

HOUSE FILE _____
BY (PROPOSED HOUSE
APPROPRIATIONS SUBCOMMITTEE
ON JUSTICE SYSTEM BILL)

A BILL FOR

1 An Act relating to appropriations to the justice system.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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DIVISION I

FY 2022-2023 APPROPRIATIONS

Section 1. DEPARTMENT OF JUSTICE.

1. There is appropriated from the general fund of the state to the department of justice for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

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

.....	\$	6,536,696
.....	FTEs	207.00

As a condition of receiving the appropriation provided in this lettered paragraph, the department of justice shall maintain a record of the estimated time incurred representing each agency or department.

The general office of attorney general may temporarily exceed and draw more than the amount appropriated in this lettered paragraph and incur a negative cash balance as long as there are receivables equal to or greater than the negative balances and the amount appropriated in this lettered paragraph is not exceeded at the close of the fiscal year.

b. For victim assistance grants:

.....	\$	5,016,708
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The moneys appropriated in this lettered paragraph shall be used to provide grants to care providers providing services to crime victims of domestic abuse or to crime victims of rape and sexual assault.

The balance of the victim compensation fund established

1 in section 915.94 may be used to provide salary and support
2 of not more than 24.00 full-time equivalent positions and to
3 provide maintenance for the victim compensation functions
4 of the department of justice. In addition to the full-time
5 equivalent positions authorized pursuant to this paragraph,
6 7.00 full-time equivalent positions are authorized and shall
7 be used by the department of justice to employ one accountant
8 and four program planners. The department of justice may
9 employ the additional 7.00 full-time equivalent positions
10 authorized pursuant to this paragraph that are in excess of the
11 number of full-time equivalent positions authorized only if
12 the department of justice receives sufficient federal moneys
13 to maintain employment for the additional full-time equivalent
14 positions during the current fiscal year. The department
15 of justice shall only employ the additional 7.00 full-time
16 equivalent positions in succeeding fiscal years if sufficient
17 federal moneys are received during each of those succeeding
18 fiscal years.

19 The department of justice shall transfer at least \$150,000
20 from the victim compensation fund established in section 915.94
21 to the victim assistance grant program established in section
22 13.31.

23 Notwithstanding section 8.33, moneys appropriated in this
24 lettered paragraph that remain unencumbered or unobligated at
25 the close of the fiscal year shall not revert but shall remain
26 available for expenditure for the purposes designated until the
27 close of the succeeding fiscal year.

28 c. For legal services for persons in poverty grants as
29 provided in section 13.34:

30 \$ 2,634,601

31 d. To improve the department of justice's cybersecurity and
32 technology infrastructure:

33 \$ 202,060

34 2. a. The department of justice, in submitting budget
35 estimates for the fiscal year beginning July 1, 2023, pursuant

1 to section 8.23, shall include a report of funding from sources
2 other than amounts appropriated directly from the general fund
3 of the state to the department of justice or to the office of
4 consumer advocate. These funding sources shall include but
5 are not limited to reimbursements from other state agencies,
6 commissions, boards, or similar entities, and reimbursements
7 from special funds or internal accounts within the department
8 of justice. The department of justice shall also report actual
9 reimbursements for the fiscal year beginning July 1, 2021,
10 and actual and expected reimbursements for the fiscal year
11 beginning July 1, 2022.

12 b. The department of justice shall include the report
13 required under paragraph "a", as well as information regarding
14 any revisions occurring as a result of reimbursements actually
15 received or expected at a later date, in a report to the
16 general assembly. The department of justice shall submit the
17 report on or before January 15, 2023.

18 3. a. The department of justice shall fully reimburse
19 the costs and necessary related expenses incurred by the Iowa
20 law enforcement academy to continue to employ one additional
21 instructor position who shall provide training for human
22 trafficking-related issues throughout the state.

23 b. The department of justice shall obtain the moneys
24 necessary to reimburse the Iowa law enforcement academy to
25 employ such an instructor from unrestricted moneys from either
26 the victim compensation fund established in section 915.94 or
27 the human trafficking victim fund established in section 915.95
28 or the human trafficking enforcement fund established in 2015
29 Iowa Acts, chapter 138, section 141.

