

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

A BILL FOR

1 An Act relating to appropriations to the justice system, and
2 including effective date provisions.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DRAFT

1 DIVISION I
2 FY 2015-2016
3 APPROPRIATIONS

4 Section 1. DEPARTMENT OF JUSTICE.

5 1. There is appropriated from the general fund of the state
6 to the department of justice for the fiscal year beginning July
7 1, 2015, and ending June 30, 2016, the following amounts, or
8 so much thereof as is necessary, to be used for the purposes
9 designated:

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

17 \$ 7,989,905
18 FTEs 214.00

19 It is the intent of the general assembly that as a condition
20 of receiving the appropriation provided in this lettered
21 paragraph, the department of justice shall maintain a record
22 of the estimated time incurred representing each agency or
23 department.

24 b. For victim assistance grants:

25 \$ 6,734,400

26 The moneys appropriated in this lettered paragraph shall be
27 used to provide grants to care providers providing services to
28 crime victims of domestic abuse or to crime victims of rape and
29 sexual assault.

30 The balance of the victim compensation fund established in
31 section 915.94 may be used to provide salary and support of not
32 more than 24 FTEs and to provide maintenance for the victim
33 compensation functions of the department of justice.

34 The department of justice shall transfer at least \$150,000
35 from the victim compensation fund established in section 915.94

1 to the victim assistance grant program.

2 Notwithstanding section 8.33, moneys appropriated in this
3 paragraph "b" that remain unencumbered or unobligated at the
4 close of the fiscal year shall not revert but shall remain
5 available for expenditure for the purposes designated until the
6 close of the succeeding fiscal year.

7 c. For legal services for persons in poverty grants as
8 provided in section 13.34:

9 \$ 2,400,000

10 2. a. The department of justice, in submitting budget
11 estimates for the fiscal year commencing July 1, 2016, pursuant
12 to section 8.23, shall include a report of funding from sources
13 other than amounts appropriated directly from the general fund
14 of the state to the department of justice or to the office of
15 consumer advocate. These funding sources shall include but
16 are not limited to reimbursements from other state agencies,
17 commissions, boards, or similar entities, and reimbursements
18 from special funds or internal accounts within the department
19 of justice. The department of justice shall also report actual
20 reimbursements for the fiscal year commencing July 1, 2014,
21 and actual and expected reimbursements for the fiscal year
22 commencing July 1, 2015.

23 b. The department of justice shall include the report
24 required under paragraph "a", as well as information regarding
25 any revisions occurring as a result of reimbursements actually
26 received or expected at a later date, in a report to the
27 co-chairpersons and ranking members of the joint appropriations
28 subcommittee on the justice system and the legislative services
29 agency. The department of justice shall submit the report on
30 or before January 15, 2016.

31 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is appropriated
32 from the department of commerce revolving fund created in
33 section 546.12 to the office of consumer advocate of the
34 department of justice for the fiscal year beginning July 1,
35 2015, and ending June 30, 2016, the following amount, or so

1 much thereof as is necessary, to be used for the purposes
2 designated:

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

6 \$ 3,137,588
7 FTEs 22.00

8 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

9 1. There is appropriated from the general fund of the state
10 to the department of corrections for the fiscal year beginning
11 July 1, 2015, and ending June 30, 2016, the following amounts,
12 or so much thereof as is necessary, to be used for the purposes
13 designated:

14 a. For the operation of the Fort Madison correctional
15 facility, including salaries, support, maintenance of services
16 at levels provided in the fiscal year beginning July 1, 2014,
17 and miscellaneous purposes:

18 \$ 44,443,584

19 b. For the operation of the Anamosa correctional facility,
20 including salaries, support, maintenance, and miscellaneous
21 purposes:

22 \$ 33,668,253

23 c. For the operation of the Oakdale correctional facility,
24 including salaries, support, maintenance, and miscellaneous
25 purposes:

26 \$ 60,408,092

27 d. For the operation of the Newton correctional facility,
28 including salaries, support, maintenance, and miscellaneous
29 purposes:

30 \$ 27,572,108

31 e. For the operation of the Mount Pleasant correctional
32 facility, including salaries, support, maintenance, and
33 miscellaneous purposes:

34 \$ 25,360,135

35 f. For the operation of the Rockwell City correctional

1 facility, including salaries, support, maintenance, and
2 miscellaneous purposes:

3 \$ 9,836,353

4 g. For the operation of the Clarinda correctional facility,
5 including salaries, support, maintenance, and miscellaneous
6 purposes:

7 \$ 25,933,430

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

13 h. For the operation of the Mitchellville correctional
14 facility, including salaries, support, maintenance, and
15 miscellaneous purposes:

16 \$ 22,724,581

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

20 \$ 30,097,648

21 j. For reimbursement of counties for temporary confinement
22 of work release and parole violators, as provided in sections
23 901.7, 904.908, and 906.17, and for offenders confined pursuant
24 to section 904.513:

25 \$ 1,370,092

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

28 \$ 484,411

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

33 Sec. 4. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

34 There is appropriated from the general fund of the state to the
35 department of corrections for the fiscal year beginning July

1 1, 2015, and ending June 30, 2016, the following amounts, or
2 so much thereof as is necessary, to be used for the purposes
3 designated:

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

8 \$ 5,270,010

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

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

26 c. As a condition of receiving the appropriation provided
27 in this subsection the department of corrections shall not,
28 except as otherwise provided in paragraph "b", enter into a
29 new contract, unless the contract is a renewal of an existing
30 contract, for the expenditure of moneys in excess of \$100,000
31 during the fiscal year beginning July 1, 2015, for the
32 privatization of services performed by the department using
33 state employees as of July 1, 2015, or for the privatization
34 of new services by the department without prior consultation
35 with any applicable state employee organization affected

1 by the proposed new contract and prior notification of the
2 co-chairpersons and ranking members of the joint appropriations
3 subcommittee on the justice system.

4 d. The department of corrections shall add additional
5 correctional officer positions to the current number of
6 correctional officer positions as of July 1, 2015.

7 2. For educational programs for inmates at state penal
8 institutions:

9 \$ 2,608,109

10 a. To maximize the funding for educational programs,
11 the department shall establish guidelines and procedures to
12 prioritize the availability of educational and vocational
13 training for inmates based upon the goal of facilitating an
14 inmate's successful release from the correctional institution.

