

Standing Appropriations Act Senate File 533

Last Action:

Final Action

June 29, 2011

An Act relating to state and local finances by providing for funding of property tax credits and reimbursements, by making and adjusting appropriations, providing for salaries and compensation of state employees, providing for matters relating to tax credits, providing for fees and penalties, providing for legal responsibilities, and providing for properly related matters, and including effective date and retroactive and other applicability 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: Robin Madison (515-281-5270) Sue Lerdal (515-281-7794) David Reynolds (515-281-6934)

FUNDING SUMMARY

- Reduces General Fund standing appropriations by a net of \$251.2 million in FY 2012 and \$128.1 million in FY 2013 compared to current law. Appropriates \$38.7 million from the Economic Emergency Fund (EEF) for FY 2012 and \$39.1 million for FY 2013.

MAJOR INCREASES, DECREASES, OR TRANSFERS OF EXISTING PROGRAMS

- Limits FY 2012 standing appropriations as follows: Page 2, Line 8
 - \$417,000 to the Department of Cultural Affairs (DCA) for operational support and community cultural grants.
 - \$810,000 to the Department of Economic Development (DED) for regional tourism marketing.
 - \$171,000 to the Department of Public Health (DPH) for the Center for Congenital and Inherited Disorders Central Registry.
 - \$218,000 to the Department of Human Services (DHS) for Primary and Secondary Child Abuse Prevention Programs.
 - \$10.7 million to the Department of Education for Children At-Risk Programs.
 - \$7.1 million to the Department of Education for nonpublic school transportation.
 - \$86.2 million to the Department of Revenue for the Homestead Property Tax Credit.
 - \$32.4 million to the Department of Revenue for the Family Farm and Agricultural Land Tax Credit.
 - No funding to the Department of Education for Instructional Support State Aid.
 - \$100,000 to the Department of Education for educational expenses of children residing in the Sac and Fox Indian settlement. This is a new standing appropriation.
 - Reduces State School Foundation Aid to Area Education Agencies (AEAs) by \$20.0 million, in addition to the \$7.5 million reduction already in statute.
- Prohibits bonus pay in FY 2012 for all Executive Branch, Judicial Branch, and Legislative Branch employees unless permitted by law or required by a collective bargaining agreement, with certain exceptions. *This item was vetoed by the Governor.* Page 4, Line 17
- Makes appropriations from the Gaming Enforcement Revolving Fund and the Gaming Regulatory Revolving Fund in amounts necessary for FY 2012 pay adjustments and benefits for employees involved in gaming administration and enforcement. Page 4, Line 33
- Establishes a standing appropriation from the EEF for Performance of Duty costs. Appropriates from the General Fund an amount necessary to cover any costs that exceed the amount available in the EEF. The estimated impact is \$38.7 million for FY 2012 and \$39.1 million for FY 2013. The EEF is expected to Page 6, Line 12

contain the amounts necessary, so no immediate impact to the General Fund is anticipated.

- Limits FY 2013 standing General Fund appropriations as follows: Page 20, Line 18
 - \$208,000 to the DCA for Operational Support Grants and Community Cultural Grants.
 - \$405,000 to the DED for regional tourism marketing.
 - \$86,000 to the DPH for the Center for Congenital and Inherited Disorders Central Registry.
 - \$109,000 to the DHS for Primary and Secondary Child Abuse Prevention Programs.
 - \$5.4 million to the Department of Education for Children At-Risk Programs.
 - \$7.1 million to the Department of Education for nonpublic school transportation.
 - \$9,000 to the Department of Revenue for tobacco reporting enforcement.
 - No funding to the Department of Education for Instructional Support State Aid.
 - Reduces State School Foundation Aid to Area Education Agencies (AEAs) by \$10.0 million, in addition to the \$7.5 million reduction already in statute.

- Prohibits bonus pay in FY 2013 for all Executive Branch, Judicial Branch, and Legislative Branch employees unless permitted by law or required by a collective bargaining agreement, with certain exceptions. *This item was vetoed by the Governor.* Page 22, Line 3

- Makes appropriations from the Gaming Enforcement Revolving Fund and the Gaming Regulatory Revolving Fund in amounts necessary for FY 2013 pay adjustments and benefits for employees involved in gaming administration and enforcement. Page 22, Line 19

- Makes a supplemental FY 2011 appropriation of \$3.0 million from the General Fund to the DCA for a grant to a nonprofit group that is awarded possession of the Battleship Iowa by the U.S. Department of the Navy. Specifies that the funds do not revert and remain available for expenditure in subsequent fiscal years. Page 34, Line 13

- Allocates \$1.2 million from the FY 2011 Grow Iowa Values Fund appropriation to the Iowans Helping Iowans (IHI) Business Assistance Program to reflect a Cash Reserve Fund Transfer made by the Governor in August 2010. Page 45, Line 30

- Reflects a previous transfer by the Governor of \$6.1 million from the FY 2011 Cash Reserve Fund appropriation to the DHS for the Medical Assistance Program (Medicaid) to the Iowa Finance Authority for the IHI Housing Assistance Program. Reflects a previous transfer by the Governor of \$3.1 million from the FY 2011 Cash Reserve Fund appropriation to the DHS for the Unmet Needs Program. Permits funds from both transfers to carry forward to FY 2012. Page 46, Line 15

- Specifies that the allowable growth rate for regular school aid and the State categorical supplements in FY Page 53, Line 5

2013 is 2.00%. The Act does not address FY 2012; as a result, the allowable growth rate defaults to 0.00%.

FISCAL IMPACT: For FY 2012, the amount of State General Fund support totals \$2.624 billion, an increase of approximately \$178.3 million compared to estimated FY 2011. School aid property taxes are estimated to total \$1.314 billion, an increase of \$65.0 million compared to estimated FY 2011.

For FY 2013, the amount of State General Fund support totals \$2.713 billion, an increase of approximately \$88.9 million compared to estimated FY 2012. School aid property taxes are estimated to total \$1.321 billion, an increase of \$6.9 million compared to estimated FY 2012.

STUDIES AND INTENT LANGUAGE

- Requires the FY 2014 allowed growth appropriation adjustment for mental health services to be established within the first 30 days of the 2013 Legislative Session. Requires the Governor to submit a recommendation for the adjustment to the General Assembly by January 14, 2013. Page 19, Line 18

- Prohibits school districts from using more than 5.0% of FY 2012 preschool formula funding for administration of the Statewide Voluntary Preschool Program. Page 37, Line 2

- Requires Prevent Child Abuse Iowa to convene a task force to provide recommendations to the Governor and General Assembly by January 16, 2012, for the prevention of sexual abuse of children. Page 37, Line 8

- Extends certain provisions from SF 2088 (Government Reorganization and Efficiency Act) relating to: Page 47, Line 9
 - Contract services and training.
 - State government purchasing efforts by the Department of Administrative Services (DAS).
 - A requirement that DAS consult with and explore technology services to the Judicial and Legislative Branches of government.
 - A requirement that State agencies utilize electronic means for renewal notices for licenses and permits.
 - A requirement that State agencies budget and plan to conduct LEAN events and share resources for staff and training.
 - A requirement that the Joint Appropriations Subcommittees of the General Assembly examine and review fees charged by State agencies.
 - A requirement that DAS streamline the hiring process for State agencies.
 - A limitation on the number of tobacco retail compliance checks that the Alcoholic Beverages Division of the Department of Commerce can perform in FY 2012 to one check per retail outlet and one follow-up check for those that are not compliant during the first check.
 - A requirement that DAS examine the possibility of merging payroll systems.

- Requires the DPS 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. Criminal penalties do not apply for 30 days after enactment. Page 56, Line 11

NOTE: SF 510 (Justice System Appropriations Act) has provisions that add bath salts, salvia divinorum, and K2 to the list of Schedule I controlled substances. The changes for K2 are effective on enactment. The changes related to bath salts and salvia divinorum take effect 30 days after enactment.

The Act was signed July 29, 2011, 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.

- Allows Iowa taxpayers to file for certain income tax benefits on their tax year 2011 tax return, instead of filing amended returns. The tax benefits are the result of Iowa retroactively coupling with several federal tax code changes. Page 58, Line 31

SIGNIFICANT CODE CHANGES

- Sections 49 through 77 make technical changes in most part to legislation enacted in the 2011 Legislative Session. Page 23, Line 33
- Reduces the formula weighting for Statewide Voluntary Preschool funding from 0.6 to 0.5, beginning in FY 2012. Page 41, Line 22
- Increases the cap for the School Tuition Organization Tax Credit from \$7.5 million to \$8.75 million beginning with tax year 2012. The increase is only applicable if the school aid allowable growth rate and the State categorical allowable growth rates are established at 2.0% for FY 2013 by the 2011 General Assembly. Page 42, Line 25

NOTE: This Act establishes school aid allowable growth rate and the State categorical allowable growth rate at 2.0% for FY 2013.

- Transfers the first \$106.0 million generated from cigarette and tobacco tax revenue to the Health Care Trust Fund (HCTF) beginning in FY 2012. Page 43, Line 5

FISCAL IMPACT: Prior to FY 2012, all cigarette and tobacco tax was deposited in the General Fund and then appropriated to the HCTF. Beginning in FY 2012, General Fund revenue from cigarette and tobacco tax

revenue will be reduced by \$106,016,400 annually. However, the Act also eliminates the standing appropriation to the HCTF of the same amount; the overall net fiscal impact to the General Fund is zero.

- Repeals the Code Chapter relating to the enactment of the Midwest Interstate Passenger Rail Compact. The statute stipulates that withdrawal from the Compact will take effect one year after the effective date of this Act. Page 45, Line 1
- Transfers \$510,000 from fees collected by the Board of Pharmacy to fund the Medication Therapy Management Program for State employees. Directs the DAS to utilize a State university College of Pharmacy to validate reported drug cost savings. *This item was vetoed by the Governor.* Page 50, Line 14
- Increases the Iowa Earned Income Tax Credit from its current level of 7.0% of the federal credit amount to 10.0% of the federal amount. The change is retroactive to tax year 2011. *This item was vetoed by the Governor.* Page 52, Line 28
- Specifies that job creation levels required under the existing Targeted Jobs Withholding Pilot Program include retained jobs, as well as new jobs. The change is retroactive to July 1, 2006. Page 54, Line 21
- Couples Iowa tax law with federal tax code teacher expense deduction provisions. The change is retroactive to tax year 2008. Page 57, Line 23
- Couples Iowa tax law with federal tax code higher education tuition and related expense deduction provisions. The change is retroactive to tax year 2008. Page 58, Line 10
- Couples Iowa tax law with federal tax code changes impacting disaster-related casualty loss deductions. The change is retroactive to tax year 2008. Page 59, Line 27
- Specifies that a person serving a life sentence for an offense committed while under age 18 shall be eligible for parole after serving a minimum term of confinement of at least 25 years. Offenders are not eligible for parole consideration if the offense that resulted in the life sentence was first degree murder. This provision is effective on enactment. No significant minority, correctional, or fiscal impact is anticipated. Page 60, Line 13
- Extends the preferential property tax treatment timeframes available for platted (subdivided) property that remains without permanent construction. The change is effective assessment year 2012 (FY 2014), but it applies to property subdivided on or after January 1, 2004. The preferential tax treatment allows the property to be taxed at the property value that was in place prior to the subdivision. The preferential tax treatment ends when permanent construction is in place on the individual lot or when the new extended timeframe Page 61, Line 35

ends, whichever occurs first. The language forbids, in the case of property impacted by this change, revaluation for assessment years prior to assessment year 2012 and it also forbids refunding of property taxes for prior tax years.

EFFECTIVE AND ENACTMENT DATES

• *Governor's Vetoes*

- The Governor vetoed Section 6 prohibiting most bonus pay in FY 2013 and indicated that it would limit the ability of the Executive Branch to recruit or retain exceptional employees. Page 4, Line 17
- The Governor vetoed Section 45 prohibiting most bonus pay in FY 2013 and indicated that it would limit the ability of the Executive Branch to recruit or retain exceptional employees. Page 22, Line 3

- Certain tax-related technical changes made to legislation enacted in the 2011 Legislative Session are for the most part effective for the tax year beginning January 1, 2012, and for the second six months of the tax year beginning January 1, 2011. Page 32, Line 8

• *Governor's Vetoes*

- The Governor vetoed Section 90, increasing the voting membership of the Iowa Law Enforcement Academy Council and indicated that adding two members would make the Council too cumbersome and impede effectiveness. Page 40, Line 25
- If approved by the Governor on or after July 1, 2011, the provisions regarding the Iowans Helping Iowans programs are effective on enactment and retroactive to August 27, 2010, in lieu of the transfers made by the Department of Management (DOM) for the same purposes. Page 46, Line 33

• *Governor's Vetoes*

- The Governor vetoed Section 108 relating to contract services and training budget information and indicated that the information is available in the State budget system. Page 47, Line 11
- The Governor vetoed Division XI (Sections 117, 118, and 119) relating to the Medication Therapy Management Program and indicated that the effectiveness of the initial pilot program in FY 2011 should be determined prior to extension of the pilot program. Page 50, Line 16

- The Governor vetoed Division XII (Sections 120 and 121) that increased the Earned Income Tax Credit and indicated that an overall tax reduction package needs to fit within budgeting principles while reducing taxes that impede the ability to compete for new businesses and jobs. Page 52, Line 30
- The Federal Block Grant Appropriations Act (SF 508), the Judicial Branch Appropriations Act (SF 511), the Mental Health Service System Redesign Act (SF 525), and the Revenue Estimating and Transfer Authority Act (HF 148) are effective on enactment and retroactive to July 1, 2011. Page 61, Line 11
- If approved by the Governor on or after July 1, 2011, this Act is effective on enactment and retroactive to July 1, 2011. Page 64, Line 23

Senate File 533 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
3	13	4	Strike and Replace	256.30.u1	
3	31	5	Add	257.35.5A	
5	25	10	Amend	7D.10	
5	40	11	Amend	7D.10A	
6	11	12	Amend	7D.29	
7	8	13	Amend	7D.30	
7	20	14	Amend	8.55.3.a	
7	29	15	Add	8.55.3.0d	
7	35	16	Amend	8A.321.4	
8	6	17	Amend	8A.321.6.a,b	
8	31	18	Amend	11.32	
9	5	19	Amend	13.3	
9	28	20	Amend	13.7	
10	14	21	Amend	29A.27.u8	
10	20	22	Amend	29C.8.3.f.(3)	
10	28	23	Amend	29C.20.1.a.u1	
10	36	24	Amend	96.13.3.c	
10	42	25	Amend	135.143.5	
11	6	26	Amend	135.144.11	
11	25	27	Amend	163.3A.4.b	
11	36	28	Amend	163.10	
12	6	29	Amend	163.15.2.a.(3)	
12	14	30	Strike	163.15.2.a.(4)	
12	17	31	Amend	163.15.2.b.u1	
12	29	32	Amend	163.15.2.b.(4)	
12	37	33	Amend	307.45.3	
13	5	34	Amend	384.56.1	
13	17	35	Amend	459.501.5	
14	17	36	Amend	468.43.u4	
14	27	37	Amend	568.16	
15	10	38	Amend	602.10133	
15	18	39	Amend	663.44	
18	2	44	Add	257.35.5B	
19	39	49	Amend	8.6.9A	
20	4	50	Amend	8.57E.3.a	
20	11	51	Amend	8G.13	
20	21	52	Amend	16.193.3.a	
20	32	53	Amend	68A.401.4	

Senate File 533 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
21	2	54	Amend	139A.19.3	
21	15	55	Amend	175.3.1.a	
21	23	56	Amend	207.22.3.b	
21	32	57	Amend	232.71D.3.a.u1	
21	38	58	Amend	256.7.26.a.(1)	
22	8	59	Amend	321.34.20C.a	
22	24	60	Amend	321.34.25.a	
22	35	61	Amend	327B.5	
22	41	62	Amend	422.11O.5.a.(2)	
23	3	63	Amend	422.11Y.1.d	
23	8	64	Amend	422.11Y.3.u1	
23	16	65	Amend	422.11Y.6.b.(2)	
23	23	66	Amend	423.4.9.u1	
23	30	67	Amend	483A.24A	
23	40	68	Amend	501.101.01	
24	4	69	Amend	501A.703.5.d	
24	12	70	Amend	511.8.22.i.u1	
24	24	71	Amend	514J.109.3.f	
24	31	72	Amend	521F.4.1.b	
24	42	73	Amend	524.310.5.b	
25	5	74	Amend	717.3.5.b	
25	11	75	Amend	717.4.2	
25	19	76	Amend	717.4A	
25	37	77	Amend	903A.5.1	
33	22	90	Amend	80B.6.1	
34	11	91	Amend	256C.5.1.c	
34	19	92	Amend	303.19A.1	
34	33	93	Amend	321J.2.4.b	
34	39	94	Amend	422.11P.2.b	
35	6	95	Amend	422.11S.7.a.(2)	
35	21	96	Amend	453A.35.1	
35	38	97	Amend	453A.35A.1	
36	17	98	Add	466B.31.2.a.(17)-(19)	
36	25	99	Amend	537A.5.1	
37	1	100	Repeal	327K	
43	17	120	Amend	422.12B.1	
43	30	122	Amend	257.8.1	
44	1	123	Amend	257.8.2	

Senate File 533 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
44	37	126	Amend	403.19A.1.c,f	
45	7	127	Amend	403.19A.3.c.(1)	
45	27	128	Amend	403.19A.3.f	
46	4	130	Amend	173.1.4	
46	8	131	Repeal	173.12	
47	15	137	Add	422.7.54	
47	37	140	Add	422.7.54	
49	3	144	Add	422.9.9	
49	24	147	Amend	902.1	
50	38	154	Amend	405.1	
52	7	155	Amend	441.72	

1 1 DIVISION I
 1 2 STANDING APPROPRIATIONS AND RELATED MATTERS — FY 2011-2012

1 3 Section 1. BUDGET PROCESS FOR FISCAL YEAR 2012-2013.

1 4 1. For the budget process applicable to the fiscal year
 1 5 beginning July 1, 2012, on or before October 1, 2011, in lieu
 1 6 of the information specified in section 8.23, subsection 1,
 1 7 unnumbered paragraph 1, and paragraph "a", all departments and
 1 8 establishments of the government shall transmit to the director
 1 9 of the department of management, on blanks to be furnished by
 1 10 the director, estimates of their expenditure requirements,
 1 11 including every proposed expenditure, for the ensuing fiscal
 1 12 year, together with supporting data and explanations as called
 1 13 for by the director of the department of management after
 1 14 consultation with the legislative services agency.

Requires State agencies to submit the FY 2013 budget information to the Department of Management (DOM) and include all proposed expenditures, supporting data, and explanations. Requires the Director of the DOM to consult with the Legislative Services Agency (LSA) regarding supporting data. Requires expenditures to be prioritized by program or by results expected to be achieved. Requires performance measures to be included with the budget information.

2 1 2. The estimates of expenditure requirements shall be
 2 2 in a form specified by the director of the department of
 2 3 management, and the expenditure requirements shall include all
 2 4 proposed expenditures and shall be prioritized by program or
 2 5 the results to be achieved. The estimates shall be accompanied
 2 6 by performance measures for evaluating the effectiveness of the
 2 7 programs or results.

2 8 Sec. 2. LIMITATION OF STANDING APPROPRIATIONS.
 2 9 Notwithstanding the standing appropriations in the following
 2 10 designated sections for the fiscal year beginning July 1, 2011,
 2 11 and ending June 30, 2012, the amounts appropriated from the
 2 12 general fund of the state pursuant to these sections for the
 2 13 following designated purposes shall not exceed the following
 2 14 amounts:

CODE: Limits selected FY 2012 standing appropriations to specified amounts.

2 15 1. For operational support grants and community cultural
 2 16 grants under section 99F.11, subsection 3, paragraph "d",
 2 17 subparagraph (1):
 2 18 \$ 416,702

Limits the General Fund appropriation to the Department of Cultural Affairs (DCA) for operational support grants and community cultural grants to \$416,702.

DETAIL: This is a decrease of \$26,598 compared to estimated net FY 2011, and a decrease of \$103,298 compared to the standing appropriation specified in statute. Code Section 99F.11 funds this Program with wagering tax revenues that are deposited in the General Fund and then appropriated to the DCA.

2 19 2. For regional tourism marketing under section 99F.11,
 2 20 subsection 3, paragraph "d", subparagraph (2):
 2 21 \$ 810,306

Limits the General Fund appropriation to the Department of Economic Development (DED) for regional tourism marketing to \$810,306.

DETAIL: This is a decrease of \$51,722 compared to estimated net FY 2011, and a decrease of \$293,694 compared to the standing

2 22 3. For the center for congenital and inherited disorders
2 23 central registry under section 144.13A, subsection 4, paragraph
2 24 "a":
2 25 \$ 171,121

appropriation specified in statute.

Limits the General Fund appropriation to the Department of Public Health (DPH) for the Center for Congenital and Inherited Disorders Central Registry to \$171,121.

DETAIL: This is a decrease of \$10,923 compared to estimated net FY 2011, and a decrease of \$61,379 compared to the standing appropriation specified in statute.

2 26 4. For primary and secondary child abuse prevention
2 27 programs under section 144.13A, subsection 4, paragraph "a":
2 28 \$ 217,772

Limits the General Fund appropriation to the Department of Human Services (DHS) for Primary and Secondary Child Abuse Prevention Programs to \$217,772.

DETAIL: This is no change compared to estimated net FY 2011, and a decrease of \$14,728 compared to the standing appropriation specified in statute.

2 29 5. For programs for at-risk children under section 279.51:
2 30 \$ 10,728,891
2 31 The amount of any reduction in this subsection shall be
2 32 prorated among the programs specified in section 279.51,
2 33 subsection 1, paragraphs "a", "b", and "c".

Limits the General Fund appropriation to the Department of Education for Children At-Risk Programs to \$10,728,891. Specifies that the reduction be prorated among the programs specified in statute to receive funding.

DETAIL: This is a decrease of \$765,000 compared to estimated net FY 2011, and a decrease of \$1,877,305 compared to the standing appropriation specified in statute.

2 34 6. For payment for nonpublic school transportation under
2 35 section 285.2:
3 1 \$ 7,060,931
3 2 If total approved claims for reimbursement for nonpublic
3 3 school pupil transportation exceed the amount appropriated in
3 4 accordance with this subsection, the department of education
3 5 shall prorate the amount of each approved claim.

Limits the General Fund appropriation to the Department of Education for nonpublic school transportation to \$7,060,931. Requires the appropriation to be prorated if the claims exceed the appropriation.

