

5. Section 8.33 shall not apply to moneys in the fund. Notwithstanding section 12C.7, moneys earned as income, including as interest, from the fund shall remain in the fund until expended as provided in this section.

**Sec. 27. NEW SECTION. 461A.31A SALE OF TIMBER.**

If the estimated quantity of timber grown in a state park or a preserve to be sold by the department in a sixty-day period is ten thousand board feet or more or if the estimated value of the timber grown in a state park or a preserve to be sold by the department during the same period of time is five thousand dollars or more, the department shall conduct a public hearing on the proposed sale. Notice of the hearing shall be published as provided in section 331.305. After the public hearing, the department may proceed with the sale of the timber.

**Sec. 28. NEW SECTION. 461A.35A ENTRANCE FEE.**

The department shall not impose a fee upon a person for entering into a state park or preserve.

**DIVISION VII  
EFFECTIVE DATE**

**Sec. 29. EFFECTIVE DATE.** The following provisions of this Act, being deemed of immediate importance, take effect upon enactment:

1. Section 16, relating to department of natural resources general fund sick leave payout.
2. Section 17, relating to department of natural resources fish and game protection fund sick leave payout.
3. Section 18, relating to educational assistance to farm families provided by Iowa state university of science and technology.
4. Section 20, relating to water contamination studies authorized in 1998 Iowa Acts, chapter 1220, section 3.
5. Section 461A.35A, as enacted by this Act, relating to a fee to enter parks and preserves charged by the department of natural resources.

Approved May 26, 1999

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**CHAPTER 207**

**APPROPRIATIONS — STATE GOVERNMENT TECHNOLOGY AND OPERATIONS**

*H.F. 762*

**AN ACT** relating to state government technology and operations, by making and relating to appropriations to the Iowa communications network for the support of certain Part III users, making appropriations to various entities for other technology-related purposes, providing for the procurement of information technology, providing for the use of the network, providing for electronic access to public information by creating an IowaAccess network, authorizing fees, and providing an effective date.

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

**DIVISION I**

**Section 1. TREASURER OF STATE.** There is appropriated from the general fund of the state to the treasurer of state for the fiscal year beginning July 1, 1999, and ending June 30,

2000, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For debt service:

..... \$ 12,861,000

Funds appropriated in this section shall be deposited in 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 Iowa telecommunications and technology 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.

Sec. 2. IOWA COMMUNICATIONS NETWORK OPERATIONS.

1. There is appropriated from the general fund of the state to the Iowa telecommunications and technology commission for the fiscal year beginning July 1, 1999, and ending June 30, 2000, the following amounts, or so much thereof as is necessary, to be used for the purposes designated in this subsection:

For operations of the network consistent with chapter 8D and for the following full-time equivalent positions:

..... \$ 3,435,000  
..... FTEs 100.00

2. Notwithstanding section 8.57, subsection 5, paragraph "c", there is appropriated from the rebuild Iowa infrastructure fund to the Iowa telecommunications and technology commission for the fiscal year beginning July 1, 1999, and ending June 30, 2000, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

To the Iowa telecommunications and technology commission to be used solely for maintenance and lease costs associated with Part III connections:

..... \$ 2,681,685

It is the intent of the general assembly that moneys appropriated in this section shall be used solely for the purpose indicated and that the moneys shall not be transferred for any other purpose.

3. Notwithstanding section 8.33 or 8.39, moneys appropriated in this section which remain unobligated or unexpended at the close of the fiscal year shall not revert to the general fund of the state but shall remain available for the purposes designated in the succeeding fiscal year, and shall not be transferred to any other program.

4. a. It is the intent of the general assembly that the Iowa telecommunications and technology commission annually review the hourly rates established, as provided in section 8D.3, subsection 3, paragraph "i", consistent with this paragraph. Such rates shall be established in a manner to minimize any subsidy provided through state general fund appropriations.

b. Notwithstanding paragraph "a", the general assembly declares its support for, and that it is the intent of the general assembly to continue, subsidization of video rates charged to libraries, public or nonpublic schools for grades kindergarten through twelve, private universities and colleges, community colleges, and institutions under the control of the state board of regents. Except for original debt service, the Iowa telecommunications and technology commission shall develop and implement a long-term plan for establishing rates that will eliminate, by June 30, 2007, the need for legislatively appropriated funds to be used for subsidization of network costs for authorized users other than the network costs associated with video rates charged to public or nonpublic schools for grades kindergarten through twelve, private universities and colleges, community colleges, and institutions under the control of the state board of regents.

