

HOUSE FILE \_\_\_\_\_  
BY (PROPOSED HOUSE  
APPROPRIATIONS SUBCOMMITTEE  
ON ADMINISTRATION AND  
REGULATION BILL)

**A BILL FOR**

1 An Act relating to and making appropriations to certain state  
2 departments, agencies, funds, and certain other entities,  
3 providing for regulatory authority, and other properly  
4 related matters.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DRAFT

1 Section 1. DEPARTMENT OF ADMINISTRATIVE SERVICES.

2 1. There is appropriated from the general fund of the state  
3 to the department of administrative services for the fiscal  
4 year beginning July 1, 2011, and ending June 30, 2012, the  
5 following amounts, or so much thereof as is necessary, to be  
6 used for the purposes designated, and for not more than the  
7 following full-time equivalent positions:

8 a. For salaries, support, maintenance, and miscellaneous  
9 purposes:

10 .....	\$	4,020,344
11 .....	FTEs	84.18

12 b. For the payment of utility costs:

13 .....	\$	2,939,400
14 .....	FTEs	1.00

15 Notwithstanding section 8.33, any excess funds appropriated  
16 for utility costs in this lettered paragraph shall not revert  
17 to the general fund of the state at the end of the fiscal year  
18 but shall remain available for expenditure for the purposes of  
19 this lettered paragraph during the succeeding fiscal year.

20 c. For Terrace Hill operations:

21 .....	\$	405,914
22 .....	FTEs	6.88

23 d. For the I3 distribution account:

24 .....	\$	3,478,000
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25 e. For operations and maintenance of the Iowa building:

26 .....	\$	1,018,185
27 .....	FTEs	4.00

28 2. Members of the general assembly serving as members of  
29 the deferred compensation advisory board shall be entitled  
30 to receive per diem and necessary travel and actual expenses  
31 pursuant to section 2.10, subsection 5, while carrying out  
32 their official duties as members of the board.

33 3. Any funds and premiums collected by the department for  
34 workers' compensation shall be segregated into a separate  
35 workers' compensation fund in the state treasury to be used

1 for payment of state employees' workers' compensation claims  
2 and administrative costs. Notwithstanding section 8.33,  
3 unencumbered or unobligated moneys remaining in this workers'  
4 compensation fund at the end of the fiscal year shall not  
5 revert but shall be available for expenditure for purposes of  
6 the fund for subsequent fiscal years.

7     Sec. 2. REVOLVING FUNDS. There is appropriated to the  
8 department of administrative services for the fiscal year  
9 beginning July 1, 2011, and ending June 30, 2012, from the  
10 revolving funds designated in chapter 8A and from internal  
11 service funds created by the department such amounts as the  
12 department deems necessary for the operation of the department  
13 consistent with the requirements of chapter 8A.

14     Sec. 3. FUNDING FOR IOWACCESS.

15     1. Notwithstanding section 321A.3, subsection 1, for the  
16 fiscal year beginning July 1, 2011, and ending June 30, 2012,  
17 the first \$750,000 collected and transferred by the department  
18 of transportation to the treasurer of state with respect to the  
19 fees for transactions involving the furnishing of a certified  
20 abstract of a vehicle operating record under section 321A.3,  
21 subsection 1, shall be transferred to the IowAccess revolving  
22 fund for the purposes of developing, implementing, maintaining,  
23 and expanding electronic access to government records as  
24 provided by law.

25     2. All fees collected with respect to transactions  
26 involving IowAccess shall be deposited in the IowAccess  
27 revolving fund and shall be used only for the support of  
28 IowAccess projects.

29     Sec. 4. STATE EMPLOYEE HEALTH INSURANCE ADMINISTRATION  
30 CHARGE. For the fiscal year beginning July 1, 2011, and ending  
31 June 30, 2012, the monthly per contract administrative charge  
32 which may be assessed by the department of administrative  
33 services shall be \$2 per contract on all health insurance plans  
34 administered by the department.