15 b. The director of the department of corrections may
16 transfer moneys from Iowa prison industries and the canteen
17 operating funds established pursuant to section 904.310, for
18 use in educational programs for inmates.

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

24 3. For the development of the Iowa corrections offender
25 network (ICON) data system:

26 \$ 2,000,000

27 4. For offender mental health and substance abuse
28 treatment:

29 \$ 22,319

30 5. For the fiscal year addressed by this section the
31 department of corrections shall continue to operate the
32 correctional farms under the control of the department at
33 the same or greater level of participation and involvement
34 as existed as of January 1, 2011; shall not enter into any
35 rental agreement or contract concerning any farmland under

1 the control of the department that is not subject to a rental
2 agreement or contract as of January 1, 2011, without prior
3 legislative approval; and shall further attempt to provide
4 job opportunities at the farms for inmates. The department
5 shall attempt to provide job opportunities at the farms for
6 inmates by encouraging labor-intensive farming or gardening
7 where appropriate; using inmates to grow produce and meat for
8 institutional consumption; researching the possibility of
9 instituting food canning and cook-and-chill operations; and
10 exploring opportunities for organic farming and gardening,
11 livestock ventures, horticulture, and specialized crops.

12 Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
13 SERVICES.

14 1. There is appropriated from the general fund of the state
15 to the department of corrections for the fiscal year beginning
16 July 1, 2015, and ending June 30, 2016, for salaries, support,
17 maintenance, and miscellaneous purposes, the following amounts,
18 or so much thereof as is necessary, to be used for the purposes
19 designated:

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

22 \$ 14,834,839

23 It is the intent of the general assembly that the first
24 judicial district department of correctional services maintain
25 the drug courts operated by the district department.

26 b. For the second judicial district department of
27 correctional services:

28 \$ 11,533,719

29 It is the intent of the general assembly that the second
30 judicial district department of correctional services establish
31 and maintain two drug courts to be operated by the district
32 department.

33 c. For the third judicial district department of
34 correctional services:

35 \$ 7,262,125

1 d. For the fourth judicial district department of
2 correctional services:
3 \$ 5,653,088

4 e. For the fifth judicial district department of
5 correctional services, including funding for electronic
6 monitoring devices for use on a statewide basis:
7 \$ 21,247,775

8 It is the intent of the general assembly that the fifth
9 judicial district department of correctional services maintain
10 the drug court operated by the district department.

11 f. For the sixth judicial district department of
12 correctional services:
13 \$ 14,936,085

14 It is the intent of the general assembly that the sixth
15 judicial district department of correctional services maintain
16 the drug court operated by the district department.

17 g. For the seventh judicial district department of
18 correctional services:
19 \$ 7,880,839

20 It is the intent of the general assembly that the seventh
21 judicial district department of correctional services maintain
22 the drug court operated by the district department.

23 h. For the eighth judicial district department of
24 correctional services:
25 \$ 8,192,156

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

33 3. Each judicial district department of correctional
34 services shall provide alternatives to prison consistent with
35 chapter 901B. The alternatives to prison shall ensure public

1 safety while providing maximum rehabilitation to the offender.
2 A judicial district department of correctional services may
3 also establish a day program.

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

9 5. The department of corrections shall continue to contract
10 with a judicial district department of correctional services to
11 provide for the rental of electronic monitoring equipment which
12 shall be available statewide.

13 Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION OF
14 APPROPRIATIONS. Notwithstanding section 8.39, within the
15 moneys appropriated in this division of this Act to the
16 department of corrections, the department may reallocate the
17 moneys appropriated and allocated as necessary to best fulfill
18 the needs of the correctional institutions, administration
19 of the department, and the judicial district departments of
20 correctional services. However, in addition to complying with
21 the requirements of sections 904.116 and 905.8 and providing
22 notice to the legislative services agency, the department
23 of corrections shall also provide notice to the department
24 of management, prior to the effective date of the revision
25 or reallocation of an appropriation made pursuant to this
26 section. The department of corrections shall not reallocate an
27 appropriation or allocation for the purpose of eliminating any
28 program.

29 Sec. 7. INTENT — REPORTS.

30 1. The department of corrections in cooperation with
31 townships, the Iowa cemetery associations, and other nonprofit
32 or governmental entities may use inmate labor during the
33 fiscal year beginning July 1, 2015, to restore or preserve
34 rural cemeteries and historical landmarks. The department in
35 cooperation with the counties may also use inmate labor to

1 clean up roads, major water sources, and other water sources
2 around the state.

3 2. On a quarterly basis the department shall provide a
4 status report regarding private-sector employment to the
5 legislative services agency beginning on July 1, 2015. The
6 report shall include the number of offenders employed in the
7 private sector, the combined number of hours worked by the
8 offenders, the total amount of allowances, and the distribution
9 of allowances pursuant to section 904.702, including any moneys
10 deposited in the general fund of the state.

11 Sec. 8. ELECTRONIC MONITORING REPORT. The department of
12 corrections shall submit a report on electronic monitoring to
13 the general assembly, to the co-chairpersons and the ranking
14 members of the joint appropriations subcommittee on the justice
15 system, and to the legislative services agency by January
16 15, 2016. The report shall specifically address the number
17 of persons being electronically monitored and break down the
18 number of persons being electronically monitored by offense
19 committed. The report shall also include a comparison of any
20 data from the prior fiscal year with the current year.

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

22 1. As used in this section, unless the context otherwise
23 requires, "state agency" means the government of the state
24 of Iowa, including but not limited to all executive branch
25 departments, agencies, boards, bureaus, and commissions, the
26 judicial branch, the general assembly and all legislative
27 agencies, institutions within the purview of the state board of
28 regents, and any corporation whose primary function is to act
29 as an instrumentality of the state.

30 2. State agencies are encouraged to purchase products from
31 Iowa state industries, as defined in section 904.802, when
32 purchases are required and the products are available from
33 Iowa state industries. State agencies shall obtain bids from
34 Iowa state industries for purchases of office furniture during
35 the fiscal year beginning July 1, 2015, exceeding \$5,000 or

1 in accordance with applicable administrative rules related to
2 purchases for the agency.

