

Justice System Appropriations Bill House File 2335

*As amended by H-8323 (Senate amendment)
(Strike everything after the enacting clause)*

Last Action:

Senate Floor

March 21, 2012

An Act relating to appropriations to the justice system, and providing effective dates.

**Fiscal Services Division
Legislative Services Agency**

NOTES ON BILLS AND AMENDMENTS (NOBA)

Available on line at <http://www.legis.iowa.gov/LSAReports/noba.aspx>
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FUNDING SUMMARY

- Appropriates a total of \$529.0 million from the General Fund for FY 2013 to the Departments of Justice, Corrections, Inspections and Appeals, Public Defense, Public Safety, and Human Rights, the Iowa Law Enforcement Academy, Board of Parole, and Civil Rights Commission. This is an increase of \$15.4 million compared to estimated net FY 2012. This Bill also appropriates a total of \$13.5 million from other funds for FY 2013 reflecting no change compared to estimated net FY 2012. Page 1, Line 3

NOTE: Total funding for FY 2013 includes the previously enacted appropriations for FY 2013 and new appropriation amounts in this Amendment.

NEW PROGRAMS, SERVICES, OR ACTIVITIES

- Statewide Interoperable Communications System Board: Adds \$148,000 for Board operations, excluding salaries and contracts. Page 13, Line 25
- Department of Human Rights, Criminal and Juvenile Justice Planning Division: Adds \$80,000 and 1.00 FTE position for criminal and juvenile justice research. Page 14, Line 42

MAJOR INCREASES, DECREASES, OR TRANSFERS OF EXISTING PROGRAMS

- Department of Justice: General Fund increase of \$250,000 compared to estimated net FY 2012 due to: Page 1, Line 7
 - \$150,000 increase for Victim Assistance Grants.
 - \$100,000 increase to Legal Services Poverty Grants.
- Department of Corrections: General Fund increase of \$14.0 million compared to estimated net FY 2012 due to: Page 2, Line 41
 - \$8.6 million increase to maintain critical staffing.
 - \$3.5 million increase to operate additional Community-Based Corrections (CBC) residential facility beds in Waterloo, Sioux City, Davenport and Ottumwa.
 - \$1.9 increase to add 35.8 correctional officers at Anamosa and Clarinda Correctional Facilities.
 - \$250,000 increase for corrections education.
 - \$171,000 decrease to transfer management and funding responsibility for the Habitat for Humanity Program at Fort Madison to Iowa Prison Industries.
 - \$38,000 decrease to reflect the savings associated with the Corrections Central Pharmacy.

- Iowa Law Enforcement Academy: Adds \$100,000 for general operations. Page 8, Line 25
- Board of Parole: Adds \$150,000 to fully fund the costs of two Administrative Law Judges. These positions currently exist and are filled. Page 9, Line 39
- Department of Public Defense, Homeland Security and Emergency Management Division: Adds \$100,000 for statewide flood mitigation. Page 10, Line 34
- Iowa State Patrol: Adds \$500,000 including \$400,000 for four additional Troopers and \$100,000 for fuel. Page 12, Line 27
- Fire Fighter Training: Adds \$70,000 for operations. Page 12, Line 50
- Provides an increase of \$50,000 from the Wireless E911 Emergency Communications Fund for the E911 Program Manager in the Homeland Security and Emergency Management Division of the Department of Public Defense through FY 2013. Page 15, Line 7

STUDIES AND INTENT LANGUAGE

- Requires Victim Assistance funds to be awarded as grants to providers of services for victims of domestic abuse, rape, and sexual assault. Page 1, Line 33
- Requires the Department of Justice to transfer at least \$150,000 from the Victim Compensation Fund to the Victim Assistance Grants Program in FY 2012. Page 1, Line 42
- Requires the DOC to submit a report to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee regarding the plans for the integration of the John Bennett Facility and the Clinical Care Unit into the new maximum security prison, as well as future plans for the current maximum security prison at Fort Madison. Page 3, Line 5
- Requires the DOC to operate the Luster Heights Work Camp at its 88-bed capacity. Page 3, Line 21
- Prohibits the DOC from entering into new contracts in excess of \$100,000 for privatized services during FY 2013, without prior notification of the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and without any prior consultation with any affected employee organization. The DOC is allowed to renew existing contracts without notification. Page 4, Line 49

- Requires each Community-Based Corrections (CBC) District Department, within available funding, to continue programs and plans within each District Department for intensive supervision, sex offender treatment, diversion of low-risk offenders to the least restrictive sanction available, job development, and expanded use of intermediate sanctions. Page 7, Line 46
- Requires each CBC District Department to provide alternatives to prison consistent with Iowa Code chapter 901B. Page 8, Line 4
- Permits the Iowa Law Enforcement Academy (ILEA) to temporarily exceed the amount appropriated and incur a negative cash balance for cash flow purposes, as long as equal receivables are anticipated at the close of the fiscal year. Page 8, Line 44
- Permits the ILEA to annually exchange five vehicles returned to the State Fleet Administrator by the Department of Public Safety. Page 9, Line 1
- Permits the Military Division of the Department of Public Defense to temporarily exceed the amount appropriated and incur a negative cash balance for cash flow purposes. Page 10, Line 18
- Permits the Homeland Security and Emergency Management Division (HSEMD) to temporarily exceed the amount appropriated and incur a negative cash balance for cash flow purposes. Page 10, Line 36
- Requires the HSEMD to work in conjunction with the DPS on the Fusion Program. Page 10, Line 44
- Requires the Department of Public safety to name their current building after Oran Pape and to place a commemorative plaque near the entrance of the building. Page 17, Line 17

SIGNIFICANT CODE CHANGES

- Permits the Office of the Attorney General to be reimbursed up to \$200,000 annually from the Second Injury Fund. This is an increase of \$50,000 compared to current law. Page 15, Line 48
- Extends a requirement that a notice of the availability of mortgage foreclosure counseling and mediation services be provided to individuals facing foreclosure proceedings prior to July 1, 2013. Page 16, Line 50
- Transfers certain duties of the Executive Director of the Board of Parole to the Chairperson of the Board. Repeals the Executive Director position. Page 17, Line 3

EFFECTIVE AND ENACTMENT DATES

- The language moving money for indirect billings from the Gaming Enforcement Fund to the General Fund is effective on enactment.

Page 17, Line 27

H8323 provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
15	20	15	Amend	80.18.u2	
15	33	16	Amend	80.43.1	
15	48	17	Amend	85.67	
16	19	18	Amend	99D.14.2.b	
16	34	19	Amend	99F.10.4.b	
16	50	20	Amend	654.4B.2.b	
17	3	21	Add	804A.4A.7,8,9	
17	15	22	Repeal	904A.4B	

H8323 Senate Amendment to

1 1 Amend House File 2335, as amended, passed, and
1 2 reprinted by the House, as follows:

1 3 1 By striking everything after the enacting clause
1 4 and inserting:
1 5 Section 1. 2011 Iowa Acts, chapter 134, section
1 6 30, is amended to read as follows:

1 7 SEC. 30. DEPARTMENT OF JUSTICE.

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

1 13 a. For the general office of attorney general for
1 14 salaries, support, maintenance, and miscellaneous
1 15 purposes, including the prosecuting attorneys training
1 16 program, matching funds for federal violence against
1 17 women grant programs, victim assistance grants, office
1 18 of drug control policy prosecuting attorney program,
1 19 and odometer fraud enforcement, and for not more than
1 20 the following full-time equivalent positions:

1 21	..... \$	3,896,465
1 22		<u>7,792,930</u>
1 23	..... FTEs	212.00
1 24		<u>214.00</u>

1 25 It is the intent of the general assembly that as
1 26 a condition of receiving the appropriation provided
1 27 in this lettered paragraph, the department of justice
1 28 shall maintain a record of the estimated time incurred
1 29 representing each agency or department.

1 30 b. For victim assistance grants:

1 31	..... \$	1,438,200
1 32		<u>3,026,400</u>

1 33 The funds appropriated in this lettered paragraph
1 34 shall be used to provide grants to care providers
1 35 providing services to crime victims of domestic abuse
1 36 or to crime victims of rape and sexual assault.

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

DETAIL: This is no change in funding and an increase of 2.00 FTE positions compared to the estimated net FY 2012. The Department of Human Services (DHS) will reimburse the costs of the FTE positions (Assistant Attorney General III and a Paralegal) to reduce the child abuse investigations backlog.

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

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

DETAIL: This is an increase of \$150,000 compared to estimated net FY 2012.

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

1 37 The balance of the victim compensation fund
 1 38 established in section 915.94 may be used to provide
 1 39 salary and support of not more than 24 FTEs and
 1 40 to provide maintenance for the victim compensation
 1 41 functions of the department of justice.

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

1 42 The department of justice shall transfer at least
 1 43 \$150,000 from the victim compensation fund established
 1 44 in section 915.94 to the victim assistance grant
 1 45 program.

Requires the Department of Justice to transfer at least \$150,000 from the Victim Compensation Fund to the Victim Assistance Grants Program in FY 2013.

1 46 c. For legal services for persons in poverty grants
 1 47 as provided in section 13.34:
 1 48\$ 907,416
 1 491,914,831

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

DETAIL: This is an increase of \$100,000 compared to estimated net FY 2012.

1 50 2. a. The department of justice, in submitting
 2 1 budget estimates for the fiscal year commencing July
 2 2 1, 2013, pursuant to section 8.23, shall include a
 2 3 report of funding from sources other than amounts
 2 4 appropriated directly from the general fund of the
 2 5 state to the department of justice or to the office of
 2 6 consumer advocate. These funding sources shall include
 2 7 but are not limited to reimbursements from other state
 2 8 agencies, commissions, boards, or similar entities, and
 2 9 reimbursements from special funds or internal accounts
 2 10 within the department of justice. The department of
 2 11 justice shall also report actual reimbursements for the
 2 12 fiscal year commencing July 1, 2011, and actual and
 2 13 expected reimbursements for the fiscal year commencing
 2 14 July 1, 2012.

Requires the Department of Justice to submit a report that specifies the amount of funding from all non-General Fund sources and any revisions that occur as a result of actual reimbursements. The report is to be submitted to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the Legislative Services Agency (LSA) by January 15, 2013.

2 15 b. The department of justice shall include the
 2 16 report required under paragraph "a", as well as
 2 17 information regarding any revisions occurring as a
 2 18 result of reimbursements actually received or expected
 2 19 at a later date, in a report to the co-chairpersons
 2 20 and ranking members of the joint appropriations
 2 21 subcommittee on the justice system and the legislative
 2 22 services agency. The department of justice shall
 2 23 submit the report on or before January 15, 2013.

