

FUNDING SUMMARY

FY 2014: Appropriates a total of \$547.3 million from the General Fund for FY 2014 to the Departments of Justice, Corrections, Inspections and Appeals, Public Defense, Human Rights, and Public Safety, the Iowa Law Enforcement Academy, Board of Parole, and Civil Rights Commission. This is an increase of \$23.3 million compared to estimated FY 2013. Also appropriates a total of \$14.0 million from other funds for FY 2014 reflecting no change compared to estimated FY 2013.

FY 2015: Division II makes General Fund and other fund appropriations to the Justice System for FY 2015 that equal 50.00% of the FY 2014 appropriations.

MAJOR INCREASES/DECREASES/TRANSFERS OF EXISTING PROGRAMS

House File 603 (Administration and Regulation Appropriations Act) eliminates the General Fund appropriation to the Department of Administrative Services (DAS) for I/3 services. The Act makes General Fund appropriations to departments outside the purview of the Administration and Regulation Appropriations Subcommittee to partially offset the costs for using the I/3 System. The funding becomes part of the base budgets of the departments in future years and can be used to help pay for the I/3 billings from the DAS. The appropriation to the DAS will no longer be needed. The Departments of Justice, Corrections, Public Defense, and Public Safety, the Civil Rights Commission, Office of the State Public Defender, Judicial Branch, Iowa Law Enforcement Academy, and Board of Parole all received General Fund appropriations in HF 603 in the amount of \$572,000. The Office of the Consumer Advocate received a Department of Commerce Revolving Fund appropriation of \$1,425 in HF 603 for I/3 services.

Page 1, Line 7

Department of Justice: General Fund increase of \$4.4 million compared to estimated FY 2013 due to:

Page 1, Line 8

- \$175,000 increase to fill vacant attorney positions for the Criminal Appeals Division.
- \$3.9 million increase to fund transition costs and operating costs of community-based services for victims of domestic violence and sexual assault.
- \$366,000 increase to Legal Services Poverty Grants.

EXECUTIVE SUMMARY
JUSTICE SYSTEM APPROPRIATIONS ACT

Department of Corrections (DOC): General Fund increase of \$12.7 million compared to estimated FY 2013 due to:

Page 3, Line 30

- \$7.5 million increase to open new or close current correctional beds at the Iowa State Penitentiary at Fort Madison, the Iowa Correctional Institution for Women at Mitchellville, the Mount Pleasant Correctional Facility, and community-based corrections (CBC) facilities in Waterloo, Sioux City, Cedar Rapids, Davenport, and Ottumwa.
- The following facilities are scheduled to close in FY 2014: the Clinical Care Unit (CCU) and John Bennett Unit (JBU) at Fort Madison and the Women's Unit at Mount Pleasant.
- \$500,000 to renovate or replace a bunk house at Farm One at Fort Madison to house minimum security offenders currently housed at the John Bennett Unit.
- The DOC estimates approximately 40.0% of the prison population will be transferred around the prison system during FY 2014 to enable the opening of the new and closing the old housing units.
- \$398,000 to create a telepsychiatry unit at the Iowa Medical Classification Center at Oakdale to provide services to offenders.
- \$250,000 increase for corrections education.
- \$1.6 million increase for the Iowa Corrections Offender Network (ICON). Of this amount, \$500,000 is currently funded through an allocation from the Technology Reinvestment Fund.
- \$2.6 million increase for operations.

Department of Public Safety: Appropriates a total of \$86.9 million and 917.1 FTE positions to the Department of Public Safety, an increase of \$4.7 million and 3.0 FTE positions compared to estimated FY 2013.

Page 12, Line 39

Criminal and Juvenile Justice Planning Division: Appropriates a total of \$1.3 million and 10.8 FTE positions, an increase of \$160,000 and 1.0 FTE position compared to estimated FY 2013.

Page 15, Line 41

CHANGES TO PRIOR APPROPRIATIONS

Permits the money appropriated for FY 2013 to the Statewide Interoperable Communications System Board to carry forward into FY 2014 and to be deposited in the Statewide Public Safety Interoperable and Broadband Communications Fund.

Page 30, Line 34

STUDIES AND INTENT

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|---|------------------|
| Prohibits the Department of Justice from requiring a care provider that provides services to certain crime victims to close a shelter as a condition of receiving a grant. <i>This item was vetoed by the Governor.</i> | Page 2, Line 19 |
| Requires the Department of Justice to transfer at least \$150,000 from the Victim Compensation Fund to the Victim Assistance Grants Program in FY 2014. | Page 2, Line 29 |
| Specifies it is the intent of the General Assembly that the Department of Corrections (DOC) maintain and operate the Luster Heights Prison Camp in Yellow River Forest State Park. | Page 4, Line 11 |
| Specifies it is the intent of the General Assembly that, as a condition of receiving appropriated funds, the DOC not enter into a new contract in excess of \$100,000 for privatized services during FY 2014 without prior notification of the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and without prior consultation with any affected employee organization. Existing contracts may be renewed without notification. <i>This item was vetoed by the Governor.</i> | Page 5, Line 27 |
| Permits the DOC to transfer funds from the Iowa Prison Industries Revolving Fund and institutional canteen funds for educational programs for inmates. | Page 6, Line 20 |
| Specifies it is the intent of the General Assembly that the DOC continue farm operations at the same or greater level than the level that existed on January 1, 2011. The DOC is prohibited from renting farmland under the control of the DOC that is not currently being rented without legislative approval. The DOC is to provide meaningful job opportunities for inmates employed on the farms. | Page 7, Line 14 |
| Requires each CBC District Department, within available funding, to continue programs and plans within each District Department for intensive supervision, sex offender treatment, diversion of low-risk offenders to the least restrictive sanction available, job development, and expanded use of intermediate sanctions. | Page 8, Line 21 |
| Requires the DOC, in cooperation with the Office of the Attorney General, to submit a report to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and the Legislative Services Agency (LSA), by January 15, 2014, regarding the central pharmacy pilot project. | Page 9, Line 33 |
| Encourages State agencies to buy products from Iowa Prison Industries whenever possible. Requires State agencies to obtain a bid from Iowa Prison Industries for purchases of office furniture exceeding \$5,000, or in accordance with administrative rules. | Page 10, Line 11 |

EXECUTIVE SUMMARY
JUSTICE SYSTEM APPROPRIATIONS ACT

SENATE FILE 447

Division III creates a Statewide Public Safety Broadband Interoperable and Broadband Communications Fund under the control of the Department of Public Safety for the planning and development of a statewide public safety interoperable and broadband communications system. The language also permits any money in the Fund to carry forward to the next fiscal year.

Page 30, Line 18

Division IV creates a Public Safety Training and Facilities Task Force. The Task Force is charged with developing a coordinated plan for a consolidated fire and police training facility. The Task Force is required to provide interim reports to the General Assembly on December 31 of each year, with the final report due December 31, 2016. *This Division was vetoed by the Governor.*

Page 31, Line 8

Division V repeals the Cigarette Fire Safety Fund and requires deposit of any revenues from certifications and civil penalties in the State General Fund. The Fire Marshal's Office is permitted to spend funds from the Cigarette Fire Safety Fund retroactively from FY 2008 through FY 2013. The FY 2013 ending balance is transferred to the Department of Justice for victim assistance grants. *The Governor vetoed the carryforward language.*

Page 33, Line 12

Division VI requires the gaming industry to pay a regulatory fee for the salaries of no more than three special agents for each gambling facility (15 boats and three race tracks). The Division of Criminal Investigation (DCI) is required to reduce the total number of special agents to 54 by July 1, 2016 (FY 2017). Indirect costs will be calculated using the same formula applied for federally-reimbursed indirect costs. The regulatory fee charged to the gaming industry will be reduced to an amount equal to any unexpended money in the Gaming Enforcement Revolving Fund from the previous year. Beginning January 1, 2015, and each January thereafter, the DCI is required to provide a report detailing activities of the previous fiscal year to the gaming commission and to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LSA. Additionally, the DCI is required to report to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LSA regarding its review of the number of special agents at each gambling facility by July 1, 2020. The review must include comments from the gaming commission and licensees. The DCI and the gaming industry are to jointly or separately file a report that provides details of the activities of gaming enforcement officers and special agents by December 15, 2013.

Page 34, Line 17

Division VII requests the Legislative Council to create an interim committee to study judicial compensation.

Page 37, Line 29

Division VIII amends the Code of Iowa related to the Office of the Attorney General and the Department of Corrections.

Page 38, Line 1

SIGNIFICANT CODE CHANGES

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| Beginning July 1, 2013 (FY 2014), and ending June 30, 2017 (FY 2017), the DCI is required to eliminate the Gaming Enforcement Officer positions (Special Agent 1s) for an end result of 54 Special Agent 2 positions. | Page 34, Line 17 |
| Permits the Office of the Attorney General to be reimbursed up to \$215,000 annually from the Second Injury Fund. This is an increase of \$65,000 to provide for an entry-level attorney to staff the increased second injury caseload handled by the Office. | Page 38, Line 3 |
| Repeals the sunset of the requirement to provide the notice of mortgage foreclosure counseling and mediation services. The requirement to provide the notice is sunsetted July 1, 2013, under current law. | Page 38, Line 22 |
| Permits the Office of the Attorney General to be reimbursed up to \$2.0 million annually from the Consumer Education and Litigation Fund. Current law makes a standing limited appropriation of \$1.2 million from the Fund to the Office of the Attorney General. However, SF 510 (FY 2012 Justice System Appropriations Act) notwithstanding the appropriation limits and increased the reimbursement to \$2.0 million through FY 2013. This maintains the current spending limit for FY 2014 and future fiscal years. <i>The Governor vetoed this item.</i> | Page 38, Line 24 |

GOVERNOR'S VETOES

| | |
|---|-----------------|
| The Governor vetoed a provision that prohibits the Department of Justice from requiring a victim services provider to close a shelter as a condition of receiving a grant. The Governor stated this language is unduly restrictive and the Department must have flexibility while transitioning to new, community-based services. | Page 2, Line 19 |
| The Governor vetoed language that required nonreversion of appropriated funds for the Victim Assistance Grant Program for both FY 2014 and FY 2015. The Governor stated this language was unnecessary, and did not advance his goals of returning predictability and sustainability to government budgeting. | Page 2, Line 32 |
| The Governor vetoed the report required by the DOC in FY 2014 and FY 2015, regarding the plans for the housing units at the Fort Madison Correctional Facility. The Governor stated this was a redundant requirement as this report was submitted January 15, 2013, and is already available to the General Assembly. | Page 3, Line 42 |
| The Governor vetoed a provision that prohibits the DOC from entering into new contracts in excess of \$100,000 for privatized services during FY 2014, without prior notification of the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and without prior consultation with any | Page 5, Line 27 |

EXECUTIVE SUMMARY
JUSTICE SYSTEM APPROPRIATIONS ACT

SENATE FILE 447

affected employee organization. The DOC is allowed to renew existing contracts without notification. The Governor stated that this language prevents the DOC from obtaining services in an effective and efficient manner, and the notification requirement impedes the DOC's management authority.

The Governor vetoed Division IV in its entirety citing his administration's goal was to reduce the size and cost of government by 15.0% and he felt this issue could be addressed without the Public Safety Training and Facilities Task Force or the study.

Page 31, Line 10

The Governor vetoed the language that permitted the FY 2013 ending balance of the Cigarette Fire Safety Standard Fund to be transferred to the Department of Justice to be used for the Victim Assistance Grants Program. He stated this language does not advance his goals of returning predictability and sustainability to government budgeting.

Page 33, Line 42

The Governor vetoed the language that permits the Office of the Attorney General to be reimbursed up to \$2.0 million annually from the Consumer Education and Litigation Fund. Current law makes a standing limited appropriation of \$1.2 million from the Fund to the Office of the Attorney General. However, SF 510 (FY 2012 Justice System Appropriations Act) notwithstanding the appropriation limits and increased the reimbursement to \$2.0 million through FY 2013. The Governor's veto reduced the Office's spending authority by \$800,000 annually, compared to FY 2013.

Page 38, Line 24

ENACTMENT DATE

This Act was approved by the General Assembly on May 15, 2013, and item vetoed and signed by the Governor on June 20, 2013.

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Senate File 447 provides for the following changes to the Code of Iowa.

| Page # | Line # | Bill Section | Action | Code Section |
|--------|--------|--------------|--------|----------------|
| 30 | 18 | 37 | New | 80.44 |
| 33 | 14 | 41 | Amend | 101B.5.5 |
| 33 | 21 | 42 | Add | 101B.8.10 |
| 33 | 27 | 43 | Amend | 101B.9 |
| 33 | 41 | 44 | Repeal | 101B.9 |
| 34 | 19 | 48 | Amend | 99D.14.2.a |
| 34 | 38 | 49 | Add | 99D.14.2.d,e,f |
| 35 | 21 | 50 | Amend | 99F.10.4 |
| 38 | 3 | 53 | Amend | 85.67 |
| 38 | 22 | 54 | Strike | 654.4B.2.b |
| 38 | 24 | 55 | Amend | 714.16C.2 |
| 39 | 1 | 57 | Repeal | 904.118 |

1 4 DIVISION I
 1 5 FY 2013-2014
 1 6 APPROPRIATIONS

1 7 Section 1. DEPARTMENT OF JUSTICE.

1 8 1. There is appropriated from the general fund of the state
 1 9 to the department of justice for the fiscal year beginning July
 1 10 1, 2013, and ending June 30, 2014, the following amounts, or
 2 1 so much thereof as is necessary, to be used for the purposes
 2 2 designated:

2 3 a. For the general office of attorney general for salaries,
 2 4 support, maintenance, and miscellaneous purposes, including
 2 5 the prosecuting attorneys training program, matching funds
 2 6 for federal violence against women grant programs, victim
 2 7 assistance grants, office of drug control policy prosecuting
 2 8 attorney program, and odometer fraud enforcement, and for not
 2 9 more than the following full-time equivalent positions:
 2 10 \$ 7,967,930
 2 11 FTEs 214.00

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

DETAIL: This is an increase of \$175,000 compared to estimated FY 2013. The funding will be used to fill two vacant attorney positions for the Criminal Appeals Division.

2 12 It is the intent of the general assembly that as a condition
 2 13 of receiving the appropriation provided in this lettered
 2 14 paragraph, the department of justice shall maintain a record
 2 15 of the estimated time incurred representing each agency or
 2 16 department.

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

2 17 b. For victim assistance grants:
 2 18 \$ 6,734,400

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

DETAIL: This is an increase of \$3,858,000 compared to estimated FY 2013. The increase funds transition costs and operating costs of community-based services for victims of domestic violence and sexual assault.

NOTE: Section 45 of this Act transfers the FY 2013 ending balance of the Cigarette Fire Safety Standard Fund to the Department of Justice for the Victim Assistance Grants Program. The estimated FY 2013 ending balance is \$142,000. The Governor vetoed Section 45 in its entirety, and stated the carryforward language does not advance his goals of returning predictability and sustainability to government budgeting.

