

CHAPTER 1302
EDUCATION AGENCIES APPROPRIATIONS
H.F. 2519

AN ACT relating to and making appropriations to agencies, institutions, commissions, departments, and boards responsible for education programs for this state.

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 Iowa commission for the blind for the fiscal year beginning July 1, 1984 and ending June 30, 1985, the following amount, or so much thereof as may be necessary, to be used by the following agency for the purposes designated:

	<u>1984-1985</u> <u>Fiscal Year</u>
IOWA COMMISSION FOR THE BLIND	
For salaries, support, maintenance, and miscellaneous purposes	\$ 1,049,821

Sec. 2. There is appropriated from the general fund of the state to the Iowa college aid commission for the fiscal year beginning July 1, 1984 and ending June 30, 1985, the following amount, or so much thereof as may be necessary, to be used for the funding of the following programs for the purposes designated:

	<u>1984-1985</u> <u>Fiscal Year</u>
1. IOWA COLLEGE AID COMMISSION	
For salaries, support, maintenance, and miscellaneous purposes	\$ 424,465

2. TUITION GRANT PROGRAM	
To supplement the appropriation provided in subsection 1 of section 261.25 for tuition grants to full-time resident students attending accredited private institutions of higher education in Iowa under sections 261.9 through 261.16	\$ 1,366,900

Sec. 3.
1. There is appropriated from the general fund of the state to the Iowa college aid commission for the fiscal year beginning July 1, 1984 and ending June 30, 1985, the sum of seven hundred eighty-nine thousand two hundred sixty-four (789,264) dollars, or so much thereof as may be necessary, to be paid to the university of osteopathic medicine and health services for the subvention program created pursuant to sections 261.18 and 261.19. Notwithstanding section 261.19, for fiscal year beginning July 1, 1984, the subvention shall be used for the admission and education of students enrolled in each of the four years of classes in the college of osteopathic medicine and surgery.

2. In addition to the requirements of sections 261.18 and 261.19, the availability of funds appropriated by this section is subject to the condition that one-half of the funds appropriated for fiscal year 1984-1985 shall not be released until delivery to the legislative fiscal bureau of the June 30, 1984, financial audits, conducted by an independent third party, of the university of osteopathic medicine and health services.

Sec. 4. There is appropriated from the general fund of the state to the Iowa college aid commission for the fiscal year beginning July 1, 1984, and ending June 30, 1985, the sum of twenty-four thousand three hundred (24,300) dollars, or so much thereof as may be necessary, to provide for a national guard education program. Funds shall only be expended for Iowa residents who are enlisted members in good standing in the Iowa national guard who are enrolled as undergraduates in Iowa postsecondary educational institutions. Funds expended on behalf of each full-time undergraduate student shall not exceed two hundred fifty dollars per year. Funds expended on behalf of each half-time undergraduate student shall not exceed one hundred twenty-five dollars per year.

Sec. 5. There is appropriated from the general fund of the state to the Iowa department of public broadcasting for the fiscal year beginning July 1, 1984 and ending June 30, 1985 the following amount, or so much thereof as may be necessary, to be used by the following agency for the purposes designated:

	<u>1984-1985</u> <u>Fiscal Year</u>
IOWA DEPARTMENT OF PUBLIC BROADCASTING	
For salaries, support, maintenance, and miscellaneous purposes	\$ 6,156,717

Sec. 6. There is appropriated from the general fund of the state to the department of public instruction for the fiscal year beginning July 1, 1984 and ending June 30, 1985, the following amounts, or so much thereof as may be necessary, to be used in the manner designated:

	<u>1984-1985</u> <u>Fiscal Year</u>
1. GENERAL OFFICE ADMINISTRATION	
a. For salaries, support, maintenance, and miscellaneous purposes	\$ 3,578,008
b. For fire service education	\$ 200,000
2. VOCATIONAL EDUCATION ADMINISTRATION	
For salaries, support, maintenance, and miscellaneous purposes	\$ 878,934
3. VOCATIONAL EDUCATION	
For vocational education aid to secondary schools	\$ 3,760,668

Funds appropriated by this subsection are to be used for aid to school districts for development and the conduct of both continuing and new vocational programs, services and activities of vocational education through secondary schools, and for aid to existing jointly administered secondary vocational education programs, in accordance with chapters 258 and 280A, to purchase instructional equipment for vocational and technical courses of instruction in such schools, and to match federal reimbursement for continuing and new secondary vocational programs.

