

**CHAPTER 210**

**IOWA COMMUNICATIONS NETWORK – SUPPLEMENTAL, OPERATIONAL, AND MISCELLANEOUS APPROPRIATIONS**

*H.F. 482*

**AN ACT** relating to the funding for the Iowa communications network and providing an appropriation.

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

Section 1. Section 8D.3, subsection 3, paragraph i, Code 1995, is amended to read as follows:

i. Evaluate existing and projected rates for use of the system and ensure that rates are sufficient to pay for the operation of the system ~~except to the extent such use is subsidized by general fund appropriations as authorized by the general assembly~~ excluding the cost of construction and lease costs for Parts I, II, and III. The commission shall establish all hourly rates to be charged to all authorized users for the use of the network. A fee established by the commission to be charged to a hospital licensed pursuant to chapter 135B, a physician clinic, or the federal government shall be at an appropriate rate so that, at a minimum, there is no state subsidy related to the costs of the connection or use of the network related to such user.

*\*Sec. 2. Section 8D.13, Code 1995, is amended by adding the following new subsection: **NEW SUBSECTION.** 13B. Access to the network shall not be offered or provided to an unauthorized user pursuant to an agreement entered into pursuant to chapter 28E between any public or private agency and such unauthorized user.\**

Sec. 3. There is appropriated from the general fund of the state to the Iowa communications network fund created in section 8D.14 for the fiscal year beginning July 1, 1994, and ending June 30, 1995, the following amount, or so much thereof as is necessary:  
..... \$ 5,202,234

Sec. 4. There is appropriated from the general fund of the state to the Iowa communications network fund created in section 8D.14 for the fiscal year beginning July 1, 1995, and ending June 30, 1996, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

**1. OPERATIONS**

For salaries, support, maintenance, miscellaneous purposes, for the subsidization of video rates for authorized users as determined by the commission and consistent with chapter 8D, and for not more than the following full-time equivalent positions:

..... \$ 4,658,185  
..... FTEs 56.0

**2. NETWORK OPERATIONS REVOLVING FUND**

For a network operations revolving account established in the Iowa communications network fund:

..... \$ 1,000,000

**3. STUDY RELATING TO SALE OR CONVERSION OF NETWORK.**

For the coordination and completion of the study relating to the sale or conversion of the Iowa communications network pursuant to House File 461,\*\* if enacted by the general assembly during the 1995 regular session, the following amount, or so much thereof as is necessary:

..... \$ 250,000

Sec. 5. There is appropriated from the general fund of the state to the public broadcasting division in the department of education for the fiscal year beginning July 1, 1995, and ending June 30, 1996, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

\*Item veto; see message at end of the Act  
\*\*Chapter 131 herein

..... \$ 361,420

Sec. 6. Section 3 of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 7. Section 8D.14, Code 1995, is amended to read as follows:

8D.14 IOWA COMMUNICATIONS NETWORK FUND.

There is created in the office of the treasurer of state a fund to be known as the Iowa communications network fund under the control of the Iowa telecommunications and technology commission. ~~There is appropriated from the general fund of the state to the Iowa communications network fund for each fiscal year of the fiscal period beginning July 1, 1991, and ending June 30, 1996, the sum of five million dollars.~~ There shall also be deposited into the Iowa communications network fund proceeds from bonds issued for purposes of projects authorized pursuant to section 8D.13, funds received from leases pursuant to section 8D.11, and other moneys by law credited to or designated by a person for deposit into the fund.

Sec. 8. There is appropriated from the general fund of the state to the Iowa communications network fund under control of the Iowa telecommunications and technology commission for the fiscal year beginning July 1, 1995, and ending June 30, 1996, the following amount, or so much thereof as may be necessary, to be used for the purpose designated:

For debt service:

..... \$ 12,783,000

Upon the appropriation of the funds in this section to the Iowa communications network fund, the Iowa telecommunications and technology commission shall immediately transfer \$12,783,000 of the appropriated amount to a separate fund established in the office of the treasurer of state, to be used solely for debt service for the Iowa communications network. The commission shall certify to the treasurer of state when a debt service payment is due, and upon receipt of the certification the treasurer shall make the payment. The commission shall pay any additional amount due from funds deposited in the Iowa communications network fund.

*Approved May 19, 1995, except the item which I hereby disapprove and which is designated as Section 2 in its entirety. My reasons for vetoing this item are delineated 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

Dear Mr. Secretary:

I hereby transmit House File 482, an Act relating to the funding for the Iowa Communications Network and providing an appropriation.

House File 482 is, therefore, approved on this date with the following exception which I hereby disapprove.

I am unable to approve the item designated as Section 2, in its entirety. This item imposes new restrictions on Iowans' use of the Iowa Communications Network (ICN). The network should be accessible to the greatest extent possible so that Iowans can benefit from this new technology, particularly in the areas of education and medicine. This provision would unnecessarily restrict that access.

Further, the Iowa Telecommunications and Technology Commission currently has authority to set policy relating to the ICN, including establishing reasonable limits on use of the network. I have confidence that the Commission will do so appropriately.

For the above reason, I hereby respectfully disapprove this item in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 482 are hereby approved as of this date.

Sincerely,  
TERRY E. BRANSTAD, Governor

**CHAPTER 211**  
**COMPENSATION FOR PUBLIC EMPLOYEES**  
*H.F. 579*

**AN ACT** relating to the compensation and benefits for public officials and employees and making appropriations and providing an effective date.

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

**Section 1. STATE COURTS – JUSTICES, JUDGES, AND MAGISTRATES.**

1. The salary rates specified in subsection 2 are effective for the fiscal year beginning July 1, 1995, with the pay period beginning June 30, 1995, and for subsequent fiscal years until otherwise provided by the general assembly. The salaries provided for in this section shall be paid from funds appropriated to the judicial department from the salary adjustment fund or if the appropriation is not sufficient, from the funds appropriated to the judicial department pursuant to any Act of the general assembly.

2. The following annual salary rates shall be paid to the persons holding the judicial positions indicated during the pay periods beginning June 30, 1995, and for subsequent pay periods.

a. Chief justice of the supreme court:	\$	100,400
.....		
b. Each justice of the supreme court:	\$	96,700
.....		
c. Chief judge of the court of appeals:	\$	96,600
.....		
d. Each associate judge of the court of appeals:	\$	93,000
.....		
e. Each chief judge of a judicial district:	\$	92,100
.....		
f. Each district judge except the chief judge of a judicial district:	\$	88,500
.....		
g. Each district associate judge:	\$	77,000
.....		
h. Each judicial magistrate:	\$	19,500
.....		
i. Each judge who retires after July 1, 1994, and who is assigned and who is appointed a senior judge by the state supreme court:	\$	5,000
.....		

**Sec. 2. SALARY RATE LIMITS.** Persons receiving the salary rates established under section 1 of this Act shall not receive any additional salary adjustments provided by this Act.