2 19 The funds appropriated in this lettered paragraph shall be
 2 20 used to provide grants to care providers providing services to
 2 21 crime victims of domestic abuse or to crime victims of rape and

Requires Victim Assistance funds to be awarded as grants to providers of services for victims of domestic abuse, rape, and sexual assault. Prohibits the Department of Justice from requiring a care provider to

~~2 22 sexual assault. The department of justice shall not require a
2 23 care provider to close a shelter as a condition of receiving a
2 24 grant pursuant to this paragraph.~~

VETOED

close a shelter as a condition of receiving a grant.

VETOED: The Governor vetoed the language that prohibited the Department from requiring a victim services provider to close a shelter as a condition of receiving a grant, and stated that this item unduly restricts the Department from closing facilities while transitioning to more effective community-based services.

2 25 The balance of the victim compensation fund established in
2 26 section 915.94 may be used to provide salary and support of not
2 27 more than 24.00 FTEs and to provide maintenance for the victim
2 28 compensation functions of the department of justice.

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

2 29 The department of justice shall transfer at least \$150,000
2 30 from the victim compensation fund established in section 915.94
2 31 to the victim assistance grant program.

Requires the Department of Justice to transfer at least \$150,000 from the Victim Compensation Fund to the Victim Assistance Grants Program in FY 2014.

~~2 32 Notwithstanding section 8.33, moneys appropriated in this
2 33 paragraph that remain unencumbered or unobligated at the close
2 34 of the fiscal year shall not revert but shall remain available
2 35 for expenditure for the purposes designated until the close of
2 36 the succeeding fiscal year.~~

VETOED

Requires nonreversion of appropriated funds for the Victim Assistance Program. Appropriated funds will remain available through the end of FY 2015.

VETOED: The Governor vetoed this language for both FY 2014 and FY 2015, and stated carryforward language does not advance his goals of returning predictability and sustainability to government budgeting.

2 37 c. For legal services for persons in poverty grants as
2 38 provided in section 13.34:
2 39 \$ 2,180,562

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

DETAIL: This is an increase of \$365,731 compared to estimated FY 2013.

2 40 2. a. The department of justice, in submitting budget
2 41 estimates for the fiscal year commencing July 1, 2014, pursuant
2 42 to section 8.23, shall include a report of funding from sources
2 43 other than amounts appropriated directly from the general fund
3 1 of the state to the department of justice or to the office of
3 2 consumer advocate. These funding sources shall include but
3 3 are not limited to reimbursements from other state agencies,
3 4 commissions, boards, or similar entities, and reimbursements
3 5 from special funds or internal accounts within the department
3 6 of justice. The department of justice shall also report actual
3 7 reimbursements for the fiscal year commencing July 1, 2012,
3 8 and actual and expected reimbursements for the fiscal year
3 9 commencing July 1, 2013.

Requires the Department of Justice to submit a report that specifies the amount of funding from all non-General Fund sources and any revisions that occur as a result of actual reimbursements. The report is to be submitted to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the Legislative Services Agency (LSA) by January 15, 2014.

3 10 b. The department of justice shall include the report

3 11 required under paragraph "a", as well as information regarding
 3 12 any revisions occurring as a result of reimbursements actually
 3 13 received or expected at a later date, in a report to the
 3 14 co-chairpersons and ranking members of the joint appropriations
 3 15 subcommittee on the justice system and the legislative services
 3 16 agency. The department of justice shall submit the report on
 3 17 or before January 15, 2014.

3 18 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is appropriated
 3 19 from the department of commerce revolving fund created in
 3 20 section 546.12 to the office of consumer advocate of the
 3 21 department of justice for the fiscal year beginning July 1,
 3 22 2013, and ending June 30, 2014, the following amount, or so
 3 23 much thereof as is necessary, to be used for the purposes
 3 24 designated:
 3 25 For salaries, support, maintenance, miscellaneous purposes,
 3 26 and for not more than the following full-time equivalent
 3 27 positions:
 3 28 \$ 3,136,163
 3 29 FTEs 22.00

Department of Commerce Revolving Fund appropriation to the
 Department of Justice for the Office of the Consumer Advocate.

DETAIL: This is a no change compared to estimated FY 2013.

3 30 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.
 3 31 1. There is appropriated from the general fund of the
 3 32 state to the department of corrections for the fiscal year
 3 33 beginning July 1, 2013, and ending June 30, 2014, the following
 3 34 amounts, or so much thereof as is necessary, to be used for the
 3 35 operation of adult correctional institutions, reimbursement
 3 36 of counties for certain confinement costs, and federal prison
 3 37 reimbursement, to be allocated as follows:

3 38 a. For the operation of the Fort Madison correctional
 3 39 facility, including salaries, support, maintenance, and
 3 40 miscellaneous purposes:
 3 41 \$ 43,107,133

General Fund appropriation to the Department of Corrections (DOC) for
 the Fort Madison Correctional Facility.

DETAIL: This is an increase of \$420,234 compared to estimated FY
 2013 due to:

- An increase of \$500,000 for one-time costs of renovating or replacing a bunk house at Farm One to house offenders currently housed at the John Bennett Unit (JBU). Once the bunk house is renovated or replaced, the JBU will close.
- A decrease of \$79,766 to transfer 1.00 FTE position (Administrative Assistant) to the Oakdale Correctional Facility.
- The DOC plans to open the new maximum security prison at Fort Madison in FY 2014 within the existing budget. The new facility has 800 maximum security beds and 92 medical/segregation beds. As of June 2013, the DOC projected the construction completion date for the new maximum security prison to be August 2013.

- The current maximum security prison has 588 beds "inside the walls," 160 beds in the Clinical Care Unit (CCU), and 152 minimum security beds in the JBU. All of these facilities will close when the new prison opens. The maximum security offenders will transfer to the new prison. Approximately 300 maximum security beds at the new prison will not be used in FY 2014.
- Offenders housed in the JBU are being transferred to the Clarinda or Rockwell City Correctional Facilities, or the bunk house once it is renovated or replaced, or are being paroled.
- The majority of offenders housed in the CCU have been transferred to the Clarinda Correctional Facility during FY 2013, with some of the offenders being transferred to the Oakdale Correctional Facility and the new maximum security prison at Fort Madison in FY 2014.

~~3 42 The department of corrections shall submit, to the~~
~~3 43 co chairpersons and ranking members of the joint appropriations~~
~~4 1 subcommittee on the justice system by January 15, 2014, the~~
~~4 2 plans for the integration of the John Bennett facility and the~~
~~4 3 clinical care unit into the new Fort Madison maximum security~~
~~4 4 correctional facility and the future plans for the use of the~~
~~4 5 current Fort Madison maximum security correctional facility~~
~~4 6 after the inmates are transferred to the new facility.~~

VETOED

Requires the DOC to submit a report to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee by January 15, 2014, regarding the plans for the housing units at the Fort Madison Correctional Facility. Specifies details of the report.

VETOED: The Governor vetoed this required report for both FY 2014 and FY 2015, and stated this requirement was redundant because the report was submitted on January 15, 2013.

4 7 b. For the operation of the Anamosa correctional facility,
 4 8 including salaries, support, maintenance, and miscellaneous
 4 9 purposes:
 4 10 \$ 32,920,521

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

DETAIL: This is no change compared to estimated FY 2013. The DOC is creating a housing unit for young male offenders at this facility during FY 2013 and FY 2014 within the existing budget. Under the federal Prison Rape Elimination Act (PREA), offenders under 18 years of age who are sentenced as adults must be housed separately from the general population. The DOC is also moving approximately 100 long-term protective custody offenders from other prisons across the State to the Anamosa Correctional Facility during FY 2013 and FY 2014.

4 11 It is the intent of the general assembly that the department
 4 12 of corrections maintain and operate the Luster Heights prison
 4 13 camp.

Specifies it is the intent of the General Assembly that the DOC maintain and operate the Luster Heights Prison Camp in Yellow River Forest State Park.

DETAIL: The Camp's capacity is 88 beds while there were 41 offenders housed at this location in June 2013.

4 14 c. For the operation of the Oakdale correctional facility,
 4 15 including salaries, support, maintenance, and miscellaneous
 4 16 purposes:
 4 17 \$ 58,550,123

General Fund appropriation to the Oakdale Correctional Facility.

DETAIL: This is an increase of \$599,510 compared to estimated FY 2013 due to:

- An increase of \$398,144 for 2.00 Psychiatrists to create a telepsychiatry unit to serve offenders on parole, probation, the other prisons, and rural areas.
- An increase of \$79,766 to transfer an Administrative Assistant from the Fort Madison Correctional Facility.
- An increase of \$121,600 to transfer a Pharmacy Supervisor from the Mount Pleasant Correctional Facility for the central pharmacy.
- The DOC plans to transfer approximately 50 female offenders currently housed at the Oakdale Correctional Facility to the Mitchellville Correctional Facility during FY 2014. These offenders are currently housed in the reception center or medical housing units at the Oakdale Correctional Facility.
- The DOC plans to transfer approximately 70 offenders from the CCU at Fort Madison to the Oakdale Correctional Facility during FY 2013 and FY 2014.

4 18 d. For the operation of the Newton correctional facility,
 4 19 including salaries, support, maintenance, and miscellaneous
 4 20 purposes:
 4 21 \$ 27,127,290

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

DETAIL: This is no change compared to estimated FY 2013. The DOC plans to transfer approximately 70 offenders from the Clarinda Correctional Facility and 30 offenders from the JBU at Fort Madison to this location in FY 2013 and FY 2014.

4 22 e. For the operation of the Mt.Pleasant correctional
 4 23 facility, including salaries, support, maintenance, and
 4 24 miscellaneous purposes:
 4 25 \$ 24,811,427

General Fund appropriation to the DOC for the Mount Pleasant Correctional Facility.

DETAIL: This is a decrease of \$1,940,280 compared to estimated FY 2013 due to:

- A decrease of \$1,736,195 to close the Women's Unit. The funds, positions, and offenders are transferred to the Mitchellville Correctional Facility.
- A decrease of \$121,600 to transfer a Pharmacy Supervisor to the Oakdale Correctional Facility.
- A decrease of \$82,485 to transfer 0.60 FTE position to the Mount Pleasant Mental Health Unit (MHI).
- The DOC has transferred approximately 70 offenders from the Clarinda Correctional Facility to this location in FY 2013. This movement freed up existing space for offenders to transfer into the Clarinda Correctional Facility from the CCU at Fort Madison.

4 26 f. For the operation of the Rockwell City correctional
 4 27 facility, including salaries, support, maintenance, and
 4 28 miscellaneous purposes:
 4 29 \$ 9,671,148

General Fund appropriation to the DOC for the Rockwell City Correctional Facility.

DETAIL: This is no change compared to estimated FY 2013. The DOC plans to move approximately 40 minimum security offenders from the JBU at Fort Madison to this facility during FY 2014.

4 30 g. For the operation of the Clarinda correctional facility,
 4 31 including salaries, support, maintenance, and miscellaneous
 4 32 purposes:
 4 33 \$ 25,241,616

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

DETAIL: This is no change compared to estimated FY 2013. The DOC has moved approximately 240 medium security offenders from this prison to the Mount Pleasant, Fort Dodge, and Newton Correctional Facilities during FY 2013. This freed up existing space to move approximately 100 offenders from the CCU at Fort Madison to the Clarinda Correctional Facility in FY 2013.

4 34 Moneys received by the department of corrections as
 4 35 reimbursement for services provided to the Clarinda youth
 4 36 corporation are appropriated to the department and shall be
 4 37 used for the purpose of operating the Clarinda correctional
 4 38 facility.

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

DETAIL: The Clarinda Youth Academy's annual reimbursement to the Clarinda Correctional Facility is approximately \$1,450,000.

4 39 h. For the operation of the Mitchellville correctional
 4 40 facility, including salaries, support, maintenance, and
 4 41 miscellaneous purposes:
 4 42 \$ 21,604,035

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

DETAIL: This is an increase of \$5,262,310 compared to estimated FY 2013 to gradually open new beds in FY 2014. This increase includes the transfer of \$1,736,195 from the Mount Pleasant Correctional Facility to close the Women's Unit at that location. Also, approximately 50 offenders will transfer to this facility from the Oakdale Correctional Facility during FY 2014. Construction is expected to be completed as follows in FY 2014:

- Building A - Administration and Visiting Room and Building F - Food Service, including the kitchen and dining rooms in August 2013.
- Building G - General Population beds and Building Y - Minimum Live Out - MLO in September 2013.
- Building H - Health Services, including the medical and mental health beds, medical clinic, acute care unit, subacute unit, long-term care, hospice, assisted living unit and the reception center in October 2013.
- Women offenders will no longer be sent to the reception center

at Oakdale upon their admission to the prison system once the reception center opens at Mitchellville in FY 2014. There will be a small housing unit for women offenders at Oakdale for those that need medical treatment at the University of Iowa Hospitals and Clinics. The following units are not expected to open in FY 2014: the long-term care unit, hospice unit, or assisted living units.

- Building N - Treatment and class rooms in August/September 2013.
- Building P - Vocational training, education, gym, and library in April/May 2015.
- Building W - Warehouse in August/September 2013.
- Building Z - MLO support, including a dining area and visiting room in March/April 2015.

4 43 i. For the operation of the Fort Dodge correctional
 5 1 facility, including salaries, support, maintenance, and
 5 2 miscellaneous purposes:
 5 3 \$ 29,865,232

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

DETAIL: This is no change compared to estimated FY 2013. The DOC is moving approximately 100 medium security offenders from the Clarinda Correctional Facility to this location in FY 2013. This action frees up existing space at Clarinda to house offenders transferring from the CCU at Fort Madison.

5 4 j. For reimbursement of counties for temporary confinement
 5 5 of work release and parole violators, as provided in sections
 5 6 901.7, 904.908, and 906.17, and for offenders confined pursuant
 5 7 to section 904.513:
 5 8 \$ 1,075,092

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

DETAIL: This is no change compared to estimated FY 2013.

5 9 k. For federal prison reimbursement, reimbursements for
 5 10 out-of-state placements, and miscellaneous contracts:
 5 11 \$ 484,411

General Fund appropriation to the DOC to reimburse the federal Bureau of Prisons for confining Iowa inmates and to pay miscellaneous contracts.

DETAIL: This is no change compared to estimated FY 2013.

5 12 2. The department of corrections shall use moneys
 5 13 appropriated in subsection 1 to continue to contract for the
 5 14 services of a Muslim imam and a Native American spiritual
 5 15 leader.

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

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

5 16 Sec. 4. DEPARTMENT OF CORRECTIONS — ADMINISTRATION. There
 5 17 is appropriated from the general fund of the state to the
 5 18 department of corrections for the fiscal year beginning July
 5 19 1, 2013, and ending June 30, 2014, the following amounts, or
 5 20 so much thereof as is necessary, to be used for the purposes
 5 21 designated:

5 22 1. For general administration, including salaries, support,
 5 23 maintenance, employment of an education director to administer
 5 24 a centralized education program for the correctional system,
 5 25 and miscellaneous purposes:
 5 26 \$ 5,081,582

General Fund appropriation to the DOC for the Central Office.

DETAIL: This is no change compared to estimated FY 2013.