4. VOCATIONAL REHABILITATION	
For salaries, support, maintenance, and miscellaneous purposes	\$ 2,696,181
5. PROFESSIONAL TEACHING PRACTICES COMMISSION	
For the use of the professional teaching practices commission to carry out the provisions of chapter 272A	\$ 56,984
6. VOCATIONAL YOUTH ORGANIZATION FUND	
To carry out the provisions of section 258.14	\$ 9,720
7. SCHOOL FOOD SERVICE	
For the purpose of providing assistance to students enrolled in public school districts and nonpublic schools of the state for breakfasts, lunches and minimal equipment programs with the funds being used as state matching funds for federal programs and which shall be disbursed according to federal regulations	\$ 3,207,600
8. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS	
To provide funds for costs of providing textbooks to each resident pupil who attends a nonpublic school as authorized by section 301.1. Such funding shall be limited to ten dollars per pupil and shall not exceed the comparable services offered to resident public school pupils	\$ 388,800
9. SCHOOL BUDGET REVIEW COMMITTEE	
To carry out the provisions of section 442.13	\$ 30,000
10. NON-ENGLISH SPEAKING	
To provide funding to public schools and for nonpublic school students for special instruction for non-English speaking students as provided in section 280.4	\$ 194,400
11. COMPUTER SOFTWARE CLEARINGHOUSE	
To carry out the provisions of section 257.41	\$ 200,000
12. MERGED AREA SCHOOLS	
a. For general state financial aid to merged areas as defined in section 280A.2 the amount of forty-one million three hundred twenty-nine thousand five hundred seventeen (41,329,517) dollars to be allocated as follows:	

(1) Merged Area I	\$	1,974,781
(2) Merged Area II	\$	2,590,979
(3) Merged Area III	\$	2,333,520
(4) Merged Area IV	\$	889,463
(5) Merged Area V	\$	3,014,365
(6) Merged Area VI	\$	2,552,085
(7) Merged Area VII	\$	2,969,603
(8) Merged Area IX	\$	3,343,494
(9) Merged Area X	\$	5,049,800
(10) Merged Area XI	\$	6,179,520
(11) Merged Area XII	\$	2,066,814
(12) Merged Area XIII	\$	2,986,618
(13) Merged Area XIV	\$	1,005,074
(14) Merged Area XV	\$	2,440,631
(15) Merged Area XVI	\$	1,932,770

b. To provide funds for matching federal reimbursement for continuing and new vocational education programs in merged area schools in accordance with chapter 258 and chapter 280A, and to purchase instructional equipment for vocational and technical courses of instruction in such schools

\$ 8,456,400

c. To provide funds for the Iowa industrial start-up training program in merged area schools

\$ 75,000

Sec. 7.