2 24 Sec. 2. 2011 Iowa Acts, chapter 134, section 31, is
 2 25 amended to read as follows:

2 26 SEC. 31. OFFICE OF CONSUMER ADVOCATE. There is

Department of Commerce Revolving Fund appropriation to the

2 27 appropriated from the department of commerce revolving
 2 28 fund created in section 546.12 to the office of
 2 29 consumer advocate of the department of justice for the
 2 30 fiscal year beginning July 1, 2012, and ending June 30,
 2 31 2013, the following amount, or so much thereof as is
 2 32 necessary, to be used for the purposes designated:
 2 33 For salaries, support, maintenance, miscellaneous
 2 34 purposes, and for not more than the following full-time
 2 35 equivalent positions:
 2 36 \$ 1,568,082
 2 37 3,136,163
 2 38 FTEs 22.00

Department of Justice for the Office of the Consumer Advocate.
 DETAIL: This is a no change compared to estimated net FY 2012.

2 39 Sec. 3. 2011 Iowa Acts, chapter 134, section 32, is
 2 40 amended to read as follows:
 2 41 SEC. 32. DEPARTMENT OF CORRECTIONS — FACILITIES.
 2 42 1. There is appropriated from the general fund of
 2 43 the state to the department of corrections for the
 2 44 fiscal year beginning July 1, 2012, and ending June
 2 45 30, 2013, the following amounts, or so much thereof as
 2 46 is necessary, to be used for the operation of adult
 2 47 correctional institutions, reimbursement of counties
 2 48 for certain confinement costs, and federal prison
 2 49 reimbursement, to be allocated as follows:

2 50 a. For the operation of the Fort Madison
 3 1 correctional facility, including salaries, support,
 3 2 maintenance, and miscellaneous purposes:
 3 3 \$ 20,515,644
 3 4 42,686,899

General Fund appropriation to the Department of Corrections (DOC) for the Fort Madison Correctional Facility.
 DETAIL: This is an increase of \$394,868 compared to estimated net FY 2012 due to:

- An increase of \$566,208 to maintain critical staffing.
- A decrease of \$171,340 and 2.00 FTE positions to transfer funding and management responsibility for the Habitat for Humanity Program to Iowa Prison Industries.

3 5 As a condition of receiving an appropriation under
 3 6 this lettered paragraph the department of corrections
 3 7 shall submit, to the co-chairpersons and ranking
 3 8 members of the joint appropriations subcommittee on
 3 9 the justice system by January 15, 2013, the plans for
 3 10 the integration of the John Bennett facility and the
 3 11 clinical care unit into the new Fort Madison maximum
 3 12 security correctional facility and the future plans for

Requires the DOC to submit a report to the Chairs and Ranking Members of the Justice System Appropriations Subcommittee regarding the plans for the integration of the John Bennett Facility and the Clinical Care Unit into the new maximum security prison, as well as future plans for the current maximum security prison at Fort Madison.

<p>3 13 <u>the use of the current Fort Madison maximum security</u> 3 14 <u>correctional facility after the inmates are transferred</u> 3 15 <u>to the new facility.</u></p>			
<p>3 16 b. For the operation of the Anamosa correctional 3 17 facility, including salaries, support, maintenance, and 3 18 miscellaneous purposes: 3 19 \$ 45,992,987 3 20 <u>33,697,392</u></p>		General Fund appropriation to the DOC for the Anamosa Correctional Facility.	DETAIL: This is an increase of \$1,529,244 compared to estimated net FY 2012 due to:
			<ul style="list-style-type: none"> • An increase of \$592,038 to maintain critical staffing. • An increase of \$937,206 for 18 additional correctional officers.
<p>3 21 <u>It is the intent of the general assembly that the</u> 3 22 <u>department of corrections fully operate the Luster</u> 3 23 <u>Heights facility at the facility's 88-bed capacity.</u></p>		Requires the DOC to operate the Luster Heights Work Camp at its 88-bed capacity.	
<p>3 24 c. For the operation of the Oakdale correctional 3 25 facility, including salaries, support, maintenance, and 3 26 miscellaneous purposes: 3 27 \$ 27,797,213 3 28 <u>57,950,613</u></p>		General Fund appropriation to the Oakdale Correctional Facility.	DETAIL: This is an increase of \$1,360,714 compared to estimated net FY 2012 due to:
			<ul style="list-style-type: none"> • An increase of \$1,237,207 to maintain critical staffing. • An increase of \$123,507 to transfer a pharmacy position from the Clarinda Correctional Facility.
<p>3 29 d. For the operation of the Newton correctional 3 30 facility, including salaries, support, maintenance, and 3 31 miscellaneous purposes: 3 32 \$ 42,979,379 3 33 <u>27,127,290</u></p>		General Fund appropriation to the DOC for the Newton Correctional Facility.	DETAIL: This is an increase of \$525,589 compared to estimated net FY 2012 to maintain critical staffing.
<p>3 34 e. For the operation of the Mt.Pleasant 3 35 correctional facility, including salaries, support, 3 36 maintenance, and miscellaneous purposes: 3 37 \$ 42,958,908 3 38 <u>26,751,707</u></p>		General Fund appropriation to the DOC for the Mount Pleasant Correctional Facility.	DETAIL: This is an increase of \$429,805 compared to estimated net FY 2012 to maintain critical staffing.
<p>3 39 f. For the operation of the Rockwell City 3 40 correctional facility, including salaries, support, 3 41 maintenance, and miscellaneous purposes: 3 42 \$ 4,658,233 3 43 <u>9,758,146</u></p>		General Fund appropriation to the DOC for the Rockwell City Correctional Facility.	DETAIL: This is an increase of \$354,682 compared to estimated net FY 2012 to maintain critical staffing.

3 44 g. For the operation of the Clarinda correctional
 3 45 facility, including salaries, support, maintenance, and
 3 46 miscellaneous purposes:
 3 47 \$ 12,241,178
 3 48 26,357,056

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

 DETAIL: This is an increase of \$1,530,151 compared to estimated net FY 2012 for:

- An increase of \$928,053 for 17.83 additional correctional officers.
- An increase of \$763,963 to maintain critical staffing.
- A decrease of \$123,507 and 1.00 FTE position to transfer a pharmacy position to the Oakdale Correctional Facility
- A decrease of \$38,358 and 0.30 FTE position to reflect the savings associated with Corrections Central Pharmacy.

3 49 Moneys received by the department of corrections as
 3 50 reimbursement for services provided to the Clarinda
 4 1 youth corporation are appropriated to the department
 4 2 and shall be used for the purpose of operating the
 4 3 Clarinda correctional facility.

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

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

4 4 h. For the operation of the Mitchellville
 4 5 correctional facility, including salaries, support,
 4 6 maintenance, and miscellaneous purposes:
 4 7 \$ 7,807,687
 4 8 16,558,690

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

 DETAIL: This is an increase of \$726,351 compared to estimated net FY 2012 to maintain critical staffing.

4 9 i. For the operation of the Fort Dodge correctional
 4 10 facility, including salaries, support, maintenance, and
 4 11 miscellaneous purposes:
 4 12 \$ 14,531,118
 4 13 30,062,193

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

 DETAIL: This is an increase of \$802,997 compared to estimated net FY 2012 to maintain critical staffing.

4 14 j. For reimbursement of counties for temporary
 4 15 confinement of work release and parole violators, as
 4 16 provided in sections 901.7, 904.908, and 906.17, and
 4 17 for offenders confined pursuant to section 904.513:
 4 18 \$ 387,546
 4 19 1,075,092

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

 DETAIL: This is no change compared to estimated net FY 2012.

4 20 k. For federal prison reimbursement, reimbursements

General Fund appropriation to the DOC to reimburse the federal

4 21 for out-of-state placements, and miscellaneous
 4 22 contracts:
 4 23 \$ 119,706
 4 24 484,411

Bureau of Prisons for confining Iowa inmates and to pay miscellaneous contracts.

 DETAIL: This is no change compared to estimated net FY 2012.

4 25 ~~1. For three correctional officer full time~~
 4 26 ~~equivalent positions that are to be assigned to~~
 4 27 ~~a correctional institution by the director of the~~
 4 28 ~~department of corrections:~~
 4 29 \$ 78,584

Corrective amendment. The FY 2012 General Fund appropriation to the DOC funded three new correctional officer positions, to be assigned by the Director.

 DETAIL: The Director has assigned the positions to the Clarinda Correctional Facility. The funding is now included in the Clarinda Correctional Facility's appropriation.

4 30 2. The department of corrections shall use moneys
 4 31 appropriated in subsection 1 to continue to contract
 4 32 for the services of a Muslim imam and a Native American
 4 33 spiritual leader.

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

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

4 34 Sec. 4. 2011 Iowa Acts, chapter 134, section 33, is
 4 35 amended to read as follows:

4 36 SEC. 33. DEPARTMENT OF CORRECTIONS —
 4 37 ADMINISTRATION. There is appropriated from the general
 4 38 fund of the state to the department of corrections for
 4 39 the fiscal year beginning July 1, 2012, and ending June
 4 40 30, 2013, the following amounts, or so much thereof as
 4 41 is necessary, to be used for the purposes designated:

4 42 1. For general administration, including salaries,
 4 43 support, maintenance, employment of an education
 4 44 director to administer a centralized education
 4 45 program for the correctional system, and miscellaneous
 4 46 purposes:
 4 47 \$ 2,417,774
 4 48 5,181,582

General Fund appropriation to the DOC for the Central Office.

 DETAIL: This is no change compared to estimated net FY 2012.

4 49 Ob. It is the intent of the general assembly
 4 50 that as a condition of receiving the appropriation
 5 1 provided in this lettered paragraph the department of
 5 2 corrections shall not, except as otherwise provided
 5 3 in paragraph "c", enter into a new contract, unless
 5 4 the contract is a renewal of an existing contract,
 5 5 for the expenditure of moneys in excess of \$100,000
 5 6 during the fiscal year beginning July 1, 2012, for the

Prohibits the DOC from entering into new contracts in excess of \$100,000 for privatized services during FY 2013, without prior notification of the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and without any prior consultation with any affected employee organization. The DOC is allowed to renew existing contracts without notification.

