaming commission of the department of  
 11 14 inspections and appeals, director of the department of  
 11 15 education, director of human services, director of the  
 11 16 department of economic development, executive director of the  
 11 17 Iowa telecommunications and technology commission,  
 11 18 administrator of the public broadcasting division of the  
 11 19 department of education, executive director of the state board  
 11 20 of regents, director of the state department of  
 11 21 transportation, director of the department of workforce  
 11 22 development, director of revenue, director of public health,  
 11 23 state court administrator, secretary of the state fair board,  
 11 24 director of the department of management, and director of the  
 11 25 department of administrative services.

- Commissioner of the Department of Public Safety - \$119,000.
- Commissioner of Insurance (Department of Commerce) - \$92,000.
- Executive Director of the Iowa Finance Authority - \$111,070.
- Director of the Department of Natural Resources - \$119,107.
- Director of the Department of Corrections - \$119,107.
- Consumer Advocate - \$119,107.
- Chairperson of the Utilities Board (Department of Commerce) - \$109,997.
- Two members of the Utilities Board receive not less than 90.0% and not more than 95.0% (\$104,497) of the annual salary of the Chairperson. The current salaries are \$104,497.

Establishes the following State officials in salary range 7 (\$95,055 - \$145,430).

DETAIL: The positions and their current salaries include:

- The Administrator of the State Racing and Gaming Commission (Department of Inspections and Appeals) - \$142,578.
- Director of the Department of Education - \$123,900.
- Director of the Department of Human Services - \$132,484.
- Director of the Department of Economic Development - \$140,000.
- Executive Director of the Iowa Telecommunications and Technology Commission (ICN) - \$142,563.
- Administrator of the Public Broadcasting Division (Department of Education) - \$104,064.
- Executive Director of the State Board of Regents - \$135,000.
- Director of the State Department of Transportation - \$128,232.
- Director of the Department of Workforce Development - \$126,000.
- Director of the Department of Revenue - \$130,000.
- Director of the Department of Public Health - \$128,856.
- State Court Administrator - \$131,851.
- Secretary of the State Fair Board - \$130,270.
- Director of the Department of Management - \$127,630.

11 26 Sec. 14. COLLECTIVE BARGAINING AGREEMENTS FUNDED --  
 11 27 GENERAL FUND. There is appropriated from the general fund of  
 11 28 the state to the salary adjustment fund for distribution by  
 11 29 the department of management to the various state departments,  
 11 30 boards, commissions, councils, and agencies, excluding the  
 11 31 state board of regents, for the fiscal year beginning July 1,  
 11 32 2006, and ending June 30, 2007, the amount of \$29,000,000, or  
 11 33 so much thereof as may be necessary, to fully fund annual pay  
 11 34 adjustments, expense reimbursements, and related benefits  
 11 35 implemented pursuant to the following:

12 1 1. The collective bargaining agreement negotiated pursuant  
 12 2 to chapter 20 for employees in the blue collar bargaining  
 12 3 unit.

12 4 2. The collective bargaining agreement negotiated pursuant  
 12 5 to chapter 20 for employees in the public safety bargaining  
 12 6 unit.

12 7 3. The collective bargaining agreement negotiated pursuant  
 12 8 to chapter 20 for employees in the security bargaining unit.

12 9 4. The collective bargaining agreement negotiated pursuant  
 12 10 to chapter 20 for employees in the technical bargaining unit.

12 11 5. The collective bargaining agreement negotiated pursuant  
 12 12 to chapter 20 for employees in the clerical bargaining unit.

12 13 6. The collective bargaining agreement negotiated pursuant  
 12 14 to chapter 20 for employees in the professional social  
 12 15 services bargaining unit.

12 16 7. The collective bargaining agreement negotiated pursuant  
 12 17 to chapter 20 for employees in the community-based corrections  
 12 18 bargaining unit.

12 19 8. The collective bargaining agreements negotiated  
 12 20 pursuant to chapter 20 for employees in the judicial branch of  
 12 21 government bargaining units.

12 22 9. The collective bargaining agreement negotiated pursuant  
 12 23 to chapter 20 for employees in the patient care bargaining

- Director of the Department of Administrative Services - \$129,205.

General Fund appropriation to the Salary Adjustment Fund of \$29,000,000 for FY 2007 to be distributed by the Department of Management (DOM) to the various State departments, boards, commissions, councils, and agencies, excluding the State Board of Regents, to pay salary increases negotiated by the bargaining units as listed.

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

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

- Increases pay across-the-board by 2.00% effective June 30, 2006.
- Step increases of 4.50% for eligible employees during FY 2007.

Iowa United Professionals (IUP) - Social Services and Science

- Increases pay across-the-board by 1.00% effective June 30, 2006.
- Increases pay across-the-board by 1.50% effective January 1, 2007.
- Step increases of 4.50% for eligible employees during FY 2007.
- Establishes a Sick Leave Conversion Program July 1, 2006.
- The State matches 50.00% of employee's contribution to Deferred Compensation Program up to a State share of \$50 per month (\$600 per year) effective January 1, 2007.

State Police Officer's Council (SPOC)

- Increases pay across-the-board by 1.00% effective June 30, 2006.
- Increases pay across-the-board by 1.50% effective January 1, 2007.
- Continuation of merit step increases for employees that are not at the top step of the pay range.

12 24 unit.  
 12 25 10. The collective bargaining agreement negotiated  
 12 26 pursuant to chapter 20 for employees in the science bargaining  
 12 27 unit.  
 12 28 11. The annual pay adjustments, related benefits, and  
 12 29 expense reimbursements referred to in the section of this  
 12 30 division of this Act addressing noncontract state employees  
 12 31 not covered by a collective bargaining agreement.

- Increases per diem to \$8.00 from \$7.50 effective January 1, 2007.

Judicial Public, Professional, and Maintenance Employees (PPME)

- Step increases of 2.00% for eligible employees during FY 2007.
- 2.00% across-the-board salary increase on July 1, 2006.

Judicial AFSCME

- No step increases during FY 2007.
- Increases pay across-the-board by 3.50% effective June 30, 2006.

FISCAL IMPACT: The identified need for FY 2007 salary increases for employees, excluding the Board of Regents, is \$56,977,907.

12 32 Sec. 15. NONCONTRACT STATE EMPLOYEES -- GENERAL.

12 33 1. a. For the fiscal year beginning July 1, 2006, the  
 12 34 maximum salary levels of all pay plans provided for in section  
 12 35 8A.413, subsection 2, as they exist for the fiscal year ending  
 13 1 June 30, 2006, shall be increased by 2 percent for the pay  
 13 2 period beginning June 30, 2006, and any additional changes in  
 13 3 the pay plans shall be approved by the governor.  
 13 4 b. For the fiscal year beginning July 1, 2006, employees  
 13 5 may receive a step increase or the equivalent of a step  
 13 6 increase.

13 7 2. The pay plans for state employees who are exempt from  
 13 8 chapter 8A, subchapter IV, and who are included in the  
 13 9 department of administrative service's centralized payroll  
 13 10 system shall be increased in the same manner as provided in  
 13 11 subsection 1, and any additional changes in any executive  
 13 12 branch pay plans shall be approved by the governor.

13 13 3. This section does not apply to members of the general  
 13 14 assembly, board members, commission members, salaries of  
 13 15 persons set by the general assembly pursuant to this division  
 13 16 of this Act or set by the governor, other persons designated  
 13 17 in the section of this division of this Act addressing

Provides noncontract State employees with an increase of 2.00% on June 30, 2006, and continuation of merit step increases for employees that are not at the top of the pay range.

Specifies that noncontract State employee increases do not apply to:

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

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

Judicial Exempt

13 18 appointed state officers, employees designated under section  
 13 19 8A.412, subsection 5, and employees covered by 11 IAC 53.6(3).  
 13 20 4. The pay plans for the bargaining eligible employees of  
 13 21 the state shall be increased in the same manner as provided in  
 13 22 subsection 1, and any additional changes in such executive  
 13 23 branch pay plans shall be approved by the governor. As used  
 13 24 in this section, "bargaining eligible employee" means an  
 13 25 employee who is eligible to organize under chapter 20, but has  
 13 26 not done so.

- No step increases during FY 2007.
- Increases pay across-the-board by 3.50% effective June 30, 2006.

Non-Contract

- Increases pay across-the-board by 2.00% effective June 30, 2006.
- Step increases of 4.00% for eligible employees during FY 2007.
- Establishes a Sick Leave Conversion Program effective July 1, 2006.

13 27 5. The policies for implementation of this section shall  
 13 28 be approved by the governor.

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

13 29 Sec. 16. APPROPRIATIONS FROM ROAD FUNDS.

13 30 1. There is appropriated from the road use tax fund to the  
 13 31 salary adjustment fund for the fiscal year beginning July 1,  
 13 32 2006, and ending June 30, 2007, the following amount, or so  
 13 33 much thereof as may be necessary, to be used for the purpose  
 13 34 designated:

Road Use Tax Fund appropriation to the Salary Adjustment Fund.

13 35 To supplement other funds appropriated by the general  
 14 1 assembly:  
 14 2 ..... \$ 1,416,695

14 3 2. There is appropriated from the primary road fund to the  
 14 4 salary adjustment fund, for the fiscal year beginning July 1,  
 14 5 2006, and ending June 30, 2007, the following amount, or so  
 14 6 much thereof as may be necessary, to be used for the purpose  
 14 7 designated:

Primary Road Fund appropriation to the Salary Adjustment Fund.

14 8 To supplement other funds appropriated by the general  
 14 9 assembly:  
 14 10 ..... \$ 9,593,363

14 11 3. Except as otherwise provided in this division of this  
14 12 Act, the amounts appropriated in subsections 1 and 2 shall be  
14 13 used to fund the annual pay adjustments, expense  
14 14 reimbursements, and related benefits for public employees as  
14 15 provided in this division of this Act.

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

14 16 Sec. 17. SPECIAL FUNDS -- AUTHORIZATION. To departmental  
14 17 revolving, trust, or special funds, except for the primary  
14 18 road fund or the road use tax fund, for which the general  
14 19 assembly has established an operating budget, a supplemental  
14 20 expenditure authorization is provided, unless otherwise  
14 21 provided, in an amount necessary to fund salary adjustments as  
14 22 otherwise provided in this division of this Act.

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

14 23 Sec. 18. GENERAL FUND SALARY MONEYS. Funds appropriated  
14 24 for distribution from the salary adjustment fund in the  
14 25 section of this division of this Act providing for funding of  
14 26 collective bargaining agreements relate only to salaries  
14 27 supported from general fund appropriations of the state except  
14 28 for employees of the state board of regents.

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

14 29 Sec. 19. FEDERAL FUNDS APPROPRIATED. All federal grants  
14 30 to and the federal receipts of the agencies affected by this  
14 31 division of this Act which are received and may be expended  
14 32 for purposes of this division of this Act are appropriated for  
14 33 those purposes and as set forth in the federal grants or  
14 34 receipts.

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

14 35 Sec. 20. STATE TROOPER MEAL ALLOWANCE. The sworn peace  
15 1 officers in the department of public safety who are not  
15 2 covered by a collective bargaining agreement negotiated  
15 3 pursuant to chapter 20 shall receive the same per diem meal  
15 4 allowance as the sworn peace officers in the department of  
15 5 public safety who are covered by a collective bargaining

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

15 6 agreement negotiated pursuant to chapter 20.

15 7 Sec. 21. SICK LEAVE CONVERSION. It is the intent of the  
 15 8 general assembly that the sick leave conversion program under  
 15 9 the collective bargaining agreement that covers the greatest  
 15 10 number of state employees and that affects sick leave accrual  
 15 11 and allows sick leave conversion and use upon retirement for  
 15 12 payment of certain health insurance premiums shall be extended  
 15 13 to employees in the executive branch, excluding state board of  
 15 14 regents employees, not covered by a collective bargaining  
 15 15 agreement, consistent with any legislation enacted during the  
 15 16 2006 Regular Session of the general assembly providing for  
 15 17 such extension.

Extends the AFSCME Sick Leave Conversion Program to noncontract-covered Executive Branch employees, excluding the Board of Regent's employees, consistent with any legislation enacted during the 2006 Regular Session.

DETAIL: The AFSCME Program permits employees to use the value of accumulated and unused sick leave first for the receipt of up to \$2,000 and then for the payment of the employer's share of health insurance premiums upon retirement and until age 65, or the death of the retiree. Employees with 750 hours or less can convert 60.00%; over 750 hours and less than 1,500 hours can convert 80.00%; and 1,500 hours or more can convert 100.00%, of the value. Changes the accrual rate of sick leave based on the current balance of sick leave hours the employee has accrued.

The Bill places the Department of Public Safety and Department of Natural Resources peace office supervisors in the AFSCME Program and not the SPOC Program. The SPOC Program permits employees to use 100.00% of the value of accumulated and unused sick leave to pay for health, dental, or life insurance premiums until the converted value is exhausted. The surviving spouse is entitled to use the remaining value upon the death of the retiree. The accrual rate of sick leave is not the same as under the AFSCME Program.

15 18 Sec. 22. Section 256.81, subsection 1, Code 2005, is  
 15 19 amended to read as follows:  
 15 20 1. The public broadcasting division of the department of  
 15 21 education is created. The chief administrative officer of the  
 15 22 division is the administrator who shall be appointed by and  
 15 23 serve at the pleasure of the Iowa public broadcasting board.  
 15 24 The ~~governor board~~ shall set the division administrator's  
 15 25 salary within the applicable salary range established by the  
 15 26 general assembly unless otherwise provided by law. Educational  
 15 27 programming shall be the highest priority of the division.  
 15 28 The director of the department of education and the state  
 15 29 board of education are not liable for the activities of the

CODE: Specifies that the Public Broadcasting Board will set the salary for the Administrator of the Division of Public Broadcasting in the Department of Education.

15 30 division of public broadcasting.

15 31 Sec. 23. Section 256.82, subsection 1, unnumbered  
15 32 paragraph 1, Code 2005, is amended to read as follows:  
15 33 The Iowa public broadcasting board is created to plan,  
15 34 establish, and operate educational radio and television  
15 35 facilities and other telecommunications services ~~including-~~  
16 1 ~~narrowcast and broadcast systems~~ to serve the educational  
16 2 needs of the state. The board shall be composed of nine  
16 3 members selected in the following manner:

CODE: Technical correction.

16 4 Sec. 24. Section 256.82, subsection 1, paragraph a,  
16 5 subparagraphs (1) and (2), Code 2005, are amended to read as  
16 6 follows:  
16 7 (1) One member shall be appointed from the business  
16 8 community other than ~~the commercial broadcasting industry and~~  
16 9 ~~the television and telecommunications industry.~~  
16 10 (2) One member shall be appointed ~~from the commercial-~~  
16 11 ~~broadcast with experience in or knowledge about the television~~  
16 12 industry.

CODE: Technical correction.

16 13 Sec. 25. Section 256.82, subsection 1, paragraph b,  
16 14 subparagraph (4), Code 2005, is amended to read as follows:  
16 15 (4) One member ~~who is knowledgeable about~~  
16 16 ~~telecommunications~~ shall be appointed by the state board of  
16 17 regents.

CODE: Strikes the requirement that the member of the Public  
Broadcasting Board must be knowledgeable about  
telecommunications.

16 18 Sec. 26. Section 256.84, subsections 1 and 2, Code 2005,  
16 19 are amended to read as follows:

16 20 1. The board may purchase, lease, and improve property,  
16 21 equipment, and services for educational telecommunications  
16 22 including the broadcast and narrowcast systems, and may  
16 23 dispose of property and equipment when not necessary for its

CODE: Strikes language authorizing the Public Broadcasting Board  
and Administrator to arrange for joint use of services and facilities.

16 24 purposes. ~~The board and division administrator may arrange-~~  
16 25 ~~for joint use of available services and facilities.~~

16 26 2. The board shall apply for channels, frequencies,  
16 27 licenses, ~~and permits,~~ and other authorizations as necessary  
16 28 for the performance of the board's duties.

CODE: Permits the Public Broadcasting Board to apply for needed authority to perform the Board's duties.

16 29 Sec. 27. Section 256.84, subsection 5, Code 2005, is  
16 30 amended by striking the subsection.

CODE: Strikes a requirement that the Public Broadcasting Board adopt and update a design plan for educational telecommunications systems and services.

16 31 Sec. 28. Section 256.84, Code 2005, is amended by adding  
16 32 the following new subsections:

16 33 NEW SUBSECTION. 11. To preserve the integrity of its  
16 34 editorial processes, the board may select programming, content  
16 35 partners, and other authorized contractual services without  
17 1 using a competitive selection process or performance measures  
17 2 that may otherwise be required by law for such services. For  
17 3 purposes of this subsection, authorized contractual services  
17 4 are those services related, directly or indirectly, to the  
17 5 development of program production and instructional and  
17 6 educational media. Authorized contractual services include  
17 7 but are not limited to on-air performers, producers or  
17 8 directors, field producers, writers, production assistants,  
17 9 manual laborers, mobile unit services, closed captioning  
17 10 services, duplication of tape services, and satellite  
17 11 services.

CODE: Permits the Public Broadcasting Board to contract for programming, content, and other services without following a competitive selection process, or applying performance measures that may otherwise be required by law.

17 12 NEW SUBSECTION. 12. The board shall approve for  
17 13 submission the annual budget request and any supplementary  
17 14 budget request for the public broadcasting division of the  
17 15 department of education.

CODE: Requires the Public Broadcasting Board to approve annual and supplementary budget requests for the Public Broadcasting Division prior to submission.

17 16 Sec. 29. Section 256.85, Code 2005, is amended to read as  
 17 17 follows:  
 17 18 256.85 PURCHASE OF ENERGY EFFICIENCY PACKAGES.  
 17 19 The public broadcasting division of the department of  
 17 20 education may use the state of Iowa facilities improvement  
 17 21 corporation to purchase energy efficiency packages for its  
 17 22 ultrahigh frequency transmitters.

CODE: Technical correction.

17 23 Sec. 30. Section 421.1A, subsection 6, Code Supplement  
 17 24 2005, is amended to read as follows:  
 17 25 6. The members of the property assessment appeal board  
 17 26 shall receive compensation from the state commensurate with  
 17 27 the salary of a district judge. The members of the board  
 17 28 shall not be considered state employees for purposes of salary  
 17 29 and benefits. The members of the board and any employees of  
 17 30 the board, when required to travel in the discharge of  
 17 31 official duties, shall be paid their actual and necessary  
 17 32 expenses incurred in the performance of duties.

CODE: Changes the status of members of the Property Assessment Appeal Board so they will be considered to be State employees for the purpose of salary and benefits.

17 33 Sec. 31. Section 256.89, Code 2005, is repealed.

CODE: Repeals the requirement that the Public Broadcasting Board develop and adopt an educational telecommunications design plan.

17 34 DIVISION IV  
 17 35 OTHER APPROPRIATIONS  
 18 1 AND RELATED MATTERS

18 2 Sec. 32. ARTS EDUCATION AND ENRICHMENT PROGRAMMING.  
 18 3 1. There is appropriated from the general fund of the  
 18 4 state to the department of cultural affairs for the fiscal  
 18 5 year beginning July 1, 2006, and ending June 30, 2007, the  
 18 6 following amount, or so much thereof as is necessary, to be  
 18 7 used for the purposes designated:  
 18 8 For a study of arts education and enrichment programming  
 18 9 for school age children in accordance with this section:

General Fund appropriation to the Department of Cultural Affairs for a study of arts education and enrichment programming for school-age children.

18 10 ..... \$ 5,000

18 11 2. a. The department shall conduct a study of arts  
 18 12 education and enrichment programming for school age children  
 18 13 to evaluate the status of arts education and enrichment  
 18 14 programming available to school age children in this state;  
 18 15 develop a strategy for greatly expanding the availability of  
 18 16 arts education and enrichment programming outside of school  
 18 17 settings; and identify curricula, model programs, best  
 18 18 practices, and other resources that may be used by programs  
 18 19 and persons in this state that provide arts education and  
 18 20 enrichment programming outside of school settings.  
 18 21 b. The department shall utilize a resource committee in  
 18 22 conducting the study. The committee membership may include  
 18 23 representatives of the departments of economic development,  
 18 24 education, and human services, the Iowa after school alliance,  
 18 25 the Iowa community education association, the Iowa library  
 18 26 association, legislators, art educators, artists and  
 18 27 performers, and others with relevant expertise.  
 18 28 c. The study may utilize regional forums through the Iowa  
 18 29 communications network and other approaches for securing  
 18 30 public input and discussion of the study topics.  
 18 31 d. The department shall report to the governor and general  
 18 32 assembly concerning the study with findings and  
 18 33 recommendations in December 2006.

Requires the Department of Cultural Affairs to conduct a study of arts education and enrichment programming for school-age children. Specifies potential members of a resource committee to assist with the study and possible methods for obtaining public input. Requires a report of findings and recommendations to the Governor and General Assembly in December 2006.

18 34 Sec. 33. VETERANS TRUST FUND. There is appropriated from  
 18 35 the general fund of the state to the veterans trust fund for  
 19 1 the fiscal year beginning July 1, 2006, and ending June 30,  
 19 2 2007, the following amount:  
 19 3 ..... \$ 4,500,000

General Fund appropriation to the Veterans Trust Fund.

DETAIL: This is a new appropriation for FY 2007. For FY 2005, \$1,000,000 was appropriated from the Rebuild Iowa Infrastructure Fund (RIIF) to the Veterans Trust Fund.

19 4 Sec. 34. COUNTY GRANT PROGRAM FOR VETERANS --  
 19 5 APPROPRIATION. There is appropriated from the general fund of  
 19 6 the state to the department of veterans affairs, for the

General Fund appropriation to the Department of Veterans Affairs for matching grants to counties for veterans' services.