30 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is appropriated
31 from the department of commerce revolving fund created in
32 section 546.12 to the office of consumer advocate of the
33 department of justice for the fiscal year beginning July 1,
34 2022, and ending June 30, 2023, the following amount, or so
35 much thereof as is necessary, to be used for the purposes

1 designated:

2 For salaries, support, maintenance, and miscellaneous
3 purposes, and for not more than the following full-time
4 equivalent positions:

5	\$	3,199,004
6	FTEs	18.00

7 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

8 1. There is appropriated from the general fund of the state
9 to the department of corrections for the fiscal year beginning
10 July 1, 2022, and ending June 30, 2023, the following amounts,
11 or so much thereof as is necessary, to be used for the purposes
12 designated:

13 a. For the operation of the Fort Madison correctional
14 facility, including salaries, support, maintenance, and
15 miscellaneous purposes:

16	\$	44,017,405
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17 b. For the operation of the Anamosa correctional facility,
18 including salaries, support, maintenance, and miscellaneous
19 purposes:

20	\$	36,916,678
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21 c. For the operation of the Oakdale correctional facility,
22 including salaries, support, maintenance, and miscellaneous
23 purposes:

24	\$	56,353,264
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25 d. For the Oakdale correctional facility for
26 department-wide institutional pharmaceuticals and miscellaneous
27 purposes:

28	\$	8,556,620
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29 e. For the operation of the Newton correctional facility,
30 including salaries, support, maintenance, and miscellaneous
31 purposes:

32	\$	30,373,418
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33 f. For the operation of the Mount Pleasant correctional
34 facility, including salaries, support, maintenance, and
35 miscellaneous purposes:

1 \$ 28,516,777

2 g. For the operation of the Rockwell City correctional
3 facility, including salaries, support, maintenance, and
4 miscellaneous purposes:

5 \$ 11,063,221

6 h. For the operation of the Clarinda correctional facility,
7 including salaries, support, maintenance, and miscellaneous
8 purposes:

9 \$ 27,225,356

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

15 i. For the operation of the Mitchellville correctional
16 facility, including salaries, support, maintenance, and
17 miscellaneous purposes:

18 \$ 24,868,591

19 j. For the operation of the Fort Dodge correctional
20 facility, including salaries, support, maintenance, and
21 miscellaneous purposes:

22 \$ 32,695,651

23 k. For reimbursement of counties for temporary confinement
24 of prisoners, as provided in sections 901.7, 904.908, and
25 906.17, and for offenders confined pursuant to section 904.513:

26 \$ 1,195,319

27 1. For federal prison reimbursement, reimbursements for
28 out-of-state placements, and miscellaneous contracts:

29 \$ 234,411

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

34 Sec. 4. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

35 There is appropriated from the general fund of the state to the

1 department of corrections for the fiscal year beginning July
2 1, 2022, and ending June 30, 2023, the following amounts, or
3 so much thereof as is necessary, to be used for the purposes
4 designated:

5 1. For general administration, including salaries and the
6 adjustment of salaries throughout the department, support,
7 maintenance, employment of an education director to administer
8 a centralized education program for the correctional system,
9 and miscellaneous purposes:

10 \$ 6,332,699

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

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

30 2. For educational programs for inmates at state penal
31 institutions:

32 \$ 2,608,109

33 a. To maximize the funding for educational programs,
34 the department shall establish guidelines and procedures to
35 prioritize the availability of educational and vocational

1 training for inmates based upon the goal of facilitating an
2 inmate's successful release from the correctional institution.

3 b. The director of the department of corrections may
4 transfer moneys from Iowa prison industries and the canteen
5 operating funds established pursuant to section 904.310, for
6 use in educational programs for inmates.

7 c. Notwithstanding section 8.33, moneys appropriated in
8 this subsection that remain unencumbered or unobligated at the
9 close of the fiscal year shall not revert but shall remain
10 available to be used only for the purposes designated in this
11 subsection until the close of the succeeding fiscal year.

12 3. For the development and operation of the Iowa corrections
13 offender network (ICON) data system:

14 \$ 2,000,000

15 4. For offender mental health and substance abuse
16 treatment:

17 \$ 28,065

18 5. For department-wide duties, including operations, costs,
19 and miscellaneous purposes:

20 \$ 243,797

21 Notwithstanding section 8.33, moneys appropriated in this
22 section that remain unencumbered or unobligated at the close of
23 the fiscal year shall not revert but shall remain available for
24 expenditure for the purposes designated until the close of the
25 succeeding fiscal year.