35     Sec. 5. STATE-OWNED PASSENGER VEHICLES — EVALUATION. The

1 department of administrative services shall conduct an  
 2 evaluation regarding the elimination and sale of the pool of  
 3 state-owned passenger vehicles located in Polk county for  
 4 temporary assignment to multiple drivers of a department or  
 5 agency that is located within Polk county, or outsourcing state  
 6 vehicle leasing through a private entity with regard to these  
 7 vehicles. Vehicles assigned for law enforcement purposes or  
 8 for specialized use by the department of natural resources  
 9 shall not be included in the evaluation. The department shall  
 10 complete the evaluation and submit a report to the general  
 11 assembly regarding the feasibility of selling or outsourcing.  
 12 If the evaluation concludes that one of these options appears  
 13 feasible, the process of selling or outsourcing shall commence  
 14 no later than January 1, 2012.

15 Sec. 6. AUDITOR OF STATE.

16 1. There is appropriated from the general fund of the state  
 17 to the office of the auditor of state for the fiscal year  
 18 beginning July 1, 2011, and ending June 30, 2012, the following  
 19 amount, or so much thereof as is necessary, to be used for  
 20 the purposes designated, and for not more than the following  
 21 full-time equivalent positions:

22 For salaries, support, maintenance, and miscellaneous  
 23 purposes:

24 .....	\$	905,468
25 .....	FTEs	103.00

26 2. The auditor of state may retain additional full-time  
 27 equivalent positions as is reasonable and necessary to  
 28 perform governmental subdivision audits which are reimbursable  
 29 pursuant to section 11.20 or 11.21, to perform audits which are  
 30 requested by and reimbursable from the federal government, and  
 31 to perform work requested by and reimbursable from departments  
 32 or agencies pursuant to section 11.5A or 11.5B. The auditor  
 33 of state shall notify the department of management, the  
 34 legislative fiscal committee, and the legislative services  
 35 agency of the additional full-time equivalent positions

1 retained.

2 Sec. 7. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There  
3 is appropriated from the general fund of the state to the  
4 Iowa ethics and campaign disclosure board for the fiscal year  
5 beginning July 1, 2011, and ending June 30, 2012, the following  
6 amount, or so much thereof as is necessary, for the purposes  
7 designated:

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

11 .....	\$	475,000
12 .....	FTEs	5.00

13 Sec. 8. DEPARTMENT OF COMMERCE.

14 1. There is appropriated from the general fund of the  
15 state to the department of commerce for the fiscal year  
16 beginning July 1, 2011, and ending June 30, 2012, the following  
17 amounts, or so much thereof as is necessary, for the purposes  
18 designated:

19 a. ALCOHOLIC BEVERAGES DIVISION

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

23 .....	\$	1,220,391
24 .....	FTEs	21.00

25 b. PROFESSIONAL LICENSING AND REGULATION BUREAU

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

29 .....	\$	609,353
30 .....	FTEs	12.00

31 2. There is appropriated from the department of commerce  
32 revolving fund created in section 546.12 to the department of  
33 commerce for the fiscal year beginning July 1, 2011, and ending  
34 June 30, 2012, the following amounts, or so much thereof as is  
35 necessary, for the purposes designated:

1 a. BANKING DIVISION

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

5 ..... \$ 8,851,670  
6 ..... FTEs 80.00

7 b. CREDIT UNION DIVISION

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

11 ..... \$ 1,727,995  
12 ..... FTEs 19.00

13 c. INSURANCE DIVISION

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

17 ..... \$ 4,983,244  
18 ..... FTEs 106.50

19 (2) The insurance division may reallocate authorized  
20 full-time equivalent positions as necessary to respond to  
21 accreditation recommendations or requirements. The insurance  
22 division expenditures for examination purposes may exceed the  
23 projected receipts, refunds, and reimbursements, estimated  
24 pursuant to section 505.7, subsection 7, including the  
25 expenditures for retention of additional personnel, if the  
26 expenditures are fully reimbursable and the division first does  
27 both of the following:

28 (a) Notifies the department of management, the legislative  
29 services agency, and the legislative fiscal committee of the  
30 need for the expenditures.

31 (b) Files with each of the entities named in subparagraph  
32 division (a) the legislative and regulatory justification for  
33 the expenditures, along with an estimate of the expenditures.

34 d. UTILITIES DIVISION

35 (1) For salaries, support, maintenance, and miscellaneous

1 purposes, and for not more than the following full-time  
2 equivalent positions:

3 .....	\$	8,173,069
4 .....	FTEs	79.00

5 (2) The utilities division may expend additional funds,  
6 including funds for additional personnel, if those additional  
7 expenditures are actual expenses which exceed the funds  
8 budgeted for utility regulation and the expenditures are fully  
9 reimbursable. Before the division expends or encumbers an  
10 amount in excess of the funds budgeted for regulation, the  
11 division shall first do both of the following:

12 (a) Notify the department of management, the legislative  
13 services agency, and the legislative fiscal committee of the  
14 need for the expenditures.