3 Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

4 1. There is appropriated from the general fund of the
5 state to the Iowa law enforcement academy for the fiscal year
6 beginning July 1, 2015, and ending June 30, 2016, the following
7 amount, or so much thereof as is necessary, to be used for the
8 purposes designated:

9 For salaries, support, maintenance, and miscellaneous
10 purposes, including jailer training and technical assistance,
11 and for not more than the following full-time equivalent
12 positions:

13	\$	1,003,214
14	FTEs	24.00

15 The Iowa law enforcement academy shall provide training
16 of state and local law enforcement personnel concerning
17 the recognition of and response to persons with Alzheimer's
18 disease.

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

25 2. The Iowa law enforcement academy may select at least
26 five automobiles of the department of public safety, division
27 of state patrol, prior to turning over the automobiles to
28 the department of administrative services to be disposed
29 of by public auction, and the Iowa law enforcement academy
30 may exchange any automobile owned by the academy for each
31 automobile selected if the selected automobile is used in
32 training law enforcement officers at the academy. However, any
33 automobile exchanged by the academy shall be substituted for
34 the selected vehicle of the department of public safety and
35 sold by public auction with the receipts being deposited in the

1 depreciation fund to the credit of the department of public
2 safety, division of state patrol.

3 Sec. 11. STATE PUBLIC DEFENDER. There is appropriated from
4 the general fund of the state to the office of the state public
5 defender of the department of inspections and appeals for the
6 fiscal year beginning July 1, 2015, and ending June 30, 2016,
7 the following amounts, or so much thereof as is necessary, to
8 be used for the purposes designated:

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

12 \$ 26,032,243
13 FTEs 221.00

14 2. For payments on behalf of eligible adults and juveniles
15 from the indigent defense fund, in accordance with section
16 815.11:

17 \$ 29,751,929

18 Sec. 12. BOARD OF PAROLE. There is appropriated from the
19 general fund of the state to the board of parole for the fiscal
20 year beginning July 1, 2015, and ending June 30, 2016, the
21 following amount, or so much thereof as is necessary, to be
22 used for the purposes designated:

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

26 \$ 1,204,583
27 FTEs 10.75

28 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE.

29 1. There is appropriated from the general fund of the
30 state to the department of public defense, for the fiscal year
31 beginning July 1, 2015, and ending June 30, 2016, the following
32 amounts, or so much thereof as is necessary, to be used for the
33 purposes designated:

34 For salaries, support, maintenance, and miscellaneous
35 purposes, and for not more than the following full-time

1 equivalent positions:

2 \$ 6,554,478
 3 FTEs 277.50

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

10 Sec. 14. THE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
 11 MANAGEMENT.

12 1. There is appropriated from the general fund of the state
 13 to the department of homeland security and emergency management
 14 for the fiscal year beginning July 1, 2015, and ending June
 15 30, 2016, the following amounts, or so much thereof as is
 16 necessary, to be used for the purposes designated:

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

20 \$ 2,229,623
 21 FTEs 35.95

22 2. The department of homeland security and emergency
 23 management may temporarily exceed and draw more than the amount
 24 appropriated in this section and incur a negative cash balance
 25 as long as there are receivables of federal funds equal to or
 26 greater than the negative balance and the amount appropriated
 27 in this section is not exceeded at the close of the fiscal
 28 year.

29 3. The department of homeland security and emergency
 30 management shall work in conjunction with the department of
 31 public safety, to the extent possible, when gathering and
 32 analyzing information related to potential domestic or foreign
 33 security threats, and when monitoring such threats.

34 Sec. 15. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
 35 from the general fund of the state to the department of public

1 safety for the fiscal year beginning July 1, 2015, and ending
2 June 30, 2016, the following amounts, or so much thereof as is
3 necessary, to be used for the purposes designated:

4 1. For the department's administrative functions, including
5 the criminal justice information system, and for not more than
6 the following full-time equivalent positions:

7 \$ 4,183,349
8 FTEs 38.00

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

17 \$ 13,775,414
18 FTEs 160.00

19 3. For the criminalistics laboratory fund created in
20 section 691.9:

21 \$ 302,345

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

30 \$ 7,316,635
31 FTEs 65.50

32 b. For the division of narcotics enforcement for undercover
33 purchases:

34 \$ 109,042

35 5. For the division of state fire marshal, for fire

1 protection services as provided through the state fire service
 2 and emergency response council as created in the department,
 3 and for the state's contribution to the peace officers'
 4 retirement, accident, and disability system provided in chapter
 5 97A in the amount of the state's normal contribution rate,
 6 as defined in section 97A.8, multiplied by the salaries for
 7 which the moneys are appropriated, and for not more than the
 8 following full-time equivalent positions:

9	\$	4,590,556
10	FTEs	53.00

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

19	\$	60,920,291
20	FTEs	512.00

21 7. For deposit in the sick leave benefits fund established
 22 under section 80.42 for all departmental employees eligible to
 23 receive benefits for accrued sick leave under the collective
 24 bargaining agreement:

25	\$	279,517
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26 8. For costs associated with the training and equipment
 27 needs of volunteer fire fighters:

28	\$	825,520
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29 a. Notwithstanding section 8.33, moneys appropriated in
 30 this subsection that remain unencumbered or unobligated at the
 31 close of the fiscal year shall not revert but shall remain
 32 available for expenditure only for the purpose designated in
 33 this subsection until the close of the succeeding fiscal year.

34 b. Notwithstanding section 8.39, the department of public
 35 safety may reallocate moneys appropriated in this section

1 as necessary to best fulfill the needs provided for in the
 2 appropriation. However, the department shall not reallocate
 3 moneys appropriated to the department in this section unless
 4 notice of the reallocation is given to the legislative services
 5 agency and the department of management prior to the effective
 6 date of the reallocation. The notice shall include information
 7 regarding the rationale for reallocating the moneys. The
 8 department shall not reallocate moneys appropriated in this
 9 section for the purpose of eliminating any program.

