Subject: Re: Public Records Request (IA-GOV-21-0812)
Date: Monday, December 27, 2021 at 12:32:40 PM Eastern Standard Time
From: Records [IGOV]
To: AO Records
Attachments: IA-GOV-21-0812.pdf

EXTERNAL SENDER

Ms. Rasheed,

Thank you for contacting the Governor's Office. It is our understanding you are seeking copies of records with the potential to shed light on the redistricting process in Iowa.

Your two requests ("IA-GOV-21-0812.pdf") were clear and require no further clarification. We directed our technology office to search the email accounts of Governor's Office staff with the criteria identified in your requests. Any emails returned based on those criteria were then reviewed to determine whether they were responsive to your request.

You will receive a separate email from our staff sharing a Microsoft OneDrive folder with you that contains our response to your request. One file, in PDF format, contains electronic copies of responsive records ("R164_American Oversight.pdf"). A second file, in PDF format, contains electronic copies of responsive records that required redaction ("R164_American Oversight_Redacted.pdf"). Any redaction of records was made, where necessary, pursuant to section 22.7(18) or section 22.7(65) of the Iowa Code. Other records were withheld pursuant to section 22.7(18) or 22.7(65).

Please inform me once you download a copy of the files from the Microsoft OneDrive folder. If I do not hear otherwise, I plan to remove your access to this folder at 5 p.m. on Friday, January 31, 2022. Please also let me know if you have any difficulties accessing the folder or need additional time to do so. (Depending on your email account, any verification code sent from Microsoft may be routed to your spam folder.)

This response does not waive the confidentiality of any document or record under any applicable provision of the Iowa Open Records Act, chapter 22 of the Iowa Code, or other law.

Thank you,
Michael

From: Boal, Michael [IGOV] <Michael.Boal@governor.iowa.gov>
Sent: Monday, December 27, 2021 5:27 PM
To: Records [IGOV] <Records@governor.iowa.gov>
Subject: FW: Public Records Request (IA-GOV-21-0812)

AMERICAN OVERSIGHT

From: AO Records <records@americanoversight.org>
Sent: Friday, June 11, 2021 11:45 AM
To: Boal, Michael [IGOV] <Michael.Boal@governor.iowa.gov>
Subject: Public Records Request (IA-GOV-21-0812)

Dear Custodian of Records:

Please find attached a request for records under Iowa's Public Records Law.

Sincerely,
--
Sarah Wishingrad
Pronouns: she/her
Paralegal
American Oversight
records@americanoversight.org
www.americanoversight.org | @weareoversight

PRR: IA-GOV-21-0812

AMERICAN OVERSIGHT

Document ID: 0.7.2312.31670

From: Dolan, Molly [LEGIS] <molly.dolan@legis.iowa.gov>
To: Davis, Nick [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=64f40d5084a0432e8b597f2c89ead9b7-davis, nick>
Cc: Boal, Michael [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=076160089c8446e5b6e077f1cb3b5cfa-boal, micha>; Thorson, Paige [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=6bad1c00f38d4d15b10d5529a12280b1-thorson, pa>; Groen, Stephanie [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=d311991e0d04495495116547c30b4ced-groen, step>; Nelson, Meghan [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user2ed8be97>
Bcc:
Subject: RE: HF 847
Date: Wed May 19 2021 22:03:42 CDT
Attachments:

The bill is currently down with LSA and we are working to make this happen as quickly as possible.

Molly M. Dolan

Chief Clerk’s Office

Iowa House of Representatives

(515) 281-7986

From: Davis, Nick [IGOV] <Nick.Davis@governor.iowa.gov>
Sent: Wednesday, May 19, 2021 10:01 PM
To: Dolan, Molly [LEGIS] <Molly.Dolan@legis.iowa.gov>
Cc: Boal, Michael [IGOV] <michael.boal@governor.iowa.gov>; Thorson, Paige [IGOV] <paige.thorson@governor.iowa.gov>; Groen, Stephanie [IGOV] <stephanie.groen@governor.iowa.gov>; Nelson, Meghan [LEGIS] <Meghan.Nelson@legis.iowa.gov>
Subject: HF 847

Molly, the Governor’s Office would like to receive HF 847 tonight when it’s ready. Is that possible?

Nick

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Document ID: 0.7.2312.20258

From: Dawson, Dan [LEGIS] <dan.dawson@legis.iowa.gov>
To: Thorson, Paige [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=6bad1c00f38d4d15b10d5529a12280b1-thorson, pa>
Cc:
Bcc:
Subject: Fwd: S3158.2459 - Amendment Draft Delivery from LSA - No working title specified
Date: Fri May 14 2021 18:51:12 CDT
Attachments: S3158.2459_1621035425867.pdf

Hot off press. ~D

_____
From: Keller, Dylan [LEGIS] <Dylan.Keller@legis.iowa.gov>
Sent: Friday, May 14, 2021 6:50 PM
To: Dawson, Dan [LEGIS]
Subject: Fwd: S3158.2459 - Amendment Draft Delivery from LSA - No working title specified

Final version. Sending to Amanda for their approval.

Dylan C. Keller
Dylan.Keller@legis.iowa.gov
(515) 281-0301

Begin forwarded message:

From: Adrienne.Seusy@legis.iowa.gov
Date: May 14, 2021 at 6:39:00 PM CDT
To: "Keller, Dylan [LEGIS]" <Dylan.Keller@legis.iowa.gov>
Cc: LSA Calendar <lsbcalendar@legis.iowa.gov>
Subject: S3158.2459 - Amendment Draft Delivery from LSA - No working title specified

Please find attached the following amendment prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Amendment Draft Delivery - S3158.2459 - Amendment Draft Delivery from LSA - No working title specified

https://www.legis.iowa.gov/portal/bms

Drafter - Adrienne Seusy (515.281.3444) Adrienne.Seusy@legis.iowa.gov

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Document ID: 0.7.2312.20258-000001
Owner: Dawson, Dan [LEGIS] <dan.dawson@legis.iowa.gov>
Filename: S3158.2459_1621035425867.pdf
Last Modified: Fri May 14 18:51:12 CDT 2021

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Senate File 342

Amend the House amendment, S-3158, to Senate File 342, as passed by the Senate, as follows:

1. By striking page 1, line 1, through page 33, line 1, and inserting:

<Amend Senate File 342 as follows:

1. By striking everything after the enacting clause and inserting:

<DIVISION I

PUBLIC RECORDS —— COMMUNICATIONS IN PROFESSIONAL CONFIDENCE

Section 1. Section 9E.1, Code 2021, is amended to read as follows:

9E.1 Purpose.

The general assembly finds that individuals attempting to escape from actual or threatened domestic abuse, domestic abuse assault, sexual abuse, assault, stalking, or human trafficking frequently establish new addresses in order to prevent their assailants or probable assailants from finding them. The purpose of this chapter is to enable state and local agencies to respond to requests for data without disclosing the location of a victim of domestic abuse, domestic abuse assault, sexual abuse, assault, stalking, or human trafficking; to enable interagency cooperation with the secretary of state in providing address confidentiality for victims of domestic abuse, domestic abuse assault, sexual abuse, assault, stalking, or human trafficking; and to enable program participants to use an address designated by the secretary of state as a substitute mailing address for the purposes specified in this chapter. In addition, the purpose of this chapter is to prevent such victims from being physically located through a public records search.

Sec. 2. Section 9E.2, subsection 6, paragraph a, Code 2021, is amended to read as follows:

a. "Eligible person" means a person who is ~~all~~ a resident of this state, an adult, a minor, or an incapacitated person as defined in section 633.701, and is one of the following:

(1) ~~A resident of this state.~~

~~(2) An adult, a minor, or an incapacitated person as defined in section 633.701.~~

~~(3)~~ A victim of domestic abuse, domestic abuse assault, sexual abuse, assault, stalking, or human trafficking as evidenced by the filing of a petition pursuant to section 236.3 or a criminal complaint or information pursuant to section 708.1, 708.2A, 708.11, or 710A.2, or any violation contained in chapter 709.

(2) A currently active or retired state or local judicial officer, as defined in section 4.1, a federal judge, or a spouse or child of such a person.

(3) A currently active or retired state or local prosecuting attorney, as defined in section 801.4, or a spouse or child of such a person.

(4) A currently active or retired peace officer, as defined in section 801.4, civilian employee of a law enforcement agency, or a spouse or child of such a person.

Sec. 3. Section 9E.3, subsection 1, paragraph b, subparagraph (1), subparagraph division (a), Code 2021, is amended to read as follows:

(a) The eligible person listed on the application is a victim of domestic abuse, domestic abuse assault, sexual abuse, assault, stalking, or human trafficking.

Sec. 4. Section 9E.3, subsection 1, paragraph e, Code 2021, is amended to read as follows:

e. The residential address of the eligible person, disclosure of which could lead to an increased risk of domestic abuse, domestic abuse assault, sexual abuse, assault, stalking, or human trafficking.

Sec. 5. Section 22.10, subsection 3, paragraph b, subparagraph (2), Code 2021, is amended to read as follows:

(2) Had good reason to believe and in good faith believed facts which, if true, would have indicated compliance with the requirements of this chapter. It shall constitute such good

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reason and good faith belief and a court shall not assess any damages, costs, or fees under this subsection if the person incorrectly balanced the right of the public to receive public records against the rights and obligations of the government body to maintain confidential records as provided in section 22.7 under any judicially created balancing test, unless the person is unable to articulate any reasonable basis for such balancing.

Sec. 6. Section 622.10, subsection 9, paragraphs a and b, Code 2021, are amended to read as follows:

a. A peer support group counselor or individual present for a group crisis intervention who obtains information from an officer or a civilian employee of a law enforcement agency or fire department by reason of the counselor's capacity as a peer support group counselor or an individual's presence for a group crisis intervention shall not be allowed, in giving testimony, to disclose any confidential communication properly entrusted to the counselor or individual present for a group crisis intervention by the officer or civilian employee while receiving counseling or group crisis intervention.

b. The prohibition in this subsection does not apply where the officer or civilian employee has consented to the disclosure of the information specified in paragraph "*a*" or where the peer support group counselor or individual present for a group crisis intervention was an initial responding officer, a witness, or a party to the incident which prompted the delivery of peer support group counseling services or the group crisis intervention to the officer or civilian employee.

DIVISION II

UNIFORM COMMERCIAL CODE —— FRAUDULENT FILINGS

Sec. 7. Section 554.9510, subsection 1, Code 2021, is amended to read as follows:

1. *Filed record effective if authorized.* A filed record is effective only to the extent that it was filed by a person that may file it under section 554.9509 or by the filing office

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under section 554.9513A.

Sec. 8. NEW SECTION. **554.9513A Termination of wrongfully filed financing statement — reinstatement.**

1. *Trusted filer.* "*Trusted filer*" means a person that does any of the following:

a. Regularly causes records to be communicated to the filing office for filing and has provided the filing office with current contact information and information sufficient to establish the person's identity.

b. Satisfies either of the following conditions:

(1) The filing office has issued the person credentials for access to online filing services.

(2) The person has established a prepaid or direct debit account for payment of filing fees, regardless of whether the account is used in a particular transaction.

2. *Affidavit of wrongful filing.* A person identified as debtor in a filed financing statement may deliver to the filing office a notarized, sworn affidavit that identifies the financing statement by file number, indicates the affiant's mailing address, and states that the affiant believes that the filed record identifying the affiant as debtor was not authorized to be filed and was caused to be communicated to the filing office with the intent to harass or defraud the affiant. The filing office may reject an affidavit that is incomplete or that it believes was delivered to it with the intent to harass or defraud the secured party. The office of the secretary of state shall adopt a form of affidavit for use under this section.

3. *Termination statement by filing office.* Subject to subsection 11, if an affidavit is delivered to the filing office under subsection 2, the filing office shall promptly file a termination statement with respect to the financing statement identified in the affidavit. The termination statement must identify by its file number the initial financing statement to which it relates and must indicate that

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it was filed pursuant to this section. A termination statement filed under this subsection is not effective until ninety days after it is filed.

4. *No fee charged or refunded.* The filing office shall not charge a fee for the filing of an affidavit under subsection 2 or a termination statement under subsection 3. The filing office shall not return any fee paid for filing the financing statement identified in the affidavit, whether or not the financing statement is reinstated under subsection 7.

5. *Notice of termination statement.* On the same day that a filing office files a termination statement under subsection 3, the filing office shall send to the secured party of record for the financing statement to which the termination statement relates a notice stating that the termination statement has been filed and will become effective ninety days after filing. The notice shall be sent by certified mail, return receipt requested, to the address provided for the secured party of record in the financing statement with a copy sent by electronic mail to the electronic mail address provided by the secured party of record, if any.

6. *Administrative review — action for reinstatement.* A secured party that believes in good faith that the filed record identified in an affidavit delivered to the filing office under subsection 2 was authorized to be filed and was not caused to be communicated to the filing office with the intent to harass or defraud the affiant may:

a. Before the termination statement takes effect, request that the filing office conduct an expedited review of the filed record and any documentation provided by the secured party. The filing office may as a result of this review remove from the record the termination statement filed by it under subsection 3 before the termination statement takes effect and conduct an administrative review under subsection 11.

b. File an action against the filing office seeking reinstatement of the financing statement to which the filed

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record relates at any time before the expiration of six months after the date on which the termination statement filed under subsection 3 becomes effective. If the affiant is not named as a defendant in the action, the secured party shall send a copy of the petition to the affiant at the address indicated in the affidavit. The exclusive venue for the action shall be in the district court for the county where the filing office in which the financing statement was filed is located. The action shall be considered by the court on an expedited basis.

7. *Filing office to file notice of action for reinstatement.* Within ten days after being served with process in an action under subsection 6, the filing office shall file a notice indicating that the action has been commenced. The notice must indicate the file number of the initial financing statement to which the notice relates.

8. *Action for reinstatement successful.* If, in an action under subsection 6, the court determines that the financing statement was authorized to be filed and was not caused to be communicated to the filing office with the intent to harass or defraud the affiant, the court shall order that the financing statement be reinstated. If an order of reinstatement is issued by the court, the filing office shall promptly file a record that identifies by its file number the initial financing statement to which the record relates and indicates that the financing statement has been reinstated.

9. *Effect of reinstatement.* Upon the filing of a record reinstating a financing statement under subsection 8, the effectiveness of the financing statement is reinstated and the financing statement shall be considered never to have been terminated under this section except as against a purchaser of the collateral that gives value in reasonable reliance upon the termination. A continuation statement filed as provided in section 554.9515, subsection 4, after the effective date of a termination statement filed under subsection 3 or 11 becomes effective if the financing statement is reinstated.

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10. *Liability for wrongful filing.* If, in an action under subsection 6, the court determines that the filed record identified in an affidavit delivered to the filing office under subsection 2 was caused to be communicated to the filing office with the intent to harass or defraud the affiant, the filing office and the affiant may recover from the secured party that filed the action the costs and expenses, including reasonable attorney fees and the reasonable allocated costs of internal counsel, that the filing office and the affiant incurred in the action. This recovery is in addition to any recovery to which the affiant is entitled under section 554.9625.

