

# **Justice System Appropriations Act Senate File 510**

Last Action:

**Final Action**

June 27, 2011

**An Act relating to and making appropriations to the justice system, providing penalties, and including effective and retroactive applicability date provisions.**

**Fiscal Services Division  
Legislative Services Agency**

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

Available at <http://www.legis.iowa.gov/LSAReports/noba.aspx>

LSA Contacts: Beth Lenstra (515-281-6301) Jennifer Acton (515-281-7846)

**FUNDING SUMMARY**

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- **GENERAL FUND:** Appropriates a total of \$506.1 million from the General Fund and 5,822.9 FTE positions to the Departments of Justice, Corrections, Inspections and Appeals, Public Defense, and Public Safety, the Iowa Law Enforcement Academy, Board of Parole, and the Civil Rights Commission. This is an increase of \$14.6 million and 691.2 FTE positions compared to estimated net FY 2011. The Department of Corrections (DOC) FY 2012 budget includes 3,970.8 FTE positions that are not limited in this Act. This is an increase of 679.2 FTE positions compared to estimated net FY 2011. NOTE: The FTE positions for the DOC are understated in the budget system for FY 2011.

Page 1, Line 1

**OTHER FUNDS:** Appropriates a total of \$13.0 million from other funds in FY 2012. The appropriations include:

- \$3.1 million from the Department of Commerce Revolving Fund to the Office of the Consumer Advocate. This is a decrease of \$200,000 compared to estimated net FY 2011.
  - \$9.8 million from the Gaming Enforcement Revolving Fund to the Division of Criminal Investigation (DCI) of the Department of Public Safety. Maintains the current level of funding compared to current law.
- **Biennial Budgeting – FY 2013:** Division II appropriates General Fund, other funds, and FTE positions for FY 2013 for the Justice System budget and includes necessary corresponding language. These appropriations are equal to 50.0% of the appropriations for FY 2012.

Page 22, Line 10

**MAJOR INCREASES, DECREASES, OR TRANSFERS OF EXISTING PROGRAMS**

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- **Department of Justice:** General Fund decrease of \$300,000 compared to the estimated net FY 2011 due to:
  - \$184,000 decrease for Victim Assistance Grants. Requires at least \$150,000 be transferred from the Victim Compensation Fund to Victim Assistance Grants.
  - \$116,000 decrease for Legal Services Poverty Grants.
- **Department of Corrections (DOC):** An increase of \$11.8 million, including:
  - \$3.4 million to replace one-time funds from the Public Safety Enforcement Fund.
  - \$5.0 million to fund existing, filled positions.
  - \$976,000 to replace Telephone Rebate Fund allocations for Corrections Education, and constitutionally mandated religious counseling and legal representation.
  - \$2.1 million to fund 40 correctional officers; three at the Director's discretion, 20 at the Anamosa State Penitentiary, and 17 at the Clarinda Correctional Facility.

Page 1, Line 4

Page 3, Line 3

- \$335,500 to replace expired federal funds to maintain Drug Courts in the First and Eighth Community-Based Corrections (CBC) District Departments.
  
- Department of Public Safety: General Fund increase of \$3.5 million compared to estimated net FY 2011 due to:
  - \$3.4 million increase for the Iowa State Patrol which includes the conversion of \$3.1 million in one-time National Highway Traffic Safety Administration (NHTSA) funding and 45.0 FTE positions from the General Fund and \$300,000 to replace the one-time appropriation from the Public Safety Enforcement Fund with General Fund money.
  - \$113,000 increase for Firefighter Training to replace the one-time Public Safety Enforcement Fund money with General Fund money.
  
- Permits funding annual pay adjustments and related benefits for racetrack, excursion boat, or gambling enforcement activities for agents and officers of the DCI from the Gaming Enforcement Revolving Fund.

**STUDIES AND INTENT LANGUAGE**

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- Requires Victim Assistance funds to be awarded as grants to providers of services for victims of domestic abuse, rape, and sexual assault. Page 1, Line 25
  
- Requires the Department of Justice to transfer at least \$150,000 from the Victim Compensation Fund to the Victim Assistance Grants Program in FY 2012. Page 1, Line 33
  
- Requires the Department of Justice, in submitting FY 2013 budget estimates, to submit a report to the Department of Management (DOM) that specifies the amount of funding from all non-General Fund sources. The report is to include actual reimbursements from other fund accounts for FY 2011, and estimated amounts for FY 2012 and FY 2013. Page 2, Line 4
  
- Requires the DOC to solicit requests for information to improve pharmacy efficiencies. Page 7, Line 28
  
- Requires each CBC District Department, within available funding, to continue programs and plans within each District Department for intensive supervision, sex offender treatment, diversion of low-risk offenders to the least restrictive sanction available, job development, and expanded use of intermediate sanctions. Page 8, Line 28
  
- Requires each CBC District Department to provide alternatives to prison consistent with Code Chapter 901B. Page 8, Line 35

**EXECUTIVE SUMMARY**  
JUSTICE SYSTEM APPROPRIATIONS ACT

- Permits the DOC to reallocate appropriations between the correctional institutions, the Central Office, and the CBC District Departments. Requires the DOC to provide notice to the Department of Management (DOM) and the Legislative Services Agency (LSA) before reallocating the funds. Page 9, Line 20
- Requires the DOC to submit a report regarding electronic monitoring to the General Assembly, the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and the LSA by January 15, 2012. Page 10, Line 18
- Permits the Iowa Law Enforcement Academy (ILEA) to temporarily exceed the amount appropriated and incur a negative cash balance for cash flow purposes, as long as equal receivables are anticipated at the close of the fiscal year. Page 11, Line 25
- Permits the ILEA to annually exchange five vehicles returned to the State Fleet Administrator by the Department of Public Safety (DPS). Page 11, Line 31
- Permits the Military Division of the Department of Public Defense to temporarily exceed the amount appropriated and incur a negative cash balance for cash flow purposes. Page 13, Line 11
- Permits the Homeland Security and Emergency Management Division to temporarily exceed the amount appropriated and incur a negative cash balance for cash flow purposes. Page 13, Line 23
- Requires the Homeland Security and Emergency Management Division to work in conjunction with the Department of Public Safety on the Fusion Program. Page 13, Line 30
- Authorizes no more than \$200,000 from the Wireless 911 Emergency Communications Fund for FY 2012 to be used for administration of the Fund and to employ the State Auditor to perform an annual audit on the Fund. Page 19, Line 35
- Requests the Legislative Council establish an interim study committee to review the treatment and placement of geriatric and psychiatric patients under the custody and control of the DOC, or in the psychiatric hospital at the Oakdale Correctional Facility. Page 20, Line 11
- Requires the DOC, Department of Human Services (DHS), Department of Inspections and Appeals (DIA), Department of Public Health (DPH), and the Board of Parole to jointly study the development and establishment of treatment options for geriatric and psychiatric patients. Requires the DOC to issue a report by November 15, 2011. Page 20, Line 33

**SIGNIFICANT CODE CHANGES**

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- Extends a requirement that a notice of the availability of mortgage foreclosure counseling and mediation services be provided to individuals facing foreclosure proceedings prior to July 1, 2012. This Section is effective on enactment and retroactive to June 30, 2011. Page 18, Line 8
- Adds bath salts, salvia divinorum, and K2 to the list of Schedule I controlled substances. The penalty for manufacturing, delivery, or possession with intent to manufacture or deliver is an aggravated misdemeanor. Possession under Code Section 124.401(5) is a serious misdemeanor. The changes related to K2 are effective on enactment. The changes related to salvia divinorum and bath salts take effect 30 days after enactment. Page 18, Line 11

**EFFECTIVE AND ENACTMENT DATES**

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- *Governor's Vetoes*
  - The Governor vetoed a provision that prohibits the DOC from entering into new contracts in excess of \$100,000 for privatized services during FY 2012 and FY 2013, without prior notification of the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and without any prior consultation with any affected employee organization. The DOC is allowed to renew existing contracts without notification. The Governor stated that this language prevents the DOC from obtaining services in an effective and efficient manner, and the notification requirement impedes the DOC's management authority. Page 5, Line 8
  - The Governor vetoed a requirement that the DOC transfer at least \$300,000 from canteen funds of the Institutions to the Corrections Education Program for FY 2012 and FY 2013. The Governor stated dollar balances in the canteen funds are insufficient to meet the \$300,000 transfer requirement, and encouraged the DOC to continue to use available canteen funds for education. Page 6, Line 9
  - The Governor vetoed a requirement that each CBC District Department accept the transfer of offenders into residential facilities between CBC District Departments for FY 2012 and FY 2013. The Governor stated his veto assures that each CBC facility will maintain control of the types and numbers of offenders they serve in their facilities. Page 9, Line 16
- This Act was approved by the General Assembly on June 27, 2011, and item vetoed and signed by the Governor on July 29, 2011. Page 39, Line 29

This Act is effective on enactment and retroactive to July 1, 2011.

Senate File 510 provides for the following changes to the Code of Iowa.

<b>Page #</b>	<b>Line #</b>	<b>Bill Section</b>	<b>Action</b>	<b>Code Section</b>	<b>Description</b>
14	19	17	Amend	654.4B.2.b	
14	22	18	Add	124.404.4.ai	
15	4	19	Amend	124.401.1.c.(8)	
15	9	20	Amend	124.401.1.d	

1 1 DIVISION I  
 1 2 FY 2011-2012

1 3 Section 1. DEPARTMENT OF JUSTICE.  
 1 4 1. There is appropriated from the general fund of the state  
 1 5 to the department of justice for the fiscal year beginning July  
 1 6 1, 2011, and ending June 30, 2012, the following amounts, or  
 1 7 so much thereof as is necessary, to be used for the purposes  
 1 8 designated:

1 9 a. For the general office of attorney general for salaries,  
 1 10 support, maintenance, and miscellaneous purposes, including  
 1 11 the prosecuting attorneys training program, matching funds  
 1 12 for federal violence against women grant programs, victim  
 1 13 assistance grants, office of drug control policy prosecuting  
 1 14 attorney program, and odometer fraud enforcement, and for not  
 1 15 more than the following full-time equivalent positions:

1 16 .....	\$	7,792,930
1 17 .....	FTEs	212.00

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

DETAIL: This is no change compared to the estimated net FY 2011 General Fund appropriation. The \$150,000 one-time allocation from the Public Safety Enforcement Fund (PSEF) was not replaced. This is a decrease of 2.00 FTE positions compared to the estimated net FY 2011 to transfer the positions to the Victim Compensation Fund as a budget correction.

NOTE: Section 21 of this Act permits the Office of the Attorney General to continue to spend up to \$2,000,000 from the Consumer Education and Litigation Fund for FY 2012 and FY 2013.

1 18 It is the intent of the general assembly that as a condition  
 1 19 of receiving the appropriation provided in this lettered  
 1 20 paragraph, the department of justice shall maintain a record  
 1 21 of the estimated time incurred representing each agency or  
 1 22 department.

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

1 23 b. For victim assistance grants:  
 1 24 ..... \$ 2,876,400

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

DETAIL: This is a general decrease of \$183,600 compared to estimated net FY 2011.

1 25 The funds appropriated in this lettered paragraph shall be  
 1 26 used to provide grants to care providers providing services to  
 1 27 crime victims of domestic abuse or to crime victims of rape and  
 1 28 sexual assault.

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

1 29 The balance of the victim compensation fund established in  
 1 30 section 915.94 may be used to provide salary and support of not  
 1 31 more than 24 FTEs and to provide maintenance for the victim  
 1 32 compensation functions of the department of justice.

Permits 24.00 FTE positions to be funded from the Victim Compensation Fund to administer the victim compensation functions of the Department of Justice.

DETAIL: This is an increase of 2.00 FTE positions compared to estimated net FY 2011 to transfer 2.00 FTE positions from the Office of the Attorney General. Currently, there are two staff funded from the Victim Compensation Fund that are attached to the Office of the Attorney General.

1 33 The department of justice shall transfer at least \$150,000  
1 34 from the victim compensation fund established in section 915.94  
1 35 to the victim assistance grant program.

Requires the Department of Justice to transfer at least \$150,000 from the Victim Compensation Fund to the Victim Assistance Grants Program in FY 2012.

2 1 c. For legal services for persons in poverty grants as  
2 2 provided in section 13.34:  
2 3 ..... \$ 1,814,831

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

DETAIL: This is a general decrease of \$115,840 compared to estimated net FY 2011.

2 4 2. a. The department of justice, in submitting budget  
2 5 estimates for the fiscal year commencing July 1, 2012, pursuant  
2 6 to section 8.23, shall include a report of funding from sources  
2 7 other than amounts appropriated directly from the general fund  
2 8 of the state to the department of justice or to the office of  
2 9 consumer advocate. These funding sources shall include but  
2 10 are not limited to reimbursements from other state agencies,  
2 11 commissions, boards, or similar entities, and reimbursements  
2 12 from special funds or internal accounts within the department  
2 13 of justice. The department of justice shall also report actual  
2 14 reimbursements for the fiscal year commencing July 1, 2010,  
2 15 and actual and expected reimbursements for the fiscal year  
2 16 commencing July 1, 2011.

Requires the Department of Justice, in submitting FY 2013 budget estimates, to submit a report to the Department of Management (DOM) that specifies the amount of funding from all non-General Fund sources. The report must include actual reimbursements from other fund accounts for FY 2011, and estimated amounts for FY 2012 and FY 2013.

2 17 b. The department of justice shall include the report  
2 18 required under paragraph "a", as well as information regarding  
2 19 any revisions occurring as a result of reimbursements actually  
2 20 received or expected at a later date, in a report to the  
2 21 co-chairpersons and ranking members of the joint appropriations  
2 22 subcommittee on the justice system and the legislative services  
2 23 agency. The department of justice shall submit the report on  
2 24 or before January 15, 2012.

Requires the Department of Justice to submit a report that specifies the amount of funding from all non-General Fund sources and any revisions that occur as a result of actual reimbursements. The report is to be submitted to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the Legislative Services Agency (LSA) by January 15, 2012.

2 25 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is appropriated  
2 26 from the department of commerce revolving fund created in  
2 27 section 546.12 to the office of consumer advocate of the  
2 28 department of justice for the fiscal year beginning July 1,  
2 29 2011, and ending June 30, 2012, the following amount, or so  
2 30 much thereof as is necessary, to be used for the purposes  
2 31 designated:

2 32 For salaries, support, maintenance, miscellaneous purposes,  
2 33 and for not more than the following full-time equivalent  
2 34 positions:  
2 35 ..... \$ 3,136,163  
3 1 ..... FTEs 22.00

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

DETAIL: This is a decrease of \$200,181 and no change in FTE positions compared to estimated net FY 2011.



3 2 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

3 3 1. There is appropriated from the general fund of the  
3 4 state to the department of corrections for the fiscal year  
3 5 beginning July 1, 2011, and ending June 30, 2012, the following  
3 6 amounts, or so much thereof as is necessary, to be used for the  
3 7 operation of adult correctional institutions, reimbursement  
3 8 of counties for certain confinement costs, and federal prison  
3 9 reimbursement, to be allocated as follows:

3 10 a. For the operation of the Fort Madison correctional  
3 11 facility, including salaries, support, maintenance, and  
3 12 miscellaneous purposes:  
3 13 ..... \$ 41,031,283

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

DETAIL: This is an increase of \$2,577,682 compared to estimated net FY 2011 for:

- Adds \$1,451,000 to replace the FY 2011 one-time PSEF appropriation.
- Adds \$1,126,682 to fund existing positions.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$1,920,083 for the Fort Madison Correctional Facility.