\*5. *By no later than July 1, 1999, the staff of the Iowa telecommunications and technology commission shall establish budget units and accounts using the state budget system and the Iowa finance and accounting system as determined jointly by the department of management and the legislative fiscal bureau.\**

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

Sec. 3. PUBLIC BROADCASTING. There is appropriated from the general fund of the state to the public broadcasting division of the department of education for the fiscal year beginning July 1, 1999, and ending June 30, 2000, the following amount, or so much thereof as is necessary, to be used for the purposes designated in subsections 1 and 2 and for the following full-time equivalent positions:

.....	\$	2,327,217
.....	FTEs	9.00

1. Of the amount appropriated, \$469,025 shall be expended by the public broadcasting division of the department of education to provide support for functions related to the network, including but not limited to the following functions: development of distance learning applications; development of a central information source on the Internet relating to educational uses of the network; second-line technical support for network sites; testing and initializing sites onto the network; and coordinating the work of the education telecommunications council.

2. Of the amount appropriated, \$1,858,192 shall be allocated by the public broadcasting division of the department of education to the regional telecommunications councils established in section 8D.5. The regional telecommunications councils shall use the funds to provide technical assistance for network classrooms, planning and troubleshooting for local area networks, scheduling of video sites, and other related support activities.

Sec. 4. DEPARTMENT OF GENERAL SERVICES. There is appropriated from the general fund of the state to the division of information technology services of the department of general services for the fiscal year beginning July 1, 1999, and ending June 30, 2000, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the purpose of providing information technology services to state agencies and for the following full-time equivalent positions:

.....	\$	4,719,993
.....	FTEs	155.61

Sec. 5. REVERSION TECHNOLOGY INITIATIVES ACCOUNT.

1. The reversion technology initiatives account established pursuant to 1998 Iowa Acts, chapter 1224, section 7, subsection 1, shall continue to be maintained in the office of the treasurer of state under the control of the division of information technology services of the department of general services and shall be used for the purpose of supporting various technology programs as provided in this section.

Notwithstanding the distribution formula contained in section 8.62 for an operational appropriation which remains unexpended or unencumbered for the fiscal year beginning July 1, 1998, 75 percent of the unexpended or unencumbered moneys subject to section 8.62 are appropriated to the reversion technology initiatives account. The remaining 25 percent of such moneys shall remain with the entity to which the operational appropriation was made. Notwithstanding section 8.33, for an appropriation other than an operational appropriation as provided in section 8.62 which remains unencumbered for the fiscal year beginning July 1, 1998, 100 percent of the unexpended or unencumbered moneys are appropriated to the reversion technology initiatives account.

2. After the fiscal year beginning on July 1, 1999, and ending on June 30, 2000, moneys appropriated to the reversion technology initiatives account shall not be appropriated from amounts which are subject to reversion pursuant to section 8.62.

3. Moneys in the reversion technology initiatives account are allocated, to the extent available, in the descending priority order for use during the fiscal year beginning July 1, 1999, and ending June 30, 2000, as follows:

a. To the public broadcasting division of the department of education for the conversion to high definition television broadcasts:

.....	\$	5,000,000
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Notwithstanding section 8.33, moneys allocated to the public broadcasting division of the department of education in this paragraph "a" that remain unencumbered or unobligated at the close of the fiscal year shall not revert to the general fund of the state but shall remain available for the purpose designated in this paragraph "a" until the close of the succeeding fiscal year.

b. To the department of agriculture and land stewardship for the purchase of cell phones for all field staff in the regulatory division, and for one-year service contracts associated with the phones:

..... \$ 32,500

c. To the department of agriculture and land stewardship for the purchase of computer and printer replacements for field staff in the grain warehouse bureau:

..... \$ 28,975

d. To the department of human services for a welfare reform system (TANF):

..... \$ 742,555

e. To the department of human services for a child support recovery project:

..... \$ 1,131,976

f. To the division of criminal and juvenile justice planning in the department of human rights for the creation of a justice data warehouse:

..... \$ 500,000

Moneys appropriated under this paragraph shall only be used for the lease of necessary computer equipment and related expenses for the justice data warehouse. The division of criminal and juvenile justice planning, in consultation with the division of information technology services, shall include in the budget requests for the division of criminal and juvenile justice planning for the fiscal years beginning July 1, 2000, and July 1, 2001, funds to continue equipment leasing, operations, and support for the justice data warehouse.

g. To the department of education for electronic data exchange (EASIER):

..... \$ 500,000

h. To the department of inspections and appeals for a criminal history, single contact repository:

..... \$ 152,000

i. To the division of information technology services in the department of general services for reengineering projects:

..... \$ 1,750,000

Of the amounts appropriated in this paragraph "i", \$750,000 shall be allocated as follows:

(1) One hundred thousand dollars for the development of a business licensure center for the department of economic development.

(2) Five hundred thousand dollars for a community resources directory for the department of Iowa workforce development.

(3) One hundred fifty thousand dollars for the implementation of an enterprise-wide information security system plan.

j. To the department of corrections for a department-wide information system (ICON):

..... \$ 948,338

k. To the department of inspections and appeals for implementation of a report card for state-licensed health care facilities pursuant to section 135C.20A:

..... \$ 50,000

l. To the office of the governor for technology upgrades:

..... \$ 45,000

m. To the department of elder affairs for computer hardware and software:

..... \$ 40,000

n. To the state board of regents for technology improvement:

..... \$ 100,000

4. A department or agency receiving an appropriation under subsection 3 shall consult with the division of information technology services in the department of general services

regarding any technology purchase, lease, or contract, prior to making a purchase or entering into a lease or contract.

5. Effective July 1, 2000, the division of information technology in the department of general services shall not deposit any additional moneys into the reversion technology initiatives account, unless reauthorized to do so by the general assembly during the 2000 regular session. Funds allocated to a project pursuant to this section which are encumbered prior to July 1, 2000, may be spent for the specified purpose as provided in this Act. Funds which are allocated but unencumbered as of July 1, 2000, shall revert to the general fund.

6. The department of management, in cooperation with the information technology services division of the department of general services, shall develop a standard budget request form for technology or business reengineering projects. A department requesting funding for projects which will cost more than \$100,000 shall use the request form. The form shall require consistent reporting criteria including, but not limited to, project description, project goals, project performance measures, return on investment, cost, time frame, funding sources, and customer base.

Sec. 6. INFORMATION TECHNOLOGY DEPARTMENT. It is the intent of the general assembly that an information technology department be created effective July 1, 2000. The mission of this department is to foster the development and application of information technology to improve the lives of Iowans.

The department shall consist of four divisions including all of the following:

1. Planning, security, and standards division. This division shall initially include IowAccess.

2. Customer support and training division.

3. Finance and administration division. In addition to other duties, this division shall be given responsibility for purchasing.

4. Information technology operations division.

The information technology department shall have a formal noncontrolling link to the division of public broadcasting in the department of education and the Iowa telecommunications and technology commission, until such time as legislation is enacted creating the information technology department and otherwise setting forth the organizational relationship of the information technology department with the division of public broadcasting in the department of education and the Iowa telecommunications and technology commission.

An information technology council shall be created to provide recommendations to the director of the department concerning departmental operations. The council shall consist of no less than fifteen members and no more than twenty members. Appointments to the council shall be made to provide a diversity of interest, educational background, and experience. The council shall include, in addition to other appropriate individuals, a person representing the Iowa communications network, a person representing IowAccess, and a person representing the public broadcasting division in the department of education.

The director of the information technology department shall be appointed by the governor to a four-year term and be subject to confirmation by the senate. The division administrators of each of the five divisions in the information technology department shall also be appointed by the governor to three-year terms and be subject to confirmation by the senate.

It is the intent of the general assembly that the structure and operation of the information technology department be reviewed by no later than during the 2001 regular session for the purpose of determining, among other issues, if the intent of the general assembly in creating the department has been satisfied.

Sec. 7. TRANSITION TEAM ESTABLISHED — APPROPRIATION.