5 7 privatization of services performed by the department
 5 8 using state employees as of July 1, 2012, or for the
 5 9 privatization of new services by the department without
 5 10 prior consultation with any applicable state employee
 5 11 organization affected by the proposed new contract and
 5 12 prior notification of the co-chairpersons and ranking
 5 13 members of the joint appropriations subcommittee on the
 5 14 justice system.

5 15 b. It is the intent of the general assembly
 5 16 that each lease negotiated by the department of
 5 17 corrections with a private corporation for the purpose
 5 18 of providing private industry employment of inmates in
 5 19 a correctional institution shall prohibit the private
 5 20 corporation from utilizing inmate labor for partisan
 5 21 political purposes for any person seeking election to
 5 22 public office in this state and that a violation of
 5 23 this requirement shall result in a termination of the
 5 24 lease agreement.

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

5 25 c. It is the intent of the general assembly that as
 5 26 a condition of receiving the appropriation provided in
 5 27 this subsection the department of corrections shall not
 5 28 enter into a lease or contractual agreement pursuant to
 5 29 section 904.809 with a private corporation for the use
 5 30 of building space for the purpose of providing inmate
 5 31 employment without providing that the terms of the
 5 32 lease or contract establish safeguards to restrict, to
 5 33 the greatest extent feasible, access by inmates working
 5 34 for the private corporation to personal identifying
 5 35 information of citizens.

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

5 36 2. For educational programs for inmates at state
 5 37 penal institutions:
 5 38 \$ 1,154,055
 5 39 2,558,109

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

DETAIL: This is an increase of \$250,000 compared to estimated net FY 2012.

5 40 b. It is the intent of the general assembly that
 5 41 moneys appropriated in this subsection shall be used
 5 42 solely for the purpose indicated and that the moneys
 5 43 shall not be transferred for any other purpose. In
 5 44 addition, it is the intent of the general assembly
 5 45 that the department shall consult with the community
 5 46 colleges in the areas in which the institutions
 5 47 are located to utilize moneys appropriated in this

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

5 48 subsection to fund the high school completion, high
 5 49 school equivalency diploma, adult literacy, and adult
 5 50 basic education programs in a manner so as to maintain
 6 1 these programs at the institutions.

6 2 c. To maximize the funding for educational
 6 3 programs, the department shall establish guidelines
 6 4 and procedures to prioritize the availability of
 6 5 educational and vocational training for inmates based
 6 6 upon the goal of facilitating an inmate's successful
 6 7 release from the correctional institution.

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

6 8 d. The director of the department of corrections
 6 9 may transfer moneys from Iowa prison industries and the
 6 10 canteen operating funds established pursuant to section
 6 11 904.310, for use in educational programs for inmates.

Permits the DOC to transfer funds from the Iowa Prison Industries Revolving Fund and Institutions' Canteen Funds for educational programs for inmates.

6 12 e. Notwithstanding section 8.33, moneys
 6 13 appropriated in this subsection that remain unobligated
 6 14 or unexpended at the close of the fiscal year shall not
 6 15 revert but shall remain available to be used only for
 6 16 the purposes designated in this subsection until the
 6 17 close of the succeeding fiscal year.

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

6 18 3. For the development of the Iowa corrections
 6 19 offender network (ICON) data system:
 6 20 \$ 212,182
 6 21 424,364

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

DETAIL: This is no change compared to estimated net FY 2012.

6 22 4. For offender mental health and substance abuse
 6 23 treatment:
 6 24 \$ 11,160
 6 25 22,319

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

DETAIL: This is no change compared to estimated net FY 2012.

6 26 5. For viral hepatitis prevention and treatment:
 6 27 \$ 83,944
 6 28 167,881

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

DETAIL: This is no change compared to estimated net FY 2012.

6 29 6. It is the intent of the general assembly that
 6 30 for the fiscal year addressed by this section the
 6 31 department of corrections shall continue to operate the
 6 32 correctional farms under the control of the department
 6 33 at the same or greater level of participation and
 6 34 involvement as existed as of January 1, 2011; shall not

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

6 35 enter into any rental agreement or contract concerning
 6 36 any farmland under the control of the department that
 6 37 is not subject to a rental agreement or contract as of
 6 38 January 1, 2011, without prior legislative approval;
 6 39 and shall further attempt to provide job opportunities
 6 40 at the farms for inmates. The department shall attempt
 6 41 to provide job opportunities at the farms for inmates
 6 42 by encouraging labor-intensive farming or gardening
 6 43 where appropriate; using inmates to grow produce
 6 44 and meat for institutional consumption; researching
 6 45 the possibility of instituting food canning and
 6 46 cook-and-chill operations; and exploring opportunities
 6 47 for organic farming and gardening, livestock ventures,
 6 48 horticulture, and specialized crops.

6 49 ~~7. The department of corrections shall solicit~~
 6 50 ~~requests for information to improve efficiencies at the~~
 7 1 ~~pharmacy under the control of the department.~~

Eliminates the requirement that the DOC solicit Requests For Information (RFI) to improve efficiencies in its pharmacy operation. The requirement remains in place for FY 2012.

7 2 Sec. 5. 2011 Iowa Acts, chapter 134, section 34, is
 7 3 amended to read as follows:

7 4 SEC. 34. JUDICIAL DISTRICT DEPARTMENTS OF
 7 5 CORRECTIONAL SERVICES.

7 6 1. There is appropriated from the general fund of
 7 7 the state to the department of corrections for the
 7 8 fiscal year beginning July 1, 2012, and ending June
 7 9 30, 2013, for salaries, support, maintenance, and
 7 10 miscellaneous purposes, the following amounts, or
 7 11 so much thereof as is necessary, to be allocated as
 7 12 follows:

7 13 a. For the first judicial district department of
 7 14 correctional services:

7 15	.....	\$	6,102,474
7 16			<u>14,301,004</u>

General Fund appropriation to the DOC for the First Community-Based Corrections (CBC) District Department.

DETAIL: This is an increase of \$1,642,916 compared to estimated net FY 2012 due to:

- An increase of \$1,342,241 to fully fund the operating costs of a new women's residential facility in Waterloo.
- An increase of \$300,675 to maintain critical staffing.

7 17 b. For the second judicial district department of

General Fund appropriation to the DOC for the Second CBC District

7 18	correctional services:		Department.
7 19	.....	\$ 5,168,474	
7 20		<u>11,001,278</u>	DETAIL: This is an increase of \$533,477 compared to estimated net FY 2012 to maintain critical staffing.
7 21	c. For the third judicial district department of		General Fund appropriation to the DOC for the Third CBC District
7 22	correctional services:		Department.
7 23	.....	\$ 2,799,883	
7 24		<u>7,245,713</u>	DETAIL: This is an increase of \$1,293,332 compared to estimated net FY 2012 due to:
			<ul style="list-style-type: none"> • An increase of \$1,007,258 to fully fund the operating costs of 42 new residential beds in Sioux City. • An increase of \$286,074 to maintain critical staffing.
7 25	d. For the fourth judicial district department of		General Fund appropriation to the DOC for the Fourth CBC District
7 26	correctional services:		Department.
7 27	.....	\$ 2,695,678	
7 28		<u>5,520,807</u>	DETAIL: This is an increase of \$103,954 compared to estimated net FY 2012 to maintain critical staffing.
7 29	e. For the fifth judicial district department of		General Fund appropriation to the DOC for the Fifth CBC District
7 30	correctional services, including funding for electronic		Department.
7 31	monitoring devices for use on a statewide basis:		
7 32	.....	\$ 9,371,065	
7 33		<u>19,530,766</u>	DETAIL: This is an increase of \$633,299 compared to estimated net FY 2012 to maintain critical staffing.
7 34	f. For the sixth judicial district department of		General Fund appropriation to the DOC for the Sixth CBC District
7 35	correctional services:		Department.
7 36	.....	\$ 6,556,282	
7 37		<u>14,095,408</u>	DETAIL: This is an increase of \$382,902 compared to estimated net FY 2012 to maintain critical staffing.
7 38	g. For the seventh judicial district department of		General Fund appropriation to the DOC for the Seventh CBC District
7 39	correctional services:		Department.
7 40	.....	\$ 3,246,407	
7 41		<u>7,673,973</u>	DETAIL: This is an increase of \$957,385 compared to estimated net FY 2012 due to:
			<ul style="list-style-type: none"> • An increase of \$778,339 to fully fund the operating costs of 40 new residential beds in Davenport. • An increase of \$179,046 to maintain critical staffing.

7 42 h. For the eighth judicial district department of
 7 43 correctional services:
 7 44\$ 3,439,858
 7 45\$ 7,914,828

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

DETAIL: This is an increase of \$542,409 compared to estimated net FY 2012 due to:

- An increase of \$395,893 to provide six months of operating costs for 25 new residential beds in Ottumwa.
- An increase of \$146,516 to maintain critical staffing.

7 46 2. Each judicial district department of
 7 47 correctional services, within the funding available,
 7 48 shall continue programs and plans established within
 7 49 that district to provide for intensive supervision, sex
 7 50 offender treatment, diversion of low-risk offenders
 8 1 to the least restrictive sanction available, job
 8 2 development, and expanded use of intermediate criminal
 8 3 sanctions.

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

8 4 3. Each judicial district department of
 8 5 correctional services shall provide alternatives to
 8 6 prison consistent with chapter 901B. The alternatives
 8 7 to prison shall ensure public safety while providing
 8 8 maximum rehabilitation to the offender. A judicial
 8 9 district department of correctional services may also
 8 10 establish a day program.

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

8 11 4. The governor's office of drug control policy
 8 12 or any succeeding entity of the governor's office of
 8 13 drug control policy shall consider federal grants made
 8 14 to the department of corrections for the benefit of
 8 15 each of the eight judicial district departments of
 8 16 correctional services as local government grants, as
 8 17 defined pursuant to federal regulations.

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

8 18 5. The department of corrections shall continue
 8 19 to contract with a judicial district department
 8 20 of correctional services to provide for the rental
 8 21 of electronic monitoring equipment which shall be
 8 22 available statewide.

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

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

8 23 Sec. 6. 2011 Iowa Acts, chapter 134, section 39, is
 8 24 amended to read as follows:

8 25 SEC. 39. IOWA LAW ENFORCEMENT ACADEMY.
 8 26 1. There is appropriated from the general fund of

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

8 27 the state to the Iowa law enforcement academy for the
 8 28 fiscal year beginning July 1, 2012, and ending June 30,
 8 29 2013, the following amount, or so much thereof as is
 8 30 necessary, to be used for the purposes designated:
 8 31 For salaries, support, maintenance, miscellaneous
 8 32 purposes, including jailer training and technical
 8 33 assistance, and for not more than the following
 8 34 full-time equivalent positions:

8 35	..... \$	434,349
8 36		<u>968,698</u>
8 37	..... FTEs	24.55
8 38		<u>25.50</u>

DETAIL: This is an increase of \$100,000 and no change in FTE positions compared to estimated net FY 2012.