15 (b) File with each of the entities named in subparagraph  
16 division (a) the legislative and regulatory justification for  
17 the expenditures, along with an estimate of the expenditures.

18 3. CHARGES. Each division and the office of consumer  
19 advocate shall include in its charges assessed or revenues  
20 generated an amount sufficient to cover the amount stated  
21 in its appropriation and any state-assessed indirect costs  
22 determined by the department of administrative services.

23 Sec. 9. DEPARTMENT OF COMMERCE — PROFESSIONAL LICENSING  
24 AND REGULATION BUREAU. There is appropriated from the housing  
25 trust fund of the Iowa finance authority created in section  
26 16.181, to the bureau of professional licensing and regulation  
27 of the banking division of the department of commerce for the  
28 fiscal year beginning July 1, 2011, and ending June 30, 2012,  
29 the following amount, or so much thereof as is necessary, to be  
30 used for the purposes designated:

31 For salaries, support, maintenance, and miscellaneous  
32 purposes:

33 .....	\$	62,317
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34 Sec. 10. GOVERNOR AND LIEUTENANT GOVERNOR. There is  
35 appropriated from the general fund of the state to the offices

1 of the governor and the lieutenant governor for the fiscal year  
2 beginning July 1, 2011, and ending June 30, 2012, the following  
3 amounts, or so much thereof as is necessary, to be used for the  
4 purposes designated:

5 1. GENERAL OFFICE

6 For salaries, support, maintenance, and miscellaneous  
7 purposes for the general office of the governor and the general  
8 office of the lieutenant governor, and for not more than the  
9 following full-time equivalent positions:

10 .....	\$	2,063,492
11 .....	FTEs	21.00

12 2. TERRACE HILL QUARTERS

13 For salaries, support, maintenance, and miscellaneous  
14 purposes for the governor's quarters at Terrace Hill, and for  
15 not more than the following full-time equivalent positions:

16 .....	\$	124,533
17 .....	FTEs	1.88

18 Sec. 11. GOVERNOR'S OFFICE OF DRUG CONTROL POLICY. There  
19 is appropriated from the general fund of the state to the  
20 governor's office of drug control policy for the fiscal year  
21 beginning July 1, 2011, and ending June 30, 2012, the following  
22 amount, or so much thereof as is necessary, to be used for the  
23 purposes designated:

24 For salaries, support, maintenance, and miscellaneous  
25 purposes, including statewide coordination of the drug abuse  
26 resistance education (D.A.R.E.) programs or similar programs,  
27 and for not more than the following full-time equivalent  
28 positions:

29 .....	\$	326,043
30 .....	FTEs	8.00

31 Sec. 12. DEPARTMENT OF HUMAN RIGHTS. There is appropriated  
32 from the general fund of the state to the department of human  
33 rights for the fiscal year beginning July 1, 2011, and ending  
34 June 30, 2012, the following amounts, or so much thereof as is  
35 necessary, to be used for the purposes designated:



1 1. CENTRAL ADMINISTRATION DIVISION

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

5 .....	\$	235,890
6 .....	FTEs	7.00

7 2. COMMUNITY ADVOCACY AND SERVICES DIVISION

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

11 .....	\$	820,135
12 .....	FTEs	17.00

13 3. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION

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

17 .....	\$	1,023,892
18 .....	FTEs	10.00

19 The criminal and juvenile justice planning advisory council  
20 and the juvenile justice advisory council shall coordinate  
21 their efforts in carrying out their respective duties relative  
22 to juvenile justice.

23 Sec. 13. DEPARTMENT OF INSPECTIONS AND APPEALS. There  
24 is appropriated from the general fund of the state to the  
25 department of inspections and appeals for the fiscal year  
26 beginning July 1, 2011, and ending June 30, 2012, the following  
27 amounts, or so much thereof as is necessary, for the purposes  
28 designated:

29 1. ADMINISTRATION DIVISION

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

33 .....	\$	1,537,715
34 .....	FTEs	37.40

35 2. ADMINISTRATIVE HEARINGS DIVISION

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

4 ..... \$ 528,753  
5 ..... FTEs 23.00

6 3. INVESTIGATIONS DIVISION

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

10 ..... \$ 1,168,639  
11 ..... FTEs 58.50

12 b. The department, in coordination with the investigations  
13 division, shall provide a report to the general assembly by  
14 January 10, 2012, concerning the fiscal impact of additional  
15 full-time equivalent positions on the department's efforts  
16 relative to the Medicaid divestiture program under chapter  
17 249F.