11. *Procedure for record filed by trusted filer.* If an affidavit delivered to a filing office under subsection 2 relates to a filed record communicated to the filing office by a trusted filer, the filing office shall promptly send to the secured party of record a notice stating that the affidavit has been delivered to the filing office and that the filing office is conducting an administrative review to determine whether the record was caused to be communicated with the intent to harass or defraud the affiant. The notice shall be sent by certified mail, return receipt requested, to the address provided for the secured party in the financing statement with a copy sent by electronic mail to the electronic mail address provided by the secured party of record, if any, and a copy shall be sent in the same manner to the affiant. The administrative review shall be conducted on an expedited basis and the filing office may require the affiant and the secured party of record to provide any additional information that the filing office deems appropriate. If the filing office concludes that the record was caused to be communicated with the intent to harass or defraud the affiant, the filing office shall promptly file a termination statement under subsection 2 that will be effective immediately and send to the secured party of record the notice required by subsection 5. The secured party may thereafter file an action for reinstatement under subsection 6 and the

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provisions of subsections 7 through 10 are applicable.

Sec. 9. NEW SECTION. **714.29 Records filed with intent to harass or defraud.**

1. A person shall not cause to be communicated to the filing office as defined in section 554.9102 for filing a record if all of the following are true:

a. The person is not authorized to file the record under section 554.9509.

b. The record is not related to an existing or anticipated transaction that is or will be governed by chapter 554, article 9.

c. The record is filed with the intent to harass or defraud the person identified as debtor in the record.

2. A person that violates subsection 1 is guilty of a simple misdemeanor for a first offense and a serious misdemeanor for a second or subsequent offense.

DIVISION III

QUALIFIED IMMUNITY

Sec. 10. NEW SECTION. **669.14A Qualified immunity.**

1. Notwithstanding any other provision of law, an employee of the state subject to a claim brought under this chapter shall not be liable for monetary damages if any of the following apply:

a. The right, privilege, or immunity secured by law was not clearly established at the time of the alleged deprivation, or at the time of the alleged deprivation the state of the law was not sufficiently clear that every reasonable employee would have understood that the conduct alleged constituted a violation of law.

b. A court of competent jurisdiction has issued a final decision on the merits holding, without reversal, vacatur, or preemption, that the specific conduct alleged to be unlawful was consistent with the law.

2. The state or a state agency shall not be liable for any claim brought under this chapter where the employee

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was determined to be protected by qualified immunity under subsection 1.

3. A plaintiff who brings a claim under this chapter alleging a violation of the law must state with particularity the circumstances constituting the violation and that the law was clearly established at the time of the alleged violation. Failure to plead a plausible violation or failure to plead that the law was clearly established at the time of the alleged violation shall result in dismissal with prejudice.

4. Any decision by the district court denying qualified immunity shall be immediately appealable.

5. This section shall apply in addition to any other statutory or common law immunity.

Sec. 11. NEW SECTION. **669.26 Money damages —— nonwaiver of rights.**

This chapter shall not be construed to be a waiver of sovereign immunity for a claim for money damages under the Constitution of the State of Iowa.

Sec. 12. NEW SECTION. **670.4A Qualified immunity.**

1. Notwithstanding any other provision of law, an employee or officer subject to a claim brought under this chapter shall not be liable for monetary damages if any of the following apply:

a. The right, privilege, or immunity secured by law was not clearly established at the time of the alleged deprivation, or at the time of the alleged deprivation the state of the law was not sufficiently clear that every reasonable employee would have understood that the conduct alleged constituted a violation of law.

b. A court of competent jurisdiction has issued a final decision on the merits holding, without reversal, vacatur, or preemption, that the specific conduct alleged to be unlawful was consistent with the law.

2. A municipality shall not be liable for any claim brought under this chapter where the employee or officer was determined

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to be protected by qualified immunity under subsection 1.

3. A plaintiff who brings a claim under this chapter alleging a violation of the law must state with particularity the circumstances constituting the violation and that the law was clearly established at the time of the alleged violation. Failure to plead a plausible violation or failure to plead that the law was clearly established at the time of the alleged violation shall result in dismissal with prejudice.

4. Any decision by the district court denying qualified immunity shall be immediately appealable.

5. This section shall apply in addition to any other statutory or common law immunity.

Sec. 13. NEW SECTION. **670.14 Money damages — nonwaiver of rights.**

This chapter shall not be construed to be a waiver of sovereign immunity for a claim for money damages under the Constitution of the State of Iowa.

Sec. 14. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION IV

PEACE OFFICER, PUBLIC SAFETY, AND EMERGENCY PERSONNEL BILL OF RIGHTS

Sec. 15. Section 80F.1, subsection 1, paragraph a, Code 2021, is amended to read as follows:

a. "Complaint" means a formal written allegation signed by the complainant or a signed written statement by an officer receiving an oral complaint stating the complainant's allegation.

Sec. 16. Section 80F.1, subsections 3, 5, 8, 9, 13, and 18, Code 2021, are amended to read as follows:

3. A formal administrative investigation of an officer shall be commenced and completed in a reasonable period of time ~~and an~~. An officer shall be immediately notified in writing of the results of the investigation when the investigation is completed.

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5. An officer who is the subject of a complaint, shall at a minimum, be provided a written summary of the complaint prior to an interview. If a collective bargaining agreement applies, the complaint or written summary shall be provided pursuant to the procedures established under the collective bargaining agreement. If the complaint alleges domestic abuse, sexual abuse, workplace harassment, or sexual harassment, an officer shall not receive more than a written summary of the complaint.

8. *a.* The officer shall have the right to have the assistance of legal counsel ~~present~~, at the officer's expense, during the interview of the officer and during hearings or other disciplinary or administrative proceedings relating to the complaint. In addition, the officer shall have the right, at the officer's expense, to have a union representative present during the interview or, if not a member of a union, the officer shall have the right to have a designee present.

b. The officer's legal counsel, union representative, or employee representative shall not be compelled to disclose in any judicial proceeding, nor be subject to any investigation or punitive action for refusing to disclose, any information received from an officer under investigation or from an agent of the officer, so long as the officer or agent of the officer is an uninvolved party and not considered a witness to any incident. The officer's legal counsel may coordinate and communicate in confidence with the officer's designated union representative or employee representative, and such communications are not subject to discovery in any proceeding.

9. If a formal administrative investigation results in the removal, discharge, or suspension, or other disciplinary action against an officer, copies of any witness statements and the complete investigative agency's report shall be timely provided to the officer upon the request of the officer or the officer's legal counsel upon request at the completion of the investigation.

13. An officer shall have the right to ~~pursue civil remedies~~

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~~under the law~~ bring a cause of action against ~~a citizen~~ any person, group of persons, organization, or corporation for damages arising from the filing of a false complaint against the officer or any other violation of this chapter including but not limited to actual damages, court costs, and reasonable attorney fees.

18. A municipality, county, or state agency employing an officer shall not publicly release the officer's official photograph without the written permission of the officer or without a request to release pursuant to chapter 22. An officer's personal information including but not limited to the officer's home address, personal telephone number, personal electronic mail address, date of birth, social security number, and driver's license number shall be confidential and shall be redacted from any record prior to the record's release to the public by the employing agency. Nothing in this subsection prohibits the release of an officer's photograph or unredacted personal information to the officer's legal counsel, union representative, or designated employee representative upon the officer's request.

Sec. 17. Section 80F.1, Code 2021, is amended by adding the following new subsections:

NEW SUBSECTION. 20. The employing agency shall keep an officer's statement, recordings, or transcripts of any interviews or disciplinary proceedings, and any complaints made against an officer confidential unless otherwise provided by law or with the officer's written consent. Nothing in this section prohibits the release of an officer's statement, recordings, or transcripts of any interviews or disciplinary proceedings, and any complaints made against an officer to the officer or the officer's legal counsel upon the officer's request.

NEW SUBSECTION. 21. An agency employing full-time or part-time officers shall provide training to any officer or supervisor who performs or supervises an investigation under

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this section, and shall maintain documentation of any training related to this section. The Iowa law enforcement academy shall adopt minimum training standards not inconsistent with this subsection, including training standards concerning interviewing an officer subject to a complaint.

NEW SUBSECTION. 22. Upon written request, the employing agency shall provide to the requesting officer or the officer's legal counsel a copy of the officer's personnel file and training records regardless of whether the officer is subject to a formal administrative investigation at the time of the request.

DIVISION V

OFFICER DISCIPLINARY ACTIONS

Sec. 18. Section 80F.1, Code 2021, is amended by adding the following new subsection:

NEW SUBSECTION. 23. *a.* An officer shall not be discharged, disciplined, or threatened with discharge or discipline by a state, county, or municipal law enforcement agency solely due to a prosecuting attorney making a determination or disclosure that exculpatory evidence exists concerning the officer.

b. This subsection does not prohibit a law enforcement agency from dismissing, suspending, demoting, or taking other disciplinary actions against an officer based on the underlying actions that resulted in the exculpatory evidence being withheld. If a collective bargaining agreement applies, the actions taken by the law enforcement agency shall conform to the rules and procedures adopted by the collective bargaining agreement.

Sec. 19. FUTURE REPEAL. This division is repealed July 1, 2022.

Sec. 20. BRADY-GIGLIO LIST INTERIM COMMITTEE.

1. The legislative council is requested to establish a Brady-Giglio list interim committee for the 2021 interim. The purpose of the committee shall be to do all of the following:

a. Study the disclosure of information contained in officer

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personnel files as such information relates to a Brady-Giglio list.

b. Study the efficiency of implementing a statewide system for a Brady-Giglio list, identifying impartial entities to conduct investigations pertaining to an officer's acts or omissions to act, and recommending the appropriate procedures, due process protections, appeal rights, and criteria for the placement and removal of an officer's name on and from a Brady-Giglio list.

c. Study any other issues that the committee determines relevant to its objective. The committee may solicit the advice or testimony of any organization or individual with information or expertise relevant to the purpose of the committee.

2. The committee shall consist of three members of the senate appointed by the majority leader of the senate, two members of the senate appointed by the minority leader of the senate, three members of the house of representatives appointed by the speaker of the house of representatives, and two members of the house of representatives appointed by the minority leader of the house of representatives. Additional committee members shall include the commissioner of the department of public safety or the commissioner's designee, a district court judge appointed by the supreme court, and representatives from all of the following: the Iowa county attorneys association, the Iowa sheriffs and deputies association, the Iowa police chiefs association, the Iowa state police association, the Iowa peace officers association, the Iowa professional fire fighters, the Iowa state troopers association, and the Iowa state patrol supervisors association. The Iowa sheriffs and deputies association member representative shall be an officer who does not hold rank.

3. The committee shall elect a chairperson from the members appointed.

4. The committee shall issue a report, including findings

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and recommendations, to the governor and the general assembly no later than December 16, 2021.

5. For the purposes of this section, "Brady-Giglio list" means a list of officers maintained by the county attorney's office, including officers who may not have disclosed all impeachment information and officers who may have violated the pretrial discovery rule requiring officers to turn over all evidence that might be used to exonerate a defendant.

DIVISION VI

PEACE OFFICERS — HEALTH PLAN

Sec. 21. NEW SECTION. **80.6A Peace officers — health insurance.**

1. *a.* Notwithstanding any provision to the contrary, peace officers employed within the department that are not covered under a collective bargaining agreement who were at any time eligible to be enrolled in the group health insurance plan that is negotiated under chapter 20 between the state and the state police officers council labor union and who elect to participate in a group health insurance plan provided by the state, shall only be permitted to participate in the group health insurance plan that is negotiated under chapter 20 between the state and the state police officers council labor union for peace officers subject to the requirements of this subsection. In addition, a peace officer who was covered under a collective bargaining agreement and who becomes a manager or supervisor and is no longer covered by the agreement shall not lose group health insurance benefits as provided by the agreement.

b. Notwithstanding any provision to the contrary, beginning January 1, 2021, a peace officer or surviving spouse who is participating in a group health insurance plan shall have the option, upon retirement or approval for death benefits for an eligible surviving spouse, to participate in the group health insurance plan that is negotiated under chapter 20 between the state and the state police officers council labor union

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pursuant to section 509A.13 subject to the requirements of this section.

2. The department shall be authorized to retain any savings to the department for peace officers participating in the group health insurance plan pursuant to subsection 1 from moneys appropriated to the department.

Sec. 22. NEW SECTION. **456A.13A Full-time officers —— health insurance.**

1. *a.* Notwithstanding any provision to the contrary, full-time officers as defined in section 456A.13 that are not covered under a collective bargaining agreement who were at any time eligible to be enrolled in the group health insurance plan that is negotiated under chapter 20 between the state and the state police officers council labor union and who elect to participate in a group health insurance plan provided by the state, shall only be permitted to participate in the group health insurance plan that is negotiated under chapter 20 between the state and the state police officers council labor union for full-time officers subject to the requirements of this subsection. In addition, a full-time officer who was covered under a collective bargaining agreement and who becomes a manager or supervisor and is no longer covered by the agreement shall not lose group health insurance benefits as provided by the agreement.

b. Notwithstanding any provision to the contrary, a full-time officer participating in the group health insurance plan pursuant to paragraph "*a*" shall have the option, upon retirement, to continue participation in the group health insurance plan pursuant to section 509A.13 subject to the requirements of this section. However, a full-time officer who was not covered under a collective bargaining agreement and not participating in the group health insurance plan as provided by this section at the time of retirement shall not be allowed to participate in the group health insurance plan negotiated under chapter 20 between the state and the state police officers

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council upon retirement.

2. The department shall calculate the savings to the department for full-time officers employed in the law enforcement bureau of the department who are participating in the group health insurance plan pursuant to subsection 1. The department shall transfer to the state fish and game protection fund created in section 456A.17 from moneys appropriated to the department an amount equal to the savings calculated by the department. In addition, the department shall be authorized to retain any savings to the department for full-time officers who are not employed in the law enforcement bureau of the department participating in the group health insurance plan pursuant to subsection 1 from moneys appropriated to the department.

Sec. 23. GROUP HEALTH INSURANCE PLAN REPORTING —— STATE POLICE OFFICERS COUNCIL. Prior to July 1 of each calendar year, if group health insurance is offered to employees who are not covered by a collective bargaining agreement, the provider of the group health insurance plan negotiated under chapter 20 between the state and the state police officers council labor union shall submit a report to the state police officers council and the departments of public safety and natural resources necessary for purposes of complying with the requirements of sections 80.6A and 456A.13A. The report shall include usage statistics that separately account for employees in the group health insurance plan covered by a collective bargaining agreement negotiated by the state police officers council and those employees that are not covered by a collective bargaining agreement and shall include any information that led to any premium rate increase or decrease for the following calendar year.

Sec. 24. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION VII

WORKERS' COMPENSATION DISABILITY MEDICAL BENEFITS

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Sec. 25. Section 97A.6, subsection 11, Code 2021, is amended to read as follows:

11. *Pensions offset by compensation benefits.*

a. Any amounts which may be paid or payable by the state under the provisions of any workers' compensation or similar law to a member or to the dependents of a member on account of any disability or death, shall be offset against and payable in lieu of any benefits payable out of the retirement fund provided by the state under the provisions of this chapter on account of the same disability or death. In case the present value of the total commuted benefits under said workers' compensation or similar law is less than the present value of the benefits otherwise payable from the retirement fund provided by the state under this chapter, then the present value of the commuted payments shall be deducted from the pension payable and such benefits as may be provided by the system so reduced shall be payable under the provisions of this chapter.

b. Notwithstanding paragraph "*a*", any workers' compensation benefits received by a member for past medical expenses or future medical expenses shall not be offset against and not considered payable in lieu of any retirement allowance payable pursuant to this section on account of the same disability.

c. Notwithstanding paragraph "*a*", any workers' compensation benefits received by a member for reimbursement of vacation time used, sick time used, or for any unpaid time off from work shall not be offset against and not considered payable in lieu of any retirement allowance payable pursuant to this section on account of the same disability.