DETAIL: This is no change compared to estimated net FY 2011, and a decrease of \$2,600,000 compared to the standing appropriation specified in statute.

3 6 7. For reimbursement for the homestead property tax credit
3 7 under section 425.1:
3 8 \$ 86,188,387

Limits the General Fund appropriation to the Department of Revenue for the Homestead Property Tax Credit to \$86,188,387.

DETAIL: This is a decrease of \$1,569,526 compared to the non-General Fund appropriation in FY 2011. This is a decrease of \$48,811,613 compared to the projected demand to be paid by the standing appropriation specified in statute.

3 9 8. For reimbursement for the family farm and agricultural
3 10 land tax credits under sections 425A.1 and 426.1:
3 11 \$ 32,395,131

Limits the General Fund appropriation to the Department of Revenue for the Family Farm and Agricultural Land Tax Credit to \$32,395,131.

DETAIL: This is no change compared to the non-General Fund

3 12 9. For the enforcement of chapter 453D relating to tobacco
3 13 product manufacturers under section 453D.8:
3 14 \$ 18,416

3 15 Sec. 3. INSTRUCTIONAL SUPPORT STATE AID — FY 2011-2012. In
3 16 lieu of the appropriation provided in section 257.20,
3 17 subsection 2, the appropriation for the fiscal year
3 18 beginning July 1, 2011, and ending June 30, 2012, for paying
3 19 instructional support state aid under section 257.20 for fiscal
3 20 year 2011-2012 is zero.

3 21 Sec. 4. Section 256.30, unnumbered paragraph 1, Code 2011,
3 22 is amended by striking the unnumbered paragraph and inserting
3 23 in lieu thereof the following:
3 24 For the fiscal year beginning July 1, 2011, and ending
3 25 June 30, 2012, and for each succeeding fiscal year, there
3 26 is appropriated from the general fund of the state to the
3 27 department the sum of one hundred thousand dollars. The
3 28 department shall distribute the appropriation to the tribal
3 29 council of the Sac and Fox Indian settlement for expenses of
3 30 educating American Indian children residing in the Sac and Fox
3 31 Indian settlement on land held in trust by the secretary of
3 32 the interior of the United States in excess of federal moneys
3 33 paid to the tribal council for educating the American Indian
3 34 children when moneys are appropriated for that purpose. The
3 35 tribal council shall administer the moneys distributed pursuant
4 1 to this section and shall submit an annual report and other
4 2 reports as required by the department to the department on the
4 3 expenditure of the moneys.

4 4 Sec. 5. Section 257.35, Code 2011, is amended by adding the
4 5 following new subsection:
4 6 NEW SUBSECTION 5A. Notwithstanding subsection 1, and in
4 7 addition to the reduction applicable pursuant to subsection
4 8 2, the state aid for area education agencies and the portion
4 9 of the combined district cost calculated for these agencies
4 10 for the fiscal year beginning July 1, 2011, and ending June
4 11 30, 2012, shall be reduced by the department of management by
4 12 twenty million dollars. The reduction for each area education
4 13 agency shall be prorated based on the reduction that the agency
4 14 received in the fiscal year beginning July 1, 2003.

appropriation in FY 2011. This is a decrease of \$6,704,869 compared to the standing appropriation specified in statute.

Limits the General Fund appropriation to the Department of Revenue for tobacco reporting enforcement to \$18,416.

DETAIL: This is a decrease of \$1,175 compared to estimated net FY 2011, and a decrease of \$6,584 compared to the standing appropriation specified in statute.

Limits the General Fund appropriation to the Department of Education for Instructional Support State Aid to zero.

DETAIL: This is a decrease of \$7,500,000 compared to the FY 2011 non-General Fund appropriation, and a decrease of \$14,800,000 compared to the standing appropriation specified in statute.

CODE: Creates a new standing General Fund appropriation of \$100,000 for educational expenses of children residing in the Sac and Fox Indian settlement.

DETAIL: This is an increase of \$10,000 compared to the FY 2011 non-General Fund appropriation. In FY 2011, \$90,000 was appropriated from the Underground Storage Tank Fund.

CODE: Reduces the State School Foundation Aid to Area Education Agencies (AEAs) by \$20,000,000, in addition to the \$7,500,000 reduction already in statute.

4 17 Sec. 6. BONUS PAY. For the fiscal year beginning July 1,
4 18 2011, and ending June 30, 2012, employees of the executive
4 19 branch, judicial branch, and legislative branch shall not
4 20 receive bonus pay unless otherwise authorized by law, required
4 21 pursuant to a contract of employment entered into before July
4 22 1, 2011, or required pursuant to a collective bargaining
4 23 agreement. This section does not apply to employees of the
4 24 state board of regents who receive bonuses funded by moneys
4 25 from sources other than appropriations. For purposes of this
4 26 section, "bonus pay" means any additional remuneration provided
4 27 an employee in the form of a bonus, including but not limited
4 28 to a retention bonus, recruitment bonus, exceptional job
4 29 performance pay, extraordinary job performance pay, exceptional
4 30 performance pay, extraordinary duty pay, or extraordinary or
4 31 special duty pay, and any extra benefit not otherwise provided
4 32 to other similarly situated employees.

4 33 Sec. 7. SALARY INCREASES — CERTAIN REVOLVING FUNDS.

4 34 1. For the fiscal years beginning July 1, 2011, and July
4 35 1, 2012, there is appropriated from the gaming enforcement
5 1 revolving fund an amount necessary for funding annual pay
5 2 adjustments and related benefits for agents and officers of
5 3 the division of criminal investigation's racetrack, excursion
5 4 boat, or gambling structure enforcement activities. Moneys
5 5 appropriated pursuant to this subsection shall be in addition
5 6 to and supplement other appropriations from the fund.

5 7 2. For the fiscal years beginning July 1, 2011, and July
5 8 1, 2012, there is appropriated from the gaming regulatory
5 9 revolving fund, if enacted by the Eighty-fourth General
5 10 Assembly, 2011 session, an amount necessary for funding annual
5 11 pay adjustments and related benefits for positions in the
5 12 racing and gaming commission of the department of inspections
5 13 and appeals who are assigned to administration and enforcement
5 14 of the excursion boat and gambling structure laws. Moneys
5 15 appropriated pursuant to this subsection shall be in addition
5 16 to and supplement other appropriations from the fund.

5 17 Sec. 8. STATE TROOPER MEAL ALLOWANCE. For the fiscal
5 18 year beginning July 1, 2011, the sworn peace officers in the
5 19 department of public safety who are not covered by a collective
5 20 bargaining agreement negotiated pursuant to chapter 20 shall
5 21 receive the same per diem meal allowance as the sworn peace
5 22 officers in the department of public safety who are covered
5 23 by a collective bargaining agreement negotiated pursuant to

Prohibits bonus pay in FY 2012 for all Executive Branch, Judicial Branch, and Legislative Branch employees, unless permitted by law or required by a collective bargaining agreement. Specifies that the prohibition does not apply to employees of the Board of Regents that receive bonuses funded by moneys from sources other than appropriations. Defines the term "bonus pay."

VETOED: The Governor vetoed this Section and indicated that it would limit the ability of the Executive Branch to recruit or retain exceptional employees.

Gaming Enforcement Revolving Fund appropriation to the Department of Public Safety (DPS) for FY 2012 pay adjustments and benefits for employees of the Division of Criminal Investigation's gaming enforcement activities.

DETAIL: This appropriation is in addition to other appropriations from the Fund and in an amount necessary for pay adjustments.

Gaming Regulatory Revolving Fund appropriation to the Department of Inspections and Appeals (DIA) for FY 2012 pay adjustments and benefits for employees of the Racing and Gaming Commission's administration and gaming enforcement activities.

DETAIL: This appropriation is in addition to other appropriations from the Fund and in an amount necessary for pay adjustments.

Requires DPS sworn peace officers not covered by a collective bargaining agreement to receive the same per diem meal allowance as those officers covered by a negotiated bargaining agreement in FY 2012.

5 25 Sec. 9. SALARY MODEL ADMINISTRATOR. The salary model
 5 26 administrator shall work in conjunction with the legislative
 5 27 services agency to maintain the state's salary model used for
 5 28 analyzing, comparing, and projecting state employee salary
 5 29 and benefit information, including information relating to
 5 30 employees of the state board of regents. The department of
 5 31 revenue, the department of administrative services, the five
 5 32 institutions under the jurisdiction of the state board of
 5 33 regents, the judicial district departments of correctional
 5 34 services, and the state department of transportation shall
 5 35 provide salary data to the department of management and the
 6 1 legislative services agency to operate the state's salary
 6 2 model. The format and frequency of provision of the salary
 6 3 data shall be determined by the department of management and
 6 4 the legislative services agency. The information shall be
 6 5 used in collective bargaining processes under chapter 20 and
 6 6 in calculating the funding needs contained within the annual
 6 7 salary adjustment legislation. A state employee organization
 6 8 as defined in section 20.3, subsection 4, may request
 6 9 information produced by the model, but the information provided
 6 10 shall not contain information attributable to individual
 6 11 employees.

Requires the salary model administrator to work with the LSA to maintain the State salary model. Requires various departments to submit data to the DOM.

6 12 DIVISION III
 6 13 PERFORMANCE OF DUTY

6 14 Sec. 10. Section 7D.10, Code 2011, is amended to read as
 6 15 follows:

6 16 7D.10 COURT COSTS.

6 17 If sufficient funds for court costs have not been
 6 18 appropriated to a state department, or if sufficient funds are
 6 19 not otherwise available for such purposes within the budget of
 6 20 a state department, upon authorization by the executive council
 6 21 may pay, out of any money in the state treasury there is
 6 22 appropriated from moneys in the general fund of the state not
 6 23 otherwise appropriated, an amount sufficient to pay expenses
 6 24 incurred, or costs taxed to the state, in any proceeding
 6 25 brought by or against any of the state departments or in which
 6 26 the state is a party or is interested. This section shall
 6 27 not be construed to authorize the payment of travel or other
 6 28 personal expenses of state officers or employees.

CODE: Establishes a standing appropriation from the Economic Emergency Fund (EEF) for Performance of Duty costs and appropriates from the General Fund an amount necessary to cover any costs that exceed the amount available in the EEF. The estimates, included in other funds tracking, include: \$38,700,000 for FY 2012 and \$39,100,000 for FY 2013. The EEF is expected to contain the estimated funds necessary, so there is no immediate impact to the General Fund. Makes other technical changes to statute.

6 29 Sec. 11. Section 7D.10A, as amended by 2011 Iowa Acts,
 6 30 Senate File 478, section 11, as enacted, is amended to read as
 6 31 follows:

6 32 7D.10A ~~ALLOCATION~~ PAYMENT TO LIVESTOCK REMEDIATION FUND.

6 33 If moneys are not sufficient to support the livestock

CODE: Specifies the Executive Council can authorize payment of up to \$1,000,000 to the Livestock Remediation Fund if there are insufficient funds to pay a claim.

6 34 remediation fund as provided in chapter 459, subchapter V, the
6 35 executive council may ~~allocate from moneys in the general fund~~
7 1 ~~of the state, which are not otherwise obligated or encumbered,~~
7 2 authorize as an expense paid from the appropriations addressed
7 3 in section 7D.29 the payment of an amount to the livestock
7 4 remediation fund as provided under section 459.501, subsection
7 5 5. However, not more than a total of one million dollars shall
7 6 ~~be allocated~~ shall be paid pursuant to this section to the
7 7 livestock remediation fund at any time.

7 8 Sec. 12. Section 7D.29, Code 2011, is amended to read as
7 9 follows:

7 10 7D.29 PERFORMANCE OF DUTY — EXPENSE.

7 11 1. The executive council shall not employ others, or ~~incur~~
7 12 authorize any expense, for the purpose of performing any duty
7 13 imposed upon the council when the duty may, without neglect of
7 14 their usual duties, be performed by the members, or by their
7 15 regular employees, but, subject to this limitation, the council
7 16 may ~~incur~~ authorize the necessary expense to perform or cause
7 17 to be performed any legal duty imposed on the council, ~~and pay~~
7 18 ~~the same out of any money in the state treasury not otherwise~~
7 19 ~~appropriated. The expenses authorized by the executive council~~
7 20 in accordance with this section and the expenses authorized
7 21 by the executive council in accordance with other statutory
7 22 provisions referencing the appropriations addressed in this
7 23 section shall be paid as follows:

7 24 a. From the appropriation made from the Iowa economic
7 25 emergency fund in section 8.55 for purposes of paying such
7 26 expenses.

7 27 b. To the extent the appropriation from the Iowa economic
7 28 emergency fund described in paragraph "a" is insufficient to
7 29 pay such expenses, there is appropriated from moneys in the
7 30 general fund of the state not otherwise appropriated the amount
7 31 necessary to fund that deficiency.

7 32 2. At least two weeks prior to the executive council's
7 33 approval of a payment authorization under this section,
7 34 the secretary of the executive council shall notify the
7 35 legislative services agency that the authorization request
8 1 will be considered by the executive council and shall provide
8 2 background information justifying the request.

8 3 3. The executive council shall receive requests from the
8 4 Iowa department of public health relative to the purchase,
8 5 storing, and distribution of vaccines and medication for
8 6 prevention, prophylaxis, or treatment. Upon review and after
8 7 compliance with subsection 2, the executive council may approve
8 8 the request and may ~~incur~~ authorize payment of the necessary
8 9 expense ~~and pay the same out of any money in the state treasury~~
8 10 ~~not otherwise appropriated. The expense authorized by the~~
8 11 executive council under this subsection shall be paid from the
8 12 appropriations referred to in subsection 1.

8 13 Sec. 13. Section 7D.30, Code 2011, is amended to read as
8 14 follows:

8 15 7D.30 NECESSARY RECORD.

8 16 Before ~~incurring~~ authorizing any expense ~~authorized by in~~
8 17 accordance with section 7D.29, the executive council shall,
8 18 in each case, by resolution, entered upon its records, set
8 19 forth the necessity for ~~incurring~~ authorizing such expense,
8 20 the special fitness of the one employed to perform such work,
8 21 the definite rate of compensation or salary allowed, and the
8 22 total amount of money that may be expended. Compensation or
8 23 salary for personal services in such cases must be determined
8 24 by unanimous vote of all members of the council.

8 25 Sec. 14. Section 8.55, subsection 3, paragraph a, Code 2011,
8 26 is amended to read as follows:

8 27 a. Except as provided in paragraphs "b" ~~and~~ "c", and
8 28 "Od", the moneys in the Iowa economic emergency fund shall
8 29 only be used pursuant to an appropriation made by the general
8 30 assembly. An appropriation shall only be made for the fiscal
8 31 year in which the appropriation is made. The moneys shall
8 32 only be appropriated by the general assembly for emergency
8 33 expenditures.

8 34 Sec. 15. Section 8.55, subsection 3, Code 2011, is amended
8 35 by adding the following new paragraph:

9 1 NEW PARAGRAPH Od. There is appropriated from the Iowa
9 2 economic emergency fund to the executive council an amount
9 3 sufficient to pay the expenses authorized by the executive
9 4 council, as addressed in section 7D.29.

9 5 Sec. 16. Section 8A.321, subsection 4, Code 2011, is amended
9 6 to read as follows:

9 7 4. Contract, with the approval of the executive council,
9 8 for the repair, remodeling, or, if the condition warrants,
9 9 demolition of all buildings and grounds of the state at
9 10 the seat of government, at the state laboratories facility
9 11 in Ankeny, and the institutions of the department of human
9 12 services and the department of corrections for which no
9 13 specific appropriation has been made, if the cost of repair,
9 14 remodeling, or demolition will not exceed one hundred thousand
9 15 dollars when completed. The cost of repair projects for which
9 16 no specific appropriation has been made shall be paid ~~from~~
9 17 the fund as an expense authorized by the executive council as
9 18 provided in section 7D.29.

9 19 Sec. 17. Section 8A.321, subsection 6, paragraphs a and b,
9 20 Code 2011, are amended to read as follows:

9 21 a. Lease all buildings and office space necessary to
9 22 carry out the provisions of this subchapter or necessary for
9 23 the proper functioning of any state agency at the seat of
9 24 government. For state agencies at the seat of government, the
9 25 director may lease buildings and office space in Polk county
9 26 or in a county contiguous to Polk county. If no specific

9 27 appropriation has been made, the proposed lease shall be
9 28 submitted to the executive council for ~~approval~~ authorization
9 29 and if authorized lease expense shall be paid from the
9 30 appropriations addressed in section 7D.29. ~~The cost of any~~
9 31 ~~lease for which no specific appropriation has been made shall~~
9 32 ~~be paid from the fund provided in section 7D.29.~~

9 33 b. When the general assembly is not in session, the director
9 34 may request ~~moneys~~ an expense authorization from the executive
9 35 council for moving state agencies located at the seat of
10 1 government from one location to another. The request may
10 2 include moving costs, telecommunications costs, repair costs,
10 3 or any other costs relating to the move. The executive council
10 4 may ~~approve and shall pay the costs from funds~~ authorize the
10 5 expenses~~provided~~ and may authorize the expenses to be paid
10 6 from the appropriations addressed in section 7D.29 if it
10 7 determines the agency or department ~~has no available~~ does not
10 8 have funds available for these expenses.

10 9 Sec. 18. Section 11.32, as amended by 2011 Iowa Acts,
10 10 House File 536, section 26, as enacted, is amended to read as
10 11 follows:

10 12 11.32 CERTIFIED ACCOUNTANTS EMPLOYED.

10 13 Nothing in this chapter shall prohibit the auditor of state,
10 14 with the prior written permission of the state executive
10 15 council, from employing certified public accountants for
10 16 specific assignments. The auditor of state may employ such
10 17 accountants for any assignment ~~now~~ expressly reserved to the
10 18 auditor of state. Payments, after approval by the executive
10 19 council, ~~will~~ shall be made to the accountants so employed from
10 20 funds from which the auditor of state would have been paid had
10 21 the auditor of state performed the assignment, or if ~~no~~ such
10 22 specific funds are ~~indicated~~ not available, then ~~payment will~~
10 23 ~~be made from the funds of~~ authorization of the expense by the
10 24 executive council shall be requested, and if authorized shall
10 25 be paid from the appropriations addressed in section 7D.29.

10 26 Sec. 19. Section 13.3, Code 2011, is amended to read as
10 27 follows:

10 28 13.3 DISQUALIFICATION — SUBSTITUTE.

10 29 1. If, for any reason, the attorney general ~~be is~~
10 30 disqualified from appearing in any action or proceeding, the
10 31 executive council shall ~~appoint some~~ authorize the appointment
10 32 of a suitable person for that purpose ~~and defray the~~. There
10 33 is appropriated from moneys in the general fund not otherwise
10 34 appropriated an amount necessary to pay the reasonable expense
10 35 ~~thereof from any unappropriated funds in the state treasury for~~
11 1 the person appointed. The department involved in the action or
11 2 proceeding shall be requested to recommend a suitable person
11 3 to represent the department and when the executive council
11 4 concurs in the recommendation, the person recommended shall be
11 5 appointed.

11 6 2. If the governor or a department is represented by an
11 7 attorney other than the attorney general in a court proceeding
11 8 as provided in this section, at the conclusion of the court
11 9 proceedings, the court shall review the fees charged to the
11 10 state to determine if the fees are fair and reasonable. The
11 11 executive council shall not ~~reimburse~~ authorize reimbursement
11 12 of attorney fees in excess of those determined by the court to
11 13 be fair and reasonable.

11 14 Sec. 20. Section 13.7, Code 2011, is amended to read as
11 15 follows:

11 16 13.7 SPECIAL COUNSEL.

11 17 Compensation shall not be allowed to any person for services
11 18 as an attorney or counselor to an executive department of
11 19 the state government, or the head ~~thereof~~ of an executive
11 20 department of state government, or to a state board or
11 21 commission. However, the executive council may ~~employ~~
11 22 authorize employment of legal assistance, at a reasonable
11 23 compensation, in a pending action or proceeding to protect the
11 24 interests of the state, but only upon a sufficient showing,
11 25 in writing, made by the attorney general, that the department
11 26 of justice cannot for reasons stated by the attorney general
11 27 perform the service, ~~which,~~ The reasons and action of the
11 28 council shall be entered upon its records. ~~When~~ If the
11 29 attorney general determines that the department of justice
11 30 cannot perform legal service in an action or proceeding,
11 31 the executive council shall request the department involved
11 32 in the action or proceeding to recommend legal counsel to
11 33 represent the department. If the attorney general concurs with
11 34 the department that the person recommended is qualified and
11 35 suitable to represent the department, the person recommended
12 1 shall be employed. If the attorney general does not concur
12 2 in the recommendation, the department shall submit a new
12 3 recommendation. This section does not affect the general
12 4 counsel for the utilities board of the department of commerce,
12 5 the legal counsel of the department of workforce development,
12 6 or the general counsel for the property assessment appeal
12 7 board.

12 8 Sec. 21. Section 29A.27, unnumbered paragraph 8, Code 2011,
12 9 is amended to read as follows:

12 10 All payments ~~herein~~ provided for under this section shall
12 11 be paid on the approval of the adjutant general from the
12 12 contingent fund of the executive council created in section
12 13 29C.20.

12 14 Sec. 22. Section 29C.8, subsection 3, paragraph f,
12 15 subparagraph (3), Code 2011, is amended to read as follows:

12 16 (3) Upon notification of a compensable loss to a member of
12 17 a homeland security and emergency management response team, the
12 18 department of administrative services shall process the claim
12 19 and seek ~~funding~~ funding authorization from the executive council ~~for~~

12 20 to pay as an expense paid from the appropriations addressed in
12 21 section 7D.29 those costs associated with covered benefits.

12 22 Sec. 23. Section 29C.20, subsection 1, paragraph a,
12 23 unnumbered paragraph 1, Code 2011, is amended to read as
12 24 follows:

12 25 A contingent fund is created in the state treasury for the
12 26 use of the executive council ~~which~~. Funding for the contingent
12 27 fund, if authorized by the executive council, shall be paid
12 28 from the appropriations addressed in section 7D.29. Moneys in
12 29 the contingent fund may be expended for the following purposes:

12 30 Sec. 24. Section 96.13, subsection 3, paragraph c, Code
12 31 2011, is amended to read as follows:

12 32 c. The department may appear before the executive council
12 33 and request ~~funds~~ authorization of moneys to meet unanticipated
12 34 emergencies as an expense from the appropriations addressed in
12 35 section 7D.29.