19 7 fiscal year beginning July 1, 2006, and ending June 30, 2007,  
 19 8 the following amount, or so much thereof as is necessary, to  
 19 9 be used for the purpose designated:  
 19 10 For providing matching grants to counties to provide  
 19 11 improved services to veterans:  
 19 12 ..... \$ 1,000,000  
 19 13 The department shall establish a grant application process  
 19 14 and shall require each county applying for a grant to submit a  
 19 15 plan for utilizing the grant to improve services for veterans.  
 19 16 The maximum matching grant to be awarded to a county shall be  
 19 17 \$10,000 and the amount awarded shall be matched on a dollar-  
 19 18 for-dollar basis by the county. Each county receiving a grant  
 19 19 shall submit a report to the department identifying the impact  
 19 20 of the grant on increasing services to veterans. The  
 19 21 department shall submit a report to the general assembly by  
 19 22 October 1, 2007, concerning the impact of the grant program on  
 19 23 increasing services to veterans.

DETAIL: This is a new appropriation for FY 2007. Limits the grants to \$10,000 and requires a one-to-one match from a county. Requires the Department of Veterans Affairs to issue a report by October 1, 2007.

19 24 Sec. 35. IOWA LAW ENFORCEMENT ACADEMY. There is  
 19 25 appropriated from the general fund of the state to the Iowa  
 19 26 law enforcement academy for the fiscal year beginning July 1,  
 19 27 2006, and ending June 30, 2007, the following amount, or so  
 19 28 much thereof as is necessary, to be used for the purpose  
 19 29 designated:  
 19 30 For the purchase of equipment and furnishings:  
 19 31 ..... \$ 25,000

General Fund appropriation for the Iowa Law Enforcement Academy.

DETAIL: This is an increase of \$25,000 compared to the estimated FY 2006 appropriation for the purchase of equipment and furnishings for the Iowa Law Enforcement Academy.

19 32 Sec. 36. GOVERNOR AND LIEUTENANT GOVERNOR. If 2006 Iowa  
 19 33 Acts, House File 2521, is enacted and provides for  
 19 34 appropriations from the general fund of the state to the  
 19 35 offices of the governor and lieutenant governor for the fiscal  
 20 1 year beginning July 1, 2006, and ending June 30, 2007, for the  
 20 2 following indicated purposes, those appropriations are  
 20 3 increased by the following amounts:

20 4 1. TERRACE HILL QUARTERS

Increases the FY 2007 appropriation for the Terrace Hill Quarters by

20 5	For salaries, support, maintenance and miscellaneous	\$22,676 due to increased expenses.
20 6	purposes for the governor's quarters at Terrace Hill:	
20 7	..... \$ 22,676	
20 8	2. NATIONAL GOVERNORS ASSOCIATION	Increases the FY 2007 appropriation for the National Governor's
20 9	For payment of Iowa's membership in the national governors	Association dues by \$16,207 for an increase in the annual
20 10	association:	membership fee.
20 11	..... \$ 16,207	
20 12	Sec. 37. UPDATED MANURE MANAGEMENT PLANS. There is	Manure Storage Indemnity Fund appropriation to the Department of
20 13	appropriated from the manure storage indemnity fund created in	Natural Resources (DNR) for the modification of the Manure
20 14	section 459.501 to the department of natural resources for the	Management Database.
20 15	fiscal year beginning July 1, 2006, and ending June 30, 2007,	
20 16	the following amount, or so much thereof as is necessary, to	DETAIL: The modification will allow animal confinement operations to
20 17	be used for the purpose designated:	submit the manure management plans and filing fees every four
20 18	For the department to modify its computer database in order	years, rather than once a year. Section 51 of this Bill makes the
20 19	to provide documentation to persons required to submit updated	appropriation contingent upon the enactment of legislation requiring
20 20	manure management plans and updated manure management plan	the DNR to modify the Manure Management Database.
20 21	filing fees to the department pursuant to the schedules	
20 22	provided in sections 459.312 and 459.400, if amended by the	FISCAL IMPACT: As of April 30, 2006, the unobligated balance of the
20 23	Eighty-first General Assembly, 2006 Session:	Manure Storage Indemnity Fund was \$472,000.
20 24	..... \$ 80,000	
20 25	As a condition of this appropriation, the department shall	Requires the DNR to repay the appropriation from the Manure
20 26	repay the manure storage indemnity fund in four equal	Storage Indemnity Fund by paying \$20,000 per year for four year,
20 27	installments by June 30 of each fiscal year for the fiscal	beginning July 1, 2007. The last payment is due by June 30, 2011.
20 28	period beginning July 1, 2007, and ending June 30, 2011.	
20 29	Sec. 38. REAL ESTATE EDUCATION PROGRAM. There is	General Fund appropriation for FY 2008 to the Board of Regents for
20 30	appropriated from the general fund of the state to the state	the Real Estate Education Program at the University of Northern Iowa
20 31	board of regents for the fiscal year beginning July 1, 2007,	(UNI).
20 32	and ending June 30, 2008, the following amount, or so much	
20 33	thereof as is necessary, to be used for the purpose	DETAIL: This is a future year (FY 2008) appropriation that is
20 34	designated:	contingent on enactment of HF 2773 (Real Estate Education Fund).
		The Real Estate Education Program at UNI is currently funded from

<p>20 35 For allocation to the university of northern Iowa for the  21 1 real estate education program:  21 2 ..... \$ 200,000  21 3 The appropriation made in this section is contingent upon  21 4 enactment of 2006 Iowa Acts, House File 2773, or other  21 5 enactment by the Eighty-first General Assembly, 2006 Session,  21 6 amending section 543B.54 to appropriate fees credited to the  21 7 Iowa real estate education fund to the real estate commission  21 8 in lieu of the state board of regents.</p>	<p>real estate license fees. House File 2773 expands the Real Estate Education Program to Iowa community colleges and private colleges and universities. House File 2773 has not been enacted as of April 30, 2006.</p>
<p>21 9 Sec. 39. STATE BOARD OF REGENTS -- GENERAL FUND ENDING  21 10 BALANCE.  21 11 1. Notwithstanding section 8.62, prior to the  21 12 appropriation of the surplus existing in the general fund of  21 13 the state at the conclusion of the fiscal year beginning July  21 14 1, 2005, pursuant to section 8.57, subsection 1, from  21 15 appropriations that remain unencumbered or unobligated and  21 16 would otherwise revert on August 31, 2006, pursuant to section  21 17 8.33, up to \$2,800,000 shall be transferred to the state board  21 18 of regents.  21 19 2. The transfer made in subsection 1 shall be distributed  21 20 to the state board of regents in the fiscal year beginning  21 21 July 1, 2006, to be used as additional funding for the fiscal  21 22 year beginning July 1, 2006, for the institutions under the  21 23 state board of regents.</p>	<p>CODE: Permits transfer of up to \$2,800,000 of the General Fund ending balance for FY 2006 to the State Board of Regents. The funds are to be distributed to the Board of Regents institutions as outlined in the Transformation Plan.</p> <p>DETAIL: A transfer of \$2,800,000 from the General Fund ending balance for FY 2005 was made in SF 342 (FY 2005 Supplemental Appropriations Act) approved during the 2005 Legislative Session.</p>
<p>21 24 Sec. 40. STATUS OF IOWANS OF ASIAN AND PACIFIC ISLANDER  21 25 HERITAGE DIVISION. If 2006 Iowa Acts, House File 2521, is  21 26 enacted and provides for an appropriation from the general  21 27 fund of the state to the department of human rights for the  21 28 status of Iowans of Asian and Pacific Islander heritage  21 29 division for the fiscal year beginning July 1, 2006, and  21 30 ending June 30, 2007, there is appropriated to supplement that  21 31 appropriation as follows:  21 32 For salaries, support, maintenance, and miscellaneous  21 33 purposes and for not more than the following full-time</p>	<p>General Fund appropriation to the Status of Iowans of Asian and Pacific Islanders Heritage Division.</p> <p>DETAIL: This is an increase of \$74,000 and one FTE position for a Division Administrator for the Division for FY 2007.</p>

21 34	equivalent position:		
21 35	.....	\$ 80,000	
22 1	..... FTEs	1.00	
22 2	Sec. 41. DEPARTMENT OF CULTURAL AFFAIRS. There is		
22 3	appropriated from the general fund of the state to the		
22 4	department of cultural affairs for the fiscal year beginning		
22 5	July 1, 2006, and ending June 30, 2007, the following amounts,		
22 6	or so much thereof as is necessary, to be used for the		
22 7	purposes designated:		
22 8	1. For the African-American historical museum and cultural		General Fund appropriation to the Department of Cultural Affairs for
22 9	center of Iowa in Cedar Rapids:		the African-American Historical Museum and Cultural Center in Cedar
22 10	.....	\$ 85,000	Rapids.
22 11	2. For historical resource development program emergency		CODE: General Fund appropriation to the Department of Cultural
22 12	grants for qualified historic preservation projects in		Affairs for Historical Resource Development Program emergency
22 13	gubernatorially declared natural disaster emergency areas in		grants.
22 14	Johnson county, notwithstanding section 303.16, subsection 6,		DETAIL: These grants are for qualified historic preservation projects
22 15	paragraph "d":		located in Iowa City that sustained tornado damage.
22 16	.....	\$ 250,000	
22 17	Sec. 42. DEPARTMENT OF JUSTICE. There is appropriated		General Fund appropriation to the Attorney General for farm
22 18	from the general fund of the state to the department of		mediation services.
22 19	justice for the fiscal year beginning July 1, 2006, and ending		DETAIL: This is a new appropriation for FY 2007.
22 20	June 30, 2007, the following amount, or so much thereof as is		
22 21	necessary, to be used for the purpose designated:		
22 22	For the purpose of funding farm mediation services pursuant		
22 23	to the farm assistance program created in sections 13.13		
22 24	through 13.24:		
22 25	.....	\$ 100,000	
22 26	Sec. 43. SUSTAINABLE NATURAL RESOURCE FUNDING		Establishes the Sustainable Natural Resource Funding Study Advisory
			Committee.

22 27 STUDY.

22 28 1. There is established a sustainable natural  
22 29 resource funding advisory committee for the purpose of  
22 30 studying how to provide a sustainable source or  
22 31 sources of funding for natural resources needs in  
22 32 Iowa. The department of natural resources shall  
22 33 provide staffing for the advisory committee. The  
22 34 following shall be members of the advisory committee:

22 35 a. One representative from the following  
23 1 organizations or entities to be appointed by the  
23 2 governor:

23 3 (1) Secretary of agriculture.

23 4 (2) Iowa natural heritage foundation.

23 5 (3) Ducks unlimited.

23 6 (4) Pheasants forever.

23 7 (5) Iowa association of county conservation  
23 8 boards.

23 9 (6) Iowa farm bureau.

23 10 (7) Farmers union.

23 11 (8) The nature conservancy.

23 12 (9) Iowa environmental council.

23 13 (10) Iowa renewable fuels association.

23 14 b. The director of the department of natural  
23 15 resources, who shall be the chairperson of the  
23 16 advisory committee.

23 17 c. Two members of the senate, one of which is  
23 18 appointed by the majority leader and one of which is  
23 19 appointed by the minority leader.

23 20 d. Two members of the house of representatives,  
23 21 one of which is appointed by the majority leader and  
23 22 one of which is appointed by the minority leader.

23 23 2. The advisory committee shall submit a report to  
23 24 the governor and the general assembly by January 10,  
23 25 2007. The report shall contain but is not limited to  
23 26 the following:

23 27 a. Information on what surrounding states have  
23 28 done to provide sustainable funding for natural

DETAIL: The Committee will conduct a study on how to provide a sustainable source or sources of funding for natural resource needs in Iowa. A final report will be compiled and submitted to the Governor and the General Assembly by January 10, 2007. Specifies the Department of Natural Resources (DNR) will provide staff to assist the Committee and specifies the membership will include representatives appointed by the Governor from:

- Secretary of Agriculture
- Iowa Natural Heritage Foundation
- Ducks Unlimited
- Pheasants Forever
- Iowa Association of County Conservation Boards
- Iowa Farm Bureau
- Farmers Union
- The Nature Conservancy
- The Iowa Environmental Council
- The Iowa Renewable Fuels Association
- Two members of the Senate-one member appointed by the Majority Leader and one member by the Minority Leader
- Two members of the House- one member appointed by the Majority Leader and one member by the Minority Leader

23 29 resource conservation.  
 23 30 b. Outline of a conservation funding initiative  
 23 31 agree upon by the advisory committee.  
 23 32 c. Outline of the amount of revenue needed and  
 23 33 what would be accomplished if the conservation funding  
 23 34 initiative is implemented.  
 23 35 d. Analysis of Iowa's citizens' willingness to pay  
 24 1 for identified conservation funding initiative.

24 2 Sec. 44. 2001 Iowa Acts, chapter 174, section 1,  
 24 3 subsection 2, as amended by 2002 Iowa Acts, chapter 1174,  
 24 4 section 8, 2003 Iowa Acts, chapter 179, section 38, 2004 Iowa  
 24 5 Acts, chapter 1175, section 270, and 2005 Iowa Acts, chapter  
 24 6 179, section 23, is amended to read as follows:  
 24 7 2. There is appropriated from the general fund of the  
 24 8 state to the endowment for Iowa's health account of the  
 24 9 tobacco settlement trust fund created in section 12E.12, for  
 24 10 the designated fiscal years, the following amounts, to be used  
 24 11 for the purposes specified in section 12E.12 for the endowment  
 24 12 for Iowa's health account:  
 24 13 FY 2001-2002 ..... \$ 7,248,000  
 24 14 FY 2003-2004 ..... \$ 0  
 24 15 FY 2004-2005 ..... \$ 0  
 24 16 FY 2005-2006 ..... \$ 0  
 24 17 FY 2006-2007 ..... \$ 17,773,000  
 24 18 0

CODE: Repeals the FY 2007 General Fund appropriation to the Endowment for Iowa's Health Account.

DETAIL: These funds were originally appropriated in SF 533 (FY 2002 Tobacco Settlement Trust Fund Appropriations Act) for the purpose of funding the Endowment for Iowa's Health Account. The Endowment also receives an annual allocation of \$70,000,000 from the State Wagering Tax, which sunsets at the end of FY 2007. The Endowment was established to provide a long-term funding source for the Healthy Iowans Tobacco Trust to be used for health care, substance abuse treatment and enforcement, tobacco use prevention and control, and other purposes related to the needs of children, adults, and facilities in the State.

24 19 Sec. 45. Section 16.100, Code 2005, is amended by adding  
 24 20 the following new subsection:  
 24 21 NEW SUBSECTION. 9. Notwithstanding any provision to the  
 24 22 contrary, all assets held in the housing improvement fund  
 24 23 shall be transferred to the housing trust fund created in  
 24 24 section 16.181. On and after July 1, 2006, any moneys or  
 24 25 assets received for deposit in the housing improvement fund  
 24 26 shall be transferred to the housing trust fund.

CODE: Requires the transfer of assets held in, and any funds received by, the Housing Improvement Fund to the State Housing Trust Fund.

FISCAL IMPACT: Approximately \$2.2 million currently in the Housing Improvement Fund will be transferred and an additional \$2.5 million will be available for transfer upon the repayment to the Housing Improvement Fund of outstanding loans.

24 27 Sec. 46. NEW SECTION. 137F.3A MUNICIPAL CORPORATION  
24 28 INSPECTIONS -- CONTINGENT APPROPRIATION.

24 29 1. If a municipal corporation operating pursuant to a  
24 30 chapter 28E agreement with the department of inspections and  
24 31 appeals to enforce this chapter and chapters 137C and 137D  
24 32 either fails to renew the agreement effective after July 1,  
24 33 2005, but before July 1, 2007, or discontinues prior to July  
24 34 1, 2007, enforcement activities in one or more jurisdictions  
24 35 during the agreement time frame, or the department of  
25 1 inspections and appeals cancels an agreement prior to July 1,  
25 2 2007, due to noncompliance with the terms of the agreement,  
25 3 the department of inspections and appeals may employ  
25 4 additional full-time equivalent positions for the fiscal years  
25 5 ending prior to July 1, 2007, to enforce the provisions of the  
25 6 chapters, with the approval of the department of management.  
25 7 Before approval is given, the director of the department of  
25 8 management shall determine that the expenses exceed the funds  
25 9 budgeted by the general assembly for food inspections to the  
25 10 department of inspections and appeals. The department of  
25 11 inspections and appeals may hire no more than one full-time  
25 12 equivalent position for each six hundred inspections required  
25 13 pursuant to this chapter and chapters 137C and 137D.

25 14 2. Notwithstanding chapter 137D, and sections 137C.9 and  
25 15 137F.6, if the conditions described in this section are met,  
25 16 fees imposed pursuant to that chapter and those sections shall  
25 17 be retained by and are appropriated to the department of  
25 18 inspections and appeals for the fiscal years ending prior to  
25 19 July 1, 2007, to provide for salaries, support, maintenance,  
25 20 and miscellaneous purposes associated with the additional  
25 21 inspections.

25 22 3. This section is repealed July 1, 2007.

25 23 Sec. 47. Section 256D.5, subsection 4, Code Supplement

CODE: Permits the Department of Inspections and Appeals (DIA) to conduct inspection of food establishments and hire additional staff to conduct the inspections if municipal corporations performing the inspections fail to renew the agreement after July 1, 2005. The Department of Management is required to determine that the expenses exceed the budgeted amount appropriated for this purpose before approving the additional staff.

DETAIL: Currently Polk and Jasper Counties have not signed agreements for FY 2006 and existing DIA staff are performing the inspections. This results in less frequent inspections.

CODE: Contingent appropriation to the DIA of the fees imposed for food establishment inspections, if the conditions above are met.

DETAIL: The Polk and Jasper County fees are currently being deposited into the General Fund.

Repeals this Section on July 1, 2007.

CODE: Extends the Early Intervention Block Grant appropriation of

25 24 2005, is amended to read as follows:  
 25 25 4. For each fiscal year of the fiscal period beginning  
 25 26 July 1, 2004, and ending June 30, ~~2006~~ 2007, the sum of  
 25 27 twenty-nine million two hundred fifty thousand dollars.

\$29,250,000 through FY 2007.  
 DETAIL: Maintains current level of funding.

25 28 Sec. 48. 2005 Iowa Acts, chapter 175, section 4,  
 25 29 subsection 4, as enacted by 2006 Iowa Acts, House File 2080,  
 25 30 section 3, is amended by adding the following new paragraph:  
 25 31 NEW PARAGRAPH. c. Of the amount transferred pursuant to  
 25 32 this subsection, not more than \$50,000 shall be transferred to  
 25 33 the department of public defense to be used for the enduring  
 25 34 families program.

CODE: Transfers \$50,000 of the \$2,000,000 appropriation for the Veterans Home Ownership Program to the Department of Public Defense for the Enduring Families Program. The \$2,000,000 was enacted in HF 2080 (FY 2006 Veterans Appropriations Act).  
 DETAIL: House File 2080 was enacted by the General Assembly on January 18, 2006, and signed by the Governor on January 23, 2006.

25 35 Sec. 49. REPORT. By October 1, 2009, the Iowa finance  
 26 1 authority shall submit a written report to the general  
 26 2 assembly regarding the status of the housing trust fund. The  
 26 3 report shall review the program and activities under the  
 26 4 program during the existence of the fund, an update on the  
 26 5 housing needs in the state, and any recommendations for  
 26 6 changes.

Requires the Iowa Finance Authority (IFA) to submit a report to the General Assembly by October 1, 2009, including the following:

- History of the State Housing Trust Fund.
- State housing needs.
- Recommendations for change.

26 7 Sec. 50. HOUSING TRUST FUND. It is the intent of the  
 26 8 general assembly to make appropriations from the general fund  
 26 9 of the state to the housing trust fund created in section  
 26 10 16.181 for the designated fiscal years in the following  
 26 11 amounts:  
 26 12 1. FY 2007-2008 ..... \$ 2,000,000  
 26 13 2. FY 2008-2009 ..... \$ 3,000,000  
 26 14 3. FY 2009-2010 ..... \$ 4,000,000

Provides that it is the intent of the General Assembly that the following appropriations will be made to the State Housing Trust Fund:

- FY 2008 \$2,000,000
- FY 2009 \$3,000,000
- FY 2010 \$4,000,000

26 15 Sec. 51. WORLD FOOD PRIZE. It is the intent of the  
 26 16 general assembly to make appropriations from the general fund  
 26 17 of the state for purposes of the world food prize for the  
 26 18 designated fiscal years in the following amounts:

Provides that it is the intent of the General Assembly to make appropriations from the General Fund for purposes of the World Food Prize for FY 2008 and FY 2009.

26 19	1. FY 2007-2008 .....	\$ 750,000	DETAIL: HF 2459 (FY 2007 Economic Development Subcommittee Appropriations Bill) appropriates and authorizes a total of \$400,000 to the World Food Prize from the General Fund.
26 20	2. FY 2008-2009 .....	\$ 1,000,000	
26 21	Sec. 52. CONTINGENT EFFECTIVE DATE. The section of this		Specifies the \$80,000 appropriation from the Manure Storage Indemnity Fund to the DNR is contingent upon passage of HF 2755 (Manure Management Plans Bill).
26 22	division of this Act making an appropriation from the manure		
26 23	storage indemnity fund to the department of natural resources		DETAIL: The Bill allows animal confinement operations to submit their manure management plans and filing fees every four years rather than once a year. The Bill passed the House on March 29, 2006.
26 24	is contingent upon the enactment by the Eighty-first General		
26 25	Assembly, 2006 Session of an Act which amends sections 459.312		
26 26	and 459.400 making it necessary for the department to modify		
26 27	its computer database in order to provide documentation to		
26 28	persons required to submit updated manure management plans and		
26 29	updated manure management plan filing fees to the department.		
26 30	Sec. 53. EFFECTIVE AND APPLICABILITY DATES.		
26 31	1. The section of this division of this Act transferring		Specifies that the Section of this Bill transferring \$2,800,000 from the General Fund ending balance for FY 2006 to the State Board of Regents is effective on enactment.
26 32	moneys that would otherwise revert to the state board of		
26 33	regents, being deemed of immediate importance, takes effect		
26 34	upon enactment.		
26 35	2. The section of this division of this Act enacting		Specifies that the Section of this Bill permitting the DIA to receive an appropriation of food establishment inspection fees and hire additional staff to conduct them takes effect upon enactment, and is retroactive to July 1, 2005.
27 1	section 137F.3A, being deemed of immediate importance, takes		
27 2	effect upon enactment and applies retroactively to July 1,		
27 3	2005.		
27 4	DIVISION V		
27 5	MISCELLANEOUS STATUTORY CHANGES		
27 6	Sec. 54. Section 7D.29, Code 2005, as amended by 2006 Iowa		CODE: Permits the Executive Council to approve and pay for expenses incurred by the Department of Public Health related to the purchase, storing, and distribution of antiviral treatment courses.
27 7	Acts, Senate File 2273, section 7, is amended by adding the		
27 8	following new subsection:		

27 9 NEW SUBSECTION. 4. The executive council shall receive  
 27 10 requests from the Iowa department of public health, relative  
 27 11 to the purchase, storing, and distribution of vaccines and  
 27 12 medication for prevention, prophylaxis, or treatment. Upon  
 27 13 review and after compliance with subsection 2, the executive  
 27 14 council may approve the request and may incur the necessary  
 27 15 expense and pay the same out of any money in the state  
 27 16 treasury not otherwise appropriated.