1. a. A transition team shall be established for purposes of developing a written proposal for submission to the general assembly concerning the creation of the information technology department. The written proposal shall be developed consistent with section 6 of this Act. The transition team shall be composed of the following members:

(1) The administrative head of the division of information technology services in the department of general services, who shall serve as chairperson of the transition team.

(2) Three designees of the governor.

(3) A person representing the Iowa communications network.

(4) A person representing the public broadcasting division of department of education.

(5) A person representing the information management and technology committee.

(6) Four members of the general assembly with not more than one member from each chamber being from the same political party. The two senators shall be designated by the president of the senate after consultation with the majority and minority leaders of the senate. The two representatives shall be designated by the speaker of the house of representatives after consultation with the majority and minority leaders of the house of representatives. Legislative members shall serve in an ex officio, nonvoting capacity. A legislative member is eligible for per diem and expenses as provided in section 2.10.

b. The department of management and the legislative fiscal bureau shall provide staffing services to the transition team at no cost to the transition team.

c. The transition team shall develop a request for proposal for the purpose of retaining a consultant to assist in developing and implementing the transition plan. The transition plan shall include a proposed structure for the new department; a plan to provide for the transfer of existing public entities to the new department, including any interim transition provisions; identification of potential savings resulting from the consolidation of such public entities into the department; and other items deemed necessary by the transition team. The transition team shall submit a final report in writing to the legislative oversight committee of the legislative council by October 15, 1999.

2. There is appropriated from the general fund of the state to the division of information technology services in the department of general services for the fiscal year beginning July 1, 1999, and ending June 30, 2000, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the activities of the transition team created in subsection 1, including the costs associated with any consultant retained by the transition team to assist in its duties:

..... \$ 200,000

Moneys appropriated pursuant to this subsection shall only be used for payment of costs associated with the activities of the transition team and shall not be transferred or used for any other purpose by the division.

3. The director of the division of information technology services shall develop a unified budget proposal for the proposed information technology department. The initial budget proposal shall be for the fiscal year beginning July 1, 2000, and ending June 30, 2001.

Sec. 8. Section 8D.3, subsection 3, Code 1999, is amended by adding the following new paragraph:

NEW PARAGRAPH. k. Provide necessary telecommunications cabling to provide state communications.

Sec. 9. Section 18.8, unnumbered paragraph 1, Code 1999, is amended to read as follows:

The director shall provide necessary ~~telecommunications cabling~~, lighting, fuel, and water services for the state buildings and grounds located at the seat of government, except the buildings and grounds referred to in section 216B.3, subsection 6.

Sec. 10. TRANSFER OF FULL-TIME EQUIVALENT POSITIONS AND RELATED FUNDING.

1. Consistent with sections 8 and 9 of this Act, full-time equivalent positions in the department of general services associated with the provision of telecommunications cabling and funding provided for such full-time equivalent positions shall be moved from the department to the Iowa telecommunications and technology commission.

2. Any funds in the telecommunications and electric cabling revolving fund in the department of general services shall be transferred to the commission to be used for the same

purposes. The commission shall eliminate the revolving fund account upon completion of the merger of existing funds.

## DIVISION II

### Sec. 11. NEW SECTION. 18.187 IOWACCESS REVOLVING FUND.

An IowAccess revolving fund is created in the state treasury. The revolving fund shall be administered by the division and shall consist of moneys collected by the division as fees, moneys appropriated by the general assembly, and any other moneys obtained or accepted by the division for deposit in the revolving fund. The proceeds of the revolving fund are appropriated to and shall be used by the division to maintain, develop, operate, and expand the IowAccess network consistent with this chapter. The division shall submit an annual report not later than January 31, to the members of the general assembly and the legislative fiscal bureau, of the activities funded by and expenditures made from the revolving fund during the preceding fiscal year. Section 8.33 does not apply to any moneys in the revolving fund and, notwithstanding section 12C.7, subsection 2, earnings or interest on moneys deposited in the revolving fund shall be credited to the revolving fund.