~~5 27 a. It is the intent of the general assembly that as a
 5 28 condition of receiving the appropriation provided in this
 5 29 lettered paragraph the department of corrections shall not,
 5 30 except as otherwise provided in paragraph "c", enter into a
 5 31 new contract, unless the contract is a renewal of an existing
 5 32 contract, for the expenditure of moneys in excess of \$100,000
 5 33 during the fiscal year beginning July 1, 2013, for the
 5 34 privatization of services performed by the department using
 5 35 state employees as of July 1, 2013, or for the privatization
 5 36 of new services by the department without prior consultation
 5 37 with any applicable state employee organization affected
 5 38 by the proposed new contract and prior notification of the
 5 39 co chairpersons and ranking members of the joint appropriations
 5 40 subcommittee on the justice system.~~

VETOED

Specifies it is the intent of the General Assembly that, as a condition of receiving appropriated funds, the DOC not enter into a new contract in excess of \$100,000 for privatized services during FY 2014 without prior notification of the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and without prior consultation with any affected employee organization. Existing contracts may be renewed without notification.

VETOED: The Governor vetoed this provision and stated this language prevents the DOC from obtaining services in an effective and efficient manner, and the notification requirement impedes the DOC's management authority.

5 41 b. It is the intent of the general assembly that each
 5 42 lease negotiated by the department of corrections with a
 5 43 private corporation for the purpose of providing private
 6 1 industry employment of inmates in a correctional institution
 6 2 shall prohibit the private corporation from utilizing inmate
 6 3 labor for partisan political purposes for any person seeking
 6 4 election to public office in this state and that a violation
 6 5 of this requirement shall result in a termination of the lease
 6 6 agreement.

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

6 7 c. It is the intent of the general assembly that as a
 6 8 condition of receiving the appropriation provided in this
 6 9 subsection the department of corrections shall not enter into
 6 10 a lease or contractual agreement pursuant to section 904.809
 6 11 with a private corporation for the use of building space for
 6 12 the purpose of providing inmate employment without providing
 6 13 that the terms of the lease or contract establish safeguards to
 6 14 restrict, to the greatest extent feasible, access by inmates
 6 15 working for the private corporation to personal identifying
 6 16 information of citizens.

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

6 17 2. For educational programs for inmates at state penal
 6 18 institutions:
 6 19 \$ 2,608,109

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

DETAIL: This is an increase of \$250,000 compared to estimated FY 2013. The DOC contracts with local community colleges for education services for offenders.

6 20 a. The director of the department of corrections may
 6 21 transfer moneys from Iowa prison industries and the canteen
 6 22 operating funds established pursuant to section 904.310, for
 6 23 use in educational programs for inmates.

Permits the DOC to transfer funds from the Iowa Prison Industries Revolving Fund and institutional canteen funds for educational programs for inmates.

6 24 b. It is the intent of the general assembly that moneys
 6 25 appropriated in this subsection shall be used solely for the
 6 26 purpose indicated and that the moneys shall not be transferred
 6 27 for any other purpose. In addition, it is the intent of the
 6 28 general assembly that the department shall consult with the
 6 29 community colleges in the areas in which the institutions are
 6 30 located to utilize moneys appropriated in this subsection
 6 31 to fund the high school completion, high school equivalency
 6 32 diploma, adult literacy, and adult basic education programs in
 6 33 a manner so as to maintain these programs at the institutions.

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

6 34 c. To maximize the funding for educational programs,
 6 35 the department shall establish guidelines and procedures to
 6 36 prioritize the availability of educational and vocational
 6 37 training for inmates based upon the goal of facilitating an
 6 38 inmate's successful release from the correctional institution.

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

6 39 d. The director of the department of corrections may
 6 40 transfer moneys from Iowa prison industries for use in
 6 41 supporting educational programs for inmates.

Permits the DOC to transfer funds from the Iowa Prison Industries Revolving Fund for educational programs for inmates.

6 42 e. Notwithstanding section 8.33, moneys appropriated in
 6 43 this subsection that remain unobligated or unexpended at the
 7 1 close of the fiscal year shall not revert but shall remain
 7 2 available to be used only for the purposes designated in this
 7 3 subsection until the close of the succeeding fiscal year.

Requires nonreversion of appropriated funds for the Inmate Education Program. Appropriated funds will remain available through the end of FY 2015.

7 4 3. For the development of the Iowa corrections offender
 7 5 network (ICON) data system:
 7 6 \$ 2,000,000

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

DETAIL: This is an increase of \$1,575,636 compared to estimated FY 2013. Currently, the DOC is using \$424,364 from the General Fund, \$500,000 from the Technology Reinvestment Fund, internal funds, and federal funds (State Criminal Alien Assistance Program) to maintain, modify, and develop programs for ICON. The internal funds are no

longer available and the federal funds are expected to be significantly reduced.

7 7 4. For offender mental health and substance abuse
7 8 treatment:
7 9 \$ 22,319

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

DETAIL: This is no change compared to estimated FY 2013.

7 10 5. For viral hepatitis prevention and treatment:
7 11 \$ 167,881

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

DETAIL: This is no change compared to estimated FY 2013.

7 12 6. For operations, costs, and miscellaneous purposes:
7 13 \$ 2,571,309

General Fund appropriation to the DOC for operations, costs, and miscellaneous purposes.

DETAIL: This is a new appropriation for FY 2014.

7 14 7. It is the intent of the general assembly that for
7 15 the fiscal year addressed by this section the department of
7 16 corrections shall continue to operate the correctional farms
7 17 under the control of the department at the same or greater
7 18 level of participation and involvement as existed as of January
7 19 1, 2011; shall not enter into any rental agreement or contract
7 20 concerning any farmland under the control of the department
7 21 that is not subject to a rental agreement or contract as of
7 22 January 1, 2011, without prior legislative approval; and
7 23 shall further attempt to provide job opportunities at the
7 24 farms for inmates. The department shall attempt to provide
7 25 job opportunities at the farms for inmates by encouraging
7 26 labor-intensive farming or gardening where appropriate; using
7 27 inmates to grow produce and meat for institutional consumption;
7 28 researching the possibility of instituting food canning
7 29 and cook-and-chill operations; and exploring opportunities
7 30 for organic farming and gardening, livestock ventures,
7 31 horticulture, and specialized crops.

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

7 32 Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
7 33 SERVICES.

7 34 1. There is appropriated from the general fund of the state
7 35 to the department of corrections for the fiscal year beginning
7 36 July 1, 2013, and ending June 30, 2014, for salaries, support,
7 37 maintenance, and miscellaneous purposes, the following amounts,
7 38 or so much thereof as is necessary, to be allocated as follows:

General Fund appropriation to the DOC for the First Community-Based

7 40 correctional services:
 7 41 \$ 14,099,085

Corrections (CBC) District Department.

DETAIL: This is an increase of \$1,140,322 compared to estimated FY 2013 to open the 45-bed Women's Facility for Change in Waterloo. The total budget is \$1,374,378 with \$1,140,322 from the General Fund and \$234,056 from local income (offenders). Staff costs include 1.50 Secretary, 3.00 Parole/Probation Officers (PPOs), 11.00 Residential Officers (ROs), 1.00 Building Maintenance Coordinator, 0.50 Cook, 1.00 Food Service Leader, 1.00 Residential Supervisor, and 1.00 Residential Manager. Construction of the new facility was completed in April 2011. The District Department moved its female offenders sentenced to the residential facility out of the current facility to the new location. The majority of the new building space has remained unoccupied due to a lack of funding. The vacated beds at the old facility will be used to house male offenders sentenced to residential placement.

7 42 b. For the second judicial district department of
 7 43 correctional services:
 8 1 \$ 10,870,425

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

DETAIL: This is no change compared to estimated FY 2013.

8 2 c. For the third judicial district department of
 8 3 correctional services:
 8 4 \$ 7,105,865

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

DETAIL: This is an increase of \$867,410 compared to estimated FY 2013 to open the 42-bed residential facility in Sioux City. The total budget is \$1,028,375 with \$867,410 from the General Fund and \$160,965 from local income (offenders). Staff costs include 2.00 PPOs, 11.00 ROs, and 1.00 Residential Supervisor. The District Department built onto its existing residential facility. Construction was completed in April 2012. The beds remained vacant due to a lack of funding.

8 5 d. For the fourth judicial district department of
 8 6 correctional services:
 8 7 \$ 5,459,309

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

DETAIL: This is no change compared to estimated FY 2013.

8 8 e. For the fifth judicial district department of
 8 9 correctional services, including funding for electronic
 8 10 monitoring devices for use on a statewide basis:
 8 11 \$ 19,375,428

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

DETAIL: This is no change compared to estimated FY 2013.

8 12 f. For the sixth judicial district department of
 8 13 correctional services:

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

8 14 \$ 14,638,537

DETAIL: This is an increase of \$543,129 compared to estimated FY 2013 for the 26-bed ANCHOR Center in Cedar Rapids. No local income is included. The current General Fund allocation includes \$989,725 for the ANCHOR Center, so the total General Fund budget for the facility is \$1,532,854. Construction was completed in November 2008. The District Department has used the facility for a variety of purposes.

8 15 g. For the seventh judicial district department of
 8 16 correctional services:
 8 17 \$ 7,609,781

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

DETAIL: This is an increase of \$714,147 compared to estimated FY 2013 to open 39 beds at the Davenport Residential Facility. The total budget is \$794,492 with \$714,147 from the General Fund and \$80,345 from local income (offenders). Staff costs include 1.00 Secretary, 2.00 PPOs, 8.00 ROs, 1.00 Cook, and 1.00 Residential Supervisor. Construction was completed on this new building in October 2010. The District Department moved its existing operations into the building, leaving the top floors vacant because of a lack of funding. The old building was demolished and the site became a parking lot.

8 18 h. For the eighth judicial district department of
 8 19 correctional services:
 8 20 \$ 8,206,613

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

DETAIL: This is an increase of \$687,678 compared to estimated FY 2013 to open 25 beds at the Ottumwa Residential Facility. The total budget is \$804,022 with \$687,678 from the General Fund and \$116,344 from local income (offenders). Staff costs include 0.50 Secretary, 2.00 PPOs, 3.95 ROs, 1.00 Offender Employment Specialist, 0.50 Building Maintenance Coordinator, 0.40 Cook, and 1.00 Psychologist. The General Fund appropriation includes FY 2014 one-time costs of \$50,000. The District Department added onto an existing residential facility. Construction was completed in June 2012. The beds remained vacant due to a lack of funding.

8 21 2. Each judicial district department of correctional
 8 22 services, within the funding available, shall continue programs
 8 23 and plans established within that district to provide for
 8 24 intensive supervision, sex offender treatment, diversion of
 8 25 low-risk offenders to the least restrictive sanction available,
 8 26 job development, and expanded use of intermediate criminal
 8 27 sanctions.

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

8 28 3. Each judicial district department of correctional
 8 29 services shall provide alternatives to prison consistent with

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

8 30 chapter 901B. The alternatives to prison shall ensure public
 8 31 safety while providing maximum rehabilitation to the offender.
 8 32 A judicial district department of correctional services may
 8 33 also establish a day program.

8 34 4. The governor's office of drug control policy shall
 8 35 consider federal grants made to the department of corrections
 8 36 for the benefit of each of the eight judicial district
 8 37 departments of correctional services as local government
 8 38 grants, as defined pursuant to federal regulations.

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

8 39 5. The department of corrections shall continue to contract
 8 40 with a judicial district department of correctional services to
 8 41 provide for the rental of electronic monitoring equipment which
 8 42 shall be available statewide.

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

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

8 43 Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION OF
 9 1 APPROPRIATIONS. Notwithstanding section 8.39, within the
 9 2 moneys appropriated in this division of this Act to the
 9 3 department of corrections, the department may reallocate the
 9 4 moneys appropriated and allocated as necessary to best fulfill
 9 5 the needs of the correctional institutions, administration
 9 6 of the department, and the judicial district departments of
 9 7 correctional services. However, in addition to complying with
 9 8 the requirements of sections 904.116 and 905.8 and providing
 9 9 notice to the legislative services agency, the department
 9 10 of corrections shall also provide notice to the department
 9 11 of management, prior to the effective date of the revision
 9 12 or reallocation of an appropriation made pursuant to this
 9 13 section. The department of corrections shall not reallocate an
 9 14 appropriation or allocation for the purpose of eliminating any
 9 15 program.

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

9 16 Sec. 7. INTENT — REPORTS.

9 17 1. The department of corrections in cooperation with
 9 18 townships, the Iowa cemetery associations, and other nonprofit
 9 19 or governmental entities may use inmate labor during the
 9 20 fiscal year beginning July 1, 2013, to restore or preserve
 9 21 rural cemeteries and historical landmarks. The department in
 9 22 cooperation with the counties may also use inmate labor to
 9 23 clean up roads, major water sources, and other water sources
 9 24 around the state.

Permits the DOC to work with nonprofit and governmental entities to use inmate labor to restore or preserve rural cemeteries or historical landmarks and to clean up roads and water resources.

9 25 2. On a quarterly basis the department shall provide a
 9 26 status report regarding private-sector employment to the
 9 27 legislative services agency beginning on July 1, 2013. The

Requires the DOC to provide a quarterly status report to the LSA regarding private sector employment of inmates.

9 28 report shall include the number of offenders employed in the
 9 29 private sector, the combined number of hours worked by the
 9 30 offenders, the total amount of allowances, and the distribution
 9 31 of allowances pursuant to section 904.702, including any moneys
 9 32 deposited in the general fund of the state.

9 33 3. The department of corrections, in cooperation with
 9 34 the attorney general's office, shall submit a report to the
 9 35 co-chairpersons and ranking members of the joint appropriations
 9 36 subcommittee on the justice system, and the legislative agency,
 9 37 by January 15, 2014. The report shall detail the results
 9 38 of the central pharmacy pilot project that utilizes the Iowa
 9 39 prescription drug corporation's voucher program for indigent
 9 40 offenders. The report shall include but is not limited to
 9 41 the number of offenders annually served by the pilot project,
 9 42 funding sources, and the recidivism rates of offenders in the
 9 43 pilot project.

Requires the DOC, in cooperation with the Office of the Attorney General, to submit a report to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and the LSA, by January 15, 2014, regarding the central pharmacy pilot project. Specifies details of the report.

10 1 Sec. 8. ELECTRONIC MONITORING REPORT. The department of
 10 2 corrections shall submit a report on electronic monitoring to
 10 3 the general assembly, to the co-chairpersons and the ranking
 10 4 members of the joint appropriations subcommittee on the justice
 10 5 system, and to the legislative services agency by January
 10 6 15, 2014. The report shall specifically address the number
 10 7 of persons being electronically monitored and break down the
 10 8 number of persons being electronically monitored by offense
 10 9 committed. The report shall also include a comparison of any
 10 10 data from the prior fiscal year with the current year.

Requires the DOC to submit a report regarding electronic monitoring to the General Assembly, the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee, and the LSA by January 15, 2014.

10 11 Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

10 12 1. As used in this section, unless the context otherwise
 10 13 requires, "state agency" means the government of the state
 10 14 of Iowa, including but not limited to all executive branch
 10 15 departments, agencies, boards, bureaus, and commissions, the
 10 16 judicial branch, the general assembly and all legislative
 10 17 agencies, institutions within the purview of the state board of
 10 18 regents, and any corporation whose primary function is to act
 10 19 as an instrumentality of the state.

