

Standing Appropriations Bill House File 2459

House/Senate Comparison

An Act relating to state and local finances by making appropriations, providing for legal responsibilities, and providing for other properly related matters.

**Fiscal Services Division
Legislative Services Agency**

NOTES ON BILLS AND AMENDMENTS (NOBA)

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

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STANDING APPROPRIATIONS BILL
House/Senate Comparison

HOUSE FILE 2459

This summary highlights the differences of the provisions in [HF 2459](#) between the House and Senate.

| House as amended by S-5177 | Senate as amended by H-8278 |
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| <p>FUNDING SUMMARY</p> <p>FY 2017: Provides a net reduction of \$26.4 million to FY 2017 General Fund appropriations.</p> <ul style="list-style-type: none"> • \$28.4 million in reductions to various standing appropriations currently in statute. • \$2.0 million for a new appropriation. | <p>FUNDING SUMMARY</p> <p>FY 2017: Provides a net reduction of \$26.4 million to FY 2017 General Fund appropriations.</p> <ul style="list-style-type: none"> • \$26.7 million in reductions to various standing appropriations currently in statute. • \$300,000 for new appropriations. |
| <p>Equal Pay: Establishes an Equal Pay Task Force consisting of seven members appointed by the Governor for the purpose of studying discrepancies of public and private employment and between public and private employers. Requires a report to the Governor and the General Assembly no later than December 22, 2017.</p> | <p>Equal Pay: Legislative Council is requested to create an Equal Pay Task Force consisting of seven members appointed by the General Assembly. The Task Force will study wage discrepancies between men and women in both public and private employment. Requires a report to the Governor and the General Assembly no later than December 22, 2017. The LSA will staff the Task Force.</p> |
| <p>Wage Discrimination Findings: Reaffirms the General Assembly's finding in Iowa Code chapter 216 concerning unfair and discriminatory employment practices and wage discrimination against employees because of the age, race, creed, color, sex, sexual orientation, gender identity, national origin, religion, or disability</p> | <p>Not included in the Senate version.</p> |
| <p>Legislative Budget: Reduction to the FY 2017 standing appropriation for the Legislative Branch budget by \$5.9 million.</p> | <p>Legislative Budget: The Senate amendment reduces the Legislative Branch budget by \$5.4 million. This is a difference of \$450,000.</p> |
| <p>Legislative Travel and Dues: Prohibits the Legislative Branch from expending funds from the standing unlimited appropriation for annual membership dues to organizations and costs associated with out of state travel.</p> | <p>Not included in the Senate version.</p> |
| <p>AEA Reduction: Reduction to the FY 2017 state school aid funding to area education agencies (AEAs) by an additional \$20.0 million.</p> | <p>AEA Reduction: Reduction to the FY 2017 state school aid funding to area education agencies (AEAs) by an additional \$18.8 million. This is a difference of \$1.3 million.</p> |