Sec. 26. Section 97B.50A, subsection 5, Code 2021, is amended to read as follows:

5. *Offset to allowance.*

a. Notwithstanding any provisions to the contrary in state law, or any applicable contract or policy, any amounts which may be paid or payable by the employer under any workers'

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compensation, unemployment compensation, employer-paid disability plan, program, or policy, or other law to a member, and any disability payments the member receives pursuant to the federal Social Security Act, 42 U.S.C. §423 et seq., shall be offset against and payable in lieu of any retirement allowance payable pursuant to this section on account of the same disability.

b. Notwithstanding paragraph "*a*", any workers' compensation benefits received by a member for past medical expenses or future medical expenses shall not be offset against and not considered payable in lieu of any retirement allowance payable pursuant to this section on account of the same disability.

c. Notwithstanding paragraph "*a*", any workers' compensation benefits received by a member for reimbursement of vacation time used, sick time used, or for any unpaid time off from work shall not be offset against and not considered payable in lieu of any retirement allowance payable pursuant to this section on account of the same disability.

Sec. 27. Section 97B.50A, Code 2021, is amended by adding the following new subsection:

NEW SUBSECTION. 8A. *Medical benefits.* An employer shall furnish reasonable surgical, medical, dental, osteopathic, chiropractic, podiatric, physical rehabilitation, nursing, ambulance, and hospital services and supplies for a member who is injured in the performance of the member's duties and is receiving an in-service disability retirement allowance under subsection 2 or has waived an in-service disability retirement allowance under subsection 4, regardless of when the injury occurred or when the member's in-service disability allowance commenced.

DIVISION VIII

ENFORCEMENT OF LAWS — PEACE OFFICERS CARRYING FIREARMS

Sec. 28. NEW SECTION. **27B.1 Definitions.**

1. "*Local entity*" means the governing body of a city or county. "*Local entity*" includes an officer or employee of a

local entity or a division, department, or other body that is part of a local entity, including but not limited to a sheriff, police department, city attorney, or county attorney.

2. "*Policy*" includes a rule, procedure, regulation, order, ordinance, motion, resolution, or amendment, whether formal and written or informal and unwritten.

Sec. 29. NEW SECTION. **27B.2 Restriction on enforcement of state, local, and municipal law prohibited.**

A local entity or law enforcement department shall not adopt or enforce a policy or take any other action under which the local entity or law enforcement department prohibits or discourages the enforcement of state, local, or municipal laws.

Sec. 30. NEW SECTION. **27B.3 Discrimination prohibited.**

A local entity or a person employed by or otherwise under the direction or control of a local entity shall not consider race, skin color, language spoken, or national origin while enforcing state, local, and municipal laws except to the extent permitted by the Constitution of the United States or the Constitution of the State of Iowa.

Sec. 31. NEW SECTION. **27B.4 Complaints — notification — civil action.**

1. Any person may file a complaint with the attorney general alleging that a local entity has violated or is violating this chapter if the person offers evidence to support such an allegation. The person shall include with the complaint any evidence the person has in support of the complaint.

2. A local entity for which the attorney general has received a complaint pursuant to this section shall comply with any document requests, including a request for supporting documents, from the attorney general relating to the complaint.

3. A complaint filed pursuant to subsection 1 shall not be valid unless the attorney general determines that a violation of this chapter by a local entity was intentional.

4. If the attorney general determines that a complaint filed pursuant to this section against a local entity is valid, the

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attorney general, not later than ten days after the date of such a determination, shall provide written notification to the local entity by certified mail, with return receipt requested, stating all of the following:

a. A complaint pursuant to this section has been filed and the grounds for the complaint.

b. The attorney general has determined that the complaint is valid.

c. The attorney general is authorized to file a civil action in district court pursuant to subsection 6 to enjoin a violation of this chapter no later than forty days after the date on which the notification is received if the local entity does not come into compliance with the requirements of this chapter.

d. The local entity and any entity that is under the jurisdiction of the local entity will be denied state funds pursuant to section 27B.5 for the state fiscal year following the year in which a final judicial determination in a civil action brought under this section is made.

5. No later than thirty days after the date on which a local entity receives written notification under subsection 4, the local entity shall provide the attorney general with all of the following:

a. Copies of all of the local entity's written policies relating to the complaint.

b. A description of all actions the local entity has taken or will take to correct any violations of this chapter.

c. If applicable, any evidence that would refute the allegations made in the complaint.

6. No later than forty days after the date on which the notification pursuant to subsection 4 is received, the attorney general shall file a civil action in district court to enjoin any ongoing violation of this chapter by a local entity.

Sec. 32. NEW SECTION. **27B.5 Denial of state funds.**

1. Notwithstanding any other provision of law to the

contrary, a local entity, including any entity under the jurisdiction of the local entity, shall be ineligible to receive any state funds if the local entity intentionally violates this chapter.

2. State funds shall be denied to a local entity pursuant to subsection 1 by all state agencies for each state fiscal year that begins after the date on which a final judicial determination that the local entity has intentionally violated this chapter is made in a civil action brought pursuant to section 27B.4, subsection 6. State funds shall continue to be denied until eligibility to receive state funds is reinstated under section 27B.6. However, any state funds for the provision of wearable body protective gear used for law enforcement purposes shall not be denied under this section.

3. The department of management shall adopt rules pursuant to chapter 17A to implement this section and section 27B.6 uniformly across state agencies from which state funds are distributed to local entities.

Sec. 33. NEW SECTION. **27B.6 Reinstatement of eligibility to receive state funds.**

1. Except as provided by subsection 5, no earlier than ninety days after the date of a final judicial determination that a local entity has intentionally violated the provisions of this chapter, the local entity may petition the district court that heard the civil action brought pursuant to section 27B.4, subsection 6, to seek a declaratory judgment that the local entity is in full compliance with this chapter.

2. A local entity that petitions the court as described by subsection 1 shall comply with any document requests, including a request for supporting documents, from the attorney general relating to the action.

3. If the court issues a declaratory judgment declaring that the local entity is in full compliance with this chapter, the local entity's eligibility to receive state funds is reinstated beginning on the first day of the month following the date on

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which the declaratory judgment is issued.

4. A local entity shall not petition the court as described in subsection 1 more than twice in one twelve-month period.

5. A local entity may petition the court as described in subsection 1 before the date provided in subsection 1 if the person who was the director or other chief officer of the local entity at the time of the violation of this chapter is subsequently removed from or otherwise leaves office.

6. A party shall not be entitled to recover any attorney fees in a civil action described by subsection 1.

Sec. 34. NEW SECTION. **27B.7 Attorney general database.**

The attorney general shall develop and maintain a searchable database listing each local entity for which a final judicial determination described in section 27B.5, subsection 2, has been made. The attorney general shall post the database on the attorney general's internet site.

Sec. 35. NEW SECTION. **724.4D Authority to carry firearm — peace officers.**

A peace officer shall not be prohibited from carrying a firearm while engaged in the performance of official duties.

Sec. 36. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION IX

ASSAULTS INVOLVING LASERS — ASSAULT — HARASSMENT

Sec. 37. Section 708.1, subsection 2, Code 2021, is amended by adding the following new paragraph:

NEW PARAGRAPH. *d.* (1) Intentionally points a laser emitting a visible light beam at another person with the intent to cause pain or injury to another. For purposes of this paragraph, "*laser*" means a device that emits a visible light beam amplified by the stimulated emission of radiation and any light which simulates the appearance of a laser.

(2) This paragraph does not apply to any of the following:

(a) A law enforcement officer who uses a laser in discharging or attempting to discharge the officer's official

duties.

(b) A health care professional who uses a laser in providing services within the scope of practice of that professional or any other person who is licensed or authorized by law to use a laser or who uses a laser in the performance of the person's official duties.

(c) A person who uses a laser to play laser tag, paintball, and other similar games using light-emitting diode technology.

Sec. 38. Section 708.3A, subsections 1, 2, 3, and 4, Code 2021, are amended to read as follows:

1. A person who commits an assault, as defined in section 708.1, against a peace officer, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, civilian employee of a law enforcement agency, civilian employee of a fire department, or fire fighter, whether paid or volunteer, with the knowledge that the person against whom the assault is committed is a peace officer, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, civilian employee of a law enforcement agency, civilian employee of a fire department, or fire fighter and with the intent to inflict a serious injury upon the peace officer, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, civilian employee of a law enforcement agency, civilian employee of a fire department, or fire fighter, is guilty of a class "D" felony.

2. A person who commits an assault, as defined in section 708.1, against a peace officer, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, civilian employee of a

law enforcement agency, civilian employee of a fire department, or fire fighter, whether paid or volunteer, who knows that the person against whom the assault is committed is a peace officer, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, civilian employee of a law enforcement agency, civilian employee of a fire department, or fire fighter and who uses or displays a dangerous weapon in connection with the assault, is guilty of a class "D" felony.

3. A person who commits an assault, as defined in section 708.1, against a peace officer, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, civilian employee of a law enforcement agency, civilian employee of a fire department, or fire fighter, whether paid or volunteer, who knows that the person against whom the assault is committed is a peace officer, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, civilian employee of a law enforcement agency, civilian employee of a fire department, or fire fighter, and who causes bodily injury or mental illness, is guilty of an aggravated misdemeanor.

4. Any other assault, as defined in section 708.1, committed against a peace officer, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, civilian employee of a law enforcement agency, civilian employee of a fire department, or fire fighter, whether paid or volunteer, by a person who knows that the person against whom the assault is committed is a peace officer, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of

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the department of human services, employee of the department of revenue, civilian employee of a law enforcement agency, civilian employee of a fire department, or fire fighter, is a serious misdemeanor.

Sec. 39. Section 708.7, subsection 2, paragraph a, Code 2021, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (4) Harassment that occurs against another person who is lawfully in a place of public accommodation as defined in section 216.2.

Sec. 40. Section 716.4, subsection 1, Code 2021, is amended to read as follows:

1. Criminal mischief is criminal mischief in the second degree if ~~the~~ any of the following apply:

a. The cost of replacing, repairing, or restoring the property that is damaged, defaced, altered, or destroyed exceeds one thousand five hundred dollars but does not exceed ten thousand dollars.

b. The acts damaged, defaced, altered, or destroyed any publicly owned property, including a monument or statue. In addition to any sentence imposed for a violation of this paragraph, the court shall include an order of restitution for any property damage or loss incurred as a result of the offense.

Sec. 41. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION X

PUBLIC DISORDER

Sec. 42. Section 723.1, Code 2021, is amended to read as follows:

723.1 Riot.

A riot is three or more persons assembled together in a violent and disturbing manner, ~~to the disturbance of others,~~ and with any use of unlawful force or violence by them or any of them against another person, or causing property damage. A person who willingly joins in or remains a part of a riot,

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knowing or having reasonable grounds to believe that it is such, commits ~~an aggravated misdemeanor~~ a class "D" felony.

Sec. 43. Section 723.2, Code 2021, is amended to read as follows:

723.2 Unlawful assembly.

An unlawful assembly is three or more persons assembled together, with them or any of them acting in a violent manner, and with intent that they or any of them will commit a public offense. A person who willingly joins in or remains a part of an unlawful assembly, or who joined a lawful assembly but willingly remains after the assembly becomes unlawful, knowing or having reasonable grounds to believe that it is such, commits ~~a simple~~ an aggravated misdemeanor.

Sec. 44. Section 723.4, Code 2021, is amended by striking the section and inserting in lieu thereof the following:

723.4 Disorderly conduct.

1. A person commits a simple misdemeanor when the person does any of the following:

a. Engages in fighting or violent behavior in any public place or in or near any lawful assembly of persons, provided, that participants in athletic contests may engage in such conduct which is reasonably related to that sport.

b. Makes loud and raucous noise in the vicinity of any residence or public building which intentionally or recklessly causes unreasonable distress to the occupants thereof.

c. Directs abusive epithets or makes any threatening gesture which the person knows or reasonably should know is likely to provoke a violent reaction by another.

d. Without lawful authority or color of authority, the person disturbs any lawful assembly or meeting of persons by conduct intended to disrupt the meeting or assembly.

e. By words or action, initiates or circulates a report or warning of fire, epidemic, or other catastrophe, knowing such report to be false or such warning to be baseless.

f. (1) Knowingly and publicly uses the flag of the United

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States in such a manner as to show disrespect for the flag as a symbol of the United States, with the intent or reasonable expectation that such use will provoke or encourage another to commit trespass or assault.

(2) As used in this paragraph:

(a) "*Deface*" means to intentionally mar the external appearance.

(b) "*Defile*" means to intentionally make physically unclean.

(c) "*Flag*" means a piece of woven cloth or other material designed to be flown from a pole or mast.

(d) "*Mutilate*" means to intentionally cut up or alter so as to make imperfect.

(e) "*Show disrespect*" means to deface, defile, mutilate, or trample.

(f) "*Trample*" means to intentionally tread upon or intentionally cause a machine, vehicle, or animal to tread upon.

(3) This paragraph does not apply to a flag retirement ceremony conducted pursuant to federal law.

2. A person commits a serious misdemeanor when the person, without lawful authority or color of authority, obstructs any street, sidewalk, highway, or other public way, with the intent to prevent or hinder its lawful use by others.

3. A person commits an aggravated misdemeanor when the person commits disorderly conduct as described in subsection 2 and does any of the following:

a. Obstructs or attempts to obstruct a fully controlled-access facility on a highway, street, or road in which the speed restriction is controlled by section 321.285, subsection 3, or section 321.285, subsection 5.

b. Commits property damage.

c. Is present during an unlawful assembly as defined in section 723.2.

4. A person commits a class "D" felony when the person commits disorderly conduct as described in subsection 2 and

does any of the following:

a. Is present during a riot as defined in section 723.1.

b. Causes bodily injury.

5. A person commits a class "C" felony when the person commits disorderly conduct as described in subsection 2 and the person causes serious bodily injury or death.

Sec. 45. NEW SECTION. **723.6 Interference with public disorder control.**

Any person who possesses a tool, instrument, or device with the intent to suppress or disrupt law enforcement from legally deploying a device to control public disorder under this chapter commits an aggravated misdemeanor.

Sec. 46. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION XI

ELUDING LAW ENFORCEMENT — ACTS ON CERTAIN HIGHWAYS — CIVIL LIABILITY

Sec. 47. Section 321.279, Code 2021, is amended to read as follows:

321.279 Eluding or attempting to elude pursuing law enforcement vehicle.

1. *a.* The driver of a motor vehicle commits a serious misdemeanor if the driver willfully fails to bring the motor vehicle to a stop or otherwise eludes or attempts to elude a marked or unmarked official law enforcement vehicle driven by a ~~uniformed~~ peace officer after being given a visual and audible signal to stop. The signal given by the peace officer shall be by flashing red light, or by flashing red and blue lights, and siren. For purposes of this section, "*peace officer*" means those officers designated under section 801.4, subsection 11, paragraphs "*a*", "*b*", "*c*", "*f*", "*g*", and "*h*".

b. The driver of a motor vehicle who commits a second or subsequent violation under this subsection is, upon conviction, guilty of an aggravated misdemeanor.