10 20 2. State agencies are hereby encouraged to purchase
 10 21 products from Iowa state industries, as defined in section
 10 22 904.802, when purchases are required and the products are
 10 23 available from Iowa state industries. State agencies shall
 10 24 obtain bids from Iowa state industries for purchases of
 10 25 office furniture during the fiscal year beginning July 1,
 10 26 2013, exceeding \$5,000 or in accordance with applicable
 10 27 administrative rules related to purchases for the agency.

Encourages State agencies to buy products from Iowa Prison Industries whenever possible. Requires State agencies to obtain a bid from Iowa Prison Industries for purchases of office furniture exceeding \$5,000, or in accordance with administrative rules.

10 28 Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

10 29 1. There is appropriated from the general fund of the
 10 30 state to the Iowa law enforcement academy for the fiscal year
 10 31 beginning July 1, 2013, and ending June 30, 2014, the following
 10 32 amount, or so much thereof as is necessary, to be used for the
 10 33 purposes designated:

10 34 For salaries, support, maintenance, miscellaneous purposes,
 10 35 including jailer training and technical assistance, and for not
 10 36 more than the following full-time equivalent positions:
 10 37 \$ 1,001,698
 10 38 FTEs 23.88

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

DETAIL: This is an increase of \$33,000 and no change in FTE positions compared to estimated FY 2013. The increase provides \$7,000 to cover additional rent expenses and \$26,000 to cover additional accounting and payroll support expenses.

10 39 It is the intent of the general assembly that the Iowa law
 10 40 enforcement academy may provide training of state and local
 10 41 law enforcement personnel concerning the recognition of and
 10 42 response to persons with Alzheimer's disease.

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

10 43 The Iowa law enforcement academy may temporarily exceed and
 11 1 draw more than the amount appropriated in this subsection and
 11 2 incur a negative cash balance as long as there are receivables
 11 3 equal to or greater than the negative balance and the amount
 11 4 appropriated in this subsection is not exceeded at the close
 11 5 of the fiscal year.

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

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

11 6 2. The Iowa law enforcement academy may select at least
 11 7 five automobiles of the department of public safety, division
 11 8 of state patrol, prior to turning over the automobiles to
 11 9 the department of administrative services to be disposed
 11 10 of by public auction, and the Iowa law enforcement academy
 11 11 may exchange any automobile owned by the academy for each
 11 12 automobile selected if the selected automobile is used in
 11 13 training law enforcement officers at the academy. However, any
 11 14 automobile exchanged by the academy shall be substituted for
 11 15 the selected vehicle of the department of public safety and
 11 16 sold by public auction with the receipts being deposited in the
 11 17 depreciation fund to the credit of the department of public
 11 18 safety, division of state patrol.

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

11 19 Sec. 11. STATE PUBLIC DEFENDER. There is appropriated from
 11 20 the general fund of the state to the office of the state public
 11 21 defender of the department of inspections and appeals for the
 11 22 fiscal year beginning July 1, 2013, and ending June 30, 2014,
 11 23 the following amounts, or so much thereof as is necessary, to
 11 24 be allocated as follows for the purposes designated:

11 25 1. For salaries, support, maintenance, miscellaneous
 11 26 purposes, and for not more than the following full-time
 11 27 equivalent positions:
 11 28 \$ 25,862,182
 11 29 FTEs 219.00

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

DETAIL: This is no change compared to estimated FY 2013.

11 30 2. For payments on behalf of eligible adults and juveniles
 11 31 from the indigent defense fund, in accordance with section
 11 32 815.11:
 11 33 \$ 29,901,929

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

DETAIL: This is no change compared to estimated FY 2013.

11 34 Sec. 12. BOARD OF PAROLE. There is appropriated from the
 11 35 general fund of the state to the board of parole for the fiscal
 11 36 year beginning July 1, 2013, and ending June 30, 2014, the
 11 37 following amount, or so much thereof as is necessary, to be
 11 38 used for the purposes designated:

11 39 For salaries, support, maintenance, miscellaneous purposes,
 11 40 and for not more than the following full-time equivalent
 11 41 positions:
 11 42 \$ 1,203,835
 11 43 FTEs 11.00

General Fund appropriation to the Board of Parole.

DETAIL: This is no change compared to estimated FY 2013.

12 1 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE. There is
 12 2 appropriated from the general fund of the state to the
 12 3 department of public defense for the fiscal year beginning July
 12 4 1, 2013, and ending June 30, 2014, the following amounts, or
 12 5 so much thereof as is necessary, to be used for the purposes
 12 6 designated:

12 7 1. MILITARY DIVISION
 12 8 For salaries, support, maintenance, miscellaneous purposes,
 12 9 and for not more than the following full-time equivalent
 12 10 positions:
 12 11 \$ 6,527,042
 12 12 FTEs 293.61

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

DETAIL: This is an increase of \$1,000,000 and a decrease of 0.10 FTE position compared to estimated FY 2013. The change includes an increase of \$711,700 for operations and maintenance of the State building at Camp Dodge; an increase of \$213,300 for the Deputy Adjutant General - Army; and an increase of \$75,000 for benefits for airbase firefighters due to changes in the federal reimbursement rates. The decrease in FTE positions is a budget adjustment.

12 13 The military division may temporarily exceed and draw more
 12 14 than the amount appropriated in this subsection and incur a
 12 15 negative cash balance as long as there are receivables of
 12 16 federal funds equal to or greater than the negative balance and
 12 17 the amount appropriated in this subsection is not exceeded at

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

DETAIL: The Military Division can experience a delay of up to 30 days

12 18 the close of the fiscal year.

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

12 19 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION OR
12 20 SUCCESSOR AGENCY

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

12 21 For salaries, support, maintenance, miscellaneous purposes,
12 22 and for not more than the following full-time equivalent
12 23 positions:

DETAIL: This is an increase of \$337,400 and 4.00 FTE positions compared to estimated FY 2013 to move 4.00 FTE positions from federal Emergency Management Agency (FEMA) funding to State funding.

12 24 \$ 2,174,277
12 25 FTEs 37.40

NOTE: The Homeland Security and Emergency Management Act was approved by the General Assembly on March 26, 2013, and signed by the Governor on April 5, 2013. The Act established the Department of Homeland Security and Emergency Management.

12 26 a. The homeland security and emergency management division
12 27 or successor agency may temporarily exceed and draw more than
12 28 the amount appropriated in this subsection and incur a negative
12 29 cash balance as long as there are receivables of federal funds
12 30 equal to or greater than the negative balance and the amount
12 31 appropriated in this subsection is not exceeded at the close
12 32 of the fiscal year.

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

12 33 b. It is the intent of the general assembly that the
12 34 homeland security and emergency management division or
12 35 successor agency work in conjunction with the department of
12 36 public safety, to the extent possible, when gathering and
12 37 analyzing information related to potential domestic or foreign
12 38 security threats, and when monitoring such threats.

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

12 39 Sec. 14. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
12 40 from the general fund of the state to the department of public
12 41 safety for the fiscal year beginning July 1, 2013, and ending
12 42 June 30, 2014, the following amounts, or so much thereof as is
12 43 necessary, to be used for the purposes designated:

13 1 1. For the department's administrative functions, including
13 2 the criminal justice information system, and for not more than
13 3 the following full-time equivalent positions:
13 4 \$ 4,067,054
13 5 FTEs 39.00

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

DETAIL: This is an increase of \$59,979 and 3.00 FTE positions compared to estimated FY 2013 due to:

- An increase of \$59,979 to replace one-time FY 2013 funding.
- An increase for 1.00 FTE position (Administrative Assistant) funded through IOWA System terminal billings.
- An increase of 1.00 FTE position (Accounting Technician) reimbursed by Midwest High Intensity Drug Trafficking Areas (HIDTA) grant.
- An increase of 1.00 FTE position (Administrative Assistant 2) funded through reimbursements from the Office of Drug Control Policy.

13 6 2. For the division of criminal investigation, including
 13 7 the state's contribution to the peace officers' retirement,
 13 8 accident, and disability system provided in chapter 97A in the
 13 9 amount of the state's normal contribution rate, as defined in
 13 10 section 97A.8, multiplied by the salaries for which the moneys
 13 11 are appropriated, to meet federal fund matching requirements,
 13 12 and for not more than the following full-time equivalent
 13 13 positions:
 13 14 \$ 12,933,414
 13 15 FTEs 149.60

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

DETAIL: This is an increase of \$399,483 and no change in FTE positions compared to estimated FY 2013. The increase includes \$229,483 to replace one-time FY 2013 funding and \$170,000 to restore vehicle depreciation.

13 16 3. For the criminalistics laboratory fund created in
 13 17 section 691.9:
 13 18 \$ 302,345

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

DETAIL: This is no change compared to estimated FY 2013.

13 19 4. a. For the division of narcotics enforcement, including
 13 20 the state's contribution to the peace officers' retirement,
 13 21 accident, and disability system provided in chapter 97A in the
 13 22 amount of the state's normal contribution rate, as defined in
 13 23 section 97A.8, multiplied by the salaries for which the moneys
 13 24 are appropriated, to meet federal fund matching requirements,
 13 25 and for not more than the following full-time equivalent
 13 26 positions:
 13 27 \$ 6,755,855
 13 28 FTEs 66.00

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

DETAIL: This is an increase of \$325,971 and no change in FTE positions compared to estimated FY 2013. The increase includes \$172,582 to replace one-time FY 2013 funding and \$153,389 to restore vehicle depreciation.

13 29 b. For the division of narcotics enforcement for undercover
 13 30 purchases:
 13 31 \$ 109,042

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

DETAIL: This is no change compared to estimated FY 2013.

13 32 5. For the division of state fire marshal, for fire
 13 33 protection services as provided through the state fire service
 13 34 and emergency response council as created in the department,
 13 35 and for the state's contribution to the peace officers'

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

DETAIL: This is an increase of \$171,849 and no change in FTE

13 36 retirement, accident, and disability system provided in chapter
 13 37 97A in the amount of the state's normal contribution rate,
 13 38 as defined in section 97A.8, multiplied by the salaries for
 13 39 which the moneys are appropriated, and for not more than the
 13 40 following full-time equivalent positions:
 13 41 \$ 4,470,556
 13 42 FTEs 53.00

positions compared to estimated FY 2013. The increase includes \$110,515 to replace one-time FY 2013 funding and \$61,334 to restore vehicle depreciation.

13 43 6. For the division of state patrol, for salaries, support,
 14 1 maintenance, workers' compensation costs, and miscellaneous
 14 2 purposes, including the state's contribution to the peace
 14 3 officers' retirement, accident, and disability system provided
 14 4 in chapter 97A in the amount of the state's normal contribution
 14 5 rate, as defined in section 97A.8, multiplied by the salaries
 14 6 for which the moneys are appropriated, and for not more than
 14 7 the following full-time equivalent positions:
 14 8 \$ 55,536,208
 14 9 FTEs 494.47

General Fund appropriation to the Iowa State Patrol.

DETAIL: This is an increase of \$2,042,718 and a decrease of 0.03 FTE positions compared to estimated FY 2013. The increase adds \$1,194,789 to restore vehicle depreciation, and \$847,929 to replace one-time FY 2013 funding. The decrease in the FTE position is a budget adjustment.

14 10 It is the intent of the general assembly that members of the
 14 11 state patrol be assigned to patrol the highways and roads in
 14 12 lieu of assignments for inspecting school buses for the school
 14 13 districts.

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

14 14 7. For operations, costs, and miscellaneous purposes:
 14 15 \$ 1,700,000

General Fund appropriation to the DPS for operations, costs, and miscellaneous purposes.

DETAIL: This is a new appropriation for FY 2014.

14 16 8. For deposit in the sick leave benefits fund established
 14 17 under section 80.42 for all departmental employees eligible to
 14 18 receive benefits for accrued sick leave under the collective
 14 19 bargaining agreement:
 14 20 \$ 279,517

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

DETAIL: This is no change compared to estimated FY 2013.

14 21 9. For costs associated with the training and equipment
 14 22 needs of volunteer fire fighters:
 14 23 \$ 725,520

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

DETAIL: This is no change compared to estimated FY 2013.

14 24 a. Notwithstanding section 8.33, moneys appropriated in
 14 25 this subsection that remain unencumbered or unobligated at the
 14 26 close of the fiscal year shall not revert but shall remain
 14 27 available for expenditure only for the purpose designated in
 14 28 this subsection until the close of the succeeding fiscal year.

Requires nonreversion of appropriated funds for fire fighter training and equipment needs. Appropriated funds may remain available through the end of FY 2015.

14 29 b. Notwithstanding section 8.39, the department of public
 14 30 safety may reallocate moneys appropriated in this section
 14 31 as necessary to best fulfill the needs provided for in the
 14 32 appropriation. However, the department shall not reallocate
 14 33 moneys appropriated to the department in this section unless
 14 34 notice of the reallocation is given to the legislative services
 14 35 agency, and the department of management prior to the effective
 14 36 date of the reallocation. The notice shall include information
 14 37 regarding the rationale for reallocating the moneys. The
 14 38 department shall not reallocate moneys appropriated in this
 14 39 section for the purpose of eliminating any program.

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

14 40 Sec. 15. GAMING ENFORCEMENT.

14 41 1. There is appropriated from the gaming enforcement
 14 42 revolving fund created in section 80.43 to the department of
 14 43 public safety for the fiscal year beginning July 1, 2013, and
 15 1 ending June 30, 2014, the following amount, or so much thereof
 15 2 as is necessary, to be used for the purposes designated:

15 3 For any direct support costs for agents and officers of
 15 4 the division of criminal investigation's excursion gambling
 15 5 boat, gambling structure, and racetrack enclosure enforcement
 15 6 activities, including salaries, support, maintenance,
 15 7 miscellaneous purposes, and for not more than the following
 15 8 full-time equivalent positions:
 15 9 \$ 10,898,008
 15 10 FTEs 115.00

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

DETAIL: This is no change in funding and FTE positions compared to estimated FY 2013.

15 11 2. For each additional license to conduct gambling games on
 15 12 an excursion gambling boat, gambling structure, or racetrack
 15 13 enclosure issued during the fiscal year beginning July 1, 2013,
 15 14 there is appropriated from the gaming enforcement fund to the
 15 15 department of public safety for the fiscal year beginning July
 15 16 1, 2013, and ending June 30, 2014, an additional amount of not
 15 17 more than \$300,000 to be used for not more than 3.00 additional
 15 18 full-time equivalent positions.

If additional gambling licenses are granted in FY 2014, an additional \$300,000 and 3.00 FTE positions may be expended from the Gaming Enforcement Fund for each license issued.

15 19 3. The department of public safety, with the approval of the
 15 20 department of management, may employ no more than three special
 15 21 agents for each additional riverboat or gambling structure
 15 22 regulated after July 1, 2013, and three special agents for
 15 23 each racing facility which becomes operational during the
 15 24 fiscal year which begins July 1, 2013. Positions authorized
 15 25 in this subsection are in addition to the full-time equivalent
 15 26 positions otherwise authorized in this section.