27 17 Sec. 55. Section 15E.208, subsection 3, paragraph b,  
 27 18 subparagraph (2), Code 2005, is amended by adding the  
 27 19 following new subparagraph subdivision:  
 27 20 NEW SUBPARAGRAPH SUBDIVISION. (e) Notwithstanding any  
 27 21 provision of this division to the contrary, payments of  
 27 22 principal and interest of the loan granted by the corporation  
 27 23 to an eligible person and assigned to the department pursuant  
 27 24 to this subparagraph during calendar year 2003 which were  
 27 25 deferred pursuant to subparagraph subdivision (c) shall be  
 27 26 forgiven and the total debt, including interest, shall be  
 27 27 retired.

27 28 Sec. 56. Section 15G.119, subsection 4, paragraph c, if  
 27 29 enacted by 2006 Iowa Acts, House File 2759, is amended to read  
 27 30 as follows:  
 27 31 c. Notwithstanding section 8.33, unencumbered and  
 27 32 unobligated moneys remaining in the infrastructure fund at the  
 27 33 close of each fiscal year shall not revert but shall remain  
 27 34 available in the infrastructure fund for expenditure for the  
 27 35 same purposes ~~in the succeeding fiscal year~~ until the end of  
 28 1 the fiscal year that begins July 1, 2011, at which time the  
 28 2 unencumbered and unobligated moneys remaining shall revert to

CODE: Specifies that the principle and interest on a loan to Iowa Quality Beef is forgiven.

DETAIL: The loan was made by the Iowa Agricultural Finance Corporation (IAFC). A loan of \$3,000,000 was made to Iowa Quality Beef (IQB) and the loan was assigned to the Department of Economic Development (DED). The assignment reduced the loan repayment amount the IAFC owed the State. The DED was to receive the payments from IQB to be used for Iowa agricultural industry finance loans. The loan forgiveness will reduce payments to the DED as follows:

- FY 2008 \$1,000,000
- FY 2009 \$1,000,000
- FY 2010 \$1,000,000
- FY 2011 \$482,761

CODE: Pursuant to enactment of HF 2759 (Renewable Fuel Infrastructure Bill), provides that unencumbered and unobligated moneys remaining in the Renewable Fuel Infrastructure Fund are to remain available for expenditure until the end of FY 2012, at which time, the remaining moneys will revert to the funds from which appropriated.

28 3 the funds from which appropriated.

28 4 Sec. 57. Section 22.7, subsection 52, unnumbered paragraph  
28 5 1, as enacted by 2006 Iowa Acts, House File 2706, if enacted,  
28 6 is amended to read as follows:

28 7 The following records relating to a charitable donation  
28 8 made to a foundation acting solely for the support of an  
28 9 institution governed by the state board of regents, to a  
28 10 foundation acting solely for the support of an institution  
28 11 governed by chapter 260C, to a private foundation as defined  
28 12 in section 509 of the Internal Revenue Code organized for the  
28 13 support of a government body, or to an endow Iowa qualified  
28 14 community foundation, as defined in section 15E.303, organized  
28 15 for the support of a government body:

CODE: Adds community colleges to the list of public organizations that may keep certain records relating to charitable donations made to a foundation confidential.

28 16 Sec. 58. Section 22.7, Code Supplement 2005, is amended by  
28 17 adding the following new subsections:

28 18 NEW SUBSECTION. 53. Individually identifiable client  
28 19 information contained in the records of the state database  
28 20 created as a homeless management information system pursuant  
28 21 to standards developed by the United States department of  
28 22 housing and urban development and utilized by the Iowa  
28 23 department of economic development.

28 24 NEW SUBSECTION. 54. The following information contained  
28 25 in the records of any governmental body relating to any form  
28 26 of housing assistance:

- 28 27 a. An applicant's social security number.  
28 28 b. An applicant's personal financial history.  
28 29 c. An applicant's personal medical history or records.  
28 30 d. An applicant's current residential address when the  
28 31 applicant has been granted or has made application for a civil  
28 32 or criminal restraining order for the personal protection of  
28 33 the applicant or a member of the applicant's household.

CODE: Expands the list of criteria in the statute defining confidential public records.

28 34 Sec. 59. Section 29A.28, subsections 1 and 3, Code 2005,

CODE: Specifies that members of the Civil Air Patrol are treated

28 35 are amended to read as follows:

29 1 1. All officers and employees of the state, or a  
 29 2 subdivision thereof, or a municipality other than employees  
 29 3 employed temporarily for six months or less, who are members  
 29 4 of the national guard, organized reserves or any component  
 29 5 part of the military, naval, or air forces or nurse corps of  
 29 6 this state or nation, or who are or may be otherwise inducted  
 29 7 into the military service of this state or of the United  
 29 8 States, or who are members of the civil air patrol, shall,  
 29 9 when ordered by proper authority to state active duty, state  
 29 10 military service, or federal service, or when performing a  
 29 11 civil air patrol mission pursuant to section 29A.3A, be  
 29 12 entitled to a leave of absence from such civil employment for  
 29 13 the period of state active duty, state military service, ~~or~~  
 29 14 federal service, or civil air patrol duty without loss of  
 29 15 status or efficiency rating, and without loss of pay during  
 29 16 the first thirty days of such leave of absence. Where state  
 29 17 active duty, state military service, ~~or~~ federal service, or  
 29 18 civil air patrol duty is for a period of less than thirty  
 29 19 days, a leave of absence under this section shall only be  
 29 20 required for those days that the civil employee would normally  
 29 21 perform services for the state, subdivision of the state, or a  
 29 22 municipality.

29 23 3. Upon returning from a leave of absence under this  
 29 24 section, an employee shall be entitled to return to the same  
 29 25 position and classification held by the employee at the time  
 29 26 of entry into state active duty, state military service, ~~or~~  
 29 27 federal service, or civil air patrol duty, or to the position  
 29 28 and classification that the employee would have been entitled  
 29 29 to if the continuous civil service of the employee had not  
 29 30 been interrupted by state active duty, state military service,  
 29 31 ~~or~~ federal service, or civil air patrol duty. Under this  
 29 32 subsection, "position" includes the geographical location of  
 29 33 the position.

similarly to members of the Iowa National Guard and Reserves and  
 are granted leave of absence without penalty from their job for Civil Air  
 Patrol duty and reinstatement upon return to employment. Also,  
 provides employment protection to the Civil Air Patrol members  
 allowing them to participate in emergency operations.

DETAIL: The change does not have a fiscal impact.

29 35 2005, is amended to read as follows:

30 1 Any person who, without authority under the laws of the  
 30 2 United States or of one of the states, wears the uniform of,  
 30 3 or a distinctive part of the uniform of the armed forces of  
 30 4 the United States, shall be guilty of a ~~simple~~ serious  
 30 5 misdemeanor.

uniform from a simple misdemeanor to a serious misdemeanor.

CORRECTIONAL IMPACT: According to the Justice Data Warehouse, there have been no convictions in Iowa courts for violations of any of the provisions in Chapter 29A, Code of Iowa. Although adding the Civil Air Patrol to the list of covered services could increase the possibility for violations of some provisions protecting jobs, etc., it appears unlikely that violations will occur.

30 6 Sec. 61. Section 29A.43, subsection 1, Code Supplement  
 30 7 2005, is amended to read as follows:

30 8 1. A person shall not discriminate against any officer or  
 30 9 enlisted person of the national guard or organized reserves of  
 30 10 the armed forces of the United States or any member of the  
 30 11 civil air patrol because of that membership. An employer, or  
 30 12 agent of an employer, shall not discharge a person from  
 30 13 employment because of being an officer or enlisted person of  
 30 14 the military forces of the state or member of the civil air  
 30 15 patrol, or hinder or prevent the officer or enlisted person or  
 30 16 member of the civil air patrol from performing any military  
 30 17 service or civil air patrol duty the person is called upon to  
 30 18 perform by proper authority. A member of the national guard  
 30 19 or organized reserves of the armed forces of the United States  
 30 20 ordered to temporary duty, as defined in section 29A.1,  
 30 21 subsection 3, 11, or 12, or a member of the civil air patrol  
 30 22 performing duty pursuant to section 29A.3A, for any purpose is  
 30 23 entitled to a leave of absence during the period of the duty  
 30 24 or service, from the member's private employment, other than  
 30 25 employment of a temporary nature, and upon completion of the  
 30 26 duty or service the employer shall restore the person to the  
 30 27 position held prior to the leave of absence, or employ the  
 30 28 person in a similar position. However, the person shall give  
 30 29 evidence to the employer of satisfactory completion of the  
 30 30 training or duty, and that the person is still qualified to  
 30 31 perform the duties of the position. The period of absence  
 30 32 shall be construed as an absence with leave, and shall in no  
 30 33 way affect the employee's rights to vacation, sick leave,

CODE: Specifies that members of the Civil Air Patrol are treated similarly to members of the Iowa National Guard and Reserves and are granted leave of absence without penalty from their job for Civil Air Patrol duty and reinstatement upon return to employment. Also, provides employment protection to the Civil Air Patrol members allowing them to participate in emergency operations.

DETAIL: The change does not have a fiscal impact.

30 34 bonus, or other employment benefits relating to the employee's  
30 35 particular employment. A person violating a provision of this  
31 1 section is guilty of a simple misdemeanor.

31 2 Sec. 62. Section 29C.8, subsection 3, paragraph f, Code  
31 3 Supplement 2005, is amended to read as follows:  
31 4 f. ~~(4)~~ Approve and support the development and ongoing  
31 5 operations of ~~an urban search and rescue team~~ homeland  
31 6 security and emergency response teams to be deployed as a  
31 7 resource to supplement and enhance disrupted or overburdened  
31 8 local emergency and disaster operations and deployed as  
31 9 available to provide assistance to other states pursuant to  
31 10 the interstate emergency management assistance compact  
31 11 described in section 29C.21. The following shall apply to  
31 12 homeland security and emergency response teams:  
31 13 ~~(2)~~ (1) A member of ~~an urban search and rescue~~ a homeland  
31 14 security and emergency response team acting under ~~the~~  
31 15 ~~authority~~ this section upon the directive of the administrator  
31 16 or pursuant to a governor's disaster proclamation as provided  
31 17 in section 29C.6 shall be considered an employee of the state  
31 18 ~~under~~ for purposes of section 29C.21 and chapter 669 and shall  
31 19 be afforded protection as an employee of the state under  
31 20 section 669.21. Disability, workers' compensation, and death  
31 21 benefits for team members working under the authority of the  
31 22 administrator or pursuant to the provisions of section 29C.6  
31 23 shall be paid by the state in a manner consistent with the  
31 24 provisions of chapter 85, 410, or 411 as appropriate,  
31 25 depending on the status of the member, provided that the  
31 26 member is registered with the homeland security and emergency  
31 27 management division as a member of an approved team and is  
31 28 participating as a team member in a response or recovery  
31 29 operation initiated by the administrator or governor pursuant  
31 30 to this section or in a training or exercise activity approved  
31 31 by the administrator.  
31 32 (2) Each approved homeland security and emergency  
31 33 management response team shall establish standards for team

CODE: Defines Homeland Security and Emergency Response  
Teams.

31 34 membership, shall provide the division with a listing of all  
 31 35 team members, and shall update the list each time a member is  
 32 1 removed from or added to the team. Individuals so identified  
 32 2 as team members shall be considered to be registered as team  
 32 3 members for purposes of subparagraph (1).  
 32 4 (3) Upon notification of a compensable loss to a member of  
 32 5 a homeland security and emergency management response team,  
 32 6 the department of administrative services shall process the  
 32 7 claim and seek funding from the executive council for those  
 32 8 costs associated with covered benefits.

32 9 Sec. 63. Section 29C.20, subsection 1, paragraph a,  
 32 10 subparagraph (5), Code Supplement 2005, is amended to read as  
 32 11 follows:  
 32 12 (5) Paying the expenses incurred by and claims of ~~an urban~~  
 32 13 ~~search and rescue~~ a homeland security and emergency response  
 32 14 ~~team when acting under the authority of the administrator and~~  
 32 15 ~~the provisions of section 29C.6 29C.8 and public health~~  
 32 16 response teams when acting under the provisions of section  
 32 17 135.143.

CODE: Defines Homeland Security and Emergency Response Teams.

32 18 Sec. 64. Section 29C.20, subsection 1, paragraph b, Code  
 32 19 Supplement 2005, is amended to read as follows:  
 32 20 b. When a state department or agency requests that moneys  
 32 21 from the contingent fund be expended to repair, rebuild, or  
 32 22 restore state property injured, destroyed, or lost by fire,  
 32 23 storm, theft, or unavoidable cause, or to repair, rebuild, or  
 32 24 restore state property that is fiberoptic cable and that is  
 32 25 injured or destroyed by a wild animal, or to purchase a police  
 32 26 service dog for the department of corrections when such a dog  
 32 27 is injured or destroyed, or for payment of the expenses  
 32 28 incurred by and claims of ~~an urban search and rescue a~~  
 32 29 homeland security and emergency response team when acting  
 32 30 ~~under the authority of the administrator and the provisions of~~  
 32 31 ~~section 29C.6 29C.8,~~ the executive council shall consider the

CODE: Defines Homeland Security and Emergency Response Teams.

32 32 original source of the funds for acquisition of the property  
 32 33 before authorizing the expenditure. If the original source  
 32 34 was other than the general fund of the state, the department  
 32 35 or agency shall be directed to utilize moneys from the  
 33 1 original source if possible. The executive council shall not  
 33 2 authorize the repairing, rebuilding, or restoring of the  
 33 3 property from the disaster aid contingent fund if it  
 33 4 determines that moneys from the original source are available  
 33 5 to finance the project.

33 6 Sec. 65. Section 35A.5, subsection 9, Code Supplement  
 33 7 2005, is amended to read as follows:  
 33 8 9. Establish and operate a state veterans cemetery and  
 33 9 make application to the government of the United States or any  
 33 10 subdivision, agency, or instrumentality thereof, for funds for  
 33 11 the purpose of establishing such a cemetery. The state may  
 33 12 enter into agreements with any subdivision of the state for  
 33 13 assistance in operating the cemetery. The state shall own the  
 33 14 land on which the cemetery is located.  
 33 15 PARAGRAPH DIVIDED. The department shall have the authority  
 33 16 to accept federal grant funds, funding from state  
 33 17 subdivisions, donations from private sources, and federal  
 33 18 "plot allowance" payments. ~~All such funds shall be deposited~~  
 33 19 ~~into an account dedicated to the establishment, operation, and~~  
 33 20 ~~maintenance of a veterans cemetery and these funds shall be~~  
 33 21 ~~expended only for those purposes.~~ The department through the  
 33 22 director shall have the authority to accept suitable cemetery  
 33 23 land, in accordance with federal veterans cemetery grant  
 33 24 guidelines, from the federal government, state government,  
 33 25 state subdivisions, private sources, and any other source  
 33 26 wishing to transfer land for use as a veterans cemetery. The  
 33 27 department may lease or use property received pursuant to this  
 33 28 subsection for any purpose so long as such leasing or use does  
 33 29 not interfere with the use of the property for cemetery  
 33 30 purposes and is not contrary to federal or state guidelines.  
 33 31 All funds received pursuant to this subsection, including

CODE: Permits the property donated for the Iowa Veterans Cemetery to be leased for purposes permitted by federal or State guidelines, with revenues received from the lease to be used for establishment, operation, and maintenance of the Cemetery.

33 32 lease payments or funds generated from any activity engaged in  
 33 33 on any property accepted pursuant to this subsection, shall be  
 33 34 deposited into an account dedicated to the establishment,  
 33 35 operation, and maintenance of a veterans cemetery and these  
 34 1 funds shall be expended only for those purposes.  
 34 2 PARAGRAPH DIVIDED. Notwithstanding section 8.33, any  
 34 3 moneys in the account for a state veterans cemetery shall not  
 34 4 revert and, notwithstanding section 12C.7, subsection 2,  
 34 5 interest or earnings on moneys deposited in the fund shall be  
 34 6 credited to the account.

34 7 Sec. 66. Section 35A.13, Code 2005, is amended by adding  
 34 8 the following new subsection:  
 34 9 NEW SUBSECTION. 5A. It is the intent of the general  
 34 10 assembly that beginning with the fiscal year beginning July 1,  
 34 11 2007, appropriations be made annually to the veterans trust  
 34 12 fund. Prior to any additional appropriations to this fund,  
 34 13 the commission shall provide the general assembly with  
 34 14 information identifying immediate and long-term veteran  
 34 15 services throughout the state and a plan for delivering those  
 34 16 services.

34 17 Sec. 67. Section 35A.13, subsection 6, Code 2005, is  
 34 18 amended by striking the subsection and inserting in lieu  
 34 19 thereof the following:  
 34 20 6. Moneys appropriated to the commission under this  
 34 21 section shall not be used to supplant funding provided by  
 34 22 other sources. The moneys may be expended upon a majority  
 34 23 vote of the commission membership for the benefit of veterans  
 34 24 and the spouses and dependents of veterans, for any of the  
 34 25 following purposes:  
 34 26 a. Travel expenses for wounded veterans directly related  
 34 27 to follow-up medical care.  
 34 28 b. Job training or college tuition assistance for job  
 34 29 retraining.  
 34 30 c. Unemployment assistance during a period of unemployment

CODE: Provides legislative intent for future annual appropriations to the Veterans Trust Fund beginning in FY 2008. Requires the Commission of Veterans Affairs to provide the General Assembly immediate and long-term veterans service information prior to the appropriations.

CODE: Expands the use of moneys from the Veterans Trust Fund, including:

- Adds travel expenses for follow-up medical care.
- Adds job retraining tuition aid.
- Eliminates the requirement for a diagnosis of mental distress for unemployment assistance.
- Eliminates the requirement that other funding sources be utilized before payment of nursing facility care and adds at-home care services.
- Adds individual or family counseling programs.
- Adds family support group programs and programs for military children.
- Adds honor guard services.

34 31 due to prolonged physical or mental illness or disability  
 34 32 resulting from military service.  
 34 33 d. Expenses related to nursing facility or at-home care.  
 34 34 e. Benefits provided to children of disabled or deceased  
 34 35 veterans.  
 35 1 f. Individual counseling or family counseling programs.  
 35 2 g. Family support group programs or programs for children  
 35 3 of members of the military.  
 35 4 h. Honor guard services.

35 5 Sec. 68. Section 35A.13, Code 2005, is amended by adding  
 35 6 the following new subsection:  
 35 7 NEW SUBSECTION. 6A. If the commission identifies other  
 35 8 purposes for which the moneys appropriated under this section  
 35 9 may be used for the benefit of veterans and the spouses and  
 35 10 dependents of veterans, the commission shall submit  
 35 11 recommendations for the addition of such purposes to the  
 35 12 general assembly for review.

CODE: Requires the Commission of Veteran Affairs to recommend to the General Assembly additional uses for the interest from the Veterans Trust Fund for review.

35 13 Sec. 69. Section 68B.32A, subsection 2, unnumbered  
 35 14 paragraph 2, Code Supplement 2005, is amended to read as  
 35 15 follows:  
 35 16 The board may establish a process to assign signature codes  
 35 17 to a person or committee for purposes of facilitating an  
 35 18 electronic filing procedure. The assignment of signature  
 35 19 codes shall be kept confidential, notwithstanding section  
 35 20 22.2. The board and persons electronically filing reports and  
 35 21 statements shall keep assigned signature codes or subsequently  
 35 22 selected signature codes confidential. Signature codes shall  
 35 23 not be subject to state security policies regarding frequency  
 35 24 of change.

CODE: Requires the Ethics and Campaign Disclosure Board to assign confidential signature codes for persons who file reports and statements electronically and excludes signature codes from State information technology requirements concerning periodic changes of these codes.

35 25 Sec. 70. NEW SECTION. 70A.15A CHARITABLE GIVING PAYROLL  
 35 26 DEDUCTION BY OTHER THAN STATE OFFICER OR EMPLOYEE.  
 35 27 1. For purposes of this section, unless the context

CODE: Defines applicable public employer and eligible charitable organizations, and sets guidelines for payroll deductions for charitable giving.

35 28 otherwise requires:

35 29 a. "Applicable public employer" means a board of directors  
35 30 of a school district, a county board of supervisors, or a  
35 31 governing body of a city.

35 32 b. "Eligible charitable organization" means a not-  
35 33 for-profit federation of health and human services, social  
35 34 welfare, or environmental agencies or associations that meets  
35 35 all of the following conditions:

36 1 (1) The federation is tax exempt under section 501(c)(3)  
36 2 of the Internal Revenue Code and contributions to the  
36 3 federation are deductible under section 170 of the Internal  
36 4 Revenue Code.

36 5 (2) The federation has had an office in this state for the  
36 6 last five years.

36 7 (3) The federation represents at least ten health and  
36 8 human services, social welfare, or environmental agencies or  
36 9 associations that are located in this state.