3 14 b. For the operation of the Anamosa correctional facility,  
3 15 including salaries, support, maintenance, and miscellaneous  
3 16 purposes:  
3 17 ..... \$ 31,985,974

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

DETAIL: This is an increase of \$2,422,120 compared to estimated net FY 2011 for:

- Adds \$1,046,190 to replace the FY 2011 one-time PSEF appropriation.
- Adds \$328,185 to fund existing positions.
- Adds \$1,047,745 for 20 new correctional officer positions.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$1,293,060 for the Anamosa Correctional Facility.

3 18 c. For the operation of the Oakdale correctional facility,  
3 19 including salaries, support, maintenance, and miscellaneous  
3 20 purposes:  
3 21 ..... \$ 55,594,426

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

DETAIL: This is an increase of \$594,386 compared to estimated net FY 2011 for:

- Adds \$119,999 to transfer 2.00 FTE positions from the Central Office.
- Adds \$474,387 to fund existing positions.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations

3 22 d. For the operation of the Newton correctional facility,  
 3 23 including salaries, support, maintenance, and miscellaneous  
 3 24 purposes:  
 3 25 ..... \$ 25,958,757

3 26 e. For the operation of the Mt.Pleasant correctional  
 3 27 facility, including salaries, support, maintenance, and  
 3 28 miscellaneous purposes:  
 3 29 ..... \$ 25,917,815

3 30 f. For the operation of the Rockwell City correctional  
 3 31 facility, including salaries, support, maintenance, and  
 3 32 miscellaneous purposes:  
 3 33 ..... \$ 9,316,466

3 34 g. For the operation of the Clarinda correctional facility,  
 3 35 including salaries, support, maintenance, and miscellaneous  
 4 1 purposes:  
 4 2 ..... \$ 24,482,356

4 3 Moneys received by the department of corrections as

Act) provides an FY 2011 supplemental appropriation of \$2,385,141 for the Oakdale Correctional Facility.

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

DETAIL: This is an increase of \$258,004 compared to estimated net FY 2011 to fund existing positions.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$1,101,460 for the Newton Correctional Facility.

General Fund appropriation to the DOC for the Mount Pleasant Correctional Facility.

DETAIL: This is an increase of \$336,305 compared to estimated net FY 2011 to fund existing positions.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$1,359,865 for the Mount Pleasant Correctional Facility.

General Fund appropriation to the DOC for the Rockwell City Correctional Facility.

DETAIL: This is an increase of \$237,800 compared to estimated net FY 2011 to fund existing positions.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$412,008 for the Rockwell City Correctional Facility.

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

DETAIL: This is an increase of \$1,466,062 compared to estimated net FY 2011 for:

- Adds \$575,479 to fund existing positions.
- Adds \$890,583 to add 17 new correctional officer positions.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$1,180,617 for the Clarinda Correctional Facility.

Appropriates reimbursements from the Clarinda Youth Academy to the

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

DOC for operating costs associated with the Clarinda Correctional Facility.

DETAIL: The Clarinda Youth Academy's annual reimbursement to the Clarinda Correctional Facility is approximately \$1,400,000.

4 8 h. For the operation of the Mitchellville correctional  
4 9 facility, including salaries, support, maintenance, and  
4 10 miscellaneous purposes:  
4 11 ..... \$ 15,615,374

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

DETAIL: This is an increase of \$331,526 compared to estimated net FY 2011 to fund existing positions.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$504,674 for the Mitchellville Correctional Facility.

4 12 i. For the operation of the Fort Dodge correctional  
4 13 facility, including salaries, support, maintenance, and  
4 14 miscellaneous purposes:  
4 15 ..... \$ 29,062,235

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

DETAIL: This is an increase of \$752,050 compared to estimated net FY 2011 to fund existing positions.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$1,162,060 for the Fort Dodge Correctional Facility.

4 16 j. For reimbursement of counties for temporary confinement  
4 17 of work release and parole violators, as provided in sections  
4 18 901.7, 904.908, and 906.17, and for offenders confined pursuant  
4 19 to section 904.513:  
4 20 ..... \$ 775,092

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

DETAIL: This is no change compared to estimated net FY 2011.

4 21 k. For federal prison reimbursement, reimbursements for  
4 22 out-of-state placements, and miscellaneous contracts:  
4 23 ..... \$ 239,411

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

DETAIL: This is no change compared to estimated net FY 2011.

4 24 l. For three correctional officer full-time equivalent  
4 25 positions that are to be assigned to a correctional institution  
4 26 by the director of the department of corrections:  
4 27 ..... \$ 157,162

General Fund appropriation to the DOC for three new correctional officer positions, to be assigned by the Director.

DETAIL: The Director has assigned the positions to the Clarinda Correctional Facility.

4 28 2. The department of corrections shall use moneys  
4 29 appropriated in subsection 1 to continue to contract for the

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

4 30 services of a Muslim imam and a Native American spiritual  
4 31 leader.

4 32 Sec. 4. DEPARTMENT OF CORRECTIONS — ADMINISTRATION. There  
4 33 is appropriated from the general fund of the state to the  
4 34 department of corrections for the fiscal year beginning July  
4 35 1, 2011, and ending June 30, 2012, the following amounts, or  
5 1 so much thereof as is necessary, to be used for the purposes  
5 2 designated:

5 3 1. For general administration, including salaries, support,  
5 4 maintenance, employment of an education director to administer  
5 5 a centralized education program for the correctional system,  
5 6 and miscellaneous purposes:  
5 7 ..... \$ 4,835,542

5 8 a. It is the intent of the general assembly that as a  
5 9 condition of receiving the appropriation provided in this  
5 10 lettered paragraph the department of corrections shall not,  
5 11 except as otherwise provided in paragraph "c", enter into a  
5 12 new contract, unless the contract is a renewal of an existing  
5 13 contract, for the expenditure of moneys in excess of \$100,000  
5 14 during the fiscal year beginning July 1, 2011, for the  
5 15 privatization of services performed by the department using  
5 16 state employees as of July 1, 2011, or for the privatization  
5 17 of new services by the department without prior consultation  
5 18 with any applicable state employee organization affected  
5 19 by the proposed new contract and prior notification of the  
5 20 co-chairpersons and ranking members of the joint appropriations  
5 21 subcommittee on the justice system.

5 22 b. It is the intent of the general assembly that each  
5 23 lease negotiated by the department of corrections with a  
5 24 private corporation for the purpose of providing private  
5 25 industry employment of inmates in a correctional institution  
5 26 shall prohibit the private corporation from utilizing inmate

DETAIL: These contracts are required pursuant to federal court orders.

General Fund appropriation to the DOC for the Central Office.

DETAIL: This is an increase of \$598,488 compared to estimated net FY 2011 for:

- Adds \$492,487 to fund existing positions.
- Adds \$76,000 to fund coordination of religious services in the prison system. This item was formerly funded from the Telephone Rebate Fund.
- Adds \$150,000 to fund legal representation for offenders in the prison system. This item was formerly funded from the Telephone Rebate Fund.
- Transfers out \$119,999 and 2.00 FTE positions to the Oakdale Correctional Facility.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$110,202 for the Central Office.

Specifies it is the intent of the General Assembly that, as a condition of receiving appropriated funds, the DOC not enter into a new contract in excess of \$100,000 for privatized services during FY 2012 without prior notification of the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and without prior consultation with any affected employee organization. Existing contracts may be renewed without notification.

VETOED: The Governor vetoed this provision for FY 2012 and FY 2013 and stated this language prevents the DOC from obtaining services in an effective and efficient manner, and the notification impedes the DOC's management authority.

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

5 27 labor for partisan political purposes for any person seeking  
5 28 election to public office in this state and that a violation  
5 29 of this requirement shall result in a termination of the lease  
5 30 agreement.

5 31 c. It is the intent of the general assembly that as a  
5 32 condition of receiving the appropriation provided in this  
5 33 subsection the department of corrections shall not enter into  
5 34 a lease or contractual agreement pursuant to section 904.809  
5 35 with a private corporation for the use of building space for  
6 1 the purpose of providing inmate employment without providing  
6 2 that the terms of the lease or contract establish safeguards to  
6 3 restrict, to the greatest extent feasible, access by inmates  
6 4 working for the private corporation to personal identifying  
6 5 information of citizens.

6 6 2. For educational programs for inmates at state penal  
6 7 institutions:  
6 8 ..... \$ 2,308,109

6 9 a. As a condition of receiving the appropriation in this  
6 10 subsection, the department of corrections shall transfer at  
6 11 least \$300,000 from the canteen operating funds established  
6 12 pursuant to section 904.310 to be used for correctional  
6 13 educational programs funded in this subsection.

6 14 b. It is the intent of the general assembly that moneys  
6 15 appropriated in this subsection shall be used solely for the  
6 16 purpose indicated and that the moneys shall not be transferred  
6 17 for any other purpose. In addition, it is the intent of the  
6 18 general assembly that the department shall consult with the  
6 19 community colleges in the areas in which the institutions are  
6 20 located to utilize moneys appropriated in this subsection  
6 21 to fund the high school completion, high school equivalency  
6 22 diploma, adult literacy, and adult basic education programs in  
6 23 a manner so as to maintain these programs at the institutions.

6 24 c. To maximize the funding for educational programs,  
6 25 the department shall establish guidelines and procedures to  
6 26 prioritize the availability of educational and vocational  
6 27 training for inmates based upon the goal of facilitating an  
6 28 inmate's successful release from the correctional institution.

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

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

DETAIL: This is an increase of \$750,000 compared to estimated net FY 2011 to replace the FY 2011 allocation from the Telephone Rebate Fund. The Fund balance in FY 2012 is projected to be less than the amount allocated in FY 2011.

Requires the DOC to transfer at least \$300,000 from canteen funds of the institutions to the Corrections Education Program.

VETOED: The Governor vetoed this provision for FY 2012 and FY 2013 and stated dollar values in the canteen funds are insufficient to meet the \$300,000 transfer requirement, and encouraged the DOC to continue to use available canteen funds for education.

Specifies that it is the intent of the General Assembly that these funds be used only for inmate education. Also requires the DOC to consult with community colleges located within the area of the prisons regarding how to maintain the high school completion, high school equivalency diploma, adult literacy, and adult basic education programs at the institutions.

Requires the DOC to establish guidelines and procedures to prioritize admission to educational and vocational programs to facilitate the successful release of inmates from prison.

6 29 d. The director of the department of corrections may  
6 30 transfer moneys from Iowa prison industries for use in  
6 31 educational programs for inmates.

Permits the DOC to transfer funds from the Iowa Prison Industries Revolving Fund for educational programs for inmates.

6 32 e. Notwithstanding section 8.33, moneys appropriated in  
6 33 this subsection that remain unobligated or unexpended at the  
6 34 close of the fiscal year shall not revert but shall remain  
6 35 available to be used only for the purposes designated in this  
7 1 subsection until the close of the succeeding fiscal year.

Requires nonreversion of appropriated funds for the Inmate Education Program. Appropriated funds may remain available through the end of FY 2013.

7 2 3. For the development of the Iowa corrections offender  
7 3 network (ICON) data system:  
7 4 ..... \$ 424,364

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

DETAIL: This is no change compared to estimated net FY 2011.

7 5 4. For offender mental health and substance abuse  
7 6 treatment:  
7 7 ..... \$ 22,319

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

DETAIL: This is no change compared to estimated FY 2011.

7 8 5. For viral hepatitis prevention and treatment:  
7 9 ..... \$ 167,881

General Fund appropriation to the DOC for viral hepatitis prevention and treatment.

DETAIL: This is no change compared to estimated net FY 2011.

7 10 6. It is the intent of the general assembly that for  
7 11 the fiscal year addressed by this section the department of  
7 12 corrections shall continue to operate the correctional farms  
7 13 under the control of the department at the same or greater  
7 14 level of participation and involvement as existed as of January  
7 15 1, 2011; shall not enter into any rental agreement or contract  
7 16 concerning any farmland under the control of the department  
7 17 that is not subject to a rental agreement or contract as of  
7 18 January 1, 2011, without prior legislative approval; and  
7 19 shall further attempt to provide job opportunities at the  
7 20 farms for inmates. The department shall attempt to provide  
7 21 job opportunities at the farms for inmates by encouraging  
7 22 labor-intensive farming or gardening where appropriate; using  
7 23 inmates to grow produce and meat for institutional consumption;  
7 24 researching the possibility of instituting food canning  
7 25 and cook-and-chill operations; and exploring opportunities  
7 26 for organic farming and gardening, livestock ventures,  
7 27 horticulture, and specialized crops.

Specifies it is the intent of the General Assembly that the DOC continue farm operations at the same or greater level as exists on January 1, 2011. The DOC is prohibited from renting farmland under the control of the DOC that is not currently being rented without legislative approval. The DOC is to provide meaningful job opportunities for inmates employed on the farms.

7 28 7. The department of corrections shall solicit requests for  
7 29 information to improve efficiencies at the pharmacy under the  
7 30 control of the department.

Requires the DOC to solicit requests for information to improve pharmacy efficiencies.

7 31 Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL  
7 32 SERVICES.

7 33 1. There is appropriated from the general fund of the state  
7 34 to the department of corrections for the fiscal year beginning  
7 35 July 1, 2011, and ending June 30, 2012, for salaries, support,  
8 1 maintenance, and miscellaneous purposes, the following amounts,  
8 2 or so much thereof as is necessary, to be allocated as follows:

8 3 a. For the first judicial district department of  
8 4 correctional services:  
8 5 ..... \$ 12,204,948

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

DETAIL: This is an increase of \$284,850 compared to estimated net FY 2011 for:

- Adds \$100,000 to replace the one-time allocation from the PSEF in FY 2011.
- Adds \$184,850 to replace expired federal funds to maintain a Drug Court in Dubuque and Delaware counties.
- NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$393,353 for the First CBC District Department.

8 6 b. For the second judicial district department of  
8 7 correctional services:  
8 8 ..... \$ 10,336,948

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

DETAIL: This is no change compared to estimated net FY 2011.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$360,912 for the Second CBC District Department.

8 9 c. For the third judicial district department of  
8 10 correctional services:  
8 11 ..... \$ 5,599,765

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

DETAIL: This is an increase of \$97,886 compared to estimated net FY 2011 to fund an existing position.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$221,793 for the Third CBC District Department.

8 12 d. For the fourth judicial district department of  
8 13 correctional services:  
8 14 ..... \$ 5,391,355

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

DETAIL: This is no change compared to estimated net FY 2011.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations

Act) provides an FY 2011 supplemental appropriation of \$169,067 for the Fourth CBC District Department.

8 15 e. For the fifth judicial district department of  
8 16 correctional services, including funding for electronic  
8 17 monitoring devices for use on a statewide basis:  
8 18 ..... \$ 18,742,129

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

DETAIL: This is an increase of \$335,000 compared to estimated net FY 2011 to replace the one-time allocation from the PSEF in FY 2011.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$723,637 for the Fifth CBC District Department.

8 19 f. For the sixth judicial district department of  
8 20 correctional services:  
8 21 ..... \$ 13,112,563

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

DETAIL: This is an increase of \$402,810 compared to estimated net FY 2011 to replace the one-time allocation from the PSEF in FY 2011.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$460,329 for the Sixth CBC District Department.

8 22 g. For the seventh judicial district department of  
8 23 correctional services:  
8 24 ..... \$ 6,492,814

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

DETAIL: This is no change compared to estimated net FY 2011.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$265,431 for the Seventh CBC District Department.

