

CHAPTER 4
REGULATORY AND FINANCE, MONEYS AND CREDITS FUND,
COUNTY AND MUNICIPAL ASSISTANCE, REVENUE DEPARTMENT
AND JOB SERVICE

S. F. 471

AN ACT making appropriations to various state regulatory and finance departments, boards and commissions and specifying the full-time equivalent positions for each, and making appropriations to the moneys and credits replacement fund, to the county government assistance fund, to the municipal assistance fund, to the department of revenue from the motor vehicle fuel tax fund and to the department of job service from the Iowa public employees' retirement system fund.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. There is appropriated from the general fund of the state for each fiscal year of the fiscal biennium beginning July 1, 1979 and ending June 30, 1981 to the following boards the following amounts, or so much thereof as may be necessary, to be used for the following purposes:

	<u>1979-1980</u>	<u>1980-1981</u>
	<u>Fiscal Year</u>	<u>Fiscal Year</u>
1. BOARD OF ARCHITECTURAL EXAMINERS		
For salaries and wages for not more than one full-time equivalent position and for support, maintenance, and other operational purposes	\$ 32,800	\$ 33,200
It is the intent of the general assembly that the per diem and travel expenses of the members of the board of architectural examiners be reduced to an amount not more than seven thousand five hundred (7,500) dollars for each year of the biennium.		
2. BOARD OF LANDSCAPE ARCHITECTURAL EXAMINERS		
For salary and wages for not more than zero point fifty full-time equivalent positions and for support, maintenance, and other operational purposes	\$ 12,628	\$ 12,705
3. BOARD OF WATCHMAKING EXAMINERS		
For salary and wages for not more than zero point thirty full-time equivalent positions and for support, maintenance, and other operational purposes	\$ 10,109	\$ 9,968
4. BOARD OF ACCOUNTANCY		
For salaries and wages for not more than four full-time equivalent positions and for support, maintenance, and other operational purposes	\$ 173,975	\$ 178,422

5. STATE BOARD OF ENGINEERING EXAMINERS

For salaries and wages for not more than two full-time equivalent positions and for support, maintenance, and other operational purposes \$ 88,044 \$ 92,771

It is the intent of the general assembly that the per diem and travel expenses of the members of the state board of engineering examiners be reduced to an amount not more than eighteen thousand eight hundred sixty-six (18,866) dollars for the fiscal year 1979-1980 and to not more than twenty thousand seven hundred fifty-three (20,753) dollars for the fiscal year 1980-1981.

Sec. 2. There is appropriated from the general fund of the state to the following departments and commissions for each fiscal year of the fiscal biennium beginning July 1, 1979, and ending June 30, 1981, the following amounts, or so much thereof as may be necessary, to be used for the following purposes:

	<u>1979-1980</u>	<u>1980-1981</u>
	<u>Fiscal Year</u>	<u>Fiscal Year</u>

1. AUDITOR OF STATE

For salaries and wages for not more than one hundred one full-time equivalent positions and for support, maintenance, and other operational purposes \$ 1,417,778 \$ 1,414,021

The cost of all licensed substance abuse programs subject to regular audit by the auditor of state or to special audits requested by the director of substance abuse shall be reimbursed to the auditor of state from such programs.

It is the intent of the general assembly that a position of administrator four be filled.

2. DEPARTMENT OF BANKING

For salaries and wages for not more than ninety-two full-time equivalent positions and for support, maintenance, and other operational purposes \$ 2,326,757 \$ 2,338,256

It is the intent of the general assembly that an examiner be employed to audit bank holding companies.

3. IOWA BEER AND LIQUOR CONTROL DEPARTMENT

For salaries and wages for not more than nine hundred five point fourteen full-time equivalent positions and for support, maintenance, and other operational purposes \$14,746,842 \$14,860,474

It is the intent of the general assembly that an inventory specialist be employed.

4. CAMPAIGN FINANCE DISCLOSURE COMMISSION

For salaries and wages for not more than four full-time equivalent positions and for support, maintenance, and other operational purposes \$ 97,187 \$ 97,823

5. IOWA STATE COMMERCE COMMISSION

a. General Administration

For salaries and wages for not more than sixteen full-time equivalent positions and for support, maintenance, and other operational purposes \$ 364,058 \$ 360,055

b. Warehouse Division

For salaries and wages for not more than twenty-five full-time equivalent positions and for support, maintenance, and other operational purposes \$ 509,260 \$ 511,032

c. Utilities Division

For salaries and wages for not more than eighty-one full-time equivalent positions and for support, maintenance, and other operational purposes \$ 2,092,492 \$ 2,099,228

It is the intent of the general assembly that the general public have an opportunity to be heard on rate increase proposals and that the commission shall provide for the taking of testimony for the record from affected customers at major population centers within the affected areas.