Permits the DPS to employ a maximum of 3.00 Special Agents for each gambling structure or 3.00 Special Agents for each racetrack, if approved by the DOM for new riverboats licensed after July 1, 2013, and for any facility that begins operations when the General Assembly is not in Session.

15 27 Sec. 16. CIVIL RIGHTS COMMISSION. There is appropriated
 15 28 from the general fund of the state to the Iowa state civil

15 29 rights commission for the fiscal year beginning July 1,
 15 30 2013, and ending June 30, 2014, the following amount, or so
 15 31 much thereof as is necessary, to be used for the purposes
 15 32 designated:

15 33 For salaries, support, maintenance, miscellaneous purposes,
 15 34 and for not more than the following full-time equivalent
 15 35 positions:
 15 36 \$ 1,297,069
 15 37 FTEs 28.00

General Fund appropriation to the Civil Rights Commission.
 DETAIL: This is no change compared to estimated FY 2013.

15 38 The Iowa state civil rights commission may enter into
 15 39 a contract with a nonprofit organization to provide legal
 15 40 assistance to resolve civil rights complaints.

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

15 41 Sec. 17. CRIMINAL AND JUVENILE JUSTICE PLANNING
 15 42 DIVISION. There is appropriated from the general fund of the
 15 43 state to the criminal and juvenile justice planning division of
 16 1 the department of human rights for the fiscal year beginning
 16 2 July 1, 2013, and ending June 30, 2014, the following amounts,
 16 3 or so much thereof as is necessary, to be used for the purposes
 16 4 designated:
 16 5 For salaries, support, maintenance, and miscellaneous
 16 6 purposes, and for not more than the following full-time
 16 7 equivalent positions:

16 8 \$ 1,260,105
 16 9 FTEs 10.81

General Fund appropriation to the Criminal and Juvenile Justice Planning Division.
 DETAIL: This is an increase of \$160,000 and 1.00 FTE position compared to estimated FY 2013. The increase adds funds for the Mental Health and Jail Study and the Public Safety Advisory Board.

16 10 The criminal and juvenile justice planning advisory council
 16 11 and the juvenile justice advisory council shall coordinate
 16 12 their efforts in carrying out their respective duties relative
 16 13 to juvenile justice.

Requires the Criminal and Juvenile Justice Planning Advisory Council and the Juvenile Justice Advisory Council to coordinate efforts in carrying out juvenile justice duties.

16 14 Sec. 18. HOMELAND SECURITY AND EMERGENCY MANAGEMENT
 16 15 DIVISION OR SUCCESSOR AGENCY. There is appropriated from the
 16 16 wireless E911 emergency communications fund created in section
 16 17 34A.7A to the homeland security and emergency management
 16 18 division of the department of public defense or successor
 16 19 agency for the fiscal year beginning July 1, 2013, and ending
 16 20 June 30, 2014, an amount not exceeding \$250,000 to be used for
 16 21 implementation, support, and maintenance of the functions of
 16 22 the administrator and program manager under chapter 34A and to
 16 23 employ the auditor of the state to perform an annual audit of
 16 24 the wireless E911 emergency communications fund.

Permits continued funding from the Wireless E911 Emergency Communications Fund for the E911 Program Manager in the Homeland Security and Emergency Management Division of the Department of Public Defense through FY 2014.
 DETAIL: The Division receives up to \$250,000 and 2.00 FTE positions for the administration of the wireless E911 service and to employ the State Auditor to perform an annual audit on the Fund. This is no change compared to estimated FY 2013.

16 25 DIVISION II
16 26 FY 2014-2015
16 27 APPROPRIATIONS

16 28 Sec. 19. DEPARTMENT OF JUSTICE.

16 29 1. There is appropriated from the general fund of the state
16 30 to the department of justice for the fiscal year beginning July
16 31 1, 2014, and ending June 30, 2015, the following amounts, or
16 32 so much thereof as is necessary, to be used for the purposes
16 33 designated:

- 16 34 a. For the general office of attorney general for salaries,
- 16 35 support, maintenance, and miscellaneous purposes, including
- 16 36 the prosecuting attorneys training program, matching funds
- 16 37 for federal violence against women grant programs, victim
- 16 38 assistance grants, office of drug control policy prosecuting
- 16 39 attorney program, and odometer fraud enforcement, and for not
- 16 40 more than the following full-time equivalent positions:
- 16 41 \$ 3,983,965
- 16 42 FTEs 214.00

16 43 It is the intent of the general assembly that as a condition
17 1 of receiving the appropriation provided in this lettered
17 2 paragraph, the department of justice shall maintain a record
17 3 of the estimated time incurred representing each agency or
17 4 department.

- 17 5 b. For victim assistance grants:
- 17 6 \$ 3,367,200

17 7 The funds appropriated in this lettered paragraph shall be
17 8 used to provide grants to care providers providing services to
17 9 crime victims of domestic abuse or to crime victims of rape and
17 10 sexual assault.

17 11 The balance of the victim compensation fund established in
17 12 section 915.94 may be used to provide salary and support of not
17 13 more than 24 FTEs and to provide maintenance for the victim
17 14 compensation functions of the department of justice.

17 15 The department of justice shall transfer at least \$150,000
17 16 from the victim compensation fund established in section 915.94
17 17 to the victim assistance grant program.

~~17 18 Notwithstanding section 8.33, moneys appropriated in this~~
~~17 19 lettered paragraph that remain unencumbered or unobligated at~~
~~17 20 the close of the fiscal year shall not revert but shall remain~~
~~17 21 available for expenditure for the purposes designated until the~~
~~17 22 close of the succeeding fiscal year.~~

VETOED

- 17 23 c. For legal services for persons in poverty grants as
- 17 24 provided in section 13.34:
- 17 25 \$ 1,090,281

17 26 2. a. The department of justice, in submitting budget
17 27 estimates for the fiscal year commencing July 1, 2015, pursuant
17 28 to section 8.23, shall include a report of funding from sources

Division II makes General Fund and other fund appropriations to the Justice System for FY 2015 that equal 50.00% of the FY 2014 appropriations.

VETOED: The Governor vetoed the following provision for FY 2014 and FY 2015:

- A provision that permits the unspent balance of the General Fund appropriation for Victim Assistance Grants to carryforward to the next fiscal year.
- A provision that requires the DOC to file a report with the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee regarding the housing units at the Fort Madison Correctional Facility.

17 29 other than amounts appropriated directly from the general fund
 17 30 of the state to the department of justice or to the office of
 17 31 consumer advocate. These funding sources shall include but
 17 32 are not limited to reimbursements from other state agencies,
 17 33 commissions, boards, or similar entities, and reimbursements
 17 34 from special funds or internal accounts within the department
 17 35 of justice. The department of justice shall also report actual
 17 36 reimbursements for the fiscal year commencing July 1, 2013,
 17 37 and actual and expected reimbursements for the fiscal year
 17 38 commencing July 1, 2014.

17 39 b. The department of justice shall include the report
 17 40 required under paragraph "a", as well as information regarding
 17 41 any revisions occurring as a result of reimbursements actually
 17 42 received or expected at a later date, in a report to the
 17 43 co-chairpersons and ranking members of the joint appropriations
 18 1 subcommittee on the justice system and the legislative services
 18 2 agency. The department of justice shall submit the report on
 18 3 or before January 15, 2015.

18 4 Sec. 20. OFFICE OF CONSUMER ADVOCATE. There is appropriated
 18 5 from the department of commerce revolving fund created in
 18 6 section 546.12 to the office of consumer advocate of the
 18 7 department of justice for the fiscal year beginning July 1,
 18 8 2014, and ending June 30, 2015, the following amount, or so
 18 9 much thereof as is necessary, to be used for the purposes
 18 10 designated:

18 11 For salaries, support, maintenance, miscellaneous purposes,
 18 12 and for not more than the following full-time equivalent
 18 13 positions:

| | | | |
|-------|-------|------|-----------|
| 18 14 | ..... | \$ | 1,568,082 |
| 18 15 | ..... | FTEs | 22.00 |

18 16 Sec. 21. DEPARTMENT OF CORRECTIONS — FACILITIES.

18 17 1. There is appropriated from the general fund of the
 18 18 state to the department of corrections for the fiscal year
 18 19 beginning July 1, 2014, and ending June 30, 2015, the following
 18 20 amounts, or so much thereof as is necessary, to be used for the
 18 21 operation of adult correctional institutions, reimbursement
 18 22 of counties for certain confinement costs, and federal prison
 18 23 reimbursement, to be allocated as follows:

18 24 a. For the operation of the Fort Madison correctional
 18 25 facility, including salaries, support, maintenance, and
 18 26 miscellaneous purposes:

| | | | |
|-------|-------|----|------------|
| 18 27 | | \$ | 21,553,567 |
|-------|-------|----|------------|

~~18 28 The department of corrections shall submit, to the~~
~~18 29 co-chairpersons and ranking members of the joint appropriations~~
~~18 30 subcommittee on the justice system by January 15, 2015, the~~
~~18 31 plans for the integration of the John Bennett facility and the~~
~~18 32 clinical care unit into the new Fort Madison maximum security~~
~~18 33 correctional facility and the future plans for the use of the~~

VETOED

~~18 34 current Fort Madison maximum security correctional facility~~
~~18 35 after the inmates are transferred to the new facility.~~

18 36 b. For the operation of the Anamosa correctional facility,
18 37 including salaries, support, maintenance, and miscellaneous
18 38 purposes:

18 39 \$ 16,460,261

18 40 It is the intent of the general assembly that the department
18 41 of corrections maintain and operate the Luster Heights prison
18 42 camp.

18 43 c. For the operation of the Oakdale correctional facility,
19 1 including salaries, support, maintenance, and miscellaneous
19 2 purposes:

19 3 \$ 29,275,062

19 4 d. For the operation of the Newton correctional facility,
19 5 including salaries, support, maintenance, and miscellaneous
19 6 purposes:

19 7 \$ 13,563,645

19 8 e. For the operation of the Mt.Pleasant correctional
19 9 facility, including salaries, support, maintenance, and
19 10 miscellaneous purposes:

19 11 \$ 12,405,714

19 12 f. For the operation of the Rockwell City correctional
19 13 facility, including salaries, support, maintenance, and
19 14 miscellaneous purposes:

19 15 \$ 4,835,574

19 16 g. For the operation of the Clarinda correctional facility,
19 17 including salaries, support, maintenance, and miscellaneous
19 18 purposes:

19 19 \$ 12,620,808

19 20 Moneys received by the department of corrections as
19 21 reimbursement for services provided to the Clarinda youth
19 22 corporation are appropriated to the department and shall be
19 23 used for the purpose of operating the Clarinda correctional
19 24 facility.

19 25 h. For the operation of the Mitchellville correctional
19 26 facility, including salaries, support, maintenance, and
19 27 miscellaneous purposes:

19 28 \$ 10,802,018

19 29 i. For the operation of the Fort Dodge correctional
19 30 facility, including salaries, support, maintenance, and
19 31 miscellaneous purposes:

19 32 \$ 14,932,616

19 33 j. For reimbursement of counties for temporary confinement
19 34 of work release and parole violators, as provided in sections
19 35 901.7, 904.908, and 906.17, and for offenders confined pursuant
19 36 to section 904.513:

19 37 \$ 537,546

19 38 k. For federal prison reimbursement, reimbursements for

19 39 out-of-state placements, and miscellaneous contracts:
 19 40 \$ 242,206

19 41 2. The department of corrections shall use moneys
 19 42 appropriated in subsection 1 to continue to contract for the
 19 43 services of a Muslim imam and a Native American spiritual
 20 1 leader.

20 2 Sec. 22. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

20 3 There is appropriated from the general fund of the state to the
 20 4 department of corrections for the fiscal year beginning July
 20 5 1, 2014, and ending June 30, 2015, the following amounts, or
 20 6 so much thereof as is necessary, to be used for the purposes
 20 7 designated:

20 8 1. For general administration, including salaries, support,
 20 9 maintenance, employment of an education director to administer
 20 10 a centralized education program for the correctional system,
 20 11 and miscellaneous purposes:
 20 12 \$ 2,540,791

20 13 a. It is the intent of the general assembly that each
 20 14 lease negotiated by the department of corrections with a
 20 15 private corporation for the purpose of providing private
 20 16 industry employment of inmates in a correctional institution
 20 17 shall prohibit the private corporation from utilizing inmate
 20 18 labor for partisan political purposes for any person seeking
 20 19 election to public office in this state and that a violation
 20 20 of this requirement shall result in a termination of the lease
 20 21 agreement.

20 22 b. It is the intent of the general assembly that as a
 20 23 condition of receiving the appropriation provided in this
 20 24 subsection the department of corrections shall not enter into
 20 25 a lease or contractual agreement pursuant to section 904.809
 20 26 with a private corporation for the use of building space for
 20 27 the purpose of providing inmate employment without providing
 20 28 that the terms of the lease or contract establish safeguards to
 20 29 restrict, to the greatest extent feasible, access by inmates
 20 30 working for the private corporation to personal identifying
 20 31 information of citizens.

20 32 2. For educational programs for inmates at state penal
 20 33 institutions:
 20 34 \$ 1,304,055

20 35 a. To maximize the funding for educational programs,
 20 36 the department shall establish guidelines and procedures to
 20 37 prioritize the availability of educational and vocational
 20 38 training for inmates based upon the goal of facilitating an
 20 39 inmate's successful release from the correctional institution.

20 40 b. The director of the department of corrections may
 20 41 transfer moneys from Iowa prison industries and the canteen
 20 42 operating funds established pursuant to section 904.310, for
 20 43 use in educational programs for inmates.

21 1 c. Notwithstanding section 8.33, moneys appropriated in
 21 2 this subsection that remain unobligated or unexpended at the
 21 3 close of the fiscal year shall not revert but shall remain
 21 4 available to be used only for the purposes designated in this
 21 5 subsection until the close of the succeeding fiscal year.

21 6 3. For the development of the Iowa corrections offender
 21 7 network (ICON) data system:

21 8 \$ 1,000,000

21 9 4. For offender mental health and substance abuse
 21 10 treatment:

21 11 \$ 11,160

21 12 5. For viral hepatitis prevention and treatment:
 21 13 \$ 83,941

21 14 6. For operations costs and miscellaneous purposes:
 21 15 \$ 1,285,655

21 16 7. It is the intent of the general assembly that for
 21 17 the fiscal year addressed by this section the department of
 21 18 corrections shall continue to operate the correctional farms
 21 19 under the control of the department at the same or greater
 21 20 level of participation and involvement as existed as of January
 21 21 1, 2011; shall not enter into any rental agreement or contract
 21 22 concerning any farmland under the control of the department
 21 23 that is not subject to a rental agreement or contract as of
 21 24 January 1, 2011, without prior legislative approval; and
 21 25 shall further attempt to provide job opportunities at the
 21 26 farms for inmates. The department shall attempt to provide
 21 27 job opportunities at the farms for inmates by encouraging
 21 28 labor-intensive farming or gardening where appropriate; using
 21 29 inmates to grow produce and meat for institutional consumption;
 21 30 researching the possibility of instituting food canning
 21 31 and cook-and-chill operations; and exploring opportunities
 21 32 for organic farming and gardening, livestock ventures,
 21 33 horticulture, and specialized crops.