1. There is appropriated from the general fund of the state to the department of public instruction for the fiscal year beginning July 1, 1985 and ending June 30, 1986, for general state financial aid to merged areas as defined in section 280A.2 the amount of thirteen million seven hundred seventy-six thousand five hundred seven (13,776,507) dollars, to be accrued as income and used for expenditures incurred by the area schools during the fiscal year beginning July 1, 1984 and ending June 30, 1985, to be allocated as follows:

a. Merged Area I	\$	658,260
b. Merged Area II	\$	863,660
c. Merged Area III	\$	777,840
d. Merged Area IV	\$	296,488
e. Merged Area V	\$	1,004,788
f. Merged Area VI	\$	850,695
g. Merged Area VII	\$	989,868
h. Merged Area IX	\$	1,114,498
i. Merged Area X	\$	1,683,267
j. Merged Area XI	\$	2,059,840
k. Merged Area XII	\$	688,938
l. Merged Area XIII	\$	995,539
m. Merged Area XIV	\$	335,025
n. Merged Area XV	\$	813,544
o. Merged Area XVI	\$	644,257

2. Funds appropriated by this section shall be allocated pursuant to this section and paid on or about August 15, 1985.

Sec. 8. General state aid paid to area schools under section 6, subsection 11,* paragraph "a", of this Act, for expenditures incurred during the fiscal year beginning July 1, 1984 and ending June 30, 1985, shall be paid by the state comptroller in installments due on or about November 15, February 15, and May 15 of the fiscal year. The payment received by area schools on or about August 15 under section 7 of this Act is an account receivable for the previous fiscal year. The installments shall be as nearly equal as possible as determined by the state comptroller, taking into consideration the relative budget and cash position of the state resources.

Sec. 9. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 1984 and ending June 30, 1985 the following amounts, or so much thereof as may be necessary for use for the following designated purposes, however, as a condition for the appropriation of these funds, the state board of regents, for purposes of implementing and administering collective bargaining pursuant to chapter 20, shall act as the exclusive representative of the state of Iowa with respect to its faculty, scientific, and other professional staff.

1984-1985
Fiscal Year

1. OFFICE OF STATE BOARD OF REGENTS

a. For salaries, support, maintenance, equipment, and miscellaneous purposes, including state board of regents members receiving a per diem, not to exceed forty dollars per day \$ 433,343

Funds appropriated to the state board of regents shall be allocated to the institutions to be used for instructional purposes and direct instructional support.

b. For western Iowa continuing education \$ 102,060

c. For allocation by the state board of regents to the state university of Iowa, the Iowa state university of science and technology, and the university of northern Iowa in amounts as may be necessary to reimburse the institutions for deficiencies in their operating funds resulting from the pledging of tuitions, student fees and charges and institutional income to finance the cost of providing academic and administrative buildings and facilities and utility services at the institutions \$ 15,111,842

d. For support of the quad cities graduate study center \$ 7,582

2. STATE UNIVERSITY OF IOWA

a. General university, including lakeside laboratory.

For salaries, support, maintenance, equipment, and miscellaneous purposes and for the pediatric department of the college of medicine to continue to fund the program of research at the current level in the cause, course, treatment, cure, and management of diabetes mellitus \$ 104,122,153

*Subsection 12 probably intended

It is the intent of the general assembly that funds appropriated in this paragraph not be used to pay for efforts of the prisoner assistance clinic at the university of Iowa law school to solicit participation in the clinic by inmates at state correctional facilities.

b. University hospitals

(1) For salaries, support, maintenance, equipment, and miscellaneous purposes; for medical and surgical treatment of indigent patients as provided in chapter 255 \$ 23,958,998

(2) For allocation by the dean of the college of medicine, with approval of the advisory board, to qualified participants, to carry out chapter 148C for the family practice program \$ 1,353,866

c. As a condition of the appropriation made in paragraph "b", funds appropriated in this section shall not be used to perform abortions except medically necessary abortions, and shall not be used to operate the early termination of pregnancy clinic except for the performance of medically necessary abortions. For the purpose of this paragraph, an abortion is the purposeful interruption of pregnancy with the intention other than to produce a live-born infant or to remove a dead fetus, and a medically necessary abortion is one performed under one of the following conditions:

(1) The attending physician certifies that continuing the pregnancy would endanger the life of the pregnant woman.

(2) The attending physician certifies that the fetus is physically deformed, mentally deficient, or afflicted with a congenital illness.