36 10 (4) The federation is governed by an active, voluntary  
36 11 board, which exercises administrative control over the  
36 12 federation.

36 13 (5) The federation is not a charitable foundation.

36 14 (6) The federation is registered with the secretary of  
36 15 state's office.

36 16 2. An applicable public employer may authorize deductions  
36 17 from the salaries or wages of its employees of an amount  
36 18 specified by an employee for payment to an eligible charitable  
36 19 organization. The authorization by an employee for deductions  
36 20 from the employee's salary or wages shall be evidenced by a  
36 21 written request signed by the employee directed to and filed  
36 22 with the treasurer, or official in charge of the payroll  
36 23 system, of the applicable public employer and the treasurer or  
36 24 responsible official shall deduct from the salary or wages of  
36 25 the employee the amount specified for payment to the eligible  
36 26 charitable organization. The request for the deduction may be  
36 27 withdrawn by the employee at any time by filing a written  
36 28 notification of withdrawal with the applicable treasurer or  
36 29 responsible official in charge of the payroll system.

36 30 3. If an applicable public employer authorizes deductions  
 36 31 from the salaries or wages of its employees for payment to any  
 36 32 eligible charitable organization, the applicable public  
 36 33 employer shall ensure that an employee shall be permitted to  
 36 34 authorize a deduction to any eligible charitable organization.

36 35 Sec. 71. Section 103A.10, subsection 2, Code 2005, is  
 37 1 amended by adding the following new paragraph:  
 37 2 NEW PARAGRAPH. c. To all newly constructed buildings and  
 37 3 structures the construction of which is paid for in whole or  
 37 4 in part with moneys appropriated by the state but not wholly  
 37 5 owned by the state.

37 6 Sec. 72. NEW SECTION. 103A.10A PLAN REVIEWS AND  
 37 7 INSPECTIONS.  
 37 8 1. Beginning on January 1, 2007, all newly constructed  
 37 9 buildings or structures, excluding any addition, renovation,  
 37 10 or repair of a building or structure whether existing prior to  
 37 11 January 1, 2007, or thereafter, that are owned by the state or  
 37 12 an agency of the state, except as provided in subsection 2,  
 37 13 shall be subject to a plan review and inspection by the  
 37 14 commissioner or an independent building inspector appointed by  
 37 15 the commissioner. A fee shall be assessed for the cost of  
 37 16 plan review and the cost of inspection.  
 37 17 2. Beginning on July 1, 2007, all newly constructed  
 37 18 buildings, excluding any addition, renovation, or repair of a  
 37 19 building whether existing prior to July 1, 2007, or  
 37 20 thereafter, that are owned by the state board of regents shall  
 37 21 be subject to a plan review and inspection by the commissioner  
 37 22 or the commissioner's staff or assistant. The commissioner  
 37 23 and the state board of regents shall develop a plan to  
 37 24 implement the requirements of this subsection, including  
 37 25 funding recommendations related to plan review and inspection,  
 37 26 by March 1, 2007.  
 37 27 3. All newly constructed buildings and structures the  
 37 28 construction of which is paid for in whole or in part with

CODE: Requires the State Building Code be applicable to all newly constructed buildings and structures, which were paid for in whole or part with State funds.

CODE: Adds statutory language to add requirements for construction plan reviews and inspections. Specifies the following:

- Beginning January 1, 2007, all newly constructed buildings and structures that are owned by the State will be subject to plan review and inspection by the State Building Code Commissioner or his appointee and a fee will be assessed for the cost of the review and inspection.
- Beginning January 1, 2007, all newly constructed buildings and structures that are owned by the State Board of Regents will be subject to plan review and inspection by the State Building Code Commissioner or his staff. The Commissioner and the Board of Regents will develop a plan to implement the requirements and include funding recommendations related to plan review and inspection by March 1, 2007.
- All newly constructed buildings and structures which are paid for in whole or part with State funds will be subject to plan review and inspection. Any new construction that has not already adopted a building code, electrical code, mechanical code, and plumbing code will be built to comply with the State Building Code. A fee will be assessed for the cost of the plan review and the cost of the inspection.
- Requires the State Building Code Commissioner to administer this Section. The Commissioner will establish through

37 29 moneys appropriated by the state but not wholly owned by the  
37 30 state are subject to the plan review and inspection  
37 31 requirements as provided in this subsection. If a  
37 32 governmental subdivision has adopted a building code,  
37 33 electrical code, mechanical code, and plumbing code and  
37 34 performs inspections pursuant to such codes, such buildings or  
37 35 structures shall be built to comply with such codes. However,  
38 1 if a governmental subdivision has not adopted a building code,  
38 2 electrical code, mechanical code, and plumbing code, or does  
38 3 not perform inspections pursuant to such codes, such buildings  
38 4 or structures shall be built to comply with the state building  
38 5 code and shall be subject to a plan review and inspection by  
38 6 the commissioner or an independent building inspector  
38 7 appointed by the commissioner. A fee shall be assessed for  
38 8 the cost of plan review and the cost of inspection.  
38 9 4. The commissioner shall administer this section  
38 10 notwithstanding section 103A.19. The commissioner shall  
38 11 establish by rule proper qualifications for an independent  
38 12 building inspector and for the commissioner's staff or  
38 13 assistant who performs inspections, and fees for plan reviews  
38 14 and inspections.

Administrative Rules the qualifications for an independent building inspector or the commissioner's staff to perform building inspections. The Commissioner will also establish fees for the plan reviews and inspections through Administrative Rules.

38 15 Sec. 73. Section 123.47, subsection 1, Code Supplement  
38 16 2005, is amended to read as follows:

38 17 1. a. A person shall not sell, give, or otherwise supply  
38 18 alcoholic liquor, wine, or beer to any person knowing or  
38 19 having reasonable cause to believe that person to be under  
38 20 legal age.

38 21 b. A person who is the owner, lessee, or who has control  
38 22 of property that is not a licensed premises shall not permit  
38 23 any person, knowing or having reasonable cause to believe the  
38 24 person to be under legal age, to consume or possess on such  
38 25 property any alcoholic liquor, wine, or beer.

38 26 Sec. 74. Section 123.47, subsection 4, Code Supplement  
38 27 2005, is amended to read as follows:

38 28 4. Except as otherwise provided in subsections 5 and 6, a

CODE: Expands criminal penalties and civil liability to a person who is the owner, lessee, or in control of property that is not a licensed premises, from allowing a person who is known or believed to be under legal age, to consume or possess alcohol on the premises.

38 29 person who is of legal age, other than a licensee or  
38 30 permittee, who ~~sells, gives, or otherwise supplies alcoholic~~  
38 31 ~~liquor, wine, or beer to a person who is under legal age in~~  
38 32 ~~violation of this section~~ violates subsection 1 commits a  
38 33 serious misdemeanor punishable by a minimum fine of five  
38 34 hundred dollars.

38 35 Sec. 75. Section 123.47, subsection 5, Code Supplement  
39 1 2005, is amended to read as follows:

39 2 5. A person who is of legal age, other than a licensee or  
39 3 permittee, who sells, gives, or otherwise supplies alcoholic  
39 4 liquor, wine, or beer to a person who is under legal age in  
39 5 violation of ~~this section~~ subsection 1, paragraph "a", which  
39 6 results in serious injury to any person commits an aggravated  
39 7 misdemeanor.

39 8 Sec. 76. Section 123.47, subsection 6, Code Supplement  
39 9 2005, is amended to read as follows:

39 10 6. A person who is of legal age, other than a licensee or  
39 11 permittee, who sells, gives, or otherwise supplies alcoholic  
39 12 liquor, wine, or beer to a person who is under legal age in  
39 13 violation of ~~this section~~ subsection 1, paragraph "a", which  
39 14 results in the death of any person commits a class "D" felony.

39 15 Sec. 77. Section 147.106, subsection 1, paragraph e, Code  
39 16 Supplement 2005, is amended to read as follows:

39 17 e. The referring clinical laboratory, other than the  
39 18 laboratory of a physician's office or group practice, that  
39 19 ordered the services. A laboratory of a physician's office or  
39 20 group practice that ordered the services may be presented a  
39 21 claim, bill, or demand for payment if a physician in the  
39 22 physician's office or group practice is performing the  
39 23 professional component of the anatomic pathology services.

CODE: Provides for changes to billing procedures for anatomic pathology services.

39 24 Sec. 78. Section 147.106, subsection 5, Code Supplement  
39 25 2005, is amended to read as follows:

39 26 5. This section does not prohibit claims or charges  
39 27 presented ~~by~~ to a referring clinical laboratory, other than a

CODE: Provides for changes to billing procedures for anatomic pathology services.

39 28 laboratory of a physician's office or group practice, ~~to~~  
39 29 unless in accordance with subsection 1, paragraph "e", by  
39 30 another clinical laboratory when samples are transferred  
39 31 between laboratories for the provision of anatomic pathology  
39 32 services.

39 33 Sec. 79. Section 225C.48, subsection 1, Code 2005, if  
39 34 amended by both 2006 Iowa Acts, House File 845, if enacted,  
39 35 and by 2006 Iowa Acts, Senate File 2217, section 22, if  
40 1 enacted, is amended by striking the subsection and inserting  
40 2 in lieu thereof the following:  
40 3 1. a. An eleven-member comprehensive family support  
40 4 council is created in the department. The members of the  
40 5 council shall be appointed by the governor. At least five of  
40 6 the members shall be family members of individuals with a  
40 7 disability as defined in section 225C.47. At least five of  
40 8 the members shall be current or former service consumers or  
40 9 family members of such service consumers. Members shall serve  
40 10 for three-year staggered terms. A vacancy on the council  
40 11 shall be filled in the same manner as the original  
40 12 appointment.  
40 13 b. The members of the council are entitled to  
40 14 reimbursement of actual and necessary expenses incurred in the  
40 15 performance of their official duties. In addition, the  
40 16 members who are family members of individuals with a  
40 17 disability or current or former service consumers or family  
40 18 members of such service consumers are entitled to a stipend of  
40 19 fifty dollars for each council meeting attended, subject to a  
40 20 limit of one meeting per month. The expenses and stipend  
40 21 shall be paid from the appropriation made for purposes of the  
40 22 comprehensive family support program.  
40 23 c. The council shall elect officers from among the  
40 24 council's members.

CODE: Requires the Governor to appoint the members of the Comprehensive Family Support Council, in lieu of a combination of the Governor, Senate Majority Leader, and Speaker of the House of Representatives. Requires at least five members to be family members of individuals with a disability. Permits these five members to receive the same \$50.00 stipend as the service consumer representation receives.

40 25 Sec. 80. Section 232.147, subsection 2, paragraph b, if  
40 26 enacted by 2006 Iowa Acts, House File 2651, section 1, is

CODE: Amends HF 2651 (Juvenile Court Records and Restitution Orders Bill) to grant access to certain juvenile court records on a

40 27 amended to read as follows:  
 40 28 b. Official juvenile court records containing a petition  
 40 29 or complaint alleging delinquency filed on or after January 1,  
 40 30 2007, shall be public records subject to a confidentiality  
 40 31 order under section 232.149A or sealing under section 232.150.  
 40 32 ~~However, the~~ The official records shall not be available to  
 40 33 the public or any governmental agency through the internet or  
 40 34 in an electronic customized data report unless the child has  
 40 35 been adjudicated delinquent. However, the following shall  
 41 1 have access to official juvenile court records through the  
 41 2 internet or in an electronic customized data report prior to  
 41 3 the child being adjudicated delinquent:  
 41 4 (1) The judge and professional court staff, including  
 41 5 juvenile court officers.  
 41 6 (2) The child and the child's counsel.  
 41 7 (3) The county attorney and the county attorney's  
 41 8 assistants.  
 41 9 (4) A court, court professional staff, and adult probation  
 41 10 officers in connection with the preparation of a presentence  
 41 11 report concerning a person who prior thereto had been the  
 41 12 subject of a juvenile court proceeding.  
 41 13 (5) A state or local law enforcement agency.  
 41 14 (6) The state public defender.

41 15 Sec. 81. Section 232.149A, subsection 3, if enacted by  
 41 16 2006 Iowa Acts, House File 2651, section 2, is amended by  
 41 17 adding the following new paragraph:  
 41 18 NEW PARAGRAPH. i. The state public defender.

41 19 Sec. 82. NEW SECTION. 257.12 ADJUSTMENT IN STATE  
 41 20 FOUNDATION AID.  
 41 21 1. If a school district is required to repay property  
 41 22 taxes paid for school taxes levied on property originally  
 41 23 assessed at five million dollars or more because the  
 41 24 assessment was subsequently reduced by the action of the  
 41 25 property assessment appeal board or judicial action and the

limited basis.

DETAIL: House File 2651 was enacted by the General Assembly on April 18, 2006, but has not yet been sent to the Governor for signature.

CODE: Amends HF 2651 (Juvenile Court Records and Restitution Orders Bill) to include State Public Defender in the list of officials that may access juvenile court records without a court order.

CODE: Makes school districts that are required to repay property taxes because of a Property Assessment Appeal Board or judicial action reducing a property tax assessment eligible for an adjustment in State Foundation Aid. The original assessment must have been \$5,000,000 or more, and the assessment reduction must be at least \$100,000 or 2.00% of the assessed value of all property in the school district, whichever ever is less. The district must apply to the Department

41 26 amount of the reduction in the assessment equals at least one  
41 27 hundred thousand dollars or two percent of the assessed value  
41 28 of all taxable property in the district prior to the  
41 29 reduction, whichever is less, the school district is eligible  
41 30 for an adjustment in state foundation aid. To receive the  
41 31 adjustment in state foundation aid, the school district shall  
41 32 apply to the department of management prior to the beginning  
41 33 of the budget year following the budget year in which the  
41 34 repayment of the property taxes occurred. The department of  
41 35 management shall determine the amount of adjustment in state  
42 1 foundation aid pursuant to subsection 2.  
42 2 2. The department of management shall determine the amount  
42 3 of state foundation aid which the school district would have  
42 4 received under section 257.1 if the amount of the school  
42 5 district's foundation property tax was determined using the  
42 6 reduced assessment of the applicable property. The difference  
42 7 between the amount of the state foundation aid using the  
42 8 reduced assessment and the amount of state foundation aid  
42 9 actually received under section 257.1 equals the amount of the  
42 10 adjustment in state foundation aid to be paid to the school  
42 11 district.  
42 12 3. The adjustment in state foundation aid under this  
42 13 section shall be paid as provided in section 257.16. If the  
42 14 application to receive an adjustment in state aid was filed  
42 15 prior to April 15, the adjustment shall be paid in the budget  
42 16 year. If the application is made after April 15, the  
42 17 adjustment shall be paid in the following budget year.

42 18 Sec. 83. Section 275.15, unnumbered paragraph 4, Code  
42 19 2005, is amended to read as follows:  
42 20 The administrator shall at once publish the decision in the  
42 21 same newspaper in which the original notice was published.  
42 22 Within twenty days after the publication, the decision  
42 23 rendered by the area education agency board may be appealed to  
42 24 the district court in the county involved by any school  
42 25 district affected. For purposes of appeal, only those school

of Management for the adjustment by specified deadlines.

The Department of Management is to calculate what the school district would have received from the State Foundation Formula with the reduced assessment compared to what it actually received. The difference is the adjustment. If the school district applies for the adjustment before April 15, the adjustment is to be paid during the current school year. If the application is made after April 15, the adjustment is paid in the following budget year.

CODE: Specifies that decisions of Area Education Agency (AEA) Boards regarding school district reorganization may be appealed to the State Board of Education.

42 26 districts who filed reorganization petitions are school  
42 27 districts affected. An appeal from a decision of an area  
42 28 education agency board or joint area education agency boards  
42 29 under section 275.4, 275.16, or this section is subject to  
42 30 appeal procedures under this chapter and is ~~not~~ subject to  
42 31 appeal under procedures set forth in chapter 290.

42 32 Sec. 84. Section 314.1, subsection 2, Code 2005, as  
42 33 amended by 2006 Iowa Acts, House File 2713, section 27, is  
42 34 amended to read as follows:  
42 35 2. Notwithstanding any other provision of law to the  
43 1 contrary, a public improvement that involves the construction,  
43 2 reconstruction, or improvement of a highway, bridge, or  
43 3 culvert and that has a cost in excess of the applicable  
43 4 threshold in section 73A.18, 262.34, 297.7, 309.40, 310.14, or  
43 5 313.10, as modified by the bid threshold subcommittee pursuant  
43 6 to section 314.1B, shall be advertised and let for bid, except  
43 7 such public improvements that involve emergency work pursuant  
43 8 to section 309.40A, 313.10, or 384.103, subsection 2. For a  
43 9 city having a population of fifty thousand or less, a public  
43 10 improvement that involves the construction, reconstruction, or  
43 11 improvement of a highway, bridge, or culvert that has a cost  
43 12 in excess of twenty-five thousand dollars, as modified by the  
43 13 bid threshold subcommittee pursuant to section 314.1B, shall  
43 14 be advertised and let for bid, excluding emergency work.  
43 15 However, a public improvement that has an estimated total cost  
43 16 to a city in excess of a threshold of fifty thousand dollars,  
43 17 as modified by the bid threshold subcommittee pursuant to  
43 18 section 314.1B, and that involves the construction,  
43 19 reconstruction, or improvement of a highway, bridge, or  
43 20 culvert that is under the jurisdiction of a city with a  
43 21 population of more than fifty thousand, shall be advertised  
43 22 and let for bid. Cities required to competitively bid  
43 23 highway, bridge, or culvert work shall do so in compliance  
43 24 with the requirements of sections 38.3 through 38.13.

CODE: Amends HF 2713 (FY 2007 Competitive Bidding, Government Projects Act) to require cities with a population of 50,000 or less to advertise for bid a public improvement when the estimated cost of the improvement exceeds \$25,000. Cities that are required to competitively bid highway, bridge, or culvert work are required to do so in compliance with the requirements set forth in the Act.

43 25 Sec. 85. Section 352.2, subsection 7, Code 2005, is  
43 26 amended to read as follows:  
43 27 7. "Farm products" means those plants and animals and  
43 28 their products which are useful to people and includes but is  
43 29 not limited to forages and sod crops, grains and feed crops,  
43 30 dairy and dairy products, poultry and poultry products,  
43 31 livestock, canines from licensed facilities, fruits,  
43 32 vegetables, flowers, seeds, grasses, trees, fish, honey, and  
43 33 other similar products, or any other plant, animal, or plant  
43 34 or animal product which supplies people with food, feed,  
43 35 fiber, or fur.

CODE: Adds canines that are produced at licensed facilities to the definition of farm products and exempts licensed canine producers from paying sales tax on items related to the production of canines.

DETAIL: The number of licensed facilities in Iowa include:

- 449 federal Class A wholesale breeders and it estimated 404 are dog breeders.
- 69 federal Class B wholesale brokers and it is estimated 62 are dog brokers.
- 184 State-licensed commercial breeders and it is estimated 163 are dog breeders.
- 47 State-licenses greyhound dog breeders.
- It is estimated there are a total of 676 licensed canine facilities in Iowa.

FISCAL IMPACT: The estimated fiscal impact is a minimum reduction of \$206,000 in State sales tax and \$41,000 in local option sales tax each year. This is based on the assumptions that there are 27,500 breeding dogs in Iowa and the average annual cost to maintain a breeding dog is \$150 per year. The estimated maximum reduction is \$413,000 in State sales tax and \$83,000 in local option sales tax each year.

44 1 Sec. 86. Section 421.17, subsection 27, paragraph j, if  
44 2 enacted by 2006 Iowa Acts, House File 2521, is amended by  
44 3 striking the paragraph and inserting in lieu thereof the  
44 4 following:  
44 5 j. Of the amount of debt actually collected pursuant to  
44 6 this subsection an amount, not to exceed the amount collected,  
44 7 which is sufficient to pay for salaries, support, maintenance,  
44 8 services, and other costs incurred by the department related  
44 9 to the administration of this subsection shall be retained by  
44 10 the department. Revenues retained by the department pursuant  
44 11 to this section shall be considered repayment receipts as  
44 12 defined in section 8.2. The director shall, in the annual  
44 13 budget request pursuant to section 8.23, make an estimate as  
44 14 to the amount of receipts to be retained and the estimated

CODE: Changes the Department of Revenues funding for the new Collection Enterprise Services from a standing appropriation to net budgeting.

44 15 amount of additional receipts to be collected. The director  
 44 16 shall report annually to the department of management, the  
 44 17 legislative fiscal committee, and the legislative services  
 44 18 agency on any additional positions added and the costs  
 44 19 incurred during the previous fiscal year pursuant to this  
 44 20 subsection.

44 21 Sec. 87. Section 423.1, subsection 3, Code Supplement  
 44 22 2005, is amended to read as follows:  
 44 23 3. "Agricultural production" includes the production of  
 44 24 flowering, ornamental, or vegetable plants in commercial  
 44 25 greenhouses or otherwise, and production from aquaculture or  
 44 26 canines from licensed facilities. "Agricultural products"  
 44 27 includes flowering, ornamental, or vegetable plants and those  
 44 28 products of aquaculture or canines from licensed facilities.

CODE: Adds canines that are produced at licensed facilities to the definition of agricultural production and exempts licensed canine producers from paying sales tax on items related to the production of canines.

DETAIL: The number of licensed facilities in Iowa include:

- 449 federal Class A wholesale breeders and it estimated 404 are dog breeders.
- 69 federal Class B wholesale brokers and it is estimated 62 are dog brokers.
- 184 State-licensed commercial breeders and it is estimated 163 are dog breeders.
- 47 State-licenses greyhound dog breeders.
- It is estimated there are a total of 676 licensed canine facilities in Iowa.

FISCAL IMPACT: The estimated fiscal impact is a minimum reduction of \$206,000 in State sales tax and \$41,000 in local option sales tax each year. This is based on the assumptions that there are 27,500 breeding dogs in Iowa and the average annual cost to maintain a breeding dog is \$150 per year. The estimated maximum reduction is \$413,000 in State sales tax and \$83,000 in local option sales tax each year.