8 25 h. For the eighth judicial district department of  
8 26 correctional services:  
8 27 ..... \$ 6,879,715

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

DETAIL: This is an increase of \$148,660 compared to estimated net FY 2011 to replace expired federal funds to maintain a Drug Court.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$177,991 for the Eighth CBC District Department.

8 28 2. Each judicial district department of correctional  
8 29 services, within the funding available, shall continue programs  
8 30 and plans established within that district to provide for  
8 31 intensive supervision, sex offender treatment, diversion of

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



8 32 low-risk offenders to the least restrictive sanction available,  
8 33 job development, and expanded use of intermediate criminal  
8 34 sanctions.

expanded use of intermediate sanctions.

8 35 3. Each judicial district department of correctional  
9 1 services shall provide alternatives to prison consistent with  
9 2 chapter 901B. The alternatives to prison shall ensure public  
9 3 safety while providing maximum rehabilitation to the offender.  
9 4 A judicial district department of correctional services may  
9 5 also establish a day program.

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

9 6 4. The governor's office of drug control policy or any  
9 7 succeeding entity of the governor's office of drug control  
9 8 policy shall consider federal grants made to the department  
9 9 of corrections for the benefit of each of the eight judicial  
9 10 district departments of correctional services as local  
9 11 government grants, as defined pursuant to federal regulations.

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

9 12 5. The department of corrections shall continue to contract  
9 13 with a judicial district department of correctional services to  
9 14 provide for the rental of electronic monitoring equipment which  
9 15 shall be available statewide.

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

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

9 16 6. A judicial district department of correctional services  
9 17 shall accept into the facilities of the district department  
9 18 offenders assigned from other judicial district departments of  
9 19 correctional services.

Requires the CBC District Departments to accept the transfer of offenders into residential facilities between CBC District Departments.

VETOED: The Governor vetoed this provision for FY 2012 and FY 2013 and stated that this veto assures each CBC facility will maintain control of the types and numbers of offenders served in their facilities.

9 20 Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION OF  
9 21 APPROPRIATIONS. Notwithstanding section 8.39, within  
9 22 the moneys appropriated in this Act to the department of  
9 23 corrections, the department may reallocate the moneys  
9 24 appropriated and allocated as necessary to best fulfill the  
9 25 needs of the correctional institutions, administration of  
9 26 the department, and the judicial district departments of  
9 27 correctional services. However, in addition to complying with  
9 28 the requirements of sections 904.116 and 905.8 and providing  
9 29 notice to the legislative services agency, the department  
9 30 of corrections shall also provide notice to the department  
9 31 of management, prior to the effective date of the revision  
9 32 or reallocation of an appropriation made pursuant to this  
9 33 section. The department of corrections shall not reallocate an  
9 34 appropriation or allocation for the purpose of eliminating any  
9 35 program.

Permits the DOC to reallocate appropriations between the correctional institutions, the Central Office, and the CBC District Departments. Requires the DOC to provide notice to the DOM and LSA before reallocating the funds.

10 1 Sec. 7. INTENT — REPORTS.

10 2 1. The department of corrections in cooperation with  
10 3 townships, the Iowa cemetery associations, and other nonprofit  
10 4 or governmental entities may use inmate labor during the  
10 5 fiscal year beginning July 1, 2011, to restore or preserve  
10 6 rural cemeteries and historical landmarks. The department in  
10 7 cooperation with the counties may also use inmate labor to  
10 8 clean up roads, major water sources, and other water sources  
10 9 around the state.

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

10 10 2. On a quarterly basis the department shall provide a  
10 11 status report regarding private-sector employment to the  
10 12 legislative services agency beginning on July 1, 2011. The  
10 13 report shall include the number of offenders employed in the  
10 14 private sector, the combined number of hours worked by the  
10 15 offenders, the total amount of allowances, and the distribution  
10 16 of allowances pursuant to section 904.702, including any moneys  
10 17 deposited in the general fund of the state.

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

10 18 Sec. 8. ELECTRONIC MONITORING REPORT. The department of  
10 19 corrections shall submit a report on electronic monitoring to  
10 20 the general assembly, to the co-chairpersons and the ranking  
10 21 members of the joint appropriations subcommittee on the justice  
10 22 system, and to the legislative services agency by January  
10 23 15, 2012. The report shall specifically address the number  
10 24 of persons being electronically monitored and break down the  
10 25 number of persons being electronically monitored by offense  
10 26 committed. The report shall also include a comparison of any  
10 27 data from the prior fiscal year with the current year.

Requires the DOC to submit a report regarding electronic monitoring to the General Assembly, the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and the LSA by January 15, 2012.

10 28 Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

10 29 1. As used in this section, unless the context otherwise  
10 30 requires, "state agency" means the government of the state  
10 31 of Iowa, including but not limited to all executive branch  
10 32 departments, agencies, boards, bureaus, and commissions, the  
10 33 judicial branch, the general assembly and all legislative  
10 34 agencies, institutions within the purview of the state board of  
10 35 regents, and any corporation whose primary function is to act  
11 1 as an instrumentality of the state.

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

11 2 2. State agencies are hereby encouraged to purchase  
11 3 products from Iowa state industries, as defined in section  
11 4 904.802, when purchases are required and the products are  
11 5 available from Iowa state industries. State agencies shall  
11 6 obtain bids from Iowa state industries for purchases of  
11 7 office furniture during the fiscal year beginning July 1,  
11 8 2011, exceeding \$5,000 or in accordance with applicable  
11 9 administrative rules related to purchases for the agency.

11 10 Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

General Fund appropriation to the Iowa Law Enforcement Academy

11 11 1. There is appropriated from the general fund of the  
11 12 state to the Iowa law enforcement academy for the fiscal year  
11 13 beginning July 1, 2011, and ending June 30, 2012, the following  
11 14 amount, or so much thereof as is necessary, to be used for the  
11 15 purposes designated:

11 16 For salaries, support, maintenance, miscellaneous purposes,  
11 17 including jailer training and technical assistance, and for not  
11 18 more than the following full-time equivalent positions:  
11 19 ..... \$ 868,698  
11 20 ..... FTEs 24.55

11 21 It is the intent of the general assembly that the Iowa law  
11 22 enforcement academy may provide training of state and local  
11 23 law enforcement personnel concerning the recognition of and  
11 24 response to persons with Alzheimer's disease.

11 25 The Iowa law enforcement academy may temporarily exceed and  
11 26 draw more than the amount appropriated in this subsection and  
11 27 incur a negative cash balance as long as there are receivables  
11 28 equal to or greater than the negative balance and the amount  
11 29 appropriated in this subsection is not exceeded at the close  
11 30 of the fiscal year.

11 31 2. The Iowa law enforcement academy may select at least  
11 32 five automobiles of the department of public safety, division  
11 33 of state patrol, prior to turning over the automobiles to  
11 34 the department of administrative services to be disposed  
11 35 of by public auction, and the Iowa law enforcement academy  
12 1 may exchange any automobile owned by the academy for each  
12 2 automobile selected if the selected automobile is used in  
12 3 training law enforcement officers at the academy. However, any  
12 4 automobile exchanged by the academy shall be substituted for  
12 5 the selected vehicle of the department of public safety and  
12 6 sold by public auction with the receipts being deposited in the  
12 7 depreciation fund to the credit of the department of public  
12 8 safety, division of state patrol.

12 9 Sec. 11. STATE PUBLIC DEFENDER. There is appropriated from  
12 10 the general fund of the state to the office of the state public  
12 11 defender of the department of inspections and appeals for the  
12 12 fiscal year beginning July 1, 2011, and ending June 30, 2012,  
12 13 the following amounts, or so much thereof as is necessary, to  
12 14 be allocated as follows for the purposes designated:

12 15 1. For salaries, support, maintenance, miscellaneous  
12 16 purposes, and for not more than the following full-time  
12 17 equivalent positions:  
12 18 ..... \$ 25,083,182  
12 19 ..... FTEs 219.00

(ILEA).

DETAIL: This is a general increase of \$19,551 for operations and a decrease of 2.25 FTE positions compared to estimated net FY 2011.

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

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

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

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

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

DETAIL: This is an increase of \$1,000,000 and no change in FTE positions compared to estimated net FY 2011.

12 20 2. For the fees of court-appointed attorneys for indigent  
 12 21 adults and juveniles, in accordance with section 232.141 and  
 12 22 chapter 815:  
 12 23 ..... \$ 30,680,929

12 24 Sec. 12. BOARD OF PAROLE. There is appropriated from the  
 12 25 general fund of the state to the board of parole for the fiscal  
 12 26 year beginning July 1, 2011, and ending June 30, 2012, the  
 12 27 following amount, or so much thereof as is necessary, to be  
 12 28 used for the purposes designated:

12 29 For salaries, support, maintenance, miscellaneous purposes,  
 12 30 and for not more than the following full-time equivalent  
 12 31 positions:  
 12 32 ..... \$ 1,053,835  
 12 33 ..... FTEs 12.50

12 34 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE. There is  
 12 35 appropriated from the general fund of the state to the  
 13 1 department of public defense for the fiscal year beginning July  
 13 2 1, 2011, and ending June 30, 2012, the following amounts, or  
 13 3 so much thereof as is necessary, to be used for the purposes  
 13 4 designated:

13 5 1. MILITARY DIVISION  
 13 6 For salaries, support, maintenance, miscellaneous purposes,  
 13 7 and for not more than the following full-time equivalent  
 13 8 positions:  
 13 9 ..... \$ 5,527,042  
 13 10 ..... FTEs 313.00

13 11 The military division may temporarily exceed and draw more  
 13 12 than the amount appropriated in this subsection and incur a  
 13 13 negative cash balance as long as there are receivables of  
 13 14 federal funds equal to or greater than the negative balance and  
 13 15 the amount appropriated in this subsection is not exceeded at  
 13 16 the close of the fiscal year.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$2,551,500 for the Office of the State Public Defender.

General Fund appropriation to the DIA for the Indigent Defense Program.

DETAIL: This is a decrease of \$1,000,000 compared to the estimated net FY 2011 appropriation.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$16,000,000 for Indigent Defense Program.

General Fund appropriation to the Board of Parole.

DETAIL: This is an increase of \$84,792 and no change in FTE positions compared to estimated net FY 2011 for:

- Adds \$76,216 to replace the FY 2011 mid-year reduction.
- Adds \$8,576 for extra help.

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

DETAIL: This is a general decrease of \$352,790 and an increase of 11.35 FTE positions compared to estimated net FY 2011. The increase in FTE positions is due to additional federally-funded fire fighters at the Sioux City and Des Moines air bases.

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

DETAIL: The Military Division can experience a delay of up to 30 days in federal reimbursement for eligible expenses. This authorization permits

13 17 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION

13 18 For salaries, support, maintenance, miscellaneous purposes,  
13 19 and for not more than the following full-time equivalent  
13 20 positions:

13 21 .....	\$	1,836,877
13 22 .....	FTEs	40.00

13 23 a. The homeland security and emergency management  
13 24 division may temporarily exceed and draw more than the amount  
13 25 appropriated in this subsection and incur a negative cash  
13 26 balance as long as there are receivables of federal funds  
13 27 equal to or greater than the negative balance and the amount  
13 28 appropriated in this subsection is not exceeded at the close  
13 29 of the fiscal year.

13 30 b. It is the intent of the general assembly that the  
13 31 homeland security and emergency management division work in  
13 32 conjunction with the department of public safety, to the extent  
13 33 possible, when gathering and analyzing information related  
13 34 to potential domestic or foreign security threats, and when  
13 35 monitoring such threats.

14 1 Sec. 14. DEPARTMENT OF PUBLIC SAFETY. There is appropriated  
14 2 from the general fund of the state to the department of public  
14 3 safety for the fiscal year beginning July 1, 2011, and ending  
14 4 June 30, 2012, the following amounts, or so much thereof as is  
14 5 necessary, to be used for the purposes designated:

14 6 1. For the department's administrative functions, including		
14 7 the criminal justice information system, and for not more than		
14 8 the following full-time equivalent positions:		
14 9 .....	\$	4,007,075
14 10 .....	FTEs	36.00

14 11 2. For the division of criminal investigation, including  
14 12 the state's contribution to the peace officers' retirement,

the Division to use State General Fund money to cover these expenses until the federal funds are received. To alleviate the cash flow problem, the federal government has instituted an Advance Payment System that permits the State to receive an advance of federal funds to meet payroll and other requirements. The Division has implemented the accounting procedure to use the new System.

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

DETAIL: This is a general decrease of \$117,248 and an increase of 5.90 FTE positions compared to estimated net FY 2011. The increase in FTE positions is due to the receipt of federal funds.

Permits the Homeland Security and Emergency Management Division to incur a negative cash balance as long as the Division has federal reimbursable expenses to cover the negative balance.

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

Specifies it is the intent of the General Assembly that the Homeland Security and Emergency Management Division work in conjunction with the DPS when gathering and analyzing information related to potential domestic and foreign security threats.

General Fund appropriation to the DPS for the Administrative Services Division.

DETAIL: This is no change compared to estimated net FY 2011.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$275,000 for the Administrative Services Division.

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

14 13 accident, and disability system provided in chapter 97A in the  
 14 14 amount of the state's normal contribution rate, as defined in  
 14 15 section 97A.8, multiplied by the salaries for which the funds  
 14 16 are appropriated, to meet federal fund matching requirements,  
 14 17 and for not more than the following full-time equivalent  
 14 18 positions:

14 19 .....	\$	12,533,931
14 20 .....	FTEs	159.10

14 21 The department shall employ one additional special agent and  
 14 22 one additional criminalist for the purpose of investigating  
 14 23 cold cases. Prior to employing the additional special agent  
 14 24 and criminalist authorized in this paragraph, the department  
 14 25 shall provide a written statement to prospective employees that  
 14 26 states to the effect that the positions are being funded by a  
 14 27 temporary federal grant and there are no assurances that funds  
 14 28 from other sources will be available after the federal funding  
 14 29 expires. If the federal funding for the additional positions  
 14 30 expires during the fiscal year, the number of full-time  
 14 31 equivalent positions authorized in this subsection is reduced  
 14 32 by 2.00 FTEs.

14 33 3. For the criminalistics laboratory fund created in  
 14 34 section 691.9:

14 35 .....	\$	302,345
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15 1 4. a. For the division of narcotics enforcement, including  
 15 2 the state's contribution to the peace officers' retirement,  
 15 3 accident, and disability system provided in chapter 97A in the  
 15 4 amount of the state's normal contribution rate, as defined in  
 15 5 section 97A.8, multiplied by the salaries for which the funds  
 15 6 are appropriated, to meet federal fund matching requirements,  
 15 7 and for not more than the following full-time equivalent  
 15 8 positions:

15 9 .....	\$	6,429,884
15 10 .....	FTEs	74.00

15 11 b. For the division of narcotics enforcement for undercover  
 15 12 purchases:

15 13 .....	\$	109,042
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15 14 5. For the division of state fire marshal, for fire  
 15 15 protection services as provided through the state fire service  
 15 16 and emergency response council as created in the department,  
 15 17 and for the state's contribution to the peace officers'  
 15 18 retirement, accident, and disability system provided in chapter  
 15 19 97A in the amount of the state's normal contribution rate, as

DETAIL: This is no change in funding and a decrease of 1.00 FTE position compared to estimated net FY 2011.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$325,000 for the DCI.

Requires the DPS to employ one special agent and one criminalist to investigate cold cases. However, the Department must eliminate the 2.00 FTE positions if federal funds are not received for the Cold Case Unit.

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

DETAIL: This is no change compared to estimated net FY 2011.