2. *a.* The driver of a motor vehicle commits an aggravated

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misdemeanor if the driver willfully fails to bring the motor vehicle to a stop or otherwise eludes or attempts to elude a marked or unmarked official law enforcement vehicle that is driven by a ~~uniformed~~ peace officer after being given a visual and audible signal as provided in this section and in doing so exceeds the speed limit by twenty-five miles per hour or more.

b. The driver of a motor vehicle who commits a violation under this subsection and who has previously committed a violation under this subsection or subsection 3 is, upon conviction, guilty of a class "D" felony.

3. *a.* The driver of a motor vehicle commits a class "D" felony if the driver willfully fails to bring the motor vehicle to a stop or otherwise eludes or attempts to elude a marked or unmarked official law enforcement vehicle that is driven by a ~~uniformed~~ peace officer after being given a visual and audible signal as provided in this section, and in doing so exceeds the speed limit by twenty-five miles per hour or more, and if any of the following occurs:

(1) The driver is participating in a public offense, as defined in section 702.13, that is a felony.

(2) The driver is in violation of section 321J.2.

(3) The driver is in violation of section 124.401.

(4) The offense results in bodily injury to a person other than the driver.

b. The driver of a motor vehicle who commits a second or subsequent violation under this subsection is, upon conviction, guilty of a class "C" felony.

Sec. 48. Section 321.366, subsection 1, Code 2021, is amended by adding the following new paragraph:

NEW PARAGRAPH. *g.* Operate a bicycle, skateboard, or other pedestrian conveyance or be a pedestrian anywhere on a fully controlled-access facility. For purposes of this paragraph, "*pedestrian conveyance*" means any human-powered device by which a pedestrian may move other than by walking or by which a walking person may move another pedestrian, including but not

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limited to strollers and wheelchairs.

Sec. 49. NEW SECTION. **321.366A Immunity from civil liability for certain vehicle operators.**

1. The driver of a vehicle who is exercising due care and who injures another person who is participating in a protest, demonstration, riot, or unlawful assembly or who is engaging in disorderly conduct and is blocking traffic in a public street or highway shall be immune from civil liability for the injury caused by the driver of the vehicle.

2. The driver of a vehicle who injures another person who is participating in a protest, demonstration, riot, or unlawful assembly or who is engaging in disorderly conduct and is blocking traffic in a public street or highway shall not be immune from civil liability if the actions leading to the injury caused by the driver of a vehicle constitute reckless or willful misconduct.

3. Subsection 1 shall not apply if the injured person participating in a protest or demonstration was doing so with a valid permit allowing persons to protest or demonstrate on the public street or highway where the injury occurred.

Sec. 50. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION XII

WINDOW TINTING

Sec. 51. Section 321.438, subsection 2, Code 2021, is amended to read as follows:

2. A person shall not operate on the highway a motor vehicle equipped with a front windshield, a side window to the immediate right or left of the driver, or a ~~side-wing~~ sidewing forward of and to the left or right of the driver which is excessively dark or reflective so that it is difficult for a person outside the motor vehicle to see into the motor vehicle through the windshield, window, or sidewing.

a. The department shall adopt rules establishing a minimum measurable standard of transparency which shall apply to

violations of this subsection.

b. This subsection does not apply to a person who operates a motor vehicle owned or leased by a federal, state, or local law enforcement agency if the operation is part of the person's official duties.

DIVISION XIII

SHERIFF SALARIES

Sec. 52. Section 331.907, subsection 1, Code 2021, is amended to read as follows:

1. The annual compensation of the auditor, treasurer, recorder, sheriff, county attorney, and supervisors shall be determined as provided in this section. The county compensation board annually shall review the compensation paid to comparable officers in other counties of this state, other states, private enterprise, and the federal government. In setting the salary of the county sheriff, the county compensation board shall ~~consider setting~~ set the sheriff's salary so that it is comparable to salaries paid to professional law enforcement administrators and command officers of the state patrol, the division of criminal investigation of the department of public safety, and city police ~~agencies in this state~~ chiefs employed by cities of similar population to the population of the county. The county compensation board shall prepare a compensation schedule for the elective county officers for the succeeding fiscal year. A recommended compensation schedule requires a majority vote of the membership of the county compensation board.

DIVISION XIV

CIVIL SERVICE COMMISSION EXAMINATIONS

Sec. 53. Section 400.8, subsection 2, Code 2021, is amended to read as follows:

2. The commission shall establish the guidelines for conducting the examinations under subsection 1 of this section. ~~It may prepare and administer the examinations or may~~ The commission shall hire persons with expertise to ~~do so if the~~

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~~commission approves the examinations~~ prepare and administer the examinations approved by the commission. It may also hire persons with expertise to consult in the preparation of such examinations if the persons so hired are employed to aid personnel of the commission in assuring that a fair examination is conducted. A fair examination shall explore the competence of the applicant in the particular field of examination.

Sec. 54. Section 400.9, subsection 2, Code 2021, is amended to read as follows:

2. The commission shall establish guidelines for conducting the examinations under subsection 1. ~~It may prepare and administer the examinations or may~~ The commission shall hire persons with expertise ~~to do so if the commission approves the examinations and if the examinations apply~~ to prepare and administer the examinations approved by the commission for the position in the city for which the applicant is taking the examination. It may also hire persons with expertise to consult in the preparation of such examinations if the persons so hired are employed to aid personnel of the commission in assuring that a fair examination is conducted. A fair examination shall explore the competence of the applicant in the particular field of examination. The names of persons approved to administer any examination under this section shall be posted in the city hall at least twenty-four hours prior to the examination.>

2. Title page, by striking line 1 and inserting <An Act relating to public records and communications in professional confidence; uniform commercial code filings; qualified immunity; peace officer health plans and workers' compensation; certain law enforcement matters; criminal laws involving public disorder, assaults, and harassment; civil liability for certain vehicle operators; window tinting; acts on certain highways; civil service commission examinations; providing penalties, and including effective date provisions.>>

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DAN DAWSON

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Document ID: 0.7.2312.31607

From: Bergan, Michael [LEGIS] <michael.bergan@legis.iowa.gov>
To: Thorson, Paige [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=6bad1c00f38d4d15b10d5529a12280b1-thorson, pa>
Cc:
Bcc:
Subject: Comments on MHDS funding
Date: Fri Apr 30 2021 13:48:35 CDT
Attachments: Gov Reynolds MHDD points.docx

[Paige, Please share with the Governor]

Gov. Reynolds,

I am sharing a few points that I mentioned during our conversation that you may use as a reference. Thank you for the candid discussion.

Rep. Michael Bergan

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Eliminate county MHDD levy – Eliminate Bus/Ind Backfill as offset

Premature: (A year delay will allow for region stabilization and broader input on the transition from county based financial contribution into MHDS system)

1) Covid-19 – the past year has been disruptive for individuals and families, service providers, and regions in developing core and core plus services. Service providers are fragile with constraints due to decreased revenue, change of operation to remote and telehealth options, competition in wages and staffing. Rural areas in particular have few options, sudden significant change and unpredictability may have a devasting effect on the ongoing viability of our existing provider network.

2) Region Reorganization - Four or five regions are currently reorganizing across northern Iowa. Allowing these regions to settle in with their revised territory and contract relationships with providers is necessary before the additional disruption.

3) Deficit spending – two regions have been in a downward spiral with overspending revenues. The Scott county region is in the process of leveling out. Polk county is in a period of significant transition to increased Medicaid based services and other adjustments. The influx of additional state dollars without the regions completing steps in progress to rectify deficit spending may well exacerbate the challenge of managing dollars and services in the regions.

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4) New Census Count – the census count change will add to the budget disruption in the coming year.

The proposal to eliminate local MHDD funding has been offered in mid-session without input from counties, regions, service providers, sharing of department perspective and prospective role, and most importantly individuals being served by our MHDS system. Covid-19 has shut down our normal established communications and interactions. The impact on individuals being serviced has arguably been most traumatic and upsetting to accustomed norms.

There has been no substantial opportunity to get input from counties on the matter. Now that a proposal has been publicly floated for the first time during session, we have an opportunity to have discussions about a defined path, instead of a myriad of hypotheticals.

Backfill:

While counties may have a wash or come out slightly ahead with removal of the state backfill payments, there is little expectation of overall tax saving on the county level. Cities on the other hand are taking a direct hit with a substantial reduction in revenue.

The significant challenge:

As the state takes over total funding for MHDD, counties no longer have a financial stake in the MHDS. It is reasonable to assume a decrease in local involvement in the system, with greater reliance on a centralized bureaucracy to manage and oversee services. Our current system lacks service options in rural Iowa. Likely repercussions of a sudden change

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in funding and responsibility for the system will increase the strain on our fragile rural delivery system.

We already recognize significant action is needed:

Add options for sub-acute care in rural Iowa to free up acute care treatment beds.

Medicaid rate adjustments for providers that are inline with costs of service, particularly with increased competition for staff and wage rates.

Rep. M Bergan

4-30-2021

AMERICAN OVERSIGHT

Document ID: 0.7.2312.31582

From: Sinclair, Amy [LEGIS] <amy.sinclair@legis.iowa.gov>
To: Carlson, Jillian [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userbe11386b>
Cc: Thorson, Paige [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=6bad1c00f38d4d15b10d5529a12280b1-thorson, pa>
Bcc:
Subject: Re: HF847.2179 - Amendment Draft Delivery from LSA - No working title specified
Date: Wed Apr 21 2021 14:06:29 CDT
Attachments:

Looks good to me.

Sent from my iPhone

> On Apr 21, 2021, at 2:02 PM, Carlson, Jillian [LEGIS] <Jillian.Carlson@legis.iowa.gov> wrote:
>
> Look right to both of you?
>
> -----Original Message-----
> From: michael.duster@legis.iowa.gov <michael.duster@legis.iowa.gov>
> Sent: Wednesday, April 21, 2021 2:02 PM
> To: Carlson, Jillian [LEGIS] <Jillian.Carlson@legis.iowa.gov>
> Cc: LSA Calendar <lsbcalendar@legis.iowa.gov>
> Subject: HF847.2179 - Amendment Draft Delivery from LSA - No working title specified
>
> Please find attached the following amendment prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)
>
> LSA Amendment Draft Delivery - HF847.2179 - Amendment Draft Delivery from LSA - No working title specified
>
> https://www.legis.iowa.gov/portal/bms
>
> Drafter - Michael Duster (515.281.4800) michael.duster@legis.iowa.gov
> <HF847.2179_1619031642576.pdf>

AMERICAN OVERSIGHT

Document ID: 0.7.2312.31917

From: Steffensmeier, Samantha [LEGIS] <samantha.steffensmeier@legis.iowa.gov>

To: Bakker, Eric [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=usera91f51d0>; Bousselot, Michael [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=d498ad0051de4a51b3590bff9fce59b9-bousselot,>; Chapman, Jenn [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userfd234f02>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>; Earnhardt, Mary [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user29b3dd88>; Fiihr, Dean [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user7ee0c2da>; Friedrichsen, Jake [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userfae91b88>; Heard, Jake </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=usere1d04aeb>; Hook, Haley [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userd31690a5>; Hunter, Caleb [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userd988c518>; Kattenhorn, Debbie [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user7f15e70e>; Lunde, Joel [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=5b4d423e875b45e39262c582809db737-lunde, joel>; Nading, Mackenzie [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userf0fc210a>; Steven, Laura [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user8ceaecdd>

Cc: McDermott, Timothy [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user30b1b082>

Bcc:

Subject: 1013XG

Date: Thu Apr 08 2021 13:13:33 CDT

Attachments: 1013 XG.pdf

The following Governor's budget bill, approved for release by the Department of Management:

1013XG Health and Human Services Appropriation

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Document ID: 0.7.2312.31917-000001
Owner: Steffensmeier, Samantha [LEGIS] <samantha.steffensmeier@legis.iowa.gov>
Filename: 1013 XG.pdf
Last Modified: Thu Apr 08 13:13:33 CDT 2021

AMERICAN OVERSIGHT

SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR BUDGET BILL)

A BILL FOR

An Act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date provisions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

AMERICAN OVERSIGHT

S.F. _____ H.F. _____

DIVISION I

DEPARTMENT ON AGING —— FY 2021-2022

Section 1. DEPARTMENT ON AGING. There is appropriated from the general fund of the state to the department on aging for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For aging programs for the department on aging and area agencies on aging to provide citizens of Iowa who are 60 years of age and older with case management, Iowa's aging and disabilities resource center, and other services which may include but are not limited to adult day, respite care, chore, information and assistance, and material aid, for information and options counseling for persons with disabilities who are 18 years of age or older, and for salaries, support, administration, maintenance, and miscellaneous purposes:

..... $ 11,164,382

1. Funds appropriated in this section may be used to supplement federal funds under federal regulations. To receive funds appropriated in this section, a local area agency on aging shall match the funds with moneys from other sources according to rules adopted by the department. Funds appropriated in this section may be used for elderly services not specifically enumerated in this section only if approved by an area agency on aging for provision of the service within the area.

2. Of the funds appropriated in this section, $279,000 is transferred to the economic development authority for the Iowa commission on volunteer services to be used for the retired and senior volunteer program.

3. a. The department on aging shall establish and enforce procedures relating to expenditure of state and federal funds by area agencies on aging that require compliance with both state and federal laws, rules, and regulations, including but not limited to all of the following:

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(1) Requiring that expenditures are incurred only for goods or services received or performed prior to the end of the fiscal period designated for use of the funds.

(2) Prohibiting prepayment for goods or services not received or performed prior to the end of the fiscal period designated for use of the funds.

(3) Prohibiting prepayment for goods or services not defined specifically by good or service, time period, or recipient.

(4) Prohibiting the establishment of accounts from which future goods or services which are not defined specifically by good or service, time period, or recipient, may be purchased.

b. The procedures shall provide that if any funds are expended in a manner that is not in compliance with the procedures and applicable federal and state laws, rules, and regulations, and are subsequently subject to repayment, the area agency on aging expending such funds in contravention of such procedures, laws, rules and regulations, not the state, shall be liable for such repayment.

4. Of the funds appropriated in this section, at least $600,000 shall be used to fund home and community-based services through the area agencies on aging that enable older individuals to avoid more costly utilization of residential or institutional services and remain in their own homes.

5. Of the funds appropriated in this section, $812,000 shall be used for the purposes of chapter 231E and to administer the prevention of elder abuse, neglect, and exploitation program pursuant to section 231.56A, in accordance with the requirements of the federal Older Americans Act of 1965, 42 U.S.C. §3001 et seq., as amended.

6. Of the funds appropriated in this section, $1,000,000 shall be used to fund continuation of the aging and disability resource center lifelong links to provide individuals and caregivers with information and services to plan for and maintain independence.

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7. Of the funds appropriated in this section, $250,000 shall be used by the department on aging, in collaboration with the department of human services and affected stakeholders, to continue to expand the pilot initiative to provide long-term care options counseling utilizing support planning protocols, to assist non-Medicaid eligible consumers who indicate a preference to return to the community and are deemed appropriate for discharge, to return to their community following a nursing facility stay. The department on aging shall submit a report regarding the outcomes of the pilot initiative to the governor and the general assembly by December 15, 2021.