44 29 Sec. 88. Section 427.1, subsection 21A, Code Supplement  
 44 30 2005, is amended by striking the subsection and inserting in  
 44 31 lieu thereof the following:  
 44 32 21A. DWELLING UNIT PROPERTY OWNED BY COMMUNITY HOUSING  
 44 33 DEVELOPMENT ORGANIZATION. Dwelling unit property owned and  
 44 34 managed by a community housing development organization, as

CODE: Changes the definition of a non-profit community housing development organization that is exempt from property taxes. The organization must be a nonprofit organization according to 501(c)(3) of the Internal Revenue Service Code and be recognized by the State and federal HOME Program criteria. The organization must manage or own more than 150 dwelling units and be located in a city with a

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44 35	recognized by the state of Iowa and the federal government	population of more than 110,000.
45 1	pursuant to criteria for community housing development	
45 2	organization designation contained in the HOME program of the	
45 3	federal National Affordable Housing Act of 1990, if the	
45 4	organization is also a nonprofit organization exempt from	
45 5	federal income tax under section 501(c)(3) of the Internal	
45 6	Revenue Code and owns and manages more than one hundred and	
45 7	fifty dwelling units that are located in a city with a	
45 8	population of more than one hundred ten thousand.	
45 9	Sec. 89. <u>NEW SECTION.</u> 441.38A NOTICE TO SCHOOL DISTRICT.	CODE: Requires the county assessor to notify the school district
45 10	In addition to any other requirement for providing of	within ten days if a property tax assessment protest or appeal is filed
45 11	notice, if a property owner or aggrieved taxpayer files a	for which the school district could become eligible for an adjustment in
45 12	protest against the assessment of property valued at five	State Foundation Aid.
45 13	million dollars or more or files an appeal to the property	
45 14	assessment appeal board or the district court with regard to	
45 15	such property, the assessor shall provide notice to the school	
45 16	district in which such property is located within ten days of	
45 17	the filing of the protest or the appeal, as applicable.	
45 18	Sec. 90. Section 466A.3, subsection 1, paragraph b, Code	CODE: Specifies that the legislative members of the Watershed
45 19	Supplement 2005, is amended to read as follows:	Improvement Review Board are ex officio, nonvoting members.
45 20	b. The board shall consist of four members of the general	Currently there are two Senators and two Representatives appointed
45 21	assembly who shall serve as <del>voting</del> <u>ex officio, nonvoting</u>	to the Board that have voting privileges.
45 22	members. Not more than one member from each house shall be	
45 23	from the same political party. Two state senators shall be	
45 24	appointed, one by the majority leader of the senate and one by	
45 25	the minority leader of the senate. Two state representatives	
45 26	shall be appointed, one by the speaker of the house of	
45 27	representatives and one by the minority leader of the house of	
45 28	representatives. A member may designate another person to	
45 29	attend a board meeting if the member is unavailable. Only the	
45 30	member is eligible for per diem and expenses as provided in	
45 31	section 2.10.	
45 32	Sec. 91. Section 631.14, Code 2005, is amended to read as	CODE: Defines the representation of small claims actions for

45 33 follows:

residential rental property.

45 34 631.14 REPRESENTATION IN SMALL CLAIMS ACTIONS.

45 35 1. Actions constituting small claims may be brought or

46 1 defended by an individual, partnership, association,

46 2 corporation, or other entity. In actions in which a person

46 3 other than an individual is a party, that person may be

46 4 represented by an officer or an employee.

46 5 2. In actions concerning residential rental property that

46 6 is titled in the name of one or more individuals, an employee

46 7 of one or more of the titled owners, or an officer or employee

46 8 of a property management entity acting on behalf of one or

46 9 more of the titled owners, may bring or defend an action in

46 10 the name of the titled owners, the property management entity,

46 11 or the name by which the property is commonly known.

46 12 Notwithstanding any other provision to the contrary, if the

46 13 defendant or plaintiff has been improperly named in the

46 14 petition in an action concerning residential rental property,

46 15 the real party in interest shall be substituted at the time

46 16 the error is identified and the action shall not be dismissed

46 17 or delayed except to the extent necessary to identify and

46 18 serve the real parties in interest.

46 19 3. A person who in the regular course of business takes

46 20 assignments of instruments or accounts pursuant to chapter

46 21 539, which assignments constitute small claims, may bring an

46 22 action on an assigned instrument or account in the person's

46 23 own name and need not be represented by an attorney, provided

46 24 that in an action brought to recover payment on a dishonored

46 25 check or draft, as defined in section 554.3104, the action is

46 26 brought in the county of residence of the maker of the check

46 27 or draft or in the county where the draft or check was first

46 28 presented. Any person, however, may be represented in a small

46 29 claims action by an attorney.

46 30 Sec. 92. 2006 Iowa Acts, Senate File 2251, section 1,

46 31 subsection 2, paragraph b, is amended by adding the following

46 32 new subparagraphs:

CODE: Adds the Iowa Podiatric Medical Society to the Healthy Children Task Force and the Iowa Speech-Language Hearing Association in SF 2251 (Healthy Kids in Schools Program Act).

46 33 NEW SUBPARAGRAPH. (35) The Iowa podiatric medical  
 46 34 society.  
 46 35 NEW SUBPARAGRAPH. (36) The Iowa speech-language hearing  
 47 1 association.

DETAIL: Senate File 2251 was signed by the Governor on April 26, 2006.

47 2 Sec. 93. EFFECTIVE AND APPLICABILITY DATE PROVISIONS.

47 3 1. The section of this division of this Act amending  
 47 4 section 7D.29, being deemed of immediate importance, takes  
 47 5 effect upon enactment.

Specifies that the Section relating to the Executive Council approving and paying for expenses related to antiviral treatment courses take effect upon enactment.

47 6 2. The section of this division of this Act amending  
 47 7 section 427.1, subsection 21A, being deemed of immediate  
 47 8 importance, takes effect upon enactment and applies  
 47 9 retroactively to January 1, 2005, for assessment years  
 47 10 beginning on or after that date.

The Section of the Bill relating to the Nonprofit Housing Development Property Tax Exemption takes effect on enactment and applies retroactively to January 1, 2005, for assessment years beginning on or after that date.

47 11 3. The section of this division of this Act enacting  
 47 12 section 441.38A takes effect January 1, 2007, and applies to  
 47 13 assessment years beginning on or after that date.

The Section of the Bill relating to the School District Notice of Property Tax Assessment Appeal takes effect January 1, 2007, for assessment years beginning on or after that date.

47 14 DIVISION VI  
 47 15 SETTLEMENT OF STATE FINANCIAL AND TORT CLAIMS

47 16 Sec. 94. Section 8.6, Code 2005, is amended by adding the  
 47 17 following new subsection:  
 47 18 NEW SUBSECTION. 15. STATE TORT CLAIMS -- RISK MANAGEMENT  
 47 19 COORDINATOR. Designate a position within the department to  
 47 20 serve as the executive branch's risk management coordinator.  
 47 21 The risk management coordinator shall have all of the  
 47 22 following responsibilities:  
 47 23 a. Coordinating and monitoring risk control policies and  
 47 24 programs in the executive branch, including but not limited to

CODE: Creates a Risk Management Coordinator within the Department of Management. Specifies the duties of the Coordinator. Provides that the salary and support for the newly created position is funded from the State Appeal Board standing appropriation.

47 25 coordination with the employees of departments who are  
47 26 responsible for the workers' compensation for state employees  
47 27 and management of state property.  
47 28 b. Consulting with the attorney general with respect to  
47 29 the risk control policies and programs and trends in claims  
47 30 and liability of the state under chapter 669.  
47 31 c. Coordinating the state's central data repository for  
47 32 claims and risk information.  
47 33 The costs of salary, benefits, and support for the risk  
47 34 management coordinator shall be authorized by the state appeal  
47 35 board established in chapter 73A and shall be paid as claims  
48 1 for services furnished to the state under section 25.2.

48 2 Sec. 95. Section 8A.512, subsection 1, paragraph b,  
48 3 subparagraph (3), Code 2005, is amended to read as follows:  
48 4 (3) Claims approved by an agency according to the  
48 5 provisions of ~~sections 25.1 and~~ section 25.2.

CODE: Conforming amendment.

48 6 Sec. 96. Section 22.7, subsection 32, Code Supplement  
48 7 2005, is amended to read as follows:  
48 8 32. Social security numbers of the owners of unclaimed  
48 9 property reported to the treasurer of state pursuant to  
48 10 section 556.11, subsection 2, included on claim forms filed  
48 11 with the treasurer of state pursuant to section 556.19,  
48 12 included in outdated warrant reports received by the treasurer  
48 13 of state pursuant to ~~section 25.2~~ 556.2C, or stored in record  
48 14 systems maintained by the treasurer of state for purposes of  
48 15 administering chapter 556, or social security numbers of  
48 16 payees included on state warrants included in records systems  
48 17 maintained by the department of administrative services for  
48 18 the purpose of documenting and tracking outdated warrants  
48 19 pursuant to ~~section 25.2~~ 556.2C.

CODE: Conforming amendment.

48 20 Sec. 97. Section 25.1, subsection 1, Code 2005, is amended  
48 21 to read as follows:

CODE: Makes a distinction between certain claims against the State.

48 22 1. ~~When~~ Except for those claims that are addressed as  
48 23 provided in section 25.2, subsection 2, when a claim is filed  
48 24 or made against the state, on which in the judgment of the  
48 25 director of the department of management the state would be  
48 26 liable except for the fact of its sovereignty or that it has  
48 27 no appropriation available for its payment, the director of  
48 28 the department of management shall deliver that claim to the  
48 29 state appeal board. However, this chapter does not apply to a  
48 30 claim as defined in section 669.2.

48 31 Sec. 98. Section 25.1, subsection 3, Code 2005, is amended  
48 32 by striking the subsection.

CODE: Repeals the subsection that permits claims to be filed directly with State agencies.

48 33 Sec. 99. Section 25.1, unnumbered paragraph 1, Code 2005,  
48 34 is amended by striking the unnumbered paragraph.

CODE: Repeals the authority to pay certain claims.

48 35 Sec. 100. Section 25.2, subsection 1, unnumbered paragraph  
49 1 1, Code 2005, is amended to read as follows:  
49 2 The state appeal board with the recommendation of the  
49 3 special assistant attorney general for claims may approve or  
49 4 reject claims against the state of less than ~~ten~~ five years  
49 5 involving the following:

CODE: Changes the length of time a claim may be eligible for payment from 10 years to five years.

49 6 Sec. 101. Section 25.2, subsection 1, paragraph a, Code  
49 7 2005, is amended by striking the paragraph.

CODE: Repeals the State Appeal Board's authority regarding outdated warrants.

49 8 Sec. 102. Section 25.2, Code 2005, is amended by adding  
49 9 the following new subsection:  
49 10 NEW SUBSECTION. 1A. Notwithstanding the time period  
49 11 specified in subsection 1, the state appeal board may approve  
49 12 or reject a claim against the state of five years or more,  
49 13 provided an error was made by the state or the claim involves  
49 14 a dispute that commenced five years or more prior.

CODE: Permits the State Appeal Board may approve certain claims greater than five years old in certain circumstances.

49 15 Sec. 103. Section 25.2, subsection 2, Code 2005, is  
 49 16 amended to read as follows:  
 49 17 2. a. Notwithstanding subsection 1, an agency that  
 49 18 receives a claim that is charged to a funding source other  
 49 19 than the general fund of the state that does not revert and is  
 49 20 based on an outdated invoice, outdated division for  
 49 21 merchandise, or for services furnished to the state pursuant  
 49 22 ~~to section 25.1, subsection 3,~~ may on its own approve or deny  
 49 23 the claim. The agency shall provide the state appeal board  
 49 24 with notification of receipt of the claim and action taken on  
 49 25 the claim by the agency. The state appeal board shall adopt  
 49 26 rules setting forth the procedures and standards for  
 49 27 resolution of such claims by state agencies. Claims denied by  
 49 28 an agency shall be forwarded to the state appeal board by the  
 49 29 agency for further consideration, in accordance with this  
 49 30 chapter.  
 49 31 b. The department of administrative services staff  
 49 32 performing financial administration duties under chapter 8A,  
 49 33 subchapter V, shall establish reporting requirements for  
 49 34 dealing with claims under this subsection as necessary to  
 49 35 conform with generally accepted accounting principles.

CODE: Permits State agencies to pay certain outdated invoices if certain conditions are met. Requires the Department of Administrative Services staff to establish reporting requirements for payment of these claims.

50 1 Sec. 104. Section 25.2, subsection 4, Code 2005, is  
 50 2 amended by striking the subsection and inserting in lieu  
 50 3 thereof the following:  
 50 4 4. Outstanding state warrants that have been canceled  
 50 5 pursuant to section 8A.519 and were charged to the general  
 50 6 fund of the state or another state funding source shall be  
 50 7 addressed as provided in section 556.2C.

CODE: Repeals the authority of the Director of the Department of Administrative Services to reissue outdated warrants. Requires outdated warrants to be addressed as provided in Section 556.2C, Code of Iowa.

50 8 Sec. 105. Section 25.2, subsection 5, Code 2005, is  
 50 9 amended by striking the subsection.

CODE: Repeals certain reporting requirements of the Department of Administrative Services regarding outdated warrants.

50 10 Sec. 106. NEW SECTION. 556.2C OUTSTANDING STATE

CODE: Provides for the administration and payment of certain outdated warrants.

50 11 WARRANTS.

50 12 1. a. An unpaid, outdated warrant that is canceled  
50 13 pursuant to section 8A.519 shall be included in a list of  
50 14 outstanding state warrants maintained by the director of the  
50 15 department of administrative services. On or before July 1 of  
50 16 each year, the director of the department of administrative  
50 17 services shall provide the office of the treasurer of state  
50 18 with a consolidated list of such outstanding warrants that  
50 19 have not been previously reported to the office.

50 20 b. The consolidated list shall be accompanied by  
50 21 supporting information as specified by the treasurer of state.  
50 22 The treasurer of state may include information regarding the  
50 23 outstanding warrants in the notice published pursuant to  
50 24 section 556.12 and on the treasurer of state's official  
50 25 internet website.

50 26 c. The reporting requirements of this section do not apply  
50 27 to outdated warrants charged to federal grants or other  
50 28 nonstate funds for which funding is no longer available as  
50 29 described in section 25.2.

50 30 2. An agreement to pay compensation to recover or assist  
50 31 in the recovery of an outstanding warrant made within twenty-  
50 32 four months after the date the warrant is canceled is  
50 33 unenforceable. However, an agreement made after twenty-four  
50 34 months from the date the warrant is canceled is valid if the  
50 35 fee or compensation agreed upon is not more than fifteen  
51 1 percent of the recoverable property, the agreement is in  
51 2 writing and signed by the payee, and the writing discloses the  
51 3 nature and value of the property and the name and address of  
51 4 the person in possession. This subsection does not apply to a  
51 5 payee who has a bona fide fee contract with a practicing  
51 6 attorney regulated under chapter 602, article 10.

51 7 Sec. 107. Section 556.18, subsection 2, Code 2005, is  
51 8 amended by adding the following new paragraph:  
51 9 NEW PARAGRAPH. d. Any costs in connection with  
51 10 information on outstanding state warrants addressed pursuant

CODE: Permits the State Treasurer to recoup collection costs associated with certain outstanding warrants.

51 11 to section 556.2C.

51 12 Sec. 108. Section 669.2, subsection 2, Code Supplement  
 51 13 2005, is amended to read as follows:  
 51 14 2. "Award" means any amount determined by the ~~state appeal-~~  
 51 15 ~~board~~ attorney general to be payable to a claimant under  
 51 16 section 669.3, and the amount of any compromise or settlement  
 51 17 under section 669.9.

CODE: Specifies that an award is determined by the Attorney General rather than the State Appeal Board in State Tort Claim matters.

51 18 Sec. 109. Section 669.3, Code 2005, is amended to read as  
 51 19 follows:

51 20 669.3 ADJUSTMENT AND SETTLEMENT OF CLAIMS.

51 21 ~~1. Authority is hereby conferred upon the state appeal-~~  
 51 22 ~~board, acting~~ The attorney general, on behalf of the state of  
 51 23 Iowa, ~~subject to the advice and approval of the attorney-~~  
 51 24 ~~general, to shall~~ consider, ascertain, adjust, compromise,  
 51 25 settle, determine, and allow any claim ~~as defined in that is~~  
 51 26 subject to this chapter. ~~If any claim is compromised,~~  
 51 27 ~~settled, or allowed in an amount of more than five thousand-~~  
 51 28 ~~dollars, the unanimous approval of all members of the state-~~  
 51 29 ~~appeal board and the attorney general shall be required and~~  
 51 30 ~~the approval of the district court of the state of Iowa for~~  
 51 31 ~~Polk county shall also be required.~~

51 32 2. Claims A claim made under this chapter shall be filed  
 51 33 with the director of the department of management, who shall  
 51 34 acknowledge receipt on behalf of the state ~~appeal board~~.

51 35 3. The state appeal board shall adopt rules and procedures  
 52 1 for the handling, processing, and investigation of claims,  
 52 2 ~~according to the provisions of the Iowa administrative-~~  
 52 3 ~~procedure Act, in accordance with~~ chapter 17A.

CODE: Specifies that the Attorney General's Office, on behalf of the State of Iowa, is responsible for allowing, adjusting, compromising, or settling a tort claim rather than the State Board of Appeals.

52 4 Sec. 110. Section 669.4, unnumbered paragraph 5, Code  
 52 5 2005, is amended by striking the unnumbered paragraph.

CODE: Eliminates provisions related to lawsuits against State employees.

52 6 Sec. 111. Section 669.5, Code 2005, is amended to read as

CODE: Specifies when suits involving State employees are

52 7 follows:  
52 8 669.5 WHEN SUIT PERMITTED -- EMPLOYEES OF THE STATE.  
52 9 1. No A suit shall not be permitted for a claim under this  
52 10 chapter unless the state appeal board attorney general has  
52 11 made final disposition of the claim; except that if. However,  
52 12 if the state appeal board attorney general does not make final  
52 13 disposition of a claim within six months after the claim is  
52 14 made in writing to the state appeal board director of the  
52 15 department of management, the claimant may, by notice in  
52 16 writing, withdraw the claim from consideration of the state  
52 17 appeal board and begin suit under this chapter. Disposition  
52 18 of or offer to settle any claim made under this chapter shall  
52 19 not be competent evidence of liability or amount of damages in  
52 20 any suit under this chapter.  
52 21 2. a. Upon certification by the attorney general that a  
52 22 defendant in a suit was an employee of the state acting within  
52 23 the scope of the employee's office or employment at the time  
52 24 of the incident upon which the claim is based, the suit  
52 25 commenced upon the claim shall be deemed to be an action  
52 26 against the state under the provisions of this chapter, and if  
52 27 the state is not already a defendant, the state shall be  
52 28 substituted as the defendant in place of the employee.  
52 29 b. If the attorney general refuses to certify that a  
52 30 defendant was acting within the scope of the defendant's  
52 31 office or employment as described in paragraph "a" at the time  
52 32 of the incident out of which the claim arose, the defendant  
52 33 may petition the court, with notice to the attorney general,  
52 34 for the court to find and certify that the defendant was an  
52 35 employee of the state and was acting within the scope of the  
53 1 defendant's office or employment. The defendant must file the  
53 2 petition within ninety days of the date the attorney general  
53 3 serves notice of the attorney general's refusal to provide  
53 4 certification as provided in paragraph "a". If the court  
53 5 issues the finding and certification, the suit shall be deemed  
53 6 to be brought against the state and subject to the provisions  
53 7 of this chapter and the state shall be substituted as the  
53 8 defendant party unless the state is already a defendant. If

permitted.

53 9 the court denies the petition for certification, the order  
53 10 shall not be a final order and is not subject to interlocutory  
53 11 appeal by the defendant.

53 12 Sec. 112. Section 669.13, Code 2005, is amended to read as  
53 13 follows:

53 14 669.13 LIMITATION OF ACTIONS.

53 15 1. Every A claim and or suit otherwise permitted under  
53 16 this chapter shall be forever barred, unless within two years  
53 17 after ~~such~~ the claim accrued, the claim is made in writing ~~to~~  
53 18 and filed with the state appeal board director of the  
53 19 department of management under this chapter. The time to  
53 20 begin a suit under this chapter shall be extended for a period  
53 21 of six months from the date of mailing of notice to the  
53 22 claimant by the ~~state appeal board~~ attorney general as to the  
53 23 final disposition of the claim or from the date of withdrawal  
53 24 of the claim ~~from the state appeal board~~ under section 669.5,  
53 25 if the time to begin suit would otherwise expire before the  
53 26 end of ~~such~~ the period.

53 27 2. If a claim is made or filed under any other law of this  
53 28 state and a determination is made by a state agency or court  
53 29 that this chapter provides the exclusive remedy for the claim,  
53 30 ~~the time~~ two-year period authorized in subsection 1 to make a  
53 31 claim and to begin a suit under this chapter shall be extended  
53 32 for a period of six months from the date of the court order  
53 33 making such determination or the date of mailing of notice to  
53 34 the claimant of such determination by a state agency, if the  
53 35 time to make the claim and to begin the suit under this  
54 1 chapter would otherwise expire before the end of ~~such~~ the two-  
54 2 year period. The time to begin a suit under this chapter may  
54 3 be further extended as provided in ~~the preceding paragraph~~  
54 4 subsection 1.

54 5 3. This section is the only statute of limitations  
54 6 applicable to claims as defined in this chapter.

CODE: Defines the statute of limitations for a tort claim suit.