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

DETAIL: This is no change compared to estimated net FY 2011.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$225,000 for the DNE.

General Fund appropriation to the DPS for the DNE undercover purchases.

DETAIL: This is no change compared to estimated net FY 2011.

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

DETAIL: This is no change compared to estimated net FY 2011.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations

15 20 defined in section 97A.8, multiplied by the salaries for which  
 15 21 the funds are appropriated, and for not more than the following  
 15 22 full-time equivalent positions:

15 23 .....	\$	4,298,707
15 24 .....	FTEs	55.00

15 25 6. For the division of state patrol, for salaries, support,  
 15 26 maintenance, workers' compensation costs, and miscellaneous  
 15 27 purposes, including the state's contribution to the peace  
 15 28 officers' retirement, accident, and disability system provided  
 15 29 in chapter 97A in the amount of the state's normal contribution  
 15 30 rate, as defined in section 97A.8, multiplied by the salaries  
 15 31 for which the funds are appropriated, and for not more than the  
 15 32 following full-time equivalent positions:

15 33 .....	\$	51,903,233
15 34 .....	FTEs	513.00

15 35 It is the intent of the general assembly that members of the  
 16 1 state patrol be assigned to patrol the highways and roads in  
 16 2 lieu of assignments for inspecting school buses for the school  
 16 3 districts.

16 4 7. For deposit in the sick leave benefits fund established  
 16 5 under section 80.42 for all departmental employees eligible to  
 16 6 receive benefits for accrued sick leave under the collective  
 16 7 bargaining agreement:

16 8 .....	\$	279,517
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16 9 8. For costs associated with the training and equipment  
 16 10 needs of volunteer fire fighters:

16 11 .....	\$	725,520
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16 12 a. Notwithstanding section 8.33, moneys appropriated in  
 16 13 this subsection that remain unencumbered or unobligated at the  
 16 14 close of the fiscal year shall not revert but shall remain  
 16 15 available for expenditure only for the purpose designated in  
 16 16 this subsection until the close of the succeeding fiscal year.

16 17 b. Notwithstanding section 8.39, within the moneys  
 16 18 appropriated in this section, the department of public safety  
 16 19 may reallocate moneys as necessary to best fulfill the needs  
 16 20 provided for in the appropriation. However, the department

Act) provides an FY 2011 supplemental appropriation of \$130,000 for the State Fire Marshal's Office.

General Fund appropriation to the Iowa State Patrol.

DETAIL: This is an increase of \$3,397,469 and a decrease of 2.00 FTE positions compared to estimated net FY 2011. The increase includes \$300,000 to replace the FY 2011 Public Safety Enforcement Fund allocation with General Fund money and \$3,097,469 to replace federal National Highway Transportation Safety Administration (NHTSA) funding with General Fund money for 45 road troopers.

NOTE: Senate File 209 (Tax Changes and Supplemental Appropriations Act) provides an FY 2011 supplemental appropriation of \$2,000,000 for the Iowa State Patrol.

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

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

DETAIL: This is no change in funding compared to estimated net FY 2011.

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

DETAIL: This is an increase of \$113,265 compared to estimated net FY 2011.

Requires nonreversion of appropriated funds for fire fighter training and equipment needs. Appropriated funds may remain available through the end of FY 2013.

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

16 21 shall not reallocate an appropriation made to the department  
16 22 in this section unless notice of the reallocation is given  
16 23 to the legislative services agency and the department of  
16 24 management prior to the effective date of the reallocation.  
16 25 The notice shall include information regarding the rationale  
16 26 for reallocating the appropriation. The department shall  
16 27 not reallocate an appropriation made in this section for the  
16 28 purpose of eliminating any program.

16 29 Sec. 15. GAMING ENFORCEMENT.

16 30 1. There is appropriated from the gaming enforcement  
16 31 revolving fund created in section 80.43 to the department of  
16 32 public safety for the fiscal year beginning July 1, 2011, and  
16 33 ending June 30, 2012, the following amount, or so much thereof  
16 34 as is necessary, to be used for the purposes designated:

16 35 For any direct and indirect support costs for agents  
17 1 and officers of the division of criminal investigation's  
17 2 excursion gambling boat, gambling structure, and racetrack  
17 3 enclosure enforcement activities, including salaries, support,  
17 4 maintenance, miscellaneous purposes, and for not more than the  
17 5 following full-time equivalent positions:  
17 6 ..... \$ 9,836,306  
17 7 ..... FTEs 120.00

17 8 2. For each additional license to conduct gambling games on  
17 9 an excursion gambling boat, gambling structure, or racetrack  
17 10 enclosure issued during the fiscal year beginning July 1, 2011,  
17 11 there is appropriated from the gaming enforcement fund to the  
17 12 department of public safety for the fiscal year beginning July  
17 13 1, 2011, and ending June 30, 2012, an additional amount of not  
17 14 more than \$521,000 to be used for not more than 6.00 additional  
17 15 full-time equivalent positions.

17 16 3. The department of public safety, with the approval  
17 17 of the department of management, may employ no more than two  
17 18 special agents and four gaming enforcement officers for each  
17 19 additional riverboat or gambling structure regulated after July  
17 20 1, 2011, and one special agent for each racing facility which  
17 21 becomes operational during the fiscal year which begins July 1,  
17 22 2011. One additional gaming enforcement officer, up to a total  
17 23 of four per riverboat or gambling structure, may be employed  
17 24 for each riverboat or gambling structure that has extended  
17 25 operations to 24 hours and has not previously operated with a  
17 26 24-hour schedule. Positions authorized in this subsection are  
17 27 in addition to the full-time equivalent positions otherwise  
17 28 authorized in this section.

17 29 Sec. 16. CIVIL RIGHTS COMMISSION. There is appropriated  
17 30 from the general fund of the state to the Iowa state civil

Department is not allowed to reallocate the appropriations for the  
purpose of eliminating a program.

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

DETAIL: This is no change in funding and FTE positions compared to  
estimated net FY 2011.

If an additional gambling license is granted in FY 2012, an additional  
\$521,000 and 6.00 FTE positions may be expended from the Gaming  
Enforcement Fund.

Permits the DPS to employ a maximum of two special agents and four  
gaming enforcement officers if approved by the DOM for new riverboats  
licensed after July 1, 2011, and for riverboats that have extended  
operations to 24 hours. Also, permits the employment of one special  
agent for each racing facility that becomes operational during FY 2012.



17 31 rights commission for the fiscal year beginning July 1,  
17 32 2011, and ending June 30, 2012, the following amount, or so  
17 33 much thereof as is necessary, to be used for the purposes  
17 34 designated:

17 35 For salaries, support, maintenance, miscellaneous purposes,  
18 1 and for not more than the following full-time equivalent  
18 2 positions:  
18 3 ..... \$ 1,297,069  
18 4 ..... FTEs 28.00

18 5 The Iowa state civil rights commission may enter into  
18 6 a contract with a nonprofit organization to provide legal  
18 7 assistance to resolve civil rights complaints.

18 8 Sec. 17. Section 654.4B, subsection 2, paragraph b, Code  
18 9 2011, is amended to read as follows:  
18 10 b. This subsection is repealed July 1, ~~2011~~ 2012.

18 11 Sec. 18. Section 124.204, subsection 4, Code 2011, is  
18 12 amended by adding the following new paragraph:  
18 13 NEWPARAGRAPH ai. (1) Mephedrone, also known as  
18 14 4-methylmethcathinone,(RS)-2-methylamino-1-(4-methylphenyl)  
18 15 propan-1-one.  
18 16 (2) Methylene-dioxypyrovalerone(MDPV)[(1-(1,3-  
18 17 Benzodioxol-5-yl)-2-(1-pyrrolidinyl)-1-pentanone].  
18 18 (3) Salvia divinorum.  
18 19 (4) Salvinorin A.  
18 20 (5) Any substance, compound, mixture or preparation which  
18 21 contains any quantity of any synthetic cannabinoid that is not  
18 22 approved as a pharmaceutical, including but not limited to the  
18 23 following:  
18 24 (a) CP 47, 497 and homologues 2-[(1R, 3S)-3-  
18 25 hydroxycyclohexyl]-5-(2-methyloctan-2-yl)phenol).  
18 26 (b) HU-210[(6aR,10aR)-9-(hydroxymethyl)-6,6-dimethyl-3-  
18 27 (2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]  
18 28 chromen-1-ol)].  
18 29 (c) HU-211(dexanabinol,(6aS,10aS)-9-(hydroxymethyl)-6,6-  
18 30 dimethyl-3-(2-methyloctan-2-yl)-6a,7,10,10a-tetrahydrobenzo[c]  
18 31 chromen-1-ol).  
18 32 (d) JWH-018 1-Pentyl-3-(1-naphthoyl)indole.  
18 33 (e) JWH-073 1-Butyl-3-(1-naphthoyl)indole.  
18 34 (f) JWH-200[1-[2-(4-morpholinyl)ethyl]-1H-indol-3-yl]-1-  
18 35 naphthalenyl-methanone.

19 1 Sec. 19. Section 124.401, subsection 1, paragraph c,  
19 2 subparagraph (8), Code 2011, is amended to read as follows:  
19 3 (8) Any other controlled substance, counterfeit substance,  
19 4 or simulated controlled substance classified in schedule I, II,

General Fund appropriation to the Civil Rights Commission.

DETAIL: This is a decrease of \$38,213 compared to the estimated net  
FY 2011. The \$100,000 one-time allocation from the PSEF was not  
replaced.

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

Extends s requirement that a notice of the availability of mortgage  
foreclosure counseling and mediation services be provided to individuals  
facing foreclosure proceedings prior to July 1, 2012.

Adds bath salts, salvia divinorum, and K2 to the list of Schedule I  
controlled substances. The penalty for manufacturing, delivery, or  
possession with intent to manufacture or deliver is an aggravated  
misdemeanor. Possession under Code Section 124.401(5) is a serious  
misdemeanor. The changes related to K2 take effect upon enactment.  
The changes related to salvia divinorum and bath salts take effect 30  
days after enactment.

NOTE: In SF 533 (Standing Appropriations Act), the DPS is required to  
establish and operate a Controlled Substance Collection and Disposal  
Program for 30 days for the collection of bath salts and salvia divinorum  
from persons in possession of the substances and retailers. Senate File  
510 was signed after SF 533, so the Department of Public Safety has 30  
days from July 29, 2011 to establish and operate a Controlled  
Substance Collection and Disposal Program for the collection of bath  
salts and salvia divinorum from persons in possession of the substances  
and retailers.

19 5 or III, except as provided in paragraph “d”.  
19 6 Sec. 20. Section 124.401, subsection 1, paragraph d, Code  
19 7 2011, is amended to read as follows:  
19 8 d. Violation of this subsection, with respect to any other  
19 9 controlled substances, counterfeit substances, or simulated  
19 10 controlled substances classified in section 124.204, subsection  
19 11 4, paragraph “a”, or classified in schedule IV or V is an  
19 12 aggravated misdemeanor. However, violation of this subsection  
19 13 involving fifty kilograms or less of marijuana or involving  
19 14 flunitrazepam is a class “D” felony.

19 15 Sec. 21. 2009 Iowa Acts, chapter 178, section 20, is amended  
19 16 to read as follows:

19 17 SEC. 20. CONSUMER EDUCATION AND LITIGATION  
19 18 FUND. Notwithstanding section 714.16C, for each fiscal  
19 19 year of the period beginning July 1, 2008, and ending June  
19 20 30, ~~2011~~ 2013, the annual appropriations in section 714.16C,  
19 21 are increased from \$1,125,000 to \$1,875,000, and \$75,000 to  
19 22 \$125,000 respectively. Moneys appropriated from the consumer  
19 23 education and litigation fund may be allocated for cash flow  
19 24 purposes to the victim compensation fund established in section  
19 25 915.94 during each of the fiscal years enumerated, provided  
19 26 that any moneys so allocated are returned to the consumer  
19 27 education and litigation fund by the end of each fiscal year an  
19 28 allocation occurs.

19 29 Sec. 22. IOWA COMMUNICATIONS NETWORK. It is the  
19 30 intent of the general assembly that the executive branch  
19 31 agencies receiving an appropriation in this Act utilize  
19 32 the Iowa communications network or secure other electronic  
19 33 communications in lieu of traveling for the fiscal year  
19 34 addressed by the appropriations.

19 35 Sec. 23. HOMELAND SECURITY AND EMERGENCY MANAGEMENT  
20 1 DIVISION. There is appropriated from the wireless E911  
20 2 emergency communications fund created in section 34A.7A to the  
20 3 administrator of the homeland security and emergency management  
20 4 division of the department of public defense for the fiscal  
20 5 year beginning July 1, 2011, and ending June 30, 2012, an  
20 6 amount not exceeding \$200,000 to be used for implementation,  
20 7 support, and maintenance of the functions of the administrator  
20 8 and program manager under chapter 34A and to employ the auditor  
20 9 of the state to perform an annual audit of the wireless E911  
20 10 emergency communications fund.

20 11 Sec. 24. GERIATRIC AND PSYCHIATRIC TREATMENT — LEGISLATIVE  
20 12 STUDY. The legislative council is requested to establish an  
20 13 interim study committee to examine the treatment and placement  
20 14 options for geriatric and psychiatric patients under the

Permits the Office of the Attorney General to continue to spend up to \$2,000,000 from the Consumer Education and Litigation Fund for FY 2012 and FY 2013.

DETAIL: Maintains current law.

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

Permits continued funding from the Wireless E911 Emergency Communications Fund for the E911 Program Manager in the Homeland Security and Emergency Management Division of the Department of Public Defense through FY 2012.

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

Requests the Legislative Council establish an interim study committee to review the treatment and placement of geriatric and psychiatric patients under the custody and control of the DOC, or in the psychiatric hospital at the Oakdale Correctional Facility.

20 15 care, custody, and control of the state, or for patients  
20 16 who are otherwise specifically housed at the Iowa medical  
20 17 and classification center at Oakdale or other correctional  
20 18 facilities for geriatric or psychiatric treatment purposes.  
20 19 The committee shall focus on maximizing the availability of  
20 20 treatment options for such patients while achieving fiscal  
20 21 efficiencies. The committee shall review programs used in  
20 22 other states and by the federal government including but not  
20 23 limited to the use of forensic hospitals, prison-based hospice  
20 24 care, compassionate release, and the funding mechanisms used  
20 25 to implement such programs. Members of the interim study  
20 26 committee shall include the co-chairpersons and the ranking  
20 27 members of the joint appropriations subcommittee on justice  
20 28 system and the co-chairpersons and the ranking members of the  
20 29 joint appropriations subcommittee on human services. The  
20 30 committee shall provide a report detailing the findings of the  
20 31 committee to the general assembly for consideration during the  
20 32 2012 legislative session.

20 33 Sec. 25. GERIATRIC AND PSYCHIATRIC TREATMENT REPORT. The  
20 34 departments of corrections, human services, inspections and  
20 35 appeals, and public health, and the board of parole, shall  
21 1 jointly study the development and establishment of treatment  
21 2 options for geriatric and psychiatric patients currently under  
21 3 the care, custody, and control of the state to provide maximum  
21 4 treatment opportunities for such persons while achieving fiscal  
21 5 efficiencies. The department of corrections in consultation  
21 6 with the other departments and the board of parole, shall  
21 7 provide a report detailing the results of the study to  
21 8 the co-chairpersons and the ranking members of the joint  
21 9 appropriations subcommittee on health and human services, the  
21 10 co-chairpersons and ranking members of the joint appropriations  
21 11 subcommittee on justice system, the legislative interim study  
21 12 committee examining such treatment options, if established by  
21 13 the legislative council pursuant to this division of this Act,  
21 14 and the legislative services agency by November 15, 2011.