8 39 It is the intent of the general assembly that the
 8 40 Iowa law enforcement academy may provide training of
 8 41 state and local law enforcement personnel concerning
 8 42 the recognition of and response to persons with
 8 43 Alzheimer's disease.

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

8 44 The Iowa law enforcement academy may temporarily
 8 45 exceed and draw more than the amount appropriated in
 8 46 this subsection and incur a negative cash balance as
 8 47 long as there are receivables equal to or greater than
 8 48 the negative balance and the amount appropriated in
 8 49 this subsection is not exceeded at the close of the
 8 50 fiscal year.

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

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

9 1 2. The Iowa law enforcement academy may select
 9 2 at least five automobiles of the department of public
 9 3 safety, division of state patrol, prior to turning over
 9 4 the automobiles to the department of administrative
 9 5 services to be disposed of by public auction, and
 9 6 the Iowa law enforcement academy may exchange any
 9 7 automobile owned by the academy for each automobile
 9 8 selected if the selected automobile is used in training
 9 9 law enforcement officers at the academy. However,
 9 10 any automobile exchanged by the academy shall be
 9 11 substituted for the selected vehicle of the department
 9 12 of public safety and sold by public auction with the
 9 13 receipts being deposited in the depreciation fund to
 9 14 the credit of the department of public safety, division
 9 15 of state patrol.

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

9 16 Sec. 7. 2011 Iowa Acts, chapter 134, section 40, is
 9 17 amended to read as follows:

9 18 SEC. 40. STATE PUBLIC DEFENDER. There is
 9 19 appropriated from the general fund of the state to the
 9 20 office of the state public defender of the department
 9 21 of inspections and appeals for the fiscal year
 9 22 beginning July 1, 2012, and ending June 30, 2013, the
 9 23 following amounts, or so much thereof as is necessary,
 9 24 to be allocated as follows for the purposes designated:

9 25 1. For salaries, support, maintenance,
 9 26 miscellaneous purposes, and for not more than the
 9 27 following full-time equivalent positions:
 9 28 \$ 12,541,591
 9 29 25,862,182
 9 30 FTEs 219.00

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

DETAIL: This is an increase of \$779,000 and no change in FTE positions compared to the estimated net FY 2012 appropriation to reflect a transfer from the Indigent Defense appropriation. The increase permits the Office to maintain existing staff.

9 31 2. For ~~the fees of court-appointed attorneys for~~
 9 32 ~~indigent payments on behalf of eligible adults and~~
 9 33 ~~juveniles from the indigent defense fund~~, in accordance
 9 34 with section ~~232.141 and chapter 815~~ 815.11:
 9 35 \$ 15,340,464
 9 36 29,901,929

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

DETAIL: This is a decrease of \$779,000 compared to the estimated net FY 2012 appropriation to transfer funds to the State Public Defender's Office.

9 37 Sec. 8. 2011 Iowa Acts, chapter 134, section 41, is
 9 38 amended to read as follows:

9 39 SEC. 41. BOARD OF PAROLE. There is appropriated
 9 40 from the general fund of the state to the board of
 9 41 parole for the fiscal year beginning July 1, 2012, and
 9 42 ending June 30, 2013, the following amount, or so much
 9 43 thereof as is necessary, to be used for the purposes
 9 44 designated:

General Fund appropriation to the Board of Parole.

DETAIL: This is an increase of \$150,000 and an increase of 2.00 FTE positions compared to estimated net FY 2012 to reflect current staffing. The increase fully funds two Administrative Law Judges (ALJs). These positions currently exist and are filled.

9 45 For salaries, support, maintenance, miscellaneous
 9 46 purposes, and for not more than the following full-time
 9 47 equivalent positions:
 9 48 \$ 526,918
 9 49 1,203,835
 9 50 FTEs 42.50
 10 1 13.00

10 2 Sec. 9. 2011 Iowa Acts, chapter 134, section 42, is
 10 3 amended to read as follows:

10 4 SEC. 42. DEPARTMENT OF PUBLIC DEFENSE. There is
 10 5 appropriated from the general fund of the state to
 10 6 the department of public defense for the fiscal year
 10 7 beginning July 1, 2012, and ending June 30, 2013, the
 10 8 following amounts, or so much thereof as is necessary,
 10 9 to be used for the purposes designated:

10 10	1. MILITARY DIVISION		
10 11	For salaries, support, maintenance, miscellaneous		
10 12	purposes, and for not more than the following full-time		
10 13	equivalent positions:		
10 14	.....	\$	2,763,524
10 15			<u>5,527,042</u>
10 16	.....	FTEs	313.00
10 17			<u>296.00</u>

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

DETAIL: This is no change in funding and a decrease of 13.21 FTE positions compared to estimated net FY 2012. The decrease in FTE positions reflects projected staffing level for FY 2013.

10 18 The military division may temporarily exceed
 10 19 and draw more than the amount appropriated in this
 10 20 subsection and incur a negative cash balance as long
 10 21 as there are receivables of federal funds equal to
 10 22 or greater than the negative balance and the amount
 10 23 appropriated in this subsection is not exceeded at the
 10 24 close of the fiscal year.

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

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

10 25	2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT		
10 26	DIVISION		
10 27	For salaries, support, maintenance, miscellaneous		
10 28	purposes, and for not more than the following full-time		
10 29	equivalent positions:		
10 30	.....	\$	918,439
10 31			<u>1,836,877</u>
10 32	.....	FTEs	40.00
10 33			<u>35.34</u>

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

DETAIL: This is no change compared to estimated net FY 2012.

10 34	<u>For statewide flood mitigation:</u>		
10 35	.....	\$	100,000

This is a new appropriation of \$100,000 to the Homeland Security and Emergency Management Division for statewide flood mitigation.

10 36 a. The homeland security and emergency management
 10 37 division may temporarily exceed and draw more than
 10 38 the ~~amount~~ amounts appropriated in this subsection

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

10 39 and incur a negative cash balance as long as there
 10 40 are receivables of federal funds equal to or greater
 10 41 than the negative balance and the ~~amount~~ amounts
 10 42 appropriated in this subsection ~~is~~ are not exceeded at
 10 43 the close of the fiscal year.

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

10 44 b. It is the intent of the general assembly that
 10 45 the homeland security and emergency management division
 10 46 work in conjunction with the department of public
 10 47 safety, to the extent possible, when gathering and
 10 48 analyzing information related to potential domestic
 10 49 or foreign security threats, and when monitoring such
 10 50 threats.

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

11 1 Sec. 10. 2011 Iowa Acts, chapter 134, section 43,
 11 2 is amended to read as follows:

11 3 SEC. 43. DEPARTMENT OF PUBLIC SAFETY. There is
 11 4 appropriated from the general fund of the state to
 11 5 the department of public safety for the fiscal year
 11 6 beginning July 1, 2012, and ending June 30, 2013, the
 11 7 following amounts, or so much thereof as is necessary,
 11 8 to be used for the purposes designated:

11 9 1. For the department's administrative functions,
 11 10 including the criminal justice information system, and
 11 11 for not more than the following full-time equivalent
 11 12 positions:
 11 13 \$ 2,003,538
 11 14 4,007,075
 11 15 FTEs 36.00

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

DETAIL: This is no change compared to estimated net FY 2012.

11 16 2. For the division of criminal investigation,
 11 17 including the state's contribution to the peace
 11 18 officers' retirement, accident, and disability system
 11 19 provided in chapter 97A in the amount of the state's
 11 20 normal contribution rate, as defined in section
 11 21 97A.8, multiplied by the salaries for which the
 11 22 funds are appropriated, to meet federal fund matching

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

DETAIL: This is no change compared to estimated net FY 2012.

11 23	requirements, and for not more than the following		
11 24	full-time equivalent positions:		
11 25	.....	\$	6,266,966
11 26			<u>12,533,931</u>
11 27	.....	FTEs	459.10
11 28			<u>154.60</u>

11 29 The department shall employ one additional special
 11 30 agent and one additional criminalist for the purpose
 11 31 of investigating cold cases. Prior to employing the
 11 32 additional special agent and criminalist authorized
 11 33 in this paragraph, the department shall provide a
 11 34 written statement to prospective employees that states
 11 35 to the effect that the positions are being funded by
 11 36 a temporary federal grant and there are no assurances
 11 37 that funds from other sources will be available after
 11 38 the federal funding expires. If the federal funding
 11 39 for the additional positions expires during the fiscal
 11 40 year, the number of full-time equivalent positions
 11 41 authorized in this subsection is reduced by 2.00 FTEs.

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

11 42	3. For the criminalistics laboratory fund created		
11 43	in section 691.9:		
11 44	.....	\$	451,173
11 45			<u>302,345</u>

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

DETAIL: This is no change compared to estimated net FY 2012.

11 46	4. a. For the division of narcotics enforcement,		
11 47	including the state's contribution to the peace		
11 48	officers' retirement, accident, and disability system		
11 49	provided in chapter 97A in the amount of the state's		
11 50	normal contribution rate, as defined in section		
12 1	97A.8, multiplied by the salaries for which the		
12 2	funds are appropriated, to meet federal fund matching		
12 3	requirements, and for not more than the following		
12 4	full-time equivalent positions:		
12 5	.....	\$	3,214,942
12 6			<u>6,429,884</u>
12 7	.....	FTEs	74.00
12 8			<u>68.00</u>

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

DETAIL: This is no change compared to estimated net FY 2012.

12 9	b. For the division of narcotics enforcement for		
12 10	undercover purchases:		
12 11	.....	\$	54,524
12 12			<u>109,042</u>

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

DETAIL: This is no change compared to estimated net FY 2012.

12 13 5. For the division of state fire marshal, for fire
 12 14 protection services as provided through the state fire
 12 15 service and emergency response council as created in
 12 16 the department, and for the state's contribution to the
 12 17 peace officers' retirement, accident, and disability
 12 18 system provided in chapter 97A in the amount of the
 12 19 state's normal contribution rate, as defined in section
 12 20 97A.8, multiplied by the salaries for which the funds
 12 21 are appropriated, and for not more than the following
 12 22 full-time equivalent positions:

12 23	.....	\$	<u>2,149,354</u>
12 24			<u>4,298,707</u>
12 25	.....	FTEs	<u>55.00</u>
12 26			<u>54.00</u>

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

DETAIL: This is no change compared to estimated net FY 2012.