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

12 \$ 154,661

13 Sec. 16. GAMING ENFORCEMENT.

14 1. There is appropriated from the gaming enforcement
 15 revolving fund created in section 80.43 to the department of
 16 public safety for the fiscal year beginning July 1, 2015, and
 17 ending June 30, 2016, the following amount, or so much thereof
 18 as is necessary, to be used for the purposes designated:

19 For any direct support costs for agents and officers of
 20 the division of criminal investigation's excursion gambling
 21 boat, gambling structure, and racetrack enclosure enforcement
 22 activities, including salaries, support, maintenance, and
 23 miscellaneous purposes, and for not more than the following
 24 full-time equivalent positions:

25 \$ 10,898,008

26 FTEs 102.00

27 2. For each additional license to conduct gambling games on
 28 an excursion gambling boat, gambling structure, or racetrack
 29 enclosure issued during the fiscal year beginning July 1, 2015,
 30 there is appropriated from the gaming enforcement fund to the
 31 department of public safety for the fiscal year beginning July
 32 1, 2015, and ending June 30, 2016, an additional amount of not
 33 more than \$300,000 to be used for not more than 3 additional
 34 full-time equivalent positions.

35 3. The department of public safety, with the approval of the

1 department of management, may employ no more than three special
2 agents for each additional riverboat or gambling structure
3 regulated after July 1, 2015, and three special agents for
4 each racing facility which becomes operational during the
5 fiscal year which begins July 1, 2015. Positions authorized
6 in this subsection are in addition to the full-time equivalent
7 positions otherwise authorized in this section.

8 Sec. 17. CIVIL RIGHTS COMMISSION.

9 1. There is appropriated from the general fund of the state
10 to the Iowa state civil rights commission for the fiscal year
11 beginning July 1, 2015, and ending June 30, 2016, the following
12 amount, or so much thereof as is necessary, to be used for the
13 purposes designated:

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

17	\$	1,169,540
18	FTEs	28.00

19 2. The Iowa state civil rights commission may enter into
20 a contract with a nonprofit organization to provide legal
21 assistance to resolve civil rights complaints.

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

23 1. There is appropriated from the general fund of the state
24 to the criminal and juvenile justice planning division of the
25 department of human rights for the fiscal year beginning July
26 1, 2015, and ending June 30, 2016, the following amounts, or
27 so much thereof as is necessary, to be used for the purposes
28 designated:

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

32	\$	1,260,105
33	FTEs	12.15

34 2. The criminal and juvenile justice planning advisory
35 council and the juvenile justice advisory council shall

1 coordinate their efforts in carrying out their respective
2 duties relative to juvenile justice.

3 Sec. 19. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
4 MANAGEMENT. There is appropriated from the E911 emergency
5 communications fund created in section 34A.7A to the department
6 of homeland security and emergency management for the fiscal
7 year beginning July 1, 2015, and ending June 30, 2016, the
8 following amount, or so much thereof as is necessary, to be
9 used for the purposes designated:

10 For implementation, support, and maintenance of the
11 functions of the administrator and program manager under
12 chapter 34A and to employ the auditor of the state to perform
13 an annual audit of the E911 emergency communications fund:
14 \$ 250,000

15 Sec. 20. Section 915.80, Code 2015, is amended by adding the
16 following new subsections:

17 NEW SUBSECTION. 4A. "*Emergency relocation*" means a
18 relocation that takes place within thirty days of the date of a
19 crime or the discovery of a crime, or within thirty days after
20 a crime could reasonably be reported. "*Emergency relocation*"
21 also includes a relocation that takes place within the thirty
22 days before or after an offender related to the crime is
23 released from incarceration.

24 NEW SUBSECTION. 4B. "*Housing assistance*" means living
25 expenses associated with owning or renting housing, including
26 essential utilities, intended to maintain or reestablish the
27 living arrangement, health, and safety of a victim impacted by
28 a crime.

29 Sec. 21. Section 915.84, Code 2015, is amended by adding the
30 following new subsection:

31 NEW SUBSECTION. 1A. The department may waive, for good
32 cause shown, the requirement that an emergency relocation must
33 take place within thirty days of the date or discovery of a
34 crime or within thirty days before or after the offender is
35 released from incarceration.

1 Sec. 22. Section 915.86, Code 2015, is amended by adding the
2 following new subsections:

3 NEW SUBSECTION. 16. Reasonable charges incurred by a
4 victim, a secondary victim, the survivor of a homicide victim
5 as described in subsection 9, or by a victim service program on
6 behalf of a victim, for emergency relocation expenses, not to
7 exceed one thousand dollars per person per state fiscal year.

8 NEW SUBSECTION. 17. Reasonable expenses incurred by a
9 victim, or by a victim service program on behalf of a victim,
10 for up to three months of housing assistance, not to exceed two
11 thousand dollars per person per state fiscal year.

12 Sec. 23. 2012 Iowa Acts, chapter 1138, section 7, subsection
13 1, is amended to read as follows:

14 1. A mortgage servicing settlement fund is established,
15 separate and apart from all other public moneys or funds of
16 the state, under the control of the department of justice.
17 The department of justice shall deposit moneys received
18 by the department from the joint state-federal mortgage
19 servicing settlement into the fund. The department of
20 justice is authorized to make expenditures of moneys in the
21 fund consistent with the terms of the consent decree signed
22 in federal court on April 5, 2012. Any unencumbered or
23 unobligated moneys remaining in the fund on June 30, 2015,
24 shall be transferred to the ~~general fund of the state~~ human
25 trafficking enforcement fund as established by this 2015 Act.

26 Sec. 24. HUMAN TRAFFICKING ENFORCEMENT FUND. A human
27 trafficking enforcement fund is established, separate and apart
28 from all other public moneys or funds of the state, under
29 the control of the department of justice. The department
30 of justice shall deposit unencumbered or unobligated moneys
31 transferred from the mortgage servicing settlement fund
32 into the fund. Moneys in the fund are appropriated to the
33 department of justice for purposes of training local law
34 enforcement and county attorneys about recognizing human
35 trafficking and aiding the victims of human trafficking, and

1 providing grants to local law enforcement agencies for overtime
2 costs incurred investigating human trafficking offenses and
3 making arrests. Any moneys remaining in the fund on June 30,
4 2020, shall be transferred to the general fund of the state.

5 Sec. 25. EFFECTIVE UPON ENACTMENT. The following provision
6 of this division, being deemed of immediate importance, takes
7 effect upon enactment:

8 1. The section of this Act amending 2012 Iowa Acts, chapter
9 1138, section 7, subsection 1.