21 15 Sec. 26. SALARY INCREASES — CERTAIN REVOLVING FUNDS.  
21 16 For the fiscal year beginning July 1, 2011, there is  
21 17 appropriated from the gaming enforcement revolving fund  
21 18 an amount necessary for funding annual pay adjustments and  
21 19 related benefits for agents and officers of the division of  
21 20 criminal investigation's racetrack, excursion boat, or gambling  
21 21 structure enforcement activities. Moneys appropriated pursuant  
21 22 to this subsection shall be in addition to and supplement other  
21 23 appropriations from the fund.

21 24 Sec. 27. EFFECTIVE DATE. The following provision of this  
21 25 division of this Act takes effect thirty days after enactment,

Requires the DOC, DHS, DIA, DPH, and the Board of Parole to jointly study the development and establishment of treatment options for geriatric and psychiatric patients. Requires the DOC to issue a report by November 15, 2011 to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, the Health and Human Services Appropriations Subcommittee, the interim committee if established by the Legislative Council, and the LSA.

Permits funding annual pay adjustments and related benefits for racetrack, excursion boat, or gambling enforcement activities for agents and officers of the DCI.

The provisions relating to the criminalization of bath salts and salvia divinorum take effect 30 days after enactment.

21 26 notwithstanding section 3.7:  
21 27 The section of this division of this Act amending section  
21 28 124.204, subsection 4, paragraph “ai”, subparagraphs (1)  
21 29 through (4).

21 30 Sec. 28. EFFECTIVE UPON ENACTMENT. The following provision  
21 31 of this division of this Act, being deemed of immediate  
21 32 importance, and notwithstanding section 3.7 takes effect upon  
21 33 enactment:  
21 34 The section of this Act amending section 124.204, subsection  
21 35 4, paragraph “ai”, subparagraph (5).

22 1 Sec. 29. EFFECTIVE UPON ENACTMENT AND RETROACTIVE  
22 2 APPLICABILITY. The following provision of this division of  
22 3 this Act takes effect upon enactment, and if approved by the  
22 4 governor on or after July 1, 2011, shall apply retroactively  
22 5 to June 30, 2011:  
22 6 The section of this division of this Act amending section  
22 7 654.4B.

22 8 DIVISION II  
22 9 FY 2012-2013

22 10 Sec. 30. DEPARTMENT OF JUSTICE.  
22 11 1. There is appropriated from the general fund of the state  
22 12 to the department of justice for the fiscal year beginning July  
22 13 1, 2012, and ending June 30, 2013, the following amounts, or  
22 14 so much thereof as is necessary, to be used for the purposes  
22 15 designated:

22 16 a. For the general office of attorney general for salaries,  
22 17 support, maintenance, and miscellaneous purposes, including  
22 18 the prosecuting attorneys training program, matching funds  
22 19 for federal violence against women grant programs, victim  
22 20 assistance grants, office of drug control policy prosecuting  
22 21 attorney program, and odometer fraud enforcement, and for not  
22 22 more than the following full-time equivalent positions:  
22 23 ..... \$ 3,896,465  
22 24 ..... FTEs 212.00

22 25 It is the intent of the general assembly that as a condition  
22 26 of receiving the appropriation provided in this lettered  
22 27 paragraph, the department of justice shall maintain a record  
22 28 of the estimated time incurred representing each agency or  
22 29 department.

22 30 b. For victim assistance grants:  
22 31 ..... \$ 1,438,200

22 32 The funds appropriated in this lettered paragraph shall be  
22 33 used to provide grants to care providers providing services to  
22 34 crime victims of domestic abuse or to crime victims of rape and  
22 35 sexual assault.

23 1 The balance of the victim compensation fund established in

The provisions relating to the criminalization of K2 take effect upon enactment.

The provision that extends requirements that a notice of the availability of mortgage foreclosure counseling and mediation services be provided to individuals facing foreclosure proceedings prior to July 1, 2012, takes effect upon enactment and applies retroactively to June 30, 2011.

Biennial Budgeting – FY 2013: Division II appropriates General Fund, other funds, and FTE positions for FY 2013 for the Justice System budget and includes necessary corresponding language. These appropriations are equal to 50.0% of the appropriations for FY 2012.

VETOED: The Governor vetoed the following provisions for FY 2012 and FY 2013:

A provision that prohibits the DOC from entering into new contracts in excess of \$100,000 for privatized services during FY 2012 and FY 2013, without prior notification of the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee.

A provision that requires the DOC to transfer at least \$300,000 from canteen funds of the Institutions to the Corrections Education Program for FY 2012 and FY 2013.

A provision that requires each CBC District Department to accept the transfer of offenders into residential facilities between CBC District Departments for FY 2012 and FY 2013.

23 2 section 915.94 may be used to provide salary and support of not  
23 3 more than 24 FTEs and to provide maintenance for the victim  
23 4 compensation functions of the department of justice.

23 5 The department of justice shall transfer at least \$150,000  
23 6 from the victim compensation fund established in section 915.94  
23 7 to the victim assistance grant program.

23 8 c. For legal services for persons in poverty grants as  
23 9 provided in section 13.34:

23 10 ..... \$ 907,416

23 11 2. a. The department of justice, in submitting budget  
23 12 estimates for the fiscal year commencing July 1, 2013, pursuant  
23 13 to section 8.23, shall include a report of funding from sources  
23 14 other than amounts appropriated directly from the general fund  
23 15 of the state to the department of justice or to the office of  
23 16 consumer advocate. These funding sources shall include but  
23 17 are not limited to reimbursements from other state agencies,  
23 18 commissions, boards, or similar entities, and reimbursements  
23 19 from special funds or internal accounts within the department  
23 20 of justice. The department of justice shall also report actual  
23 21 reimbursements for the fiscal year commencing July 1, 2011,  
23 22 and actual and expected reimbursements for the fiscal year  
23 23 commencing July 1, 2012.

23 24 b. The department of justice shall include the report  
23 25 required under paragraph "a", as well as information regarding  
23 26 any revisions occurring as a result of reimbursements actually  
23 27 received or expected at a later date, in a report to the  
23 28 co-chairpersons and ranking members of the joint appropriations  
23 29 subcommittee on the justice system and the legislative services  
23 30 agency. The department of justice shall submit the report on  
23 31 or before January 15, 2013.

23 32 Sec. 31. OFFICE OF CONSUMER ADVOCATE. There is appropriated  
23 33 from the department of commerce revolving fund created in  
23 34 section 546.12 to the office of consumer advocate of the  
23 35 department of justice for the fiscal year beginning July 1,  
24 1 2012, and ending June 30, 2013, the following amount, or so  
24 2 much thereof as is necessary, to be used for the purposes  
24 3 designated:

24 4 For salaries, support, maintenance, miscellaneous purposes,

24 5 and for not more than the following full-time equivalent

24 6 positions:

24 7 ..... \$ 1,568,082

24 8 ..... FTEs 22.00

24 9 Sec. 32. DEPARTMENT OF CORRECTIONS — FACILITIES.

24 10 1. There is appropriated from the general fund of the  
24 11 state to the department of corrections for the fiscal year  
24 12 beginning July 1, 2012, and ending June 30, 2013, the following  
24 13 amounts, or so much thereof as is necessary, to be used for the  
24 14 operation of adult correctional institutions, reimbursement  
24 15 of counties for certain confinement costs, and federal prison

24 16 reimbursement, to be allocated as follows:

24 17 a. For the operation of the Fort Madison correctional  
24 18 facility, including salaries, support, maintenance, and  
24 19 miscellaneous purposes:  
24 20 ..... \$ 20,515,641

24 21 b. For the operation of the Anamosa correctional facility,  
24 22 including salaries, support, maintenance, and miscellaneous  
24 23 purposes:  
24 24 ..... \$ 15,992,987

24 25 c. For the operation of the Oakdale correctional facility,  
24 26 including salaries, support, maintenance, and miscellaneous  
24 27 purposes:  
24 28 ..... \$ 27,797,213

24 29 d. For the operation of the Newton correctional facility,  
24 30 including salaries, support, maintenance, and miscellaneous  
24 31 purposes:  
24 32 ..... \$ 12,979,379

24 33 e. For the operation of the Mt.Pleasant correctional  
24 34 facility, including salaries, support, maintenance, and  
24 35 miscellaneous purposes:  
25 1 ..... \$ 12,958,908

25 2 f. For the operation of the Rockwell City correctional  
25 3 facility, including salaries, support, maintenance, and  
25 4 miscellaneous purposes:  
25 5 ..... \$ 4,658,233

25 6 g. For the operation of the Clarinda correctional facility,  
25 7 including salaries, support, maintenance, and miscellaneous  
25 8 purposes:  
25 9 ..... \$ 12,241,178

25 10 Moneys received by the department of corrections as  
25 11 reimbursement for services provided to the Clarinda youth  
25 12 corporation are appropriated to the department and shall be  
25 13 used for the purpose of operating the Clarinda correctional  
25 14 facility.

25 15 h. For the operation of the Mitchellville correctional  
25 16 facility, including salaries, support, maintenance, and  
25 17 miscellaneous purposes:  
25 18 ..... \$ 7,807,687

25 19 i. For the operation of the Fort Dodge correctional  
25 20 facility, including salaries, support, maintenance, and  
25 21 miscellaneous purposes:  
25 22 ..... \$ 14,531,118

25 23 j. For reimbursement of counties for temporary confinement  
25 24 of work release and parole violators, as provided in sections  
25 25 901.7, 904.908, and 906.17, and for offenders confined pursuant  
25 26 to section 904.513:  
25 27 ..... \$ 387,546

25 28 k. For federal prison reimbursement, reimbursements for  
25 29 out-of-state placements, and miscellaneous contracts:

25 30 ..... \$ 119,706

25 31 I. For three correctional officer full-time equivalent  
25 32 positions that are to be assigned to a correctional institution  
25 33 by the director of the department of corrections:

25 34 ..... \$ 78,581

25 35 2. The department of corrections shall use moneys  
26 1 appropriated in subsection 1 to continue to contract for the  
26 2 services of a Muslim imam and a Native American spiritual  
26 3 leader.

26 4 Sec. 33. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

26 5 There is appropriated from the general fund of the state to  
26 6 the department of corrections for the fiscal year beginning  
26 7 July 1, 2012, and ending June 30, 2013, the following amounts,  
26 8 or so much thereof as is necessary, to be used for the purposes  
26 9 designated:

26 10 1. For general administration, including salaries, support,  
26 11 maintenance, employment of an education director to administer  
26 12 a centralized education program for the correctional system,  
26 13 and miscellaneous purposes:

26 14 ..... \$ 2,417,771

26 15 a. It is the intent of the general assembly that as a  
26 16 condition of receiving the appropriation provided in this  
26 17 lettered paragraph the department of corrections shall not,  
26 18 except as otherwise provided in paragraph "c", enter into a  
26 19 new contract, unless the contract is a renewal of an existing  
26 20 contract, for the expenditure of moneys in excess of \$100,000  
26 21 during the fiscal year beginning July 1, 2012, for the  
26 22 privatization of services performed by the department using  
26 23 state employees as of July 1, 2012, or for the privatization  
26 24 of new services by the department without prior consultation  
26 25 with any applicable state employee organization affected  
26 26 by the proposed new contract and prior notification of the  
26 27 co-chairpersons and ranking members of the joint appropriations  
26 28 subcommittee on the justice system.

26 29 b. It is the intent of the general assembly that each  
26 30 lease negotiated by the department of corrections with a  
26 31 private corporation for the purpose of providing private  
26 32 industry employment of inmates in a correctional institution  
26 33 shall prohibit the private corporation from utilizing inmate  
26 34 labor for partisan political purposes for any person seeking  
26 35 election to public office in this state and that a violation  
27 1 of this requirement shall result in a termination of the lease  
27 2 agreement.

27 3 c. It is the intent of the general assembly that as a  
27 4 condition of receiving the appropriation provided in this  
27 5 subsection the department of corrections shall not enter into  
27 6 a lease or contractual agreement pursuant to section 904.809  
27 7 with a private corporation for the use of building space for  
27 8 the purpose of providing inmate employment without providing

27 9 that the terms of the lease or contract establish safeguards to  
27 10 restrict, to the greatest extent feasible, access by inmates  
27 11 working for the private corporation to personal identifying  
27 12 information of citizens.

27 13 2. For educational programs for inmates at state penal  
27 14 institutions:  
27 15 ..... \$ 1,154,055

27 16 a. As a condition of receiving the appropriation in this  
27 17 subsection, the department of corrections shall transfer at  
27 18 least \$300,000 from the canteen operating funds established  
27 19 pursuant to section 904.310 to be used for correctional  
27 20 educational programs funded in this subsection.

27 21 b. It is the intent of the general assembly that moneys  
27 22 appropriated in this subsection shall be used solely for the  
27 23 purpose indicated and that the moneys shall not be transferred  
27 24 for any other purpose. In addition, it is the intent of the  
27 25 general assembly that the department shall consult with the  
27 26 community colleges in the areas in which the institutions are  
27 27 located to utilize moneys appropriated in this subsection  
27 28 to fund the high school completion, high school equivalency  
27 29 diploma, adult literacy, and adult basic education programs in  
27 30 a manner so as to maintain these programs at the institutions.

27 31 c. To maximize the funding for educational programs,  
27 32 the department shall establish guidelines and procedures to  
27 33 prioritize the availability of educational and vocational  
27 34 training for inmates based upon the goal of facilitating an  
27 35 inmate's successful release from the correctional institution.

28 1 d. The director of the department of corrections may  
28 2 transfer moneys from Iowa prison industries for use in  
28 3 educational programs for inmates.

28 4 e. Notwithstanding section 8.33, moneys appropriated in  
28 5 this subsection that remain unobligated or unexpended at the  
28 6 close of the fiscal year shall not revert but shall remain  
28 7 available to be used only for the purposes designated in this  
28 8 subsection until the close of the succeeding fiscal year.

28 9 3. For the development of the Iowa corrections offender  
28 10 network (ICON) data system:  
28 11 ..... \$ 212,182

28 12 4. For offender mental health and substance abuse  
28 13 treatment:  
28 14 ..... \$ 11,160

28 15 5. For viral hepatitis prevention and treatment:  
28 16 ..... \$ 83,941

28 17 6. It is the intent of the general assembly that for  
28 18 the fiscal year addressed by this section the department of  
28 19 corrections shall continue to operate the correctional farms  
28 20 under the control of the department at the same or greater  
28 21 level of participation and involvement as existed as of January  
28 22 1, 2011; shall not enter into any rental agreement or contract



28 23 concerning any farmland under the control of the department  
28 24 that is not subject to a rental agreement or contract as of  
28 25 January 1, 2011, without prior legislative approval; and  
28 26 shall further attempt to provide job opportunities at the  
28 27 farms for inmates. The department shall attempt to provide  
28 28 job opportunities at the farms for inmates by encouraging  
28 29 labor-intensive farming or gardening where appropriate; using  
28 30 inmates to grow produce and meat for institutional consumption;  
28 31 researching the possibility of instituting food canning  
28 32 and cook-and-chill operations; and exploring opportunities  
28 33 for organic farming and gardening, livestock ventures,  
28 34 horticulture, and specialized crops.

28 35 7. The department of corrections shall solicit requests for  
29 1 information to improve efficiencies at the pharmacy under the  
29 2 control of the department.