12 27 6. For the division of state patrol, for salaries,
 12 28 support, maintenance, workers' compensation costs,
 12 29 and miscellaneous purposes, including the state's
 12 30 contribution to the peace officers' retirement,
 12 31 accident, and disability system provided in chapter 97A
 12 32 in the amount of the state's normal contribution rate,
 12 33 as defined in section 97A.8, multiplied by the salaries
 12 34 for which the funds are appropriated, and for not more
 12 35 than the following full-time equivalent positions:

12 36	.....	\$	<u>25,951,617</u>
12 37			<u>52,403,233</u>
12 38	.....	FTEs	<u>513.00</u>
12 39			<u>502.00</u>

General Fund appropriation to the Iowa State Patrol.

DETAIL: This is an increase of \$500,000 and 3.95 FTE positions compared to estimated net FY 2012. The increase includes \$400,000 for four additional Troopers and \$100,000 for fuel.

12 40 It is the intent of the general assembly that
 12 41 members of the state patrol be assigned to patrol
 12 42 the highways and roads in lieu of assignments for
 12 43 inspecting school buses for the school districts.

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

12 44 7. For deposit in the sick leave benefits fund
 12 45 established under section 80.42 for all departmental
 12 46 employees eligible to receive benefits for accrued sick
 12 47 leave under the collective bargaining agreement:

12 48	.....	\$	<u>139,759</u>
12 49			<u>279,517</u>

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

DETAIL: This is no change compared to estimated net FY 2012.

12 50 8. For costs associated with the training and
 13 1 equipment needs of volunteer fire fighters:

13 2	.....	\$	<u>362,760</u>
13 3			<u>795,520</u>

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

DETAIL: This is an increase of \$70,000 compared to estimated net FY 2012.

13 4 a. Notwithstanding section 8.33, moneys
 13 5 appropriated in this subsection that remain
 13 6 unencumbered or unobligated at the close of the fiscal
 13 7 year shall not revert but shall remain available for
 13 8 expenditure only for the purpose designated in this
 13 9 subsection until the close of the succeeding fiscal
 13 10 year.

Requires nonreversion of appropriated funds for fire fighter training and equipment needs. Appropriated funds may remain available through the end of FY 2014.

13 11 b. Notwithstanding section 8.39, within the
 13 12 moneys appropriated in this section, the department
 13 13 of public safety may reallocate moneys as necessary
 13 14 to best fulfill the needs provided for in the
 13 15 appropriation. However, the department shall not
 13 16 reallocate an appropriation made to the department
 13 17 in this section unless notice of the reallocation
 13 18 is given to the legislative services agency and
 13 19 the department of management prior to the effective
 13 20 date of the reallocation. The notice shall include
 13 21 information regarding the rationale for reallocating
 13 22 the appropriation. The department shall not reallocate
 13 23 an appropriation made in this section for the purpose
 13 24 of eliminating any program.

Permits funds appropriated to the DPS to be allocated as necessary to fulfill appropriation needs within the Department. The Department is not allowed to reallocate an appropriation unless notice is given to the Legislative Services Agency and the Department of Management (DOM) prior to the effective date of the reallocation. The Department is not allowed to reallocate the appropriations for the purpose of eliminating a program.

13 25 9. For costs associated with the training and
 13 26 operation of the statewide interoperable communications
 13 27 system board excluding salaries and contracts:
 13 28 \$ 148,000

General Fund appropriation for the Statewide Interoperable Communications System Board.

DETAIL: This is new funding to be used for operations, excluding salaries or contracts. The current funding for the Board is through federal grants that are expiring.

13 29 Sec. 11. 2011 Iowa Acts, chapter 134, section 44,
 13 30 is amended to read as follows:

13 31 SEC. 44. GAMING ENFORCEMENT.
 13 32 1. There is appropriated from the gaming
 13 33 enforcement revolving fund created in section 80.43 to
 13 34 the department of public safety for the fiscal year
 13 35 beginning July 1, 2012, and ending June 30, 2013, the
 13 36 following amount, or so much thereof as is necessary,
 13 37 to be used for the purposes designated:
 13 38 For any direct ~~and indirect~~ support costs for
 13 39 agents and officers of the division of criminal
 13 40 investigation's excursion gambling boat, gambling
 13 41 structure, and racetrack enclosure enforcement
 13 42 activities, including salaries, support, maintenance,

Gaming Enforcement Revolving Fund appropriation to the DPS for direct support costs for DCI agents and officers for gaming enforcement.

DETAIL: This is no change in funding and an increase of 8.00 FTE positions compared to estimated net FY 2012.

13 43	miscellaneous purposes, and for not more than the		
13 44	following full-time equivalent positions:		
13 45	.....	\$	4,918,153
13 46			<u>10,335,709</u>
13 47	.....	FTEs	420.00
13 48			<u>115.00</u>

13 49 2. For each additional license to conduct gambling
 13 50 games on an excursion gambling boat, gambling
 14 1 structure, or racetrack enclosure issued during
 14 2 the fiscal year beginning July 1, 2012, there is
 14 3 appropriated from the gaming enforcement fund to
 14 4 the department of public safety for the fiscal year
 14 5 beginning July 1, 2012, and ending June 30, 2013, an
 14 6 additional amount of not more than \$521,000 to be used
 14 7 for not more than 6.00 additional full-time equivalent
 14 8 positions.

If an additional gambling license is granted in FY 2013, an additional \$521,000 and 6.00 FTE positions may be expended from the Gaming Enforcement Fund.

14 9 3. The department of public safety, with the
 14 10 approval of the department of management, may employ
 14 11 no more than two special agents and four gaming
 14 12 enforcement officers for each additional riverboat
 14 13 or gambling structure regulated after July 1, 2012,
 14 14 and one special agent for each racing facility which
 14 15 becomes operational during the fiscal year which
 14 16 begins July 1, 2012. One additional gaming enforcement
 14 17 officer, up to a total of four per riverboat or
 14 18 gambling structure, may be employed for each riverboat
 14 19 or gambling structure that has extended operations to
 14 20 24 hours and has not previously operated with a 24-hour
 14 21 schedule. Positions authorized in this subsection
 14 22 are in addition to the full-time equivalent positions
 14 23 otherwise authorized in this section.

Permits the DPS to employ a maximum of two special agents and four gaming enforcement officers if approved by the DOM for new riverboats licensed after July 1, 2012, and for riverboats that have extended operations to 24 hours. Also, permits the employment of one special agent for each racing facility that becomes operational during FY 2013.

14 24 Sec. 12. 2011 Iowa Acts, chapter 134, section 45,
 14 25 is amended to read as follows:

14 26 SEC. 45. CIVIL RIGHTS COMMISSION. There is
 14 27 appropriated from the general fund of the state to the
 14 28 Iowa state civil rights commission for the fiscal year
 14 29 beginning July 1, 2012, and ending June 30, 2013, the
 14 30 following amount, or so much thereof as is necessary,
 14 31 to be used for the purposes designated:

General Fund appropriation to the Civil Rights Commission.

14 32 For salaries, support, maintenance, miscellaneous
 14 33 purposes, and for not more than the following full-time
 14 34 equivalent positions:

DETAIL: This is no change compared to estimated net FY 2012.

14 35	\$	648,535
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14 36		<u>1,297,069</u>
14 37 FTEs	28.00

14 38 The Iowa state civil rights commission may enter
 14 39 into a contract with a nonprofit organization to
 14 40 provide legal assistance to resolve civil rights
 14 41 complaints.

Permits the Iowa Civil Rights Commission to contract with a nonprofit organization to resolve civil rights complaints.

14 42 Sec. 13. 2011 Iowa Acts, chapter 134, is amended by
 14 43 adding the following new section:
 14 44 new section SEC. 45A. DIVISION OF CRIMINAL AND
 14 45 JUVENILE JUSTICE PLANNING — APPROPRIATION. There is
 14 46 appropriated from the general fund of the state to the
 14 47 division of criminal and juvenile justice planning of
 14 48 the department of human rights for the fiscal year
 14 49 beginning July 1, 2012, and ending June 30, 2013, the
 14 50 following amount, or so much thereof as is necessary,
 15 1 to be used for the purposes designated:
 15 2 For criminal and juvenile justice research:
 15 3 \$ 80,000
 15 4 FTEs 1.00

General Fund appropriation to the Department of Human Rights, Criminal and Juvenile Justice Planning Division.

DETAIL: Adds \$80,000 and 1.00 FTE position for criminal and juvenile justice research. This appropriation is in addition to the appropriations the Department of Human Rights receives in the Administration and Regulation Appropriations Bill.

15 5 Sec. 14. 2011 Iowa Acts, chapter 134, section 46,
 15 6 is amended to read as follows:

15 7 SEC. 46. HOMELAND SECURITY AND EMERGENCY MANAGEMENT
 15 8 DIVISION. There is appropriated from the wireless
 15 9 E911 emergency communications fund created in section
 15 10 34A.7A to the administrator of the homeland security
 15 11 and emergency management division of the department of
 15 12 public defense for the fiscal year beginning July 1,
 15 13 2012, and ending June 30, 2013, an amount not exceeding
 15 14 ~~\$200,000~~ \$250,000 to be used for implementation,
 15 15 support, and maintenance of the functions of the
 15 16 administrator and program manager under chapter 34A and
 15 17 to employ the auditor of the state to perform an annual
 15 18 audit of the wireless E911 emergency communications
 15 19 fund.

Permits continued funding from the Wireless E911 Emergency Communications Fund for the E911 Program Manager in the Homeland Security and Emergency Management Division of the Department of Public Defense through FY 2013.

DETAIL: The Division receives up to \$250,000 and 2.00 FTE positions for the administration of the wireless E911 service and to employ the State Auditor to perform an annual audit on the Fund. This is an increase of \$50,000 compared to estimated net FY 2012.

15 20 Sec. 15. Section 80.18, unnumbered paragraph 2,
 15 21 Code 2011, is amended to read as follows:
 15 22 The department may expend moneys from the support

Increases the amount reimbursed to employees of the DPS by \$50.00, for replacement or repair of personal items damaged or destroyed in the course of employment.