(3) The pregnancy is the result of a rape which is reported within forty-five days of the incident to a law enforcement agency or public or private health agency which may include a family physician.

(4) The pregnancy is the result of incest which is reported within one hundred fifty days of the incident to a law enforcement agency or public or private health agency which may include a family physician.

(5) The abortion is a spontaneous abortion, commonly known as a miscarriage, wherein not all of the products of conception are expelled.

d. As a condition of the appropriation made in paragraph "b", it is the intent of the general assembly that before the general assembly authorizes the issuance of additional bonds under chapter 263A, the determination of the necessity that the construction be funded by the issuance of bonds shall be made by the state board of regents in consultation with the state health facilities council, the health policy corporation of Iowa, or a similar statewide health planning agency that may exist.

e. Psychiatric hospital

For salaries, support, maintenance, equipment, and miscellaneous purposes and for the care, treatment and maintenance of committed and voluntary public patients \$ 5,182,049

f. State hygienic laboratory

For salaries, support, maintenance, equipment, and miscellaneous purposes \$ 2,027,713

g. Hospital school

For salaries, support, maintenance, equipment, and miscellaneous purposes \$ 3,631,894

h. Oakdale campus		
For salaries, support, maintenance, equip- ment, and miscellaneous purposes	\$	1,708,232
3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY		
a. General university		
For salaries, support, maintenance, equip- ment, and miscellaneous purposes	\$	86,144,027
b. Agricultural experiment station		
For salaries, support, maintenance, equip- ment, and miscellaneous purposes	\$	10,151,529
c. Cooperative extension service in agriculture and home economics		
For salaries, support, maintenance, and miscellaneous purposes	\$	9,658,897
d. Center for industrial research and service		
For funding the small business development centers to provide assistance to small businesses and business groups in Iowa	\$	500,000
e. Funds appropriated in paragraph "d" are in addition to funds already available or appropriated to the center for industrial research and service for the fiscal year beginning July 1, 1984. Any decision regarding the dispersion of funds appropriated in paragraph "d" lies directly with the center for industrial research and service. Moneys appropriated in paragraph "d" will be used to meet matching requirements for available federal or private funds developed to provide assistance to small business and which will be administered by the center for industrial research and service in conjunction with the state funds appropriated for this purpose.		
4. UNIVERSITY OF NORTHERN IOWA		
For salaries, support, maintenance, equip- ment, and miscellaneous purposes	\$	33,900,569
5. STATE SCHOOL FOR THE DEAF		
For salaries, support, maintenance, and miscellaneous purposes	\$	4,241,428
6. IOWA BRAILLE AND SIGHT-SAVING SCHOOL		
For salaries, support, maintenance, and miscellaneous purposes	\$	2,272,611

Sec. 10. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 1984 and ending June 30, 1985, the sum of twenty-one million three hundred twenty-four thousand (21,324,000) dollars for fuel and electricity purposes at institutions under the state board of regents. If the amount actually expended for fuel and electricity purposes is less than twenty-one million three hundred twenty-four thousand (21,324,000) dollars, the difference may be used for maintenance purposes. If funds appropriated in this section are used for maintenance purposes, the state board of regents shall notify the chairpersons of the house and senate committees on appropriations in writing, listing the amounts expended for maintenance and the purposes for which the moneys were expended. Section 8.33 applies to funds appropriated in this section.

Sec. 11. As a condition of the appropriation in section 9, subsection 4, the collective bargaining representatives for the faculty at the university of northern Iowa and for the university of northern Iowa shall determine the distribution of funds contained in the vitality fund for the fiscal year beginning July 1, 1984. The distribution shall be either according to the contract in effect for the fiscal year beginning July 1, 1983 or according to a different procedure that is agreeable to both parties. However, the amount of funds distributed shall not exceed the teaching faculty's share of funds contained in the vitality fund.