29 3 Sec. 34. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL  
29 4 SERVICES.

29 5 1. There is appropriated from the general fund of the state  
29 6 to the department of corrections for the fiscal year beginning  
29 7 July 1, 2012, and ending June 30, 2013, for salaries, support,  
29 8 maintenance, and miscellaneous purposes, the following amounts,  
29 9 or so much thereof as is necessary, to be allocated as follows:

29 10 a. For the first judicial district department of 29 11 correctional services:	
29 12 .....	\$ 6,102,474
29 13 b. For the second judicial district department of 29 14 correctional services:	
29 15 .....	\$ 5,168,474
29 16 c. For the third judicial district department of 29 17 correctional services:	
29 18 .....	\$ 2,799,883
29 19 d. For the fourth judicial district department of 29 20 correctional services:	
29 21 .....	\$ 2,695,678
29 22 e. For the fifth judicial district department of 29 23 correctional services, including funding for electronic 29 24 monitoring devices for use on a statewide basis:	
29 25 .....	\$ 9,371,065
29 26 f. For the sixth judicial district department of 29 27 correctional services:	
29 28 .....	\$ 6,556,282
29 29 g. For the seventh judicial district department of 29 30 correctional services:	
29 31 .....	\$ 3,246,407
29 32 h. For the eighth judicial district department of 29 33 correctional services:	
29 34 .....	\$ 3,439,858

29 35 2. Each judicial district department of correctional  
30 1 services, within the funding available, shall continue programs

30 2 and plans established within that district to provide for  
30 3 intensive supervision, sex offender treatment, diversion of  
30 4 low-risk offenders to the least restrictive sanction available,  
30 5 job development, and expanded use of intermediate criminal  
30 6 sanctions.

30 7 3. Each judicial district department of correctional  
30 8 services shall provide alternatives to prison consistent with  
30 9 chapter 901B. The alternatives to prison shall ensure public  
30 10 safety while providing maximum rehabilitation to the offender.  
30 11 A judicial district department of correctional services may  
30 12 also establish a day program.

30 13 4. The governor's office of drug control policy or any  
30 14 succeeding entity of the governor's office of drug control  
30 15 policy shall consider federal grants made to the department  
30 16 of corrections for the benefit of each of the eight judicial  
30 17 district departments of correctional services as local  
30 18 government grants, as defined pursuant to federal regulations.

30 19 5. The department of corrections shall continue to contract  
30 20 with a judicial district department of correctional services to  
30 21 provide for the rental of electronic monitoring equipment which  
30 22 shall be available statewide.

30 23 6. A judicial district department of correctional services  
30 24 shall accept into the facilities of the district department  
30 25 offenders assigned from other judicial district departments of  
30 26 correctional services.

30 27 Sec. 35. DEPARTMENT OF CORRECTIONS — REALLOCATION OF

30 28 APPROPRIATIONS. Notwithstanding section 8.39, within the  
30 29 moneys appropriated in this division of this Act to the  
30 30 department of corrections, the department may reallocate the  
30 31 moneys appropriated and allocated as necessary to best fulfill  
30 32 the needs of the correctional institutions, administration  
30 33 of the department, and the judicial district departments of  
30 34 correctional services. However, in addition to complying with  
30 35 the requirements of sections 904.116 and 905.8 and providing  
31 1 notice to the legislative services agency, the department  
31 2 of corrections shall also provide notice to the department  
31 3 of management, prior to the effective date of the revision  
31 4 or reallocation of an appropriation made pursuant to this  
31 5 section. The department of corrections shall not reallocate an  
31 6 appropriation or allocation for the purpose of eliminating any  
31 7 program.

31 8 Sec. 36. INTENT — REPORTS.

31 9 1. The department of corrections in cooperation with  
31 10 townships, the Iowa cemetery associations, and other nonprofit  
31 11 or governmental entities may use inmate labor during the  
31 12 fiscal year beginning July 1, 2012, to restore or preserve  
31 13 rural cemeteries and historical landmarks. The department in  
31 14 cooperation with the counties may also use inmate labor to  
31 15 clean up roads, major water sources, and other water sources

31 16 around the state.  
31 17 2. On a quarterly basis the department shall provide a  
31 18 status report regarding private-sector employment to the  
31 19 legislative services agency beginning on July 1, 2012. The  
31 20 report shall include the number of offenders employed in the  
31 21 private sector, the combined number of hours worked by the  
31 22 offenders, the total amount of allowances, and the distribution  
31 23 of allowances pursuant to section 904.702, including any moneys  
31 24 deposited in the general fund of the state.

31 25 Sec. 37. ELECTRONIC MONITORING REPORT. The department of  
31 26 corrections shall submit a report on electronic monitoring to  
31 27 the general assembly, to the co-chairpersons and the ranking  
31 28 members of the joint appropriations subcommittee on the justice  
31 29 system, and to the legislative services agency by January  
31 30 15, 2013. The report shall specifically address the number  
31 31 of persons being electronically monitored and break down the  
31 32 number of persons being electronically monitored by offense  
31 33 committed. The report shall also include a comparison of any  
31 34 data from the prior fiscal year with the current year.

31 35 Sec. 38. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

32 1 1. As used in this section, unless the context otherwise  
32 2 requires, "state agency" means the government of the state  
32 3 of Iowa, including but not limited to all executive branch  
32 4 departments, agencies, boards, bureaus, and commissions, the  
32 5 judicial branch, the general assembly and all legislative  
32 6 agencies, institutions within the purview of the state board of  
32 7 regents, and any corporation whose primary function is to act  
32 8 as an instrumentality of the state.

32 9 2. State agencies are hereby encouraged to purchase  
32 10 products from Iowa state industries, as defined in section  
32 11 904.802, when purchases are required and the products are  
32 12 available from Iowa state industries. State agencies shall  
32 13 obtain bids from Iowa state industries for purchases of  
32 14 office furniture during the fiscal year beginning July 1,  
32 15 2012, exceeding \$5,000 or in accordance with applicable  
32 16 administrative rules related to purchases for the agency.

32 17 Sec. 39. IOWA LAW ENFORCEMENT ACADEMY.

32 18 1. There is appropriated from the general fund of the  
32 19 state to the Iowa law enforcement academy for the fiscal year  
32 20 beginning July 1, 2012, and ending June 30, 2013, the following  
32 21 amount, or so much thereof as is necessary, to be used for the  
32 22 purposes designated:

32 23 For salaries, support, maintenance, miscellaneous purposes,  
32 24 including jailer training and technical assistance, and for not  
32 25 more than the following full-time equivalent positions:  
32 26 ..... \$ 434,349  
32 27 ..... FTEs 24.55

32 28 It is the intent of the general assembly that the Iowa law  
32 29 enforcement academy may provide training of state and local

32 30 law enforcement personnel concerning the recognition of and  
32 31 response to persons with Alzheimer's disease.  
32 32 The Iowa law enforcement academy may temporarily exceed and  
32 33 draw more than the amount appropriated in this subsection and  
32 34 incur a negative cash balance as long as there are receivables  
32 35 equal to or greater than the negative balance and the amount  
33 1 appropriated in this subsection is not exceeded at the close  
33 2 of the fiscal year.

33 3 2. The Iowa law enforcement academy may select at least  
33 4 five automobiles of the department of public safety, division  
33 5 of state patrol, prior to turning over the automobiles to  
33 6 the department of administrative services to be disposed  
33 7 of by public auction, and the Iowa law enforcement academy  
33 8 may exchange any automobile owned by the academy for each  
33 9 automobile selected if the selected automobile is used in  
33 10 training law enforcement officers at the academy. However, any  
33 11 automobile exchanged by the academy shall be substituted for  
33 12 the selected vehicle of the department of public safety and  
33 13 sold by public auction with the receipts being deposited in the  
33 14 depreciation fund to the credit of the department of public  
33 15 safety, division of state patrol.

33 16 Sec. 40. STATE PUBLIC DEFENDER. There is appropriated from  
33 17 the general fund of the state to the office of the state public  
33 18 defender of the department of inspections and appeals for the  
33 19 fiscal year beginning July 1, 2012, and ending June 30, 2013,  
33 20 the following amounts, or so much thereof as is necessary, to  
33 21 be allocated as follows for the purposes designated:

33 22 1. For salaries, support, maintenance, miscellaneous  
33 23 purposes, and for not more than the following full-time  
33 24 equivalent positions:  
33 25 ..... \$ 12,541,591  
33 26 ..... FTEs 219.00

33 27 2. For the fees of court-appointed attorneys for indigent  
33 28 adults and juveniles, in accordance with section 232.141 and  
33 29 chapter 815:  
33 30 ..... \$ 15,340,464

33 31 Sec. 41. BOARD OF PAROLE. There is appropriated from the  
33 32 general fund of the state to the board of parole for the fiscal  
33 33 year beginning July 1, 2012, and ending June 30, 2013, the  
33 34 following amount, or so much thereof as is necessary, to be  
33 35 used for the purposes designated:

34 1 For salaries, support, maintenance, miscellaneous purposes,  
34 2 and for not more than the following full-time equivalent  
34 3 positions:  
34 4 ..... \$ 526,918  
34 5 ..... FTEs 12.50

34 6 Sec. 42. DEPARTMENT OF PUBLIC DEFENSE. There is  
34 7 appropriated from the general fund of the state to the  
34 8 department of public defense for the fiscal year beginning July

34 9 1, 2012, and ending June 30, 2013, the following amounts, or  
34 10 so much thereof as is necessary, to be used for the purposes  
34 11 designated:

34 12 1. MILITARY DIVISION

34 13 For salaries, support, maintenance, miscellaneous purposes,  
34 14 and for not more than the following full-time equivalent  
34 15 positions:

34 16 .....	\$	2,763,521
34 17 .....	FTEs	313.00

34 18 The military division may temporarily exceed and draw more  
34 19 than the amount appropriated in this subsection and incur a  
34 20 negative cash balance as long as there are receivables of  
34 21 federal funds equal to or greater than the negative balance and  
34 22 the amount appropriated in this subsection is not exceeded at  
34 23 the close of the fiscal year.

34 24 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION

34 25 For salaries, support, maintenance, miscellaneous purposes,  
34 26 and for not more than the following full-time equivalent  
34 27 positions:

34 28 .....	\$	918,439
34 29 .....	FTEs	40.00

34 30 a. The homeland security and emergency management  
34 31 division may temporarily exceed and draw more than the amount  
34 32 appropriated in this subsection and incur a negative cash  
34 33 balance as long as there are receivables of federal funds  
34 34 equal to or greater than the negative balance and the amount  
34 35 appropriated in this subsection is not exceeded at the close  
35 1 of the fiscal year.

35 2 b. It is the intent of the general assembly that the  
35 3 homeland security and emergency management division work in  
35 4 conjunction with the department of public safety, to the extent  
35 5 possible, when gathering and analyzing information related  
35 6 to potential domestic or foreign security threats, and when  
35 7 monitoring such threats.

35 8 Sec. 43. DEPARTMENT OF PUBLIC SAFETY. There is appropriated  
35 9 from the general fund of the state to the department of public  
35 10 safety for the fiscal year beginning July 1, 2012, and ending  
35 11 June 30, 2013, the following amounts, or so much thereof as is  
35 12 necessary, to be used for the purposes designated:

35 13 1. For the department's administrative functions, including  
35 14 the criminal justice information system, and for not more than  
35 15 the following full-time equivalent positions:

35 16 .....	\$	2,003,538
35 17 .....	FTEs	36.00

35 18 2. For the division of criminal investigation, including  
35 19 the state's contribution to the peace officers' retirement,  
35 20 accident, and disability system provided in chapter 97A in the  
35 21 amount of the state's normal contribution rate, as defined in  
35 22 section 97A.8, multiplied by the salaries for which the funds

35 23 are appropriated, to meet federal fund matching requirements,  
35 24 and for not more than the following full-time equivalent  
35 25 positions:

35 26 .....	\$	6,266,966
35 27 .....	FTEs	159.10

35 28 The department shall employ one additional special agent and  
35 29 one additional criminalist for the purpose of investigating  
35 30 cold cases. Prior to employing the additional special agent  
35 31 and criminalist authorized in this paragraph, the department  
35 32 shall provide a written statement to prospective employees that  
35 33 states to the effect that the positions are being funded by a  
35 34 temporary federal grant and there are no assurances that funds  
35 35 from other sources will be available after the federal funding  
36 1 expires. If the federal funding for the additional positions  
36 2 expires during the fiscal year, the number of full-time  
36 3 equivalent positions authorized in this subsection is reduced  
36 4 by 2.00 FTEs.

36 5 3. For the criminalistics laboratory fund created in  
36 6 section 691.9:

36 7 .....	\$	151,173
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36 8 4. a. For the division of narcotics enforcement, including  
36 9 the state's contribution to the peace officers' retirement,  
36 10 accident, and disability system provided in chapter 97A in the  
36 11 amount of the state's normal contribution rate, as defined in  
36 12 section 97A.8, multiplied by the salaries for which the funds  
36 13 are appropriated, to meet federal fund matching requirements,  
36 14 and for not more than the following full-time equivalent  
36 15 positions:

36 16 .....	\$	3,214,942
36 17 .....	FTEs	74.00

36 18 b. For the division of narcotics enforcement for undercover  
36 19 purchases:

36 20 .....	\$	54,521
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36 21 5. For the division of state fire marshal, for fire  
36 22 protection services as provided through the state fire service  
36 23 and emergency response council as created in the department,  
36 24 and for the state's contribution to the peace officers'  
36 25 retirement, accident, and disability system provided in chapter  
36 26 97A in the amount of the state's normal contribution rate, as  
36 27 defined in section 97A.8, multiplied by the salaries for which  
36 28 the funds are appropriated, and for not more than the following  
36 29 full-time equivalent positions:

36 30 .....	\$	2,149,354
36 31 .....	FTEs	55.00

36 32 6. For the division of state patrol, for salaries, support,  
36 33 maintenance, workers' compensation costs, and miscellaneous  
36 34 purposes, including the state's contribution to the peace  
36 35 officers' retirement, accident, and disability system provided  
37 1 in chapter 97A in the amount of the state's normal contribution

37 2 rate, as defined in section 97A.8, multiplied by the salaries  
37 3 for which the funds are appropriated, and for not more than the  
37 4 following full-time equivalent positions:

37 5 ..... \$ 25,951,617  
37 6 ..... FTEs 513.00

37 7 It is the intent of the general assembly that members of the  
37 8 state patrol be assigned to patrol the highways and roads in  
37 9 lieu of assignments for inspecting school buses for the school  
37 10 districts.

37 11 7. For deposit in the sick leave benefits fund established  
37 12 under section 80.42 for all departmental employees eligible to  
37 13 receive benefits for accrued sick leave under the collective  
37 14 bargaining agreement:

37 15 ..... \$ 139,759

37 16 8. For costs associated with the training and equipment  
37 17 needs of volunteer fire fighters:

37 18 ..... \$ 362,760

37 19 a. Notwithstanding section 8.33, moneys appropriated in  
37 20 this subsection that remain unencumbered or unobligated at the  
37 21 close of the fiscal year shall not revert but shall remain  
37 22 available for expenditure only for the purpose designated in  
37 23 this subsection until the close of the succeeding fiscal year.