Sec. 12. Section 22.3A, subsection 2, paragraph a, Code 1999, is amended to read as follows:

a. ~~If access to the data processing software is provided to a person solely for the purpose of accessing a public record, the~~ The amount charged for access to a public record shall be not more than that required to recover direct publication costs, including but not limited to editing, compilation, and media production costs, incurred by the government body in developing the data processing software, and preparing the data processing software for transfer to the person. The amount shall be in addition to any other fee required to be paid under this chapter for the examination and copying of a public record. ~~If a person requests the reproduction of accesses~~ a public record stored in an electronic format that does not require formatting, editing, or compiling to ~~reproduce~~ access the public record, the charge for providing the ~~reproduced~~ accessed public record shall not exceed the reasonable cost of ~~reproducing and transmitting~~ accessing that public record. The government body shall, if requested, provide documentation which explains and justifies the amount charged. This paragraph shall not apply to any publication for which a price has been established pursuant to another section, including section 7A.22.

Sec. 13. Section 321.491, unnumbered paragraph 2, Code 1999, is amended to read as follows:

Within ten days after the conviction or forfeiture of bail of a person upon a charge of violating any provision of this chapter or other law regulating the operation of vehicles on highways every magistrate of the court or clerk of the district court of record in which the conviction occurred or bail was forfeited shall prepare and immediately forward to the department an abstract of the record of the case. The abstract of the record of the case must be certified by the person preparing it to be true and correct. A certified abstract of the record of the case prepared for the department shall only be available to the public from the department. A noncertified record of conviction or forfeiture of bail shall be available to the public from the judicial branch. The clerk of the district court shall collect a fee of fifty cents for each ~~individual noncertified~~ copy of any record of conviction or forfeiture of bail furnished to any requestor ~~at the clerk's office~~ except for the department or other local, state, or federal government entity. Moneys collected under this section shall be transferred to the department as a repayment receipt, as defined in section 8.2, to enhance the efficiency of the department to process records and information between the department and the Iowa court information system. Notwithstanding any other provision in this section or chapter 22, the judicial branch shall be the provider of public electronic access to the clerk's records of convictions and forfeitures of bail through the Iowa court information system and shall, if all such records are provided monthly to a vendor, ~~the judicial branch shall~~ collect a fee from

such vendor for the period beginning on July 1, 1997, and ending on June 30, 1999, which is the greater of three thousand dollars per month or the actual direct cost of providing the records. On and after July 1, 1999, if all such records are provided monthly to a vendor, the judicial branch shall collect a fee from such vendor which is the greater of ten thousand dollars per month or the actual direct cost of providing the records.

Sec. 14. Section 321A.3, subsections 1, 2, and 7, Code 1999, are amended to read as follows:

1. The department shall upon request furnish any person a certified abstract of the operating record of a person subject to chapter 321, 321J, or this chapter. The abstract shall also fully designate the motor vehicles, if any, registered in the name of the person. If there is no record of a conviction of the person having violated any law relating to the operation of a motor vehicle or of any injury or damage caused by the person, the department shall so certify. A fee of five dollars and fifty cents shall be paid for each abstract except for state, county, or city officials, court officials, public transit officials, or other officials of a political subdivision of the state. The department shall transfer the moneys collected under this section to the treasurer of state who shall credit to the general fund all moneys collected.

2. A sheriff may provide an abstract of the operating record of a person to the person or an individual authorized by the person. The sheriff shall charge a fee of five dollars and fifty cents for each abstract which the sheriff shall transfer to the department quarterly. The sheriff may charge an additional fee sufficient to cover costs incurred by the sheriff in producing the abstract.

7. Notwithstanding chapter 22 or any other law of this state, except as provided in subsection 5, the department shall not make available ~~an a certified~~ operating record in a manner which would result in a fee of less than that provided under subsection 1. Should the department make available certified copies of abstracts of operating records on magnetic tape or on disk or through electronic data transfer, the five dollar and fifty cent fee under subsection 1 applies to each abstract supplied, and an additional access fee may be charged for each abstract supplied through electronic data transfer.

Sec. 15. DIRECTIONS TO IOWACCESS ADVISORY COUNCIL. The IowAccess advisory council established pursuant to executive order number 66 signed May 21, 1998, shall by no later than October 15, 1999, develop and make a written recommendation to the legislative oversight committee concerning the establishment of a permanent governing board for IowAccess and the implementation of a fee-for-service-based model of operation for the IowAccess network. The advisory council, in developing the fee-for-service-based model of operation shall consult with the director of the division of information technology services in the department of general services.