DIVISION II

OFFICE OF LONG-TERM CARE OMBUDSMAN —— FY 2021-2022

Sec. 2. OFFICE OF LONG-TERM CARE OMBUDSMAN. There is appropriated from the general fund of the state to the office of long-term care ombudsman for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, administration, maintenance, and miscellaneous purposes:

..... $ 1,149,821

DIVISION III

DEPARTMENT OF PUBLIC HEALTH —— FY 2021-2022

Sec. 3. DEPARTMENT OF PUBLIC HEALTH. There is appropriated from the general fund of the state to the department of public health for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADDICTIVE DISORDERS

For reducing the prevalence of the use of tobacco, alcohol, and other drugs, and treating individuals affected by addictive behaviors, including gambling:

..... $ 23,659,379

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a. Of the funds appropriated in this subsection, $4,020,894 shall be used for the tobacco use prevention and control initiative, including efforts at the state and local levels, as provided in chapter 142A. The commission on tobacco use prevention and control established pursuant to section 142A.3 shall advise the director of public health in prioritizing funding needs and the allocation of moneys appropriated for the programs and initiatives. Activities of the programs and initiatives shall be in alignment with the United States centers for disease control and prevention best practices for comprehensive tobacco control programs that include the goals of preventing youth initiation of tobacco usage, reducing exposure to secondhand smoke, and promotion of tobacco cessation.

b. (1) Of the funds appropriated in this subsection, $19,638,485 shall be used for problem gambling and substance-related disorder prevention, treatment, and recovery services, including a 24-hour helpline, public information resources, professional training, youth prevention, and program evaluation.

(2) Of the amount allocated under this paragraph, $306,000 shall be utilized by the department of public health, in collaboration with the department of human services, to maintain a single statewide 24-hour crisis hotline for the Iowa children's behavioral health system that incorporates warmline services which may be provided through expansion of existing capabilities maintained by the department of public health as required pursuant to 2018 Iowa Acts, chapter 1056, section 16.

c. The requirement of section 123.17, subsection 5, is met by the appropriations and allocations made in this division of this Act for purposes of substance-related disorder treatment and addictive disorders for the fiscal year beginning July 1, 2021.

2. HEALTHY CHILDREN AND FAMILIES

For promoting the optimum health status for children and

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adolescents from birth through 21 years of age, and families:
..... $ 5,816,681

3. CHRONIC CONDITIONS

For serving individuals identified as having chronic conditions or special health care needs:
..... $ 4,223,373

4. COMMUNITY CAPACITY

For strengthening the health care delivery system at the local level:
..... $ 6,794,306

a. Of the funds appropriated in this subsection, $2,000,000 shall be deposited in the medical residency training account created in section 135.175, subsection 5, paragraph "a", and is appropriated from the account to the department of public health to be used for the purposes of the medical residency training state matching grants program as specified in section 135.176.

b. Of the funds appropriated in this subsection, $250,000 shall be used for the public purpose of providing funding to Des Moines university to continue a provider education project to provide primary care physicians with the training and skills necessary to recognize the signs of mental illness in patients.

c. Of the funds appropriated in this subsection, $600,000 shall be used for rural psychiatric residencies to support the annual creation and training of four psychiatric residents who will provide mental health services in underserved areas of the state. Notwithstanding section 8.33, moneys that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated for subsequent fiscal years.

d. Of the funds appropriated in this subsection, $1,000,000 shall be used for the creation of two centers of excellence programs to encourage innovation and collaboration among regional health care providers to transform health care delivery in order to provide quality, sustainable care that

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meets the needs of local communities.

5. ESSENTIAL PUBLIC HEALTH SERVICES

To provide public health services that reduce risks and invest in promoting and protecting good health over the course of a lifetime with a priority given to older Iowans and vulnerable populations:

..... $ 7,662,464

6. INFECTIOUS DISEASES

For reducing the incidence and prevalence of communicable diseases:

..... $ 1,796,206

7. PUBLIC PROTECTION

For protecting the health and safety of the public through establishing standards and enforcing regulations:

..... $ 4,466,601

Of the funds appropriated in this subsection, not more than $304,000 shall be credited to the emergency medical services fund created in section 135.25. Moneys in the emergency medical services fund are appropriated to the department to be used for the purposes of the fund.

8. RESOURCE MANAGEMENT

For establishing and sustaining the overall ability of the department to deliver services to the public:

..... $ 933,871

9. MISCELLANEOUS PROVISIONS

The university of Iowa hospitals and clinics under the control of the state board of regents shall not receive indirect costs from the funds appropriated in this section. The university of Iowa hospitals and clinics billings to the department shall be on at least a quarterly basis.

Sec. 4. DEPARTMENT OF PUBLIC HEALTH —— SPORTS WAGERING RECEIPTS FUND. There is appropriated from the sports wagering receipts fund created in section 8.57, subsection 6, to the department of public health for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or

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

For problem gambling and substance-related disorder prevention, treatment, and recovery services, including a 24-hour helpline, public information resources, professional training, youth prevention, and program evaluation:

..... $ 1,750,000

DIVISION IV

DEPARTMENT OF VETERANS AFFAIRS —— FY 2021-2022

Sec. 5. DEPARTMENT OF VETERANS AFFAIRS. There is appropriated from the general fund of the state to the department of veterans affairs for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,229,763

2. IOWA VETERANS HOME

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 7,131,552

a. The Iowa veterans home billings involving the department of human services shall be submitted to the department on at least a monthly basis.

b. The Iowa veterans home expenditure report shall be submitted monthly to the general assembly.

c. The Iowa veterans home shall continue to include in the annual discharge report applicant information to provide for the collection of demographic information including but not limited to the number of individuals applying for admission and admitted or denied admittance and the basis for the admission or denial; the age, gender, and race of such individuals; and the level of care for which such individuals applied for

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admission including residential or nursing level of care.

3. HOME OWNERSHIP ASSISTANCE PROGRAM

For transfer to the Iowa finance authority for the continuation of the home ownership assistance program for persons who are or were eligible members of the armed forces of the United States, pursuant to section 16.54:

..... $ 2,000,000

Sec. 6. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS FUND STANDING APPROPRIATIONS. Notwithstanding the standing appropriation in section 35A.16 for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the amount appropriated from the general fund of the state pursuant to that section for the following designated purposes shall not exceed the following amount:

For the county commissions of veteran affairs fund under section 35A.16:

..... $ 990,000

DIVISION V

DEPARTMENT OF HUMAN SERVICES —— FY 2021-2022

Sec. 7. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK GRANT. There is appropriated from the fund created in section 8.41 to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, from moneys received under the federal temporary assistance for needy families (TANF) block grant pursuant to the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Pub. L. No. 104-193, and successor legislation, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. To be credited to the family investment program account and used for assistance under the family investment program under chapter 239B:

..... $ 5,002,006

2. To be credited to the family investment program account and used for the job opportunities and basic skills (JOBS)

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program and implementing family investment agreements in accordance with chapter 239B:

..... $ 5,412,060

3. To be used for the family development and self-sufficiency grant program in accordance with section 216A.107:

..... $ 2,888,980

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year. However, unless such moneys are encumbered or obligated on or before September 30, 2022, the moneys shall revert.

4. For field operations:

..... $ 31,296,232

5. For general administration:

..... $ 3,744,000

6. For state child care assistance:

..... $ 47,166,826

a. Of the funds appropriated in this subsection, $26,205,412 is transferred to the child care and development block grant appropriation made by the Eighty-ninth General Assembly, 2021 session, for the federal fiscal year beginning October 1, 2021, and ending September 30, 2022. Of this amount, $200,000 shall be used for provision of educational opportunities to registered child care home providers in order to improve services and programs offered by this category of providers and to increase the number of providers. The department may contract with institutions of higher education or child care resource and referral centers to provide the educational opportunities. Allowable administrative costs under the contracts shall not exceed 5 percent. The application for a grant shall not exceed two pages in length.

b. Any funds appropriated in this subsection remaining

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unallocated shall be used for state child care assistance payments for families who are employed including but not limited to individuals enrolled in the family investment program.

7. For child and family services:

..... $ 32,380,654

8. For child abuse prevention grants:

..... $ 125,000

9. For pregnancy prevention grants on the condition that family planning services are funded:

..... $ 1,913,203

Pregnancy prevention grants shall be awarded to programs in existence on or before July 1, 2021, if the programs have demonstrated positive outcomes. Grants shall be awarded to pregnancy prevention programs which are developed after July 1, 2021, if the programs are based on existing models that have demonstrated positive outcomes. Grants shall comply with the requirements provided in 1997 Iowa Acts, chapter 208, section 14, subsections 1 and 2, including the requirement that grant programs must emphasize sexual abstinence. Priority in the awarding of grants shall be given to programs that serve areas of the state which demonstrate the highest percentage of unplanned pregnancies of females of childbearing age within the geographic area to be served by the grant.

10. For technology needs and other resources necessary to meet federal, state, and welfare reform reporting, tracking, and case management requirements and other departmental needs:

..... $ 1,037,186

11. a. Notwithstanding any provision to the contrary, including but not limited to requirements in section 8.41 or provisions in 2020 Iowa Acts or 2021 Iowa Acts regarding the receipt and appropriation of federal block grants, federal funds from the temporary assistance for needy families block grant received by the state and not otherwise appropriated in this section and remaining available for the fiscal year

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beginning July 1, 2021, are appropriated to the department of human services to the extent as may be necessary to be used in the following priority order: the family investment program, for state child care assistance program payments for families who are employed, and for the family investment program share of system costs for eligibility determination and related functions. The federal funds appropriated in this paragraph "a" shall be expended only after all other funds appropriated in subsection 1 for assistance under the family investment program, in subsection 6 for state child care assistance, or in subsection 10 for technology costs related to the family investment program, as applicable, have been expended. For the purposes of this subsection, the funds appropriated in subsection 6, paragraph "a", for transfer to the child care and development block grant appropriation are considered fully expended when the full amount has been transferred.

b. The department shall, on a quarterly basis, advise the legislative services agency and department of management of the amount of funds appropriated in this subsection that was expended in the prior quarter.

12. Of the amounts appropriated in this section, $12,962,008 for the fiscal year beginning July 1, 2021, is transferred to the appropriation of the federal social services block grant made to the department of human services for that fiscal year.

13. For continuation of the program providing categorical eligibility for the food assistance program as specified for the program in the section of this division of this Act relating to the family investment program account:

..... $ 14,236

14. The department may transfer funds allocated in this section to the appropriations made in this division of this Act for the same fiscal year for general administration and field operations for resources necessary to implement and operate the services referred to in this section and those funded in the

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appropriation made in this division of this Act for the same fiscal year for the family investment program from the general fund of the state.

15. With the exception of moneys allocated under this section for the family development and self-sufficiency grant program, to the extent moneys allocated in this section are deemed by the department not to be necessary to support the purposes for which they are allocated, such moneys may be used in the same fiscal year for any other purpose for which funds are allocated in this section or in section 8 of this division for the family investment program account. If there are conflicting needs, priority shall first be given to the family investment program account as specified under subsection 1 of this section and used for the purposes of assistance under the family investment program in accordance with chapter 239B, followed by state child care assistance program payments for families who are employed, followed by other priorities as specified by the department.

Sec. 8. FAMILY INVESTMENT PROGRAM ACCOUNT.

1. Moneys credited to the family investment program (FIP) account for the fiscal year beginning July 1, 2021, and ending June 30, 2022, shall be used to provide assistance in accordance with chapter 239B.

2. The department may use a portion of the moneys credited to the FIP account under this section as necessary for salaries, support, maintenance, and miscellaneous purposes.

3. The department may transfer funds allocated in subsection 4, excluding the allocation under subsection 4, paragraph "b", to the appropriations made in this division of this Act for the same fiscal year for general administration and field operations for resources necessary to implement and operate the services referred to in this section and those funded in the appropriations made in section 7 for the temporary assistance for needy families block grant and in section 9 for the family investment program from the general

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fund of the state in this division of this Act for the same fiscal year.

4. Moneys appropriated in this division of this Act and credited to the FIP account for the fiscal year beginning July 1, 2021, and ending June 30, 2022, are allocated as follows:

a. To be retained by the department of human services to be used for coordinating with the department of human rights to more effectively serve participants in FIP and other shared clients and to meet federal reporting requirements under the federal temporary assistance for needy families block grant:
..... $ 10,000

b. To the department of human rights for staffing, administration, and implementation of the family development and self-sufficiency grant program in accordance with section 216A.107:
..... $ 6,192,834

(1) Of the funds allocated for the family development and self-sufficiency grant program in this paragraph "b", not more than 5 percent of the funds shall be used for the administration of the grant program.

(2) The department of human rights may continue to implement the family development and self-sufficiency grant program statewide during fiscal year 2021-2022.

(3) The department of human rights may engage in activities to strengthen and improve family outcomes measures and data collection systems under the family development and self-sufficiency grant program.

c. For the diversion subaccount of the FIP account:
..... $ 1,293,000

A portion of the moneys allocated for the diversion subaccount may be used for field operations, salaries, data management system development, and implementation costs and support deemed necessary by the director of human services in order to administer the FIP diversion program. To the extent moneys allocated in this paragraph "c" are deemed by the

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department not to be necessary to support diversion activities, such moneys may be used for other efforts intended to increase engagement by family investment program participants in work, education, or training activities, or for the purposes of assistance under the family investment program in accordance with chapter 239B.

d. For the food assistance employment and training program:

..... $ 66,588

(1) The department shall apply the federal supplemental nutrition assistance program (SNAP) employment and training state plan in order to maximize to the fullest extent permitted by federal law the use of the 50 percent federal reimbursement provisions for the claiming of allowable federal reimbursement funds from the United States department of agriculture pursuant to the federal SNAP employment and training program for providing education, employment, and training services for eligible food assistance program participants, including but not limited to related dependent care and transportation expenses.

(2) The department shall continue the categorical federal food assistance program eligibility at 160 percent of the federal poverty level and continue to eliminate the asset test from eligibility requirements, consistent with federal food assistance program requirements. The department shall include as many food assistance households as is allowed by federal law. The eligibility provisions shall conform to all federal requirements including requirements addressing individuals who are incarcerated or otherwise ineligible.

e. For the JOBS program, not more than:

..... $ 12,018,258

5. Of the child support collections assigned under FIP, an amount equal to the federal share of support collections shall be credited to the child support recovery appropriation made in this division of this Act. Of the remainder of the assigned child support collections received by the child

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support recovery unit, a portion shall be credited to the FIP account, a portion may be used to increase recoveries, and a portion may be used to sustain cash flow in the child support payments account. If as a consequence of the appropriations and allocations made in this section the resulting amounts are insufficient to sustain cash assistance payments and meet federal maintenance of effort requirements, the department shall seek supplemental funding. If child support collections assigned under FIP are greater than estimated or are otherwise determined not to be required for maintenance of effort, the state share of either amount may be transferred to or retained in the child support payments account.

Sec. 9. FAMILY INVESTMENT PROGRAM GENERAL FUND. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

To be credited to the family investment program (FIP) account and used for family investment program assistance under chapter 239B and other costs associated with providing needs-based benefits or assistance:

..... $ 40,003,978

1. Of the funds appropriated in this section, $6,606,198 is allocated for the JOBS program.

2. Of the funds appropriated in this section, $3,313,854 is allocated for the family development and self-sufficiency grant program.