18 4. HEALTH FACILITIES DIVISION

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

22 ..... \$ 3,400,541  
23 ..... FTEs 134.75

24 b. The department shall, in coordination with the health  
25 facilities division, make the following information available  
26 to the public in a timely manner, to include providing the  
27 information on the department's internet website, during the  
28 fiscal year beginning July 1, 2011, and ending June 30, 2012:

29 (1) The number of inspections conducted by the division  
30 annually by type of service provider and type of inspection.

31 (2) The total annual operations budget for the division,  
32 including general fund appropriations and federal contract  
33 dollars received by type of service provider inspected.

34 (3) The total number of full-time equivalent positions in  
35 the division, to include the number of full-time equivalent

1 positions serving in a supervisory capacity, and serving as  
2 surveyors, inspectors, or monitors in the field by type of  
3 service provider inspected.

4 (4) Identification of state and federal survey trends,  
5 cited regulations, the scope and severity of deficiencies  
6 identified, and federal and state fines assessed and collected  
7 concerning nursing and assisted living facilities and programs.

8 c. It is the intent of the general assembly that the  
9 department and division continuously solicit input from  
10 facilities regulated by the division to assess and improve  
11 the division's level of collaboration and to identify new  
12 opportunities for cooperation.

13 5. EMPLOYMENT APPEAL BOARD

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

17 .....	\$	42,215
18 .....	FTEs	14.00

19 b. The employment appeal board shall be reimbursed by  
20 the labor services division of the department of workforce  
21 development for all costs associated with hearings conducted  
22 under chapter 91C, related to contractor registration. The  
23 board may expend, in addition to the amount appropriated under  
24 this subsection, additional amounts as are directly billable  
25 to the labor services division under this subsection and to  
26 retain the additional full-time equivalent positions as needed  
27 to conduct hearings required pursuant to chapter 91C.

28 6. CHILD ADVOCACY BOARD

29 a. For foster care review and the court appointed special  
30 advocate program, including salaries, support, maintenance, and  
31 miscellaneous purposes, and for not more than the following  
32 full-time equivalent positions:

33 .....	\$	2,404,771
34 .....	FTEs	40.80

35 b. The department of human services, in coordination with

1 the child advocacy board and the department of inspections and  
2 appeals, shall submit an application for funding available  
3 pursuant to Tit. IV-E of the federal Social Security Act for  
4 claims for child advocacy board administrative review costs.

5 c. The court appointed special advocate program shall  
6 investigate and develop opportunities for expanding  
7 fund-raising for the program.

8 d. Administrative costs charged by the department of  
9 inspections and appeals for items funded under this subsection  
10 shall not exceed 4 percent of the amount appropriated in this  
11 subsection.

12 Sec. 14. DEPARTMENT OF INSPECTIONS AND APPEALS — MUNICIPAL  
13 CORPORATION FOOD INSPECTIONS. For the fiscal year beginning  
14 July 1, 2011, and ending June 30, 2012, the department of  
15 inspections and appeals shall retain any license fees generated  
16 during the fiscal year as a result of actions under section  
17 137F.3A occurring during the fiscal year beginning July 1,  
18 2010, and ending June 30, 2011, for the purpose of enforcing  
19 the provisions of chapters 137C, 137D, and 137F.

20 Sec. 15. DEPARTMENT OF INSPECTIONS AND APPEALS —  
21 HEALTH CARE FACILITIES INSPECTIONS. Notwithstanding any  
22 provision of section 135C.16 to the contrary, inspections of  
23 health care facilities that are only state-licensed and not  
24 certified under the Medicare or Medicaid programs shall not be  
25 inspected by the department of inspections and appeals every  
26 thirty months, but only as provided pursuant to sections 135C.9  
27 and 135C.38.