10 DIVISION II
11 FY 2016-2017
12 APPROPRIATIONS

13 Sec. 26. DEPARTMENT OF JUSTICE.

14 1. There is appropriated from the general fund of the state
15 to the department of justice for the fiscal year beginning July
16 1, 2016, and ending June 30, 2017, the following amounts, or
17 so much thereof as is necessary, to be used for the purposes
18 designated:

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

26 \$ 3,994,953
27 FTEs 214.00

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

32 b. For victim assistance grants:

33 \$ 3,367,200

34 The moneys appropriated in this lettered paragraph shall be
35 used to provide grants to care providers providing services to

1 crime victims of domestic abuse or to crime victims of rape and
2 sexual assault.

3 The balance of the victim compensation fund established in
4 section 915.94 may be used to provide salary and support of not
5 more than 24 FTEs and to provide maintenance for the victim
6 compensation functions of the department of justice.

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

10 Notwithstanding section 8.33, moneys appropriated in this
11 paragraph "b" that remain unencumbered or unobligated at the
12 close of the fiscal year shall not revert but shall remain
13 available for expenditure for the purposes designated until the
14 close of the succeeding fiscal year.

15 c. For legal services for persons in poverty grants as
16 provided in section 13.34:

17 \$ 1,200,000

18 2. a. The department of justice, in submitting budget
19 estimates for the fiscal year commencing July 1, 2017, pursuant
20 to section 8.23, shall include a report of funding from sources
21 other than amounts appropriated directly from the general fund
22 of the state to the department of justice or to the office of
23 consumer advocate. These funding sources shall include but
24 are not limited to reimbursements from other state agencies,
25 commissions, boards, or similar entities, and reimbursements
26 from special funds or internal accounts within the department
27 of justice. The department of justice shall also report actual
28 reimbursements for the fiscal year commencing July 1, 2015,
29 and actual and expected reimbursements for the fiscal year
30 commencing July 1, 2016.

31 b. The department of justice shall include the report
32 required under paragraph "a", as well as information regarding
33 any revisions occurring as a result of reimbursements actually
34 received or expected at a later date, in a report to the
35 co-chairpersons and ranking members of the joint appropriations

1 subcommittee on the justice system and the legislative services
2 agency. The department of justice shall submit the report on
3 or before January 15, 2017.

4 Sec. 27. OFFICE OF CONSUMER ADVOCATE. There is appropriated
5 from the department of commerce revolving fund created in
6 section 546.12 to the office of consumer advocate of the
7 department of justice for the fiscal year beginning July 1,
8 2016, and ending June 30, 2017, the following amount, or so
9 much thereof as is necessary, to be used for the purposes
10 designated:

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

14 \$ 1,568,794
15 FTEs 22.00

16 Sec. 28. DEPARTMENT OF CORRECTIONS — FACILITIES.

17 1. There is appropriated from the general fund of the state
18 to the department of corrections for the fiscal year beginning
19 July 1, 2016, and ending June 30, 2017, the following amounts,
20 or so much thereof as is necessary, to be used for the purposes
21 designated:

22 a. For the operation of the Fort Madison correctional
23 facility, including salaries, support, maintenance of services
24 at levels provided in the fiscal year beginning July 1, 2014,
25 and miscellaneous purposes:

26 \$ 22,221,792

27 b. For the operation of the Anamosa correctional facility,
28 including salaries, support, maintenance, and miscellaneous
29 purposes:

30 \$ 16,834,127

31 c. For the operation of the Oakdale correctional facility,
32 including salaries, support, maintenance, and miscellaneous
33 purposes:

34 \$ 30,204,046

35 d. For the operation of the Newton correctional facility,

1 including salaries, support, maintenance, and miscellaneous
2 purposes:
3 \$ 13,786,054
4 e. For the operation of the Mount Pleasant correctional
5 facility, including salaries, support, maintenance, and
6 miscellaneous purposes:
7 \$ 12,680,067
8 f. For the operation of the Rockwell City correctional
9 facility, including salaries, support, maintenance, and
10 miscellaneous purposes:
11 \$ 4,918,177
12 g. For the operation of the Clarinda correctional facility,
13 including salaries, support, maintenance, and miscellaneous
14 purposes:
15 \$ 12,966,715
16 Moneys received by the department of corrections as
17 reimbursement for services provided to the Clarinda youth
18 corporation are appropriated to the department and shall be
19 used for the purpose of operating the Clarinda correctional
20 facility.
21 h. For the operation of the Mitchellville correctional
22 facility, including salaries, support, maintenance, and
23 miscellaneous purposes:
24 \$ 11,362,290
25 i. For the operation of the Fort Dodge correctional
26 facility, including salaries, support, maintenance, and
27 miscellaneous purposes:
28 \$ 15,048,824
29 j. For reimbursement of counties for temporary confinement
30 of work release and parole violators, as provided in sections
31 901.7, 904.908, and 906.17, and for offenders confined pursuant
32 to section 904.513:
33 \$ 685,046
34 k. For federal prison reimbursement, reimbursements for
35 out-of-state placements, and miscellaneous contracts:

1 \$ 242,204

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

6 Sec. 29. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

7 There is appropriated from the general fund of the state to the
8 department of corrections for the fiscal year beginning July
9 1, 2016, and ending June 30, 2017, the following amounts, or
10 so much thereof as is necessary, to be used for the purposes
11 designated:

12 1. For general administration, including salaries, support,
13 maintenance, employment of an education director to administer
14 a centralized education program for the correctional system,
15 and miscellaneous purposes:

16 \$ 2,635,005

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

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

34 c. As a condition of receiving the appropriation provided
35 in this subsection the department of corrections shall not,

1 except as otherwise provided in paragraph "b", enter into a
2 new contract, unless the contract is a renewal of an existing
3 contract, for the expenditure of moneys in excess of \$100,000
4 during the fiscal year beginning July 1, 2016, for the
5 privatization of services performed by the department using
6 state employees as of July 1, 2016, or for the privatization
7 of new services by the department without prior consultation
8 with any applicable state employee organization affected
9 by the proposed new contract and prior notification of the
10 co-chairpersons and ranking members of the joint appropriations
11 subcommittee on the justice system.

12 d. The department of corrections shall add additional
13 correctional officer positions to the current number of
14 correctional officer positions as of July 1, 2016.

15 2. For educational programs for inmates at state penal
16 institutions:

17 \$ 1,304,055

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

23 b. The director of the department of corrections may
24 transfer moneys from Iowa prison industries and the canteen
25 operating funds established pursuant to section 904.310, for
26 use in educational programs for inmates.