21 34 Sec. 23. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
 21 35 SERVICES.

21 36 1. There is appropriated from the general fund of the state
 21 37 to the department of corrections for the fiscal year beginning
 21 38 July 1, 2014, and ending June 30, 2015, for salaries, support,
 21 39 maintenance, and miscellaneous purposes, the following amounts,
 21 40 or so much thereof as is necessary, to be allocated as follows:

21 41 a. For the first judicial district department of
 21 42 correctional services:

21 43 \$ 7,049,543

22 1 b. For the second judicial district department of
 22 2 correctional services:

22 3 \$ 5,435,213

22 4 c. For the third judicial district department of
 22 5 correctional services:

| | | | | |
|----|----|---|----|-----------|
| 22 | 6 | ..... | \$ | 3,552,933 |
| 22 | 7 | d. For the fourth judicial district department of | | |
| 22 | 8 | correctional services: | | |
| 22 | 9 | ..... | \$ | 2,747,655 |
| 22 | 10 | e. For the fifth judicial district department of | | |
| 22 | 11 | correctional services, including funding for electronic | | |
| 22 | 12 | monitoring devices for use on a statewide basis: | | |
| 22 | 13 | ..... | \$ | 9,687,714 |
| 22 | 14 | f. For the sixth judicial district department of | | |
| 22 | 15 | correctional services: | | |
| 22 | 16 | ..... | \$ | 7,319,269 |
| 22 | 17 | g. For the seventh judicial district department of | | |
| 22 | 18 | correctional services: | | |
| 22 | 19 | ..... | \$ | 3,804,891 |
| 22 | 20 | h. For the eighth judicial district department of | | |
| 22 | 21 | correctional services: | | |
| 22 | 22 | ..... | \$ | 4,103,307 |

22 23 2. Each judicial district department of correctional
 22 24 services, within the funding available, shall continue programs
 22 25 and plans established within that district to provide for
 22 26 intensive supervision, sex offender treatment, diversion of
 22 27 low-risk offenders to the least restrictive sanction available,
 22 28 job development, and expanded use of intermediate criminal
 22 29 sanctions.

22 30 3. Each judicial district department of correctional
 22 31 services shall provide alternatives to prison consistent with
 22 32 chapter 901B. The alternatives to prison shall ensure public
 22 33 safety while providing maximum rehabilitation to the offender.
 22 34 A judicial district department of correctional services may
 22 35 also establish a day program.

22 36 4. The governor's office of drug control policy shall
 22 37 consider federal grants made to the department of corrections
 22 38 for the benefit of each of the eight judicial district
 22 39 departments of correctional services as local government
 22 40 grants, as defined pursuant to federal regulations.

22 41 5. The department of corrections shall continue to contract
 22 42 with a judicial district department of correctional services to
 22 43 provide for the rental of electronic monitoring equipment which
 23 1 shall be available statewide.

23 2 Sec. 24. DEPARTMENT OF CORRECTIONS — REALLOCATION OF
 23 3 APPROPRIATIONS. Notwithstanding section 8.39, within the
 23 4 moneys appropriated in this division of this Act to the
 23 5 department of corrections, the department may reallocate the
 23 6 moneys appropriated and allocated as necessary to best fulfill
 23 7 the needs of the correctional institutions, administration
 23 8 of the department, and the judicial district departments of
 23 9 correctional services. However, in addition to complying with
 23 10 the requirements of sections 904.116 and 905.8 and providing

23 11 notice to the legislative services agency, the department
23 12 of corrections shall also provide notice to the department
23 13 of management, prior to the effective date of the revision
23 14 or reallocation of an appropriation made pursuant to this
23 15 section. The department of corrections shall not reallocate an
23 16 appropriation or allocation for the purpose of eliminating any
23 17 program.

23 18 Sec. 25. INTENT — REPORTS.

23 19 1. The department of corrections in cooperation with
23 20 townships, the Iowa cemetery associations, and other nonprofit
23 21 or governmental entities may use inmate labor during the
23 22 fiscal year beginning July 1, 2014, to restore or preserve
23 23 rural cemeteries and historical landmarks. The department in
23 24 cooperation with the counties may also use inmate labor to
23 25 clean up roads, major water sources, and other water sources
23 26 around the state.

23 27 2. On a quarterly basis the department shall provide a
23 28 status report regarding private-sector employment to the
23 29 legislative services agency beginning on July 1, 2014. The
23 30 report shall include the number of offenders employed in the
23 31 private sector, the combined number of hours worked by the
23 32 offenders, the total amount of allowances, and the distribution
23 33 of allowances pursuant to section 904.702, including any moneys
23 34 deposited in the general fund of the state.

23 35 Sec. 26. ELECTRONIC MONITORING REPORT. The department of
23 36 corrections shall submit a report on electronic monitoring to
23 37 the general assembly, to the co-chairpersons and the ranking
23 38 members of the joint appropriations subcommittee on the justice
23 39 system, and to the legislative services agency by January
23 40 15, 2015. The report shall specifically address the number
23 41 of persons being electronically monitored and break down the
23 42 number of persons being electronically monitored by offense
23 43 committed. The report shall also include a comparison of any
24 1 data from the prior fiscal year with the current year.

24 2 Sec. 27. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

24 3 1. As used in this section, unless the context otherwise
24 4 requires, "state agency" means the government of the state
24 5 of Iowa, including but not limited to all executive branch
24 6 departments, agencies, boards, bureaus, and commissions, the
24 7 judicial branch, the general assembly and all legislative
24 8 agencies, institutions within the purview of the state board of
24 9 regents, and any corporation whose primary function is to act
24 10 as an instrumentality of the state.

24 11 2. State agencies are hereby encouraged to purchase
24 12 products from Iowa state industries, as defined in section
24 13 904.802, when purchases are required and the products are
24 14 available from Iowa state industries. State agencies shall
24 15 obtain bids from Iowa state industries for purchases of

24 16 office furniture during the fiscal year beginning July 1,
 24 17 2014, exceeding \$5,000 or in accordance with applicable
 24 18 administrative rules related to purchases for the agency.
 24 19 Sec. 28. IOWA LAW ENFORCEMENT ACADEMY.
 24 20 1. There is appropriated from the general fund of the
 24 21 state to the Iowa law enforcement academy for the fiscal year
 24 22 beginning July 1, 2014, and ending June 30, 2015, the following
 24 23 amount, or so much thereof as is necessary, to be used for the
 24 24 purposes designated:

24 25 For salaries, support, maintenance, miscellaneous purposes,
 24 26 including jailer training and technical assistance, and for not
 24 27 more than the following full-time equivalent positions:
 24 28 \$ 500,849
 24 29 FTEs 23.88

24 30 It is the intent of the general assembly that the Iowa law
 24 31 enforcement academy may provide training of state and local
 24 32 law enforcement personnel concerning the recognition of and
 24 33 response to persons with Alzheimer's disease.
 24 34 The Iowa law enforcement academy may temporarily exceed and
 24 35 draw more than the amount appropriated in this subsection and
 24 36 incur a negative cash balance as long as there are receivables
 24 37 equal to or greater than the negative balance and the amount
 24 38 appropriated in this subsection is not exceeded at the close
 24 39 of the fiscal year.

24 40 2. The Iowa law enforcement academy may select at least
 24 41 five automobiles of the department of public safety, division
 24 42 of state patrol, prior to turning over the automobiles to
 24 43 the department of administrative services to be disposed
 25 1 of by public auction, and the Iowa law enforcement academy
 25 2 may exchange any automobile owned by the academy for each
 25 3 automobile selected if the selected automobile is used in
 25 4 training law enforcement officers at the academy. However, any
 25 5 automobile exchanged by the academy shall be substituted for
 25 6 the selected vehicle of the department of public safety and
 25 7 sold by public auction with the receipts being deposited in the
 25 8 depreciation fund to the credit of the department of public
 25 9 safety, division of state patrol.

25 10 Sec. 29. STATE PUBLIC DEFENDER. There is appropriated from
 25 11 the general fund of the state to the office of the state public
 25 12 defender of the department of inspections and appeals for the
 25 13 fiscal year beginning July 1, 2014, and ending June 30, 2015,
 25 14 the following amounts, or so much thereof as is necessary, to
 25 15 be allocated as follows for the purposes designated:

25 16 1. For salaries, support, maintenance, miscellaneous
 25 17 purposes, and for not more than the following full-time
 25 18 equivalent positions:
 25 19 \$ 12,931,091
 25 20 FTEs 219.00

25 21 2. For payments on behalf of eligible adults and juveniles
 25 22 from the indigent defense fund, in accordance with section
 25 23 815.11:
 25 24 \$ 14,950,965
 25 25 Sec. 30. BOARD OF PAROLE. There is appropriated from the
 25 26 general fund of the state to the board of parole for the fiscal
 25 27 year beginning July 1, 2014, and ending June 30, 2015, the
 25 28 following amount, or so much thereof as is necessary, to be
 25 29 used for the purposes designated:
 25 30 For salaries, support, maintenance, miscellaneous purposes,
 25 31 and for not more than the following full-time equivalent
 25 32 positions:

25 33 \$ 601,918
 25 34 FTEs 11.00

25 35 Sec. 31. DEPARTMENT OF PUBLIC DEFENSE. There is
 25 36 appropriated from the general fund of the state to the
 25 37 department of public defense for the fiscal year beginning July
 25 38 1, 2014, and ending June 30, 2015, the following amounts, or
 25 39 so much thereof as is necessary, to be used for the purposes
 25 40 designated:

25 41 1. MILITARY DIVISION

25 42 For salaries, support, maintenance, miscellaneous purposes,
 25 43 and for not more than the following full-time equivalent
 26 1 positions:

26 2 \$ 3,263,521
 26 3 FTEs 293.61

26 4 The military division may temporarily exceed and draw more
 26 5 than the amount appropriated in this subsection and incur a
 26 6 negative cash balance as long as there are receivables of
 26 7 federal funds equal to or greater than the negative balance and
 26 8 the amount appropriated in this subsection is not exceeded at
 26 9 the close of the fiscal year.

26 10 2. HOMELAND SECURITY AND EMERGENCY MANAGEMENT DIVISION OR
 26 11 SUCCESSOR AGENCY

26 12 For salaries, support, maintenance, miscellaneous purposes,
 26 13 and for not more than the following full-time equivalent
 26 14 positions:

26 15 \$ 1,087,139
 26 16 FTEs 37.40

26 17 a. The homeland security and emergency management division
 26 18 or successor agency may temporarily exceed and draw more than
 26 19 the amount appropriated in this subsection and incur a negative
 26 20 cash balance as long as there are receivables of federal funds
 26 21 equal to or greater than the negative balance and the amount
 26 22 appropriated in this subsection is not exceeded at the close
 26 23 of the fiscal year.

26 24 b. It is the intent of the general assembly that the
 26 25 homeland security and emergency management division or

26 26 successor agency work in conjunction with the department of
26 27 public safety, to the extent possible, when gathering and
26 28 analyzing information related to potential domestic or foreign
26 29 security threats, and when monitoring such threats.
26 30 Sec. 32. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
26 31 from the general fund of the state to the department of public
26 32 safety for the fiscal year beginning July 1, 2014, and ending
26 33 June 30, 2015, the following amounts, or so much thereof as is
26 34 necessary, to be used for the purposes designated:
26 35 1. For the department's administrative functions, including
26 36 the criminal justice information system, and for not more than
26 37 the following full-time equivalent positions:
26 38 \$ 2,033,527
26 39 FTEs 39.00
26 40 2. For the division of criminal investigation, including
26 41 the state's contribution to the peace officers' retirement,
26 42 accident, and disability system provided in chapter 97A in the
26 43 amount of the state's normal contribution rate, as defined in
27 1 section 97A.8, multiplied by the salaries for which the moneys
27 2 are appropriated, to meet federal fund matching requirements,
27 3 and for not more than the following full-time equivalent
27 4 positions:
27 5 \$ 6,466,707
27 6 FTEs 149.60
27 7 3. For the criminalistics laboratory fund created in
27 8 section 691.9:
27 9 \$ 151,173
27 10 4. a. For the division of narcotics enforcement, including
27 11 the state's contribution to the peace officers' retirement,
27 12 accident, and disability system provided in chapter 97A in the
27 13 amount of the state's normal contribution rate, as defined in
27 14 section 97A.8, multiplied by the salaries for which the moneys
27 15 are appropriated, to meet federal fund matching requirements,
27 16 and for not more than the following full-time equivalent
27 17 positions:
27 18 \$ 3,377,928
27 19 FTEs 66.00
27 20 b. For the division of narcotics enforcement for undercover
27 21 purchases:
27 22 \$ 54,521
27 23 5. For the division of state fire marshal, for fire
27 24 protection services as provided through the state fire service
27 25 and emergency response council as created in the department,
27 26 and for the state's contribution to the peace officers'
27 27 retirement, accident, and disability system provided in chapter
27 28 97A in the amount of the state's normal contribution rate,
27 29 as defined in section 97A.8, multiplied by the salaries for
27 30 which the moneys are appropriated, and for not more than the

27 31 following full-time equivalent positions:
 27 32 \$ 2,235,278
 27 33 FTEs 53.00

27 34 6. For the division of state patrol, for salaries, support,
 27 35 maintenance, workers' compensation costs, and miscellaneous
 27 36 purposes, including the state's contribution to the peace
 27 37 officers' retirement, accident, and disability system provided
 27 38 in chapter 97A in the amount of the state's normal contribution
 27 39 rate, as defined in section 97A.8, multiplied by the salaries
 27 40 for which the moneys are appropriated, and for not more than
 27 41 the following full-time equivalent positions:

27 42 \$ 27,768,104
 27 43 FTEs 494.47

28 1 It is the intent of the general assembly that members of the
 28 2 state patrol be assigned to patrol the highways and roads in
 28 3 lieu of assignments for inspecting school buses for the school
 28 4 districts.

28 5 7. For operations costs, and miscellaneous purposes:
 28 6 \$ 850,000

28 7 8. For deposit in the sick leave benefits fund established
 28 8 under section 80.42 for all departmental employees eligible to
 28 9 receive benefits for accrued sick leave under the collective
 28 10 bargaining agreement:

28 11 \$ 139,759

28 12 9. For costs associated with the training and equipment
 28 13 needs of volunteer fire fighters:
 28 14 \$ 362,760

28 15 a. Notwithstanding section 8.33, moneys appropriated in
 28 16 this subsection that remain unencumbered or unobligated at the
 28 17 close of the fiscal year shall not revert but shall remain
 28 18 available for expenditure only for the purpose designated in
 28 19 this subsection until the close of the succeeding fiscal year.