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HOUSE FILE 2459

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| <p>Budget Process For FY 2018: Requires state agencies to submit FY 2018 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) concerning the provision of support data.</p> | <p>Not included in the Senate version.</p> |
| <p>Executive Branch Time and Attendance Solution: Specifies the intent of the General Assembly that Executive Branch agencies use an existing master agreement entered into with DAS on November 17, 2015, to develop a statewide time and attendance solution.</p> | <p>Not included in the Senate version.</p> |
| <p>Water Quality: New General Fund appropriation of \$2.0 million to the Iowa Finance Authority for deposit in the Water Quality Financial Assistance Fund created in HF 2451 (Water, Metered Excise Tax Bill).</p> | <p>Not included in the Senate version. This is a difference of \$2.0 million.</p> |
| <p>Teacher Professional Development: Permits professional development funds to be used for textbooks and curriculum materials used for classroom purposes if they include professional development.</p> | <p>Not included in the Senate version.</p> |
| <p>UI Hospital Tort Claims: Requires the University of Iowa (UI) Hospitals and Clinics to reimburse the State for the cost of any judgment against the Hospital that favors a claimant.</p> | <p>Not included in the Senate version.</p> |
| <p>Not included in the House version. This is a difference of \$50,000.</p> | <p>Friendship/Leadership Program: Appropriates \$50,000 to the Department of Education for a grant for a Friendship and Leadership Development program for a nonprofit organization to promote inclusion of people with intellectual and developmental disabilities.</p> |
| <p>AEA Use of Funds: Requires each AEA to use unreserved fund balances that exceed 5.0% for media services or education services to maintain the level of required AEA special education support services. This provision is effective on enactment.</p> | <p>Not included in the Senate version.</p> |
| <p>Not included in the House version.</p> | <p>Tax Check Offs: Extends the income tax check offs for both the State Fair and the Veterans/Fire Fighters for three years.</p> |
| <p>Not included in the House version.</p> | <p>Hair Braiding: Requires natural hair braiders to register with the Department of Public Health (DPH) in lieu of the Board of Cosmetology Arts and Sciences. In addition, a licensee is required to take one hour of safety and sanitation curriculum per year. The DPH will conduct any inspections resulting from complaints.</p> |
| <p>Not included in the House version.</p> | <p>Online School Exemption: Extends the online school pilots for three years and clarifies that the new sibling exemption language is extended indefinitely. This provision is repealed on July 1, 2018.</p> |

STANDING APPROPRIATIONS BILL
House/Senate Comparison

HOUSE FILE 2459

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| <p><i>Not included in the House version.</i></p> | <p>City Ordinance Restriction: Prohibits a city from adopting or enforcing an ordinance or policy restricting the mayor from communicating with the city attorney or solicitor regarding any matter within the scope of the mayor’s powers and duties as the chief executive officer of the city, presiding officer of the council, or supervisor over city officers and departments.</p> |
| <p><i>Not included in the House version.</i></p> | <p>Flood Mitigation: Amends the Flood Mitigation Program to allow an entity to apply for an extension beyond the 20-year remittance period to the Flood Mitigation Board. For an extension, the following conditions must be met:</p> <ul style="list-style-type: none"> • The application for an extension must come before the expiration of the 20-year original award period. • The total remittances received by the governmental entity are less than the total award. • The amount of remittances approved in each additional year does not exceed \$15.0 million or 70.0% of the yearly amount, whichever is less. • The amount of remittances in any fiscal year, including extension amounts, does not exceed \$30.0 million in any fiscal year. • The total amount of remittances to the governmental entity does not exceed the difference between the funding previously received and the original award. <p>FISCAL IMPACT: Any fiscal impact will occur in FY 2034.</p> |
| <p><i>Not included in the House version.</i></p> | <p>Food on Capitol Grounds: Authorizes the Secretary of the Senate and the Chief Clerk of the House of Representatives to require any person approved to sponsor an event involving food on State Capitol grounds to donate any unconsumed and acceptable food to a food bank or emergency feeding organization.</p> |

STANDING APPROPRIATION BILL
House/Senate Comparison

HOUSE FILE 2459

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| <p><i>Not included in the House version.</i></p> | <p>Ag Products Clearance Program: Requires the Department of Agriculture and Land Stewardship (DALs) to administer the Iowa Ag Products Clearance Program, in cooperation with the Department of Human Services and the Department of Inspections and Appeals.</p> |
| <p><i>Not included in the House version. This is a difference of \$250,000.</i></p> | <p>Food Donation Programs: Appropriates \$250,000 for FY 2017 to the DALs for the Iowa Emergency Food Purchase Program. Requires funds to be matched on a dollar for dollar basis. This change is effective on enactment.</p> |
| <p><i>Not included in the House version.</i></p> | <p>Gardening Program: Authorizes the Department of Corrections (DOC) to establish a gardening program at each correctional facility. The produce may be used to feed the correctional facility population or may be donated to a local food bank.</p> |
| <p><i>Not included in the House version.</i></p> | <p>Solar Energy Tax Credits: Couples the Iowa Solar Energy System Tax Credit with the federal Internal Revenue Code (IRC) for tax years beyond tax year 2015. With the enactment of HF 2433 (IRC Update and Manufacturing Consumables Tax Exemption Act of 2016), Iowa's tax code is generally coupled with the federal IRC, but only through tax year 2015. The Iowa tax credit is equal to a percentage of the federal credit. The federal credit expires after calendar year 2021.</p> <p>FISCAL IMPACT: Coupling the Iowa Solar Energy Tax System Credit with the federal IRC for tax years beyond 2015 will extend Iowa's credit through the 2021 federal expiration date. Without this coupling provision, the Iowa credit will not be available for tax years after 2015. The fiscal impact of this change will reduce projected General Fund revenue as listed below:</p> <ul style="list-style-type: none"> • FY 2018 = \$2.5 million • FY 2019 = \$3.5 million • FY 2020 = \$3.8 million • FY 2021 = \$4.0 million |