27 c. Notwithstanding section 8.33, moneys appropriated in
28 this subsection that remain unobligated or unexpended at the
29 close of the fiscal year shall not revert but shall remain
30 available to be used only for the purposes designated in this
31 subsection until the close of the succeeding fiscal year.

32 3. For the development of the Iowa corrections offender
33 network (ICON) data system:

34 \$ 1,000,000

35 4. For offender mental health and substance abuse

1 treatment:

2 \$ 11,159

3 5. For the fiscal year addressed by this section the
4 department of corrections shall continue to operate the
5 correctional farms under the control of the department at
6 the same or greater level of participation and involvement
7 as existed as of January 1, 2011; shall not enter into any
8 rental agreement or contract concerning any farmland under
9 the control of the department that is not subject to a rental
10 agreement or contract as of January 1, 2011, without prior
11 legislative approval; and shall further attempt to provide
12 job opportunities at the farms for inmates. The department
13 shall attempt to provide job opportunities at the farms for
14 inmates by encouraging labor-intensive farming or gardening
15 where appropriate; using inmates to grow produce and meat for
16 institutional consumption; researching the possibility of
17 instituting food canning and cook-and-chill operations; and
18 exploring opportunities for organic farming and gardening,
19 livestock ventures, horticulture, and specialized crops.

20 Sec. 30. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
21 SERVICES.

22 1. There is appropriated from the general fund of the state
23 to the department of corrections for the fiscal year beginning
24 July 1, 2016, and ending June 30, 2017, for salaries, support,
25 maintenance, and miscellaneous purposes, the following amounts,
26 or so much thereof as is necessary, to be used for the purposes
27 designated:

28 a. For the first judicial district department of
29 correctional services:

30 \$ 7,417,420

31 It is the intent of the general assembly that the first
32 judicial district department of correctional services maintain
33 the drug courts operated by the district department.

34 b. For the second judicial district department of
35 correctional services:

1 \$ 5,766,859

2 It is the intent of the general assembly that the second
3 judicial district department of correctional services establish
4 and maintain two drug courts to be operated by the district
5 department.

6 c. For the third judicial district department of
7 correctional services:

8 \$ 3,631,063

9 d. For the fourth judicial district department of
10 correctional services:

11 \$ 2,826,544

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

15 \$ 10,623,887

16 It is the intent of the general assembly that the fifth
17 judicial district department of correctional services maintain
18 the drug court operated by the district department.

19 f. For the sixth judicial district department of
20 correctional services:

21 \$ 7,468,043

22 It is the intent of the general assembly that the sixth
23 judicial district department of correctional services maintain
24 the drug court operated by the district department.

25 g. For the seventh judicial district department of
26 correctional services:

27 \$ 3,940,419

28 It is the intent of the general assembly that the seventh
29 judicial district department of correctional services maintain
30 the drug court operated by the district department.

31 h. For the eighth judicial district department of
32 correctional services:

33 \$ 4,096,078

34 2. Each judicial district department of correctional
35 services, within the funding available, shall continue programs

1 and plans established within that district to provide for
2 intensive supervision, sex offender treatment, diversion of
3 low-risk offenders to the least restrictive sanction available,
4 job development, and expanded use of intermediate criminal
5 sanctions.

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

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

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

21 Sec. 31. DEPARTMENT OF CORRECTIONS — REALLOCATION OF
22 APPROPRIATIONS. Notwithstanding section 8.39, within the
23 moneys appropriated in this division of this Act to the
24 department of corrections, the department may reallocate the
25 moneys appropriated and allocated as necessary to best fulfill
26 the needs of the correctional institutions, administration
27 of the department, and the judicial district departments of
28 correctional services. However, in addition to complying with
29 the requirements of sections 904.116 and 905.8 and providing
30 notice to the legislative services agency, the department
31 of corrections shall also provide notice to the department
32 of management, prior to the effective date of the revision
33 or reallocation of an appropriation made pursuant to this
34 section. The department of corrections shall not reallocate an
35 appropriation or allocation for the purpose of eliminating any

1 program.

2 Sec. 32. INTENT — REPORTS.

3 1. The department of corrections in cooperation with
4 townships, the Iowa cemetery associations, and other nonprofit
5 or governmental entities may use inmate labor during the
6 fiscal year beginning July 1, 2016, to restore or preserve
7 rural cemeteries and historical landmarks. The department in
8 cooperation with the counties may also use inmate labor to
9 clean up roads, major water sources, and other water sources
10 around the state.

11 2. On a quarterly basis the department shall provide a
12 status report regarding private-sector employment to the
13 legislative services agency beginning on July 1, 2016. The
14 report shall include the number of offenders employed in the
15 private sector, the combined number of hours worked by the
16 offenders, the total amount of allowances, and the distribution
17 of allowances pursuant to section 904.702, including any moneys
18 deposited in the general fund of the state.

19 Sec. 33. ELECTRONIC MONITORING REPORT. The department of
20 corrections shall submit a report on electronic monitoring to
21 the general assembly, to the co-chairpersons and the ranking
22 members of the joint appropriations subcommittee on the justice
23 system, and to the legislative services agency by January
24 15, 2017. The report shall specifically address the number
25 of persons being electronically monitored and break down the
26 number of persons being electronically monitored by offense
27 committed. The report shall also include a comparison of any
28 data from the prior fiscal year with the current year.

29 Sec. 34. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

30 1. As used in this section, unless the context otherwise
31 requires, "state agency" means the government of the state
32 of Iowa, including but not limited to all executive branch
33 departments, agencies, boards, bureaus, and commissions, the
34 judicial branch, the general assembly and all legislative
35 agencies, institutions within the purview of the state board of

1 regents, and any corporation whose primary function is to act
2 as an instrumentality of the state.

3 2. State agencies are encouraged to purchase products from
4 Iowa state industries, as defined in section 904.802, when
5 purchases are required and the products are available from
6 Iowa state industries. State agencies shall obtain bids from
7 Iowa state industries for purchases of office furniture during
8 the fiscal year beginning July 1, 2016, exceeding \$5,000 or
9 in accordance with applicable administrative rules related to
10 purchases for the agency.