15 23 allocation of the department as reimbursement for
 15 24 replacement or repair of personal items of the
 15 25 department's peace officers or employees damaged or
 15 26 destroyed during a peace officer's or employee's course
 15 27 of employment. However, the reimbursement shall not
 15 28 exceed the greater of ~~one hundred fifty~~ two hundred
 15 29 dollars or the amount agreed to under the collective
 15 30 bargaining agreement for each item. The department
 15 31 shall adopt rules in accordance with chapter 17A to
 15 32 administer this paragraph.

15 33 Sec. 16. Section 80.43, subsection 1, Code 2011, is
 15 34 amended to read as follows:

15 35 1. A gaming enforcement revolving fund is created
 15 36 in the state treasury under the control of the
 15 37 department. The fund shall consist of fees collected
 15 38 and deposited into the fund paid by licensees pursuant
 15 39 to section 99D.14, subsection 2, paragraph "b", and
 15 40 fees paid by licensees pursuant to section 99F.10,
 15 41 subsection 4, paragraph "b". All costs for agents and
 15 42 officers plus any direct ~~and indirect~~ support costs for
 15 43 such agents and officers of the division of criminal
 15 44 investigation's racetrack, excursion boat, or gambling
 15 45 structure enforcement activities shall be paid from
 15 46 the fund as provided in appropriations made for this
 15 47 purpose by the general assembly.

15 48 Sec. 17. Section 85.67, Code 2011, is amended to
 15 49 read as follows:

15 50 85.67 ADMINISTRATION OF FUND — SPECIAL COUNSEL —
 16 1 PAYMENT OF AWARD.

16 2 The attorney general shall appoint a staff member to
 16 3 represent the treasurer of state and the fund in all
 16 4 proceedings and matters arising under this division.
 16 5 The attorney general shall be reimbursed up to ~~one~~
 16 6 ~~hundred fifty~~ two hundred thousand dollars annually
 16 7 from the fund for services provided related to the
 16 8 fund. The commissioner of insurance shall consider the
 16 9 reimbursement to the attorney general as an outstanding
 16 10 liability when making a determination of funding
 16 11 availability under section 85.65A, subsection 2. In
 16 12 making an award under this division, the workers'
 16 13 compensation commissioner shall specifically find the
 16 14 amount the injured employee shall be paid weekly, the
 16 15 number of weeks of compensation which shall be paid by
 16 16 the employer, the date upon which payments out of the

Requires money to be transferred from the Gaming Enforcement Revolving Fund to the General Fund on an annual basis.

DETAIL: This statutory change is estimated to result in the transfer of \$1,100,000 from the Gaming Enforcement Revolving Fund to the General Fund beginning in FY 2013 and annually thereafter.

Permits the Office of the Attorney General to be reimbursed up to \$200,000 annually from the Second Injury Fund.

DETAIL: This is an increase of \$50,000 compared to estimated net FY 2012.

16 17 fund shall begin, and, if possible, the length of time
16 18 the payments shall continue.

16 19 Sec. 18. Section 99D.14, subsection 2, paragraph b,
16 20 Code Supplement 2011, is amended to read as follows:

16 21 b. Notwithstanding sections 8.60 and 99D.17, the
16 22 portion of the fee paid pursuant to paragraph "a"
16 23 relating to the costs of special agents plus any
16 24 direct and indirect support costs for the agents, for
16 25 the division of criminal investigation's racetrack
16 26 activities, ~~shall not be deposited in the general~~
16 27 ~~fund of the state but instead~~ shall be deposited into
16 28 the gaming enforcement revolving fund established
16 29 in section 80.43. However, the department of public
16 30 safety shall transfer, on an annual basis, the portion
16 31 of the regulatory fee attributable to the indirect
16 32 support costs of the special agents to the general fund
16 33 of the state.

Requires money to be transferred from the Gaming Enforcement Revolving Fund to the General Fund on an annual basis.

DETAIL: This statutory change is estimated to result in the transfer of \$1,100,000 from the Gaming Enforcement Revolving Fund to the General Fund beginning in FY 2013 and annually thereafter.

16 34 Sec. 19. Section 99F.10, subsection 4, paragraph b,
16 35 Code Supplement 2011, is amended to read as follows:

16 36 b. Notwithstanding sections 8.60 and 99F.4, the
16 37 portion of the fee paid pursuant to paragraph "a"
16 38 relating to the costs of special agents and officers
16 39 plus any direct and indirect support costs for the
16 40 agents and officers, for the division of criminal
16 41 investigation's excursion gambling boat or gambling
16 42 structure activities, ~~shall not be deposited in~~
16 43 ~~the general fund of the state but instead~~ shall be
16 44 deposited into the gaming enforcement revolving fund
16 45 established in section 80.43. However, the department
16 46 of public safety shall transfer, on an annual basis,
16 47 the portion of the regulatory fee attributable to the
16 48 indirect support costs of the special agents and gaming
16 49 enforcement officers to the general fund of the state.

Requires money to be transferred from the Gaming Enforcement Revolving Fund to the General Fund on an annual basis.

DETAIL: This statutory change is estimated to result in the transfer of \$1,100,000 from the Gaming Enforcement Revolving Fund to the General Fund beginning in FY 2013 and annually thereafter.

16 50 Sec. 20. Section 654.4B, subsection 2, paragraph b,
17 1 Code Supplement 2011, is amended to read as follows:
17 2 b. This subsection is repealed July 1, ~~2012~~ 2013.

Extends a requirement that a notice of the availability of mortgage foreclosure counseling and mediation services be provided to individuals facing foreclosure proceedings prior to July 1, 2013.

17 3 Sec. 21. Section 904A.4A, Code 2011, is amended by
17 4 adding the following new subsections:

17 5 NEW SUBSECTION 7. Act as the representative of
17 6 the board relative to the passage, defeat, approval, or
17 7 modification of legislation that is being considered by
17 8 the general assembly.

Transfers certain duties of the Executive Director of the Board of Parole to the Chairperson of the Board.

17 9 NEW SUBSECTION 8. Develop a budget for the board
17 10 subject to the approval of the board and prepare all
17 11 reports required by law.
17 12 NEW SUBSECTION 9. Hire and supervise all staff
17 13 pursuant to the provisions of chapter 8A, subchapter
17 14 IV.

17 15 Sec. 22. REPEAL. Section 904A.4B, Code 2011, is
17 16 repealed.

17 17 Sec. 23. DEPARTMENT OF PUBLIC SAFETY BUILDING
17 18 DESIGNATION. The state office building located at
17 19 215 east seventh street, which houses the department
17 20 of public safety, shall be named after Oran Pape, the
17 21 first member of the state patrol killed in the line of
17 22 duty and the only member of the state patrol to have
17 23 been murdered. An appropriate commemorative plaque
17 24 shall be placed near the entrance of the state building
17 25 in recognition of Oran Pape and his sacrifice as a
17 26 member of the state patrol.

17 27 Sec. 24. EFFECTIVE UPON ENACTMENT. The following
17 28 provisions of this Act, being deemed of immediate
17 29 importance, take effect upon enactment:
17 30 1. The section of this Act amending section 80.43,
17 31 subsection 1.
17 32 2. The section of this Act amending section 99D.14,
17 33 subsection 2, paragraph "b".
17 34 3. The section of this Act amending section 99F.10,
17 35 subsection 4.

Repeals the Executive Director position of the Board of Parole.

Requires the Department of Public Safety to name their current building after Oran Pape and to place a commemorative plaque near the entrance of the building.

The language permitting the transfer of receipts from indirect billings for gaming enforcement from the Gaming Enforcement Revolving Fund to the General Fund is effective on enactment.

DETAIL: It is estimated this statutory change will result in the transfer of \$2,000,000 from the Gaming Enforcement Revolving Fund to the General Fund for FY 2012.

Summary Data

General Fund

	Actual FY 2011 <u>(1)</u>	Estimated Net FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Action FY 2013 <u>(4)</u>	Total House FY 2013 <u>(5)</u>	Senate Action FY 2013 <u>(6)</u>	Total Senate FY 2013 <u>(7)</u>	Senate Floor vs Est Net FY 2012 <u>(8)</u>
Justice System	\$ 491,454,676	\$ 513,574,493	\$ 253,037,934	\$ 251,451,837	\$ 504,489,771	\$ 275,928,634	\$ 528,966,568	\$ 15,392,075
Grand Total	<u>\$ 491,454,676</u>	<u>\$ 513,574,493</u>	<u>\$ 253,037,934</u>	<u>\$ 251,451,837</u>	<u>\$ 504,489,771</u>	<u>\$ 275,928,634</u>	<u>\$ 528,966,568</u>	<u>\$ 15,392,075</u>

Justice System General Fund

	Actual FY 2011	Estimated Net FY 2012	Enacted FY 2013	House Action FY 2013	Total House FY 2013	Senate Action FY 2013	Total Senate FY 2013	Senate Floor vs Est Net FY 2012
	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
<u>Justice, Department of</u>								
Justice, Dept. of								
General Office A.G.	\$ 7,782,682	\$ 7,792,930	\$ 3,896,465	\$ 3,117,172	\$ 7,013,637	\$ 3,896,465	\$ 7,792,930	\$ 0
Victim Assistance Grants	3,060,000	2,876,400	1,438,200	1,152,302	2,590,502	1,588,200	3,026,400	150,000
Legal Services Poverty Grants	1,930,671	1,814,831	907,416	725,932	1,633,348	1,007,415	1,914,831	100,000
Total Justice, Department of	\$ 12,773,353	\$ 12,484,161	\$ 6,242,081	\$ 4,995,406	\$ 11,237,487	\$ 6,492,080	\$ 12,734,161	\$ 250,000
<u>Civil Rights Commission</u>								
Civil Rights Commission								
Civil Rights Commission	\$ 1,334,589	\$ 1,297,069	\$ 648,534	\$ 518,828	\$ 1,167,362	\$ 648,535	\$ 1,297,069	\$ 0
Total Civil Rights Commission	\$ 1,334,589	\$ 1,297,069	\$ 648,534	\$ 518,828	\$ 1,167,362	\$ 648,535	\$ 1,297,069	\$ 0
<u>Corrections, Dept. of</u>								
Fort Madison								
Ft. Madison Institution	\$ 38,453,601	\$ 42,292,031	\$ 20,515,641	\$ 20,344,302	\$ 40,859,943	\$ 22,171,258	\$ 42,686,899	\$ 394,868
Anamosa								
Anamosa Institution	\$ 29,563,854	\$ 32,168,148	\$ 15,992,987	\$ 15,992,987	\$ 31,985,974	\$ 17,704,405	\$ 33,697,392	\$ 1,529,244
Oakdale								
Oakdale Institution	\$ 55,000,040	\$ 56,589,899	\$ 27,797,213	\$ 27,920,720	\$ 55,717,933	\$ 30,153,400	\$ 57,950,613	\$ 1,360,714
Newton								
Newton Institution	\$ 25,700,753	\$ 26,601,701	\$ 12,979,379	\$ 12,979,378	\$ 25,958,757	\$ 14,147,911	\$ 27,127,290	\$ 525,589
Mt Pleasant								
Mt. Pleasant Inst.	\$ 25,551,510	\$ 26,321,902	\$ 12,958,908	\$ 12,958,907	\$ 25,917,815	\$ 13,792,799	\$ 26,751,707	\$ 429,805
Rockwell City								
Rockwell City Institution	\$ 9,078,666	\$ 9,403,464	\$ 4,658,233	\$ 4,658,233	\$ 9,316,466	\$ 5,099,913	\$ 9,758,146	\$ 354,682
Clarinda								
Clarinda Institution	\$ 23,016,294	\$ 24,826,905	\$ 12,241,178	\$ 12,236,475	\$ 24,477,653	\$ 14,115,878	\$ 26,357,056	\$ 1,530,151
Mitchellville								
Mitchellville Institution	\$ 15,283,848	\$ 15,832,339	\$ 7,807,687	\$ 7,807,687	\$ 15,615,374	\$ 8,751,003	\$ 16,558,690	\$ 726,351
Fort Dodge								
Ft. Dodge Institution	\$ 28,310,185	\$ 29,259,196	\$ 14,531,118	\$ 14,531,117	\$ 29,062,235	\$ 15,531,075	\$ 30,062,193	\$ 802,997