STANDING APPROPRIATIONS BILL
House/Senate Comparison

HOUSE FILE 2459

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| <p>School District Funding: Removes the definition of "budget adjustment" and creates a new district cost per pupil equality budget adjustment. Permits the board of directors of a school district to adopt a resolution by June 30, 2016, for the district cost per pupil equity budget adjustment. The amount of the adjustment cannot exceed the difference between the school district's regular program district cost per pupil, and the highest regular program district cost per pupil multiplied by the district's budget enrollment for FY 2017. School districts are required to fund the district cost per pupil equity budget adjustment using cash reserve balances available to the school district in FY 2017. The funds can be used by the school district for any school general fund purpose. Districts receiving a district cost per pupil equity budget adjustment will have the maximum cash reserve levy reduced by the amount of the budget adjustment. Districts are required to reimburse the school district's cash reserve for the amount of the budget adjustment received during FY 2017. The reimbursement must be paid from the school district general fund money over a period of one or more subsequent budget years. The Davenport Community School District is specified as the only eligible school district qualified to receive the district cost per pupil equity budget adjustment. This provision is effective on enactment.</p> | <p>Not included in the Senate version.</p> |
| <p>Water Utility Board Appointments: Changes the procedures for appointing individuals to water utility boards for cities with a population of 190,000 or more that also provide water utility services to persons that reside outside of the city limits.</p> | <p>Not included in the Senate version.</p> |
| <p>City Utility Billings, Collections, and Liens: Restricts the placement of a lien on a mobile, modular, or manufactured home if the home is owned by a tenant of a mobile home park or manufactured home community and the owner of the park or community is the account holder, unless the lease agreement states otherwise.</p> | <p>Not included in the Senate version.</p> |

STANDING APPROPRIATIONS BILL
House/Senate Comparison

HOUSE FILE 2459

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| <p><i>Electric Transmission Lines:</i> Prohibits the Iowa Utilities Board from permitting bifurcation of a merchant line or granting a permit to a petitioner that seeks to use eminent domain that is not approved by the Board within two years of the first informational meeting. Prohibits the Board from considering a petition for construction of a merchant line until 75.0% of the easements necessary to construct the project have been obtained voluntarily. This provision is effective on enactment for petitions filed on or after November 1, 2014.</p> | <p><i>Not included in the Senate version.</i></p> |
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The following is a list of items included in [HF 2459](#) that are in agreement between the House and Senate.

- Reduces the General Fund standing limited appropriation for the Peace Officers Retirement System (PORS) from \$5.0 million to \$2.5 million.
- Requires the Legislative Tax Expenditure Committee to review General Fund standing appropriations related to property tax replacement.
- Eliminates a General Fund standing unlimited appropriation for costs associated with the transfer of a nonresident person with a mental illness to a state hospital or their place of residence and instead, requires the Department of Human Services to pay any necessary expenses.
- Eliminates a General Fund standing unlimited appropriation under the purview of the Governor’s Office for interstate extradition costs of a prisoner and instead requires the DOC to pay any expenses of such costs.
- Requires the salary model administrator to work with the LSA to maintain the state’s salary model. Requires various departments to submit salary data to the DOM and LSA.
- Changes the timing of when the State Appeal Board disposes of all appeals associated with local budgets from on or before April 30 of each year to within 45 days after the date of the appeal hearing.
- Clarifies that the \$30.0 million state sales tax revenue that is to be deposited to the Sales Tax Increment Fund is an annual maximum amount.
- Technical correction to [SF 2288](#) (Name Changes for Children Act).
- Adds an additional 5.0 FTE positions to the Secretary of State’s Office.
- Various corrective provisions submitted by the LSA.