28 20 b. Notwithstanding section 8.39, the department of public
 28 21 safety may reallocate moneys appropriated in this section
 28 22 as necessary to best fulfill the needs provided for in the
 28 23 appropriation. However, the department shall not reallocate
 28 24 moneys appropriated to the department in this section unless
 28 25 notice of the reallocation is given to the legislative services
 28 26 agency and the department of management prior to the effective
 28 27 date of the reallocation. The notice shall include information
 28 28 regarding the rationale for reallocating the moneys. The
 28 29 department shall not reallocate moneys appropriated in this
 28 30 section for the purpose of eliminating any program.

28 31 Sec. 33. GAMING ENFORCEMENT.

28 32 1. There is appropriated from the gaming enforcement
 28 33 revolving fund created in section 80.43 to the department of
 28 34 public safety for the fiscal year beginning July 1, 2014, and
 28 35 ending June 30, 2015, the following amount, or so much thereof

28 36 as is necessary, to be used for the purposes designated:

28 37 For any direct support costs for agents and officers of
28 38 the division of criminal investigation's excursion gambling
28 39 boat, gambling structure, and racetrack enclosure enforcement
28 40 activities, including salaries, support, maintenance,
28 41 miscellaneous purposes, and for not more than the following
28 42 full-time equivalent positions:

| | | | |
|-------|-------|------|-----------|
| 28 43 | ..... | \$ | 5,449,004 |
| 29 1 | ..... | FTEs | 115.00 |

29 2 2. For each additional license to conduct gambling games on
29 3 an excursion gambling boat, gambling structure, or racetrack
29 4 enclosure issued during the fiscal year beginning July 1, 2014,
29 5 there is appropriated from the gaming enforcement fund to the
29 6 department of public safety for the fiscal year beginning July
29 7 1, 2014, and ending June 30, 2015, an additional amount of not
29 8 more than \$300,000 to be used for not more than 3.00 additional
29 9 full-time equivalent positions.

29 10 3. The department of public safety, with the approval of the
29 11 department of management, may employ no more than three special
29 12 agents for each additional riverboat or gambling structure
29 13 regulated after July 1, 2014, and three special agents for
29 14 each racing facility which becomes operational during the
29 15 fiscal year which begins July 1, 2014. Positions authorized
29 16 in this subsection are in addition to the full-time equivalent
29 17 positions otherwise authorized in this section.

29 18 Sec. 34. CIVIL RIGHTS COMMISSION. There is appropriated
29 19 from the general fund of the state to the Iowa state civil
29 20 rights commission for the fiscal year beginning July 1,
29 21 2014, and ending June 30, 2015, the following amount, or so
29 22 much thereof as is necessary, to be used for the purposes
29 23 designated:

| | | | |
|-------|---|------|---------|
| 29 24 | For salaries, support, maintenance, miscellaneous purposes, | | |
| 29 25 | and for not more than the following full-time equivalent | | |
| 29 26 | positions: | | |
| 29 27 | ..... | \$ | 648,535 |
| 29 28 | ..... | FTEs | 28.00 |

29 29 The Iowa state civil rights commission may enter into
29 30 a contract with a nonprofit organization to provide legal
29 31 assistance to resolve civil rights complaints.

29 32 Sec. 35. CRIMINAL AND JUVENILE JUSTICE PLANNING
29 33 DIVISION. There is appropriated from the general fund of the
29 34 state to the criminal and juvenile justice planning division of
29 35 the department of human rights for the fiscal year beginning
29 36 July 1, 2013, and ending June 30, 2014, the following amounts,
29 37 or so much thereof as is necessary, to be used for the purposes
29 38 designated:

29 39 For salaries, support, maintenance, and miscellaneous
29 40 purposes, and for not more than the following full-time

29 41 equivalent positions:
 29 42 \$ 630,053
 29 43 FTEs 10.81

30 1 The criminal and juvenile justice planning advisory council
 30 2 and the juvenile justice advisory council shall coordinate
 30 3 their efforts in carrying out their respective duties relative
 30 4 to juvenile justice.
 30 5 Sec. 36. HOMELAND SECURITY AND EMERGENCY MANAGEMENT
 30 6 DIVISION. There is appropriated from the wireless E911
 30 7 emergency communications fund created in section 34A.7A to
 30 8 the homeland security and emergency management division or
 30 9 successor agency for the fiscal year beginning July 1, 2014,
 30 10 and ending June 30, 2015, an amount not exceeding \$250,000
 30 11 to be used for implementation, support, and maintenance of
 30 12 the functions of the administrator and program manager under
 30 13 chapter 34A and to employ the auditor of the state to perform
 30 14 an annual audit of the wireless E911 emergency communications
 30 15 fund.

30 16 DIVISION III
 30 17 PUBLIC SAFETY INTEROPERABLE AND BROADBAND COMMUNICATIONS FUND

30 18 Sec. 37. NEW SECTION 80.44 PUBLIC SAFETY INTEROPERABLE AND
 30 19 BROADBAND COMMUNICATIONS FUND.

30 20 1. A statewide public safety interoperable and broadband
 30 21 communications fund is established in the office of the
 30 22 treasurer of state under the control of the department of
 30 23 public safety. Any moneys annually appropriated, granted,
 30 24 or credited to the fund, including any federal moneys,
 30 25 are appropriated to the department of public safety for
 30 26 the planning and development of a statewide public safety
 30 27 interoperable and broadband communications system.
 30 28 2. Notwithstanding section 12C.7, subsection 2, interest
 30 29 and earnings on moneys deposited in the fund shall be credited
 30 30 to the fund. Notwithstanding section 8.33, moneys remaining
 30 31 in the fund at the end of the fiscal year shall not revert to
 30 32 any other fund but shall remain available to be used for the
 30 33 purposes specified in subsection 1.

CODE: Creates a Statewide Public Safety Interoperable and Broadband Communications Fund under the control of the DPS for the planning and development of a statewide public safety interoperable and broadband communications system. Interest and earnings generated by the fund balance are permitted to remain in the Fund. Language also permits any money in the Fund to carry forward to the next fiscal year.

30 34 Sec. 38. 2011 Iowa Acts, chapter 134, section 43, subsection
 30 35 9, as amended by 2012 Iowa Acts, chapter 1134, section 10, is
 30 36 amended to read as follows:

30 37 9. For costs associated with the training and operation
 30 38 of the statewide interoperable communications system board
 30 39 ~~excluding salaries and contracts or deposit in the statewide~~
 30 40 ~~public safety interoperable and broadband communications fund~~
 30 41 ~~established in section 80.44, as determined by the department:~~
 30 42 \$ 48,000

CODE: Permits the money appropriated for FY 2013 to the Statewide Interoperable Communications System Board to carry forward into FY 2014 and to be deposited in the Statewide Public Safety Interoperable and Broadband Communications Fund.

30 43 Sec. 39. EFFECTIVE UPON ENACTMENT. The following provision
 31 1 or provisions of this division of this Act, being deemed of
 31 2 immediate importance, take effect upon enactment:
 31 3 1. The section of this division amending 2011 Iowa Acts,
 31 4 chapter 134, section 43, subsection 9, as amended by 2012 Iowa
 31 5 Acts, chapter 1134, section 10.
 31 6 2. The section of this division enacting the section
 31 7 tentatively numbered 80.44.

The following sections are effective on enactment:

- The provision to carry forward the appropriation for the Statewide Interoperable Communications System Board to FY 2014.
- The creation of a Statewide Public Safety Interoperable and Broadband Communications Fund under the control of the DPS.

~~31 8 DIVISION IV~~
~~31 9 PUBLIC SAFETY AND TRAINING TASK FORCE~~

VETOED

~~31 10 Sec. 40. PUBLIC SAFETY TRAINING AND FACILITIES TASK FORCE.~~

~~31 11 1. A public safety training and facilities task force is~~
~~31 12 established. The department of public safety shall provide~~
~~31 13 administrative support for the task force.~~
~~31 14 2. The task force shall consist of the following members:~~
~~31 15 a. One member appointed by the Iowa state sheriffs' and~~
~~31 16 deputies' association.~~
~~31 17 b. One member appointed by the Iowa police chiefs~~
~~31 18 association.~~
~~31 19 c. One member who is a fire fighter appointed by the Iowa~~
~~31 20 professional fire fighters association.~~
~~31 21 d. One member who is the administrator of the Iowa fire~~
~~31 22 service training bureau or the administrator's designee.~~
~~31 23 e. One member who is a representative of the fire service~~
~~31 24 who is not a fire chief appointed by the Iowa firefighters~~
~~31 25 association.~~
~~31 26 f. The director of the Iowa law enforcement academy or the~~
~~31 27 director's designee.~~
~~31 28 g. The commissioner of public safety or the training~~
~~31 29 coordinator of the department of public safety, as designated~~
~~31 30 by the commissioner.~~
~~31 31 h. The state fire marshal or the state fire marshal's~~
~~31 32 designee.~~
~~31 33 i. One member appointed by the Iowa state police~~
~~31 34 association.~~
~~31 35 j. One member who is a fire chief appointed by the Iowa fire~~
~~31 36 chiefs association.~~
~~31 37 k. One member appointed by the Iowa emergency medical~~
~~31 38 services association.~~
~~31 39 l. One member appointed by the Iowa emergency management~~
~~31 40 association.~~
~~31 41 m. One member who is a fire chief appointed by the Iowa~~
~~31 42 association of professional fire chiefs.~~
~~31 43 n. One member who is a member of the office of motor vehicle~~
~~32 1 enforcement of the department of transportation appointed by~~

Creates a Public Safety Training and Facilities Task Force. The Task Force is charged with developing a coordinated plan for a consolidated fire and police training facility. The Task Force is required to provide interim reports to the General Assembly on December 31 of each year, with the final report due December 31, 2016. Specifies the content of the reports.

VETOED: The Governor vetoed this Division in its entirety, citing that his administration's goal is to reduce the size and cost of government by 15.00% and he felt this issue could be reviewed without the task force and study.

~~32 2 the director of the department of transportation.~~
~~32 3 o. Four members of the general assembly serving as~~
~~32 4 ex officio, nonvoting members, one representative to be~~
~~32 5 appointed by the speaker of the house of representatives, one~~
~~32 6 representative to be appointed by the minority leader of the~~
~~32 7 house of representatives, one senator to be appointed by the~~
~~32 8 majority leader of the senate, and one senator to be appointed~~
~~32 9 by the minority leader of the senate.~~
~~32 10 3. The members of the task force shall select one~~
~~32 11 chairperson and one vice chairperson. The vice chairperson~~
~~32 12 shall preside in the absence of the chairperson. Section~~
~~32 13 60.16A shall apply to the voting members of the task force.~~
~~32 14 4. It is the intent of the general assembly in establishing~~
~~32 15 this task force that the task force develop a coordinated~~
~~32 16 plan amongst all public safety disciplines that would oversee~~
~~32 17 the construction of a consolidated fire and police public~~
~~32 18 safety training facility, provide for the establishment of a~~
~~32 19 governance board for the public safety disciplines and the~~
~~32 20 consolidated facility, and to establish a consistent and steady~~
~~32 21 funding mechanism to defray public safety training costs on an~~
~~32 22 ongoing basis.~~
~~32 23 5. The task force shall seek and consider input from all~~
~~32 24 interested stakeholders and members of the public and shall~~
~~32 25 include an emphasis on receiving input from fire service, law~~
~~32 26 enforcement, and emergency medical services personnel. The~~
~~32 27 task force shall consider and develop strategies relating to~~
~~32 28 public safety training facility governance with the goal of~~
~~32 29 all public safety disciplines being represented. Each public~~
~~32 30 safety discipline shall advise the task force by developing~~
~~32 31 individual training policies as determined by the discipline's~~
~~32 32 governing bodies. The task force shall also develop a proposal~~
~~32 33 for a joint public safety training facility, a budget for~~
~~32 34 construction and future operation of the facility, financing~~
~~32 35 options, including possible public-private partnerships, for~~
~~32 36 construction and operation of the facility, and potential~~
~~32 37 locations for the facility that are centrally located in this~~
~~32 38 state.~~
~~32 39 6. a. The task force shall provide interim reports to the~~
~~32 40 general assembly by December 31 of each year concerning the~~
~~32 41 activities of the task force and shall submit its final report,~~
~~32 42 including its findings and recommendations, to the general~~
~~32 43 assembly by December 31, 2016.~~
~~33 1 b. The final report shall include but not be limited to~~
~~33 2 recommendations concerning the following:~~
~~33 3 (1) Consolidation of public safety governance within a~~
~~33 4 single board and the membership of the board. Board duties~~
~~33 5 would include overseeing the construction and maintenance of a~~
~~33 6 consolidated fire and police public safety training facility.~~

~~33 7 (2) Development of a consolidated fire and police public
 33 8 safety training facility, including possible locations,
 33 9 building recommendations, and financing options.
 33 10 (3) Any other recommendations relating to public safety
 33 11 training and facilities requirements.~~

33 12 DIVISION V
 33 13 CIGARETTE FIRE SAFETY STANDARD FUND — APPROPRIATION

33 14 Sec. 41. Section 101B.5, subsection 5, Code 2013, is amended
 33 15 to read as follows:

33 16 5. For each cigarette listed in a certification, a
 33 17 manufacturer shall pay a fee of one hundred dollars to the
 33 18 department. The department shall deposit all fees received
 33 19 pursuant to this subsection with the treasurer of state for
 33 20 credit to the general fund of the state.

33 21 Sec. 42. Section 101B.8, Code 2013, is amended by adding the
 33 22 following new subsection:

33 23 NEW SUBSECTION 10. The department shall deposit any moneys
 33 24 received from civil penalties assessed pursuant to this section
 33 25 with the treasurer of state for credit to the general fund of
 33 26 the state.

33 27 Sec. 43. Section 101B.9, Code 2013, is amended to read as
 33 28 follows:

33 29 101B.9 CIGARETTE FIRE SAFETY STANDARD FUND.

33 30 A cigarette fire safety standard fund is created as a
 33 31 special fund in the state treasury under the control of the
 33 32 department of public safety. The fund shall consist of all
 33 33 moneys recovered from the assessment of civil penalties or
 33 34 certification fees under this chapter. ~~The moneys in the~~
 33 35 ~~fund shall, in~~ In addition to any moneys made available for
 33 36 ~~such purpose, be available, subject to appropriation, moneys~~
 33 37 in the fund are appropriated to the department of public
 33 38 safety for the purpose of fire safety and prevention programs,
 33 39 including for entry level fire fighter training, equipment, and
 33 40 operations.

33 41 Sec. 44. REPEAL. Section 101B.9, Code 2013, is repealed.

~~33 42 Sec. 45. CIGARETTE FIRE SAFETY STANDARD FUND. Any remaining~~ **VETOED**
~~33 43 balance of the cigarette fire safety standard fund at the close
 34 1 of the fiscal year beginning July 1, 2012, is transferred to
 34 2 the department of justice and is appropriated for use during
 34 3 the fiscal year beginning July 1, 2013, and ending June 30,
 34 4 2014, for victim assistance grants.~~

34 5 Sec. 46. EFFECTIVE UPON ENACTMENT. The following provision
 34 6 or provisions of this division of this Act, being deemed of
 34 7 immediate importance, take effect upon enactment:

CODE: Repeals the Cigarette Fire Safety Fund and requires deposit of any revenues from certifications and civil penalties in the State General Fund. The Fire Marshal's Office is permitted to spend funds from the Cigarette Fire Safety Fund retroactively for the period of FY 2008 through FY 2013. The FY 2013 ending balance is transferred to the Department of Justice for victim assistance grants.