13 1 Sec. 25. Section 135.143, subsection 5, Code 2011, is
13 2 amended to read as follows:

13 3 5. Upon notification of a compensable loss, the department
13 4 of administrative services shall seek funding authorization
13 5 from the executive council ~~for~~ to pay as an expense from
13 6 the appropriations addressed in section 7D.29 those costs
13 7 associated with covered workers' compensation benefits.

13 8 Sec. 26. Section 135.144, subsection 11, Code 2011, is
13 9 amended to read as follows:

13 10 11. If a public health disaster or other public health
13 11 emergency situation exists which poses an imminent threat
13 12 to the public health, safety, and welfare, the department,
13 13 in conjunction with the governor, may provide financial
13 14 assistance, from funds appropriated to the department that
13 15 are not otherwise encumbered, to political subdivisions as
13 16 needed to alleviate the disaster or the emergency. If the
13 17 department does not have sufficient unencumbered funds, the
13 18 governor may request ~~that~~ the executive council, ~~pursuant to~~
13 19 ~~the authority of section 7D.29, commit sufficient funds, to~~
13 20 authorize the payment of up to one million dollars, ~~that are~~
13 21 ~~not otherwise encumbered from the general fund, as needed and~~
13 22 available, for as an expense from the appropriations addressed
13 23 in section 7D.29 to alleviate the disaster or the emergency.

13 24 If additional financial assistance is required in excess of one
13 25 million dollars, approval by the legislative council is also
13 26 required.

13 27 Sec. 27. Section 163.3A, subsection 4, paragraph b, Code
13 28 2011, is amended to read as follows:

13 29 b. The department shall provide and update a list of
13 30 the registered members of each emergency response team,
13 31 including the members' names and identifying information, to
13 32 the department of administrative services. Upon notification
13 33 of a compensable loss suffered by a registered member, the

13 34 department of administrative services shall seek ~~for~~ funding
13 35 authorization from the executive council ~~for~~ to pay as an
14 1 expense from the appropriations addressed in section 7D.29
14 2 those costs associated with covered benefits.

14 3 Sec. 28. Section 163.10, Code 2011, is amended to read as
14 4 follows:
14 5 163.10 QUARANTINING OR DESTROYING ANIMALS.
14 6 The department may quarantine or destroy any animal exposed
14 7 to or afflicted with an infectious or contagious disease.
14 8 However, cattle exposed to or infected with tuberculosis shall
14 9 not be destroyed without the owner's consent, unless there are
14 10 sufficient moneys to reimburse the owner for the cattle, which
14 11 may be paid ~~from the appropriation~~ as an expense authorized as
14 12 provided in section 163.15, from moneys in the brucellosis and
14 13 tuberculosis eradication fund created in section 165.18, or
14 14 from moneys made available by the United States department of
14 15 agriculture.

14 16 Sec. 29. Section 163.15, subsection 2, paragraph a,
14 17 subparagraph (3), Code 2011, is amended to read as follows:
14 18 (3) A claim for an indemnity by the owner and a claim for
14 19 compensation and expenses by the appraisers shall be filed with
14 20 the department and submitted by the secretary of agriculture
14 21 to the executive council ~~for its approval or disapproval~~
14 22 authorization of payment of the claim as an expense from the
14 23 appropriations addressed in section 7D.29.

14 24 Sec. 30. Section 163.15, subsection 2, paragraph a,
14 25 subparagraph (4), Code 2011, is amended by striking the
14 26 subparagraph.

14 27 Sec. 31. Section 163.15, subsection 2, paragraph b,
14 28 unnumbered paragraph 1, Code 2011, is amended to read as
14 29 follows:
14 30 A formula established by rule adopted by the department that
14 31 is effective as determined by the department in accordance
14 32 with chapter 17A and applicable upon approval of the ~~plan~~
14 33 program of eradication ~~approved~~ by the executive council.
14 34 The formula shall be applicable to indemnify owners if the
14 35 executive council, upon recommendation by the secretary of
15 1 agriculture, determines that an animal population in this state
15 2 is threatened with infection from an exceptionally contagious
15 3 disease.

15 4 Sec. 32. Section 163.15, subsection 2, paragraph b,
15 5 subparagraph (4), Code 2011, is amended to read as follows:
15 6 (4) ~~Upon approval by the~~ The executive council, ~~there is~~
15 7 ~~appropriated to the department from any moneys in the general~~
15 8 ~~fund of the state not otherwise appropriated moneys sufficient~~
15 9 ~~to carry out the~~ may authorize payment under the provisions
15 10 of this paragraph "b" as an expense from the appropriations
15 11 addressed in section 7D.29.

CODE: Specifies the Executive Council must approve expenditure reimbursement to the Department of Agriculture and Land Stewardship (DALs) for destruction of animals covered under the Brucellosis Eradication Fund.

15 12 Sec. 33. Section 307.45, subsection 3, Code 2011, is amended
15 13 to read as follows:

15 14 3. Assessments against property owned by the state and
15 15 not under the jurisdiction and control of the department's
15 16 administrator of highways shall be made in the same manner
15 17 as those made against private property and payment shall be
15 18 ~~made subject to authorization~~ by the executive council ~~from~~
15 19 ~~any funds of the state not otherwise appropriated. There is~~
15 20 appropriated from moneys in the general fund not otherwise
15 21 appropriated an amount necessary to pay the expense authorized
15 22 by the executive council.

15 23 Sec. 34. Section 384.56, subsection 1, Code 2011, is amended
15 24 to read as follows:

15 25 1. Cities may assess the cost of a public improvement which
15 26 extends through, abuts upon, or is adjacent to lands owned
15 27 by the state, and ~~the executive council shall pay payment~~
15 28 for the assessable portion of the cost of the improvement
15 29 through or along the lands as provided shall be subject to
15 30 authorization by the executive council. ~~The executive council~~
15 31 ~~shall pay assessments as and payable in the manner~~ provided
15 32 in section 307.45 for property owned by the state and not
15 33 under the jurisdiction and control of the state department of
15 34 transportation.

15 35 Sec. 35. Section 459.501, subsection 5, as amended by 2011
16 1 Iowa Acts, Senate File 478, section 1, as enacted, is amended
16 2 to read as follows:

16 3 5. The following shall apply to moneys in the fund:
16 4 a. (1) The executive council may ~~allocate moneys from the~~
16 5 ~~general fund of the state as~~ authorize payment of moneys as
16 6 an expense paid from the appropriations addressed in section
16 7 7D.29 and in the manner provided in section 7D.10A in an amount
16 8 necessary to support the fund, including the following:
16 9 (a) The payment of claims as provided in section 459.505.
16 10 (b) The allocation of moneys to the department of
16 11 agriculture and land stewardship for the payment of expenses
16 12 incurred by the department of agriculture and land stewardship
16 13 associated with providing for the sustenance and disposition of
16 14 livestock pursuant to chapter 717.
16 15 (2) Notwithstanding subparagraph (1), the ~~allocation of~~
16 16 ~~moneys from the general fund of the state~~ executive council's
16 17 authorization for payment shall be ~~made~~ provided only if the
16 18 amount of moneys in the fund, which are not obligated or
16 19 encumbered, and not counting the department's estimate of the
16 20 cost to the fund for pending or unsettled claims, the amount
16 21 to be allocated to the department of agriculture and land
16 22 stewardship, and any amount required to be credited to the
16 23 general fund of the state under this subsection, is less than
16 24 one million dollars.

CODE: Permits the Executive Council to approve payment of expenditures from the Livestock Remediation Fund.

CODE: Permits an assessment for land owned by the Department of Natural Resources (DNR) to be authorized and paid by the Executive Council.

16 25 b. The department of natural resources shall credit an
16 26 amount to the ~~general fund of the state from which the expense~~
16 27 authorized by the executive council as provided in paragraph
16 28 "a" was appropriated which is equal to an amount allocated to
16 29 support the livestock remediation fund by the executive council
16 30 under paragraph "a". ~~The~~ However, the department shall only be
16 31 required to credit the moneys to ~~the general such fund of the~~
16 32 ~~state~~ if the moneys in the livestock remediation fund which are
16 33 not obligated or encumbered, and not counting the department's
16 34 estimate of the cost to the livestock remediation fund for
16 35 pending or unsettled claims, the amount to be allocated to the
17 1 department of agriculture and land stewardship, and any amount
17 2 required to be transferred to the ~~general fund under from which~~
17 3 appropriated as described in this paragraph, are in excess of
17 4 two million five hundred thousand dollars. The department is
17 5 not required to credit the total amount to the ~~general fund~~
17 6 ~~of the state from which appropriated as described in this~~
17 7 paragraph during any one fiscal year.

17 8 Sec. 36. Section 468.43, unnumbered paragraph 4, Code 2011,
17 9 is amended to read as follows:

17 10 The assessments against lands under the jurisdiction
17 11 of the department of natural resources shall be paid as an
17 12 expense from the appropriations addressed in section 7D.29,
17 13 if authorized by the executive council upon certification of
17 14 the amount by the county treasurer. ~~There is appropriated~~
17 15 ~~from any funds in the general fund of the state not otherwise~~
17 16 ~~appropriated amounts sufficient to pay the certified~~
17 17 ~~assessments.~~

17 18 Sec. 37. Section 568.16, Code 2011, is amended to read as
17 19 follows:

17 20 568.16 PURCHASE MONEY REFUNDED.

17 21 If the grantee of the state, or the grantee's successors,
17 22 administrators, or assigns, shall be deprived of the land
17 23 conveyed by the state under this chapter by the final decree
17 24 of a court of record for the reason that the conveyance by the
17 25 state ~~passed no title whatever to the land therein did not pass~~
17 26 title to the land described, because title ~~thereto to the land~~
17 27 had previously for any reason been vested in others, then the
17 28 money ~~so~~ paid by the state for the ~~said~~ land shall be refunded
17 29 by the state to the person or persons entitled ~~thereto to the~~
17 30 refund, provided the ~~said~~ grantee, or the grantee's successors,
17 31 administrators, or assigns, shall file a certified copy of
17 32 the transcript of the ~~said~~ final decree with the executive
17 33 council within one year from the date of the issuance of
17 34 such decree, and shall also file satisfactory proof with the
17 35 executive council that the action over the title to the land
18 1 was commenced within ten years from the date of the issuance of
18 2 patent or deed by the state. The amount of money to be refunded
18 3 under the provisions of this section shall be ~~certified~~

18 4 ~~authorized and paid~~ by the executive council ~~to the director~~
18 5 ~~of the department of administrative services, who shall draw a~~
18 6 ~~warrant therefor, and the same shall be paid out of the general~~
18 7 ~~fund as an expense from the appropriations addressed in section~~
18 8 ~~7D.29.~~

18 9 Sec. 38. Section 602.10133, Code 2011, is amended to read
18 10 as follows:

18 11 602.10133 COSTS AND EXPENSES.

18 12 The court costs incident to such proceedings; and the
18 13 reasonable expense of ~~said the~~ judges in attending ~~said the~~
18 14 hearing after being approved by the supreme court shall be paid
18 15 as ~~court costs~~ an expense authorized by the executive council
18 16 from the appropriations addressed in section 7D.29.

18 17 Sec. 39. Section 663.44, Code 2011, is amended to read as
18 18 follows:

18 19 663.44 COSTS.

18 20 1. If the plaintiff is discharged, the costs shall be
18 21 assessed to the defendant, unless the defendant is an officer
18 22 holding the plaintiff in custody under a commitment, or under
18 23 other legal process, in which case the costs shall be assessed
18 24 to the county. If the plaintiff's application is refused,
18 25 the costs shall be assessed against the plaintiff, and, in
18 26 the discretion of the court, against the person who filed the
18 27 petition in the plaintiff's behalf.

18 28 2.—However, where Notwithstanding subsection 1, if
18 29 the plaintiff is confined in any state institution; and is
18 30 discharged in habeas corpus proceedings, or ~~where if~~ the habeas
18 31 corpus proceedings fail, and costs and fees cannot be collected
18 32 from the person liable to pay ~~the same costs and fees, such~~
18 33 the costs and fees shall be paid by the county in which such
18 34 state institution is located. The facts of such payment and
18 35 the proceedings on which it is based, with a statement of the
19 1 amount of fees or costs incurred, with approval in writing by
19 2 the presiding judge appended to ~~such the~~ statement or endorsed
19 3 thereon on the statement, shall ~~then~~ be certified by the clerk
19 4 of the district court under the seal of office to the state
19 5 executive council. The executive council shall ~~then~~ review
19 6 the proceedings and authorize reimbursement for all such fees
19 7 and costs or such part ~~thereof~~ of the fees and costs as the
19 8 executive council ~~shall find~~ finds justified, and shall notify
19 9 the director of the department of administrative services to
19 10 draw a warrant to such county treasurer ~~on the state general~~
19 11 ~~fund~~ for the amount authorized. There is appropriated from
19 12 moneys in the general fund not otherwise appropriated an
19 13 amount necessary to pay the reimbursement authorized by the
19 14 executive council. The costs and fees referred to above shall
19 15 include any award of fees made to a court appointed attorney
19 16 representing an indigent party bringing the habeas corpus
19 17 action.

DIVISION IV

MH/MR/DD SERVICES ALLOWED GROWTH FUNDING — FY 2013-2014

19 18
19 19 MH/MR/DD SERVICES ALLOWED GROWTH FUNDING — FY 2013-2014
19 20 Sec. 40. ADULT MH/MR/DD SERVICES ALLOWED GROWTH FUNDING —
19 21 FY 2013-2014. Notwithstanding section 331.439, subsection 3,
19 22 the allowed growth factor adjustment for county mental health,
19 23 mental retardation, and developmental disabilities service
19 24 expenditures for the fiscal year beginning July 1, 2013, shall
19 25 be established by statute which shall be enacted within thirty
19 26 calendar days of the convening of the Eighty-fifth General
19 27 Assembly, 2013 Session, on January 14, 2013. The governor
19 28 shall submit to the general assembly a recommendation for such
19 29 allowed growth factor adjustment and the amounts of related
19 30 appropriations to the general assembly on or before January 14,
19 31 2013.

Requires the FY 2014 allowed growth appropriation adjustment for mental health services to be established within the first 30 days of the 2013 Legislative Session. Requires the Governor to submit a recommendation for the allowed growth factor adjustment to the General Assembly by January 14, 2013.

DIVISION V

STANDING APPROPRIATIONS AND RELATED MATTERS — FY 2012-2013

19 34 Sec. 41. BUDGET PROCESS FOR FISCAL YEAR 2013-2014.

19 35 1. For the budget process applicable to the fiscal year
20 1 beginning July 1, 2013, on or before October 1, 2012, in lieu
20 2 of the information specified in section 8.23, subsection 1,
20 3 unnumbered paragraph 1, and paragraph "a", all departments and
20 4 establishments of the government shall transmit to the director
20 5 of the department of management, on blanks to be furnished by
20 6 the director, estimates of their expenditure requirements,
20 7 including every proposed expenditure, for the ensuing fiscal
20 8 year, together with supporting data and explanations as called
20 9 for by the director of the department of management after
20 10 consultation with the legislative services agency.

Requires State agencies to submit FY 2014 budget information to the DOM and include all proposed expenditures, supporting data, and explanations. Requires the Director of the DOM to consult with the LSA regarding supporting data. Requires expenditures to be prioritized by program or by results expected to be achieved. Requires performance measures to be included with the budget information.

20 11 2. The estimates of expenditure requirements shall be
20 12 in a form specified by the director of the department of
20 13 management, and the expenditure requirements shall include all
20 14 proposed expenditures and shall be prioritized by program or
20 15 the results to be achieved. The estimates shall be accompanied
20 16 by performance measures for evaluating the effectiveness of the
20 17 programs or results.

20 18 Sec. 42. LIMITATION OF STANDING APPROPRIATIONS.

20 19 Notwithstanding the standing appropriations in the following
20 20 designated sections for the fiscal year beginning July 1, 2012,
20 21 and ending June 30, 2013, the amounts appropriated from the
20 22 general fund of the state pursuant to these sections for the
20 23 following designated purposes shall not exceed the following
20 24 amounts:

CODE: Limits selected FY 2013 standing appropriations to specified amounts.

20 25 1. For operational support grants and community cultural
20 26 grants under section 99F.11, subsection 3, paragraph "d",
20 27 subparagraph (1):
20 28 \$ 208,351

Limits the General Fund appropriation to the DCA for Operational Support Grants and Community Cultural Grants to \$208,351.

DETAIL: This is a decrease of 50.00% compared to the FY 2012

20 29 2. For regional tourism marketing under section 99F.11,
 20 30 subsection 3, paragraph "d", subparagraph (2):
 20 31 \$ 405,153

appropriation, and a decrease of \$311,649 compared to the standing appropriation specified in statute.

Limits the General Fund appropriation to the DED for regional tourism marketing to \$405,153.

DETAIL: This is a decrease of 50.00% compared to the FY 2012 appropriation, and a decrease of \$698,847 compared to the standing appropriation specified in statute.

20 32 3. For the center for congenital and inherited disorders
 20 33 central registry under section 144.13A, subsection 4, paragraph
 20 34 "a":
 20 35 \$ 85,560

Limits the General Fund appropriation to the DPH for the Center for Congenital and Inherited Disorders Central Registry to \$85,560.

DETAIL: This is a decrease of 50.00% compared to the FY 2012 appropriation, and a decrease of \$146,940 compared to the standing appropriation specified in statute.

21 1 4. For primary and secondary child abuse prevention
 21 2 programs under section 144.13A, subsection 4, paragraph "a":
 21 3 \$ 108,886

Limits the General Fund appropriation to the DHS for Primary and Secondary Child Abuse Prevention Programs to \$108,886.

DETAIL: This is a decrease of 50.00% compared to the FY 2012 appropriation, and a decrease of \$123,614 compared to the standing appropriation specified in statute.

21 4 5. For programs for at-risk children under section 279.51:
 21 5 \$ 5,364,446
 21 6 The amount of any reduction in this subsection shall be
 21 7 prorated among the programs specified in section 279.51,
 21 8 subsection 1, paragraphs "a", "b", and "c".

Limits the General Fund appropriation to the Department of Education for Children At-Risk Programs to \$5,364,446. Specifies that the reduction be prorated among the programs specified in statute to receive funding.

DETAIL: This is a decrease of 50.00% compared to the FY 2012 appropriation, and a decrease of \$7,241,750 compared to the standing appropriation specified in statute.

21 9 6. For payment for nonpublic school transportation under
 21 10 section 285.2:
 21 11 \$ 7,060,931
 21 12 If total approved claims for reimbursement for nonpublic
 21 13 school pupil transportation exceed the amount appropriated in
 21 14 accordance with this subsection, the department of education
 21 15 shall prorate the amount of each approved claim.

Limits the General Fund appropriation to the Department of Education for nonpublic school transportation to \$7,060,931. Requires the appropriation to be prorated if the claims exceed the appropriation.

DETAIL: This is no change compared to the FY 2012 appropriation, and a decrease of \$2,600,000 compared to the standing appropriation specified in statute.

21 16 7. For the enforcement of chapter 453D relating to tobacco
 21 17 product manufacturers under section 453D.8:
 21 18 \$ 9,208

Limits the General Fund appropriation to the Department of Revenue for tobacco reporting enforcement to \$9,208.

DETAIL: This is a decrease of 50.00% compared to the FY 2012 appropriation, and a decrease of \$15,792 compared to the standing appropriation specified in statute.

21 19 Sec. 43. INSTRUCTIONAL SUPPORT STATE AID — FY
21 20 2012-2013. In lieu of the appropriation provided in section
21 21 257.20, subsection 2, the appropriation for the fiscal year
21 22 beginning July 1, 2012, and ending June 30, 2013, for paying
21 23 instructional support state aid under section 257.20 for fiscal
21 24 year 2012-2013 is zero.

Limits the General Fund appropriation to the Department of Education for Instructional Support State Aid to zero.

DETAIL: This is no change compared to the FY 2012 appropriation, and a decrease of \$14,800,000 compared to the standing appropriation specified in statute.

21 25 Sec. 44. Section 257.35, Code 2011, is amended by adding the
21 26 following new subsection:
21 27 NEW SUBSECTION 5B. Notwithstanding subsection 1, and in
21 28 addition to the reduction applicable pursuant to subsection
21 29 2, the state aid for area education agencies and the portion
21 30 of the combined district cost calculated for these agencies
21 31 for the fiscal year beginning July 1, 2012, and ending June
21 32 30, 2013, shall be reduced by the department of management by
21 33 ten million dollars. The reduction for each area education
21 34 agency shall be prorated based on the reduction that the agency
21 35 received in the fiscal year beginning July 1, 2003.

CODE: Reduces the State School Foundation Aid to Area Education Agencies (AEAs) by \$10,000,000, in addition to the \$7,500,000 reduction already in statute.

DETAIL: This reduction is 50.00% of the FY 2012 reduction.

22 1 DIVISION VI
22 2 SALARIES, COMPENSATION, AND RELATED MATTERS — FY 2012-2013

22 3 Sec. 45. BONUS PAY. For the fiscal year beginning July
22 4 1, 2012, and ending June 30, 2013, employees of the executive
22 5 branch, judicial branch, and legislative branch shall not
22 6 receive bonus pay unless otherwise authorized by law, required
22 7 pursuant to a contract of employment entered into before July
22 8 1, 2012, or required pursuant to a collective bargaining
22 9 agreement. This section does not apply to employees of the
22 10 state board of regents who receive bonuses funded by moneys
22 11 from sources other than appropriations. For purposes of this
22 12 section, "bonus pay" means any additional remuneration provided
22 13 an employee in the form of a bonus, including but not limited
22 14 to a retention bonus, recruitment bonus, exceptional job
22 15 performance pay, extraordinary job performance pay, exceptional
22 16 performance pay, extraordinary duty pay, or extraordinary or
22 17 special duty pay, and any extra benefit not otherwise provided
22 18 to other similarly situated employees.

Prohibits bonus pay in FY 2013 for all Executive Branch, Judicial Branch, and Legislative Branch employees, unless permitted by law or required by a collective bargaining agreement. Specifies that the prohibition does not apply to employees of the Board of Regents who receive bonuses funded by moneys from sources other than appropriations. Defines the term "bonus pay."

VETOED: The Governor vetoed this Section and indicated that it would limit the ability of the Executive Branch to recruit or retain exceptional employees.

22 19 Sec. 46. SALARY INCREASES — CERTAIN REVOLVING FUNDS.