26 Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
27 SERVICES.

28 1. There is appropriated from the general fund of the state
29 to the department of corrections for the fiscal year beginning
30 July 1, 2022, and ending June 30, 2023, for salaries, support,
31 maintenance, and miscellaneous purposes, the following amounts,
32 or so much thereof as is necessary, to be used for the purposes
33 designated:

34 a. For the first judicial district department of
35 correctional services:

1 \$ 16,236,850

2 It is the intent of the general assembly that the first
3 judicial district department of correctional services maintains
4 the drug courts operated by the district department.

5 b. For the second judicial district department of
6 correctional services:

7 \$ 12,812,936

8 It is the intent of the general assembly that the second
9 judicial district department of correctional services maintains
10 two drug courts to be operated by the district department.

11 c. For the third judicial district department of
12 correctional services:

13 \$ 7,724,830

14 d. For the fourth judicial district department of
15 correctional services:

16 \$ 6,205,083

17 e. For the fifth judicial district department of
18 correctional services, including funding for electronic
19 monitoring devices for use on a statewide basis:

20 \$ 23,482,704

21 It is the intent of the general assembly that the fifth
22 judicial district department of correctional services maintains
23 the drug court operated by the district department.

24 f. For the sixth judicial district department of
25 correctional services:

26 \$ 16,785,878

27 It is the intent of the general assembly that the sixth
28 judicial district department of correctional services maintains
29 the drug court operated by the district department.

30 g. For the seventh judicial district department of
31 correctional services:

32 \$ 9,690,464

33 It is the intent of the general assembly that the seventh
34 judicial district department of correctional services maintains
35 the drug court operated by the district department.

1 h. For the eighth judicial district department of
2 correctional services:
3 \$ 9,255,601

4 2. Each judicial district department of correctional
5 services, within the moneys available, shall continue programs
6 and plans established within that district to provide for
7 intensive supervision, sex offender treatment, diversion of
8 low-risk offenders to the least restrictive sanction available,
9 job development, and expanded use of intermediate criminal
10 sanctions.

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

17 4. The governor's office of drug control policy shall
18 consider federal grants made to the department of corrections
19 for the benefit of each of the eight judicial district
20 departments of correctional services as local government
21 grants, as defined pursuant to federal regulations.

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

26 6. The public safety assessment shall not be utilized
27 in pretrial hearings when determining whether to detain or
28 release a defendant before trial, and the use of the public
29 safety assessment pilot program shall be terminated as of the
30 effective date of this subsection, until such time the use of
31 the public safety assessment has been specifically authorized
32 by the general assembly.

33 Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION OF
34 APPROPRIATIONS. Notwithstanding section 8.39, within
35 the moneys appropriated in this Act to the department of

1 corrections, the department may reallocate the moneys
2 appropriated and allocated as necessary to best fulfill the
3 needs of the correctional institutions, administration of
4 the department, and the judicial district departments of
5 correctional services. However, in addition to complying with
6 the requirements of sections 904.116 and 905.8 and providing
7 notice to the legislative services agency, the department
8 of corrections shall also provide notice to the department
9 of management, prior to the effective date of the revision
10 or reallocation of an appropriation made pursuant to this
11 section. The department of corrections shall not reallocate an
12 appropriation or allocation for the purpose of eliminating any
13 program.

14 Sec. 7. INTENT — REPORTS.

15 1. The department of corrections, in cooperation with
16 townships, the Iowa cemetery associations, and other nonprofit
17 or governmental entities, may use inmate labor during the
18 fiscal year beginning July 1, 2022, to restore or preserve
19 rural cemeteries and historical landmarks. The department, in
20 cooperation with the counties, may also use inmate labor to
21 clean up roads, major water sources, and other water sources
22 around the state.

23 2. On a quarterly basis, the department shall provide
24 a status report regarding private-sector employment to the
25 general assembly beginning on July 1, 2022. The report shall
26 include the number of offenders employed in the private sector,
27 the combined number of hours worked by the offenders, the
28 total amount of allowances, and the distribution of allowances
29 pursuant to section 904.702, including any moneys deposited in
30 the general fund of the state.