3. a. Notwithstanding section 8.39, for the fiscal year beginning July 1, 2021, if necessary to meet federal maintenance of effort requirements or to transfer federal temporary assistance for needy families block grant funding to be used for purposes of the federal social services block grant or to meet cash flow needs resulting from delays in receiving federal funding or to implement, in accordance with

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this division of this Act, activities currently funded with juvenile court services, county, or community moneys and state moneys used in combination with such moneys; to comply with federal requirements; or to maximize the use of federal funds; the department of human services may transfer funds within or between any of the appropriations made in this division of this Act and appropriations in law for the federal social services block grant to the department for the following purposes, provided that the combined amount of state and federal temporary assistance for needy families block grant funding for each appropriation remains the same before and after the transfer:

(1) For the family investment program.

(2) For state child care assistance.

(3) For child and family services.

(4) For field operations.

(5) For general administration.

b. This subsection shall not be construed to prohibit the use of existing state transfer authority for other purposes. The department shall report any transfers made pursuant to this subsection to the general assembly.

4. Of the funds appropriated in this section, $195,000 shall be used for a contract for tax preparation assistance to low-income Iowans to expand the usage of the earned income tax credit. The purpose of the contract is to supply this assistance to underserved areas of the state. The department shall not retain any portion of the allocation under this subsection for administrative costs.

5. Of the funds appropriated in this section, $70,000 shall be used for the continuation of the parenting program, as specified in 441 IAC ch. 100, relating to parental obligations, in which the child support recovery unit participates, to support the efforts of a nonprofit organization committed to strengthening the community through youth development, healthy living, and social responsibility headquartered in

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a county with a population over 350,000 according to the latest certified federal census. The funds allocated in this subsection shall be used by the recipient organization to develop a larger community effort, through public and private partnerships, to support a broad-based multi-county parenthood initiative that promotes payment of child support obligations, improved family relationships, and full-time employment.

6. The department may transfer funds appropriated in this section, excluding the allocation in subsection 2 for the family development and self-sufficiency grant program, to the appropriations made in this division of this Act for general administration and field operations as necessary to administer this section, section 7 for the temporary assistance for needy families block grant, and section 8 for the family investment program account.

Sec. 10. CHILD SUPPORT RECOVERY. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For child support recovery, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 15,942,885

1. The department shall expend up to $24,000, including federal financial participation, for the fiscal year beginning July 1, 2021, for a child support public awareness campaign. The department and the office of the attorney general shall cooperate in continuation of the campaign. The public awareness campaign shall emphasize, through a variety of media activities, the importance of maximum involvement of both parents in the lives of their children as well as the importance of payment of child support obligations.

2. Federal access and visitation grant moneys shall be issued directly to private not-for-profit agencies that provide services designed to increase compliance with the child access

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provisions of court orders, including but not limited to neutral visitation sites and mediation services.

3. The appropriation made to the department for child support recovery may be used throughout the fiscal year in the manner necessary for purposes of cash flow management, and for cash flow management purposes the department may temporarily draw more than the amount appropriated, provided the amount appropriated is not exceeded at the close of the fiscal year.

Sec. 11. HEALTH CARE TRUST FUND —— MEDICAL ASSISTANCE —— FY 2021-2022. Any funds remaining in the health care trust fund created in section 453A.35A for the fiscal year beginning July 1, 2021, and ending June 30, 2022, are appropriated to the department of human services to supplement the medical assistance program appropriations made in this division of this Act, for medical assistance reimbursement and associated costs, including program administration and costs associated with program implementation.

Sec. 12. MEDICAID FRAUD FUND —— MEDICAL ASSISTANCE —— FY 2021-2022. Any funds remaining in the Medicaid fraud fund created in section 249A.50 for the fiscal year beginning July 1, 2021, and ending June 30, 2022, are appropriated to the department of human services to supplement the medical assistance appropriations made in this division of this Act, for medical assistance reimbursement and associated costs, including program administration and costs associated with program implementation.

Sec. 13. MENTAL HEALTH AND DISABILITY REGIONAL SERVICES FUND —— FY 2021-2022. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For transfer to the mental health and disability regional services fund created in section 225C.7A, or a successor fund:

..... $ 15,000,000

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Moneys transferred to the mental health and disability regional services fund under this section are appropriated to the department of human services for distribution to regions for funding of mental health and disability services in accordance with section 225C.7A.

Sec. 14. MEDICAL ASSISTANCE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For medical assistance program reimbursement and associated costs as specifically provided in the reimbursement methodologies in effect on June 30, 2021, except as otherwise expressly authorized by law, consistent with options under federal law and regulations, and contingent upon receipt of approval from the office of the governor of reimbursement for each abortion performed under the program:

..... $ 1,481,499,409

1. Iowans support reducing the number of abortions performed in our state. Funds appropriated under this section shall not be used for abortions, unless otherwise authorized under this section.

2. The provisions of this section relating to abortions shall also apply to the Iowa health and wellness plan created pursuant to chapter 249N.

3. The department shall utilize not more than $60,000 of the funds appropriated in this section to continue the AIDS/HIV health insurance premium payment program as established in 1992 Iowa Acts, Second Extraordinary Session, chapter 1001, section 409, subsection 6. Of the funds allocated in this subsection, not more than $5,000 may be expended for administrative purposes.

4. Of the funds appropriated in this Act to the department of public health for addictive disorders, $950,000 for the fiscal year beginning July 1, 2021, is transferred

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to the department of human services for an integrated substance-related disorder managed care system. The departments of human services and public health shall work together to maintain the level of mental health and substance-related disorder treatment services provided by the managed care contractors. Each department shall take the steps necessary to continue the federal waivers as necessary to maintain the level of services.

5. The department shall aggressively pursue options for providing medical assistance or other assistance to individuals with special needs who become ineligible to continue receiving services under the early and periodic screening, diagnostic, and treatment program under the medical assistance program due to becoming 21 years of age who have been approved for additional assistance through the department's exception to policy provisions, but who have health care needs in excess of the funding available through the exception to policy provisions.

6. Of the funds appropriated in this section, up to $3,050,082 may be transferred to the field operations or general administration appropriations in this division of this Act for operational costs associated with Part D of the federal Medicare Prescription Drug Improvement and Modernization Act of 2003, Pub. L. No. 108-173.

7. Of the funds appropriated in this section, up to $442,100 may be transferred to the appropriation in this division of this Act for health program operations to be used for clinical assessment services and prior authorization of services.

8. A portion of the funds appropriated in this section may be transferred to the appropriations in this division of this Act for general administration, health program operations, the children's health insurance program, or field operations to be used for the state match cost to comply with the payment error rate measurement (PERM) program for both the medical assistance and children's health insurance programs as developed by the

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centers for Medicare and Medicaid services of the United States department of health and human services to comply with the federal Improper Payments Information Act of 2002, Pub. L. No. 107-300, and to support other reviews and quality control activities to improve the integrity of these programs.

9. Of the funds appropriated in this section, a sufficient amount is allocated to supplement the incomes of residents of nursing facilities, intermediate care facilities for persons with mental illness, and intermediate care facilities for persons with an intellectual disability, with incomes of less than $50 in the amount necessary for the residents to receive a personal needs allowance of $50 per month pursuant to section 249A.30A.

10. a. Hospitals that meet the conditions specified in subparagraphs (1) and (2) shall either certify public expenditures or transfer to the medical assistance program an amount equal to provide the nonfederal share for a disproportionate share hospital payment in an amount up to the hospital-specific limit as approved in the Medicaid state plan. The hospitals that meet the conditions specified shall receive and retain 100 percent of the total disproportionate share hospital payment in an amount up to the hospital-specific limit as approved in the Medicaid state plan.

(1) The hospital qualifies for disproportionate share and graduate medical education payments.

(2) The hospital is an Iowa state-owned hospital with more than 500 beds and eight or more distinct residency specialty or subspecialty programs recognized by the American college of graduate medical education.

b. Distribution of the disproportionate share payments shall be made on a monthly basis. The total amount of disproportionate share payments including graduate medical education, enhanced disproportionate share, and Iowa state-owned teaching hospital payments shall not exceed the amount of the state's allotment under Pub. L. No. 102-234.

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In addition, the total amount of all disproportionate share payments shall not exceed the hospital-specific disproportionate share limits under Pub. L. No. 103-66.

11. One hundred percent of the nonfederal share of payments to area education agencies that are medical assistance providers for medical assistance-covered services provided to medical assistance-covered children, shall be made from the appropriation made in this section.

12. A portion of the funds appropriated in this section may be transferred to the appropriation in this division of this Act for health program operations to be used for administrative activities associated with the money follows the person demonstration project.

13. Of the funds appropriated in this section, $349,011 shall be used for the administration of the health insurance premium payment program, including salaries, support, maintenance, and miscellaneous purposes.

14. a. The department may increase the amounts allocated for salaries, support, maintenance, and miscellaneous purposes associated with the medical assistance program, as necessary, to sustain cost management efforts. The department shall report any such increase to the general assembly and the department of management.

b. If the savings to the medical assistance program from ongoing cost management efforts exceed the associated cost for the fiscal year beginning July 1, 2021, the department may transfer any savings generated for the fiscal year due to medical assistance program cost management efforts to the appropriation made in this division of this Act for health program operations or general administration to defray the costs associated with implementing the efforts.

15. For the fiscal year beginning July 1, 2021, and ending June 30, 2022, the replacement generation tax revenues required to be deposited in the property tax relief fund pursuant to section 437A.8, subsection 4, paragraph "d", and section

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437A.15, subsection 3, paragraph "f", shall instead be credited to and supplement the appropriation made in this section and used for the allocations made in this section.

16. a. Of the funds appropriated in this section, up to $50,000 may be transferred by the department to the appropriation made in this division of this Act to the department for the same fiscal year for general administration to be used for associated administrative expenses.

b. Of the funds appropriated in this section, up to $400,000 may be transferred by the department to the appropriation made to the department in this division of this Act for the same fiscal year for Medicaid program-related general administration planning and implementation activities. The funds may be used for contracts or for personnel in addition to the amounts appropriated for general administration for the fiscal year.

c. Of the funds appropriated in this section, up to $3,000,000 may be transferred by the department to the appropriations made in this division of this Act for the same fiscal year for general administration or health program operations to be used to support the development and implementation of standardized assessment tools for persons with mental illness, an intellectual disability, a developmental disability, or a brain injury.

17. Of the funds appropriated in this section, $150,000 shall be used for lodging expenses associated with care provided at the university of Iowa hospitals and clinics for patients with cancer whose travel distance is 30 miles or more and whose income is at or below 200 percent of the federal poverty level as defined by the most recently revised poverty income guidelines published by the United States department of health and human services. The department of human services shall establish the maximum number of overnight stays and the maximum rate reimbursed for overnight lodging, which may be based on the state employee rate established by the department of administrative services. The funds allocated in this

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subsection shall not be used as nonfederal share matching funds.

18. Of the funds appropriated in this section, up to $3,383,880 shall be used for administration of the state family planning services program pursuant to section 217.41B, and of this amount, the department may use up to $200,000 for administrative expenses.

19. Of the funds appropriated in this section, $1,545,530 shall be used and may be transferred to other appropriations in this division of this Act as necessary to administer the provisions in the division of this Act relating to Medicaid program administration.

Sec. 15. HEALTH PROGRAM OPERATIONS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For health program operations:

..... $ 17,831,343

1. The department of inspections and appeals shall provide all state matching funds for survey and certification activities performed by the department of inspections and appeals. The department of human services is solely responsible for distributing the federal matching funds for such activities.

2. Of the funds appropriated in this section, $50,000 shall be used for continuation of home and community-based services waiver quality assurance programs, including the review and streamlining of processes and policies related to oversight and quality management to meet state and federal requirements.

3. Of the amount appropriated in this section, up to $200,000 may be transferred to the appropriation for general administration in this division of this Act to be used for the development of key health initiatives such as development and oversight of managed care programs and development of health

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strategies targeted toward improved quality and reduced costs in the Medicaid program.

4. Of the funds appropriated in this section, $1,000,000 shall be used for planning and development, in cooperation with the department of public health, of a phased-in program to provide a dental home for children.

5. a. Of the funds appropriated in this section, $573,000 shall be credited to the autism support program fund created in section 225D.2 to be used for the autism support program created in chapter 225D, with the exception of the following amount of this allocation which shall be used as follows:

b. Of the funds allocated in this subsection, $25,000 shall be used for the public purpose of continuation of a grant to a nonprofit provider of child welfare services that has been in existence for more than 115 years, is located in a county with a population between 200,000 and 220,000 according to the most recent federal decennial census, is licensed as a psychiatric medical institution for children, and provides school-based programming, to be used for support services for children with autism spectrum disorder and their families.

Sec. 16. STATE SUPPLEMENTARY ASSISTANCE.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the state supplementary assistance program:

..... $ 7,349,002

2. The department shall increase the personal needs allowance for residents of residential care facilities by the same percentage and at the same time as federal supplemental security income and federal social security benefits are increased due to a recognized increase in the cost of living. The department may adopt emergency rules to implement this subsection.

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3. If during the fiscal year beginning July 1, 2021, the department projects that state supplementary assistance expenditures for a calendar year will not meet the federal pass-through requirement specified in Tit. XVI of the federal Social Security Act, section 1618, as codified in 42 U.S.C. §1382g, the department may take actions including but not limited to increasing the personal needs allowance for residential care facility residents and making programmatic adjustments or upward adjustments of the residential care facility or in-home health-related care reimbursement rates prescribed in this division of this Act to ensure that federal requirements are met. In addition, the department may make other programmatic and rate adjustments necessary to remain within the amount appropriated in this section while ensuring compliance with federal requirements. The department may adopt emergency rules to implement the provisions of this subsection.

4. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated, including for liability amounts associated with the supplemental nutrition assistance program payment error rate, until the close of the succeeding fiscal year.

Sec. 17. CHILDREN'S HEALTH INSURANCE PROGRAM.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For maintenance of the healthy and well kids in Iowa (hawk-i) program pursuant to chapter 514I, including supplemental dental services, for receipt of federal financial participation under Tit. XXI of the federal Social Security Act, which creates the children's health insurance program:

..... $ 40,460,555

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2. Of the funds appropriated in this section, $149,189 is allocated for continuation of the contract for outreach with the department of public health.

3. A portion of the funds appropriated in this section may be transferred to the appropriations made in this division of this Act for field operations or health program operations to be used for the integration of hawk-i program eligibility, payment, and administrative functions under the purview of the department of human services, including for the Medicaid management information system upgrade.

Sec. 18. CHILD CARE ASSISTANCE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For child care programs:

..... $ 40,816,931

1. Of the funds appropriated in this section, $34,966,931 shall be used for state child care assistance in accordance with section 237A.13.

2. Nothing in this section shall be construed or is intended as or shall imply a grant of entitlement for services to persons who are eligible for assistance due to an income level consistent with the waiting list requirements of section 237A.13. Any state obligation to provide services pursuant to this section is limited to the extent of the funds appropriated in this section.

3. A list of the registered and licensed child care facilities operating in the area served by a child care resource and referral service shall be made available to the families receiving state child care assistance in that area.