6. STATE COMPTROLLER

a. General Office

For salaries and wages for not more than fifty-four full-time equivalent positions and for support, maintenance, and other operational purposes \$ 1,180,305 \$ 1,186,680

It is the intent of the general assembly that a deputy comptroller be employed and that a secretary two and a public service executive five be employed for the purpose of a management review team function.

b. Division of Data Processing

For salaries and wages for not more than one hundred sixty point thirty-nine, for fiscal year 1979-1980, and one hundred sixty point forty-seven, for fiscal year 1980-1981, full-time equivalent positions and for support, maintenance, and other operational purposes \$ 4,813,467 \$ 5,220,737

c. City Finance Committee \$ 10,800 \$ 10,800

7. CREDIT UNION DEPARTMENT

For salaries and wages for not more than sixteen full-time equivalent positions and for support, maintenance, and other operational purposes \$ 393,375 \$ 388,695

It is the intent of the general assembly that an examination analyst be employed who is to also serve as deputy administrator.

8. INDUSTRIAL COMMISSIONER

For salaries and wages for not more than thirty-five point fifty-five full-time equivalent positions and for support, maintenance, and other operational purposes \$ 810,702 \$ 829,370

9. INSURANCE DEPARTMENT OF IOWA

For salaries and wages for not more than seventy-nine point ninety full-time equivalent positions and for support, maintenance, and other operational purposes \$ 1,825,690 \$ 1,830,875

10. IOWA DEPARTMENT OF JOB SERVICE

For salaries and wages for not more than six point fifty full-time equivalent positions and for support, maintenance, and other operational purposes for the administration of chapter ninety-seven (97) and chapter ninety-seven C (97C) and section two hundred ninety-four point fifteen (294.15) of the Code \$ 121,646 \$ 124,394

11. OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION

For salaries and wages for not more than three point sixty-nine full-time equivalent positions and for support, maintenance, and other operational purposes \$ 43,597 \$ 43,870

12. PUBLIC EMPLOYMENT RELATIONS BOARD

For salaries and wages for not more than sixteen point fifty full-time equivalent positions and for support, maintenance, and other operational purposes \$ 561,226 \$ 562,960

13. IOWA REAL ESTATE COMMISSION

For salaries and wages for not more than nine point fifty full-time equivalent positions and for support, maintenance, and other operational purposes \$ 277,084 \$ 266,959

14. DEPARTMENT OF REVENUE

For salaries and wages for not more than six hundred seventy-eight point sixty-four full-time equivalent positions and for support, maintenance, and other operational purposes \$12,228,072 \$12,145,839

15. SECRETARY OF STATE

For salaries and wages for not more than forty-one point thirty-three full-time equivalent positions and for support, maintenance, and other operational purposes \$ 698,444 \$ 679,248

It is the intent of the general assembly that the secretary of state shall not lease space or facilities in the capitol complex to any private person without charging a fair and reasonable market price for such space or facilities as determined by the director of the general services department.

16. TREASURER OF STATE

For salaries and wages for not more than twenty-two point twenty-five full-time equivalent positions and for support, maintenance, and other operational purposes \$ 384,185 \$ 374,502

Sec. 3. There is appropriated from the general fund of the state to the moneys and credits replacement fund established in section four hundred twenty-two point one hundred (422.100) of the Code for each fiscal year of the fiscal biennium beginning July 1, 1979 and ending June 30, 1981, the following amounts, or so much thereof as may be necessary, to be used for payments to counties as provided in section four hundred twenty-two point one hundred (422.100) of the Code.

1979-1980	1980-1981
<u>Fiscal Year</u>	<u>Fiscal Year</u>
\$ 2,500,000	\$ 2,500,000

Sec. 4. There is appropriated from the general fund of the state to the county government assistance fund, established in section three hundred thirty-four A point one (334A.1) of the Code, for each fiscal year of the fiscal biennium beginning July 1, 1979 and ending June 30, 1981, the following amounts, or so much thereof as may be necessary, to be used for state assistance to counties, with distribution in accordance with section three hundred thirty-four A point two (334A.2) of the Code.

1979-1980	1980-1981
<u>Fiscal Year</u>	<u>Fiscal Year</u>
\$ 5,000,000	\$ 5,000,000

Sec. 5. There is appropriated from the general fund of the state to the municipal assistance fund, established in section four hundred five point one (405.1) of the Code, for each fiscal year of the fiscal biennium beginning July 1, 1979 and ending June 30, 1981, the following amounts, or so much thereof as may be necessary, to be used for state assistance to municipalities, with distribution in accordance with section four hundred five point one (405.1) of the Code.

1979-1980	1980-1981
<u>Fiscal Year</u>	<u>Fiscal Year</u>
\$13,000,000	\$13,000,000

Sec. 6. There is appropriated from the motor vehicle fuel tax fund to the department of revenue for each fiscal year of the fiscal biennium beginning July 1, 1979 and ending June 30, 1981, the following amounts, or so much thereof as may be necessary, for salaries, support, maintenance, and other operational purposes for administration and enforcement of the provisions of chapter three hundred twenty-four (324) of the Code and the motor vehicle use tax program.