37 24 b. Notwithstanding section 8.39, within the moneys  
37 25 appropriated in this section, the department of public safety  
37 26 may reallocate moneys as necessary to best fulfill the needs  
37 27 provided for in the appropriation. However, the department  
37 28 shall not reallocate an appropriation made to the department  
37 29 in this section unless notice of the reallocation is given  
37 30 to the legislative services agency and the department of  
37 31 management prior to the effective date of the reallocation.  
37 32 The notice shall include information regarding the rationale  
37 33 for reallocating the appropriation. The department shall  
37 34 not reallocate an appropriation made in this section for the  
37 35 purpose of eliminating any program.

38 1 Sec. 44. GAMING ENFORCEMENT.

38 2 1. There is appropriated from the gaming enforcement  
38 3 revolving fund created in section 80.43 to the department of  
38 4 public safety for the fiscal year beginning July 1, 2012, and  
38 5 ending June 30, 2013, the following amount, or so much thereof  
38 6 as is necessary, to be used for the purposes designated:

38 7 For any direct and indirect support costs for agents  
38 8 and officers of the division of criminal investigation's  
38 9 excursion gambling boat, gambling structure, and racetrack  
38 10 enclosure enforcement activities, including salaries, support,  
38 11 maintenance, miscellaneous purposes, and for not more than the  
38 12 following full-time equivalent positions:

38 13 ..... \$ 4,918,153  
38 14 ..... FTEs 120.00

38 15 2. For each additional license to conduct gambling games on

38 16 an excursion gambling boat, gambling structure, or racetrack  
38 17 enclosure issued during the fiscal year beginning July 1, 2012,  
38 18 there is appropriated from the gaming enforcement fund to the  
38 19 department of public safety for the fiscal year beginning July  
38 20 1, 2012, and ending June 30, 2013, an additional amount of not  
38 21 more than \$521,000 to be used for not more than 6.00 additional  
38 22 full-time equivalent positions.

38 23 3. The department of public safety, with the approval  
38 24 of the department of management, may employ no more than two  
38 25 special agents and four gaming enforcement officers for each  
38 26 additional riverboat or gambling structure regulated after July  
38 27 1, 2012, and one special agent for each racing facility which  
38 28 becomes operational during the fiscal year which begins July 1,  
38 29 2012. One additional gaming enforcement officer, up to a total  
38 30 of four per riverboat or gambling structure, may be employed  
38 31 for each riverboat or gambling structure that has extended  
38 32 operations to 24 hours and has not previously operated with a  
38 33 24-hour schedule. Positions authorized in this subsection are  
38 34 in addition to the full-time equivalent positions otherwise  
38 35 authorized in this section.

39 1 Sec. 45. CIVIL RIGHTS COMMISSION. There is appropriated  
39 2 from the general fund of the state to the Iowa state civil  
39 3 rights commission for the fiscal year beginning July 1,  
39 4 2012, and ending June 30, 2013, the following amount, or so  
39 5 much thereof as is necessary, to be used for the purposes  
39 6 designated:

39 7 For salaries, support, maintenance, miscellaneous purposes,  
39 8 and for not more than the following full-time equivalent  
39 9 positions:

39 10 .....	\$	648,535
39 11 .....	FTEs	28.00

39 12 The Iowa state civil rights commission may enter into  
39 13 a contract with a nonprofit organization to provide legal  
39 14 assistance to resolve civil rights complaints.

39 15 Sec. 46. HOMELAND SECURITY AND EMERGENCY MANAGEMENT  
39 16 DIVISION. There is appropriated from the wireless E911  
39 17 emergency communications fund created in section 34A.7A to the  
39 18 administrator of the homeland security and emergency management  
39 19 division of the department of public defense for the fiscal  
39 20 year beginning July 1, 2012, and ending June 30, 2013, an  
39 21 amount not exceeding \$200,000 to be used for implementation,  
39 22 support, and maintenance of the functions of the administrator  
39 23 and program manager under chapter 34A and to employ the auditor  
39 24 of the state to perform an annual audit of the wireless E911  
39 25 emergency communications fund.

39 26 DIVISION III  
39 27 CONDITIONAL EFFECTIVE DATE AND RETROACTIVE APPLICABILITY

39 28 Sec. 47. EFFECTIVE DATE AND RETROACTIVE

This Act is effective on enactment and retroactive to July 1, 2011.



39 29 APPLICABILITY. Unless otherwise provided, this Act, if  
39 30 approved by the governor on or after July 1, 2011, takes effect  
39 31 upon enactment and applies retroactively to July 1, 2011.

## Summary Data

### General Fund

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)
Justice System	\$ 491,487,673	\$ 506,075,850	\$ 0	\$ 506,075,850	\$ 14,588,177	\$ 253,037,934	\$ 0	\$ 253,037,934	\$ -253,037,916
<b>Grand Total</b>	<u>\$ 491,487,673</u>	<u>\$ 506,075,850</u>	<u>\$ 0</u>	<u>\$ 506,075,850</u>	<u>\$ 14,588,177</u>	<u>\$ 253,037,934</u>	<u>\$ 0</u>	<u>\$ 253,037,934</u>	<u>\$ -253,037,916</u>

## Justice System General Fund

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)	Page and Line # (10)
<b>Justice, Department of</b>										
<b>Justice, Dept. of</b>										
General Office A.G.	\$ 7,792,930	\$ 7,792,930	\$ 0	\$ 7,792,930	\$ 0	\$ 3,896,465	\$ 0	\$ 3,896,465	\$ -3,896,465	PG 1 LN 3
Victim Assistance Grants	3,060,000	2,876,400	0	2,876,400	-183,600	1,438,200	0	1,438,200	-1,438,200	PG 1 LN 23
Legal Services Poverty Grants	1,930,671	1,814,831	0	1,814,831	-115,840	907,416	0	907,416	-907,415	PG 2 LN 1
<b>Total Justice, Department of</b>	<b>\$ 12,783,601</b>	<b>\$ 12,484,161</b>	<b>\$ 0</b>	<b>\$ 12,484,161</b>	<b>\$ -299,440</b>	<b>\$ 6,242,081</b>	<b>\$ 0</b>	<b>\$ 6,242,081</b>	<b>\$ -6,242,080</b>	
<b>Civil Rights Commission</b>										
<b>Civil Rights Commission</b>										
Civil Rights Commission	\$ 1,335,282	\$ 1,297,069	\$ 0	\$ 1,297,069	\$ -38,213	\$ 648,534	\$ 0	\$ 648,534	\$ -648,535	
<b>Total Civil Rights Commission</b>	<b>\$ 1,335,282</b>	<b>\$ 1,297,069</b>	<b>\$ 0</b>	<b>\$ 1,297,069</b>	<b>\$ -38,213</b>	<b>\$ 648,534</b>	<b>\$ 0</b>	<b>\$ 648,534</b>	<b>\$ -648,535</b>	
<b>Corrections, Dept. of</b>										
<b>Fort Madison</b>										
Ft. Madison Institution	\$ 38,453,601	\$ 41,031,283	\$ 0	\$ 41,031,283	\$ 2,577,682	\$ 20,515,641	\$ 0	\$ 20,515,641	\$ -20,515,642	PG 3 LN 10
<b>Anamosa</b>										
Anamosa Institution	\$ 29,563,854	\$ 31,985,974	\$ 0	\$ 31,985,974	\$ 2,422,120	\$ 15,992,987	\$ 0	\$ 15,992,987	\$ -15,992,987	PG 3 LN 14
<b>Oakdale</b>										
Oakdale Institution	\$ 55,000,040	\$ 55,594,426	\$ 0	\$ 55,594,426	\$ 594,386	\$ 27,797,213	\$ 0	\$ 27,797,213	\$ -27,797,213	PG 3 LN 18
<b>Newton</b>										
Newton Institution	\$ 25,700,753	\$ 25,958,757	\$ 0	\$ 25,958,757	\$ 258,004	\$ 12,979,379	\$ 0	\$ 12,979,379	\$ -12,979,378	PG 3 LN 22
<b>Mt Pleasant</b>										
Mt. Pleasant Inst.	\$ 25,551,510	\$ 25,917,815	\$ 0	\$ 25,917,815	\$ 366,305	\$ 12,958,908	\$ 0	\$ 12,958,908	\$ -12,958,907	PG 3 LN 26
<b>Rockwell City</b>										
Rockwell City Institution	\$ 9,078,666	\$ 9,316,466	\$ 0	\$ 9,316,466	\$ 237,800	\$ 4,658,233	\$ 0	\$ 4,658,233	\$ -4,658,233	PG 3 LN 30
<b>Clarinda</b>										
Clarinda Institution	\$ 23,016,294	\$ 24,482,356	\$ 0	\$ 24,482,356	\$ 1,466,062	\$ 12,241,178	\$ 0	\$ 12,241,178	\$ -12,241,178	PG 3 LN 34
<b>Mitchellville</b>										
Mitchellville Institution	\$ 15,283,848	\$ 15,615,374	\$ 0	\$ 15,615,374	\$ 331,526	\$ 7,807,687	\$ 0	\$ 7,807,687	\$ -7,807,687	PG 4 LN 8
<b>Fort Dodge</b>										
Ft. Dodge Institution	\$ 28,310,185	\$ 29,062,235	\$ 0	\$ 29,062,235	\$ 752,050	\$ 14,531,118	\$ 0	\$ 14,531,118	\$ -14,531,117	PG 4 LN 12

## Justice System General Fund

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)	Page and Line # (10)
<b>Central Office</b>										
County Confinement	\$ 775,092	\$ 775,092	\$ 0	\$ 775,092	\$ 0	\$ 387,546	\$ 0	\$ 387,546	\$ -387,546	PG 4 LN 16
Federal Prisoners/Contractual	239,411	239,411	0	239,411	0	119,706	0	119,706	-119,705	PG 4 LN 21
Corrections Administration	4,237,054	4,835,542	0	4,835,542	598,488	2,417,771	0	2,417,771	-2,417,771	PG 5 LN 3
Corrections Education	1,558,109	2,308,109	0	2,308,109	750,000	1,154,055	0	1,154,055	-1,154,054	PG 6 LN 6
Iowa Corrections Offender Network	424,364	424,364	0	424,364	0	212,182	0	212,182	-212,182	PG 7 LN 2
Mental Health/Substance Abuse	22,319	22,319	0	22,319	0	11,160	0	11,160	-11,159	PG 7 LN 5
Hepatitis Treatment And Education	167,881	167,881	0	167,881	0	83,941	0	83,941	-83,940	PG 7 LN 8
New Correctional Officers	0	157,162	0	157,162	157,162	78,581	0	78,581	-78,581	
<b>Total Central Office</b>	<b>\$ 7,424,230</b>	<b>\$ 8,929,880</b>	<b>\$ 0</b>	<b>\$ 8,929,880</b>	<b>\$ 1,505,650</b>	<b>\$ 4,464,942</b>	<b>\$ 0</b>	<b>\$ 4,464,942</b>	<b>\$ -4,464,938</b>	
<b>CBC District 1</b>										
CBC District I	\$ 11,920,098	\$ 12,204,948	\$ 0	\$ 12,204,948	\$ 284,850	\$ 6,102,474	\$ 0	\$ 6,102,474	\$ -6,102,474	PG 8 LN 3
<b>CBC District 2</b>										
CBC District II	\$ 10,336,948	\$ 10,336,948	\$ 0	\$ 10,336,948	\$ 0	\$ 5,168,474	\$ 0	\$ 5,168,474	\$ -5,168,474	PG 8 LN 6
<b>CBC District 3</b>										
CBC District III	\$ 5,501,879	\$ 5,599,765	\$ 0	\$ 5,599,765	\$ 97,886	\$ 2,799,883	\$ 0	\$ 2,799,883	\$ -2,799,882	PG 8 LN 9
<b>CBC District 4</b>										
CBC District IV	\$ 5,391,355	\$ 5,391,355	\$ 0	\$ 5,391,355	\$ 0	\$ 2,695,678	\$ 0	\$ 2,695,678	\$ -2,695,677	PG 8 LN 12
<b>CBC District 5</b>										
CBC District V	\$ 18,407,129	\$ 18,742,129	\$ 0	\$ 18,742,129	\$ 335,000	\$ 9,371,065	\$ 0	\$ 9,371,065	\$ -9,371,064	PG 8 LN 15
<b>CBC District 6</b>										
CBC District VI	\$ 12,709,753	\$ 13,112,563	\$ 0	\$ 13,112,563	\$ 402,810	\$ 6,556,282	\$ 0	\$ 6,556,282	\$ -6,556,281	PG 8 LN 19
<b>CBC District 7</b>										
CBC District VII	\$ 6,492,814	\$ 6,492,814	\$ 0	\$ 6,492,814	\$ 0	\$ 3,246,407	\$ 0	\$ 3,246,407	\$ -3,246,407	PG 8 LN 22
<b>CBC District 8</b>										
CBC District VIII	\$ 6,731,055	\$ 6,879,715	\$ 0	\$ 6,879,715	\$ 148,660	\$ 3,439,858	\$ 0	\$ 3,439,858	\$ -3,439,857	PG 8 LN 25
<b>Total Corrections, Dept. of</b>	<b>\$ 334,874,012</b>	<b>\$ 346,654,803</b>	<b>\$ 0</b>	<b>\$ 346,654,803</b>	<b>\$ 11,780,791</b>	<b>\$ 173,327,407</b>	<b>\$ 0</b>	<b>\$ 173,327,407</b>	<b>\$ -173,327,396</b>	
<b>Inspections &amp; Appeals, Dept. of</b>										
<b>Public Defender</b>										
Public Defender	\$ 24,083,182	\$ 25,083,182	\$ 0	\$ 25,083,182	\$ 1,000,000	\$ 12,541,591	\$ 0	\$ 12,541,591	\$ -12,541,591	PG 12 LN 15
Indigent Defense Appropriation	31,680,929	30,680,929	0	30,680,929	-1,000,000	15,340,464	0	15,340,464	-15,340,465	PG 12 LN 20
<b>Total Inspections &amp; Appeals, Dept. of</b>	<b>\$ 55,764,111</b>	<b>\$ 55,764,111</b>	<b>\$ 0</b>	<b>\$ 55,764,111</b>	<b>\$ 0</b>	<b>\$ 27,882,055</b>	<b>\$ 0</b>	<b>\$ 27,882,055</b>	<b>\$ -27,882,056</b>	