4. Of the funds appropriated in this section, $5,850,000 shall be credited to the early childhood programs grants account in the early childhood Iowa fund created in section 256I.11. The moneys shall be distributed for funding of

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community-based early childhood programs targeted to children from birth through five years of age developed by early childhood Iowa areas in accordance with approved community plans as provided in section 256I.8.

5. The department may use any of the funds appropriated in this section as a match to obtain federal funds for use in expanding child care assistance and related programs. For the purpose of expenditures of state and federal child care funding, funds shall be considered obligated at the time expenditures are projected or are allocated to the department's service areas. Projections shall be based on current and projected caseload growth, current and projected provider rates, staffing requirements for eligibility determination and management of program requirements including data systems management, staffing requirements for administration of the program, contractual and grant obligations and any transfers to other state agencies, and obligations for decategorization or innovation projects.

6. A portion of the state match for the federal child care and development block grant shall be provided as necessary to meet federal matching funds requirements through the state general fund appropriation made for child development grants and other programs for at-risk children in section 279.51.

7. If a uniform reduction ordered by the governor under section 8.31 or other operation of law, transfer, or federal funding reduction reduces the appropriation made in this section for the fiscal year, the percentage reduction in the amount paid out to or on behalf of the families participating in the state child care assistance program shall be equal to or less than the percentage reduction made for any other purpose payable from the appropriation made in this section and the federal funding relating to it. The percentage reduction to the other allocations made in this section shall be the same as the uniform reduction ordered by the governor or the percentage change of the federal funding reduction, as applicable. If

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there is an unanticipated increase in federal funding provided for state child care services, the entire amount of the increase, except as necessary to meet federal requirements including quality set asides, shall be used for state child care assistance payments. If the appropriations made for purposes of the state child care assistance program for the fiscal year are determined to be insufficient, it is the intent of the general assembly to appropriate sufficient funding for the fiscal year in order to avoid establishment of waiting list requirements.

8. Notwithstanding section 8.33, moneys advanced for purposes of the programs developed by early childhood Iowa areas, advanced for purposes of wraparound child care, or received from the federal appropriations made for the purposes of this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 19. JUVENILE INSTITUTION. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. a. For operation of the state training school at Eldora and for salaries, support, maintenance, and miscellaneous purposes:

..... $ 17,397,068

b. Of the funds appropriated in this subsection, $91,000 shall be used for distribution to licensed classroom teachers at this and other institutions under the control of the department of human services based upon the average student yearly enrollment at each institution as determined by the department.

2. A portion of the moneys appropriated in this section shall be used by the state training school at Eldora for

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grants for adolescent pregnancy prevention activities at the institution in the fiscal year beginning July 1, 2021.

3. Of the funds appropriated in this subsection, $212,000 shall be used by the state training school at Eldora for a substance use disorder treatment program at the institution for the fiscal year beginning July 1, 2021.

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

Sec. 20. CHILD AND FAMILY SERVICES.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For child and family services:

..... $ 89,071,930

2. The department may transfer funds appropriated in this section as necessary to pay the nonfederal costs of services reimbursed under the medical assistance program, state child care assistance program, or the family investment program which are provided to children who would otherwise receive services paid under the appropriation in this section. The department may transfer funds appropriated in this section to the appropriations made in this division of this Act for general administration and for field operations for resources necessary to implement and operate the services funded in this section.

3. a. Of the funds appropriated in this section, up to $31,500,000 is allocated as the statewide expenditure target under section 232.143 for group foster care maintenance and services. If the department projects that such expenditures for the fiscal year will be less than the target amount allocated in this paragraph "a", the department may reallocate

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the excess to provide additional funding for family foster care, independent living, family-centered services, shelter care, or the child welfare emergency services addressed with the allocation for shelter care.

b. If at any time after September 30, 2021, annualization of a service area's current expenditures indicates a service area is at risk of exceeding its group foster care expenditure target under section 232.143 by more than 5 percent, the department and juvenile court services shall examine all group foster care placements in that service area in order to identify those which might be appropriate for termination. In addition, any aftercare services believed to be needed for the children whose placements may be terminated shall be identified. The department and juvenile court services shall initiate action to set dispositional review hearings for the placements identified. In such a dispositional review hearing, the juvenile court shall determine whether needed aftercare services are available and whether termination of the placement is in the best interest of the child and the community.

4. In accordance with the provisions of section 232.188, the department shall continue the child welfare and juvenile justice funding initiative during fiscal year 2021-2022. Of the funds appropriated in this section, $1,717,000 is allocated specifically for expenditure for fiscal year 2021-2022 through the decategorization services funding pools and governance boards established pursuant to section 232.188.

5. A portion of the funds appropriated in this section may be used for emergency family assistance to provide other resources required for a family participating in a family preservation or reunification project or successor project to stay together or to be reunified.

6. Of the funds appropriated in this section, a sufficient amount is allocated for shelter care and the child welfare emergency services contracting implemented to provide for or prevent the need for shelter care.

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7. Federal funds received by the state during the fiscal year beginning July 1, 2021, as the result of the expenditure of state funds appropriated during a previous state fiscal year for a service or activity funded under this section are appropriated to the department to be used as additional funding for services and purposes provided for under this section. Notwithstanding section 8.33, moneys received in accordance with this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for the purposes designated until the close of the succeeding fiscal year.

8. a. Of the funds appropriated in this section, up to $3,290,000 is allocated for the payment of the expenses of court-ordered services provided to juveniles who are under the supervision of juvenile court services, which expenses are a charge upon the state pursuant to section 232.141, subsection 4. Of the amount allocated in this paragraph "a", up to $1,556,000 shall be made available to provide school-based supervision of children adjudicated under chapter 232, of which not more than $15,000 may be used for the purpose of training. A portion of the cost of each school-based liaison officer shall be paid by the school district or other funding source as approved by the chief juvenile court officer.

b. Of the funds appropriated in this section, up to $748,000 is allocated for the payment of the expenses of court-ordered services provided to children who are under the supervision of the department, which expenses are a charge upon the state pursuant to section 232.141, subsection 4.

c. Notwithstanding section 232.141 or any other provision of law to the contrary, the amounts allocated in this subsection shall be distributed to the judicial districts as determined by the state court administrator and to the department's service areas as determined by the administrator of the department of human services' division of child and family services. The state court administrator and the

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division administrator shall make the determination of the distribution amounts on or before June 15, 2021.

d. Notwithstanding chapter 232 or any other provision of law to the contrary, a district or juvenile court shall not order any service which is a charge upon the state pursuant to section 232.141 if there are insufficient court-ordered services funds available in the district court or departmental service area distribution amounts to pay for the service. The chief juvenile court officer and the departmental service area manager shall encourage use of the funds allocated in this subsection such that there are sufficient funds to pay for all court-related services during the entire year. The chief juvenile court officers and departmental service area managers shall attempt to anticipate potential surpluses and shortfalls in the distribution amounts and shall cooperatively request the state court administrator or division administrator to transfer funds between the judicial districts' or departmental service areas' distribution amounts as prudent.

e. Notwithstanding any provision of law to the contrary, a district or juvenile court shall not order a county to pay for any service provided to a juvenile pursuant to an order entered under chapter 232 which is a charge upon the state under section 232.141, subsection 4.

f. Of the funds allocated in this subsection, not more than $83,000 may be used by the judicial branch for administration of the requirements under this subsection.

g. Of the funds allocated in this subsection, $17,000 shall be used by the department of human services to support the interstate commission for juveniles in accordance with the interstate compact for juveniles as provided in section 232.173.

9. Of the funds appropriated in this section, $12,253,000 is allocated for juvenile delinquent graduated sanctions services. Any state funds saved as a result of efforts by juvenile court services to earn a federal Tit. IV-E match for juvenile court

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services administration may be used for the juvenile delinquent graduated sanctions services.

10. Of the funds appropriated in this section, $1,658,000 is transferred to the department of public health to be used for the child protection center grant program for child protection centers located in Iowa in accordance with section 135.118. The grant amounts under the program shall be equalized so that each center receives a uniform base amount of $245,000, and so that the remaining funds are awarded through a funding formula based upon the volume of children served. To increase access to child protection center services for children in rural areas, the funding formula for the awarding of the remaining funds shall provide for the awarding of an enhanced amount to eligible grantees to develop and maintain satellite centers in underserved regions of the state.

11. Of the funds appropriated in this section, $4,025,000 is allocated for the preparation for adult living program pursuant to section 234.46.

12. Of the funds appropriated in this section, $227,000 shall be used for the public purpose of continuing a grant to a nonprofit human services organization, providing services to individuals and families in multiple locations in southwest Iowa and Nebraska for support of a project providing immediate, sensitive support and forensic interviews, medical exams, needs assessments, and referrals for victims of child abuse and their nonoffending family members.

13. Of the funds appropriated in this section, $300,000 is allocated for the foster care youth council approach of providing a support network to children placed in foster care.

14. Of the funds appropriated in this section, $202,000 is allocated for use pursuant to section 235A.1 for continuation of the initiative to address child sexual abuse implemented pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection 21.

15. Of the funds appropriated in this section, $630,000 is

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allocated for the community partnership for child protection sites.

16. Of the funds appropriated in this section, $371,000 is allocated for the department's minority youth and family projects under the redesign of the child welfare system.

17. Of the funds appropriated in this section, $851,000 is allocated for funding of the community circle of care collaboration for children and youth in northeast Iowa.

18. Of the funds appropriated in this section, at least $147,000 shall be used for the continuation of the child welfare provider training academy, a collaboration between the coalition for family and children's services in Iowa and the department.

19. Of the funds appropriated in this section, $211,000 shall be used for continuation of the central Iowa system of care program grant through June 30, 2022.

20. Of the funds appropriated in this section, $235,000 shall be used for the public purpose of the continuation and expansion of a system of care program grant implemented in Cerro Gordo and Linn counties to utilize a comprehensive and long-term approach for helping children and families by addressing the key areas in a child's life of childhood basic needs, education and work, family, and community.

21. Of the funds appropriated in this section, $110,000 shall be used for the public purpose of funding community-based services and other supports with a system of care approach for children with a serious emotional disturbance and their families through a nonprofit provider of child welfare services that has been in existence for more than 115 years, is located in a county with a population of more than 200,000 but less than 235,000 according to the latest certified federal census, is licensed as a psychiatric medical institution for children, and was a system of care grantee prior to July 1, 2021.

22. If a separate funding source is identified that reduces the need for state funds within an allocation under this

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section, the allocated state funds may be redistributed to other allocations under this section for the same fiscal year.

23. Of the funds appropriated in this section, a portion may be used for family-centered services for purposes of complying with the federal Family First Prevention Services Act of 2018, Pub. L. No. 115-123, and successor legislation.

Sec. 21. ADOPTION SUBSIDY.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

a. For adoption subsidy payments and related costs and for other services provided for under paragraph "b", subparagraph (2):

..... $ 40,596,007

b. (1) Of the funds appropriated in this section, a sufficient amount is allocated for adoption subsidy payments and related costs.

(2) Any funds appropriated in this section remaining after the allocation under subparagraph (1) are designated and allocated as state savings resulting from implementation of the federal Fostering Connections to Success and Increasing Adoptions Act of 2008, Pub. L. No. 110-351, and successor legislation, as determined in accordance with 42 U.S.C. §673(a)(8), and shall be used for post-adoption services and for other purposes allowed under these federal laws, Tit. IV-B or Tit. IV-E of the federal Social Security Act.

(a) The department of human services may transfer funds allocated in this subparagraph (2) to the appropriation for child and family services in this division of this Act for the purposes designated in this subparagraph (2).

(b) Notwithstanding section 8.33, moneys allocated under this subparagraph (2) shall not revert to any fund but shall remain available for the purposes designated in this

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subparagraph (2) until expended.

2. The department may transfer funds appropriated in this section to the appropriation made in this division of this Act for general administration for costs paid from the appropriation relating to adoption subsidy.

3. Federal funds received by the state during the fiscal year beginning July 1, 2021, as the result of the expenditure of state funds during a previous state fiscal year for a service or activity funded under this section are appropriated to the department to be used as additional funding for the services and activities funded under this section. Notwithstanding section 8.33, moneys received in accordance with this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 22. JUVENILE DETENTION HOME FUND. Moneys deposited in the juvenile detention home fund created in section 232.142 during the fiscal year beginning July 1, 2021, and ending June 30, 2022, are appropriated to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, for distribution of an amount equal to a percentage of the costs of the establishment, improvement, operation, and maintenance of county or multicounty juvenile detention homes in the fiscal year beginning July 1, 2020. Moneys appropriated for distribution in accordance with this section shall be allocated among eligible detention homes, prorated on the basis of an eligible detention home's proportion of the costs of all eligible detention homes in the fiscal year beginning July 1, 2020. The percentage figure shall be determined by the department based on the amount available for distribution for the fund. Notwithstanding section 232.142, subsection 3, the financial aid payable by the state under that provision for the fiscal year beginning July 1, 2021, shall be limited to the amount appropriated for the purposes of this section.

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Sec. 23. FAMILY SUPPORT SUBSIDY PROGRAM.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the family support subsidy program subject to the enrollment restrictions in section 225C.37, subsection 3:

..... $ 949,282

2. At least $899,291 of the moneys appropriated in this section is transferred to the department of public health for the family support center component of the comprehensive family support program under chapter 225C, subchapter V.

3. If at any time during the fiscal year, the amount of funding available for the family support subsidy program is reduced from the amount initially used to establish the figure for the number of family members for whom a subsidy is to be provided at any one time during the fiscal year, notwithstanding section 225C.38, subsection 2, the department shall revise the figure as necessary to conform to the amount of funding available.

Sec. 24. CONNER DECREE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For building community capacity through the coordination and provision of training opportunities in accordance with the consent decree of Conner v. Branstad, No. 4-86-CV-30871 (S.D. Iowa, July 14, 1994):

..... $ 33,632

Sec. 25. MENTAL HEALTH INSTITUTES.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following

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amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For operation of the state mental health institute at Cherokee as required by chapters 218 and 226 for salaries, support, maintenance, and miscellaneous purposes:

..... $ 16,058,356

b. For operation of the state mental health institute at Independence as required by chapters 218 and 226 for salaries, support, maintenance, and miscellaneous purposes:

..... $ 20,628,077

2. a. Notwithstanding sections 218.78 and 249A.11, any revenue received from the state mental health institute at Cherokee or the state mental health institute at Independence pursuant to 42 C.F.R §438.6(e) may be retained and expended by the mental health institute.

b. Notwithstanding sections 218.78 and 249A.11, any COVID-19 related funding received through federal funding sources by the state mental health institute at Cherokee or the state mental health institute at Independence may be retained and expended by the mental health institute.

3. Notwithstanding any provision of law to the contrary, a Medicaid member residing at the state mental health institute at Cherokee or the state mental health institute at Independence shall retain Medicaid eligibility during the period of the Medicaid member's stay for which federal financial participation is available.

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

Sec. 26. STATE RESOURCE CENTERS.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following

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amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the state resource center at Glenwood for salaries, support, maintenance, and miscellaneous purposes:

..... $ 14,802,873

b. For the state resource center at Woodward for salaries, support, maintenance, and miscellaneous purposes:

..... $ 13,698,094

2. The department may continue to bill for state resource center services utilizing a scope of services approach used for private providers of intermediate care facilities for persons with an intellectual disability services, in a manner which does not shift costs between the medical assistance program, counties, or other sources of funding for the state resource centers.