HF 2459 - Standing Appropriations Bill

General Fund

FY 2017

| | Current Law (1) | House (2) | House Total (3) | Senate (4) | Senate Total (5) | Senate vs House (6) |
|------------------------------------------------|-------------------------|-----------------------|-------------------------|-----------------------|-------------------------|---------------------------|
| <u>Agriculture and Land Stewardship</u> | | | | | | |
| Emergency Food Program | \$ 0 | \$ 0 | \$ 0 | \$ 250,000 | \$ 250,000 | \$ 250,000 |
| Total Agriculture and Land Stewardship | \$ 0 | \$ 0 | \$ 0 | \$ 250,000 | \$ 250,000 | \$ 250,000 |
| <u>Iowa Finance Authority</u> | | | | | | |
| Water Quality Financial Assistance | \$ 0 | \$ 2,000,000 | \$ 2,000,000 | \$ 0 | \$ 0 | \$ -2,000,000 |
| Total Iowa Finance Authority | \$ 0 | \$ 2,000,000 | \$ 2,000,000 | \$ 0 | \$ 0 | \$ -2,000,000 |
| <u>Education, Dept. of</u> | | | | | | |
| State Foundation School Aid | \$ 3,106,691,587 | \$ -20,000,000 | \$ 3,086,691,587 | \$ -18,750,000 | \$ 3,087,941,587 | \$ 1,250,000 |
| Friendship & Leadership Dev. | 0 | 0 | 0 | 50,000 | 50,000 | 50,000 |
| Total Education, Dept. of | \$ 3,106,691,587 | \$ -20,000,000 | \$ 3,086,691,587 | \$ -18,700,000 | \$ 3,087,991,587 | \$ 1,300,000 |
| <u>Legislative Branch</u> | | | | | | |
| Legislative Branch - Adjustment | \$ 38,250,000 | \$ -5,850,000 | \$ 32,400,000 | \$ -5,400,000 | \$ 32,850,000 | \$ 450,000 |
| Total Legislative Branch | \$ 38,250,000 | \$ -5,850,000 | \$ 32,400,000 | \$ -5,400,000 | \$ 32,850,000 | \$ 450,000 |
| <u>Governor</u> | | | | | | |
| Interstate Extradition - Reduction | \$ 3,032 | \$ -3,032 | \$ 0 | \$ -3,032 | \$ 0 | \$ 0 |
| Total Governor | \$ 3,032 | \$ -3,032 | \$ 0 | \$ -3,032 | \$ 0 | \$ 0 |
| <u>Human Services, Dept. of</u> | | | | | | |
| Nonresident Transfers - Reduction | \$ 67 | \$ -67 | \$ 0 | \$ -67 | \$ 0 | \$ 0 |
| Total Human Services, Dept. of | \$ 67 | \$ -67 | \$ 0 | \$ -67 | \$ 0 | \$ 0 |
| <u>Public Safety, Department of</u> | | | | | | |
| POR Unfunded Liabilities - Reduction | \$ 5,000,000 | \$ -2,500,000 | \$ 2,500,000 | \$ -2,500,000 | \$ 2,500,000 | \$ 0 |
| Total Public Safety, Department of | \$ 5,000,000 | \$ -2,500,000 | \$ 2,500,000 | \$ -2,500,000 | \$ 2,500,000 | \$ 0 |
| Total Unassigned Standings | \$ 3,149,944,686 | \$ -26,353,099 | \$ 3,123,591,587 | \$ -26,353,099 | \$ 3,123,591,587 | \$ 0 |