VETOED: The Governor vetoed the carryforward language, and stated it does not advance his goals of returning predictability and sustainability to government budgeting.

FISCAL IMPACT: The FY 2013 ending balance of the Cigarette Fire Safety Fund is estimated to be approximately \$142,000. This ending balance will not be transferred to the Victim Assistance Grants Program, but rather, will be deposited into the General Fund.

The following sections are effective on enactment:

- The provision that permits the Fire Marshal's Office to spend funds from the Cigarette Fire Safety Fund retroactively from FY July 2013

34 8 1. The section amending section 101B.9.
 34 9 2. The section providing for transfer of any remaining
 34 10 balance of the cigarette fire safety standard fund at the close
 34 11 of the fiscal year beginning July 1, 2012.
 34 12 3. The section providing for retroactive applicability.

2008 through FY 2013.
 • The provision that transfers the FY 2013 ending balance to the Department of Justice for victim assistance grants. This provision was vetoed by the Governor.

34 13 Sec. 47. RETROACTIVE APPLICABILITY. The following
 34 14 provision or provisions of this division of this Act apply
 34 15 retroactively to July 1, 2007:
 34 16 1. The section of this division amending section 101B.9.

The provision that permits the Fire Marshal's Office to spend funds from the Cigarette Fire Safety Fund for the period of FY 2008 to FY 2013 is retroactive and effective on enactment.

34 17 DIVISION VI
 34 18 SPECIAL AGENTS — GAMING

34 19 Sec. 48. Section 99D.14, subsection 2, paragraph a, Code
 34 20 2013, is amended to read as follows:
 34 21 a. (1) A licensee shall pay a regulatory fee to be charged
 34 22 as provided in this section. In determining the regulatory fee
 34 23 to be charged as provided under this section, the commission
 34 24 shall use the amount appropriated to the commission plus the
 34 25 cost of salaries for no more than ~~two~~ three special agents for
 34 26 each racetrack that has not been issued a table games license
 34 27 under chapter 99F or no more than three special agents for each
 34 28 racetrack that has been issued a table games license under
 34 29 chapter 99F, plus any direct and indirect support costs for the
 34 30 agents, for the division of criminal investigation's racetrack
 34 31 activities, as the basis for determining the amount of revenue
 34 32 to be raised from the regulatory fee.
 34 33 (2) Indirect support costs under this section shall be
 34 34 calculated at the same rate used in accordance with the federal
 34 35 office of management and budget cost principles for state,
 34 36 local, and Indian tribal governments that receive a federally
 34 37 approved indirect cost rate.

Requires the gaming industry to pay a regulatory fee for the salaries of no more than three special agents for each gambling facility (15 boats and three race tracks). The DCI is required to reduce the total number of special agents to 54 by July 1, 2016 (FY 2017). Indirect costs will be calculated using the same formula applied for federally-reimbursed indirect costs. The regulatory fee charged to the gaming industry will be reduced to an amount equal to any unexpended money in the Gaming Enforcement Revolving Fund from the previous year.

Beginning January 1, 2015, and each January thereafter, the DCI is required to provide a report detailing the previous fiscal year's activities to the gaming commission and to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LSA. Additionally, the DCI is required to report to the Chairpersons and Ranking Members of the Justice System Appropriations Subcommittee and the LSA regarding its review of the number of special agents at each gambling facility by July 1, 2020. The review must include comments from the gaming commission and licensees.

34 38 Sec. 49. Section 99D.14, subsection 2, Code 2013, is amended
 34 39 by adding the following new paragraphs:
 34 40 NEW PARAGRAPH d. The aggregate amount of the regulatory
 34 41 fee assessed under paragraph "a" during each fiscal year shall
 34 42 be reduced by an amount equal to the unexpended moneys from the
 34 43 previous fiscal year that were deposited into the revolving
 35 1 funds established in sections 80.43 and 99F.20 during that
 35 2 previous fiscal year.
 35 3 NEW PARAGRAPH e. By January 1, 2015, and by January 1 of
 35 4 every year thereafter, the division of criminal investigation
 35 5 shall provide the co-chairpersons and ranking members of the
 35 6 joint appropriations subcommittee on the justice system, the
 35 7 legislative services agency, and the commission with a report
 35 8 detailing the activities of the division during the previous

The DCI and the gaming industry are to jointly or separately file a report that provides details of the activities of gaming enforcement officers and special agents by December 15, 2013.

35 9 fiscal year for each racetrack enclosure.
35 10 NEW PARAGRAPH f. The division of criminal investigation
35 11 shall conduct a review relating to the number of special agents
35 12 permitted for each racetrack under this subsection and the
35 13 activities of such agents. The review shall also include
35 14 comments from the commission and licensees and be combined
35 15 with the review conducted under section 99F.10, subsection 4,
35 16 paragraph "g". The division of criminal investigation shall
35 17 file a report detailing the review conducted pursuant to this
35 18 paragraph with the co-chairpersons and ranking members of the
35 19 joint appropriations subcommittee on the justice system and the
35 20 legislative services agency by July 1, 2020.

35 21 Sec. 50. Section 99F.10, subsection 4, Code 2013, is amended
35 22 to read as follows:

35 23 4. a. In determining the license fees and state regulatory
35 24 fees to be charged as provided under section 99F.4 and this
35 25 section, the commission shall use as the basis for determining
35 26 the amount of revenue to be raised from the license fees and
35 27 regulatory fees the amount appropriated to the commission plus
35 28 the following as applicable:

35 29 (1) Prior to July 1, 2016, the cost of salaries for no more
35 30 than two special agents for each excursion gambling boat or
35 31 gambling structure and no more than four gaming enforcement
35 32 officers for each excursion gambling boat or gambling structure
35 33 with a patron capacity of less than two thousand persons or no
35 34 more than five gaming enforcement officers for each excursion
35 35 gambling boat or gambling structure with a patron capacity of
35 36 at least two thousand persons, plus any direct and indirect
35 37 support costs for the agents and officers, for the division of
35 38 criminal investigation's excursion gambling boat or gambling
35 39 structure activities. However, the division of criminal
35 40 investigation may add one additional special agent to the
35 41 number of special agents specified in this subparagraph for
35 42 each excursion gambling boat or gambling structure if at least
35 43 two gaming enforcement officer full-time equivalent positions
36 1 are vacant. Otherwise, the division of criminal investigation
36 2 shall not fill vacant gaming enforcement officer positions.

36 3 (2) On or after July 1, 2016, the cost of salaries for no
36 4 more than three special agents for each excursion gambling
36 5 boat or gambling structure, plus any direct and indirect
36 6 support costs for the agents, for the division of criminal
36 7 investigation's excursion gambling boat or gambling structure
36 8 activities.

36 9 b. Notwithstanding sections 8.60 and 99F.4, the portion
36 10 of the fee paid pursuant to paragraph "a" relating to the
36 11 costs of special agents and officers plus any direct and
36 12 indirect support costs for the agents and officers, for the
36 13 division of criminal investigation's excursion gambling boat

36 14 or gambling structure activities, shall be deposited into the
36 15 gaming enforcement revolving fund established in section 80.43.
36 16 However, the department of public safety shall transfer, on an
36 17 annual basis, the portion of the regulatory fee attributable
36 18 to the indirect support costs of the special agents and gaming
36 19 enforcement officers to the general fund of the state.

36 20 c. Notwithstanding sections 8.60 and 99F.4, the portion of
36 21 the fee paid pursuant to paragraph "a" relating to the costs
36 22 of the commission shall not be deposited in the general fund
36 23 of the state but instead shall be deposited into the gaming
36 24 regulatory revolving fund established in section 99F.20.

36 25 d. Indirect support costs under paragraph "a" shall be
36 26 calculated at the same rate used in accordance with the federal
36 27 office of management and budget cost principles for state,
36 28 local, and Indian tribal governments that receive a federally
36 29 approved indirect cost rate.

36 30 e. The aggregate amount of the regulatory fee assessed under
36 31 paragraph "a" during each fiscal year shall be reduced by an
36 32 amount equal to the unexpended moneys from the previous fiscal
36 33 year that were deposited into the revolving funds established
36 34 in sections 80.43 or 99F.20 during that previous fiscal year.

36 35 f. By January 1, 2015, and by January 1 of every year
36 36 thereafter, the division of criminal investigation shall
36 37 provide the co-chairpersons and ranking members of the
36 38 joint appropriations subcommittee on the justice system, the
36 39 legislative services agency, and the commission with a report
36 40 detailing the activities of the division during the previous
36 41 fiscal year for each excursion gambling boat and gambling
36 42 structure.

36 43 g. The division of criminal investigation shall review
37 1 the number of special agents permitted for each excursion
37 2 gambling boat or gambling structure under this subsection and
37 3 the activities of such agents. The review shall also include
37 4 comments from the commission and licensees and be combined
37 5 with the review conducted under section 99D.14, subsection 2,
37 6 paragraph "f". The division of criminal investigation shall
37 7 file a report detailing the review conducted pursuant to this
37 8 paragraph with the co-chairpersons and ranking members of the
37 9 joint appropriations subcommittee on the justice system and the
37 10 legislative services agency by July 1, 2020.

37 11 Sec. 51. GAMING ENFORCEMENT STUDY. The division of criminal
37 12 investigation of the department of public safety and the Iowa
37 13 gaming association shall jointly or separately file a report
37 14 with the co-chairpersons and ranking members of the joint
37 15 appropriations subcommittee on the justice system and the
37 16 legislative services agency by December 15, 2013, detailing the
37 17 activities of gaming enforcement officers and special agents
37 18 working at excursion gambling boats, gambling structures, and

37 19 racetrack enclosures. The report shall include the number
 37 20 of incidences the gaming enforcement officers handle versus
 37 21 private security, the number of fraud investigations and
 37 22 background checks performed by the special agents, and the
 37 23 percentage of time gaming enforcement officers and special
 37 24 agents work on gaming-related and nongaming-related cases.
 37 25 The report shall also include the time periods each excursion
 37 26 gambling boat, gambling structure, and racetrack enclosure
 37 27 are not staffed by at least one gaming enforcement officer or
 37 28 special agent.

37 29 DIVISION VII
 37 30 JUDICIAL COMPENSATION — STUDY

37 31 Sec. 52. JUDICIAL COMPENSATION — INTERIM STUDY COMMITTEE.

37 32 1. The legislative council is requested to authorize an
 37 33 interim committee to study judicial compensation during the
 37 34 2013 legislative interim.

37 35 2. The committee shall be composed of the following:

37 36 a. Three members of the senate.

37 37 b. Three members of the house of representatives.

37 38 c. A member appointed by the governor.

37 39 d. A supreme court justice.

37 40 e. A district judge.

37 41 f. A district associate judge.

37 42 g. A magistrate.

37 43 h. The state court administrator.

Requests the Legislative Council to create an interim committee to study judicial compensation. The Committee is to consist of 12 members including six legislators, three from the Senate and three from the House.

38 1 DIVISION VIII
 38 2 MISCELLANEOUS CODE CHANGES

38 3 Sec. 53. Section 85.67, Code 2013, is amended to read as
 38 4 follows:
 38 5 85.67 ADMINISTRATION OF FUND — SPECIAL COUNSEL — PAYMENT OF
 38 6 AWARD.

38 7 The attorney general shall appoint a staff member
 38 8 to represent the treasurer of state and the fund in all
 38 9 proceedings and matters arising under this division. The
 38 10 attorney general shall be reimbursed up to ~~one hundred fifty~~
 38 11 two hundred fifteen thousand dollars annually from the fund
 38 12 for services provided related to the fund. The commissioner
 38 13 of insurance shall consider the reimbursement to the attorney
 38 14 general as an outstanding liability when making a determination
 38 15 of funding availability under section 85.65A, subsection
 38 16 2. In making an award under this division, the workers'
 38 17 compensation commissioner shall specifically find the amount
 38 18 the injured employee shall be paid weekly, the number of weeks

CODE: Permits the Office of the Attorney General to be reimbursed up to \$215,000 annually from the Second Injury Fund.

DETAIL: This is an increase of \$65,000 to provide for an entry-level attorney to staff the increased second injury caseload handled by the Office.

38 19 of compensation which shall be paid by the employer, the date
 38 20 upon which payments out of the fund shall begin, and, if
 38 21 possible, the length of time the payments shall continue.

38 22 Sec. 54. Section 654.4B, subsection 2, paragraph b, Code
 38 23 2013, is amended by striking the paragraph.

CODE: Repeals the sunset of the requirement to provide the notice of mortgage foreclosure counseling and mediation services.

DETAIL: The requirement to provide the notice is sunsetted July 1, 2013, under current law.

~~38 24 Sec. 55. Section 714.16C, subsection 2, Code 2013, is
 38 25 amended to read as follows:
 38 26 2. For each fiscal year, not more than one million one
 38 27 hundred twenty five eight hundred seventy five thousand dollars
 38 28 is appropriated from the fund to the department of justice to
 38 29 be used for public education relating to consumer fraud and for
 38 30 enforcement of section 714.16 and federal consumer laws, and
 38 31 not more than seventy five one hundred twenty five thousand
 38 32 dollars is appropriated from the fund to the department of
 38 33 justice to be used for investigation, prosecution, and consumer
 38 34 education relating to consumer and criminal fraud committed
 38 35 against older Iowans.~~

VETOED

CODE: Permits the Office of the Attorney General to be reimbursed up to \$2,000,000 annually from the Consumer Education and Litigation Fund.

DETAIL: Current law makes a standing limited appropriation of \$1,200,000 from the fund to the Office of the Attorney General. However, SF 510 (FY 2012 Justice System Appropriations Act) notwithstanding the appropriation limits and increased the reimbursement to \$2,000,000 through FY 2013. This maintains the current spending limit for FY 2014 and future fiscal years.

VETOED: The Governor vetoed this Section, and stated that before any automatic increase is made permanent, further review by the General Assembly must be conducted.

FISCAL IMPACT: Compared to FY 2013, the Governor's veto reduced the Office of the Attorney General's spending authority by \$800,000 annually from the Consumer Education and Litigation Fund. The Office indicated it will use other internal funds to meet existing obligations. The Office intends to seek approval to restore the spending authority to the FY 2013 level.

38 36 Sec. 56. IOWA CORRECTIONS OFFENDER NETWORK —
 38 37 FUND. Notwithstanding any provision of law to the contrary,
 38 38 the unencumbered or unobligated balance of the Iowa corrections
 38 39 offender network fund at the close of the fiscal year beginning
 38 40 July 1, 2012, or the close of any succeeding fiscal year that
 38 41 would otherwise be required by law to revert to, be deposited
 38 42 in, or to be credited to the Iowa offender network fund shall
 38 43 instead be credited to the general fund of the state.

Transfers the balance of the Iowa Corrections Offender Network (ICON) Fund to the General Fund.

DETAIL: There is one penny in the Fund.

39 1 Sec. 57. REPEAL. Section 904.118, Code 2013, is repealed.

CODE: Repeals the ICON Fund.