22 20 1. For the fiscal years beginning July 1, 2012, and July
22 21 1, 2013, there is appropriated from the gaming enforcement
22 22 revolving fund an amount necessary for funding annual pay
22 23 adjustments and related benefits for agents and officers of
22 24 the division of criminal investigation's racetrack, excursion
22 25 boat, or gambling structure enforcement activities. Moneys

Gaming Enforcement Revolving Fund appropriation to the DPS for FY 2013 pay adjustments and benefits for employees of the Division of Criminal Investigation gaming enforcement activities.

DETAIL: This appropriation is in addition to other appropriations from the Fund and in an amount necessary for pay adjustments.

22 26 appropriated pursuant to this subsection shall be in addition
22 27 to and supplement other appropriations from the fund.

22 28 2. For the fiscal years beginning July 1, 2012, and July
22 29 1, 2013, there is appropriated from the gaming regulatory
22 30 revolving fund, if enacted by the Eighty-fourth General
22 31 Assembly, 2011 or 2012 session, an amount necessary for funding
22 32 annual pay adjustments and related benefits for positions
22 33 in the racing and gaming commission of the department of
22 34 inspections and appeals who are assigned to administration and
22 35 enforcement of the excursion boat and gambling structure laws.
23 1 Moneys appropriated pursuant to this subsection shall be in
23 2 addition to and supplement other appropriations from the fund.

23 3 Sec. 47. STATE TROOPER MEAL ALLOWANCE. For the fiscal
23 4 year beginning July 1, 2012, the sworn peace officers in the
23 5 department of public safety who are not covered by a collective
23 6 bargaining agreement negotiated pursuant to chapter 20 shall
23 7 receive the same per diem meal allowance as the sworn peace
23 8 officers in the department of public safety who are covered
23 9 by a collective bargaining agreement negotiated pursuant to
23 10 chapter 20.

23 11 Sec. 48. SALARY MODEL ADMINISTRATOR. The salary model
23 12 administrator shall work in conjunction with the legislative
23 13 services agency to maintain the state's salary model used for
23 14 analyzing, comparing, and projecting state employee salary
23 15 and benefit information, including information relating to
23 16 employees of the state board of regents. The department of
23 17 revenue, the department of administrative services, the five
23 18 institutions under the jurisdiction of the state board of
23 19 regents, the judicial district departments of correctional
23 20 services, and the state department of transportation shall
23 21 provide salary data to the department of management and the
23 22 legislative services agency to operate the state's salary
23 23 model. The format and frequency of provision of the salary
23 24 data shall be determined by the department of management and
23 25 the legislative services agency. The information shall be
23 26 used in collective bargaining processes under chapter 20 and
23 27 in calculating the funding needs contained within the annual
23 28 salary adjustment legislation. A state employee organization
23 29 as defined in section 20.3, subsection 4, may request
23 30 information produced by the model, but the information provided
23 31 shall not contain information attributable to individual
23 32 employees.

23 33 DIVISION VII
23 34 CORRECTIVE PROVISIONS

23 35 Sec. 49. Section 8.6, subsection 9A, as enacted by 2011 Iowa

Gaming Regulatory Revolving Fund appropriation to the Department of Inspections and Appeals (DIA) for FY 2013 pay adjustments and benefits for employees of the Racing and Gaming Commission administration and gaming enforcement activities.

DETAIL: This appropriation is in addition to other appropriations from the Fund and in an amount necessary for pay adjustments.

Requires the DPS sworn peace officers not covered by a collective bargaining agreement to receive the same per diem meal allowance as those officers covered by a negotiated bargaining agreement in FY 2013.

Requires the salary model administrator to work with the LSA to maintain the State salary model. Requires various departments to submit data to the DOM.

CODE: Makes a technical correction to HF 45 (Appropriations

24 1 Acts, House File 45, section 39, is amended to read as follows:
24 2 9A. BUDGET AND TAX RATE DATABASES. To develop and make
24 3 available to the public a searchable budget database and
24 4 internet site as required under chapter 8G, ~~division~~ subchapter
24 5 I, and to develop and make available to the public a searchable
24 6 tax rate database and internet site as required under chapter
24 7 8G, ~~division~~ subchapter II.

Adjustment Act) relating to the budget and tax rate databases.

24 8 Sec. 50. Section 8.57E, subsection 3, paragraph a, as
24 9 enacted by 2011 Iowa Acts, Senate File 209, section 30, is
24 10 amended to read as follows:

CODE: Makes a technical correction to SF 209 (Federal Tax Coupling Act) relating to the Taxpayers Trust Fund.

24 11 a. Moneys in the ~~taxpayer's~~ taxpayers trust fund may be
24 12 used for cash flow purposes during a fiscal year provided that
24 13 any moneys so allocated are returned to the fund by the end of
24 14 that fiscal year.

24 15 Sec. 51. Section 8G.13, as enacted by 2011 Iowa Acts, House
24 16 File 45, section 50, is amended to read as follows:

CODE: Makes a technical correction to HF 45 (Appropriations Adjustments Act) relating to the searchable tax database.

24 17 8G.13 UPDATING DATABASE.

24 18 To facilitate the department of management's efforts in
24 19 creating and maintaining a searchable database of the taxes
24 20 identified in section 8G.12, subsection ~~3~~ 1, for all taxing
24 21 jurisdictions in the state, each taxing jurisdiction may
24 22 annually be required to report its tax rates to the department
24 23 of management or the department of revenue and shall report any
24 24 changes to its tax rates within thirty days of the change.

24 25 Sec. 52. Section 16.193, subsection 3, paragraph a, Code
24 26 2011, as amended by 2011 Iowa Acts, Senate File 475, section
24 27 11, is amended to read as follows:

CODE: Makes a technical correction to SF 475 (Substantive Code Editors Act) relating to the Iowa JOBS Program and the Iowa JOBS II Program.

24 28 a. During the term of the Iowa jobs program and Iowa jobs
24 29 II program, the Iowa finance authority shall collect data on
24 30 all of the projects approved for the ~~program~~ programs. The
24 31 department of management and the state agencies associated
24 32 with the projects shall assist the authority with the data
24 33 collection and in developing the report required by this
24 34 subsection. The authority shall report quarterly to the
24 35 governor and the general assembly concerning the data.

25 1 Sec. 53. Section 68A.401, subsection 4, Code 2011, as
25 2 amended by 2011 Iowa Acts, Senate File 475, section 17, is
25 3 amended to read as follows:

CODE: Makes a technical correction to SF 475 relating to the Ethics and Campaign Disclosure Board.

25 4 4. Political committees expressly advocating the
25 5 nomination, election, or defeat of candidates for both
25 6 federal office and any elected office created by law or the
25 7 Constitution of the State of Iowa shall file statements and
25 8 reports with the board in addition to any federal reports
25 9 required to be filed with the board. However, a political
25 10 committee that is registered and filing full disclosure

25 11 reports of all financial activities with the federal election
25 12 commission may file verified statements as provided in section
25 13 ~~68B.201A~~ 68A.201A.

25 14 Sec. 54. Section 139A.19, subsection 3, as enacted by 2011
25 15 Iowa Acts, House File 467, section 20, is amended to read as
25 16 follows:

25 17 3. This section does not preclude a hospital, clinic, other
25 18 health facility, or a health care provider from providing
25 19 notification to a care provider under circumstances in
25 20 which the hospital's, clinic's, other health facility's, or
25 21 health care provider's policy provides for notification of
25 22 the hospital's, ~~clinics~~ clinic's, other health facility's,
25 23 or health care provider's own employees of exposure to a
25 24 contagious or infectious disease that is not life-threatening
25 25 if the notice does not reveal a patient's name, unless the
25 26 patient consents.

25 27 Sec. 55. Section 175.3, subsection 1, paragraph a, Code
25 28 2011, as amended by 2011 Iowa Acts, Senate File 429, section 1,
25 29 is amended to read as follows:

25 30 a. The agricultural development authority is established
25 31 within the department of agriculture and land stewardship. The
25 32 ~~agency authority~~ is constituted as a public instrumentality
25 33 and agency of the state exercising public and essential
25 34 governmental functions.

25 35 Sec. 56. Section 207.22, subsection 3, paragraph b, Code
26 1 2011, as amended by 2011 Iowa Acts, Senate File 475, section
26 2 47, is amended to read as follows:

26 3 b. Acquisition of coal refuse disposal sites and all
26 4 coal refuse thereon will serve the purposes of ~~Tit. IV of~~
26 5 Pub.L.No.95-87, Tit.IV, codified at 30 U.S.C. ch.25,
26 6 subch.IV, or that public ownership is desirable to meet
26 7 emergency situations and prevent recurrences of the adverse
26 8 effect of past coal mining practices.

26 9 Sec. 57. Section 232.71D, subsection 3, paragraph a,
26 10 unnumbered paragraph 1, as enacted by 2011 Iowa Acts, House
26 11 File 562, section 3, is amended to read as follows:

26 12 Unless any of the circumstances listed in paragraph "b" are
26 13 applicable, cases to which any of the following circumstances
26 14 apply shall not be placed ~~on~~ in the central registry:

26 15 Sec. 58. Section 256.7, subsection 26, paragraph a,
26 16 subparagraph (1), as enacted by 2011 Iowa Acts, Senate File
26 17 453, section 1, is amended to read as follows:

26 18 (1) The rules establishing high school graduation
26 19 requirements shall authorize a school district or
26 20 accredited nonpublic school to consider that any student who

CODE: Makes a technical correction to HF 467 (Department of Public Health Omnibus Act) relating to certain non life-threatening contagious or infectious diseases by certain health care providers.

CODE: Makes a technical correction to SF 429 (Agricultural Development Authority Act) referencing the name of the Authority.

CODE: Makes a technical correction to SF 475 relating to acquisition of coal refuse disposal sites.

CODE: Makes a technical correction to HF 562 (Child Abuse Registry Act) relating to circumstances for the registry listing.

CODE: Makes a technical correction to SF 452 (High School Graduation Requirements Act) relating to accredited nonpublic school high school credits.

26 21 satisfactorily completes a high school-level unit of English
26 22 or language arts, mathematics, science, or social studies has
26 23 satisfactorily completed a unit of the high school graduation
26 24 requirements for that area as specified in this lettered
26 25 paragraph, and ~~to~~ shall authorize the school district or
26 26 accredited nonpublic school to issue high school credit for the
26 27 unit to the student.

26 28 Sec. 59. Section 321.34, subsection 20C, paragraph a,
26 29 if enacted by 2011 Iowa Acts, House File 651, section 2, is
26 30 amended to read as follows:

26 31 a. The department, in consultation with the adjutant
26 32 general, shall design combat infantryman badge, combat action
26 33 badge, combat action ribbon, air force combat action medal,
26 34 and combat medical badge distinguishing processed emblems.
26 35 Upon receipt of two hundred fifty orders for ~~special~~ combat
27 1 infantryman badge, combat action badge, combat action ribbon,
27 2 air force combat action medal, or combat medical badge special
27 3 registration plates, accompanied by a start-up fee of twenty
27 4 dollars per order, the department shall begin issuing special
27 5 registration plates with the applicable distinguishing
27 6 processed emblem as provided in paragraphs "b" and "c". The
27 7 minimum order requirement shall apply separately to each of the
27 8 special registration plates created under this subsection.

27 9 Sec. 60. Section 321.34, subsection 25, paragraph a, if
27 10 enacted by 2011 Iowa Acts, House File 651, section 2, is
27 11 amended to read as follows:

27 12 a. The department, in consultation with the adjutant
27 13 general, shall design a civil war sesquicentennial
27 14 distinguishing processed emblem. Upon receipt of two hundred
27 15 fifty orders for ~~special~~ civil war sesquicentennial special
27 16 registration plates, accompanied by a start-up fee of twenty
27 17 dollars per order, the department shall begin issuing special
27 18 registration plates with a civil war sesquicentennial processed
27 19 emblem as provided in paragraph "b".

27 20 Sec. 61. Section 327B.5, Code 2011, is amended to read as
27 21 follows:

27 22 327B.5 PENALTY.

27 23 Any person violating the provisions of this chapter shall,
27 24 upon conviction, be subject to a scheduled fine as provided in
27 25 section 805.8A, subsection 13, ~~paragraphs~~ paragraph "f" and "g".

27 26 Sec. 62. Section 422.11O, subsection 5, paragraph a,
27 27 subparagraph (2), if enacted by 2011 Iowa Acts, Senate File
27 28 531, section 17, is amended to read as follows:

27 29 (2) The E-15 plus gasoline promotion tax credit pursuant to
27 30 section 422.11Y.

CODE: Makes a technical correction to HF 651 (Special License Plates Act) relating to the combat infantryman badge reference.

CODE: Makes a technical correction to HF 651 relating to the Civil War Sesquicentennial special registration plates.

CODE: Makes a technical correction to a statutory provision relating to the penalty for certain interstate transportation carrier registrations.

CODE: Makes a technical correction to SF 531 (Biofuels and Renewable Fuels Act) relating to E-15 plus gasoline promotion tax credit.

27 31 Sec. 63. Section 422.11Y, subsection 1, paragraph d, if
27 32 enacted by 2011 Iowa Acts, Senate File 531, section 35, is
27 33 amended to read as follows:
27 34 d. "Tax credit" means the E-15 plus gasoline promotion tax
27 35 credit as provided in this section.

CODE: Makes a technical correction to SF 531 relating to E-15 plus gasoline promotion tax credit.

28 1 Sec. 64. Section 422.11Y, subsection 3, unnumbered
28 2 paragraph 1, if enacted by 2011 Iowa Acts, Senate File 531,
28 3 section 35, is amended to read as follows:
28 4 The taxes imposed under this division, less the credits
28 5 allowed under section 422.12, shall be reduced by the amount of
28 6 the E-15 plus gasoline promotion tax credit for each tax year
28 7 that the taxpayer is eligible to claim a tax credit under this
28 8 subsection.

CODE: Makes a technical correction to SF 531 relating to E-15 plus gasoline promotion tax credit.

28 9 Sec. 65. Section 422.11Y, subsection 6, paragraph b,
28 10 subparagraph (2), if enacted by 2011 Iowa Acts, Senate File
28 11 531, section 35, is amended to read as follows:
28 12 (2) The retail dealer may claim the ethanol promotion
28 13 tax credit as provided in paragraph "a" for the same ethanol
28 14 gallonage used to calculate and claim the E-15 plus gasoline
28 15 promotion tax credit.

CODE: Makes a technical correction to SF 531 relating to E-15 plus gasoline promotion tax credit.

28 16 Sec. 66. Section 423.4, subsection 9, unnumbered paragraph
28 17 1, if enacted by 2011 Iowa Acts, Senate File 531, section 59,
28 18 is amended to read as follows:
28 19 A person who qualifies as a biodiesel producer as provided in
28 20 this subsection may apply to the director for a refund of the
28 21 amount of the sales or use tax imposed and paid upon purchases
28 22 made by the person.

CODE: Makes a technical correction to SF 531 relating to E-15 plus gasoline promotion use tax credit.

28 23 Sec. 67. Section 483A.24A, Code 2011, as amended by 2011
28 24 Iowa Acts, Senate File 194, section 10, is amended to read as
28 25 follows:
28 26 483A.24A LICENSE REFUNDS — MILITARY SERVICE.
28 27 Notwithstanding any provision of this chapter to the
28 28 contrary, a service member deployed for military service, ~~both~~
28 29 as defined in section 29A.1, subsection 3, shall receive a
28 30 refund of that portion of any license fee paid by the service
28 31 member representing the service member's period of military
28 32 service.

CODE: Makes a technical correction to SF 194 (Iowa Military Code and Military Service Act) relating to the definition of a deployed service member.

28 33 Sec. 68. Section 501.101, subsection 01, as enacted by 2011
28 34 Iowa Acts, House File 348, section 7, is amended to read as
28 35 follows:
29 1 01. "Alternative voting method" means a method of voting
29 2 other than a written ballot, including voting by electronic,
29 3 telephonic, internet, or other means that reasonably ~~allow~~
29 4 allows members the opportunity to vote.

CODE: Makes a technical correction to HF 348 (Cooperative Association Member Voting Methods Act) relating to the definition of "alternative voting method".

29 5 Sec. 69. Section 501A.703, subsection 5, paragraph d, Code
29 6 2011, as amended by 2011 Iowa Acts, House File 348, section 19,
29 7 is amended to read as follows:
29 8 d. If the ballot of the member is received by the
29 9 cooperative on or before the date of the regular members'
29 10 meeting or as otherwise prescribed for an alternative- voting
29 11 method, the ballot or alternative voting method shall be
29 12 accepted and counted as the vote of the absent member.

CODE: Makes a technical correction to HF 348 relating to the ballot for an alternative voting method.

29 13 Sec. 70. Section 511.8, subsection 22, paragraph i,
29 14 unnumbered paragraph 1, as enacted by 2011 Iowa Acts, Senate
29 15 File 406, section 25, is amended to read as follows:
29 16 Securities held in the legal reserve of a life insurance
29 17 company or association pledged as collateral for financial
29 18 instruments used in highly effective hedging transactions as
29 19 defined in the national association of insurance commissioners'
29 20 ~~Statement statement of Statutory Accounting Principles No.~~
29 21 ~~statutory accounting principles no.86~~ shall continue to
29 22 be eligible for inclusion ~~on~~ in the legal reserve of the
29 23 life insurance company or association subject to all of the
29 24 following:

CODE: Makes a technical correction to SF 406 (Omnibus Insurance Provisions Act) relating to the Statement of Statutory Accounting Principles by the National Association of Insurance Commissioners.

29 25 Sec. 71. Section 514J.109, subsection 3, paragraph f,
29 26 if enacted by 2011 Iowa Acts, House File 597, section 9, is
29 27 amended to read as follows:
29 28 f. The covered person or the covered person's authorized
29 29 representative has provided all the information and forms
29 30 required by the commissioner that are necessary to process an
29 31 external review request pursuant to this section.

CODE: Makes a technical correction to HF 597 (External Review of Certain Health Care Coverage Decisions Act) relating to a request for an external review.

29 32 Sec. 72. Section 521F.4, subsection 1, paragraph b, as
29 33 enacted by 2011 Iowa Acts, Senate File 406, section 44, is
29 34 amended to read as follows:
29 35 b. The filing of a risk-based capital report by a health
30 1 organization which indicates that the health organization has
30 2 total adjusted capital which is greater than or equal to its
30 3 company-action-level risk-based capital but less than the
30 4 product of its authorized-control-level risk-based capital and
30 5 three and triggers the trend test determined in accordance with
30 6 the trend test ~~calculations~~ calculation included in the health
30 7 risk-based capital instructions.

CODE: Makes a technical correction to SF 406 relating to health organization risk-based capital instructions and trend test calculation.

30 8 Sec. 73. Section 524.310, subsection 5, paragraph b, Code
30 9 2011, as amended by 2011 Iowa Acts, Senate File 475, section
30 10 120, is amended to read as follows:
30 11 b. A corporate or company name reserved, registered, or
30 12 protected as provided in section ~~489.109~~, 490.402, 490.403,
30 13 ~~490A.402~~, 504.402, or 504.403.

CODE: Makes a technical correction to SF 475 relating to the corporate or company name of a state bank.

30 14 Sec. 74. Section 717.3, subsection 5, paragraph b, Code
30 15 2011, as enacted by 2011 Iowa Acts, Senate File 478, section 6,
30 16 is amended to read as follows:

30 17 b. That the department shall assume supervision of and
30 18 provide for the sustenance of the livestock ~~and~~ as provided in
30 19 section 717.4.

30 20 Sec. 75. Section 717.4, subsection 2, as enacted by 2011
30 21 Iowa Acts, Senate File 478, section 7, is amended to read as
30 22 follows:

30 23 2. The court ordered lien shall be for the benefit of the
30 24 department. The amount of the lien shall not be ~~not~~ more than
30 25 for expenses incurred in providing sustenance to the livestock
30 26 pursuant to section 717.3 and providing for the disposition of
30 27 the livestock pursuant to section 717.5.

30 28 Sec. 76. Section 717.4A, as enacted by 2011 Iowa Acts,
30 29 Senate File 478, section 8, is amended to read as follows:

30 30 717.4A LIVESTOCK IN IMMEDIATE NEED OF SUSTENANCE — LIVESTOCK
30 31 REMEDIATION FUND.

30 32 The department may utilize the moneys deposited into the
30 33 livestock remediation fund pursuant to section 459.501 to pay
30 34 for any expenses associated with providing sustenance to or
30 35 the disposition of the livestock pursuant to a court order
31 1 entered pursuant to section 717.3 or 717.5. The department
31 2 shall utilize moneys from the fund only to the extent that
31 3 the department determines that expenses cannot be timely
31 4 paid by utilizing the available provisions of sections 717.4
31 5 and 717.5. The department shall deposit any unexpended and
31 6 unobligated moneys in the fund. The department shall pay to
31 7 the fund the proceeds from the disposition of the livestock and
31 8 associated products less expenses incurred by the department in
31 9 providing for the sustenance and disposition of the livestock,
31 10 as provided in section 717.5.

31 11 Sec. 77. Section 903A.5, subsection 1, as enacted by 2011
31 12 Iowa Acts, House File 271, section 3, is amended to read as
31 13 follows:

31 14 1. An inmate shall not be discharged from the custody
31 15 of the director of the Iowa department of corrections until
31 16 the inmate has served the full term for which the inmate was
31 17 sentenced, less earned time and other credits earned and not
31 18 forfeited, unless the inmate is pardoned or otherwise legally
31 19 released. Earned time accrued and not forfeited shall apply
31 20 to reduce a mandatory minimum sentence being served pursuant
31 21 to section 124.406, 124.413, 902.7, 902.8, 902.8A, or 902.11.
31 22 An inmate shall be deemed to be serving the sentence from the
31 23 day on which the inmate is received into the institution. If
31 24 an inmate was confined to a county jail or other correctional

CODE: Makes a technical correction to SF 478 (Neglect of Animals Act) relating to the sustenance of livestock by the Department of Agriculture and Land Stewardship (DALs) in certain instances.

CODE: Makes a technical correction to SF 478 relating to a court-ordered lien for the cost of the sustenance of livestock by the DALs in certain instances.

CODE: Makes a technical correction to SF 478 relating to the Livestock Remediation Fund for expenses related to the sustenance of livestock by the DALs in certain instances.

CODE: Makes a technical correction to HF 271 (Certain Criminal Defendants and Inmates Act) relating to credit for days served in certain instances.