28 Sec. 16. RACING AND GAMING COMMISSION.

29 1. RACETRACK REGULATION

30 There is appropriated from the gaming regulatory revolving  
31 fund established in section 99F.20 to the racing and gaming  
32 commission of the department of inspections and appeals for the  
33 fiscal year beginning July 1, 2011, and ending June 30, 2012,  
34 the following amount, or so much thereof as is necessary, to be  
35 used for the purposes designated:

1 For salaries, support, maintenance, and miscellaneous  
2 purposes for the regulation of pari-mutuel racetracks, and for  
3 not more than the following full-time equivalent positions:

4 ..... \$ 2,511,440  
5 ..... FTEs 28.53

6 2. EXCURSION BOAT AND GAMBLING STRUCTURE REGULATION

7 There is appropriated from the gaming regulatory revolving  
8 fund established in section 99F.20 to the racing and gaming  
9 commission of the department of inspections and appeals for the  
10 fiscal year beginning July 1, 2011, and ending June 30, 2012,  
11 the following amount, or so much thereof as is necessary, to be  
12 used for the purposes designated:

13 For salaries, support, maintenance, and miscellaneous  
14 purposes for administration and enforcement of the excursion  
15 boat gambling and gambling structure laws, and for not more  
16 than the following full-time equivalent positions:

17 ..... \$ 3,078,100  
18 ..... FTEs 44.22

19 Sec. 17. ROAD USE TAX FUND APPROPRIATION — DEPARTMENT OF  
20 INSPECTIONS AND APPEALS. There is appropriated from the road  
21 use tax fund created in section 312.1 to the administrative  
22 hearings division of the department of inspections and appeals  
23 for the fiscal year beginning July 1, 2011, and ending June 30,  
24 2012, the following amount, or so much thereof as is necessary,  
25 for the purposes designated:

26 For salaries, support, maintenance, and miscellaneous  
27 purposes:

28 ..... \$ 1,623,897

29 Sec. 18. DEPARTMENT OF MANAGEMENT.

30 1. There is appropriated from the general fund of the state  
31 to the department of management for the fiscal year beginning  
32 July 1, 2011, and ending June 30, 2012, the following amounts,  
33 or so much thereof as is necessary, to be used for the purposes  
34 designated:

35 For salaries, support, maintenance, and miscellaneous

1 purposes, and for not more than the following full-time  
2 equivalent positions:

3 .....	\$	2,163,998
4 .....	FTEs	25.00

5 2. Of the moneys appropriated in this section, the  
6 department shall use a portion for enterprise resource  
7 planning, providing for a salary model administrator,  
8 conducting performance audits, and for the department's LEAN  
9 process.

10 Sec. 19. ROAD USE TAX APPROPRIATION — DEPARTMENT OF  
11 MANAGEMENT. There is appropriated from the road use tax fund  
12 created in section 312.1 to the department of management for  
13 the fiscal year beginning July 1, 2011, and ending June 30,  
14 2012, the following amount, or so much thereof as is necessary,  
15 to be used for the purposes designated:

16 For salaries, support, maintenance, and miscellaneous  
17 purposes:

18 .....	\$	56,000
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19 Sec. 20. DEPARTMENT OF REVENUE.

20 1. There is appropriated from the general fund of the state  
21 to the department of revenue for the fiscal year beginning July  
22 1, 2011, and ending June 30, 2012, the following amounts, or  
23 so much thereof as is necessary, to be used for the purposes  
24 designated:

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

28 .....	\$	17,615,484
29 .....	FTEs	303.48

30 2. Of the funds appropriated pursuant to this section,  
31 \$400,000 shall be used to pay the direct costs of compliance  
32 related to the collection and distribution of local sales and  
33 services taxes imposed pursuant to chapters 423B and 423E.

34 3. The director of revenue shall prepare and issue a state  
35 appraisal manual and the revisions to the state appraisal

1 manual as provided in section 421.17, subsection 17, without  
2 cost to a city or county.

3 Sec. 21. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is  
4 appropriated from the motor fuel tax fund created by section  
5 452A.77 to the department of revenue for the fiscal year  
6 beginning July 1, 2011, and ending June 30, 2012, the following  
7 amount, or so much thereof as is necessary, to be used for the  
8 purposes designated:

9 For salaries, support, maintenance, miscellaneous purposes,  
10 and for administration and enforcement of the provisions of  
11 chapter 452A and the motor vehicle use tax program:

12 ..... \$ 1,305,775

13 Sec. 22. SECRETARY OF STATE.

14 1. There is appropriated from the general fund of the state  
15 to the office of the secretary of state for the fiscal year  
16 beginning July 1, 2011, and ending June 30, 2012, the following  
17 amounts, or so much thereof as is necessary, to be used for the  
18 purposes designated:

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

22 ..... \$ 2,895,585

23 ..... FTEs 45.00

24 b. For costs associated with decennial redistricting:

25 ..... \$ 75,000

26 2. The state department or state agency which provides  
27 data processing services to support voter registration file  
28 maintenance and storage shall provide those services without  
29 charge.