In developing the fee-for-service-based model of operation, the advisory council and the director of the division shall not make any recommendations which would result in the charging of a fee for information which can currently be accessed without charge in a manner other than through IowAccess. This section does not prohibit the charging of a fee for accessing such free information through IowAccess.

### DIVISION III

Sec. 16. FUNDING FOR IOWACCESS. Notwithstanding section 321A.3, subsection 1, for the fiscal year beginning July 1, 1999, and ending June 30, 2000, the first one million dollars collected and transferred by the department to the treasurer of state with respect to five dollar and fifty cent transactions involving the furnishing of a certified abstract of a vehicle operating record under section 321A.3, subsection 1, shall be transferred to the IowAccess revolving fund created in section 18.187 and administered by the division of information technology services of the department of general services for the purposes of developing, implementing, maintaining, and expanding electronic access to government records in accordance with the requirements set forth in chapter 18, division VII.

Sec. 17. 1997 Iowa Acts, chapter 210, section 10, is amended by adding the following new subsection:

**NEW SUBSECTION.** 1A. Notwithstanding subsection 1, the year 2000 program office, with the approval of the director of the department of management, may allocate funds to the emergency management division of the department of public defense for projects identified by the emergency management division of the department of public defense as necessary for maintaining critical functions in state government during implementation of the century date change.

Sec. 18. 1998 Iowa Acts, chapter 1224, section 7, subsection 2, paragraphs b, c, k, m, n, p, r, and t, are amended to read as follows:

b. To the department of human services for a child support recovery systems development:

..... \$ 1,131,976

Notwithstanding section 8.33, moneys allocated to the department of human services in paragraphs "a" and "b" which remain unobligated and unexpended at the close of the fiscal year shall not revert but shall remain available for the purposes for which allocated in these paragraphs for the fiscal year beginning July 1, 1999, and ending June 30, 2000.

c. To the department of workforce development for an integrated information system:

..... \$ 2,513,000

Notwithstanding section 8.33, moneys allocated to the department of workforce development in this paragraph "c" which remain unobligated or unexpended at the close of the fiscal year shall not revert to the general fund of the state but shall remain available for the purpose designated in this paragraph "c" in the succeeding fiscal year.

k. To the department of revenue and finance for telefiling of tax returns:

..... \$ 150,000

Notwithstanding section 8.33, moneys allocated to the department of revenue and finance in paragraphs "i", "j", and "k" which remain unobligated or unexpended at the close of the fiscal year shall not revert but shall remain available for the purposes for which allocated in these paragraphs for the fiscal year beginning July 1, 1999, and ending June 30, 2000.

m. To the Iowa communications network operations account for use by the Iowa telecommunications and technology commission ~~only~~ for the replacement of optical components of the network which become unusable and which are necessary or conversion to new technology components for the ~~continued operation and~~ use of the network:

..... \$ 4,000,000

Notwithstanding section 8.33, moneys allocated to the Iowa telecommunications and technology commission in this paragraph "m", and any other funds appropriated to the commission, which remain unobligated or unexpended at the close of the fiscal year shall not revert but shall remain available for the purpose designated in this paragraph "m" for the fiscal year beginning July 1, 1999, and ending June 30, 2000.

The commission shall consult with the director of the division of information technology services in the department of general services concerning, and prior to, the replacement of optical components or conversion to new technology components. The commission and the director shall ensure, to the extent possible, that such components comply with open standards.

n. To the department of workforce development for a sustaining community resource directory pilot project:

..... \$ 178,000

Notwithstanding section 8.33, moneys allocated to the department of workforce development in this paragraph "n" which remain unobligated or unexpended at the close of the fiscal year shall not revert to the general fund of the state but shall remain available for the purpose designated in this paragraph "n" in the succeeding fiscal year.

p. To the department of inspections and appeals for the office of public defender for an indigent defense claims processing redesign project:

..... \$ 75,000

Notwithstanding section 8.33, moneys allocated to the department of inspections and appeals for the office of public defender in this paragraph "p" which remain unobligated or unexpended at the close of the fiscal year shall not revert but shall remain available for the purpose designated in this paragraph "p" for the fiscal year beginning July 1, 1999, and ending June 30, 2000.