54 7 Sec. 113. Section 669.15, Code 2005, is amended to read as

CODE: Permits the Attorney General to award attorney fees in State

54 8 follows:  
54 9 669.15 ~~ATTORNEY'S ATTORNEY FEES AND EXPENSES.~~  
54 10 The court rendering a judgment for the a claimant under  
54 11 this chapter, or the state appeal board, with the advice and  
54 12 approval of the attorney general, making an award under  
54 13 section 669.3, or the attorney general making an award under  
54 14 section 669.9, as the case may be, shall, as a part of the  
54 15 judgment or award, determine and allow reasonable attorney's  
54 16 attorney fees and expenses, to. The attorney fees and  
54 17 expenses shall be paid out of but not in addition to the  
54 18 amount of judgment or award recovered, to the attorneys  
54 19 representing the claimant. Any attorney who charges, demands,  
54 20 receives, or collects for services rendered in connection with  
54 21 such claim any amount in excess of that allowed under this  
54 22 section, if recovery be had, shall be guilty of a serious  
54 23 misdemeanor.

54 24 Sec. 114. Section 669.18, Code 2005, is amended to read as  
54 25 follows:  
54 26 669.18 EXTENSION OF TIME.  
54 27 If a claim is made or a suit is begun under this chapter,  
54 28 and if a determination is made by the ~~state appeal board~~  
54 29 attorney general or by the court that the claim or suit is not  
54 30 permitted under this chapter for any reason other than lapse  
54 31 of time, the time to make a claim or to begin a suit under any  
54 32 other applicable law of this state shall be extended for a  
54 33 period of six months from the date of the court order making  
54 34 such determination or the date of mailing of notice to the  
54 35 claimant of such determination by the ~~state appeal board~~  
55 1 attorney general, if the time to make the claim or begin the  
55 2 suit under such other law would otherwise expire before the  
55 3 end of such period.

55 4 Sec. 115. Section 669.19, Code 2005, is amended to read as  
55 5 follows:

tort claim cases.

CODE: Updates the extension of time language to reflect that the Attorney General rather than the State Board of Appeals will be making this determination in addition to the Court.

CODE: Transfers the authority for investigating claims from the State Appeal Board to the Attorney General's Office.

55 6 669.19 INVESTIGATION OF CLAIMS BEFORE APPEAL BOARD.  
 55 7 ~~Chapter 25 does not apply to claims as defined in this~~  
 55 8 ~~chapter. However, any or all of the provisions of sections~~  
 55 9 ~~25.1, 25.4, and 25.5 may be made applicable to claims as~~  
 55 10 ~~defined in this chapter by agreement between the attorney~~  
 55 11 ~~general and the state appeal board from time to time. The~~  
 55 12 attorney general shall fully investigate each claim under this  
 55 13 chapter and may exercise the authority provided in section  
 55 14 25.5 in performing the investigation.

55 15 Sec. 116. Section 669.20, Code 2005, is amended to read as  
 55 16 follows:  
 55 17 669.20 LIABILITY INSURANCE.  
 55 18 ~~Whenever~~ If a claim or suit against the state is covered by  
 55 19 liability insurance, the provisions of the liability insurance  
 55 20 policy on defense and settlement shall be applicable  
 55 21 notwithstanding any inconsistent provisions of this chapter.  
 55 22 The attorney general ~~and the state appeal board shall co-~~  
 55 23 ~~operate~~ cooperate with the insurance company.

CODE: Specifies that the Attorney General is responsible for cooperating with insurance companies regarding liability insurance.

55 24 Sec. 117. Section 669.21, Code 2005, is amended to read as  
 55 25 follows:  
 55 26 669.21 EMPLOYEES DEFENDED AND INDEMNIFIED.  
 55 27 1. The Except as otherwise provided in subsection 2, the  
 55 28 state shall defend any employee, and shall indemnify and hold  
 55 29 harmless an employee against any claim as defined in section  
 55 30 669.2, subsection 3, paragraph "b", including claims arising  
 55 31 under the Constitution, statutes, or rules of the United  
 55 32 States or of any state.  
 55 33 2. a. The duty to indemnify and hold harmless shall not  
 55 34 apply and the state shall be entitled to restitution from an  
 55 35 employee if the employee fails to cooperate in the  
 56 1 investigation or defense of the claim, as defined in this  
 56 2 section, or if, in an action commenced by the state against  
 56 3 the employee, it is determined that the conduct of the  
 56 4 employee upon which a tort claim or demand was based

CODE: Specifies that the duty to indemnify and hold harmless does not apply if the State is entitled to restitution from an employee or in a suit commenced against an employee in which the State has been substituted as the defendant.

56 5 constituted a willful and wanton act or omission or  
56 6 malfeasance in office.  
56 7 b. The duty to indemnify and hold harmless shall not apply  
56 8 if, in a suit commenced against the employee, the state has  
56 9 been substituted as the defendant in place of the employee, as  
56 10 provided in section 669.5.

56 11 DIVISION VII  
56 12 CORRECTIVE PROVISIONS

56 13 Sec. 118. Section 8A.204, subsection 3, paragraph g,  
56 14 subparagraph (4), unnumbered paragraph 2, as enacted by 2006  
56 15 Iowa Acts, House File 2705, section 1, is amended to read as  
56 16 follows:

CODE: Technical correction.

56 17 The board shall keep detailed minutes of all discussion,  
56 18 persons present, and action occurring at a closed session, and  
56 19 shall also tape record all of the closed session. The minutes  
56 20 and the tape recording of a session closed under this  
56 21 subparagraph shall be made available for public examination  
56 22 when a final decision is made regarding whether to issue the  
56 23 request for proposals. All board actions and decisions  
56 24 regarding this information shall be made in open ~~meetings~~  
56 25 session and appropriately recorded.

56 26 Sec. 119. Section 35A.14, subsection 3, if enacted by 2006  
56 27 Iowa Acts, Senate File 2312, section 1, is amended to read as  
56 28 follows:

CODE: Technical correction.

56 29 3. The department may receive and accept donations,  
56 30 grants, gifts, and contributions from any public or private  
56 31 source for the purpose of providing grants under this section.  
56 32 Moneys received by the department pursuant to this subsection  
56 33 shall be deposited in an injured veterans trust fund which  
56 34 shall be created in the state treasury under the control of  
56 35 the department. Moneys credited to the trust fund ~~shall be~~  
57 1 are appropriated to the department for the purpose of

57 2 providing injured veterans grants under this section and shall  
57 3 not be transferred, used, obligated, appropriated, or  
57 4 otherwise encumbered, except as provided in this section.  
57 5 Notwithstanding section 12C.7, subsection 2, interest or  
57 6 earnings on moneys in the trust fund shall be credited to the  
57 7 trust fund.

57 8 Sec. 120. Section 70A.23, subsection 3, paragraph a, as  
57 9 enacted by 2006 Iowa Acts, Senate File 2231, is amended to  
57 10 read as follows:  
57 11 a. An eligible state employee, excluding an employee  
57 12 covered under a collective bargaining agreement which provides  
57 13 otherwise or an employee of the state board of regents, who  
57 14 retires and receives a payment as provided in subsection 2  
57 15 shall be entitled to elect to have the employee's available  
57 16 remaining value of sick leave ~~to be~~ used to pay the state  
57 17 share for the employee's continuation of state group health  
57 18 insurance coverage pursuant to the requirements of this  
57 19 subsection.

CODE: Technical correction to SF 2231 (FY 2007 Sick Leave Conversion Act).

DETAIL: Senate File 2231 was enacted by the General Assembly on March 29, 2006, and was signed by the Governor on April 6, 2006.

57 20 Sec. 121. Section 91.4, subsection 9, Code 2005, as  
57 21 amended by 2006 Iowa Acts, House File 2586, section 1, if  
57 22 enacted, is amended to read as follows:  
57 23 9. The commissioner may establish rules pursuant to  
57 24 chapter 17A to assess and collect interest on fees, penalties,  
57 25 and other amounts due the division. The commissioner may  
57 26 delay, or, following written notice, deny the issuance of a  
57 27 license, commission, registration, certificate, or permit  
57 28 authorized under chapter 88A, 89, 89A, 90A, 91C, or 94A if the  
57 29 applicant for the license, commission, registration,  
57 30 certificate, or permit owes a liquidated debt to the  
57 31 commissioner.

CODE: Technical correction to HF 2586 (FY 2007 Debt Collection and Labor Division Licensing Act).

DETAIL: House File 2586 was enacted by the General Assembly on March 29, 2006, and signed by the Governor on April 12, 2006.

57 32 Sec. 122. Section 99G.30A, subsections 1 and 2, as enacted  
57 33 by 2006 Iowa Acts, Senate File 2330, section 3, are amended to

CODE: Amends Senate File 2330 (FY 2007 Electronic Lottery Devices Act) to make the following changes:

57 34 read as follows:

57 35 1. If revenues are generated from monitor vending machines  
58 1 ~~on or~~ after forty-five days following the effective date of  
58 2 this Act, then there shall be a monitor vending machine excise  
58 3 tax imposed on net monitor vending machine revenue receipts at  
58 4 the rate of sixty-five percent.

58 5 ~~2. a. The director of revenue shall administer the~~  
58 6 ~~monitor vending machine excise tax as nearly as possible in~~  
58 7 ~~conjunction with the administration of state sales tax laws.~~  
58 8 ~~The director shall provide appropriate forms or provide~~  
58 9 ~~appropriate entries on the regular state tax forms for~~  
58 10 ~~reporting local sales and services tax liability.~~

58 11 ~~b. All powers and requirements of the director to~~  
58 12 ~~administer the state sales and use tax law are applicable to~~  
58 13 ~~the administration of the monitor vending machine excise tax,~~  
58 14 ~~including but not limited to the provisions of section 422.25,~~  
58 15 ~~subsection 4, sections 422.30, 422.67, and 422.68, section~~  
58 16 ~~422.69, subsection 1, sections 422.70 to 422.75, section~~  
58 17 ~~423.14, subsection 1 and subsection 2, paragraphs "b" through~~  
58 18 ~~"e", and sections 423.15, 423.23, 423.24, 423.25, 423.31 to~~  
58 19 ~~423.35, 423.37 to 423.42, 423.46, and 423.47.~~

58 20 ~~c. Frequency of deposits and quarterly reports of the~~  
58 21 ~~monitor vending machine excise tax with the department of~~  
58 22 ~~revenue are governed by the tax provisions in section 423.31.~~  
58 23 ~~Monitor vending machine excise tax collections shall not be~~  
58 24 ~~included in computation of the total tax to determine~~  
58 25 ~~frequency of filing under section 423.31.~~

58 26 2. a. The retailer shall pay on a monthly basis on forms  
58 27 approved by the director of revenue the tax imposed under  
58 28 subsection 1 to the department of revenue or to a depository  
58 29 designated by the director of revenue.

58 30 b. The director of revenue shall administer the monitor  
58 31 vending machine excise tax as nearly as possible in  
58 32 conjunction with the administration of the state sales tax  
58 33 law, except that portion of the law which implements the  
58 34 streamlined sales and use tax agreement. The director shall  
58 35 provide appropriate forms, or provide on the regular state tax

- Retailers are required to pay, on a monthly basis, the excise tax on forms approved by the Director of the Department of Revenue.
- All moneys received or refunded from the monitor vending machines excise tax is to be deposited in or withdrawn from the General Fund.

The Director of the Department of Revenue may require all persons subject to tax under this section to register with the Department. All taxes collected under this section are deemed to be held in trust for the State.

DETAIL: Senate File 2330 was enacted by the General Assembly on March 14, 2006, and signed by the Governor on March 20, 2006.

59 1 forms, for reporting the monitor vending machine excise tax  
 59 2 liability. All moneys received or refunded from the monitor  
 59 3 vendor machine excise tax shall be deposited in or withdrawn  
 59 4 from the general fund of the state.  
 59 5 c. Section 422.25, subsection 4, sections 422.30, 422.67,  
 59 6 and 422.68, section 422.69, subsection 1, sections 422.70,  
 59 7 422.71, 422.72, 422.74, and 422.75, section 423.14, subsection  
 59 8 1, and sections 423.23, 423.24, 423.25, 423.31, 423.33,  
 59 9 423.35, 423.37 to 423.42, and 423.47, consistent with the  
 59 10 provisions of this section, apply with respect to the taxes  
 59 11 authorized under this section, in the same manner and with the  
 59 12 same effect as if the monitor vending machine excise tax was a  
 59 13 retail sales tax within the meaning of those statutes.  
 59 14 Notwithstanding this paragraph, the director shall provide for  
 59 15 monthly filing of returns as prescribed in section 423.31.  
 59 16 The director may require all persons who are engaged in the  
 59 17 business of deriving any net receipts subject to tax under  
 59 18 this section to register with the department. All taxes  
 59 19 collected under this section by a retailer or any individual  
 59 20 are deemed to be held in trust for the state of Iowa.

59 21 Sec. 123. Section 123.3, subsection 37, as amended by 2006  
 59 22 Iowa Acts, Senate File 2305, section 1, is amended to read as  
 59 23 follows:  
 59 24 37. "Wine" means any beverage containing more than five  
 59 25 percent of alcohol by weight but not more than seventeen  
 59 26 percent of alcohol by weight or twenty-one and twenty-five  
 59 27 hundredths percent of alcohol by volume obtained by the  
 59 28 fermentation of the natural sugar contents of fruits or other  
 59 29 agricultural products but excluding any product containing  
 59 30 alcohol derived from malt or by the distillation process from  
 59 31 grain, cereal, molasses, or cactus.

59 32 Sec. 124. Section 124.506A, subsection 1, as enacted by  
 59 33 2006 Iowa Acts, House File 2696, section 1, is amended to read

CODE: Technical correction.

DETAIL: Senate File 2305 (Wine Definition and Inspection Act) was enacted by the General Assembly on March 29, 2006, and was signed by the Governor on April 10, 2006.

CODE: Technical correction to HF 2696 (Seized Drugs, Destruction Act).

59 34 as follows:

59 35 1. Notwithstanding the provisions of section 124.506, if  
60 1 more than ten pounds of marijuana or more than one pound of  
60 2 any other controlled substance is seized ~~in~~ as a result of a  
60 3 violation of this chapter, the law enforcement agency  
60 4 responsible for retaining the seized controlled substance may  
60 5 destroy the seized controlled substance if the law enforcement  
60 6 agency retains at least ten pounds of the marijuana seized or  
60 7 at least one pound of any other controlled substance seized  
60 8 for evidence purposes.

DETAIL: House File 2696 was enacted by the General Assembly on March 28, 2006, and was signed by the Governor on April 6, 2006.

60 9 Sec. 125. Section 266.27, Code 2005, as amended by 2006  
60 10 Iowa Acts, Senate File 2253, section 34, is amended to read as  
60 11 follows:

60 12 266.27 ACT ACCEPTED.

60 13 The assent of the general assembly of the state of Iowa is  
60 14 hereby given to the provisions and requirements of the Smith-  
60 15 Lever Act, 38 Stat. 372-374, approved May 4~~8~~ 8, 1914, and any  
60 16 amendments to that Act, codified at 7 U.S.C. § 341 -- 349.

CODE: Technical correction.

DETAIL: Senate File 2253 (Sustentative Code Editor's Act) was enacted by the General Assembly on March 28, 2006, and was signed by the Governor on April 7, 2006.

60 17 Sec. 126. Section 331.756, subsection 44, Code Supplement  
60 18 2005, is amended by striking the subsection.

CODE: Eliminates the requirement that county attorneys investigate the financial condition of a person under commitment proceedings to the state psychiatric hospital or those legally responsible for the person.

60 19 Sec. 127. Section 455G.31, subsection 2, paragraph a, if  
60 20 enacted by 2006 Iowa Acts, House File 2754, section 25, is  
60 21 amended to read as follows:

60 22 a. For gasoline storage and dispensing infrastructure  
60 23 other than the dispenser, the department of natural resources  
60 24 under this chapter or the state fire marshal under chapter  
60 25 101, ~~division II~~ must determine that it is compatible with E-  
60 26 85 gasoline.

CODE: Technical correction to HF 2754 (Renewable Fuel Incentive Bill).

DETAIL: House File 2754 was enacted by the General Assembly on April 12, 2006.

60 27 Sec. 128. Section 541A.3, subsection 1, unnumbered

CODE: Technical correction to the Department of Human Services

60 28 paragraph 1, Code 2005, as amended by 2006 Iowa Acts, House  
 60 29 File 2644, section 5, is amended to read as follows:  
 60 30 Payment by the state of a savings refund on amounts of up  
 60 31 to two thousand dollars per calendar year that an account  
 60 32 holder deposits in the account holder's account. Moneys  
 60 33 transferred to an individual development account from another  
 60 34 individual development account and a savings refund received  
 60 35 by the account holder in accordance with this section ~~541A.3~~  
 61 1 shall not be considered an account holder deposit for purposes  
 61 2 of determining a savings refund. Payment of a savings refund  
 61 3 either shall be made directly to the account holder or to an  
 61 4 operating organization's central reserve account for later  
 61 5 distribution to the account holder in the most appropriate  
 61 6 manner as determined by the administrator. The state savings  
 61 7 refund shall be the indicated percentage of the amount  
 61 8 deposited:

Development Accounts.

DETAIL: House File 2644 (Human Services Technical Amendments Act) was enacted by the General Assembly on March 14, 2006, and was signed by the Governor on March 29, 2006.

61 9 Sec. 129. Section 602.8102, subsection 38, Code Supplement  
 61 10 2005, is amended by striking the subsection.

CODE: Conforming amendment related to the enactment of SF 2341 (Voluntary Civil Commitment Act).

DETAIL: Senate File 2341 was enacted by the General Assembly on April 10, 2006, and was signed by the Governor on April 20, 2006.

61 11 Sec. 130. 2006 Iowa Acts, House File 2238, section 2,  
 61 12 subsection 1, paragraph d, is amended to read as follows:  
 61 13 d. Of the amount allocated to eligible services providers  
 61 14 under paragraph "c", 70 percent shall be distributed to the  
 61 15 state's accredited community mental health centers established  
 61 16 or designated by counties in accordance with law or  
 61 17 administrative rule. If a county has not established or  
 61 18 designated a community mental health center and has received a  
 61 19 waiver from the mental health ~~and, mental retardation,~~  
 61 20 developmental disabilities, and brain injury commission, the  
 61 21 mental health services provider designated by that county is  
 61 22 eligible to receive funding distributed pursuant to this  
 61 23 paragraph in lieu of a community mental health center. The

CODE: Technical correction to reflect the name of the Mental Health, Mental Retardation, Developmental Disabilities, and Brain Injury Commission.

DETAIL: House File 2238 (Block Grant Appropriations Act) was enacted by the General Assembly on February 22, 2006, and was signed by the Governor on March 2, 2006.

61 24 funding distributed shall be used by recipients of the funding  
 61 25 for the purpose of developing and providing evidence-based  
 61 26 practices and emergency services to adults with a serious  
 61 27 mental illness and children with a serious emotional  
 61 28 disturbance. The distribution amounts shall be announced at  
 61 29 the beginning of the federal fiscal year and distributed on a  
 61 30 quarterly basis according to the formulas used in previous  
 61 31 fiscal years. Recipients shall submit quarterly reports  
 61 32 containing data consistent with the performance measures  
 61 33 approved by the federal substance abuse and mental health  
 61 34 services administration.

61 35 Sec. 131. CONTINGENT REPEAL -- IPERS. The section of 2006  
 62 1 Iowa Acts, House File 2245, amending section 97B.1A,  
 62 2 subsection 24, paragraph "c", is repealed if the section of  
 62 3 2006 Iowa Acts, House File 729, amending section 97B.1A,  
 62 4 subsection 24, paragraph "c", is enacted.

CODE: Specifies that the Section of House File 2245 (Retirement Technical Corrections Bill) is repealed contingent upon the enactment of House File 729 (Public Pension Omnibus Bill) regarding IPERS.

DETAIL: The Bill passed the House on April 6, 2006.

62 5 Sec. 132. 2006 Iowa Acts, House File 2713, as enacted, is  
 62 6 amended by adding the following new section:  
 62 7 SEC. 23A. Section 256F.4, subsection 8, Code 2005, is  
 62 8 amended to read as follows:  
 62 9 8. A charter school may enter into contracts in accordance  
 62 10 with chapter ~~73A~~ 38.

CODE: Amends HF 2713 (FY 2006 Competitive Bidding, Governments Projects Act) to add a new section that provides that a charter school may enter into contracts in accordance with new Chapter 38, Code of Iowa, which is the Iowa Construction Bidding Procedures Act.

DETAIL: House File 2713 was enacted by the General Assembly on March 21, 2006, and was signed by the Governor on March 29, 2006.

62 11 Sec. 133. COLLABORATIVE EDUCATIONAL FACILITY -- CODE  
 62 12 EDITOR DIRECTIVE. The Code editor shall codify the provisions  
 62 13 of 2006 Iowa Acts, House File 864, notwithstanding that the  
 62 14 Act was drafted to the Code 2005 rather than to the Code  
 62 15 Supplement 2005. The provisional numbering in that Act in  
 62 16 section 423.3 of new subsection 85 and in section 423.4 of new  
 62 17 subsection 4 used subsection numbers that were not assigned in  
 62 18 the Code 2005 and their use in that Act does not imply that

Directs the Code Editor to codify HF 864 (Collaborative Educational Facility Act) and make internal corrections as necessary.

62 19 the subsections in sections 423.3 and 423.4, Code Supplement  
62 20 2005, with those same subsection numbers, are in any way  
62 21 affected. In addition, the Code editor, under the authority  
62 22 of section 2B.13 relating to the correction of internal  
62 23 references to sections which have been repealed, shall insert  
62 24 before the references to chapter 504A in sections 2 and 3 of  
62 25 that Act the words "former chapter".

62 26 Sec. 134. EFFECTIVE DATE -- RETROACTIVE APPLICABILITY.  
62 27 The section of this division of this Act amending section  
62 28 99G.30A, being deemed of immediate importance, takes effect  
62 29 upon enactment and is retroactively applicable to March 20,  
62 30 2006.

Specifies that the Section of this Bill amending Senate File 2330 (FY 2007 Electronic Lottery Devices Act), is effective upon enactment.

62 31 EXPLANATION

62 32 This bill makes, reduces, and transfers appropriations,  
62 33 provides for fees, and covers other properly related matters.  
62 34 The bill is organized into divisions.