31 25 or mental facility at any time prior to sentencing, or after
31 26 sentencing but prior to the case having been decided on appeal,
31 27 because of failure to furnish bail or because of being charged
31 28 with a nonbailable offense, the inmate shall be given credit
31 29 for the days already served upon the term of the sentence.
31 30 However, if a person commits any offense while confined in a
31 31 county jail or other correctional or mental health facility,
31 32 the person shall not be granted jail credit for that offense.
31 33 Unless the inmate was confined in a correctional facility,
31 34 the sheriff of the county in which the inmate was confined
31 35 shall certify to the clerk of the district court from which
32 1 the inmate was sentenced and to the department of corrections'
32 2 records administrator at the Iowa medical and classification
32 3 center the number of days so served. The department of
32 4 corrections' records administrator, or the administrator's
32 5 designee, shall apply jail credit as ordered by the court
32 6 of proper jurisdiction or as authorized by this section and
32 7 section 907.3, subsection 3.

32 8 Sec. 78. EFFECTIVE DATES.

32 9 1. The section of this division of this Act amending section
32 10 422.11O, subsection 5, paragraph a, subparagraph (2), if
32 11 enacted by 2011 Iowa Acts, Senate File 531, section 17, takes
32 12 effect January 1, 2012.

32 13 2. Section 423.4, subsection 9, unnumbered paragraph 1, if
32 14 enacted by 2011 Iowa Acts, Senate File 531, section 59, takes
32 15 effect January 1, 2012.

32 16 Sec. 79. APPLICABILITY.

32 17 1. The section of this division of this Act amending section
32 18 422.11O, subsection 5, paragraph a, subparagraph (2), if
32 19 enacted by 2011 Iowa Acts, Senate File 531, section 17, applies
32 20 to tax years beginning on and after January 1, 2012.

32 21 2. The section of this division of this Act amending
32 22 section 422.11Y, subsection 1, paragraph d, if enacted by 2011
32 23 Iowa Acts, Senate File 531, section 35, applies to tax years
32 24 beginning on and after January 1, 2012, and to that part of a
32 25 retail dealer's tax year or tax years occurring during that
32 26 portion of the calendar year beginning on and after July 1,
32 27 2011, and ending on December 31, 2011.

32 28 3. The section of this division of this Act amending section
32 29 422.11Y, subsection 3, unnumbered paragraph 1, if enacted by
32 30 2011 Iowa Acts, Senate File 531, section 35, applies to tax
32 31 years beginning on and after January 1, 2012, and to that part
32 32 of a retail dealer's tax year or tax years occurring during

Specifies that the Section making a technical correction to SF 531 relating to E-15 plus gasoline promotion tax credit takes effect January 1, 2012.

Specifies that the Section making a technical correction to SF 531 relating to E-15 plus gasoline promotion use tax credit takes effect January 1, 2012.

Specifies that the Section making a technical correction to SF 531 relating to E-15 plus gasoline promotion tax credit applies to tax years beginning on and after January 1, 2012.

Specifies that the Section making a technical correction to SF 531 relating to E-15 plus gasoline promotion tax credit applies to tax years beginning on and after January 1, 2012, and to that part of a retail dealer's tax year occurring during that portion of the calendar year beginning on and after July 1, 2011, and ending on December 31, 2011.

Specifies that the Section making a technical correction to SF 531 relating to E-15 plus gasoline promotion tax credit applies to tax years beginning on and after January 1, 2012, and to that part of a retail dealer's tax year occurring during that portion of the calendar year beginning on and after July 1, 2011, and ending on December 31, 2011.

32 33 that portion of the calendar year beginning on and after July
32 34 1, 2011, and ending on December 31, 2011.

32 35 4. The section of this division of this Act amending section
33 1 422.11Y, subsection 6, paragraph b, subparagraph (2), if
33 2 enacted by 2011 Iowa Acts, Senate File 531, section 35, applies
33 3 to tax years beginning on and after January 1, 2012, and to
33 4 that part of a retail dealer's tax year or tax years occurring
33 5 during that portion of the calendar year beginning on and after
33 6 July 1, 2011, and ending on December 31, 2011.

33 7 DIVISION VIII
33 8 MISCELLANEOUS PROVISIONS AND APPROPRIATIONS

33 9 Sec. 80. VISION SCREENING PROGRAM — DEPARTMENT OF PUBLIC
33 10 HEALTH. There is appropriated from the general fund of the
33 11 state to the department of public health for the fiscal year
33 12 beginning July 1, 2011, and ending June 30, 2012, the following
33 13 amount, or so much thereof as is necessary, to be used for the
33 14 purposes designated:

33 15 For a grant to a national affiliated volunteer eye
33 16 organization that has an established program for children and
33 17 adults and that is solely dedicated to preserving sight and
33 18 preventing blindness through education, nationally certified
33 19 vision screening and training, and community and patient
33 20 service programs:
33 21 \$ 100,000

33 22 Sec. 81. APPROPRIATION — FARMERS WITH DISABILITIES. There
33 23 is appropriated from the general fund of the state to the
33 24 department of agriculture and land stewardship for the
33 25 following fiscal years, the following amounts, or so much
33 26 thereof as is necessary, for a program for farmers with
33 27 disabilities:

33 28 FY 2011–2012..... \$ 97,000
33 29 FY 2012–2013..... \$ 48,500

33 30 The moneys appropriated in this section shall be used
33 31 for the public purpose of providing a grant to a national
33 32 nonprofit organization with over 80 years of experience in
33 33 assisting children and adults with disabilities and special
33 34 needs. The moneys shall be used to support a nationally
33 35 recognized program that began in 1986 and has been replicated
34 1 in at least 30 other states, but which is not available through
34 2 any other entity in this state, and that provides assistance
34 3 to farmers with disabilities in all 99 counties to allow the
34 4 farmers to remain in their own homes and be gainfully engaged
34 5 in farming through provision of agricultural worksite and home
34 6 modification consultations, peer support services, services
34 7 to families, information and referral, and equipment loan

Specifies that the Section making a technical correction to SF 531 relating to E-15 plus gasoline promotion tax credit applies to tax years beginning on and after January 1, 2012, and to that part of a retail dealer's tax year occurring during that portion of the calendar year beginning on and after July 1, 2011, and ending on December 31, 2011.

General Fund appropriation to the DPH for FY 2012 for a grant to Prevent Blindness Iowa for a vision screening program.

DETAIL: Prevent Blindness Iowa is an affiliate of Prevent Blindness America. The vision screening program received \$100,000 in FY 2011 and \$130,000 in both FY 2010 and FY 2009 from the Rebuild Iowa Infrastructure Fund (RIIF).

General Fund appropriations to the DALs for FY 2012 and FY 2013 for the Farmers with Disabilities Program operated by the Easter Seals Rural Solutions Program.

34 8 services. Notwithstanding section 8.33, moneys appropriated
34 9 in this section that remain unencumbered or unobligated at the
34 10 close of the fiscal year shall not revert but shall remain
34 11 available for expenditure for the purposes designated until the
34 12 close of the succeeding fiscal year.

34 13 Sec. 82. APPROPRIATION — BATTLESHIP IOWA, BB-61.

34 14 1. There is appropriated from the general fund of the state
34 15 to the department of cultural affairs for the fiscal year
34 16 beginning July 1, 2010, and ending June 30, 2011, the following
34 17 amount, or so much thereof as is necessary, to be credited to
34 18 the BB-61 fund created in 2010 Iowa Acts, chapter 1194:

34 19 \$ 3,000,000

34 20 2. If the department of the navy, pursuant to a process
34 21 outlined in a notice published in the federal register on
34 22 May 24, 2010, volume 75, number 99, awards possession or
34 23 conditionally awards possession of the battleship Iowa,
34 24 BB-61, to a nonprofit group that is eligible to receive the
34 25 battleship, the department of cultural affairs shall award a
34 26 grant to the nonprofit group in an amount equal to \$3 million
34 27 in addition to any moneys awarded as a grant from the BB-61
34 28 fund.

34 29 3. Notwithstanding section 8.33, moneys appropriated in
34 30 this section that remain unencumbered or unobligated at the
34 31 close of the fiscal year shall not revert but shall remain
34 32 available for expenditure for the purposes designated for
34 33 succeeding fiscal years.

34 34 Sec. 83. GROUP HOME GRANT. There is appropriated from the
34 35 general fund of the state to the Iowa finance authority for the
35 1 fiscal year beginning July 1, 2011, and ending June 30, 2012,
35 2 the following amount, or so much thereof as is necessary, to be
35 3 used for the purposes designated:

35 4 For a grant to a nonprofit organization providing
35 5 residential services for persons with an intellectual
35 6 disability at the intermediate care facility level and services
35 7 under the medical assistance program habilitation and brain
35 8 injury home and community-based services waivers, that is
35 9 located in and providing such services in a county with a
35 10 population between 90,000 and 95,000, according to the latest
35 11 certified federal census:

35 12 \$ 100,000

35 13 The grant under this section shall be used for purchase or
35 14 remodeling costs to develop a group home for not more than four
35 15 individuals with intellectual disabilities or brain injury.
35 16 Notwithstanding section 8.33, moneys appropriated in this
35 17 section that remain unencumbered or unobligated at the close of
35 18 the fiscal year shall not revert but shall remain available for
35 19 expenditure for the purposes designated until the close of the

Supplemental General Fund appropriation to the DCA for FY 2011 to be credited to the BB-61 Fund for a grant to a nonprofit group that is awarded possession of the Battleship Iowa by the U.S. Department of the Navy. The funds do not revert to the General Fund and carry forward to succeeding fiscal years.

DETAIL: This is a new General Fund supplemental appropriation of \$3,000,000 for FY 2011. The funds are to be used to make a grant of \$3,000,000 to the nonprofit group that is awarded possession, or conditional possession, of the Battleship Iowa, in addition to any moneys available in the BB-61 Fund. The appropriation is to remain available for expenditure through FY 2012.

NOTE: The balance of the USS Iowa Fund, as of May 1, 2011, is \$3,298.

General Fund appropriation to the Iowa Finance Authority (IFA) for FY 2012 for a grant to the Hills and Dales Child Development Center in Dubuque for the remodeling costs of a four-bed group home. The funds do not revert to the General Fund at the end of the fiscal year and remain available for expenditure through FY 2013.

35 20 succeeding fiscal year.

35 21 Sec. 84. INVESTIGATIONS DIVISION OF DEPARTMENT OF
35 22 INSPECTIONS AND APPEALS — CONTINGENT FTE AUTHORIZATION. If
35 23 Senate File 313 or successor legislation providing for debt
35 24 setoff or other recovery activities for nonpayment of premiums
35 25 pursuant to section 249A.3, subsection 2, paragraph “a”,
35 26 subparagraph (1), relating to a special income eligibility
35 27 group under the Medicaid program, or pursuant to section
35 28 249J.8, subsection 1, relating to the expansion population
35 29 eligibility group under the IowaCare program, is enacted by
35 30 the Eighty-fourth General Assembly, 2011 Session, in addition
35 31 to other full-time equivalent positions authorized for the
35 32 investigations division of the department of inspections and
35 33 appeals for the fiscal year beginning July 1, 2011, not more
35 34 than 2.00 FTEs are authorized, to the extent funded through
35 35 moneys available to the department of human services, to
36 1 be used to implement such provisions of Senate File 313 or
36 2 successor legislation.

Authorizes the Investigations Division of the DIA to add no more than 2.00 FTE positions to the extent funded by the DHS for provisions specified in SF 313 (IowaCare Revisions Act).

36 3 Sec. 85. SPECIAL EDUCATION INSTRUCTIONAL PROGRAM. If a
36 4 school district that is participating on a contractual basis
36 5 in a special education instructional program operated by an
36 6 area education agency, in which the area education agency
36 7 employed teachers on behalf of the school district at the time
36 8 the department of management calculated the teacher salary
36 9 supplement cost per pupil under section 257.10, subsection
36 10 9, the professional development supplement cost per pupil
36 11 under section 257.10, subsection 10, the area education agency
36 12 teacher salary supplement cost per pupil under section 257.37A,
36 13 subsection 1, and the area education agency professional
36 14 development supplement cost per pupil under section 257.37A,
36 15 subsection 2, for the fiscal year beginning July 1, 2009,
36 16 terminates the contract for participation in the special
36 17 education instructional program, the area education agency
36 18 operating the program shall notify the department of management
36 19 of the contract termination by the following April 1. The
36 20 department of management shall recalculate the cost per
36 21 pupil amounts for the area education agency and the school
36 22 district for the fiscal year succeeding the notification
36 23 date for the teacher salary supplement cost per pupil under
36 24 section 257.10, subsection 9, the professional development
36 25 supplement cost per pupil under section 257.10, subsection
36 26 10, the area education agency teacher salary supplement cost
36 27 per pupil under section 257.37A, subsection 1, and the area
36 28 education agency professional development supplement cost
36 29 per pupil under section 257.37A, subsection 2, by estimating
36 30 the amount of the original allocations used in the cost per
36 31 pupil calculation that would have been allocated to the school

Requires the DOM to recalculate teacher salary supplement and professional development supplement per pupil amounts for AEAs and school districts that are ending teacher contractual agreements for instruction provided by AEAs to school districts for a special education instructional program where the teachers were employed by the AEAs on behalf of the school districts.

36 32 district rather than the area education agency had the special
36 33 education instructional program not existed, and the department
36 34 of management shall increase the annual supplement cost per
36 35 pupil for the school district and area education agency by the
37 1 appropriate allowable growth for the appropriate fiscal years.

37 2 Sec. 86. PRESCHOOL FOUNDATION AID — ADMINISTRATIVE
37 3 COSTS. For the fiscal year beginning July 1, 2011, and ending
37 4 June 30, 2012, of the amount of preschool foundation aid
37 5 received by a school district for a fiscal year, not more
37 6 than five percent shall be used by the school district for
37 7 administering the district's approved local program.

37 8 Sec. 87. TASK FORCE ON THE PREVENTION OF SEXUAL ABUSE OF
37 9 CHILDREN.

37 10 1. A task force on the prevention of sexual abuse of
37 11 children is established consisting of the following members:
37 12 a. Four members of the general assembly serving as ex
37 13 officio, nonvoting members, with not more than one member from
37 14 each chamber being from the same political party. The two
37 15 senators shall be appointed, one each, by the majority leader
37 16 of the senate and by the minority leader of the senate. The two
37 17 representatives shall be appointed, one each, by the speaker of
37 18 the house of representatives and by the minority leader of the
37 19 house of representatives.

37 20 b. The director of human services or the director's
37 21 designee.

37 22 c. The director of the department of education or the
37 23 director's designee.

37 24 d. The director of public health or the director's designee.

37 25 e. The state court administrator or the state court
37 26 administrator's designee.

37 27 f. A representative of the Iowa county attorneys
37 28 association, appointed by the president of that association.

37 29 g. A representative of the chief juvenile court officers,
37 30 appointed by the chief justice of the supreme court.

37 31 h. A representative of the Iowa state education
37 32 association, appointed by the president of that organization.

37 33 i. A representative of prevent child abuse Iowa, appointed
37 34 by the director of human services.

37 35 j. A representative of school administrators of Iowa,
38 1 appointed by the president of that organization.

38 2 k. A representative of the Iowa association of school
38 3 boards, appointed by the executive director of that
38 4 organization.

38 5 l. A representative of the Iowa psychological association,
38 6 appointed by the president of that association.

38 7 m. A representative of the Iowa coalition against sexual
38 8 assault, appointed by the executive director of that coalition.

Prohibits school districts from using more than 5.00% of FY 2012 preschool formula funding for administration of the Statewide Voluntary Preschool Program.

Requires Prevent Child Abuse Iowa to convene a task force to provide recommendations to the Governor and General Assembly by January 16, 2012, for the prevention of sexual abuse of children.

38 9 n. A representative of prevent child abuse Iowa, appointed
38 10 by the executive director of that organization.

38 11 o. A child abuse expert employed by or under contract with
38 12 one of Iowa's nationally accredited child protection centers,
38 13 appointed by the director of the regional child protection
38 14 center located in Des Moines.

38 15 2. Members of the task force shall be individuals who are
38 16 actively involved in the fields of child abuse prevention. To
38 17 the extent possible, appointment of members shall reflect the
38 18 geographic diversity of the state. The voting members of the
38 19 task force shall serve without compensation and shall not be
38 20 reimbursed for their expenses.

38 21 3. The director of prevent child abuse Iowa, or the
38 22 director's designee, shall convene the organizational meeting
38 23 of the task force. The task force shall elect from among
38 24 its members a chairperson. Meetings shall be held at the
38 25 call of the chairperson or at the request of two or more task
38 26 force members. Six members shall constitute a quorum and the
38 27 affirmative vote of six members shall be necessary for any
38 28 action taken by the task force.

38 29 4. Prevent child abuse Iowa shall provide staff support to
38 30 the task force.

38 31 5. The task force shall consult with employees of the
38 32 department of human services, the Iowa coalition against sexual
38 33 assault, the department of public safety, the state board
38 34 of education, and any other state agency or department as
38 35 necessary to accomplish the task force's responsibilities under
39 1 this section.

39 2 6. The task force shall develop a model policy addressing
39 3 sexual abuse of children that may include but is not limited
39 4 to the following:

39 5 a. Age-appropriate curricula for students enrolled in
39 6 prekindergarten through grade five.

39 7 b. Training options for school personnel on child sexual
39 8 abuse.

39 9 c. Educational information for parents and guardians that
39 10 may be provided in a school handbook and may include the
39 11 warning signs of a child being abused, along with any needed
39 12 assistance, referral, or resource information.

39 13 d. Counseling options and resources available statewide for
39 14 students affected by sexual abuse.

39 15 e. Emotional and educational support services that may
39 16 be available for a child subject to abuse to continue to be
39 17 successful in school.

39 18 f. Methods for increasing teacher, student, and parent
39 19 awareness of issues regarding sexual abuse of children,
39 20 including but not limited to knowledge of likely warning signs
39 21 indicating that a child may be a victim of sexual abuse.

39 22 g. Actions that a child who is a victim of sexual abuse

39 23 should take to obtain assistance and intervention.
39 24 7. The task force shall make recommendations for preventing
39 25 the sexual abuse of children in Iowa. In making those
39 26 recommendations, the task force shall do the following:
39 27 a. Gather information concerning child sexual abuse
39 28 throughout the state.
39 29 b. Receive reports and testimony from individuals, state
39 30 and local agencies, community-based organizations, and other
39 31 public and private organizations.
39 32 c. Create goals for state policy that would prevent child
39 33 sexual abuse.
39 34 d. Submit a final report with its recommendations to the
39 35 governor and the general assembly on or before January 16,
40 1 2012. The recommendations may include proposals for specific
40 2 statutory changes and methods to foster cooperation among state
40 3 agencies and between the state, local school districts, and
40 4 other local governments.

40 5 Sec. 88. RAILROAD COMPANY — LIMITED LIABILITY. A railroad
40 6 company which alters facilities described in section 327F.2
40 7 pursuant to a written agreement executed on or before December
40 8 31, 2012, with a political subdivision with a population of
40 9 more than 67,800, but less than 67,900, according to the 2010
40 10 certified federal census, to construct a flood mitigation
40 11 project shall receive the limitation on liability contained
40 12 in section 670.4, subsection 8, for its facilities described
40 13 in section 327F.2 governed by the written agreement for any
40 14 damages caused by the alteration due to a flood.

40 15 Sec. 89. STATE AGENCY OFFICE SUPPLIES PURCHASE,
40 16 EQUIPMENT PURCHASES, PRINTING AND BINDING, AND MARKETING
40 17 — APPLICABILITY. The limitation on expenditures made for
40 18 office supplies, purchases of equipment, office equipment, and
40 19 equipment noninventory, printing and binding, and marketing
40 20 implemented pursuant to 2011 Iowa Acts, House File 45, section
40 21 2, does not apply to a department or agency receiving a
40 22 supplemental appropriation for the fiscal year beginning July
40 23 1, 2010, pursuant to 2011 Iowa Acts, Senate File 209, division
40 24 III.

40 25 Sec. 90. Section 80B.6, subsection 1, as amended by 2011
40 26 Iowa Acts, Senate File 236, section 1, is amended to read as
40 27 follows:
40 28 1. An Iowa law enforcement academy council is created
40 29 consisting of the following ~~thirteen~~ fifteen voting members
40 30 appointed by the governor, subject to confirmation by the
40 31 senate, to terms of four years commencing as provided in
40 32 section 69.19:
40 33 a. Three residents of the state.

Requires a railroad company that alters its facilities pursuant to a written agreement with Iowa City for construction of a flood mitigation project to receive certain limitations on liability.

Exempts departments or agencies receiving a FY 2011 supplemental appropriation in SF 209 (Tax Changes and Supplemental Appropriations Act) from the limitation on certain expenditures established in HF 45 (Appropriations Adjustments Act).

CODE: Increases the voting members of the Iowa Law Enforcement Academy (ILEA) Council by two, increasing the total membership from 13 to 15 voting members, with the addition of a member of a county conservation board and a DNR conservation peace officer.

VETOED: The Governor vetoed this Section and indicated that adding two members would make the Council too cumbersome and impede effectiveness.

- 40 34 b. A sheriff of a county with a population of fifty thousand
40 35 persons or more who is a member of the Iowa state sheriffs and
41 1 deputies association.
- 41 2 c. A sheriff of a county with a population of less than
41 3 fifty thousand persons who is a member of the Iowa state
41 4 sheriffs and deputies association.
- 41 5 d. A deputy sheriff of a county who is a member of the Iowa
41 6 state sheriffs and deputies association.
- 41 7 e. A member of the Iowa peace officers association.
- 41 8 f. A member of the Iowa state police association.
- 41 9 g. A member of the Iowa police chiefs association.
- 41 10 h. A police officer who is a member of a police department
41 11 of a city with a population of fifty thousand persons or more.
- 41 12 i. A police officer who is a member of a police department
41 13 of a city with a population of less than fifty thousand
41 14 persons.
- 41 15 j. A member of the department of public safety.
- 41 16 k. A member of the office of motor vehicle enforcement of
41 17 the department of transportation.
- 41 18 l. An employee of a county conservation board who is a
41 19 certified peace officer.
- 41 20 m. A conservation peace officer employed under section
41 21 456A.13.

41 22 Sec. 91. Section 256C.5, subsection 1, paragraph c, Code
41 23 2011, is amended to read as follows:

41 24 c. "Preschool budget enrollment" means the figure that
41 25 is equal to ~~sixty~~ fifty percent of the actual enrollment of
41 26 eligible students in the preschool programming provided by
41 27 a school district approved to participate in the preschool
41 28 program on October 1 of the base year, or the first Monday in
41 29 October if October 1 falls on a Saturday or Sunday.