Sec. 12. The state board of regents is directed to expend not less than one hundred thousand (100,000) dollars of funds received from the sale of negotiable revenue bonds under Senate Concurrent Resolution 13, by the Seventieth General Assembly, 1983 Session, and allocated by the state board of regents to the university of northern Iowa for communication arts center construction and equipment, for renovation of the old administration building at the university of northern Iowa. Other funds available to the state board of regents for construction and renovation purposes may be expended for renovation of the old administration building.

*Sec. 13. 1983 Iowa Acts, chapter 195, section 17, is amended to read as follows:

SEC. 17. There is appropriated from the general fund of the state to the state comptroller for the fiscal year beginning July 1, 1983 and ending June 30, 1984, the sum of two hundred fifty thousand (250,000) dollars, or so much thereof as is necessary to pay costs for the purchase of fuel and electricity which exceed the amounts appropriated to the various state agencies, or allocated by the state board of regents to institutions under its control, from the general fund for the purchase of fuel and electricity. The funds or any portion of the funds shall not be allocated to a state agency, or institution under the control of the state board of regents, unless the state comptroller determines the agency's costs for the purchase of fuel and electricity exceed the amounts appropriated or allocated for the fiscal year beginning July 1, 1983 and the agency or institution is either developing an energy conservation plan in consultation with the energy policy council, or is implementing, or has implemented, an energy conservation plan which has been approved by the energy policy council and the state comptroller determines that other money is not available to the agency or institution for fuel or electricity purposes. However, not more than one hundred thousand (100,000) dollars of the funds appropriated in this section shall be used by the state comptroller to pay costs for the purchase of fuel and electricity which exceed the amounts allocated by the state board of regents to institutions under its control for the purchase of fuel and electricity.*

Sec. 14. Section 257.41, subsection 3, Code Supplement 1983, is amended by striking the subsection.

Sec. 15. Section 257.42, unnumbered paragraph 3, Code Supplement 1983, is amended to read as follows:

There is appropriated from the general fund of the state to the department of public instruction for the fiscal year beginning July 1, 1983 and each succeeding fiscal year, the sum of forty thousand dollars or as much thereof as is necessary, and for the fiscal year beginning July 1, 1984, and each succeeding fiscal year, the sum of one hundred forty thousand dollars, or as much thereof as is necessary, to be allocated for the establishment of programs under this section.

Sec. 16. Section 261.12, subsection 1, paragraph b, Code Supplement 1983, is amended to read as follows:

*Item veto; see message at end of this Act

b. For the fiscal year beginning July 1, 1983, and each following fiscal year two thousand one hundred dollars, and for the fiscal year beginning July 1, 1984 and for each following fiscal year, two thousand two hundred fifty dollars.

Sec. 17. Section 261.45, unnumbered paragraph 3, Code Supplement 1983, is amended to read as follows:

There is appropriated from the general fund of the state to the Iowa college aid commission, the sum of thirty thousand dollars, or as much thereof as is necessary, for the fiscal year years beginning July 1, 1983 and July 1, 1984, and the sum of sixty thousand dollars, or as much thereof as is necessary, for the fiscal year beginning July 1, 1984 1985 and each succeeding fiscal year, to make the reimbursement payments required under this section.

Sec. 18. Section 261.53, Code Supplement 1983, is amended to read as follows:

261.53 APPROPRIATIONS. There is appropriated from the general fund of the state to the Iowa college aid commission for the fiscal year years beginning July 1, 1983 and July 1, 1984, the sum of forty thousand dollars, or as much thereof as is necessary, and for each succeeding fiscal year, the sum of one hundred forty thousand dollars, or as much thereof as is necessary, to make loans under sections ~~261.28 and 261.29~~ 261.51 and 261.52.