31 Sec. 8. ELECTRONIC MONITORING REPORT. The department of
32 corrections shall submit a report on electronic monitoring
33 to the general assembly by January 15, 2023. The report
34 shall specifically address the number of persons being
35 electronically monitored and break down the number of persons

1 being electronically monitored by offense committed. The
2 report shall also include a comparison of any data from the
3 prior fiscal year with the current fiscal year.

4 Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

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

13 2. State agencies are encouraged to purchase products from
14 Iowa state industries, as defined in section 904.802, when
15 purchases are required and the products are available from
16 Iowa state industries. State agencies shall obtain bids from
17 Iowa state industries for purchases of office furniture during
18 the fiscal year beginning July 1, 2022, exceeding \$5,000 or
19 in accordance with applicable administrative rules related to
20 purchases for the agency.

21 Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

22 1. There is appropriated from the general fund of the
23 state to the Iowa law enforcement academy for the fiscal year
24 beginning July 1, 2022, and ending June 30, 2023, the following
25 amount, or so much thereof as is necessary, to be used for the
26 purposes designated:

27 a. For salaries, support, maintenance, and miscellaneous
28 purposes, including jailer training and technical assistance,
29 and for not more than the following full-time equivalent
30 positions:

31	\$	1,240,569
32	FTEs	30.25

33 b. The Iowa law enforcement academy may temporarily exceed
34 and draw more than the amount appropriated in this subsection
35 and incur a negative cash balance as long as there are

1 receivables equal to or greater than the negative balance and
2 the amount appropriated in this subsection is not exceeded at
3 the close of the fiscal year.

4 2. The Iowa law enforcement academy may select at least
5 five automobiles of the department of public safety, division
6 of state patrol, prior to turning over the automobiles to
7 the department of administrative services to be disposed
8 of by public auction, and the Iowa law enforcement academy
9 may exchange any automobile owned by the academy for each
10 automobile selected if the selected automobile is used in
11 training law enforcement officers at the academy. However, any
12 automobile exchanged by the academy shall be substituted for
13 the selected vehicle of the department of public safety and
14 sold by public auction with the receipts being deposited in the
15 depreciation fund maintained pursuant to section 8A.365 to the
16 credit of the department of public safety, division of state
17 patrol.

18 3. The Iowa law enforcement academy shall provide training
19 for domestic abuse and human trafficking-related issues
20 throughout the state. The training shall be offered at no
21 cost to the attendees and the training shall not replace any
22 existing domestic abuse or human trafficking training offered
23 by the academy.

24 Sec. 11. STATE PUBLIC DEFENDER. There is appropriated from
25 the general fund of the state to the office of the state public
26 defender of the department of inspections and appeals for the
27 fiscal year beginning July 1, 2022, and ending June 30, 2023,
28 the following amounts, or so much thereof as is necessary, to
29 be used for the purposes designated:

30 1. For salaries, support, maintenance, and miscellaneous
31 purposes, and for not more than the following full-time
32 equivalent positions:

33	\$ 30,137,092
34	FTEs 234.00

35 Moneys received by the office of the state public defender

1 pursuant to Tit. IV-E of the federal Social Security Act
2 remaining unencumbered and unobligated at the end of the fiscal
3 year shall not revert, but shall be transferred to the Tit.
4 IV-E juvenile justice improvement fund to remain available for
5 expenditures by the office of the state public defender in
6 succeeding fiscal years for the purposes allowed by Tit. IV-E
7 of the federal Social Security Act.

8 2. For payments on behalf of eligible adults and juveniles
9 from the indigent defense fund, in accordance with section
10 815.11:

11 \$ 42,760,374

12 Moneys received by the office of the state public defender
13 pursuant to Tit. IV-E of the federal Social Security Act
14 remaining unencumbered and unobligated at the end of the fiscal
15 year shall not revert, but shall be transferred to the Tit.
16 IV-E juvenile justice improvement fund to remain available for
17 expenditures by the office of the state public defender in
18 succeeding fiscal years for the purposes allowed by Tit. IV-E
19 of the federal Social Security Act.

20 3. TITLE IV-E JUVENILE JUSTICE IMPROVEMENT FUND — OFFICE
21 OF THE STATE PUBLIC DEFENDER. A Tit. IV-E juvenile justice
22 improvement fund is created in the state treasury. The fund
23 shall consist of moneys received by the office of the state
24 public defender pursuant to Tit. IV-E of the federal Social
25 Security Act that remain unencumbered and unobligated at
26 the end of a fiscal year. Moneys deposited in the fund are
27 appropriated to and shall be administered by the office of the
28 state public defender and shall be available for expenditure by
29 the office of the state public defender in succeeding fiscal
30 years for the purposes allowed by Tit. IV-E of the federal
31 Social Security Act.