41 30 Sec. 92. Section 303.19A, subsection 1, as enacted by 2011
41 31 Iowa Acts, House File 267, section 2, is amended to read as
41 32 follows:

41 33 1. The state historic preservation officer shall only
41 34 recommend that a rural electric cooperative or a municipal
41 35 utility constructing electric distribution and transmission
42 1 facilities for which it is receiving federal funding conduct
42 2 an archeological site survey of its proposed route when, based
42 3 upon a review of existing information on historic properties
42 4 within the area of potential effects of the construction, the
42 5 state historic preservation officer has determined that a
42 6 historic property, as defined by the federal National Historic
42 7 Preservation Act of 1966, as amended, is likely to exist within
42 8 the proposed route.

42 9 Sec. 93. Section 321J.2, subsection 4, paragraph b, Code
42 10 2011, is amended to read as follows:

CODE: Reduces the formula weighting for Statewide Voluntary
Preschool funding from 0.6 to 0.5, beginning in FY 2012.

CODE: Specifies that the State Historic Preservation Officer may only
recommend that a municipal utility conduct an archeological site survey
of a proposed route for the construction of electric distribution and
transmission facilities when the Officer has determined that a historic
property is likely to exist within the proposed route.

42 11 b. Assessment of a minimum fine of one thousand eight
42 12 hundred ~~forty~~ seventy-five dollars and a maximum fine of six
42 13 thousand two hundred fifty dollars. Surcharges and fees shall
42 14 be assessed pursuant to chapter 911.

42 15 Sec. 94. Section 422.11P, subsection 2, paragraph b, Code
42 16 2011, as enacted by 2011 Iowa Acts, Senate File 531, section
42 17 25, is amended to read as follows:

42 18 b. The tax credit shall apply to biodiesel blended fuel
42 19 classified as provided in this section, if the classification
42 20 meets the standards provided in section 214A.2. In ensuring
42 21 that biodiesel blended fuel meets the classification
42 22 requirements of this section, the department shall take
42 23 into account reasonable variances due to testing and other
42 24 limitations.

42 25 Sec. 95. Section 422.11S, subsection 7, paragraph a,
42 26 subparagraph (2), Code 2011, is amended to read as follows:

42 27 (2) "Total approved tax credits" means for the tax year
42 28 beginning in the 2006 calendar year, two million five hundred
42 29 thousand dollars, for the tax year beginning in the 2007
42 30 calendar year, five million dollars, and for tax years
42 31 beginning on or after January 1, 2008, seven million five
42 32 hundred thousand dollars. However, for tax years beginning on
42 33 or after January 1, 2012, and only if legislation is enacted
42 34 by the Eighty-fourth General Assembly, 2011 session, amending
42 35 section 257.8, subsections 1 and 2, to establish both the state
43 1 percent of growth and the categorical state percent of growth
43 2 for the budget year beginning July 1, 2012, at two percent.
43 3 "total approved tax credits" means eight million seven hundred
43 4 fifty thousand dollars.

43 5 Sec. 96. Section 453A.35, subsection 1, Code 2011, is
43 6 amended to read as follows:

43 7 1. a.—The With the exception of revenues credited to the
43 8 health care trust fund pursuant to paragraph "b", the proceeds
43 9 derived from the sale of stamps and the payment of taxes, fees,
43 10 and penalties provided for under this chapter, and the permit
43 11 fees received from all permits issued by the department, shall
43 12 be credited to the general fund of the state. However, of
43 13 b. Of the revenues generated from the tax on cigarettes
43 14 pursuant to section 453A.6, subsection 1, and from the tax on
43 15 tobacco products as specified in section 453A.43, subsections
43 16 1, 2, 3, and 4, and credited to the general fund of the state
43 17 under this subsection, there is appropriated, annually, to the
43 18 health care trust fund created in section 453A.35A, the first
43 19 one hundred six million sixteen thousand four hundred dollars
43 20 shall be credited to the health care trust fund created in
43 21 section 453A.35A.

CODE: Amends SF 531 (Biofuel Tax Credit Expansion Act) and directs that in determining if gallons of biodiesel qualify for the Biodiesel Blended Fuel Tax Credit, the Department of Revenue must take into account reasonable variances due to testing and other limitations.

CODE: Increases the cap for the School Tuition Organization Tax Credit from \$7,500,000 to \$8,750,000 beginning with tax year 2012. The agreement specifies that the increase is only applicable if the school aid allowable growth rate and the State categorical allowable growth rates are established at 2.00% for FY 2013 by the 2011 General Assembly.

NOTE: This Act establishes the school aid allowable growth rate and the State categorical allowable growth rate at 2.00% for FY 2013.

CODE: Transfers the first \$106,016,400 generated from the cigarette and tobacco tax revenue to the Health Care Trust Fund (HCTF) beginning in FY 2012.

DETAIL: Prior to FY 2012, all cigarette and tobacco tax was deposited in the General Fund and then appropriated to the HCTF.

FISCAL IMPACT: Beginning in FY 2012, General Fund revenue from cigarette and tobacco tax revenue will be reduced by \$106,016,400 annually. However, Section 97 eliminates the standing appropriation to the HCTF of the same amount; the overall net fiscal impact to the General Fund is zero.

43 22 Sec. 97. Section 453A.35A, subsection 1, Code 2011, is
43 23 amended to read as follows:

43 24 1. A health care trust fund is created in the office of
43 25 the treasurer of state. The fund consists of the revenues
43 26 generated from the tax on cigarettes pursuant to section
43 27 453A.6, subsection 1, and from the tax on tobacco products
43 28 as specified in section 453A.43, subsections 1, 2, 3, and
43 29 4, that are credited to the ~~general fund of the state and~~
43 30 ~~appropriated to the~~ health care trust fund, annually, pursuant
43 31 to section 453A.35. Moneys in the fund shall be separate from
43 32 the general fund of the state and shall not be considered
43 33 part of the general fund of the state. However, the fund
43 34 shall be considered a special account for the purposes of
43 35 section 8.53 relating to generally accepted accounting
44 1 principles. Moneys in the fund shall be used only as specified
44 2 in this section and shall be appropriated only for the uses
44 3 specified. Moneys in the fund are not subject to section 8.33
44 4 and shall not be transferred, used, obligated, appropriated,
44 5 or otherwise encumbered, except as provided in this section.
44 6 Notwithstanding section 12C.7, subsection 2, interest or
44 7 earnings on moneys deposited in the fund shall be credited to
44 8 the fund.

44 9 Sec. 98. Section 466B.31, subsection 2, paragraph a, Code
44 10 2011, is amended by adding the following new subparagraphs:
44 11 NEW SUBPARAGRAPH (17) One member selected by the
44 12 agribusiness association of Iowa.
44 13 NEW SUBPARAGRAPH (18) One member selected by the Iowa
44 14 floodplain and stormwater management association.
44 15 NEW SUBPARAGRAPH (19) One member selected by Iowa rivers
44 16 revival.

44 17 Sec. 99. Section 537A.5, subsection 1, as enacted by 2011
44 18 Iowa Acts, Senate File 396, section 1, is amended to read as
44 19 follows:
44 20 1. As used in this section, "construction contract"
44 21 means an agreement relating to the construction, alteration,
44 22 improvement, development, demolition, excavation,
44 23 rehabilitation, maintenance, or repair of buildings, ~~highways,~~
44 24 ~~roads, streets, bridges, tunnels, transportation facilities,~~
44 25 ~~airports,~~ water or sewage treatment plants, power plants,
44 26 or any other improvements to real property in this state,
44 27 including shafts, wells, and structures, whether on ground,
44 28 above ground, or underground, and includes agreements for
44 29 architectural services, design services, engineering services,
44 30 construction services, construction management services,
44 31 development services, maintenance services, material purchases,
44 32 equipment rental, and labor. "Construction contract" includes
44 33 all public, private, foreign, or domestic agreements as

CODE: Eliminates the General Fund standing appropriation of
\$106,016,400 to the HCTF.

FISCAL IMPACT: Section 96 transfers the first \$106,016,400 of cigarette
and tobacco tax revenue directly to the HCTF, resulting in no fiscal
impact to the Fund.

CODE: Increases the membership of the Watershed Planning Advisory
Council by adding representatives of the Agribusiness Association of
Iowa, the Iowa Floodplain and Stormwater Management Association, and
the Iowa Rivers Revival.

CODE: Removes highways, roads, bridges, tunnels, transportation
facilities, and airports from the definition of "construction contract" as
specified in SF 396 (Construction Indemnity Agreements Act).

44 34 described in this subsection other than such public agreements
44 35 relating to highways, roads, and streets.

45 1 Sec. 100. REPEAL. Chapter 327K, Code 2011, is repealed.

45 2 Sec. 101. APPLICABILITY. The section of this division of
45 3 this Act amending section 256C.5, subsection 1, takes effect
45 4 upon enactment, and applies to budget years beginning on or
45 5 after July 1, 2011.

45 6 Sec. 102. EFFECTIVE DATE — RETROACTIVE APPLICABILITY.

45 7 1. The section of this division of this Act appropriating
45 8 moneys to the department of cultural affairs for purposes
45 9 of a grant for the battleship Iowa, BB-61, being deemed of
45 10 immediate importance, takes effect upon enactment, and applies
45 11 retroactively to June 30, 2011.

45 12 2. The section of this division of this Act amending section
45 13 303.19A, being deemed of immediate importance, takes effect
45 14 upon enactment, and applies retroactively to March 29, 2011.

45 15 Sec. 103. EFFECTIVE UPON ENACTMENT AND RETROACTIVE
45 16 APPLICABILITY. The provision of this division of this Act
45 17 relating to a limitation on state agency office supplies
45 18 purchase, equipment purchases, printing and binding, and
45 19 marketing as enacted by 2011 Iowa Acts, House File 45, being
45 20 deemed of immediate importance, takes effect upon enactment and
45 21 applies retroactively to March 7, 2011.

45 22 Sec. 104. EFFECTIVE DATE — APPLICABILITY.

45 23 1. Section 422.11P, as amended by this division of this Act,
45 24 takes effect on January 1, 2012.

45 25 2. Section 422.11P, as amended by this division of this Act,
45 26 applies to tax years beginning on and after January 1, 2012.

45 27
45 28 DIVISION IX
45 29 APPROPRIATION TRANSFERS
REBUILD IOWA INFRASTRUCTURE FUND

45 30 Sec. 105. 2010 Iowa Acts, chapter 1184, section 26, is
45 31 amended to read as follows:

45 32 SEC. 26. There is appropriated from the rebuild Iowa
45 33 infrastructure fund to the department of economic development

CODE: Repeals the Code Chapter relating to the enactment of the Midwest Interstate Passenger Rail Compact. The statute stipulates that withdrawal from the Compact will take effect one year after the effective date of any statute that repeals the enactment of the Compact. The statute also stipulates that the withdrawing state will be liable for any obligations that it may have incurred prior to the effective date of the withdrawal.

The reduction in the formula weighting for the Statewide Voluntary Preschool Program is effective on enactment and applies to budget years FY 2012 and beyond.

The General Fund appropriation for the grant related to the Battleship Iowa is effective on enactment and retroactive to June 30, 2011.

The provision regarding municipal utility archeological surveys is effective on enactment and retroactive to March 29, 2011.

The provision relating to limitations on State agency purchases is effective on enactment and retroactive to March 7, 2011.

Provisions related to the Biodiesel Blended Fuel Tax Credit are effective on January 1, 2012, and apply to tax years beginning on or after January 1, 2012.

CODE: Makes an allocation of \$1,200,000 from the FY 2011 Grow Iowa Values Fund appropriation to the Iowans Helping Iowans (IHI) Business Assistance Program to reflect a Cash Reserve Fund Transfer made by the Governor in August 2010.

45 34 for deposit in the grow Iowa values fund, for the fiscal year
45 35 beginning July 1, 2010, and ending June 30, 2011, the following
46 1 amount, notwithstanding section 8.57, subsection 6, paragraph
46 2 "c":
46 3 \$ 38,000,000
46 4 Of the moneys appropriated in this section, from the
46 5 amount allocated to the department of economic development
46 6 in accordance with 2010 Iowa Acts, chapter 1184, section 28,
46 7 subsection 1, \$1,200,000 shall be used for the department's
46 8 Iowans helping Iowans business assistance program.
46 9 Notwithstanding section 8.33, moneys designated pursuant
46 10 to this unnumbered paragraph that remain unencumbered or
46 11 unobligated at the close of the fiscal year shall not revert
46 12 but shall remain available for expenditure for the purposes
46 13 designated until the close of the succeeding fiscal year.

46 14 CASH RESERVE FUND

46 15 Sec. 106. 2010 Iowa Acts, chapter 1193, section 99
46 16 subsection 1, is amended to read as follows:

46 17 1. DEPARTMENT OF HUMAN SERVICES
46 18 For the medical assistance program:
46 19 \$ 187,800,000
46 20 a. Of the moneys appropriated in this subsection, the
46 21 following amounts shall be transferred as follows:
46 22 (1) To the Iowa finance authority to be used for the Iowans
46 23 helping Iowans housing assistance program:
46 24 \$ 6,050,000
46 25 (2) To the department of human services to be used for the
46 26 unmet needs program administered by the department:
46 27 \$ 3,056,603
46 28 b. Notwithstanding section 8.33, moneys transferred
46 29 pursuant to paragraph "a" that remain unencumbered or
46 30 unobligated at the close of the fiscal year shall not revert
46 31 but shall remain available for expenditure for the purposes
46 32 designated until the close of the succeeding fiscal year.

46 33 Sec. 107. EFFECTIVE DATE — APPLICABILITY.
46 34 1. This division of this Act being deemed of immediate
46 35 importance takes effect upon enactment, and if approved by the
47 1 governor on or after July 1, 2011, are retroactively applicable
47 2 to the date specified in subsection 2.
47 3 2. The provisions of this division of this Act providing
47 4 for transfers are retroactively applicable to August 27,
47 5 2010, and apply in lieu of the transfers made for the same
47 6 purposes by the executive branch, as reported by the department
47 7 of management in the transfer notice to the governor and
47 8 lieutenant governor dated August 27, 2010.

47 9 DIVISION X

DETAIL: Iowans Helping Iowans was created by the Governor in August 2010 as a State-based assistance program intended to supplement federal individual assistance that followed Presidential Disaster Declarations for Iowa counties. The Program had two main components, IHI Small Business Assistance and IHI Housing Assistance.

CODE: Transfers \$6,050,000 from the FY 2011 Cash Reserve Fund appropriation to the DHS for the Medical Assistance Program (Medicaid) to the IFA for the IHI Housing Assistance Program. Transfers \$3,056,603 from the FY 2011 Cash Reserve Fund appropriation to the DHS for the Unmet Needs Program. Permits funds from both transfers to carry forward from FY 2011 to FY 2012.

DETAIL: These transfers reflect similar transfers made by the Governor in August 2010 for the IHI Program created by the Governor.

If approved by the Governor on or after July 1, 2011, this Division is effective on enactment and retroactive to August 27, 2010, in lieu of the transfers made by the Executive Branch for the same purposes.

47 11 Sec. 108. CONTRACT SERVICES — TRAINING.

47 12 1. Each department, as defined in section 8.2, shall
47 13 separately track the budget and actual expenditures for
47 14 contract services and for employee training for each
47 15 appropriation line item.

47 16 2. The terms of the contracts for contracted services
47 17 entered into or revised during the fiscal year shall
47 18 incorporate quality assurance and cost control measures.

47 19 3. The employee training tracking information shall be
47 20 further divided into training categories. Each department's
47 21 report on training tracking shall specifically address the use
47 22 of electronically based training.

47 23 4. Each department shall report to the legislative services
47 24 agency on January 15, 2012, and July 15, 2012, concerning
47 25 the budget, expenditure, quality assurance, and cost control
47 26 information addressed by this section for the previous six
47 27 calendar months.

Specifies certain provisions relating to contract services and training.
Requires reports to be submitted to the LSA on January 15, 2012, and
July 15, 2012.

DETAIL: This provision was first required for FY 2011 in SF 2088
(Government Reorganization and Efficiency Act).

VETOED: The Governor vetoed this Section and indicated that the
information is available in the State budget system.

47 28 Sec. 109. STATE GOVERNMENT PURCHASING EFFORTS — DEPARTMENT
47 29 OF ADMINISTRATIVE SERVICES.

47 30 In order to facilitate efficient and cost-effective
47 31 purchasing, the department of administrative services shall do
47 32 the following:

47 33 1. Require state agencies to provide the department with
47 34 a report regarding planned purchases and to report regarding
47 35 efforts to standardize products and services within their own
48 1 agencies and with other state agencies.

48 2 2. Require state employees who conduct bids for services
48 3 to receive training about procurement rules and procedures and
48 4 procurement best practices.

48 5 3. Identify procurement compliance employees within the
48 6 department.

48 7 4. Review the process and basis for establishing
48 8 departmental fees for purchasing.

48 9 5. Establish a work group to collaborate on best practices
48 10 to implement the best cost savings for the state concerning
48 11 purchasing.

48 12 6. Explore interstate and intergovernmental purchasing
48 13 opportunities and encourage the legislative and judicial
48 14 branches to participate in consolidated purchasing and
48 15 efficiencies wherever possible.

48 16 7. Expand the use of procurement cards throughout state
48 17 government to facilitate purchasing of items by state agencies.

Specifies provisions relating to State government purchasing efforts by
the DAS.

DETAIL: This provision was first required for FY 2011 in SF 2088
(Government Reorganization and Efficiency Act).

48 18 Sec. 110. DEPARTMENT OF ADMINISTRATIVE SERVICES INFORMATION
48 19 TECHNOLOGY — UTILIZATION BY LEGISLATIVE AND JUDICIAL
48 20 BRANCH. The department of administrative services shall

Requires the DAS to consult with and explore technology services to the
Judicial and Legislative Branches of government.

48 21 consult with and explore opportunities with the legislative
48 22 and judicial branches of government relative to the providing
48 23 of information technology services to those branches of
48 24 government.

DETAIL: This provision was first required for FY 2011 in SF 2088
(Government Reorganization and Efficiency Act).

48 25 Sec. 111. STATE AGENCY ELECTRONIC RENEWAL NOTICES. State
48 26 agencies, as defined in section 8A.101, should, to the greatest
48 27 extent possible, utilize electronic mail or similar electronic
48 28 means to notify holders of licenses or permits issued by that
48 29 state agency that the license or permit needs to be renewed.
48 30 The chief information officer of the state shall assist state
48 31 agencies in implementing the directive in this section.

Requires State agencies to utilize electronic means for renewal notices
for licenses and permits.

DETAIL: This provision was first required for FY 2011 in SF 2088
(Government Reorganization and Efficiency Act).

48 32 Sec. 112. STATE AGENCY EFFICIENCY EFFORTS.
48 33 1. LEAN EFFORTS. State agencies shall budget for and plan
48 34 to conduct lean projects as described in section 8.70. Each
48 35 state agency shall coordinate its activities with the office of
49 1 lean enterprise created in section 8.70 in developing plans to
49 2 conduct lean projects.
49 3 2. SHARED RESOURCES. State agencies are encouraged to
49 4 share resources and services, including staff, training, and
49 5 educational services, to the greatest extent possible in order
49 6 to best fulfill the duties of each agency at the least cost.

Requires State agencies to budget and plan to conduct LEAN events
and share resources for staff and training.

DETAIL: This provision was first required for FY 2011 in SF 2088
(Government Reorganization and Efficiency Act).

49 7 Sec. 113. JOINT APPROPRIATIONS SUBCOMMITTEES — REVIEW OF
49 8 AGENCY FEES. Each joint appropriations subcommittee of the
49 9 general assembly shall examine and review on an annual basis
49 10 the fees charged by state agencies under the purview of that
49 11 joint appropriations subcommittee.

Requires the Joint Appropriations Subcommittees of the General
Assembly to examine and review fees charged by State agencies.

DETAIL: This provision was first required for FY 2011 in SF 2088
(Government Reorganization and Efficiency Act).

49 12 Sec. 114. DEPARTMENT OF ADMINISTRATIVE SERVICES —
49 13 STREAMLINED HIRING. The department of administrative services
49 14 shall, in consultation with the department of management,
49 15 examine the process by which state agencies hire personnel
49 16 with the goal of simplifying and reducing the steps needed
49 17 for state agencies to hire personnel. The department shall
49 18 provide information to the general assembly concerning steps
49 19 taken to implement a more streamlined hiring process and any
49 20 recommendations for legislative action.

Requires the DAS to streamline the hiring process for State agencies.

DETAIL: This provision was first required for FY 2011 in SF 2088
(Government Reorganization and Efficiency Act).

49 21 Sec. 115. TOBACCO RETAIL COMPLIANCE CHECKS. For the
49 22 fiscal year beginning July 1, 2011, and ending June 30, 2012,
49 23 the terms of a chapter 28D agreement, entered into between
49 24 the division of tobacco use prevention and control of the
49 25 department of public health and the alcoholic beverages
49 26 division of the department of commerce, governing compliance
49 27 checks conducted to ensure licensed retail tobacco outlet
49 28 conformity with tobacco laws, regulations, and ordinances
49 29 relating to persons under eighteen years of age, shall restrict

Limits the number of tobacco retail compliance checks that the Alcoholic
Beverages Division of the Department of Commerce can perform in FY
2012 to one check per retail outlet and one follow-up check for those
that are not compliant during the first check.

DETAIL: This provision was first required for FY 2011 in SF 2088
(Government Reorganization and Efficiency Act).

49 30 the number of such checks to one check per retail outlet, and
49 31 one additional check for any retail outlet found to be in
49 32 violation during the first check.

49 33 Sec. 116. DEPARTMENT OF ADMINISTRATIVE SERVICES —
49 34 CENTRALIZED PAYROLL SYSTEM. The department of administrative
49 35 services shall examine the possibility of merging all state
50 1 payroll systems into the centralized payroll system operated
50 2 by the department. The department shall consult with those
50 3 entities of state government not utilizing the centralized
50 4 payroll system, including but not limited to the state
50 5 department of transportation, about strategies for encouraging
50 6 utilization of the state's centralized payroll system and by
50 7 identifying those barriers preventing merging of the payroll
50 8 systems. The department shall provide information to the joint
50 9 appropriations subcommittee on administration and regulation
50 10 concerning efforts by the department to merge payroll systems
50 11 and any recommendations for legislative action to encourage, or
50 12 eliminate barriers to, the provision of payroll services by the
50 13 department to other state agencies.