Sec. 19. Section 285.2, unnumbered paragraph 4, Code 1983, is amended to read as follows:

Claims for reimbursement shall be made to the department of public instruction by the public school district providing transportation or transportation reimbursement during a school year on a form prescribed by the department, and the claim shall state the services provided and the actual costs incurred. A claim shall not exceed the average transportation costs of the district per pupil transported except as otherwise provided. If transportation is provided under section 285.1, subsection 3, the amount determined under paragraph "c" of that subsection shall be the amount of the claim regardless of the average transportation costs of the district per pupil transported. Claims shall be accompanied by an affidavit of an officer of the public school district affirming the accuracy of the claim. By February 1 and by July 15 of each year the department shall certify to the state comptroller the amounts of approved claims to be paid, and the state comptroller shall draw warrants payable to school districts which have established claims. Claims shall be allowed where practical, and at the option of the public school district of the pupil's residence, subject to approval by the area education agency of the pupil's residence, under the provisions of section 285.9, subsection 3, the public school district of the pupil's residence may transport any pupil to a school located in a contiguous public school district outside the boundary lines of the public school district of the pupil's residence. The public school district of the pupil's residence may contract with the contiguous public school district or with a private contractor under the provisions of section 285.5 to transport the pupils to the school of attendance within the boundary lines of the contiguous public school district. The public school district in which the pupil resides may contract with the contiguous public school district or with a private contractor under the provisions of section 285.5 to transport the pupil from the pupil's residence or from designated school bus collection locations to the school located within the boundary lines of the contiguous public school district, subject to the approval of the area education agency of the pupil's residence. The public school district of the pupil's residence may utilize the reimbursement provisions of section 285.1, subsection 3.

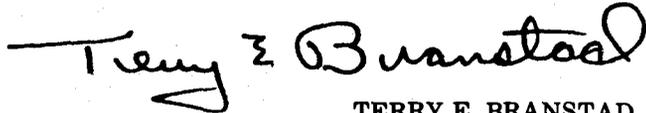
Sec. 20. Section 442.44, unnumbered paragraph 4, Code Supplement 1983, is amended to read as follows:

For the school year beginning July 1, 1984 and each succeeding school year, there is appropriated from the general fund of the state to the state comptroller an amount sufficient the sum of two million one hundred thousand (2,100,000) dollars, or so much thereof as is necessary, to make the payments to school districts required by this section. If the funds appropriated are insufficient to make the payments required under this section, the state comptroller shall prorate the payments to school districts. Moneys received by a school district under this section are miscellaneous income. Moneys received by a school district for pupils enrolled in science and mathematics courses shall be used only for purchase of equipment and supplies.

Sec. 21. All federal grants to and the federal receipts of agencies appropriated funds under this Act are appropriated for the purposes set forth in such federal grants or receipts.

Sec. 22. This Act, being deemed of immediate importance, takes effect from and after its publication in The Record-Herald & Indianola Tribune, a newspaper published in Indianola, Iowa, and in the Ottumwa Courier, a newspaper published in Ottumwa, Iowa. However, sections 1 through 12 and 14 through 21 of this Act take effect July 1, 1984. Section 13 takes effect upon publication.

Approved May 18, 1984, except the three items which I hereby disapprove and which are designated as sections 12, 13, and 22, each of which is herein bracketed in ink and initialed by me. These are all delineated with my reasons for vetoing in the item veto message pertaining to this act to the Secretary of State this same date, a copy of which is attached hereto.



TERRY E. BRANSTAD
Governor

*Item veto; see message at end of this Act

The Honorable Mary Jane Odell
Secretary of State
State Capitol Building
L O C A L

Dear Madam Secretary:

I hereby transmit House File 2519, an act relating to and making appropriations to agencies, institutions, commissions, departments, and boards responsible for education programs for the state.

House File 2519 is approved May 18, 1984, with the following exceptions which I hereby disapprove.