1979-1980	1980-1981
<u>Fiscal Year</u>	<u>Fiscal Year</u>
\$ 816,493	\$ 903,873

Sec. 7. There is appropriated from the Iowa public employees' retirement system fund for each fiscal year of the biennium beginning July 1, 1979 and ending June 30, 1981 to the Iowa department of job service, the following amounts, or so much thereof as is necessary, to be used for the following purposes:

	1979-1980	1980-1981
	<u>Fiscal Year</u>	<u>Fiscal Year</u>

For salaries and wages for not more than thirty-eight point fifty full-time equivalent positions and for support, maintenance, and other operational purposes to pay the costs of administration of the Iowa public employees' retirement system \$ 1,535,755 \$ 1,622,074

*** Sec. 8. Notwithstanding the provisions of section eight point thirty-nine (8.39) of the Code, funds appropriated under this Act shall not be subject to transfer to any other department, institution or agency. Any unencumbered or unobligated balances of any appropriation made under this Act which exists on June thirtieth of a fiscal year shall revert to the fund from which it was appropriated.***

Sec. 9. All federal grants to and the federal receipts of the agencies appropriated funds under this Act are appropriated for the purposes set forth in such federal grants or receipts.

Approved June 7, 1979, except the item designated as Section 8 herein which I hereby disapprove for the reasons in my veto message delivered to the Secretary of State this same date, the original of which is attached hereto.

Robert D. Ray
Governor

Dear Mr. Secretary:

I hereby transmit Senate File 471, an act making appropriations to various state regulatory and finance departments, boards and commissions and specifying the full-time equivalent positions for each, and making appropriations to the moneys and credits replacement fund, to the county government assistance fund, to the municipal assistance fund, to the Department of Revenue from the motor vehicle fuel tax fund and to the Department of Job Service from the Iowa public employees' retirement system fund.

Senate File 471 is approved June 7, 1979, with the following exception which I hereby disapprove.

I am unable to approve the item designated as Section 8 which reads as follows:

Sec. 8. Notwithstanding the provisions of section eight point thirty-nine (8.39) of the Code, funds appropriated under this Act shall not be subject to transfer to any other department, institution or agency. Any unencumbered or unobligated balances of any appropriation made under this Act which exists on June thirtieth of a fiscal year shall revert to the fund from which it was appropriated.

Section 8.39 of the Code of Iowa authorizes the Governor and the State Comptroller to transfer funds from one agency to another when the original appropriation has proven to be insufficient to meet the legitimate expenses of the receiving agency. Rarely has the transfer authority been utilized.

However, the legislative authors of 8.39 realized that no budgeting is foolproof. With the flexibility 8.39 provides, we can make necessary adjustments when unforeseen or changing circumstances arise or miscalculations are discovered.

***Item veto

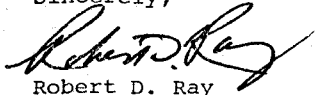
Occasionally the legislature has made appropriations knowing and expecting that a transfer would be made if the original appropriation proved to be insufficient for the intended purpose.

A new safeguard to the transfer authority was added in 1978. Legislation was adopted last year which we accepted requiring notification of various legislators two weeks prior to the transfer of funds for the purpose of review and comment by the legislators. We would be happy to accept and would respect such comments, although to date none have been forthcoming.

We do not anticipate making transfers from or to the appropriations contained in Senate File 471. Yet the restriction in Section 8 sets a bad precedent. Fortunately, none of the other major operating appropriation bills passed by the legislature this year contain similar restrictions.

For these reasons, I hereby disapprove this item in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of Senate File 471 are hereby approved this date.

Sincerely,



Robert D. Ray
Governor

CHAPTER 5 SOCIAL SERVICES

S. F. 497

AN ACT to make a supplemental appropriation to the department of social services for the medical assistance, foster care and homemaker services programs.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. There is appropriated from the general fund of the state to the department of social services for the fiscal period beginning with the effective date of this Act and ending June 30, 1979, the sum of two million three hundred seventy-eight thousand (2,378,000) dollars, or so much thereof as is necessary, which shall be used only to supplement existing appropriations made by chapter one thousand eighteen (1018), section sixteen (16), Acts of the Sixty-seventh General Assembly, 1978 Session, for the medical assistance, foster care and homemaker services programs.

*** Sec. 2. Any unencumbered or unexpended funds not used for the purposes specified in section one (1) of this Act and remaining on June 30, 1979, shall revert to the general fund of the state. Notwithstanding section eight point thirty-nine (8.39) of the Code, funds appropriated by this Act shall not be subject to transfer or expenditure for any purpose other than the purposes specified in section one (1) of this Act.***

***Item veto