50 14 DIVISION XI
50 15 MEDICATION THERAPY MANAGEMENT

50 16 Sec. 117. 2010 Iowa Acts, chapter 1193, section 166,
50 17 subsections 2 and 3, are amended to read as follows:
50 18 2. a. Prior to July 1, 2010, the department of
50 19 administrative services shall utilize a request for proposals
50 20 process to contract for the provision of medication therapy
50 21 management services beginning July 1, 2010, and prior to July
50 22 1, 2011, shall amend the contract to continue the provision of
50 23 medication therapy management services beginning July 1, 2011.
50 24 for eligible employees who meet any of the following criteria:
50 25 (1) An individual who takes four or more prescription drugs
50 26 to treat or prevent two or more chronic medical conditions.
50 27 (2) An individual with a prescription drug therapy problem
50 28 who is identified by the prescribing physician or other
50 29 appropriate prescriber, and referred to a pharmacist for
50 30 medication therapy management services.
50 31 (3) An individual who meets other criteria established by
50 32 the third-party payment provider contract, policy, or plan.
50 33 ~~—b.—The department of administrative services shall~~
50 34 ~~utilize an advisory committee comprised of an equal number of~~
50 35 ~~physicians and pharmacists to provide advice and oversight~~
51 1 ~~regarding the request for proposals and evaluation processes.~~
51 2 ~~The department shall appoint the members of the advisory~~
51 3 ~~council based upon designees of the Iowa pharmacy association,~~
51 4 ~~the Iowa medical society, and the Iowa osteopathic medical~~
51 5 ~~association.~~
51 6 c. The contract shall require the company to provide annual

Requires the DAS to examine the possibility of merging payroll systems.

DETAIL: This provision was first required for FY 2011 in SF 2088
(Government Reorganization and Efficiency Act).

CODE: Transfers \$510,000 from fees collected by the Board of
Pharmacy to fund the Medication Therapy Management Program for
State employees. Directs the DAS to utilize a State university college of
pharmacy to validate reported drug cost savings. Pilot program results
for July 1, 2010, through December 31, 2011, are to be submitted to the
General Assembly no later than March 1, 2012. Specifies that this
division is effective on enactment and applies retroactively to June 15,
2011.

VETOED: The Governor vetoed this Division (Sections 117, 118, and
119) and indicated that the effectiveness of the initial pilot program in FY
2011 should be determined prior to extension of the pilot program.

51 7 reports to the general assembly detailing the costs, savings,
51 8 estimated cost avoidance and return on investment, and patient
51 9 outcomes related to the medication therapy management services
51 10 provided. The company shall guarantee demonstrated annual
51 11 savings, including any savings associated with cost avoidance
51 12 at least equal to the program's costs with any shortfall amount
51 13 refunded to the state. As a proof of concept in the program
51 14 for the period beginning July 1, 2010, and ending June 30,
51 15 2011, the company shall offer a dollar-for-dollar guarantee for
51 16 drug product costs savings alone. Prior to entering into a
51 17 contract with a company, the department and the company shall
51 18 agree on the terms, conditions, and applicable measurement
51 19 standards associated with the demonstration of savings. The
51 20 department shall verify the demonstrated savings reported by
51 21 the company was performed in accordance with the agreed upon
51 22 measurement standards. The company shall be prohibited from
51 23 using the company's employees to provide the medication therapy
51 24 management services and shall instead be required to contract
51 25 with licensed pharmacies, pharmacists, or physicians.

51 26 d. The fees for pharmacist-delivered medication therapy
51 27 management services shall be separate from the reimbursement
51 28 for prescription drug product or dispensing services; shall
51 29 be determined by each third-party payment provider contract,
51 30 policy, or plan; and must be reasonable based on the resources
51 31 and time required to provide the service.

51 32 e. A fee shall be established for physician reimbursement
51 33 for services delivered for medication therapy management as
51 34 determined by each third-party payment provider contract,
51 35 policy, or plan, and must be reasonable based on the resources
52 1 and time required to provide the service.

52 2 f. If any part of the medication therapy management
52 3 plan developed by a pharmacist incorporates services which
52 4 are outside the pharmacist's independent scope of practice
52 5 including the initiation of therapy, modification of dosages,
52 6 therapeutic interchange, or changes in drug therapy, the
52 7 express authorization of the individual's physician or other
52 8 appropriate prescriber is required.

52 9 g. For the contract period beginning July 1, 2011, the
52 10 department shall utilize the services of the college of
52 11 pharmacy at a state university to validate reported drug cost
52 12 savings.

52 13 h. The results of the pilot program for the period beginning
52 14 July 1, 2010, and ending December 31, 2011, shall be submitted
52 15 to the general assembly no later than March 1, 2012.

52 16 3. This section is repealed December 31, ~~2014~~ 2012.

52 17 Sec. 118. TRANSFER — MEDICATION THERAPY MANAGEMENT
52 18 PROGRAM. There is transferred \$510,000 from the fees collected
52 19 by the board of pharmacy pursuant to chapter 155A and retained
52 20 by the board pursuant to the authority granted in section

52 21 147.82 to the department of administrative services for the
52 22 fiscal year beginning July 1, 2011, and ending June 30, 2012,
52 23 to be used for the medication therapy management program.
52 24 Sec. 119. EFFECTIVE UPON ENACTMENT AND RETROACTIVE
52 25 APPLICABILITY. This division of this Act, being deemed of
52 26 immediate importance, takes effect upon enactment, and is
52 27 retroactively applicable to June 15, 2011.

52 28 DIVISION XII
52 29 EARNED INCOME TAX CREDIT

52 30 Sec. 120. Section 422.12B, subsection 1, Code 2011, is
52 31 amended to read as follows:
52 32 1. The taxes imposed under this division less the credits
52 33 allowed under section 422.12 shall be reduced by an earned
52 34 income credit equal to ~~seven ten~~ percent of the federal earned
52 35 income credit provided in section 32 of the Internal Revenue
53 1 Code. Any credit in excess of the tax liability is refundable.
53 2 Sec. 121. RETROACTIVE APPLICABILITY. This division of this
53 3 Act applies retroactively to January 1, 2011, for tax years
53 4 beginning on or after that date.

CODE: Increases the Iowa Earned Income Tax Credit from the current level of 7.00% of the federal credit amount to 10.00% of the federal amount. The change is retroactive to tax year 2011.

FISCAL IMPACT: This change is projected to decrease net General Fund revenue by the following amounts:

- FY 2011 = \$100,000
- FY 2012 = \$14,700,000
- FY 2013 = \$13,700,000
- FY 2014 = \$11,500,000
- FY 2015 = \$11,600,000

VETOED: The Governor vetoed this Division (Sections 120 and 121) and indicated that an overall tax reduction package needs to fit within budgeting principles while reducing taxes that impede the ability to compete for new businesses and jobs.

53 5 DIVISION XIII
53 6 REGULAR PROGRAM AND CATEGORICAL STATE PERCENT
53 7 OF GROWTH FOR EDUCATION — FY 2012-2013

53 8 Sec. 122. Section 257.8, subsection 1, Code 2011, is amended
53 9 to read as follows:

53 10 1. STATE PERCENT OF GROWTH.—~~The state percent of growth~~
53 11 ~~for the budget year beginning July 1, 2009, is four percent.~~
53 12 The state percent of growth for the budget year beginning July
53 13 1, 2010, is two percent. The state percent of growth for the
53 14 budget year beginning July 1, 2012, is two percent. The state
53 15 percent of growth for each subsequent budget year shall be
53 16 established by statute which shall be enacted within thirty
53 17 days of the submission in the year preceding the base year of
53 18 the governor's budget under section 8.21. The establishment of
53 19 the state percent of growth for a budget year shall be the only
53 20 subject matter of the bill which enacts the state percent of
53 21 growth for a budget year.

53 22 Sec. 123. Section 257.8, subsection 2, Code 2011, is amended
53 23 to read as follows:

53 24 2. CATEGORICAL STATE PERCENT OF GROWTH. The categorical
53 25 state percent of growth for the budget year beginning July 1,
53 26 2010, is two percent. The categorical state percent of growth
53 27 for the budget year beginning July 1, 2012, is two percent.

CODE: Specifies that the allowable growth rate for regular school aid and the State categorical supplements in FY 2013 is 2.00%. This Act does not address FY 2012; as a result, the allowable growth rate defaults to 0.00%.

FISCAL IMPACT: For FY 2012, the amount of State General Fund support totals \$2,624,000,000, an increase of approximately \$178,300,000 compared to estimated net FY 2011. This includes \$2,250,000,000 for regular school aid, \$315,700,000 for the categorical supplements, and \$58,400,000 for preschool formula funding. School aid property taxes are estimated to total \$1,314,000,000, an increase of \$65,000,000, compared to estimated net FY 2011.

For FY 2013, the amount of State General Fund support totals \$2,713,000,000, an increase of approximately \$88,900,000 compared to estimated net FY 2012. This includes \$2,327,000,000 for regular school aid, \$321,500,000 for the categorical supplements, and \$64,500,000 for preschool formula funding. School aid property taxes are estimated to total \$1,321,000,000, an increase of \$6,900,000 compared to estimated FY 2012.

53 28 The categorical state percent of growth for each budget year
53 29 shall be established by statute which shall be enacted within
53 30 thirty days of the submission in the year preceding the
53 31 base year of the governor's budget under section 8.21. The
53 32 establishment of the categorical state percent of growth for a
53 33 budget year shall be the only subject matter of the bill which
53 34 enacts the categorical state percent of growth for a budget
53 35 year. The categorical state percent of growth may include
54 1 state percents of growth for the teacher salary supplement, the
54 2 professional development supplement, and the early intervention
54 3 supplement.

54 4 Sec. 124. CODE SECTION 257.8 — APPLICABILITY. The
54 5 requirements of section 257.8 regarding the time period
54 6 of enactment and the subject matter of the legislation
54 7 establishing the state percent of growth and the categorical
54 8 state percent of growth for a budget year are not applicable
54 9 to the division. The requirements of section 257.8 regarding
54 10 enactment of the regular program state percent of growth and
54 11 categorical state percent of growth within thirty days of
54 12 the submission in the year preceding the base year of the
54 13 governor's budget and the requirements that the subject matter
54 14 of each bill establishing the state percent of growth or the
54 15 categorical state percent of growth be the only subject matter
54 16 of the bill do not apply to this division of this Act.

54 17 Sec. 125. APPLICABILITY. This division of this Act is
54 18 applicable for computing state aid under the state school
54 19 foundation program for the school budget year beginning July
54 20 1, 2012.

54 21 DIVISION XIV
54 22 WITHHOLDING AGREEMENTS

54 23 Sec. 126. Section 403.19A, subsection 1, paragraphs c and f,
54 24 Code 2011, are amended to read as follows:

54 25 c. "Employer" means a business creating or retaining
54 26 targeted jobs in an urban renewal area of a pilot project city
54 27 pursuant to a withholding agreement.

54 28 f. "Targeted job" means a job in a business which is or
54 29 will be located in an urban renewal area of a pilot project
54 30 city that pays a wage at least equal to the countywide average
54 31 wage. "Targeted job" includes new or retained jobs from Iowa
54 32 business expansions or retentions within the city limits of the
54 33 pilot project city and those jobs resulting from established
54 34 out-of-state businesses, as defined by the department of
54 35 economic development, moving to or expanding in Iowa.

55 1 Sec. 127. Section 403.19A, subsection 3, paragraph c,
55 2 subparagraph (1), Code 2011, is amended to read as follows:

55 3 (1) The pilot project city shall enter into a withholding
55 4 agreement with each employer concerning the targeted jobs
55 5 withholding credit. The withholding agreement shall provide

CODE: Specifies that job creation levels required under the existing Targeted Jobs Withholding Pilot Program include retained jobs, as well as new jobs.

FISCAL IMPACT: This change is considered a clarification of existing law, so no fiscal impact is assumed.

55 6 for the total amount of withholding tax credits awarded. An
55 7 agreement shall not provide for an amount of withholding
55 8 credits that exceeds the amount of the qualifying investment
55 9 made in the project. An agreement shall not be entered into
55 10 by a pilot project city with a business currently located in
55 11 this state unless the business either creates or retains ten
55 12 new jobs or makes a qualifying investment of at least five
55 13 hundred thousand dollars within the urban renewal area. The
55 14 withholding agreement may have a term of up to ten years. An
55 15 employer shall not be obligated to enter into a withholding
55 16 agreement. An agreement shall not be entered into with an
55 17 employer not already located in a pilot project city when
55 18 another Iowa community is competing for the same project and
55 19 both the pilot project city and the other Iowa community are
55 20 seeking assistance from the department.

55 21 Sec. 128. Section 403.19A, subsection 3, paragraph f, Code
55 22 2011, is amended to read as follows:

55 23 f. If the employer ceases to meet the requirements of the
55 24 withholding agreement, the agreement shall be terminated and
55 25 any withholding tax credits for the benefit of the employer
55 26 shall cease. However, in regard to the number of ~~new~~ jobs
55 27 that are to be created or retained, if the employer has met
55 28 the number of ~~new~~ jobs to be created or retained pursuant to
55 29 the withholding agreement and subsequently the number of ~~new~~
55 30 jobs falls below the required level, the employer shall not
55 31 be considered as not meeting the ~~new~~ job requirement until
55 32 eighteen months after the date of the decrease in the number of
55 33 ~~new~~ jobs created or retained.

55 34 Sec. 129. EFFECTIVE UPON ENACTMENT AND RETROACTIVE
55 35 APPLICABILITY. This division of this Act, being deemed of
56 1 immediate importance, takes effect upon enactment and applies
56 2 retroactively to July 1, 2006, for agreements entered into on
56 3 or after that date.

56 4 DIVISION XV
56 5 STATE FAIR AUTHORITY

56 6 Sec. 130. Section 173.1, subsection 4, Code 2011, is amended
56 7 to read as follows:

56 8 4. A treasurer to be elected by the board ~~who shall serve as~~
56 9 ~~a nonvoting member~~ from the elected directors.

56 10 Sec. 131. REPEAL. Section 173.12, Code 2011, is repealed.

56 11 DIVISION XVI
56 12 CONTROLLED SUBSTANCES

56 13 Sec. 132. CONTROLLED SUBSTANCE COLLECTION AND DISPOSAL
56 14 PROGRAM. A person in possession of or a retailer selling a
56 15 controlled substance designated in section 124.204, subsection
56 16 4, paragraph "a)", subparagraphs (1) through (4), if enacted,

This Division is effective on enactment and retroactive to July 1, 2006,
for agreements entered into on or after that date.

CODE: Specifies that the Treasurer of the Iowa State Fair Board be
chosen from the elected Board members and remains a voting member.
Repeals the statute related to the salary for the Treasurer so that the
Treasurer receives only the per diem and expenses afforded a Board
member generally, without additional compensation for serving as
Treasurer.

Requires the DPS 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. Criminal penalties do not apply for 30 days after
enactment. This provision is effective on enactment.

56 17 shall be required to transfer such controlled substance to the
56 18 department of public safety for destruction. The department of
56 19 public safety shall establish a controlled substance collection
56 20 and disposal program for a controlled substance designated in
56 21 section 124.204, subsection 4, paragraph "ai", subparagraphs
56 22 (1) through (4). The department of public safety may partner
56 23 with a third party, including a local enforcement agency, to
56 24 implement and administer the program. The program shall be
56 25 dissolved thirty days after the enactment date of section
56 26 124.204, subsection 4, paragraph "ai", subparagraphs (1)
56 27 through (4).

56 28 Sec. 133. APPLICABILITY — CRIMINAL PENALTIES. Criminal
56 29 penalties do not apply to violations associated with the
56 30 substances designated controlled substances in section 124.204,
56 31 subsection 4, paragraph "ai", subparagraphs (1) through (4),
56 32 if enacted, until thirty days after the enactment date of
56 33 section 124.204, subsection 4, paragraph "ai", subparagraphs
56 34 (1) through (4).

56 35 Sec. 134. 2011 Iowa Acts, Senate File 510, section 28, if
57 1 enacted, is amended to read as follows:

57 2 SEC. 28. EFFECTIVE DATE. The following provision of this
57 3 division of this Act takes effect thirty days after enactment;
57 4 ~~notwithstanding section 3.7 of this Act or thirty days after~~
57 5 ~~the enactment of 2011 Iowa Acts, Senate File 533, if enacted,~~
57 6 ~~whichever is later:~~

57 7 The section of this division of this Act ~~amending enacting~~
57 8 section 124.204, subsection 4, paragraph "ai", subparagraphs
57 9 (1) through (4).

57 10 Sec. 135. 2011 Iowa Acts, Senate File 510, section 29, if
57 11 enacted, is amended to read as follows:

57 12 SEC. 29. EFFECTIVE UPON ENACTMENT. The following provision
57 13 of this division of this Act, being deemed of immediate
57 14 importance, ~~and notwithstanding section 3.7~~ takes effect upon
57 15 ~~enactment of this Act or upon enactment of 2011 Iowa Acts,~~
57 16 ~~Senate File 533, if enacted, whichever is later:~~

57 17 The section of this Act ~~amending enacting~~ section 124.204,
57 18 subsection 4, paragraph "ai", subparagraph (5).

57 19 Sec. 136. EFFECTIVE UPON ENACTMENT. This division of this
57 20 Act, being deemed of immediate importance, takes effect upon
57 21 enactment of this Act or upon the enactment of 2011 Iowa Acts,
57 22 Senate File 510, if enacted, whichever is later.

57 23 DIVISION XVII
57 24 TEACHER EXPENSES

57 25 Sec. 137. Section 422.7, Code 2011, is amended by adding the
57 26 following new subsection:

57 27 NEW SUBSECTION 54. A taxpayer is allowed to take the
57 28 deduction for certain expenses of elementary and secondary
57 29 school teachers allowed under section 62(a)(2)(D) of the

FISCAL IMPACT: The fiscal impact is expected to be minimal.

NOTE: SF 510 (Justice System Appropriations Act) has provisions that add bath salts, salvia divinorum, and K2 to the list of Schedule I controlled substances. The changes for K2 are effective on enactment. The changes related to bath salts and salvia divinorum take effect 30 days after enactment. The Act was signed July 29, 2011, so the DPS 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.

CODE: Couples Iowa tax law with federal tax code teacher expense deduction provisions. The change is retroactive to tax year 2008. Taxpayers are not allowed interest as a result of the retroactive change.

FISCAL IMPACT: This change is projected to reduce net General Fund revenue by \$100,000 in FY 2012. There is no impact on future fiscal years.

57 30 Internal Revenue Code, as amended by the federal Emergency
57 31 Economic Stabilization Act of 2008, Pub.L. No.110-343, in
57 32 computing net income for state tax purposes.
57 33 Sec. 138. REFUNDS. Notwithstanding any provision to the
57 34 contrary in section 422.25, subsection 3, a taxpayer who files
57 35 an amended return in the time permitted by statute to claim a
58 1 refund related to the allowance of the deduction enacted in
58 2 this division of this Act is only entitled to a refund of the
58 3 amount paid that is in excess of tax liability. The taxpayer
58 4 shall not be entitled to interest on such excess.
58 5 Sec. 139. EFFECTIVE DATE AND RETROACTIVE
58 6 APPLICABILITY. This division of this Act, being deemed of
58 7 immediate importance, takes effect upon enactment and applies
58 8 retroactively to January 1, 2008, for tax years beginning on or
58 9 after that date and before January 1, 2009.

58 10 DIVISION XVIII
58 11 QUALIFIED HIGHER EDUCATION EXPENSES

58 12 Sec. 140. Section 422.7, Code 2011, is amended by adding the
58 13 following new subsection:
58 14 NEW SUBSECTION 54. A taxpayer is allowed to take the
58 15 deduction for qualified tuition and related expenses allowed
58 16 under section 222 of the Internal Revenue Code, as amended by
58 17 the federal Emergency Economic Stabilization Act of 2008, Pub.
58 18 L. No.110-343, in computing net income for state tax purposes.
58 19 Sec. 141. REFUNDS. Notwithstanding any provision to the
58 20 contrary in section 422.25, subsection 3, a taxpayer who files
58 21 an amended return in the time permitted by statute to claim a
58 22 refund related to the allowance of the deduction enacted in
58 23 this division of this Act is only entitled to a refund of the
58 24 amount paid that is in excess of tax liability. The taxpayer
58 25 shall not be entitled to interest on such excess.
58 26 Sec. 142. EFFECTIVE DATE AND RETROACTIVE
58 27 APPLICABILITY. This division of this Act, being deemed of
58 28 immediate importance, takes effect upon enactment and applies
58 29 retroactively to January 1, 2008, for tax years beginning on or
58 30 after that date and before January 1, 2009.

58 31 DIVISION XIX
58 32 SPECIAL FILING PROVISIONS

58 33 Sec. 143. SPECIAL FILING PROVISIONS.
58 34 1. Adjustments by individuals to federal adjusted gross
58 35 income and by corporations to federal taxable income for tax
59 1 returns filed prior to the enactment of 2011 Iowa Acts, Senate
59 2 File 512, may be required as a result of the provisions of the
59 3 divisions of this Act relating to the adjustment provisions
59 4 enumerated in this subsection. These adjustments are as
59 5 follows:
59 6 a. The increased expensing allowance authorized in section

CODE: Couples Iowa tax law with federal tax code higher education tuition and related expense deduction provisions. The change is retroactive to tax year 2008. Taxpayers are not allowed interest as a result of the retroactive change.

FISCAL IMPACT: This change is projected to reduce net General Fund revenue by \$4,800,000 in FY 2012. There is no impact on future fiscal years.

Allows Iowa taxpayers to file for certain income tax benefits on their tax year 2011 tax return, instead of filing amended returns. The tax benefits are the result of Iowa retroactively coupling with several federal tax code changes and they include certain depreciation changes (called section 179 expensing), qualified higher education tuition and related expenses deductions, and teacher expense deductions.

FISCAL IMPACT: This provision does not have a fiscal impact.

59 7 179(b) of the Internal Revenue Code for tax years beginning on
59 8 or after January 1, 2010, but before January 1, 2011.

59 9 b. The deduction for qualified tuition and related expenses
59 10 allowed under section 222 of the Internal Revenue Code.

59 11 c. The deduction for certain expenses of elementary and
59 12 secondary school teachers allowed under section 62(a)(2)(D) of
59 13 the Internal Revenue Code.