r. To the department of general services for a purchasing system:

..... \$ 2,500,000

Notwithstanding section 8.33, moneys allocated to the department of general services in this paragraph "r" which remain unobligated or unexpended at the close of the fiscal year shall not revert but shall remain available for the purpose designated in this paragraph "r" for the fiscal year beginning July 1, 1999, and ending June 30, 2000.

t. To the department of public health for a telephone verification system:

..... \$ 400,000

Notwithstanding section 8.33, moneys allocated to the department of public health in this paragraph "t" which remain unobligated or unexpended at the close of the fiscal year shall not revert to the general fund of the state but shall remain available for the purpose designated in this paragraph "t" for the fiscal year beginning July 1, 1999, and ending June 30, 2000.

Sec. 19. Notwithstanding chapter 22, information, plans, data, or other communications, including emergency continuity of operation plans, that are in the custody or control of state governmental entities, and that are necessary to protect the life, safety, or property of government employees or persons in the care or custody of government entities shall be considered to be confidential records under section 22.7 and shall be kept confidential.

This section is repealed effective July 1, 2000.

Sec. 20. YEAR 2000 REPORTING.

1. Every department, institution under the control of the board of regents, and office of a statewide elected official, other than the governor, shall report monthly on forms as provided by the year 2000 program office on the progress of such department, regents institution, or office in implementing century date change programming. Such reports shall be submitted to the legislative oversight committee, the legislative fiscal bureau, and the year 2000 program office.

2. The judicial branch shall report monthly on forms as provided by the year 2000 program office on the progress of the branch in implementing century date change programming. Such report shall be submitted to the legislative oversight committee.

3. The computer support bureau shall report monthly on forms as provided by the year 2000 program office on the progress of the bureau in implementing century date change programming. Such report shall be submitted to the legislative oversight committee.

Sec. 21. 1999 Iowa Acts, Senate File 468,\* section 4, subsection 1, paragraph e, if enacted, is amended to read as follows:

e. For the operation of the Mt. Pleasant correctional facility, including salaries, support, maintenance, employment of correctional officers and a full-time chaplain to provide religious counseling at the Oakdale and Mt. Pleasant correctional facilities, miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... \$ 20,529,274  
..... FTEs 337.26  
343.26

Sec. 22. EFFECTIVE DATE. **\*\*Section 2, subsection 5,\*\*** sections 5, and 18, and section 7, subsection 1, of this Act, relating to **\*\*the use of the state budget system by the Iowa telecommunications and technology commission,\*\*** the reversion technology initiatives

\* Chapter 202 herein  
\*\* Item veto; see message at end of the Act

account, amending 1998 Iowa Acts, chapter 1224, section 7, and establishing an information technology department transition team, respectively, being deemed of immediate importance, take effect upon enactment.

*Approved May 26, 1999, with the exceptions noted.*

THOMAS J. VILSACK, *Governor*

Dear Mr. Secretary:

I hereby transmit House File 762, an Act relating to state government technology and operations, by making appropriations to the Iowa Communications Network for the support of certain part III users, making appropriations to various entities for other technology related purposes, providing for the procurement of information technology, providing for the use of the network, providing for electronic access to public information by creating an IowAccess network, authorizing fees, and providing an effective date.

House File 762 is, therefore, approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the item designated as Section 2, subsection 5, in its entirety. This item directs that no later than July 1, 1999, the Iowa Telecommunications and Technology Commission shall establish budget and accounting units using the state budget and accounting systems. This cannot be accomplished by July 1, 1999. I will, however, instruct the Iowa Communications Network to continue jointly working with the Department of Management and the Legislative Fiscal Bureau so that implementation will be accomplished by December 1, 1999. The Legislative Oversight Committee may request periodic reports as to the progress being made.

I am unable to approve the designated portions of Section 22 dealing with Section 2, subsection 5 of the Act. This is an effective date clause for the above item, which I have item vetoed.

For the above reasons, I hereby respectfully approve House File 762 with the exceptions noted above.

Sincerely,  
THOMAS J. VILSACK, *Governor*