32 Sec. 12. BOARD OF PAROLE. There is appropriated from the
33 general fund of the state to the board of parole for the fiscal
34 year beginning July 1, 2022, and ending June 30, 2023, the
35 following amount, or so much thereof as is necessary, to be

1 used for the purposes designated:

2 For salaries, support, maintenance, and miscellaneous
3 purposes, and for not more than the following full-time
4 equivalent positions:

5	\$	1,309,622
6	FTEs	10.53

7 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE.

8 1. There is appropriated from the general fund of the
9 state to the department of public defense, for the fiscal year
10 beginning July 1, 2022, and ending June 30, 2023, the following
11 amounts, or so much thereof as is necessary, to be used for the
12 purposes designated:

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

16	\$	7,018,538
17	FTEs	248.00

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

24 Sec. 14. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
25 MANAGEMENT.

26 1. There is appropriated from the general fund of the state
27 to the department of homeland security and emergency management
28 for the fiscal year beginning July 1, 2022, and ending June
29 30, 2023, the following amounts, or so much thereof as is
30 necessary, to be used for the purposes designated:

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

34	\$	2,289,453
35	FTEs	26.41

1 2. The department of homeland security and emergency
2 management may temporarily exceed and draw more than the amount
3 appropriated in this section and incur a negative cash balance
4 as long as there are receivables of federal funds equal to or
5 greater than the negative balance and the amount appropriated
6 in this section is not exceeded at the close of the fiscal
7 year.

8 Sec. 15. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
9 from the general fund of the state to the department of public
10 safety for the fiscal year beginning July 1, 2022, and ending
11 June 30, 2023, the following amounts, or so much thereof as is
12 necessary, to be used for the purposes designated:

13 1. For administrative functions, including salaries and the
14 adjustment of salaries throughout the department, the criminal
15 justice information system, and for not more than the following
16 full-time equivalent positions:

17 \$ 5,952,249
18 FTEs 45.00

19 2. For the division of criminal investigation, including
20 the state's contribution to the peace officers' retirement,
21 accident, and disability system provided in chapter 97A in the
22 amount of the state's normal contribution rate, as defined in
23 section 97A.8, multiplied by the salaries for which the moneys
24 are appropriated, to meet federal fund matching requirements,
25 and for not more than the following full-time equivalent
26 positions:

27 \$ 19,732,130
28 FTEs 180.00

29 3. For the criminalistics laboratory fund created in
30 section 691.9:

31 \$ 650,000

32 Notwithstanding section 8.33, moneys appropriated in this
33 subsection that remain unencumbered or unobligated at the close
34 of the fiscal year shall not revert but shall remain available
35 for expenditure for the purposes designated until the close of

1 the succeeding fiscal year.

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

10	\$ 8,622,414
11	FTEs 67.00

12 The division of narcotics enforcement is authorized an
13 additional 1.00 full-time equivalent position pursuant to
14 this lettered paragraph that is in excess of the number of
15 full-time equivalent positions authorized for the previous
16 fiscal year only if the division of narcotics enforcement
17 receives sufficient federal moneys to maintain employment
18 for the additional full-time equivalent positions during the
19 current fiscal year. The division of narcotics enforcement
20 shall only employ the additional full-time equivalent positions
21 in succeeding fiscal years if sufficient federal moneys are
22 received during each of those succeeding fiscal years.

23 b. For the division of narcotics enforcement for undercover
24 purchases:

25	\$ 209,042
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26 5. For the division of state fire marshal, for fire
27 protection services as provided through the state fire service
28 and emergency response council as created in the department,
29 and for the state's contribution to the peace officers'
30 retirement, accident, and disability system provided in chapter
31 97A in the amount of the state's normal contribution rate,
32 as defined in section 97A.8, multiplied by the salaries for
33 which the moneys are appropriated, and for not more than the
34 following full-time equivalent positions:

35	\$ 5,608,320
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1 FTEs 49.00

2 6. For the division of state patrol, for salaries, support,
3 maintenance, workers' compensation costs, and miscellaneous
4 purposes, including the state's contribution to the peace
5 officers' retirement, accident, and disability system provided
6 in chapter 97A in the amount of the state's normal contribution
7 rate, as defined in section 97A.8, multiplied by the salaries
8 for which the moneys are appropriated, and for not more than
9 the following full-time equivalent positions:

10 \$ 71,480,416

11 FTEs 506.00

12 It is the intent of the general assembly that members of the
13 state patrol be assigned to patrol the highways and roads in
14 lieu of assignments for inspecting school buses for the school
15 districts.