11 Sec. 35. IOWA LAW ENFORCEMENT ACADEMY.

12 1. There is appropriated from the general fund of the
13 state to the Iowa law enforcement academy for the fiscal year
14 beginning July 1, 2016, and ending June 30, 2017, the following
15 amount, or so much thereof as is necessary, to be used for the
16 purposes designated:

17 For salaries, support, maintenance, and miscellaneous
18 purposes, including jailer training and technical assistance,
19 and for not more than the following full-time equivalent
20 positions:

21	\$	501,607
22	FTEs	24.00

23 The Iowa law enforcement academy shall provide training
24 of state and local law enforcement personnel concerning
25 the recognition of and response to persons with Alzheimer's
26 disease.

27 The Iowa law enforcement academy may temporarily exceed and
28 draw more than the amount appropriated in this subsection and
29 incur a negative cash balance as long as there are receivables
30 equal to or greater than the negative balance and the amount
31 appropriated in this subsection is not exceeded at the close
32 of the fiscal year.

33 2. The Iowa law enforcement academy may select at least
34 five automobiles of the department of public safety, division
35 of state patrol, prior to turning over the automobiles to

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

11 Sec. 36. STATE PUBLIC DEFENDER. There is appropriated from
 12 the general fund of the state to the office of the state public
 13 defender of the department of inspections and appeals for the
 14 fiscal year beginning July 1, 2016, and ending June 30, 2017,
 15 the following amounts, or so much thereof as is necessary, to
 16 be used for the purposes designated:

17 1. For salaries, support, maintenance, and miscellaneous
 18 purposes, and for not more than the following full-time
 19 equivalent positions:
 20 \$ 13,016,122
 21 FTEs 221.00

22 2. For payments on behalf of eligible adults and juveniles
 23 from the indigent defense fund, in accordance with section
 24 815.11:
 25 \$ 14,875,964

26 Sec. 37. BOARD OF PAROLE. There is appropriated from the
 27 general fund of the state to the board of parole for the fiscal
 28 year beginning July 1, 2016, and ending June 30, 2017, the
 29 following amount, or so much thereof as is necessary, to be
 30 used for the purposes designated:

31 For salaries, support, maintenance, and miscellaneous
 32 purposes, and for not more than the following full-time
 33 equivalent positions:
 34 \$ 602,292
 35 FTEs 10.75

1 Sec. 38. DEPARTMENT OF PUBLIC DEFENSE.

2 1. There is appropriated from the general fund of the
3 state to the department of public defense, for the fiscal year
4 beginning July 1, 2016, and ending June 30, 2017, the following
5 amounts, or so much thereof as is necessary, to be used for the
6 purposes designated:

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

10	\$	3,277,239
11	FTEs	277.50

12 2. The department of public defense may temporarily exceed
13 and draw more than the amount appropriated in this section and
14 incur a negative cash balance as long as there are receivables
15 of federal funds equal to or greater than the negative balance
16 and the amount appropriated in this section is not exceeded at
17 the close of the fiscal year.

18 Sec. 39. THE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
19 MANAGEMENT.

20 1. There is appropriated from the general fund of the state
21 to the department of homeland security and emergency management
22 for the fiscal year beginning July 1, 2016, and ending June
23 30, 2017, the following amounts, or so much thereof as is
24 necessary, to be used for the purposes designated:

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

28	\$	1,114,811
29	FTEs	35.95

30 2. The department of homeland security and emergency
31 management may temporarily exceed and draw more than the amount
32 appropriated in this section and incur a negative cash balance
33 as long as there are receivables of federal funds equal to or
34 greater than the negative balance and the amount appropriated
35 in this section is not exceeded at the close of the fiscal

1 year.

2 3. The department of homeland security and emergency
3 management shall work in conjunction with the department of
4 public safety, to the extent possible, when gathering and
5 analyzing information related to potential domestic or foreign
6 security threats, and when monitoring such threats.

7 Sec. 40. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
8 from the general fund of the state to the department of public
9 safety for the fiscal year beginning July 1, 2016, and ending
10 June 30, 2017, the following amounts, or so much thereof as is
11 necessary, to be used for the purposes designated:

12 1. For the department's administrative functions, including
13 the criminal justice information system, and for not more than
14 the following full-time equivalent positions:

15	\$	2,091,674
16	FTEs	38.00

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

25	\$	6,887,707
26	FTEs	160.00

27 3. For the criminalistics laboratory fund created in
28 section 691.9:

29	\$	151,173
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30 4. a. For the division of narcotics enforcement, including
31 the state's contribution to the peace officers' retirement,
32 accident, and disability system provided in chapter 97A in the
33 amount of the state's normal contribution rate, as defined in
34 section 97A.8, multiplied by the salaries for which the moneys
35 are appropriated, to meet federal fund matching requirements,

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

3 \$ 3,658,317
4 FTEs 65.50

5 b. For the division of narcotics enforcement for undercover
6 purchases:

7 \$ 54,521

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

17 \$ 2,295,278
18 FTEs 53.00

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

27 \$ 30,460,146
28 FTEs 512.00

29 7. For deposit in the sick leave benefits fund established
30 under section 80.42 for all departmental employees eligible to
31 receive benefits for accrued sick leave under the collective
32 bargaining agreement:

33 \$ 139,758

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

1 \$ 412,760

2 a. Notwithstanding section 8.33, moneys appropriated in

3 this subsection that remain unencumbered or unobligated at the

4 close of the fiscal year shall not revert but shall remain

5 available for expenditure only for the purpose designated in

6 this subsection until the close of the succeeding fiscal year.

7 b. Notwithstanding section 8.39, the department of public

8 safety may reallocate moneys appropriated in this section

9 as necessary to best fulfill the needs provided for in the

10 appropriation. However, the department shall not reallocate

11 moneys appropriated to the department in this section unless

12 notice of the reallocation is given to the legislative services

13 agency and the department of management prior to the effective

14 date of the reallocation. The notice shall include information

15 regarding the rationale for reallocating the moneys. The

16 department shall not reallocate moneys appropriated in this

17 section for the purpose of eliminating any program.