30 Sec. 23. SECRETARY OF STATE FILING FEES REFUND.

31 Notwithstanding the obligation to collect fees pursuant to the  
32 provisions of section 490.122, subsection 1, paragraphs "a" and  
33 "s", and section 504.113, subsection 1, paragraphs "a", "c",  
34 "d", "j", "k", "l", and "m", for the fiscal year beginning July  
35 1, 2011, the secretary of state may refund these fees to the

1 filer pursuant to rules established by the secretary of state.  
2 The decision of the secretary of state not to issue a refund  
3 under rules established by the secretary of state is final and  
4 not subject to review pursuant to chapter 17A.

5 Sec. 24. TREASURER.

6 1. There is appropriated from the general fund of the  
7 state to the office of treasurer of state for the fiscal year  
8 beginning July 1, 2011, and ending June 30, 2012, the following  
9 amount, or so much thereof as is necessary, to be used for the  
10 purposes designated:

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

14 .....	\$	854,289
15 .....	FTEs	28.80

16 2. The office of treasurer of state shall supply clerical  
17 and secretarial support for the executive council.

18 Sec. 25. ROAD USE TAX APPROPRIATION — OFFICE OF TREASURER  
19 OF STATE. There is appropriated from the road use tax fund  
20 created in section 312.1 to the office of treasurer of state  
21 for the fiscal year beginning July 1, 2011, and ending June 30,  
22 2012, the following amount, or so much thereof as is necessary,  
23 to be used for the purposes designated:

24 For enterprise resource management costs related to the  
25 distribution of road use tax funds:

26 .....	\$	93,148
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27 Sec. 26. IPERS — GENERAL OFFICE. There is appropriated  
28 from the Iowa public employees' retirement system fund to the  
29 Iowa public employees' retirement system for the fiscal year  
30 beginning July 1, 2011, and ending June 30, 2012, the following  
31 amount, or so much thereof as is necessary, to be used for the  
32 purposes designated:

33 For salaries, support, maintenance, and other operational  
34 purposes to pay the costs of the Iowa public employees'  
35 retirement system, and for not more than the following



1 full-time equivalent positions:

2 .....	\$ 17,686,968
3 .....	FTEs 90.13

4 Sec. 27. Section 99D.14, subsection 2, paragraph b, Code  
5 2011, is amended to read as follows:

6 b. Notwithstanding sections 8.60 and 99D.17, the portion of  
7 the fee paid pursuant to paragraph "a" relating to the costs  
8 of special agents plus any direct and indirect support costs  
9 for the agents, for the division of criminal investigation's  
10 racetrack activities, shall not be deposited in the general  
11 fund of the state but instead shall be deposited into either  
12 the gaming enforcement revolving fund established in section  
13 80.43 or the gaming regulatory revolving fund established in  
14 section 99F.20, as determined by the department.

15 Sec. 28. Section 99F.10, subsection 4, paragraph b, Code  
16 2011, is amended to read as follows:

17 b. Notwithstanding sections 8.60 and 99F.4, the portion of  
18 the fee paid pursuant to paragraph "a" relating to the costs  
19 of special agents and officers plus any direct and indirect  
20 support costs for the agents and officers, for the division of  
21 criminal investigation's excursion gambling boat or gambling  
22 structure activities, shall not be deposited in the general  
23 fund of the state but instead shall be deposited into either  
24 the gaming enforcement revolving fund established in section  
25 80.43 or the gaming regulatory revolving fund established in  
26 section 99F.20, as determined by the department.

27 Sec. 29. NEW SECTION. 99F.20 Gaming regulatory revolving  
28 fund.

29 1. A gaming regulatory revolving fund is created in the  
30 state treasury under the control of the department. The fund  
31 shall consist of fees collected and deposited into the fund  
32 paid by licensees pursuant to section 99D.14, subsection 2,  
33 paragraph "b", and fees paid by licensees pursuant to section  
34 99F.10, subsection 4, paragraph "b". All costs relating to  
35 racetrack, excursion boat, and gambling structure regulation

1 shall be paid from the fund as provided in appropriations made  
2 for this purpose by the general assembly.