62 35 MH/MR/DD ALLOWED GROWTH FUNDING. This division  
63 1 appropriates funding for FY 2007-2008 for distribution to  
63 2 counties for allowed growth in mental health, mental  
63 3 retardation, and developmental disabilities services  
63 4 expenditures and to expand services to persons with brain  
63 5 injury. The allocation for brain injury services includes  
63 6 contingent language for transfer of the allocation to the Iowa  
63 7 department of public health in the event 2006 Iowa Acts, House  
63 8 File 2772, is enacted into law.

63 9 STANDING APPROPRIATIONS. This division limits the standing  
63 10 unlimited appropriations for FY 2006-2007 made for the  
63 11 following purposes: substance abuse treatment and prevention,  
63 12 instructional support state aid, at-risk children programs,  
63 13 payment of nonpublic school transportation, the educational  
63 14 excellence program to improve teacher salaries, and state  
63 15 share of peace officers' retirement benefits.

63 16 In addition, for FY 2006-2007, the following property tax  
63 17 credits are funded from the property tax credit fund created

63 18 in the division instead of the general fund of the state:  
63 19 homestead, agricultural land and family farm, military  
63 20 service, and elderly and disabled tax credit and  
63 21 reimbursement.  
63 22 For the budget process applicable to FY 2007-2008, state  
63 23 agencies are required to submit estimates and other  
63 24 expenditure information as called for by the director of the  
63 25 department of management after consultation with the director  
63 26 of management instead of the information required under  
63 27 section 8.23.  
63 28 The appropriations made for expenses of the general  
63 29 assembly are reduced by \$1,267,106.  
63 30 Code section 257.35, relating to state aid to schools  
63 31 provided for area education agencies, is amended to continue a  
63 32 reduction in that funding of \$8 million for FY 2006-2007. The  
63 33 amount of the reduction for each area education agency will be  
63 34 prorated based upon the reduction in the state aid that the  
63 35 agency received in FY 2003-2004.  
64 1 A directive that the state general fund surplus for FY  
64 2 2005-2006 is to be transferred to the cash reserve fund in  
64 3 2005 Iowa Acts, chapter 179, section 7, is stricken. This  
64 4 provision is effective upon enactment.  
64 5 The contingent appropriation under Code section 8.57,  
64 6 subsection 1, of up to 1 percent of the adjusted revenue  
64 7 estimate for FY 2006-2007 from the state general fund to the  
64 8 cash reserve fund in the event the FY 2005-2006 ending balance  
64 9 distribution was insufficient to bring the fund to the  
64 10 designated level shall not be made for FY 2006-2007.  
64 11 The division also provides that the revenue estimate  
64 12 determined by the revenue estimating conference on March 24,  
64 13 2006, is to be used in lieu of the revenue estimate of  
64 14 December 2005 in determining the state general fund  
64 15 expenditure limitation for FY 2006-2007 budget purposes.  
64 16 SALARIES, COMPENSATION, AND RELATED MATTERS. This division  
64 17 relates to the funding for the fiscal year beginning July 1,  
64 18 2006, of salary increases for state appointed nonelected  
64 19 officers, justices, judges, magistrates, employees subject to

64 20 collective bargaining agreements, and certain noncontract  
64 21 employees. The division includes an appropriation to the  
64 22 salary adjustment fund to pay for the salary adjustments for  
64 23 judicial and executive branch employees other than state board  
64 24 of regents employees.

64 25 The division provides supplemental authorization to fund  
64 26 salaries from trust, revolving, and special funds for which  
64 27 the general assembly has established a budget.

64 28 The division provides for extending the sick leave  
64 29 conversion program under the collective bargaining agreement  
64 30 that covers the greatest number of state employees and that  
64 31 affects sick leave accrual and allows sick leave conversion  
64 32 and use upon retirement for payment of certain health  
64 33 insurance premiums to nonregents employees in the executive  
64 34 branch who are not covered by a collective bargaining  
64 35 agreement.

65 1 Code section 421.1A, concerning the property assessment  
65 2 appeal board, is amended to provide that members of the board  
65 3 shall be considered state employees for purposes of salary and  
65 4 benefits. Current law provides that board members shall not  
65 5 be considered state employees.

65 6 The division also makes changes concerning the public  
65 7 broadcasting division of the department of education. The  
65 8 division provides that the public broadcasting board shall set  
65 9 the salary of the administrator of the division within the  
65 10 range established in the division. Current law provides that  
65 11 the governor sets the administrator's salary.

65 12 Code section 256.82, concerning the public broadcasting  
65 13 board, is amended to provide that the member appointed by the  
65 14 state board of regents need not be knowledgeable about  
65 15 telecommunications.

65 16 Code section 256.84, concerning the board's powers, is also  
65 17 amended by the division. Provisions allowing the board and  
65 18 the division to arrange for joint use of available services  
65 19 and facilities and requiring the board to adopt and update a  
65 20 design plan for educational and telecommunications systems in  
65 21 the state are eliminated by the division. Code section 256.89

65 22 concerning the state plan is also repealed by the division.  
65 23 Code section 256.84 is also amended to provide that the board  
65 24 may select programming, content partners, and other  
65 25 contractual services without using a competitive selection or  
65 26 performance measure process. Contractual services included in  
65 27 this exception are those related to program production and  
65 28 instructional and educational media. In addition, Code  
65 29 section 256.84 is amended to provide that the board shall  
65 30 approve for submission the public broadcasting division's  
65 31 budget.

65 32 OTHER APPROPRIATIONS AND RELATED MATTERS. This division  
65 33 makes numerous appropriations or reductions in appropriations  
65 34 for FY 2006-2007 and involves related matters as follows:

65 35 To the department of cultural affairs, \$5,000 is  
66 1 appropriated for a study of arts education and enrichment  
66 2 programming for school-age children.

66 3 To the veterans trust fund, \$4.5 million is appropriated  
66 4 from the state general fund.

66 5 To the department of veterans affairs, \$1 million is  
66 6 appropriated for a county grant program for providing improved  
66 7 services for veterans.

66 8 To the Iowa law enforcement academy, \$25,000 is  
66 9 appropriated from the state general fund for equipment and  
66 10 furnishings.

66 11 To the offices of governor and lieutenant governor from the  
66 12 state general fund to increase the appropriations made for FY  
66 13 2006-2007 in 2006 Iowa Acts, House File 2521, if enacted, for  
66 14 Terrace Hill quarters by \$22,676 and for membership dues in  
66 15 the national governors association by \$16,207.

66 16 To the department of natural resources, \$80,000 is  
66 17 appropriated from the manure storage indemnity fund to assist  
66 18 the department in modifying its computer database in order to  
66 19 assist persons required to submit and pay fees relating to  
66 20 updated manure management plans over a scheduled period of up  
66 21 to four years. This appropriation is contingent upon the  
66 22 enactment of legislation to provide for such four-year  
66 23 schedule. The department is required to repay the

66 24 appropriation to the fund over four fiscal years.  
66 25 The division appropriates \$200,000 for FY 2007-2008 to the  
66 26 state board of regents for allocation to the university of  
66 27 northern Iowa for the real estate education program. This  
66 28 appropriation is contingent upon the enactment of legislation  
66 29 to appropriate fees credited to the real estate education fund  
66 30 to the real estate commission in lieu of the state board of  
66 31 regents.  
66 32 The division transfers \$2.8 million to the state board of  
66 33 regents from moneys appropriated for FY 2005-2006 which would  
66 34 otherwise revert. The moneys transferred are to be  
66 35 distributed in FY 2006-2007.

67 1 The division increases the appropriation made in 2006 Iowa  
67 2 Acts, House File 2521, if enacted, to the division on the  
67 3 status of Iowans of Asian and Pacific islander heritage by  
67 4 \$80,000 for salaries, support, maintenance, and miscellaneous  
67 5 purposes and for 1 full-time equivalent position.  
67 6 The division appropriates to the department of cultural  
67 7 affairs, \$85,000 for the African-American historical museum  
67 8 and cultural center of Iowa in Cedar Rapids, and \$250,000 for  
67 9 historical resource development program emergency grants for  
67 10 qualified historic preservation projects in Johnson county;  
67 11 and appropriates to the department of justice for farm  
67 12 mediation services, \$100,000.

67 13 The division establishes a sustainable natural resource  
67 14 funding advisory committee for the purpose of studying how to  
67 15 provide a sustainable source or sources of funding for natural  
67 16 resources needs in Iowa. The department of natural resources  
67 17 shall provide staffing for the advisory committee. The  
67 18 members are made up of representatives of various natural  
67 19 resource oriented organizations, the director of the  
67 20 department of natural resources, two senators, and two  
67 21 representatives. The committee shall submit a report to the  
67 22 governor and the general assembly by January 10, 2007, on what  
67 23 other states do to provide funding, the amount of funding  
67 24 needed, and methods for obtaining such funding.

67 25 The division strikes the \$17,773,000 appropriation to be

67 26 made from the state general fund to the endowment for Iowa's  
67 27 health account for FY 2006-2007 which was originally made by  
67 28 2001 Iowa Acts, chapter 174, section 1, subsection 2.

67 29 Code section 16.100 is amended to transfer moneys in and  
67 30 received for deposit in the housing improvement fund to the  
67 31 housing trust fund. The Iowa finance authority is required to  
67 32 report to the general assembly regarding the status of the  
67 33 trust fund.

67 34 New Code section 137F.3A is enacted to provide that for  
67 35 fiscal years ending prior to July 1, 2007, the department of  
68 1 inspections and appeals may retain fees imposed on hotels,  
68 2 home food establishments, and on certain food establishments  
68 3 and use the fees retained for costs associated with having the  
68 4 department conduct food inspections in jurisdictions where the  
68 5 applicable municipal corporation fails to conduct the  
68 6 inspections on or after July 1, 2005, but prior to July 1,  
68 7 2007. The section takes effect upon enactment and applies  
68 8 retroactively to July 1, 2005. The section is repealed July  
68 9 1, 2007.

68 10 Code section 256D.5, subsection 4, is amended to extend  
68 11 through FY 2006-2007 the \$29.25 million appropriation for the  
68 12 Iowa early intervention block grant program.

68 13 The division transfers up to \$50,000 from the \$2 million  
68 14 appropriated to the home ownership assistance program in 2005  
68 15 Iowa Acts, chapter 175, section 4, subsection 4, as enacted by  
68 16 2006 Iowa Acts, House File 2080, section 3, for the enduring  
68 17 families program of the department of public defense.

68 18 Intent language is expressed that the general assembly  
68 19 appropriate moneys from the state general fund for each fiscal  
68 20 year of the fiscal period beginning July 1, 2007, and ending  
68 21 June 30, 2010, to the housing trust fund.

68 22 Intent language is also expressed that the general assembly  
68 23 appropriate moneys from the state general fund for the world  
68 24 food prize for FY 2007-2008 and FY 2008-2009.

68 25 MISCELLANEOUS STATUTORY CHANGES. This division provides  
68 26 miscellaneous statutory changes.

68 27 Code section 7D.29 is amended to allow the executive

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68 28 council to review requests from the Iowa department of public  
68 29 health relative to the purchase, storing, and distribution of  
68 30 vaccines and medication for prevention, prophylaxis, or  
68 31 treatment. The executive council may approve the request and  
68 32 incur the necessary expense from moneys in the state treasury  
68 33 not otherwise appropriated. This provision takes effect upon  
68 34 enactment.

68 35 Code section 15E.208 is amended to provide for the  
69 1 forgiveness of the repayment of the loan plus interest which  
69 2 was assigned to the department of economic development during  
69 3 the 2003 calendar year. The loan had been made by an Iowa  
69 4 agricultural industry finance corporation pursuant to the Iowa  
69 5 agricultural industry finance Act in Code sections 15E.201  
69 6 through 15E.211.

69 7 New Code section 15G.119, subsection 4, paragraph "c", if  
69 8 enacted by 2006 Iowa Acts, House File 2759, which provides for  
69 9 the nonreversion of moneys in the renewable fuel  
69 10 infrastructure fund, is amended to provide for the reversion  
69 11 of moneys appropriated to the fund that are not encumbered or  
69 12 obligated at the end of FY 2011-2012.

69 13 Code section 22.7, as amended by 2006 Iowa Acts, House File  
69 14 2706, if enacted, is amended by including as part of the  
69 15 confidentiality exception to the Iowa public records law  
69 16 charitable donations made to a foundation acting solely for  
69 17 the support of a community college.

69 18 Code section 22.7 is amended by enacting two new  
69 19 subsections to provide an exemption from the open records law  
69 20 for individually identifiable client information in a homeless  
69 21 management information system and also to provide an exemption  
69 22 for certain specific types of information contained in records  
69 23 relating to housing assistance.

69 24 Code sections 29A.28 and 29A.43 are amended to provide that  
69 25 members of the civil air patrol are treated similarly to  
69 26 members of the national guard and reserves and are granted a  
69 27 leave of absence without penalty from their jobs for civil air  
69 28 patrol duty.

69 29 Code section 29A.40 is amended to increase the penalty for

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69 30 false wearing of a military uniform from a simple to a serious  
69 31 misdemeanor.

69 32 Code section 29C.8 is amended to change the reference to  
69 33 urban search and rescue teams to homeland security and  
69 34 emergency response teams and to provide that such teams may be  
69 35 deployed to support an interstate assistance request under the  
70 1 emergency management assistance compact described in Code  
70 2 section 29C.21. The amended section is also amended to  
70 3 provide that a member of such a team will be considered a  
70 4 state employee for purposes of the compact if the member is  
70 5 registered with the homeland security and emergency management  
70 6 division on an approved team. The amended section also  
70 7 requires approved teams to establish standards for membership  
70 8 and keep updated lists of members. Finally, the amended  
70 9 section provides that the department of administrative  
70 10 services shall process claims for injury or loss by team  
70 11 members and that funding shall be sought from the executive  
70 12 council.

70 13 Code section 29C.20 is also amended to reflect the change  
70 14 in reference to homeland security and emergency response  
70 15 teams.

70 16 Code section 35A.9 is amended to provide that all funds  
70 17 received, including any lease payments or funds generated from  
70 18 activity engaged in on the property, are to be deposited into  
70 19 an account dedicated to the establishment, operation, and  
70 20 maintenance of the veterans cemetery.

70 21 Code section 35A.13, relating to the veterans trust fund,  
70 22 is amended by enacting a new subsection 5A to express the  
70 23 intent of the general assembly that beginning with FY 2007-  
70 24 2008 annual appropriations be made to the fund and subsection  
70 25 6 is rewritten to list the purposes for which moneys in the  
70 26 fund may be used. A new subsection 6A is enacted that  
70 27 provides for the commission to notify the general assembly for  
70 28 its review if the commission identifies other purposes for  
70 29 which moneys could be used to benefit veterans and their  
70 30 families.

70 31 Code section 68B.32A in part provides that the ethics and

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70 32 campaign disclosure board assign confidential signature codes  
70 33 for persons who file reports and statements electronically.  
70 34 The division amends Code section 68B.32A to provide that the  
70 35 person who files the reports and statements is responsible for  
71 1 keeping the assigned signature codes confidential. The  
71 2 amendment also excludes signature codes from state information  
71 3 technology requirements concerning periodic changes of these  
71 4 codes.  
71 5 New Code section 70A.15 is created to allow certain  
71 6 governmental employees to contribute to an eligible charity  
71 7 through a payroll deduction. The new Code section provides  
71 8 that employees of a school district, county, or city may  
71 9 request a payroll deduction from their wages for purposes of  
71 10 contributing to an eligible charitable organization. The new  
71 11 Code section defines an eligible charitable organization as a  
71 12 not-for-profit federation of health and human services, social  
71 13 welfare, or environmental agencies that is exempt under  
71 14 section 501(c)(3) of the Internal Revenue Code, has had an  
71 15 office in this state for five years, is governed by a board,  
71 16 represents at least 10 agencies, is not a charitable  
71 17 foundation, and is registered with the secretary of state's  
71 18 office.  
71 19 Code section 103A.10 is amended to apply the state building  
71 20 code to all newly constructed buildings and structures the  
71 21 construction of which is paid for in whole or in part with  
71 22 moneys appropriated by the state but not wholly owned by the  
71 23 state.  
71 24 New Code section 103A.10A is enacted to require plan  
71 25 reviews and inspections for state-owned buildings, state board  
71 26 of regents-owned buildings, and buildings the construction of  
71 27 which is paid for in whole or in part with moneys appropriated  
71 28 by the state but not wholly owned by the state. The state  
71 29 building code commissioner is required to establish by rule  
71 30 fees for plan reviews and inspections and also the proper  
71 31 qualifications for persons required to perform inspections.  
71 32 Code section 123.47 is amended to provide that it shall be  
71 33 unlawful for a person who owns, leases, or has control of

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71 34 property that is not a licensed premises to permit any person,  
71 35 knowing or having reasonable cause to believe the person to be  
72 1 under legal age, to consume or possess on the property any  
72 2 alcoholic liquor, wine, or beer. A violation of this  
72 3 provision would be a serious misdemeanor punishable by a  
72 4 minimum fine of \$500.  
72 5 Code section 147.106, relating to billing procedures  
72 6 utilized by referring clinical laboratories providing anatomic  
72 7 pathology services, is amended to provide that a laboratory of  
72 8 a physician's office or group practice that ordered the  
72 9 services may be presented a claim, bill, or demand for payment  
72 10 if a physician in the office or practice is performing the  
72 11 professional component of the services.  
72 12 Code section 225C.48 is amended to harmonize the membership  
72 13 of the personal assistance and family support services council  
72 14 if both 2006 Iowa Acts, House File 845 and Senate File 2217  
72 15 are enacted. The harmonization adopts the provision of House  
72 16 File 845 that makes all 11 appointees gubernatorial appointees  
72 17 rather than some members being appointed by legislative  
72 18 leaders, as well as making five council appointees family  
72 19 members of an individual with a disability. The harmonization  
72 20 adopts the new name of the council, certain consumer member  
72 21 qualifications, and member expense and stipend provisions of  
72 22 Senate File 2271.  
72 23 Code section 232.147, as amended by 2006 Iowa Acts, House  
72 24 File 2651, establishes the persons or agencies that may have  
72 25 access to official juvenile court records through the internet  
72 26 or in an electronic customized data report prior to a child  
72 27 being adjudicated delinquent.  
72 28 Code section 232.149A, as amended by 2006 Iowa Acts, House  
72 29 File 2651, allows the state public defender to have access to  
72 30 official juvenile court records subject to a confidentiality  
72 31 order.  
72 32 New Code section 257.12 is enacted that provides for  
72 33 additional state foundation aid for a school district, if  
72 34 property originally assessed at \$5 million dollars is reduced  
72 35 in value by \$100,000 or 2 percent of the assessed value of the

73 1 taxable property in the district, whichever is less. The  
73 2 amount of state aid is the difference between the state aid  
73 3 received based upon the original assessed value and the amount  
73 4 of state aid that would have been received based upon the  
73 5 reduced assessed value.

73 6 Code section 275.15 is amended to allow any person to  
73 7 appeal a decision of the area education agency board regarding  
73 8 boundaries to the state board of education.

73 9 2006 Iowa Acts, House File 2713, repeals Code sections  
73 10 384.95 and 384.96 pertaining to city bid-letting procedures in  
73 11 favor of the new bidding procedures in new Code chapter 38,  
73 12 and strikes references to these repealed sections in Code  
73 13 section 314.1. With the striking of the references to these  
73 14 repealed sections, Code section 314.1 retains a \$50,000 bid  
73 15 threshold amount for highway, bridge, and culvert improvements  
73 16 in cities with a population of more than 50,000, but no longer  
73 17 contains a bid threshold amount for cities with a population  
73 18 of 50,000 or less. New Code chapter 38 does not apply to  
73 19 cities for these road-related improvements. This amendment to  
73 20 Code section 314.1 restores the \$25,000 bid threshold for such  
73 21 improvements, excluding emergency work, for the lesser  
73 22 populated cities. The \$25,000 threshold and emergency work  
73 23 exclusion are taken directly from current Code sections 384.95  
73 24 and 384.96, the Code sections being repealed. Code section  
73 25 314.1 is also amended to require cities that have to let bids  
73 26 to follow the procedures in new Code sections 38.3 through  
73 27 38.13.

73 28 Code section 352.2 is amended to include in the definition  
73 29 of "farm products" under the county land preservation and use  
73 30 chapter canines from licensed facilities.