Justice System General Fund

	Actual FY 2011	Estimated Net FY 2012	Enacted FY 2013	House Action FY 2013	Total House FY 2013	Senate Action FY 2013	Total Senate FY 2013	Senate Floor vs Est Net FY 2012
	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
Central Office								
Corrections Administration	\$ 4,237,054	\$ 5,181,582	\$ 2,417,771	\$ 2,417,771	\$ 4,835,542	\$ 2,763,811	\$ 5,181,582	\$ 0
County Confinement	775,092	1,075,092	387,546	387,546	775,092	687,546	1,075,092	0
Federal Prisoners/Contractual	239,411	484,411	119,706	119,705	239,411	364,705	484,411	0
Corrections Education	1,558,109	2,308,109	1,154,055	1,154,054	2,308,109	1,404,054	2,558,109	250,000
Iowa Corrections Offender Network	424,364	424,364	212,182	212,182	424,364	212,182	424,364	0
Mental Health/Substance Abuse	22,319	22,319	11,160	11,159	22,319	11,159	22,319	0
Hepatitis Treatment And Education	167,881	167,881	83,941	83,940	167,881	83,940	167,881	0
New Correctional Officers	0	0	78,581	-78,581	0	-78,581	0	0
Total Central Office	\$ 7,424,230	\$ 9,663,758	\$ 4,464,942	\$ 4,307,776	\$ 8,772,718	\$ 5,448,816	\$ 9,913,758	\$ 250,000
CBC District 1								
CBC District I	\$ 11,920,098	\$ 12,658,088	\$ 6,102,474	\$ 6,102,474	\$ 12,204,948	\$ 8,198,530	\$ 14,301,004	\$ 1,642,916
CBC District 2								
CBC District II	\$ 10,336,948	\$ 10,467,801	\$ 5,168,474	\$ 5,168,474	\$ 10,336,948	\$ 5,832,804	\$ 11,001,278	\$ 533,477
CBC District 3								
CBC District III	\$ 5,501,879	\$ 5,952,381	\$ 2,799,883	\$ 2,799,882	\$ 5,599,765	\$ 4,445,830	\$ 7,245,713	\$ 1,293,332
CBC District 4								
CBC District IV	\$ 5,391,355	\$ 5,416,853	\$ 2,695,678	\$ 2,695,677	\$ 5,391,355	\$ 2,825,129	\$ 5,520,807	\$ 103,954
CBC District 5								
CBC District V	\$ 18,407,129	\$ 18,897,467	\$ 9,371,065	\$ 9,371,064	\$ 18,742,129	\$ 10,159,701	\$ 19,530,766	\$ 633,299
CBC District 6								
CBC District VI	\$ 12,709,753	\$ 13,712,506	\$ 6,556,282	\$ 6,556,281	\$ 13,112,563	\$ 7,539,126	\$ 14,095,408	\$ 382,902
CBC District 7								
CBC District VII	\$ 6,492,814	\$ 6,716,588	\$ 3,246,407	\$ 3,246,407	\$ 6,492,814	\$ 4,427,566	\$ 7,673,973	\$ 957,385
CBC District 8								
CBC District VIII	\$ 6,731,055	\$ 7,372,419	\$ 3,439,858	\$ 3,439,857	\$ 6,879,715	\$ 4,474,970	\$ 7,914,828	\$ 542,409
Total Corrections, Dept. of	\$ 334,874,012	\$ 354,153,446	\$ 173,327,407	\$ 173,117,698	\$ 346,445,105	\$ 194,820,114	\$ 368,147,521	\$ 13,994,075
Human Rights, Dept. of								
Human Rights, Department of								
Criminal Juvenile Justice Planning	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 80,000	\$ 80,000	\$ 80,000
Total Human Rights, Dept. of	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 80,000	\$ 80,000	\$ 80,000

Justice System

General Fund

	Actual FY 2011 <u>(1)</u>	Estimated Net FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Action FY 2013 <u>(4)</u>	Total House FY 2013 <u>(5)</u>	Senate Action FY 2013 <u>(6)</u>	Total Senate FY 2013 <u>(7)</u>	Senate Floor vs Est Net FY 2012 <u>(8)</u>
<u>Inspections & Appeals, Dept. of</u>								
Public Defender								
Public Defender	\$ 24,083,182	\$ 25,083,182	\$ 12,541,591	\$ 13,320,591	\$ 25,862,182	\$ 13,320,591	\$ 25,862,182	\$ 779,000
Indigent Defense Appropriation	31,680,929	30,680,929	15,340,464	14,561,465	29,901,929	14,561,465	29,901,929	-779,000
Total Inspections & Appeals, Dept. of	\$ 55,764,111	\$ 55,764,111	\$ 27,882,055	\$ 27,882,056	\$ 55,764,111	\$ 27,882,056	\$ 55,764,111	\$ 0
<u>Iowa Law Enforcement Academy</u>								
Iowa Law Enforcement Academy								
Law Enforcement Academy	\$ 840,667	\$ 868,698	\$ 434,349	\$ 434,349	\$ 868,698	\$ 534,349	\$ 968,698	\$ 100,000
Total Iowa Law Enforcement Academ	\$ 840,667	\$ 868,698	\$ 434,349	\$ 434,349	\$ 868,698	\$ 534,349	\$ 968,698	\$ 100,000
<u>Parole, Board of</u>								
Parole Board								
Parole Board	\$ 969,043	\$ 1,053,835	\$ 526,918	\$ 526,917	\$ 1,053,835	\$ 676,917	\$ 1,203,835	\$ 150,000
Total Parole, Board of	\$ 969,043	\$ 1,053,835	\$ 526,918	\$ 526,917	\$ 1,053,835	\$ 676,917	\$ 1,203,835	\$ 150,000
<u>Public Defense, Dept. of</u>								
Public Defense, Dept. of								
Public Defense, Department of	\$ 5,879,832	\$ 5,527,042	\$ 2,763,521	\$ 2,763,521	\$ 5,527,042	\$ 2,763,521	\$ 5,527,042	\$ 0
Emergency Management Division								
Homeland Security & Emer. Mgmt.	\$ 1,940,548	\$ 1,836,877	\$ 918,439	\$ 918,438	\$ 1,836,877	\$ 918,438	\$ 1,836,877	\$ 0
Statewide Flood Mitigation	0	0	0	0	0	100,000	100,000	100,000
Total Emergency Management Divis	\$ 1,940,548	\$ 1,836,877	\$ 918,439	\$ 918,438	\$ 1,836,877	\$ 1,018,438	\$ 1,936,877	\$ 100,000
Total Public Defense, Dept. of	\$ 7,820,380	\$ 7,363,919	\$ 3,681,960	\$ 3,681,959	\$ 7,363,919	\$ 3,781,959	\$ 7,463,919	\$ 100,000
<u>Public Safety, Department of</u>								
Public Safety, Dept. of								
Public Safety Administration	\$ 4,007,075	\$ 4,007,075	\$ 2,003,538	\$ 2,003,537	\$ 4,007,075	\$ 2,003,537	\$ 4,007,075	\$ 0
Public Safety DCI	12,533,931	12,533,931	6,266,966	6,266,965	12,533,931	6,266,965	12,533,931	0
DCI - Crime Lab Equipment/Training	302,345	302,345	151,173	151,172	302,345	151,172	302,345	0
Narcotics Enforcement	6,429,884	6,429,884	3,214,942	3,214,942	6,429,884	3,214,942	6,429,884	0
Public Safety Undercover Funds	109,042	109,042	54,521	54,521	109,042	54,521	109,042	0
DPS Fire Marshal	4,298,707	4,298,707	2,149,354	2,149,353	4,298,707	2,149,353	4,298,707	0
Iowa State Patrol	48,505,765	51,903,233	25,951,617	25,951,616	51,903,233	26,451,616	52,403,233	500,000
DPS/SPOC Sick Leave Payout	279,517	279,517	139,759	139,758	279,517	139,758	279,517	0
Fire Fighter Training	612,255	725,520	362,760	362,760	725,520	432,760	795,520	70,000
Interoperability Communications Sys	0	0	0	0	0	148,000	148,000	148,000
Total Public Safety, Department of	\$ 77,078,521	\$ 80,589,254	\$ 40,294,630	\$ 40,294,624	\$ 80,589,254	\$ 41,012,624	\$ 81,307,254	\$ 718,000

Justice System General Fund

	Actual FY 2011 <u>(1)</u>	Estimated Net FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Action FY 2013 <u>(4)</u>	Total House FY 2013 <u>(5)</u>	Senate Action FY 2013 <u>(6)</u>	Total Senate FY 2013 <u>(7)</u>	Senate Floor vs Est Net FY 2012 <u>(8)</u>
Total Justice System	\$ 491,454,676	\$ 513,574,493	\$ 253,037,934	\$ 251,451,837	\$ 504,489,771	\$ 275,928,634	\$ 528,966,568	\$ 15,392,075