3 2. To meet the department's cash flow needs, the department  
4 may temporarily use funds from the general fund of the state  
5 to pay expenses in excess of moneys available in the revolving  
6 fund if those additional expenditures are fully reimbursable  
7 and the department reimburses the general fund of the state  
8 and ensures all moneys are repaid in full by the close of the  
9 fiscal year. Because any general fund moneys used shall be  
10 fully reimbursed, such temporary use of funds from the general  
11 fund of the state shall not constitute an appropriation for  
12 purposes of calculating the state general fund expenditure  
13 limitation pursuant to section 8.54.

14 3. Section 8.33 does not apply to any moneys credited or  
15 appropriated to the revolving fund from any other fund and,  
16 notwithstanding section 12C.7, subsection 2, earnings or  
17 interest on moneys deposited in the revolving fund shall be  
18 credited to the revolving fund.

19 **Sec. 30. NEW SECTION. 216A.102A Immigration status**  
20 **verification for low-income home energy assistance program.**

21 1. The department of human rights shall participate in  
22 the systematic alien verification for entitlements program  
23 established by United States citizenship and immigration  
24 services in order to verify the eligibility of each person  
25 seeking funds pursuant to the federal low-income home energy  
26 assistance program.

27 2. Unless otherwise required by federal law, funds from the  
28 federal low-income home energy assistance program shall not  
29 be awarded to a household unless at least one member of the  
30 household is a United States citizen or lawfully present in the  
31 United States.

32 **Sec. 31. REPEAL.** 2009 Iowa Acts, chapter 179, section 146,  
33 is repealed.

34

**EXPLANATION**

35 This bill relates to and appropriates moneys to various

1 state departments, agencies, and funds for the fiscal year  
2 beginning July 1, 2011, and ending June 30, 2012. The bill  
3 makes appropriations to state departments and agencies  
4 including the department of administrative services, auditor of  
5 state, Iowa ethics and campaign disclosure board, department  
6 of commerce, offices of governor and lieutenant governor, the  
7 governor's office of drug control policy, department of human  
8 rights, department of inspections and appeals, department  
9 of management, department of revenue, secretary of state,  
10 treasurer of state, and Iowa public employees' retirement  
11 system.

12 The bill requires the department of administrative services  
13 to conduct an evaluation regarding eliminating and selling the  
14 pool of state-owned passenger vehicles located in Polk county  
15 for temporary assignment to multiple drivers of a department  
16 or agency that is located within Polk county, or outsourcing  
17 state vehicle leasing through a private entity with regard to  
18 these vehicles. The department is directed to submit a report  
19 to the general assembly regarding the feasibility of selling  
20 or outsourcing, and if one of the options appears feasible, to  
21 commence the process of selling or outsourcing no later than  
22 January 1, 2012.

23 The bill establishes a new gaming regulatory revolving fund  
24 in the state treasury under the control of the department of  
25 inspections and appeals, consisting of fees collected and  
26 deposited into the fund paid by pari-mutuel wagering licensees  
27 pursuant to Code section 99D.14, subsection 2, paragraph "b",  
28 and fees paid by gambling boat and racetrack licensees pursuant  
29 to Code section 99F.10, subsection 4, paragraph "b". The bill  
30 specifies that all costs relating to racetrack, excursion boat,  
31 and gambling structure regulation shall be paid from the fund  
32 as provided in appropriations made for this purpose by the  
33 general assembly. The bill makes conforming Code modifications  
34 consistent with this provision.

35 The bill directs the department of human rights to

1 participate in the systematic alien verification for  
2 entitlements (SAVE) program established by United States  
3 citizenship and immigration services in order to verify the  
4 eligibility of each person seeking funds through the federal  
5 low-income home energy assistance program. The bill prohibits  
6 the department from awarding funds from the program to a  
7 household unless at least one member of the household is a  
8 United States citizen or lawfully present in the United States,  
9 unless otherwise required by federal law.

10 The bill repeals a sunset provision enacted during the 2009  
11 legislative session applicable to the department of commerce  
12 revolving fund established in Code section 546.12. The  
13 provision currently repeals the Code section effective July 1,  
14 2011.

DRAFT