18 9. For the public safety interoperable and broadband

19 communications fund established in section 80.44:

20 \$ 77,331

21 Sec. 41. GAMING ENFORCEMENT.

22 1. There is appropriated from the gaming enforcement

23 revolving fund created in section 80.43 to the department of

24 public safety for the fiscal year beginning July 1, 2016, and

25 ending June 30, 2017, the following amount, or so much thereof

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

27 For any direct support costs for agents and officers of

28 the division of criminal investigation's excursion gambling

29 boat, gambling structure, and racetrack enclosure enforcement

30 activities, including salaries, support, maintenance, and

31 miscellaneous purposes, and for not more than the following

32 full-time equivalent positions:

33 \$ 5,449,004

34 FTEs 102.00

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

1 an excursion gambling boat, gambling structure, or racetrack
2 enclosure issued during the fiscal year beginning July 1, 2016,
3 there is appropriated from the gaming enforcement fund to the
4 department of public safety for the fiscal year beginning July
5 1, 2016, and ending June 30, 2017, an additional amount of not
6 more than \$300,000 to be used for not more than 3 additional
7 full-time equivalent positions.

8 3. The department of public safety, with the approval of the
9 department of management, may employ no more than three special
10 agents for each additional riverboat or gambling structure
11 regulated after July 1, 2016, and three special agents for
12 each racing facility which becomes operational during the
13 fiscal year which begins July 1, 2016. Positions authorized
14 in this subsection are in addition to the full-time equivalent
15 positions otherwise authorized in this section.

16 Sec. 42. CIVIL RIGHTS COMMISSION.

17 1. There is appropriated from the general fund of the state
18 to the Iowa state civil rights commission for the fiscal year
19 beginning July 1, 2016, and ending June 30, 2017, the following
20 amount, or so much thereof as is necessary, to be used for the
21 purposes designated:

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

25	\$	584,770
26	FTEs	28.00

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

30 Sec. 43. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

31 1. There is appropriated from the general fund of the state
32 to the criminal and juvenile justice planning division of the
33 department of human rights for the fiscal year beginning July
34 1, 2016, and ending June 30, 2017, the following amounts, or
35 so much thereof as is necessary, to be used for the purposes

1 designated:

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

5	\$	630,053
6	FTEs	12.15

7 2. The criminal and juvenile justice planning advisory
8 council and the juvenile justice advisory council shall
9 coordinate their efforts in carrying out their respective
10 duties relative to juvenile justice.

11 Sec. 44. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
12 MANAGEMENT. There is appropriated from the E911 emergency
13 communications fund created in section 34A.7A to the department
14 of homeland security and emergency management for the fiscal
15 year beginning July 1, 2016, and ending June 30, 2017, the
16 following amount, or so much thereof as is necessary, to be
17 used for the purposes designated:

18 For implementation, support, and maintenance of the functions
19 of the administrator and program manager under chapter 34A and
20 to employ the auditor of the state to perform an annual audit
21 of the E911 emergency communications fund:

22	\$	125,000
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23 EXPLANATION

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

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

28 FY 2015-2016 APPROPRIATIONS. The bill makes appropriations
29 from the general fund of the state for fiscal year 2015-2016 to
30 the departments of justice, corrections, public defense, public
31 safety, and homeland security and emergency management, and
32 the Iowa law enforcement academy, office of the state public
33 defender, board of parole, Iowa state civil rights commission,
34 and the criminal and juvenile justice planning division of the
35 department of human rights.

1 The bill appropriates moneys from the department of commerce
2 revolving fund to the office of consumer advocate of the
3 department of justice for fiscal year 2015-2016.

4 The bill also appropriates moneys from the gaming
5 enforcement revolving fund to the department of public safety
6 for fiscal year 2015-2016.

7 The bill appropriates moneys from the wireless E911
8 emergency communications fund to the department of homeland
9 security and emergency management for fiscal year 2015-2016.

10 FY 2016-2017 APPROPRIATIONS. The bill makes appropriations
11 from the general fund of the state for fiscal year 2016-2017 to
12 the departments of justice, corrections, public defense, public
13 safety, and homeland security and emergency management, and
14 the Iowa law enforcement academy, office of the state public
15 defender, board of parole, Iowa state civil rights commission,
16 and the criminal and juvenile justice planning division of the
17 department of human rights.

18 The bill appropriates moneys from the department of commerce
19 revolving fund to the office of consumer advocate of the
20 department of justice for fiscal year 2016-2017.

21 The bill also appropriates moneys from the gaming
22 enforcement revolving fund to the department of public safety
23 for fiscal year 2016-2017.

24 The bill appropriates moneys from the wireless E911
25 emergency communications fund to the department of homeland
26 security and emergency management for fiscal year 2016-2017.

27 STATUTORY CHANGES. The bill specifies that the department
28 of justice administering the crime victim compensation program
29 may award reasonable charges incurred by a victim, a secondary
30 victim, or the survivor of a homicide victim, or by a victim
31 service program on behalf of a victim, for emergency relocation
32 expenses, not to exceed \$1,000, per person, per state fiscal
33 year. To claim emergency relocation compensation under the
34 bill, the relocation shall have occurred within 30 days of the
35 date of a crime or the discovery of a crime, within 30 days

1 after a crime could reasonably be reported, or within 30 days
2 before or after the date the offender related to the crime is
3 released from incarceration. The 30-day limitation to conduct
4 an emergency relocation required by the bill may be waived by
5 the department of justice upon a showing of good cause. The
6 bill specifies that the 30-day time period to request emergency
7 relocation compensation may be waived by the department of
8 justice upon a showing of good cause.

9 The bill specifies that the department of justice may also
10 award reasonable expenses for up to three months of housing
11 assistance incurred by a victim or by a victim service program
12 on behalf of a victim, not to exceed \$2,000 per person per
13 state fiscal year.

14 HUMAN TRAFFICKING ENFORCEMENT FUND. The bill creates a
15 human trafficking enforcement fund under the control of the
16 department of justice. The bill transfers any unencumbered
17 or unobligated moneys remaining in the mortgage servicing
18 settlement fund on June 30, 2015, to the human trafficking
19 fund. Moneys in the human trafficking fund are appropriated
20 to the department of justice for purposes of training local
21 law enforcement and county attorneys about recognizing human
22 trafficking, and providing grants to local law enforcement
23 agencies for human trafficking investigations. The bill
24 specifies that any moneys remaining in the fund on June 30,
25 2020, be transferred to the general fund of the state. Current
26 law provides that any unencumbered or unobligated moneys
27 remaining in the mortgage servicing settlement fund on June 30,
28 2015, be transferred to the general fund of the state. The
29 provision transferring the moneys from the mortgage servicing
30 settlement fund takes effect upon enactment.