## Justice System General Fund

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)	Page and Line # (10)
<b><u>Law Enforcement Academy</u></b>										
Law Enforcement Academy	\$ 849,147	\$ 868,698	\$ 0	\$ 868,698	\$ 19,551	\$ 434,349	\$ 0	\$ 434,349	\$ -434,349	PG 11 LN 10
<b>Total Law Enforcement Academy</b>	<b>\$ 849,147</b>	<b>\$ 868,698</b>	<b>\$ 0</b>	<b>\$ 868,698</b>	<b>\$ 19,551</b>	<b>\$ 434,349</b>	<b>\$ 0</b>	<b>\$ 434,349</b>	<b>\$ -434,349</b>	
<b><u>Parole, Board of</u></b>										
Parole Board	\$ 969,043	\$ 1,053,835	\$ 0	\$ 1,053,835	\$ 84,792	\$ 526,918	\$ 0	\$ 526,918	\$ -526,917	PG 12 LN 29
<b>Total Parole, Board of</b>	<b>\$ 969,043</b>	<b>\$ 1,053,835</b>	<b>\$ 0</b>	<b>\$ 1,053,835</b>	<b>\$ 84,792</b>	<b>\$ 526,918</b>	<b>\$ 0</b>	<b>\$ 526,918</b>	<b>\$ -526,917</b>	
<b><u>Public Defense, Dept. of</u></b>										
Public Defense, Dept. of										
Public Defense, Department of	\$ 5,879,832	\$ 5,527,042	\$ 0	\$ 5,527,042	\$ -352,790	\$ 2,763,521	\$ 0	\$ 2,763,521	\$ -2,763,521	PG 12 LN 34
Emergency Management Division										
Homeland Security & Emer. Mgmt.	\$ 1,954,125	\$ 1,836,877	\$ 0	\$ 1,836,877	\$ -117,248	\$ 918,439	\$ 0	\$ 918,439	\$ -918,438	PG 13 LN 17
<b>Total Public Defense, Dept. of</b>	<b>\$ 7,833,957</b>	<b>\$ 7,363,919</b>	<b>\$ 0</b>	<b>\$ 7,363,919</b>	<b>\$ -470,038</b>	<b>\$ 3,681,960</b>	<b>\$ 0</b>	<b>\$ 3,681,960</b>	<b>\$ -3,681,959</b>	
<b><u>Public Safety, Department of</u></b>										
Public Safety, Dept. of										
Public Safety Administration	\$ 4,007,075	\$ 4,007,075	\$ 0	\$ 4,007,075	\$ 0	\$ 2,003,538	\$ 0	\$ 2,003,538	\$ -2,003,537	PG 14 LN 1
Public Safety DCI	12,533,931	12,533,931	0	12,533,931	0	6,266,966	0	6,266,966	-6,266,965	PG 14 LN 11
DCI - Crime Lab Equipment/Training	302,345	302,345	0	302,345	0	151,173	0	151,173	-151,172	PG 14 LN 33
Narcotics Enforcement	6,429,884	6,429,884	0	6,429,884	0	3,214,942	0	3,214,942	-3,214,942	PG 15 LN 1
Public Safety Undercover Funds	109,042	109,042	0	109,042	0	54,521	0	54,521	-54,521	PG 15 LN 11
DPS Fire Marshal	4,298,707	4,298,707	0	4,298,707	0	2,149,354	0	2,149,354	-2,149,353	PG 15 LN 14
Iowa State Patrol	48,505,764	51,903,233	0	51,903,233	3,397,469	25,951,617	0	25,951,617	-25,951,616	PG 15 LN 25
DPS/SPOC Sick Leave Payout	279,517	279,517	0	279,517	0	139,759	0	139,759	-139,758	PG 16 LN 4
Fire Fighter Training	612,255	725,520	0	725,520	113,265	362,760	0	362,760	-362,760	PG 16 LN 9
<b>Total Public Safety, Department of</b>	<b>\$ 77,078,520</b>	<b>\$ 80,589,254</b>	<b>\$ 0</b>	<b>\$ 80,589,254</b>	<b>\$ 3,510,734</b>	<b>\$ 40,294,630</b>	<b>\$ 0</b>	<b>\$ 40,294,630</b>	<b>\$ -40,294,624</b>	
<b>Total Justice System</b>	<b>\$ 491,487,673</b>	<b>\$ 506,075,850</b>	<b>\$ 0</b>	<b>\$ 506,075,850</b>	<b>\$ 14,588,177</b>	<b>\$ 253,037,934</b>	<b>\$ 0</b>	<b>\$ 253,037,934</b>	<b>\$ -253,037,916</b>	

## Summary Data Other Fund

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)
Justice System	\$ 13,172,650	\$ 12,972,469	\$ 0	\$ 12,972,469	\$ -200,181	\$ 6,486,235	\$ 0	\$ 6,486,235	\$ -6,486,234
<b>Grand Total</b>	<u>\$ 13,172,650</u>	<u>\$ 12,972,469</u>	<u>\$ 0</u>	<u>\$ 12,972,469</u>	<u>\$ -200,181</u>	<u>\$ 6,486,235</u>	<u>\$ 0</u>	<u>\$ 6,486,235</u>	<u>\$ -6,486,234</u>

## Justice System Other Fund

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)	Page and Line # (10)
<u>Justice, Department of</u>										
Consumer Advocate										
Consumer Advocate - CMRF	\$ 3,336,344	\$ 3,136,163	\$ 0	\$ 3,136,163	\$ -200,181	\$ 1,568,082	\$ 0	\$ 1,568,082	\$ -1,568,081	PG 2 LN 32
<b>Total Justice, Department of</b>	<b>\$ 3,336,344</b>	<b>\$ 3,136,163</b>	<b>\$ 0</b>	<b>\$ 3,136,163</b>	<b>\$ -200,181</b>	<b>\$ 1,568,082</b>	<b>\$ 0</b>	<b>\$ 1,568,082</b>	<b>\$ -1,568,081</b>	
<u>Public Safety, Department of</u>										
Public Safety, Dept. of										
DPS Gaming Enforcement	\$ 9,836,306	\$ 9,836,306	\$ 0	\$ 9,836,306	\$ 0	\$ 4,918,153	\$ 0	\$ 4,918,153	\$ -4,918,153	PG 16 LN 29
<b>Total Public Safety, Department of</b>	<b>\$ 9,836,306</b>	<b>\$ 9,836,306</b>	<b>\$ 0</b>	<b>\$ 9,836,306</b>	<b>\$ 0</b>	<b>\$ 4,918,153</b>	<b>\$ 0</b>	<b>\$ 4,918,153</b>	<b>\$ -4,918,153</b>	
<b>Total Justice System</b>	<b>\$ 13,172,650</b>	<b>\$ 12,972,469</b>	<b>\$ 0</b>	<b>\$ 12,972,469</b>	<b>\$ -200,181</b>	<b>\$ 6,486,235</b>	<b>\$ 0</b>	<b>\$ 6,486,235</b>	<b>\$ -6,486,234</b>	

## Summary Data FTE

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)
Justice System	5,131.69	5,822.90	0.00	5,822.90	691.21	5,822.90	0.00	5,822.90	0.00
<b>Grand Total</b>	<u>5,131.69</u>	<u>5,822.90</u>	<u>0.00</u>	<u>5,822.90</u>	<u>691.21</u>	<u>5,822.90</u>	<u>0.00</u>	<u>5,822.90</u>	<u>0.00</u>



## Justice System FTE

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)	Page and Line # (10)
<b><u>Justice, Department of</u></b>										
<b>Justice, Dept. of</b>										
General Office A.G.	214.00	212.00	0.00	212.00	-2.00	212.00	0.00	212.00	0.00	PG 1 LN 3
Victim Compensation Fund	22.00	24.00	0.00	24.00	2.00	24.00	0.00	24.00	0.00	
<b>Total Justice, Dept. of</b>	<b>236.00</b>	<b>236.00</b>	<b>0.00</b>	<b>236.00</b>	<b>0.00</b>	<b>236.00</b>	<b>0.00</b>	<b>236.00</b>	<b>0.00</b>	
<b>Consumer Advocate</b>										
Consumer Advocate	0.00	22.00	0.00	22.00	22.00	22.00	0.00	22.00	0.00	
Consumer Advocate - CMRF	22.00	0.00	0.00	0.00	-22.00	0.00	0.00	0.00	0.00	PG 2 LN 32
<b>Total Consumer Advocate</b>	<b>22.00</b>	<b>22.00</b>	<b>0.00</b>	<b>22.00</b>	<b>0.00</b>	<b>22.00</b>	<b>0.00</b>	<b>22.00</b>	<b>0.00</b>	
<b>Total Justice, Department of</b>	<b>258.00</b>	<b>258.00</b>	<b>0.00</b>	<b>258.00</b>	<b>0.00</b>	<b>258.00</b>	<b>0.00</b>	<b>258.00</b>	<b>0.00</b>	
<b><u>Civil Rights Commission</u></b>										
<b>Civil Rights Commission</b>										
Civil Rights Commission	28.00	28.00	0.00	28.00	0.00	28.00	0.00	28.00	0.00	
<b>Total Civil Rights Commission</b>	<b>28.00</b>	<b>28.00</b>	<b>0.00</b>	<b>28.00</b>	<b>0.00</b>	<b>28.00</b>	<b>0.00</b>	<b>28.00</b>	<b>0.00</b>	
<b><u>Corrections, Dept. of</u></b>										
<b>Fort Madison</b>										
Ft. Madison Institution	368.50	459.00	0.00	459.00	90.50	459.00	0.00	459.00	0.00	PG 3 LN 10
<b>Anamosa</b>										
Anamosa Institution	276.00	361.00	0.00	361.00	85.00	361.00	0.00	361.00	0.00	PG 3 LN 14
<b>Oakdale</b>										
Oakdale Institution	446.50	556.50	0.00	556.50	110.00	556.50	0.00	556.50	0.00	PG 3 LN 18
<b>Newton</b>										
Newton Institution	300.00	300.00	0.00	300.00	0.00	300.00	0.00	300.00	0.00	PG 3 LN 22
<b>Mt Pleasant</b>										
Mt. Pleasant Inst.	240.56	288.28	0.00	288.28	47.72	288.28	0.00	288.28	0.00	PG 3 LN 26
<b>Rockwell City</b>										
Rockwell City Institution	24.00	102.00	0.00	102.00	78.00	102.00	0.00	102.00	0.00	PG 3 LN 30
<b>Clarinda</b>										
Clarinda Institution	213.85	283.40	0.00	283.40	69.55	283.40	0.00	283.40	0.00	PG 3 LN 34

## Justice System FTE

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)	Page and Line # (10)
<b>Mitchellville</b>										
Mitchellville Institution	181.00	188.00	0.00	188.00	7.00	188.00	0.00	188.00	0.00	PG 4 LN 8
<b>Fort Dodge</b>										
Ft. Dodge Institution	246.00	306.00	0.00	306.00	60.00	306.00	0.00	306.00	0.00	PG 4 LN 12
<b>Central Office</b>										
Corrections Administration	39.00	39.00	0.00	39.00	0.00	39.00	0.00	39.00	0.00	PG 5 LN 3
New Correctional Officers	0.00	3.00	0.00	3.00	3.00	3.00	0.00	3.00	0.00	
<b>Total Central Office</b>	<u>39.00</u>	<u>42.00</u>	<u>0.00</u>	<u>42.00</u>	<u>3.00</u>	<u>42.00</u>	<u>0.00</u>	<u>42.00</u>	<u>0.00</u>	
<b>CBC District 1</b>										
CBC District I	143.92	177.41	0.00	177.41	33.49	177.41	0.00	177.41	0.00	PG 8 LN 3
<b>CBC District 2</b>										
CBC District II	139.66	144.36	0.00	144.36	4.70	144.36	0.00	144.36	0.00	PG 8 LN 6
<b>CBC District 3</b>										
CBC District III	58.99	74.99	0.00	74.99	16.00	74.99	0.00	74.99	0.00	PG 8 LN 9
<b>CBC District 4</b>										
CBC District IV	51.00	65.00	0.00	65.00	14.00	65.00	0.00	65.00	0.00	PG 8 LN 12
<b>CBC District 5</b>										
CBC District V	234.45	255.95	0.00	255.95	21.50	255.95	0.00	255.95	0.00	PG 8 LN 15
<b>CBC District 6</b>										
CBC District VI	167.63	189.51	0.00	189.51	21.88	189.51	0.00	189.51	0.00	PG 8 LN 19
<b>CBC District 7</b>										
CBC District VII	71.58	86.45	0.00	86.45	14.87	86.45	0.00	86.45	0.00	PG 8 LN 22
<b>CBC District 8</b>										
CBC District VIII	88.90	90.90	0.00	90.90	2.00	90.90	0.00	90.90	0.00	PG 8 LN 25
<b>Total Corrections, Dept. of</b>	<u>3,291.54</u>	<u>3,970.75</u>	<u>0.00</u>	<u>3,970.75</u>	<u>679.21</u>	<u>3,970.75</u>	<u>0.00</u>	<u>3,970.75</u>	<u>0.00</u>	
<b><u>Inspections &amp; Appeals, Dept. of</u></b>										
<b>Public Defender</b>										
Public Defender	219.00	219.00	0.00	219.00	0.00	219.00	0.00	219.00	0.00	PG 12 LN 15
<b>Total Inspections &amp; Appeals, Dept. of</b>	<u>219.00</u>	<u>219.00</u>	<u>0.00</u>	<u>219.00</u>	<u>0.00</u>	<u>219.00</u>	<u>0.00</u>	<u>219.00</u>	<u>0.00</u>	

## Justice System

FTE

	Estimated Net FY 2011 (1)	Final Action FY 2012 (2)	Item Veto FY 2012 (3)	Net Final FY 2012 (4)	Net Final vs. Est Net (5)	Final Action FY 2013 (6)	Item Veto FY 2013 (7)	Net Final FY 2013 (8)	FY 2013 vs FY 2012 (9)	Page and Line # (10)
<b><u>Law Enforcement Academy</u></b>										
Law Enforcement Academy	26.80	24.55	0.00	24.55	-2.25	24.55	0.00	24.55	0.00	PG 11 LN 10
<b>Total Law Enforcement Academy</b>	<b>26.80</b>	<b>24.55</b>	<b>0.00</b>	<b>24.55</b>	<b>-2.25</b>	<b>24.55</b>	<b>0.00</b>	<b>24.55</b>	<b>0.00</b>	
<b><u>Parole, Board of</u></b>										
Parole Board	12.50	12.50	0.00	12.50	0.00	12.50	0.00	12.50	0.00	PG 12 LN 29
<b>Total Parole, Board of</b>	<b>12.50</b>	<b>12.50</b>	<b>0.00</b>	<b>12.50</b>	<b>0.00</b>	<b>12.50</b>	<b>0.00</b>	<b>12.50</b>	<b>0.00</b>	
<b><u>Public Defense, Dept. of</u></b>										
Public Defense, Dept. of Public Defense, Department of	301.65	313.00	0.00	313.00	11.35	313.00	0.00	313.00	0.00	PG 12 LN 34
Emergency Management Division Homeland Security & Emer. Mgmt.	34.10	40.00	0.00	40.00	5.90	40.00	0.00	40.00	0.00	PG 13 LN 17
<b>Total Public Defense, Dept. of</b>	<b>335.75</b>	<b>353.00</b>	<b>0.00</b>	<b>353.00</b>	<b>17.25</b>	<b>353.00</b>	<b>0.00</b>	<b>353.00</b>	<b>0.00</b>	
<b><u>Public Safety, Department of</u></b>										
Public Safety, Dept. of Public Safety Administration	36.00	36.00	0.00	36.00	0.00	36.00	0.00	36.00	0.00	PG 14 LN 1
Public Safety DCI	160.10	159.10	0.00	159.10	-1.00	159.10	0.00	159.10	0.00	PG 14 LN 11
Narcotics Enforcement	74.00	74.00	0.00	74.00	0.00	74.00	0.00	74.00	0.00	PG 15 LN 1
DPS Fire Marshal	55.00	55.00	0.00	55.00	0.00	55.00	0.00	55.00	0.00	PG 15 LN 14
Iowa State Patrol	515.00	513.00	0.00	513.00	-2.00	513.00	0.00	513.00	0.00	PG 15 LN 25
DPS Gaming Enforcement	120.00	120.00	0.00	120.00	0.00	120.00	0.00	120.00	0.00	PG 16 LN 29
<b>Total Public Safety, Department of</b>	<b>960.10</b>	<b>957.10</b>	<b>0.00</b>	<b>957.10</b>	<b>-3.00</b>	<b>957.10</b>	<b>0.00</b>	<b>957.10</b>	<b>0.00</b>	
<b>Total Justice System</b>	<b>5,131.69</b>	<b>5,822.90</b>	<b>0.00</b>	<b>5,822.90</b>	<b>691.21</b>	<b>5,822.90</b>	<b>0.00</b>	<b>5,822.90</b>	<b>0.00</b>	