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

20 \$ 279,517

21 8. For costs associated with the training and equipment
22 needs of volunteer fire fighters:

23 \$ 1,025,520

24 Notwithstanding section 8.33, moneys appropriated in this
25 subsection that remain unencumbered or unobligated at the
26 close of the fiscal year shall not revert but shall remain
27 available for expenditure only for the purpose designated in
28 this subsection until the close of the succeeding fiscal year.

29 9. For the public safety interoperable and broadband
30 communications fund established in section 80.44:

31 \$ 115,661

32 10. For the office to combat human trafficking established
33 pursuant to section 80.45, including salaries, support,
34 maintenance, and miscellaneous purposes, and for not more than
35 the following full-time equivalent positions:

1 \$ 200,941

2 FTEs 2.00

3 11. For costs associated with the training and equipment
4 needs of volunteer fire fighters:

5 \$ 50,000

6 12. For deposit in the public safety equipment fund
7 established in section 80.48 for the purchase, maintenance, and
8 replacement of equipment used by the department:

9 \$ 2,500,000

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

21 Sec. 16. GAMING ENFORCEMENT.

22 1. There is appropriated from the gaming enforcement
23 revolving fund created in section 80.43 to the department of
24 public safety for the fiscal year beginning July 1, 2022, and
25 ending June 30, 2023, the following amount, or so much thereof
26 as is necessary, to be used for the purposes designated:

27 For any direct support costs for agents and officers of
28 the division of criminal investigation's excursion gambling
29 boat, gambling structure, and racetrack enclosure enforcement
30 activities, including salaries, support, maintenance, and
31 miscellaneous purposes, and for not more than the following
32 full-time equivalent positions:

33 \$ 10,556,268

34 FTEs 65.00

35 2. For each additional license to conduct gambling games on

1 an excursion gambling boat, gambling structure, or racetrack
2 enclosure issued during the fiscal year beginning July 1, 2022,
3 there is appropriated from the gaming enforcement fund to the
4 department of public safety for the fiscal year beginning July
5 1, 2022, and ending June 30, 2023, an additional amount of
6 not more than \$300,000 to be used for full-time equivalent
7 positions.

8 3. The department of public safety, with the approval of the
9 department of management, may employ no more than three special
10 agents for each additional riverboat or gambling structure
11 regulated after July 1, 2023, and three special agents for
12 each racing facility which becomes operational during the
13 fiscal year which begins July 1, 2023. Positions authorized
14 in this subsection are in addition to the full-time equivalent
15 positions otherwise authorized in this section.

16 Sec. 17. CIVIL RIGHTS COMMISSION.

17 1. There is appropriated from the general fund of the state
18 to the Iowa state civil rights commission for the fiscal year
19 beginning July 1, 2022, and ending June 30, 2023, the following
20 amount, or so much thereof as is necessary, to be used for the
21 purposes designated:

22 For salaries, support, maintenance, and miscellaneous
23 purposes, and for not more than the following full-time
24 equivalent positions:

25	\$	1,344,002
26	FTEs	27.00

27 2. The Iowa state civil rights commission may enter into
28 a contract with a nonprofit organization to provide legal
29 assistance to resolve civil rights complaints.

30 Sec. 18. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

31 1. There is appropriated from the general fund of the state
32 to the criminal and juvenile justice planning division of the
33 department of human rights for the fiscal year beginning July
34 1, 2022, and ending June 30, 2023, the following amount or
35 so much thereof as is necessary, to be used for the purposes

1 designated:

2 a. For salaries, support, maintenance, and miscellaneous
3 purposes, and for not more than the following full-time
4 equivalent positions:

5	\$	1,343,136
6	FTEs	8.89

7 b. (1) For a single grant to a program located in a city
8 with a higher than average juvenile crime rate as determined
9 by the criminal and juvenile justice planning division and
10 a population greater than 80,000 as determined by the 2010
11 federal decennial census, which may be used for studying,
12 planning, programming, and capital, that is committed to
13 deterring juvenile delinquency through early intervention in
14 the criminal justice system by providing a comprehensive,
15 multifaceted delivery of social services and which shall meet
16 the guiding principles and standards for assessment centers set
17 forth by the national assessment center association:

18	\$	140,000
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19 (2) The program shall use no more than 5 percent of the
20 grant for administrative costs.