73 31 Code section 421.17, subsection 27, is amended by rewriting  
73 32 the new paragraph "j", if enacted by 2006 Iowa Acts, House  
73 33 File 2521, to provide that the department of revenue may  
73 34 retain the costs of salaries, support, maintenance, and other  
73 35 services incurred in collecting debts for other state  
74 1 agencies. Also, the department is to include as part of its  
74 2 annual budget request an estimate of the amount of such costs

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74 3 and the amount of debts to be collected.  
74 4 Code section 423.1 is amended to include in the definition  
74 5 of "agricultural production" and "agricultural products" under  
74 6 the state sales and use tax canines from licensed facilities.  
74 7 This amendment will make the sales tax exemptions relating to  
74 8 agricultural production and products applicable to property  
74 9 used for canines from licensed facilities.  
74 10 Code section 427.1, subsection 21A, is rewritten to provide  
74 11 a property tax exemption for dwelling unit property owned and  
74 12 managed by a community housing development organization, as  
74 13 recognized by the state and federal government pursuant to  
74 14 criteria for community housing development organization  
74 15 designation contained in the HOME program of the federal  
74 16 National Affordable Housing Act of 1990, if the organization  
74 17 is also a nonprofit organization exempt from federal income  
74 18 tax and owns and manages more than 150 dwelling units that are  
74 19 located in a city with a population of more than 110,000.  
74 20 New Code section 441.38A is enacted to require a property  
74 21 owner or aggrieved taxpayer that files a protest against the  
74 22 assessment of property valued at \$5 million or more to provide  
74 23 notice to the school district in which the property is  
74 24 located. This provision takes effect beginning with the 2007  
74 25 assessment year.  
74 26 Code section 466A.3, subsection 3, is amended to make the  
74 27 legislative members on the watershed improvement review board  
74 28 ex officio, nonvoting members. Under present law they are  
74 29 voting members.  
74 30 Code section 631.14 is amended to provide that in an action  
74 31 brought in small claims court concerning a residential rental  
74 32 property that is titled in the name of one or more  
74 33 individuals, an employee of one or more of the titled owners  
74 34 or an officer or employee of a property management entity  
74 35 acting on behalf of a titled owner may bring or defend an  
75 1 action in small claims court in the name of the titled owners,  
75 2 the name of the property management entity, or the name by  
75 3 which the property is commonly known. If in such an action  
75 4 either the plaintiff or defendant has been improperly named in

75 5 the petition, the court shall substitute the correct real  
75 6 party in interest in the action and the action shall not be  
75 7 delayed or dismissed except as necessary to identify and serve  
75 8 the correct parties to the action.  
75 9 The division adds as members of the healthy children task  
75 10 force to be convened pursuant to 2006 Iowa Acts, Senate File  
75 11 2251, a representative of the Iowa podiatric medical society  
75 12 and a representative of the Iowa speech-language hearing  
75 13 association.  
75 14 SETTLEMENT OF STATE FINANCIAL AND TORT CLAIMS. This  
75 15 division relates to the settlement of state financial and tort  
75 16 claims.  
75 17 Code section 8.6, relating to the duties of the director of  
75 18 the department of management, is amended to require the  
75 19 director to designate a position within the department of  
75 20 management to serve as the executive branch's risk management  
75 21 coordinator and delineates the coordinator's duties. Salary  
75 22 and other costs associated with the risk management  
75 23 coordinator are subject to approval of the state appeal board  
75 24 and are required to be paid from either the appropriations to  
75 25 the department of management or the standing appropriation for  
75 26 claims against the state under Code section 25.2.  
75 27 Code section 22.7, relating to the list of records that are  
75 28 kept confidential under the public records law, and Code  
75 29 section 8A.512, relating to the authority of the director of  
75 30 administrative services to settle claims, are amended to  
75 31 change references to Code sections to conform with the changes  
75 32 made in the division.  
75 33 Code section 25.1, relating to receipt, investigation, and  
75 34 reporting for claims against the state or by the state, is  
75 35 amended. Under current law, outdated invoices and divisions  
76 1 and claims for services provided in the same fiscal year in  
76 2 which the claim is filed must be submitted to the agency  
76 3 against whom the claim is made. The division moves the  
76 4 authority for an agency to settle claims to Code section 25.2.  
76 5 The division limits this authority to claims charged to a  
76 6 funding source other than the general fund of the state,

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76 7 providing the funding source does not revert.  
76 8 Code section 25.1 is also amended to provide that Code  
76 9 chapter 25 does not apply to a state tort claim under Code  
76 10 chapter 669.  
76 11 Code section 25.2, relating to claims considered by the  
76 12 state appeal board, is amended. Current law authorizes the  
76 13 board to consider claims of less than 10 years and the  
76 14 division reduces this to claims of less than five years.  
76 15 However, the division allows the appeal board to consider a  
76 16 claim of five years or more provided an error was made by the  
76 17 state or the claim has been disputed for five years or more.  
76 18 Code section 25.2 is also amended to strike provisions  
76 19 regarding the processing of claims involving outdated state  
76 20 warrants that have been outstanding for six months or longer  
76 21 and canceled by the department of administrative services.  
76 22 Under current law, these claims can be addressed by state  
76 23 agencies and addressed by the appeal board if denied by a  
76 24 state agency. Instead the division moves the provisions for  
76 25 addressing outdated warrants that were charged to the general  
76 26 fund of the state to new Code section 556.2C in the Code  
76 27 chapter relating to unclaimed property. The director of the  
76 28 department of administrative services is required to report  
76 29 information concerning outdated warrants to the treasurer of  
76 30 state. The treasurer of state is authorized to include  
76 31 information about the outdated warrants in the abandoned  
76 32 property list annually published by the treasurer of state and  
76 33 placed on the official internet website. If a claim was  
76 34 charged to a federal or other nonstate source that is no  
76 35 longer available, the claim may still be addressed by the  
77 1 state appeal board.  
77 2 Code section 669.3 is amended to authorize the attorney  
77 3 general to act to adjust and settle state tort claims in place  
77 4 of the state appeal board. The board retains the  
77 5 responsibility under current law to adopt rules for the  
77 6 handling, processing, and investigation of claims. The  
77 7 division requires tort claims to be filed with the director of  
77 8 the department of management instead of the state appeal

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77 9 board. Code sections 669.2 and 669.13 are amended to conform  
77 10 with these changes.

77 11 A requirement in Code section 669.4 for service of notice  
77 12 of a suit against a state employee and allowing the state  
77 13 employee to appear is repealed. Instead, Code section 669.5,  
77 14 relating to when suits are permitted, is amended to provide  
77 15 that if the attorney general certifies that a state employee  
77 16 named as a defendant in a suit was acting within the scope of  
77 17 the employee's office or employment at the time of the  
77 18 incident upon which the claim is based, the state is  
77 19 substituted as the defendant in place of the employee, unless  
77 20 the state was already named as a defendant in the suit. If  
77 21 the attorney general refuses to certify the state employee was  
77 22 acting within the scope of the employee's office or  
77 23 employment, the employee may petition the court to issue that  
77 24 certification.

77 25 Code sections 669.15 and 669.18 are amended to authorize  
77 26 the attorney general, instead of the state appeal board, to  
77 27 determine attorney fees and expenses and extensions of time  
77 28 for suits.

77 29 Code section 669.19, relating to claims before the appeal  
77 30 board, is amended to provide the attorney general with  
77 31 authority to investigate each state tort claim instead of the  
77 32 state appeal board. The attorney general may exercise the  
77 33 authority under Code section 25.5, which provides for taking  
77 34 testimony through affidavits and other means, administering  
77 35 oaths, compelling the testimony of witnesses, and certifying  
78 1 to the district court for contempt. The division eliminates  
78 2 language providing that Code chapter 25, relating to other  
78 3 types of state claims, does not apply to Code chapter 669 but  
78 4 allows the attorney general to make certain provisions of Code  
78 5 chapter 25 applicable by agreement with the state appeal  
78 6 board.

78 7 Code section 669.20, relating to liability insurance, is  
78 8 amended to eliminate a reference to the state appeal board.  
78 9 Code section 669.21, relating to the duty of the state to  
78 10 defend and indemnify a state employee, is amended to provide

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78 11 that the duty does not apply when the state has been  
78 12 substituted as the defendant in place of the employee as  
78 13 provided in the division.  
78 14 CORRECTIVE PROVISIONS. This division makes corrections to  
78 15 legislation enacted or considered during the 2006 regular  
78 16 legislative session.  
78 17 Code section 8A.204, as amended by 2006 Iowa Acts, House  
78 18 File 2705, is amended to correct a reference to an open  
78 19 meeting to a reference to an open session of a meeting in  
78 20 accordance with Code chapters 8A and 21.  
78 21 Code section 35A.14, as enacted by 2006 Iowa Acts, Senate  
78 22 File 2312, is amended to grammatically correct the  
78 23 appropriation language relating to the injured veterans trust  
78 24 fund to make the language operative to allow for use of the  
78 25 moneys in the fund for injured veterans grants without further  
78 26 action of the general assembly.  
78 27 Code section 70A.23, subsection 3, as enacted by 2006 Iowa  
78 28 Acts, Senate File 2231, is amended to make a grammatical  
78 29 correction to a sentence by removing the words "to be".  
78 30 Code section 91.4, subsection 9, as amended by 2006 Iowa  
78 31 Acts, House File 2586, is amended to correct the placement of  
78 32 a comma.  
78 33 New Code section 99G.30A, as enacted by 2006 Iowa Acts,  
78 34 Senate File 2330, is amended to provide that the excise tax on  
78 35 monitor vending machines is not imposed on or after 45 days  
79 1 following the effective date of the bill, but is imposed after  
79 2 the 45 days. This allows the machines to be operated on that  
79 3 45th day without the excise tax applying on that day. The new  
79 4 Code section is also amended with regard to the administration  
79 5 of the excise tax in a manner similar to the sales tax. The  
79 6 new language corrects and modifies the collection procedures  
79 7 for the monitor vending machine excise tax. This provision  
79 8 applies retroactively to March 20, 2006.  
79 9 Code section 123.3, as amended by 2006 Iowa Acts, Senate  
79 10 File 2305, is amended to correct a grammatical construction by  
79 11 specifying that the minimum alcohol content of five percent of  
79 12 wine is by weight.

79 13 Code section 124.506A, as enacted by 2006 Iowa Acts, House  
79 14 File 2696, relates to the destruction of large quantities of  
79 15 controlled substances seized by law enforcement. The new Code  
79 16 section is amended to correct language that states that  
79 17 controlled substances were seized by law enforcement in  
79 18 violation of law. The language should read that the  
79 19 controlled substances were seized by law enforcement as a  
79 20 result of a violation of law.

79 21 Code section 266.27, as amended by 2006 Iowa Acts, Senate  
79 22 File 2253, is amended to correct a reference as to when a  
79 23 federal Act was approved.

79 24 Code section 331.756, relating to the duties of the county  
79 25 attorney, is amended to strike subsection 44, which requires  
79 26 the county attorney to investigate the financial condition of  
79 27 a person under commitment proceedings to the state psychiatric  
79 28 hospital. Under 2006 Iowa Acts, Senate File 2341, section 3,  
79 29 this responsibility has been shifted to the county board of  
79 30 supervisors.

79 31 Code section 455G.31, as enacted by 2006 Iowa Acts, House  
79 32 File 2754, is amended to correct a reference to the state fire  
79 33 marshal's regulatory authority relating to gasoline storage  
79 34 and dispensing infrastructure. The amendment deletes the  
79 35 reference to the state fire marshal's authority in division II  
80 1 of Code chapter 101 and thereby broadens the reference to the  
80 2 entire Code chapter.

80 3 Code section 541A.3, as amended by 2006 Iowa Acts, House  
80 4 File 2644, is amended to correct an internal reference  
80 5 referring to Code section 541A.3 itself.

80 6 Code section 602.8102, relating to the duties of the clerk  
80 7 of the district court, is amended to strike subsection 38,  
80 8 which requires the clerk to order the commitment of a  
80 9 voluntary public patient to the state psychiatric hospital  
80 10 under certain circumstances. Under 2006 Iowa Acts, Senate  
80 11 File 2341, section 5, this responsibility has been shifted to  
80 12 the county board of supervisors.

80 13 2006 Iowa Acts, House File 2238, the federal block grant  
80 14 appropriations bill, is amended to correct a reference to the

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80 15 mental health, mental retardation, developmental disabilities,  
80 16 and brain injury commission in a provision relating to the  
80 17 community mental health services block grant.  
80 18 Code section 97B.1A, subsection 24, paragraph "c",  
80 19 establishes the three-year average covered wage for certain  
80 20 employees under the Iowa public employees' retirement system.  
80 21 House File 2245 strikes this provision, but House File 729  
80 22 strikes and inserts an alternative three-year average covered  
80 23 wage. In order to preserve the alternative in the latter  
80 24 bill, this bill provides that the mere strike in House File  
80 25 2245 is repealed if the strike and insert in House File 729 is  
80 26 enacted.

80 27 2006 Iowa Acts, House File 2713, establishes construction  
80 28 bidding procedures for public improvement contracts for public  
80 29 school corporations and other governmental entities. The Act  
80 30 is amended to provide that a charter school, like a public  
80 31 school corporation, may enter into a contract under the new  
80 32 Code chapter relating to construction bidding procedures,  
80 33 rather than under current Code chapter 73A, which will no  
80 34 longer be applicable to public school corporations.

80 35 2006 Iowa Acts, House File 864, was drafted in 2005 to the  
81 1 2005 Code with provisional Code subsection numbers that  
81 2 correspond to numbers also used in the 2005 Code Supplement.  
81 3 The bill requires the Code editor to codify House File 864 as  
81 4 passed, specifying that the corresponding subsection numbers  
81 5 in the 2005 Code Supplement are not affected by the House  
81 6 File. The bill also directs the Code editor to correct two  
81 7 references in the House File to Code chapter 504A, which has  
81 8 been repealed, by referring to the chapter as former Code  
81 9 chapter 504A.  
81 10 LSB 6681HV 81  
81 11 mg:jp/cf/24

## Summary Data

### General Fund

H.F. 2797	Actual FY 2005 (1)	Estimated FY 2006 (2)	Gov Recomm FY 2007 (3)	House Approp FY 2007 (4)	House Approp vs Est FY 2006 (5)	Page & Line Number (6)
Administration and Regulation	\$ 0	\$ 6,000	\$ 86,000	\$ 118,883	\$ 112,883	
Education	\$ 0	\$ 0	\$ 0	\$ 340,000	\$ 340,000	
Justice System	\$ 0	\$ 0	\$ 0	\$ 125,000	\$ 125,000	
Unassigned Standing	\$ 121,119,625	\$ 121,437,871	\$ 121,897,827	\$ 147,001,716	\$ 25,563,845	
Grand Total	<u>\$ 121,119,625</u>	<u>\$ 121,443,871</u>	<u>\$ 121,983,827</u>	<u>\$ 147,585,599</u>	<u>\$ 26,141,728</u>	

# Administration and Regulation

## General Fund

H.F. 2797	<u>Actual FY 2005</u> (1)	<u>Estimated FY 2006</u> (2)	<u>Gov Recomm FY 2007</u> (3)	<u>House Approp FY 2007</u> (4)	<u>House Approp vs Est FY 2006</u> (5)	<u>Page &amp; Line Number</u> (6)
<b><u>Governor</u></b>						
Natl Governors Assoc. Increase				\$ 16,207	\$ 16,207	PG 20 LN 8
Terrace Hill Quarters Increase				22,676	22,676	PG 20 LN 4
<b>Total Governor</b>	\$ 0	\$ 0	\$ 0	\$ 38,883	\$ 38,883	
<b><u>Human Rights, Department of</u></b>						
Asian & Pacific Islanders		\$ 6,000	\$ 86,000	\$ 80,000	\$ 74,000	PG 21 LN 24
<b>Total Administration and Regulation</b>	\$ 0	\$ 6,000	\$ 86,000	\$ 118,883	\$ 112,883	

# Education

## General Fund

H.F. 2797	Actual FY 2005 (1)	Estimated FY 2006 (2)	Gov Recomm FY 2007 (3)	House Approp FY 2007 (4)	House Approp vs Est FY 2006 (5)	Page & Line Number (6)
<b>Cultural Affairs, Dept. of</b>						
Iowa City Historic Districts				\$ 250,000	\$ 250,000	PG 22 LN 11
African American Museum				85,000	85,000	PG 22 LN 8
Art Education Study				5,000	5,000	PG 18 LN 2
<b>Total Cultural Affairs, Dept. of</b>	\$ 0	\$ 0	\$ 0	\$ 340,000	\$ 340,000	
<b>Total Education</b>	\$ 0	\$ 0	\$ 0	\$ 340,000	\$ 340,000	

# Justice System

## General Fund

H.F. 2797	<u>Actual FY 2005</u> (1)	<u>Estimated FY 2006</u> (2)	<u>Gov Recomm FY 2007</u> (3)	<u>House Approp FY 2007</u> (4)	<u>House Approp vs Est FY 2006</u> (5)	<u>Page &amp; Line Number</u> (6)
<u>Justice, Department of</u> Farm Mediation				\$ 100,000	\$ 100,000	PG 22 LN 17
<u>Law Enforcement Academy</u> Equipment & Furnishings				\$ 25,000	\$ 25,000	PG 19 LN 24
<b>Total Justice System</b>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 125,000</u>	<u>\$ 125,000</u>	

## Unassigned Standing General Fund

H.F. 2797	Actual FY 2005 <u>(1)</u>	Estimated FY 2006 <u>(2)</u>	Gov Recomm FY 2007 <u>(3)</u>	House Approp FY 2007 <u>(4)</u>	House Approp vs Est FY 2006 <u>(5)</u>	Page & Line Number <u>(6)</u>
<b><u>Administrative Services, Dept. of</u></b>						
Mun. Fire & Police Retirement	\$ 2,745,784	\$ 2,745,784	\$ 2,745,784	\$ 2,745,784	\$ 0	PG 3 LN 31
<b><u>Education, Department of</u></b>						
Area Ed. Assoc. Reduction				\$ -8,000,000	\$ -8,000,000	PG 5 LN 20
Instructional Support	14,428,247	14,428,271	14,798,227	14,428,271	0	PG 3 LN 12
Child Development	11,271,000	11,271,000	11,271,000	11,271,000	0	PG 3 LN 15
Transportation - Nonpublic	7,955,541	8,273,763	8,363,763	8,604,714	330,951	PG 3 LN 21
Educational Excellence	55,469,053	55,469,053	55,469,053	55,469,053	0	PG 3 LN 28
Early Intervention Block Grant	29,250,000	29,250,000	29,250,000	29,250,000	0	PG 25 LN 23
<b>Total Education, Department of</b>	<b>\$ 118,373,841</b>	<b>\$ 118,692,087</b>	<b>\$ 119,152,043</b>	<b>\$ 111,023,038</b>	<b>\$ -7,669,049</b>	
<b><u>Legislative Branch</u></b>						
General Assembly Reduction				\$ -1,267,106	\$ -1,267,106	PG 2 LN 31
<b><u>Management, Department of</u></b>						
State Employee Salaries				\$ 29,000,000	\$ 29,000,000	PG 11 LN 26
<b><u>Veterans Affairs, Comm. of</u></b>						
Veterans Trust Fund				\$ 4,500,000	\$ 4,500,000	PG 18 LN 34
Veterans County Grants				1,000,000	1,000,000	PG 19 LN 4
<b>Total Veterans Affairs, Comm. of</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 5,500,000</b>	<b>\$ 5,500,000</b>	
<b>Total Unassigned Standing</b>	<b>\$ 121,119,625</b>	<b>\$ 121,437,871</b>	<b>\$ 121,897,827</b>	<b>\$ 147,001,716</b>	<b>\$ 25,563,845</b>	

## Summary Data

### Non General Fund

H.F. 2797	Actual FY 2005 (1)	Estimated FY 2006 (2)	Gov Recomm FY 2007 (3)	House Approp FY 2007 (4)	House Approp vs Est FY 2006 (5)	Page & Line Number (6)
Administration and Regulation	\$ 2,257,448	\$ 3,152,832	\$ 15,000,000	\$ 11,010,058	\$ 7,857,226	
Ag. and Natural Resources	\$ 0	\$ 0	\$ 0	\$ 80,000	\$ 80,000	
Unassigned Standing	\$ 0	\$ 159,663,964	\$ 159,663,964	\$ 159,868,964	\$ 205,000	
<b>Grand Total</b>	<b>\$ 2,257,448</b>	<b>\$ 162,816,796</b>	<b>\$ 174,663,964</b>	<b>\$ 170,959,022</b>	<b>\$ 8,142,226</b>	

# Administration and Regulation

## Non General Fund

H.F. 2797	Actual FY 2005 (1)	Estimated FY 2006 (2)	Gov Recomm FY 2007 (3)	House Approp FY 2007 (4)	House Approp vs Est FY 2006 (5)	Page & Line Number (6)
<b>Management, Department of</b>						
Road Use Tax Salary Adjustment	\$ 1,542,010	\$ 386,895	\$ 3,000,000	\$ 1,416,695	\$ 1,029,800	PG 13 LN 30
Primary Road Salary Adjustment	715,438	2,765,937	12,000,000	9,593,363	6,827,426	PG 14 LN 3
<b>Total Management, Department of</b>	<b>\$ 2,257,448</b>	<b>\$ 3,152,832</b>	<b>\$ 15,000,000</b>	<b>\$ 11,010,058</b>	<b>\$ 7,857,226</b>	
<b>Total Administration and Regulation</b>	<b>\$ 2,257,448</b>	<b>\$ 3,152,832</b>	<b>\$ 15,000,000</b>	<b>\$ 11,010,058</b>	<b>\$ 7,857,226</b>	

# Ag. and Natural Resources

## Non General Fund

H.F. 2797	Actual FY 2005 (1)	Estimated FY 2006 (2)	Gov Recomm FY 2007 (3)	House Approp FY 2007 (4)	House Approp vs Est FY 2006 (5)	Page & Line Number (6)
<u>Natural Resources, Department of</u> Manure Mgmt Database				\$ 80,000	\$ 80,000	

## Unassigned Standing

### Non General Fund

H.F. 2797	Actual FY 2005 (1)	Estimated FY 2006 (2)	Gov Recomm FY 2007 (3)	House Approp FY 2007 (4)	House Approp vs Est FY 2006 (5)	Page & Line Number (6)
<b>Revenue, Dept. of</b>						
Homestead Tax Credit-PCF		\$ 102,945,379	\$ 99,662,704	\$ 102,945,379	\$ 0	PG 4 LN 19
Ag Land Tax Credit-PCF		34,610,183	34,610,183	34,610,183	0	PG 4 LN 22
Military Service Tax Credit-PC		2,568,402	2,568,402	2,773,402	205,000	PG 4 LN 25
Elderly & Dis. Tax Credit-PCF		19,540,000	22,822,675	19,540,000	0	PG 4 LN 28
<b>Total Revenue, Dept. of</b>	<b>\$ 0</b>	<b>\$ 159,663,964</b>	<b>\$ 159,663,964</b>	<b>\$ 159,868,964</b>	<b>\$ 205,000</b>	
<b>Total Unassigned Standing</b>	<b>\$ 0</b>	<b>\$ 159,663,964</b>	<b>\$ 159,663,964</b>	<b>\$ 159,868,964</b>	<b>\$ 205,000</b>	

# Administration and Regulation

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H.F. 2797	Actual FY 2005	Estimated FY 2006	Gov Recomm FY 2007	House Approp FY 2007	House Approp vs Est FY 2006	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Human Rights, Department of</u> Asian & Pacific Islanders			1.00	1.00	1.00	PG 21 LN 24