59 14 2. In lieu of filing an amended tax return, taxpayers
59 15 may make the adjustments, pursuant to rules adopted by the
59 16 director of revenue, on the next return filed subsequent to the
59 17 enactment of 2011 Iowa Acts, Senate File 512. If the taxpayer
59 18 elects not to file an amended return, these provisions are
59 19 suspended with regard to the following adjustments otherwise
59 20 available as a result of this Act.

59 21 a. The limitation based on income provisions and
59 22 regulations of section 179(b)(3) of the Internal Revenue Code
59 23 with regard to the section 179(b) adjustment.

59 24 b. The applicable dollar limit provisions of section
59 25 222(b)(2)(B) of the Internal Revenue Code with regard to the
59 26 section 222 adjustment.

59 27 DIVISION XX
59 28 DISASTER-RELATED PERSONAL CASUALTY LOSS DEDUCTIONS

59 29 Sec. 144. Section 422.9, Code 2011, is amended by adding the
59 30 following new subsection:

59 31 NEW SUBSECTION 9. A taxpayer is allowed to take the
59 32 deduction for disaster-related casualty losses under section
59 33 165(h) of the Internal Revenue Code, as modified by the
59 34 Heartland Disaster Relief Act of 2008, Pub.L. No.110-343, in
59 35 computing net income for state tax purposes.

60 1 Sec. 145. Notwithstanding any provision to the contrary in
60 2 section 422.25, subsection 3, a taxpayer who files an amended
60 3 return in the time permitted by statute to claim a refund
60 4 related to the allowance of the deduction enacted in this
60 5 division of this Act is only entitled to a refund of the amount
60 6 paid that is in excess of tax liability. The taxpayer shall
60 7 not be entitled to interest on such excess.

60 8 Sec. 146. EFFECTIVE DATE AND RETROACTIVE
60 9 APPLICABILITY. This division of this Act, being deemed of
60 10 immediate importance, takes effect upon enactment and applies
60 11 retroactively to January 1, 2008, for tax years beginning on or
60 12 after that date and before January 1, 2009.

60 13 DIVISION XXI
60 14 CLASS "A" FELONIES — JUVENILES

60 15 Sec. 147. Section 902.1, Code 2011, is amended to read as
60 16 follows:

60 17 902.1 CLASS "A" FELONY.

60 18 1. Upon a plea of guilty, a verdict of guilty, or a special

CODE: Couples Iowa tax law with federal tax code changes impacting disaster-related casualty loss deductions. Specifies that taxpayers are not allowed interest as a result of this change. The change is retroactive to tax year 2008.

FISCAL IMPACT: This change is projected to reduce net General Fund revenue by \$4,700,000 in FY 2012. There is no impact on future fiscal years.

CODE: A person serving a life sentence for an offense committed while under age 18 is eligible for parole after serving a minimum term of confinement of at least 25 years. Offenders are not eligible for parole consideration if the offense that resulted in the life sentence was first degree murder. This provision is effective on enactment.

60 19 verdict upon which a judgment of conviction of a class "A"
60 20 felony may be rendered, the court shall enter a judgment of
60 21 conviction and shall commit the defendant into the custody of
60 22 the director of the Iowa department of corrections for the rest
60 23 of the defendant's life. Nothing in the Iowa corrections code
60 24 pertaining to deferred judgment, deferred sentence, suspended
60 25 sentence, or reconsideration of sentence applies to a class "A"
60 26 felony, and a person convicted of a class "A" felony shall not
60 27 be released on parole unless the governor commutes the sentence
60 28 to a term of years.

60 29 2. a. Notwithstanding subsection 1, a person convicted of
60 30 a class "A" felony, and who was under the age of eighteen at
60 31 the time the offense was committed shall be eligible for parole
60 32 after serving a minimum term of confinement of twenty-five
60 33 years.

60 34 b. If a person is paroled pursuant to this subsection the
60 35 person shall be subject to the same set of procedures set out
61 1 in chapters 901B, 905, 906, and chapter 908, and rules adopted
61 2 under those chapters for persons on parole.

61 3 c. A person convicted of murder in the first degree in
61 4 violation of section 707.2 shall not be eligible for parole
61 5 pursuant to this subsection.

61 6 Sec. 148. EFFECTIVE UPON ENACTMENT. This division of this
61 7 Act, being deemed of immediate importance, takes effect upon
61 8 enactment.

61 9 DIVISION XXII
61 10 CONDITIONAL EFFECTIVE DATES FOR 2011 IOWA ACTS

61 11 Sec. 149. SENATE FILE 508 EFFECTIVE DATE. Unless otherwise
61 12 provided, if 2011 Iowa Acts, Senate File 508, as enacted, is
61 13 approved by the governor on or after July 1, 2011, the Act
61 14 takes effect upon enactment and applies retroactively to July
61 15 1, 2011.

61 16 Sec. 150. SENATE FILE 511 EFFECTIVE DATE. Unless otherwise
61 17 provided, if 2011 Iowa Acts, Senate File 511, as enacted, is
61 18 approved by the governor on or after July 1, 2011, the Act
61 19 takes effect upon enactment and applies retroactively to July
61 20 1, 2011.

61 21 Sec. 151. SENATE FILE 525 EFFECTIVE DATE. Unless otherwise
61 22 provided, if 2011 Iowa Acts, Senate File 525, as enacted, is
61 23 approved by the governor on or after July 1, 2011, the Act
61 24 takes effect upon enactment and applies retroactively to June
61 25 30, 2011.

61 26 Sec. 152. HOUSE FILE 148 EFFECTIVE DATE. Unless otherwise
61 27 provided, if 2011 Iowa Acts, House File 148, as enacted, is
61 28 approved by the governor on or after July 1, 2011, the Act

MINORITY IMPACT: There is not likely to be a disproportionate impact on any minority population.

CORRECTIONAL IMPACT: The provisions have no significant correctional impact on the current or future prison population because the pool of eligible offenders is small.

FISCAL IMPACT: There is no significant fiscal impact. It is not anticipated that there will be a significant workload increase for the Board of Parole because the number of offenders eligible for review by the Board is small.

If approved by the Governor on or after July 1, 2011, SF 508 (Federal Block Grant Appropriations Act) is effective on enactment and retroactive to July 1, 2011.

If approved by the Governor on or after July 1, 2011, SF 511 (Judicial Branch Appropriations Act) is effective on enactment and retroactive to July 1, 2011.

If approved by the Governor on or after July 1, 2011, SF 525 (Mental Health Service System Redesign Act) is effective on enactment and retroactive to July 1, 2011.

If approved by the Governor on or after July 1, 2011, HF 148 (Revenue Estimating and Transfer Authority Act) is effective on enactment and retroactive to July 1, 2011.

61 29 takes effect upon enactment and applies retroactively to June
61 30 30, 2011.

61 31 Sec. 153. EFFECTIVE UPON ENACTMENT AND APPLICABILITY. This
61 32 division of this Act, being deemed of immediate importance,
61 33 takes effect upon enactment and applies as provided by this
61 34 division of this Act.

61 35 DIVISION XXIII
62 1 HOUSING DEVELOPMENT — TAX STATUS

62 2 Sec. 154. Section 405.1, Code 2011, is amended to read as
62 3 follows:

62 4 405.1 HOUSING DEVELOPMENT — TAX STATUS — LIMITATION.

62 5 1. a. The board of supervisors of a county ~~with a~~
62 6 ~~population of less than twenty thousand~~ may adopt an ordinance
62 7 providing that property acquired and subdivided for development
62 8 of housing on or after January 1, 2011, shall continue to be
62 9 assessed for taxation in the manner that it was prior to the
62 10 acquisition for housing. Each lot shall continue to be taxed
62 11 in the manner it was prior to its acquisition for housing until
62 12 the lot is sold for construction or occupancy of housing or
62 13 five years from the date of subdivision, whichever is shorter.
62 14 Upon the sale or the expiration of the five-year period, the
62 15 property shall be assessed for taxation as residential or
62 16 commercial multifamily property, whichever is applicable.
62 17 b. Ordinances adopted under this section, to the extent
62 18 such ordinances affect the assessment of property subdivided
62 19 for development of housing on or after January 1, 2004, but
62 20 before January 1, 2011, shall remain in effect or otherwise
62 21 be made effective and such ordinances adopted under section
62 22 405.1, subsection 1, Code 2011, shall be extended to apply
62 23 the ordinances to the period of time ending ten years from
62 24 the date of subdivision, and ordinances adopted under section
62 25 405.1, subsection 2, Code 2011, shall be extended to apply the
62 26 ordinances to the period of time ending eight years from the
62 27 date of subdivision.

62 28 2. ~~The board of supervisors of a county with a population~~
62 29 ~~of twenty thousand or more may adopt an ordinance providing~~
62 30 ~~that property acquired and subdivided for development of~~
62 31 ~~housing shall continue to be assessed for taxation in the~~
62 32 ~~manner that it was prior to the acquisition for housing. Each~~
62 33 ~~lot shall continue to be taxed in the manner it was prior~~
62 34 ~~to its acquisition for housing until the lot is sold for~~
62 35 ~~construction or occupancy of housing or three years from the~~
63 1 ~~date of subdivision, whichever is shorter. Upon the sale or~~
63 2 ~~the expiration of the three-year period, the property shall be~~
63 3 ~~assessed for taxation as residential or commercial multifamily~~
63 4 ~~property, whichever is applicable. On or after the effective~~
63 5 ~~date of this division of this Act, the board of supervisors~~

This Division is effective on enactment.

CODE: Extends the preferential property tax treatment timeframes available for platted (subdivided) property that remains without permanent construction. The change is effective assessment year 2012 (FY 2014), but it applies to property subdivided on or after January 1, 2004. The preferential tax treatment allows the property to be taxed at the property value that was in place prior to the subdivision. The preferential tax treatment ends when permanent construction is in place on the individual lot or when the new extended timeframe ends, whichever occurs first. The language forbids, in the case of property impacted by this change, revaluation for assessment years prior to assessment year 2012 and it also forbids refunding of property taxes for prior tax years.

FISCAL IMPACT: This change will reduce property taxes owed on subdivided property that remains without permanent construction. This action will reduce local government property tax revenue and increase State School Aid appropriations, beginning FY 2014. The projected fiscal impact for the State General Fund and for local government property tax revenue are provided below.

State General Fund appropriation increases:

- FY 2014 - \$3,000,000
- FY 2015 - \$3,000,000
- FY 2016 - \$3,000,000
- FY 2017 - \$1,000,000
- FY 2018 - \$700,000

Local government property tax revenue reductions:

- FY 2014 - \$16,400,000
- FY 2015 - \$16,000,000
- FY 2016 - \$16,200,000
- FY 2017 - \$5,300,000
- FY 2018 - \$3,700,000

63 6 of a county may amend an ordinance adopted or otherwise made
63 7 effective under subsection 1 to extend the period of time
63 8 established under subsection 1 to apply the ordinance to a
63 9 period of time not to exceed five years beyond the end of the
63 10 period of time established under subsection 1. An extension
63 11 of an ordinance under this subsection may apply to all or
63 12 a portion of the property that was subject to the original
63 13 ordinance.

63 14 3. A city council may adopt an ordinance affecting
63 15 that portion of the applicable property located within the
63 16 incorporated area of the city, effectuating an extension of
63 17 a county ordinance otherwise eligible to be extended under
63 18 subsection 2 and not previously extended by the board of
63 19 supervisors. An ordinance by a city council providing for
63 20 an extension under this subsection shall be subject to the
63 21 limitations of subsection 2.

63 22 Sec. 155. Section 441.72, Code 2011, is amended to read as
63 23 follows:

63 24 441.72 ASSESSMENT OF PLATTED LOTS.

63 25 1. ~~When~~ Except as provided in subsection 2, when a
63 26 subdivision plat is recorded pursuant to chapter 354, the
63 27 individual lots within the subdivision plat shall not be
63 28 assessed in excess of the total assessment of the land as
63 29 acreage or unimproved property for ~~three~~ five years after the
63 30 recording of the plat or until the lot is actually improved
63 31 with permanent construction, whichever occurs first. When an
63 32 individual lot has been improved with permanent construction,
63 33 the lot shall be assessed for taxation purposes as provided in
63 34 chapter 428 and this chapter.

63 35 2. For subdivision plats recorded pursuant to chapter
64 1 354 on or after January 1, 2004, but before January 1, 2011,
64 2 the individual lots within the subdivision plat shall not
64 3 be assessed in excess of the total assessment of the land
64 4 as acreage or unimproved property for eight years after the
64 5 recording of the plat or until the lot is actually improved
64 6 with permanent construction, whichever occurs first. When an
64 7 individual lot has been improved with permanent construction,
64 8 the lot shall be assessed for taxation purposes as provided in
64 9 chapter 428 and this chapter.

64 10 3. This section does not apply to special assessment levies.

64 11 Sec. 156. IMPLEMENTATION. Nothing in this division of this
64 12 Act shall be construed to require the refund or modification
64 13 of property taxes that are attributable to assessment years
64 14 beginning before January 1, 2012 or the adjustment of property
64 15 assessments for assessment years beginning before January 1,
64 16 2012.

64 17 Sec. 157. EFFECTIVE UPON ENACTMENT AND APPLICABILITY. This
64 18 division of this Act, being deemed of immediate importance,
64 19 takes effect upon enactment and applies to assessment years

64 20 beginning on or after January 1, 2012.

64 21 DIVISION XXIV

64 22 CONDITIONAL EFFECTIVE DATE AND RETROACTIVE APPLICABILITY

64 23 Sec. 158. EFFECTIVE DATE AND RETROACTIVE APPLICABILITY.

64 24 Unless otherwise provided, this Act, if approved by the

64 25 governor on or after July 1, 2011, takes effect upon enactment

64 26 and applies retroactively to July 1, 2011.

If approved by the Governor on or after July 1, 2011, this Act is effective on enactment and retroactive to July 1, 2011.

Senate File 533

General Fund

	Actual FY 2010 (1)	Estimated FY 2011 (2)	Current Law FY 2012 (3)	SF 533 FY 2012 (4)	Total FY 2012 (5)	Current Law FY 2013 (6)	SF 533 FY 2013 (7)	Total FY 2013 (8)
<u>Agriculture and Land Stewardship</u>								
Agriculture and Land Stewardship								
Farmers with Disabilities	\$ 0	\$ 0	\$ 0	\$ 97,000	\$ 97,000	\$ 0	\$ 48,500	\$ 48,500
Total Agriculture and Land Stewardship	\$ 0	\$ 0	\$ 0	\$ 97,000	\$ 97,000	\$ 0	\$ 48,500	\$ 48,500
<u>Cultural Affairs, Dept. of</u>								
Cultural Affairs, Dept. of								
County Endowment Funding - Reduction	\$ 443,300	\$ 443,300	\$ 520,000	\$ -103,298	\$ 416,702	\$ 520,000	\$ -311,649	\$ 208,351
Total Cultural Affairs, Dept. of	\$ 443,300	\$ 443,300	\$ 520,000	\$ -103,298	\$ 416,702	\$ 520,000	\$ -311,649	\$ 208,351
<u>Economic Development, Dept. of</u>								
Economic Development, Dept. of								
Tourism Marketing - Reduction	\$ 862,028	\$ 862,028	\$ 1,104,000	\$ -293,694	\$ 810,306	\$ 1,104,000	\$ -698,847	\$ 405,153
Total Economic Development, Dept. of	\$ 862,028	\$ 862,028	\$ 1,104,000	\$ -293,694	\$ 810,306	\$ 1,104,000	\$ -698,847	\$ 405,153
<u>Education, Dept. of</u>								
Education, Dept. of								
Child Development - Reduction (Adjust) Instructional Support	\$ 11,493,891 0	\$ 11,493,891 0	\$ 12,606,196 14,800,000	\$ -1,877,305 -14,800,000	\$ 10,728,891 0	\$ 12,606,196 14,800,000	\$ -7,241,750 -14,800,000	\$ 5,364,446 0
State Foundation School Aid	2,143,149,162	2,446,109,988	2,655,800,000	0	2,655,800,000	2,670,500,000	0	2,670,500,000
AEA School Aid Reduction	0	0	0	-20,000,000	-20,000,000	0	-10,000,000	-10,000,000
School Aid 2% Allowable Growth	0	0	0	0	0	0	64,200,000	64,200,000
Preschool Reduction (SF 533)	0	0	0	-11,600,000	-11,600,000	0	-11,400,000	-11,400,000
Subtotal	<u>2,143,149,162</u>	<u>2,446,109,988</u>	<u>2,655,800,000</u>	<u>-31,600,000</u>	<u>2,624,200,000</u>	<u>2,670,500,000</u>	<u>42,800,000</u>	<u>2,713,300,000</u>
Nonpublic School Trans - Reduction	7,060,931	7,060,931	9,660,931	-2,600,000	7,060,931	9,660,931	-2,600,000	7,060,931
Sac and Fox Education	0	0	0	100,000	100,000	0	100,000	100,000
Total Education, Dept. of	\$ 2,161,703,984	\$ 2,464,664,810	\$ 2,692,867,127	\$ -50,777,305	\$ 2,642,089,822	\$ 2,707,567,127	\$ 18,258,250	\$ 2,725,825,377
<u>Executive Council</u>								
Executive Council								
Performance Of Duty	\$ -182,771	\$ 1,800,000	\$ 38,712,105	\$ -38,712,105	\$ 0	\$ 39,128,857	\$ -39,128,857	\$ 0
Total Executive Council	\$ -182,771	\$ 1,800,000	\$ 38,712,105	\$ -38,712,105	\$ 0	\$ 39,128,857	\$ -39,128,857	\$ 0

Senate File 533

General Fund

	Actual FY 2010 (1)	Estimated FY 2011 (2)	Current Law FY 2012 (3)	SF 533 FY 2012 (4)	Total FY 2012 (5)	Current Law FY 2013 (6)	SF 533 FY 2013 (7)	Total FY 2013 (8)
<u>Iowa Finance Authority</u>								
Iowa Finance Authority Hills and Dales	\$ 0	\$ 0	\$ 0	\$ 100,000	\$ 100,000	\$ 0	\$ 0	\$ 0
Total Iowa Finance Authority	\$ 0	\$ 0	\$ 0	\$ 100,000	\$ 100,000	\$ 0	\$ 0	\$ 0
<u>Public Health, Dept. of</u>								
Public Health, Dept. of								
Congenital Disorders Registry	\$ 182,044	\$ 182,044	\$ 232,500	\$ -61,379	\$ 171,121	\$ 232,500	\$ -146,940	\$ 85,560
Vision Screening	0	0	0	100,000	100,000	0	0	0
Total Public Health, Dept. of	\$ 182,044	\$ 182,044	\$ 232,500	\$ 38,621	\$ 271,121	\$ 232,500	\$ -146,940	\$ 85,560
<u>Human Services, Dept. of</u>								
Assistance								
Child Abuse Prevention - Reduction	\$ 174,076	\$ 217,772	\$ 232,500	\$ -14,728	\$ 217,772	\$ 232,500	\$ -123,614	\$ 108,886
Total Human Services, Dept. of	\$ 174,076	\$ 217,772	\$ 232,500	\$ -14,728	\$ 217,772	\$ 232,500	\$ -123,614	\$ 108,886
<u>Revenue, Dept. of</u>								
Revenue, Dept. of								
(Adjust) Ag Land Tax Credit - GF	\$ 0	\$ 0	\$ 39,100,000	\$ -6,704,869	\$ 32,395,131	\$ 39,100,000	\$ 0	\$ 39,100,000
(Adjust) Homestead Tax Credit Aid - GF	0	0	135,000,000	-48,811,613	86,188,387	135,000,000	0	135,000,000
Tobacco Reporting - Reduction	19,591	19,591	25,000	-6,584	18,416	25,000	-15,792	9,208
Total Revenue, Dept. of	\$ 19,591	\$ 19,591	\$ 174,125,000	\$ -55,523,066	\$ 118,601,934	\$ 174,125,000	\$ -15,792	\$ 174,109,208
<u>Treasurer of State</u>								
Treasurer of State								
(Adjust) Health Care Trust Fund Transfer	\$ 106,016,400	\$ 106,016,400	\$ 106,016,400	\$ -106,016,400	\$ 0	\$ 106,016,400	\$ -106,016,400	\$ 0
Total Treasurer of State	\$ 106,016,400	\$ 106,016,400	\$ 106,016,400	\$ -106,016,400	\$ 0	\$ 106,016,400	\$ -106,016,400	\$ 0
Total Unassigned Standings	\$ 2,269,218,653	\$ 2,574,205,945	\$ 3,013,809,632	\$ -251,204,975	\$ 2,762,604,657	\$ 3,028,926,384	\$ -128,135,349	\$ 2,900,791,035

NOTE: The appropriations listed on this table represent only those affected by SF 533.

Senate File 533 appropriates a FY 2011 supplemental appropriation of \$3,000,000 from the General Fund to the Department of Cultural Affairs for preservation of the U.S.S. Iowa Battleship.

Senate File 533

Other Fund

	Actual FY 2010 (1)	Estimated FY 2011 (2)	Current Law FY 2012 (3)	SF 533 FY 2012 (4)	Total FY 2012 (5)	Current Law FY 2013 (6)	SF 533 FY 2013 (7)	Total FY 2013 (8)
<u>Executive Council</u>								
Performance of Duty - EEF	\$ 0	\$ 0	\$ 0	\$ 38,712,105	\$ 38,712,105	\$ 0	\$ 39,128,857	\$ 39,128,857
Total Executive Council	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 38,712,105</u>	<u>\$ 38,712,105</u>	<u>\$ 0</u>	<u>\$ 39,128,857</u>	<u>\$ 39,128,857</u>
Total Unassigned Standings	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 38,712,105</u>	<u>\$ 38,712,105</u>	<u>\$ 0</u>	<u>\$ 39,128,857</u>	<u>\$ 39,128,857</u>

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FTE Positions

	Actual FY 2010 (1)	Estimated FY 2011 (2)	Current Law FY 2012 (3)	SF 533 FY 2012 (4)	Total FY 2012 (5)	Current Law FY 2013 (6)	SF 533 FY 2013 (7)	Total FY 2013 (8)
<u>Inspections & Appeals, Dept. of</u>								
Inspections and Appeals, Dept. of								
Investigations Div FTEs (SF 313)	0.00	0.00	0.00	2.00	2.00	0.00	0.00	0.00
Total Inspections & Appeals, Dept. of	0.00	0.00	0.00	2.00	2.00	0.00	0.00	0.00
Total Administration and Regulation	0.00	0.00	0.00	2.00	2.00	0.00	0.00	0.00