21 (3) A city shall not receive a grant under this paragraph,
22 or a similar grant from the state of Iowa, for more than
23 two consecutive fiscal years unless no other city meets the
24 requirements specified in subparagraph (1).

25 2. The justice advisory board and the juvenile justice
26 advisory council shall coordinate their efforts in carrying out
27 their respective duties relative to juvenile justice.

28 Sec. 19. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
29 MANAGEMENT. There is appropriated from the 911 emergency
30 communications fund created in section 34A.7A to the department
31 of homeland security and emergency management for the fiscal
32 year beginning July 1, 2022, and ending June 30, 2023, the
33 following amount, or so much thereof as is necessary, to be
34 used for the purposes designated:

35 For implementation, support, and maintenance of the

1 functions of the administrator and program manager under
2 chapter 34A and to employ the auditor of the state to perform
3 an annual audit of the 911 emergency communications fund:
4 \$ 250,000

5 Sec. 20. CONSUMER EDUCATION AND LITIGATION — FARM
6 MEDIATION AND PROSECUTIONS, APPEALS, AND CLAIMS.

7 Notwithstanding section 714.16C, there is appropriated from the
8 consumer education and litigation fund to the department of
9 justice for the fiscal year beginning July 1, 2022, and ending
10 June 30, 2023, the following amounts, or so much thereof as is
11 necessary, to be used for the purposes designated:

12 1. For farm mediation services as specified in section
13 13.13, subsection 2:
14 \$ 300,000

15 2. For salaries, support, maintenance, and miscellaneous
16 purposes for criminal prosecutions, criminal appeals, and
17 performing duties pursuant to chapter 669:
18 \$ 2,000,000

19 DIVISION II

20 INDIGENT DEFENSE

21 Sec. 21. Section 815.7, Code 2022, is amended by adding the
22 following new subsection:

23 NEW SUBSECTION. 6A. For appointments made on or after July
24 1, 2022, the reasonable compensation shall be calculated on the
25 basis of seventy-nine dollars per hour for class "A" felonies,
26 seventy-four dollars per hour for class "B" felonies, and
27 sixty-nine dollars per hour for all other cases.

28 EXPLANATION

29 The inclusion of this explanation does not constitute agreement with
30 the explanation's substance by the members of the general assembly.

31 This bill relates to and makes appropriations to the justice
32 system. The bill is organized by divisions.

33 FY 2022-2023 APPROPRIATIONS. The bill makes appropriations
34 from the general fund of the state for FY 2022-2023 to the
35 departments of justice, corrections, public defense, public

1 safety, and homeland security and emergency management, and
2 the Iowa law enforcement academy, office of the state public
3 defender, board of parole, Iowa state civil rights commission,
4 and the criminal and juvenile justice planning division of the
5 department of human rights.

6 The bill appropriates moneys from the department of commerce
7 revolving fund for FY 2022-2023 to the office of consumer
8 advocate of the department of justice.

9 The bill appropriates moneys from the gaming enforcement
10 revolving fund for FY 2022-2023 to the department of public
11 safety.

12 The bill appropriates moneys from the 911 emergency
13 communications fund for FY 2022-2023 to the department of
14 homeland security and emergency management.

15 The bill appropriates moneys from the consumer education and
16 litigation fund for FY 2022-2023 to the department of justice
17 for farm mediation services and salaries, support, maintenance,
18 and miscellaneous purposes for criminal prosecutions, criminal
19 appeals, and performing certain duties.

20 INDIGENT DEFENSE. The bill increases the hourly rates for
21 court-appointed counsel by \$3 per hour and provides that for
22 appointments made on or after July 1, 2022, the reasonable
23 compensation shall be calculated on the basis of \$79 per hour
24 for class "A" felonies, \$74 per hour for class "B" felonies,
25 and \$69 per hour for all other cases.