Summary Data

Other Fund

	Actual FY 2011 <u>(1)</u>	Estimated Net FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Action FY 2013 <u>(4)</u>	Total House FY 2013 <u>(5)</u>	Senate Action FY 2013 <u>(6)</u>	Total Senate FY 2013 <u>(7)</u>	Senate Floor vs Est Net FY 2012 <u>(8)</u>
Justice System	\$ 13,112,054	\$ 13,471,872	\$ 6,486,235	\$ 6,985,637	\$ 13,471,872	\$ 6,985,637	\$ 13,471,872	\$ 0
Grand Total	<u>\$ 13,112,054</u>	<u>\$ 13,471,872</u>	<u>\$ 6,486,235</u>	<u>\$ 6,985,637</u>	<u>\$ 13,471,872</u>	<u>\$ 6,985,637</u>	<u>\$ 13,471,872</u>	<u>\$ 0</u>

Justice System Other Fund

	Actual FY 2011 <u>(1)</u>	Estimated Net FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Action FY 2013 <u>(4)</u>	Total House FY 2013 <u>(5)</u>	Senate Action FY 2013 <u>(6)</u>	Total Senate FY 2013 <u>(7)</u>	Senate Floor vs Est Net FY 2012 <u>(8)</u>
<u>Justice, Department of</u>								
Consumer Advocate								
Consumer Advocate - CMRF	\$ 3,318,465	\$ 3,136,163	\$ 1,568,082	\$ 1,568,081	\$ 3,136,163	\$ 1,568,081	\$ 3,136,163	\$ 0
Total Justice, Department of	\$ 3,318,465	\$ 3,136,163	\$ 1,568,082	\$ 1,568,081	\$ 3,136,163	\$ 1,568,081	\$ 3,136,163	\$ 0
<u>Public Safety, Department of</u>								
Public Safety, Dept. of								
DPS Gaming Enforcement	\$ 9,793,589	\$ 10,335,709	\$ 4,918,153	\$ 5,417,556	\$ 10,335,709	\$ 5,417,556	\$ 10,335,709	\$ 0
Total Public Safety, Department of	\$ 9,793,589	\$ 10,335,709	\$ 4,918,153	\$ 5,417,556	\$ 10,335,709	\$ 5,417,556	\$ 10,335,709	\$ 0
Total Justice System	\$ 13,112,054	\$ 13,471,872	\$ 6,486,235	\$ 6,985,637	\$ 13,471,872	\$ 6,985,637	\$ 13,471,872	\$ 0

Summary Data

FTE

	Actual FY 2011 <u>(1)</u>	Estimated Net FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Action FY 2013 <u>(4)</u>	Total House FY 2013 <u>(5)</u>	Senate Action FY 2013 <u>(6)</u>	Total Senate FY 2013 <u>(7)</u>	Senate Floor vs Est Net FY 2012 <u>(8)</u>
Justice System	5,618.98	5,488.84	5,822.90	-326.36	5,496.54	-161.28	5,661.62	172.78
Grand Total	<u>5,618.98</u>	<u>5,488.84</u>	<u>5,822.90</u>	<u>-326.36</u>	<u>5,496.54</u>	<u>-161.28</u>	<u>5,661.62</u>	<u>172.78</u>

Justice System FTE

	Actual FY 2011	Estimated Net FY 2012	Enacted FY 2013	House Action FY 2013	Total House FY 2013	Senate Action FY 2013	Total Senate FY 2013	Senate Floor vs Est Net FY 2012
	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
<u>Justice, Department of</u>								
Justice, Dept. of								
General Office A.G.	200.91	212.00	212.00	0.00	212.00	2.00	214.00	2.00
Victim Compensation Fund	21.32	24.00	24.00	0.00	24.00	0.00	24.00	0.00
Total Justice, Dept. of	222.23	236.00	236.00	0.00	236.00	2.00	238.00	2.00
Consumer Advocate								
Consumer Advocate - CMRF	17.70	22.00	22.00	0.00	22.00	0.00	22.00	0.00
Total Justice, Department of	239.92	258.00	258.00	0.00	258.00	2.00	260.00	2.00
<u>Civil Rights Commission</u>								
Civil Rights Commission								
Civil Rights Commission	28.52	28.00	28.00	0.00	28.00	0.00	28.00	0.00
Total Civil Rights Commission	28.52	28.00	28.00	0.00	28.00	0.00	28.00	0.00
<u>Corrections, Dept. of</u>								
Fort Madison								
Ft. Madison Institution	450.67	425.50	459.00	-35.50	423.50	-18.00	441.00	15.50
Anamosa								
Anamosa Institution	316.28	314.00	361.00	-47.00	314.00	-27.00	334.00	20.00
Oakdale								
Oakdale Institution	520.02	506.50	556.50	-49.00	507.50	-32.00	524.50	18.00
Newton								
Newton Institution	284.55	257.00	300.00	-43.00	257.00	-36.00	264.00	7.00
Mt Pleasant								
Mt. Pleasant Inst.	269.38	268.68	288.28	-19.60	268.68	-14.80	273.48	4.80
Rockwell City								
Rockwell City Institution	98.11	97.00	102.00	-5.00	97.00	-5.00	97.00	0.00
Clarinda								
Clarinda Institution	257.57	265.65	283.40	-19.05	264.35	-1.22	282.18	16.53
Mitchellville								
Mitchellville Institution	174.50	176.00	188.00	-12.00	176.00	-12.00	176.00	0.00

Justice System FTE

	Actual FY 2011	Estimated Net FY 2012	Enacted FY 2013	House Action FY 2013	Total House FY 2013	Senate Action FY 2013	Total Senate FY 2013	Senate Floor vs Est Net FY 2012
	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
Fort Dodge								
Ft. Dodge Institution	287.27	295.50	306.00	-10.50	295.50	-10.50	295.50	0.00
Central Office								
Corrections Administration	40.86	36.00	39.00	-3.00	36.00	0.00	39.00	3.00
New Correctional Officers	0.00	0.00	3.00	-3.00	0.00	-3.00	0.00	0.00
Total Central Office	<u>40.86</u>	<u>36.00</u>	<u>42.00</u>	<u>-6.00</u>	<u>36.00</u>	<u>-3.00</u>	<u>39.00</u>	<u>3.00</u>
CBC District 1								
CBC District I	176.91	163.01	177.41	-14.40	163.01	13.50	190.91	27.90
CBC District 2								
CBC District II	145.36	142.86	144.36	-1.50	142.86	-1.50	142.86	0.00
CBC District 3								
CBC District III	73.59	64.99	74.99	-10.00	64.99	11.00	85.99	21.00
CBC District 4								
CBC District IV	65.00	63.00	65.00	-2.00	63.00	-2.00	63.00	0.00
CBC District 5								
CBC District V	261.95	260.95	255.95	5.00	260.95	5.00	260.95	0.00
CBC District 6								
CBC District VI	192.88	183.70	189.51	-5.81	183.70	3.25	192.76	9.06
CBC District 7								
CBC District VII	90.45	81.70	86.45	-4.75	81.70	11.62	98.07	16.37
CBC District 8								
CBC District VIII	88.90	81.60	90.90	-9.30	81.60	2.08	92.98	11.38
Total Corrections, Dept. of	<u>3,794.26</u>	<u>3,683.64</u>	<u>3,970.75</u>	<u>-289.41</u>	<u>3,681.34</u>	<u>-116.57</u>	<u>3,854.18</u>	<u>170.54</u>
Human Rights, Dept. of								
Human Rights, Department of Criminal Juvenile Justice Planning	0.00	0.00	0.00	0.00	0.00	1.00	1.00	1.00
Total Human Rights, Dept. of	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>1.00</u>	<u>1.00</u>	<u>1.00</u>

Justice System FTE

	Actual FY 2011 <u>(1)</u>	Estimated Net FY 2012 <u>(2)</u>	Enacted FY 2013 <u>(3)</u>	House Action FY 2013 <u>(4)</u>	Total House FY 2013 <u>(5)</u>	Senate Action FY 2013 <u>(6)</u>	Total Senate FY 2013 <u>(7)</u>	Senate Floor vs Est Net FY 2012 <u>(8)</u>
<u>Inspections & Appeals, Dept. of</u>								
Public Defender								
Public Defender	205.45	219.00	219.00	0.00	219.00	0.00	219.00	0.00
Total Inspections & Appeals, Dept. of	205.45	219.00	219.00	0.00	219.00	0.00	219.00	0.00
<u>Iowa Law Enforcement Academy</u>								
Iowa Law Enforcement Academy								
Law Enforcement Academy	22.46	25.50	24.55	0.95	25.50	0.95	25.50	0.00
Total Iowa Law Enforcement Academy	22.46	25.50	24.55	0.95	25.50	0.95	25.50	0.00
<u>Parole, Board of</u>								
Parole Board								
Parole Board	9.59	11.00	12.50	0.50	13.00	0.50	13.00	2.00
Total Parole, Board of	9.59	11.00	12.50	0.50	13.00	0.50	13.00	2.00
<u>Public Defense, Dept. of</u>								
Public Defense, Dept. of								
Public Defense, Department of	280.41	309.21	313.00	-3.79	309.21	-17.00	296.00	-13.21
Emergency Management Division								
Homeland Security & Emer. Mgmt.	124.35	35.34	40.00	-4.66	35.34	-4.66	35.34	0.00
Total Public Defense, Dept. of	404.76	344.55	353.00	-8.45	344.55	-21.66	331.34	-13.21
<u>Public Safety, Department of</u>								
Public Safety, Dept. of								
Public Safety Administration	33.18	36.00	36.00	0.00	36.00	0.00	36.00	0.00
Public Safety DCI	149.13	155.10	159.10	-4.00	155.10	-4.50	154.60	-0.50
Narcotics Enforcement	69.12	69.00	74.00	-5.00	69.00	-6.00	68.00	-1.00
DPS Fire Marshal	54.11	54.00	55.00	-1.00	54.00	-1.00	54.00	0.00
Iowa State Patrol	497.40	498.05	513.00	-14.95	498.05	-11.00	502.00	3.95
DPS Gaming Enforcement	111.07	107.00	120.00	-5.00	115.00	-5.00	115.00	8.00
Total Public Safety, Department of	914.03	919.15	957.10	-29.95	927.15	-27.50	929.60	10.45
Total Justice System	5,618.98	5,488.84	5,822.90	-326.36	5,496.54	-161.28	5,661.62	172.78