I am unable to approve the item designated in the act as Section 12, which reads as follows:

Sec. 12. The state board of regents is directed to expend not less than one hundred thousand (100,000) dollars of funds received from the sale of negotiable revenue bonds under Senate Concurrent Resolution 13, by the Seventieth General Assembly, 1983 Session, and allocated by the state board of regents to the university of northern Iowa for communication arts center construction and equipment, for renovation of the old administration building at the university of northern Iowa. Other funds available to the state board of regents for construction and renovation purposes may be expended for renovation of the old administration building.

Section 12 requires that the board of regents use \$100,000 of funds received from the sale of bonds authorized last year for the renovation of the Old Administration building at the University of Northern Iowa. Renovation of the Old Administration building was not included in the list of projects originally authorized by the bonding resolution, Senate Concurrent Resolution 13. All bonds for the Communication Arts Center have been issued. A diversion of revenue to the Old Administration remodeling project would violate the terms of the bond issuance agreement. Such violation could be construed as impairing the obligation of the contract, which action is denied in Article I, Section 10 of the Constitution of the United States.

I am unable to approve the item designated in the act as Section 13, which reads as follows:

Sec. 13. 1983 Iowa Acts, chapter 195, section 17, is amended to read as follows:

SEC. 17. There is appropriated from the general fund of the state to the state comptroller for the fiscal year beginning July 1, 1983 and ending June 30, 1984, the sum of two hundred fifty thousand (250,000) dollars, or so much thereof as is necessary to pay costs for the purchase of fuel and electricity which exceed the amounts appropriated to the various state agencies, or allocated by the state board of regents to institutions under its control, from the general fund for the purchase of fuel and electricity. The funds or any portion of the funds shall not be allocated to a state agency, or institution under the control of the state board of regents, unless the state comptroller determines the agency's costs for the purchase of fuel and electricity exceed the amounts appropriated or allocated for the fiscal year beginning July 1, 1983 and the agency or institution is either developing

an energy conservation plan in consultation with the energy policy council, or is implementing, or has implemented, an energy conservation plan which has been approved by the energy policy council and the state comptroller determines that other money is not available to the agency or institution for fuel or electricity purposes. However, not more than one hundred thousand (100,000) dollars of the funds appropriated in this section shall be used by the state comptroller to pay costs for the purchase of fuel and electricity which exceed the amounts allocated by the state board of regents to institutions under its control for the purchase of fuel and electricity.

Section 13 amends chapter 195, section 17 of the Acts of 1983 to allow the institutions under the control of the State Board of Regents to separately apply for fuel contingency funds.

As in the past the legislature made a lump sum appropriation to the Board of Regents for the purchase of fuel and electricity for 1983-84 for all the institutions. The board is authorized to distribute these funds among the institutions as is necessary to meet the various institutions' needs.

The contingency fund appropriation made last year was intended to offset any shortfall in the appropriation for fuel and electricity. Information obtained by the State Comptroller's Office indicates that the total amount of the appropriation is adequate to meet the requirements of all the Regent Institutions. Therefore the fuel deficit at any one institution could be met by reallocating fuel and electricity funds from the institutions which received allocations in excess of their needs. Since adequate funds are available within the overall appropriation for that purpose, and due to the state's difficult financial position, chapter 195, section 17 should remain as originally intended.

I am unable to approve the item designated in the act as Section 22, which reads as follows:

Sec. 22. This Act, being deemed of immediate importance, takes effect from and after its publication in The Record-Herald & Indianola Tribune, a newspaper published in Indianola, Iowa, and in the Ottumwa Courier, a newspaper published in Ottumwa, Iowa. However, sections 1 through 12 and 14 through 21 of this Act take effect July 1, 1984. Section 13 takes effect upon publication.

Section 22 is the enacting clause which would make Section 13 effective immediately. With disapproval of Section 13 this publication clause is no longer needed.

For the above reasons, I hereby disapprove these items in accordance with amendment 4 of the amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 2519 are hereby approved as of this date.

Sincerely,



TERRY E. BRANSTAD
Governor