3. The state resource centers may expand the time-limited assessment and respite services during the fiscal year.

4. If the department's administration and the department of management concur with a finding by a state resource center's superintendent that projected revenues can reasonably be expected to pay the salary and support costs for a new employee position, or that such costs for adding a particular number of new positions for the fiscal year would be less than the overtime costs if new positions would not be added, the superintendent may add the new position or positions. If the vacant positions available to a resource center do not include the position classification desired to be filled, the state resource center's superintendent may reclassify any vacant position as necessary to fill the desired position. The superintendents of the state resource centers may, by mutual agreement, pool vacant positions and position classifications during the course of the fiscal year in order to assist one another in filling necessary positions.

5. If existing capacity limitations are reached in operating units, a waiting list is in effect for a service or

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a special need for which a payment source or other funding is available for the service or to address the special need, and facilities for the service or to address the special need can be provided within the available payment source or other funding, the superintendent of a state resource center may authorize opening not more than two units or other facilities and begin implementing the service or addressing the special need during fiscal year 2021-2022.

6. Notwithstanding section 8.33, and notwithstanding the amount limitation specified in section 222.92, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 27. SEXUALLY VIOLENT PREDATORS.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For costs associated with the commitment and treatment of sexually violent predators in the unit located at the state mental health institute at Cherokee, including costs of legal services and other associated costs, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 13,643,727

2. Unless specifically prohibited by law, if the amount charged provides for recoupment of at least the entire amount of direct and indirect costs, the department of human services may contract with other states to provide care and treatment of persons placed by the other states at the unit for sexually violent predators at Cherokee. The moneys received under such a contract shall be considered to be repayment receipts and used for the purposes of the appropriation made in this section.

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

Sec. 28. FIELD OPERATIONS.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For field operations, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 60,596,667

2. Priority in filling full-time equivalent positions shall be given to those positions related to child protection services and eligibility determination for low-income families.

Sec. 29. GENERAL ADMINISTRATION. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For general administration, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 14,542,189

1. The department shall report at least monthly to the general assembly concerning the department's operational and program expenditures.

2. Of the funds appropriated in this section, $150,000 shall be used for the provision of a program to provide technical assistance, support, and consultation to providers of habilitation services and home and community-based services waiver services for adults with disabilities under the medical assistance program.

3. Of the funds appropriated in this section, $50,000

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is transferred to the Iowa finance authority to be used for administrative support of the council on homelessness established in section 16.2D and for the council to fulfill its duties in addressing and reducing homelessness in the state.

4. Of the funds appropriated in this section, $200,000 shall be transferred to and deposited in the administrative fund of the Iowa ABLE savings plan trust created in section 12I.4, to be used for implementation and administration activities of the Iowa ABLE savings plan trust.

5. Of the funds appropriated in this section, $200,000 is transferred to the economic development authority for the Iowa commission on volunteer services to continue to be used for the RefugeeRISE AmeriCorps program established under section 15H.8 for member recruitment and training to improve the economic well-being and health of economically disadvantaged refugees in local communities across Iowa. Funds transferred may be used to supplement federal funds under federal regulations.

6. Of the funds appropriated in this section, up to $300,000 shall be used as follows:

a. To address the department's responsibility to support the work of the children's behavioral health system state board and implementation of the services required pursuant to section 331.397.

b. To support the cost of establishing and implementing new or additional services required pursuant to sections 331.397 and 331.397A.

c. Of the amount allocated, $32,000 shall be transferred to the department of public health to support the costs of establishing and implementing new or additional services required pursuant to sections 331.397 and 331.397A.

Sec. 30. DEPARTMENT-WIDE DUTIES. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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For salaries, support, maintenance, and miscellaneous purposes at facilities under the purview of the department of human services:

..... $ 2,879,274

Sec. 31. VOLUNTEERS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For development and coordination of volunteer services:

..... $ 84,686

Sec. 32. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE DEPARTMENT OF HUMAN SERVICES.

1. a. (1) (a) For the fiscal year beginning July 1, 2021, the department shall rebase case-mix nursing facility rates effective July 1, 2021, to the extent possible within the state funding, including the $10,000,000 appropriated for this purpose.

(b) For the fiscal year beginning July 1, 2021, non-case-mix and special population nursing facilities shall be reimbursed in accordance with the methodology in effect on June 30 of the prior fiscal year.

(c) For managed care claims, the department of human services shall adjust the payment rate floor for nursing facilities, annually, to maintain a rate floor that is no lower than the Medicaid fee-for-service case-mix adjusted rate calculated in accordance with subparagraph division (a) and 441 IAC 81.6. The department shall then calculate adjusted reimbursement rates, including but not limited to add-on payments, annually, and shall notify Medicaid managed care organizations of the adjusted reimbursement rates within 30 days of determining the adjusted reimbursement rates. Any adjustment of reimbursement rates under this subparagraph division shall be budget neutral to the state budget.

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(d) For the fiscal year beginning July 1, 2021, Medicaid managed care long-term services and supports capitation rates shall be adjusted to reflect the rebasing pursuant to subparagraph division (a) for the patient populations residing in Medicaid-certified nursing facilities.

(2) Medicaid managed care organizations shall adjust facility-specific rates based upon payment rate listings issued by the department. The rate adjustments shall be applied prospectively from the effective date of the rate letter issued by the department.

b. (1) For the fiscal year beginning July 1, 2021, the department shall establish the pharmacy dispensing fee reimbursement at $10.07 per prescription, until a cost of dispensing survey is completed. The actual dispensing fee shall be determined by a cost of dispensing survey performed by the department and required to be completed by all medical assistance program participating pharmacies every two years, adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year. A change in the dispensing fee shall become effective following federal approval of the Medicaid state plan.

(2) The department shall utilize an average acquisition cost reimbursement methodology for all drugs covered under the medical assistance program in accordance with 2012 Iowa Acts, chapter 1133, section 33.

c. (1) For the fiscal year beginning July 1, 2021, reimbursement rates for outpatient hospital services shall remain at the rates in effect on June 30, 2021, subject to Medicaid program upper payment limit rules, and adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year.

(2) For the fiscal year beginning July 1, 2021, reimbursement rates for inpatient hospital services shall

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be rebased effective October 1, 2021, subject to Medicaid program upper payment limit rules, and adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year.

(3) For the fiscal year beginning July 1, 2021, under both fee-for-service and managed care administration of the Medicaid program, critical access hospitals shall be reimbursed for inpatient and outpatient services based on the hospital-specific critical access hospital cost adjustment factor methodology utilizing the most recent and complete cost reporting period as applied prospectively within the funds appropriated for such purpose for the fiscal year.

(4) For the fiscal year beginning July 1, 2021, the graduate medical education and disproportionate share hospital fund shall remain at the amount in effect on June 30, 2021, except that the portion of the fund attributable to graduate medical education shall be reduced in an amount that reflects the elimination of graduate medical education payments made to out-of-state hospitals.

(5) In order to ensure the efficient use of limited state funds in procuring health care services for low-income Iowans, funds appropriated in this Act for hospital services shall not be used for activities which would be excluded from a determination of reasonable costs under the federal Medicare program pursuant to 42 U.S.C. §1395x(v)(1)(N).

d. For the fiscal year beginning July 1, 2021, reimbursement rates for hospices and acute psychiatric hospitals shall be increased in accordance with increases under the federal Medicare program or as supported by their Medicare audited costs.

e. For the fiscal year beginning July 1, 2021, independent laboratories and rehabilitation agencies shall be reimbursed using the same methodology in effect on June 30, 2021.

f. (1) For the fiscal year beginning July 1, 2021, reimbursement rates for home health agencies shall continue to

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be based on the Medicare low utilization payment adjustment (LUPA) methodology with state geographic wage adjustments. The department shall continue to update the rates every two years to reflect the most recent Medicare LUPA rates to the extent possible within the state funding appropriated for this purpose.

(2) For the fiscal year beginning July 1, 2021, rates for private duty nursing and personal care services under the early and periodic screening, diagnostic, and treatment program benefit shall be calculated based on the methodology in effect on June 30, 2021.

g. For the fiscal year beginning July 1, 2021, federally qualified health centers and rural health clinics shall receive cost-based reimbursement for 100 percent of the reasonable costs for the provision of services to recipients of medical assistance.

h. For the fiscal year beginning July 1, 2021, the reimbursement rates for dental services shall remain at the rates in effect on June 30, 2021.

i. (1) For the fiscal year beginning July 1, 2021, reimbursement rates for non-state-owned psychiatric medical institutions for children shall be increased to the extent possible within the $3,900,000 appropriated for this purpose.

(2) As a condition of participation in the medical assistance program, enrolled providers shall accept the medical assistance reimbursement rate for any covered goods or services provided to recipients of medical assistance who are children under the custody of a psychiatric medical institution for children.

j. For the fiscal year beginning July 1, 2021, unless otherwise specified in this Act, all noninstitutional medical assistance provider reimbursement rates shall remain at the rates in effect on June 30, 2021, except for area education agencies, local education agencies, infant and toddler services providers, home and community-based services providers

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including consumer-directed attendant care providers under a section 1915(c) or 1915(i) waiver, targeted case management providers, and those providers whose rates are required to be determined pursuant to section 249A.20, or to meet federal mental health parity requirements.

k. Notwithstanding any provision to the contrary, for the fiscal year beginning July 1, 2021, the reimbursement rate for anesthesiologists shall remain at the rates in effect on June 30, 2021, and updated on January 1, 2022, to align with the most current Iowa Medicare anesthesia rate.

l. Notwithstanding section 249A.20, for the fiscal year beginning July 1, 2021, the average reimbursement rate for health care providers eligible for use of the federal Medicare resource-based relative value scale reimbursement methodology under section 249A.20 shall remain at the rate in effect on June 30, 2021; however, this rate shall not exceed the maximum level authorized by the federal government.

m. For the fiscal year beginning July 1, 2021, the reimbursement rate for residential care facilities shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement. The flat reimbursement rate for facilities electing not to file annual cost reports shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement.

n. For the fiscal year beginning July 1, 2021, the reimbursement rates for inpatient mental health services provided at hospitals shall be rebased effective October 1, 2021, subject to Medicaid program upper payment limit rules and adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year; and psychiatrists shall be reimbursed at the medical assistance program fee-for-service rate in effect on June 30, 2021.

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o. For the fiscal year beginning July 1, 2021, community mental health centers may choose to be reimbursed for the services provided to recipients of medical assistance through either of the following options:

(1) For 100 percent of the reasonable costs of the services.

(2) In accordance with the alternative reimbursement rate methodology approved by the department of human services in effect on June 30, 2021.

p. For the fiscal year beginning July 1, 2021, the reimbursement rate for providers of family planning services that are eligible to receive a 90 percent federal match shall remain at the rates in effect on June 30, 2021.

q. For the fiscal year beginning July 1, 2021, the upper limits and reimbursement rates for providers of home and community-based services waiver services and habilitation services shall be increased to the extent possible within the $8,000,000 appropriated for this purpose.

r. For the fiscal year beginning July 1, 2021, the reimbursement rates for emergency medical service providers shall remain at the rates in effect on June 30, 2021, or as approved by the centers for Medicare and Medicaid services of the United States department of health and human services.

s. For the fiscal year beginning July 1, 2021, reimbursement rates for substance-related disorder treatment programs licensed under section 125.13 shall remain at the rates in effect on June 30, 2021.

t. For the fiscal year beginning July 1, 2021, assertive community treatment per diem rates shall remain at the rates in effect on June 30, 2021.

u. For the fiscal year beginning July 1, 2021, the reimbursement rate for family-centered services providers shall be established by contract.

2. For the fiscal year beginning July 1, 2021, the reimbursement rate for providers reimbursed under the in-home-related care program shall not be less than the minimum

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payment level as established by the federal government to meet the federally mandated maintenance of effort requirement.

3. Unless otherwise directed in this section, when the department's reimbursement methodology for any provider reimbursed in accordance with this section includes an inflation factor, this factor shall not exceed the amount by which the consumer price index for all urban consumers increased during the calendar year ending December 31, 2002.

4. Notwithstanding section 234.38, for the fiscal year beginning July 1, 2021, the foster family basic daily maintenance rate and the maximum adoption subsidy rate for children ages 0 through 5 years shall be $16.78, the rate for children ages 6 through 11 years shall be $17.45, the rate for children ages 12 through 15 years shall be $19.10, and the rate for children and young adults ages 16 and older shall be $19.35. For youth ages 18 to 23 who have exited foster care, the preparation for adult living program maintenance rate shall be up to $602.70 per month as calculated based on the age of the participant. The maximum payment for adoption subsidy nonrecurring expenses shall be limited to $500 and the disallowance of additional amounts for court costs and other related legal expenses implemented pursuant to 2010 Iowa Acts, chapter 1031, section 408, shall be continued.

5. For the fiscal year beginning July 1, 2021, the maximum reimbursement rates for social services providers under contract shall remain at the rates in effect on June 30, 2021, or the provider's actual and allowable cost plus inflation for each service, whichever is less. However, if a new service or service provider is added after June 30, 2021, the initial reimbursement rate for the service or provider shall be based upon a weighted average of provider rates for similar services.

6. a. For the fiscal year beginning July 1, 2021, the reimbursement rates for resource family recruitment and retention contractors shall be established by contract.

b. For the fiscal year beginning July 1, 2021, the

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reimbursement rates for supervised apartment living foster care providers shall be established by contract.

7. For the fiscal year beginning July 1, 2021, the reimbursement rate for group foster care providers shall be the combined service and maintenance reimbursement rate established by contract.

8. The group foster care reimbursement rates paid for placement of children out of state shall be calculated according to the same rate-setting principles as those used for in-state providers, unless the director of human services or the director's designee determines that appropriate care cannot be provided within the state. The payment of the daily rate shall be based on the number of days in the calendar month in which service is provided.

9. a. For the fiscal year beginning July 1, 2021, the reimbursement rate paid for shelter care and the child welfare emergency services implemented to provide or prevent the need for shelter care shall be established by contract.

b. For the fiscal year beginning July 1, 2021, the combined service and maintenance components of the reimbursement rate paid for shelter care services shall be based on the financial and statistical report submitted to the department. The maximum reimbursement rate shall be $101.83 per day. The department shall reimburse a shelter care provider at the provider's actual and allowable unit cost, plus inflation, not to exceed the maximum reimbursement rate.

c. Notwithstanding section 232.141, subsection 8, for the fiscal year beginning July 1, 2021, the amount of the statewide average of the actual and allowable rates for reimbursement of juvenile shelter care homes that is utilized for the limitation on recovery of unpaid costs shall remain at the amount in effect for this purpose in the fiscal year beginning July 1, 2020.

10. For the fiscal year beginning July 1, 2021, the department shall calculate reimbursement rates for intermediate

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care facilities for persons with an intellectual disability at the 80th percentile. Beginning July 1, 2021, the rate calculation methodology shall utilize the consumer price index inflation factor applicable to the fiscal year beginning July 1, 2021.

11. Effective July 1, 2021, the child care provider reimbursement rates shall remain at the rates in effect on June 30, 2021. The department shall set rates in a manner so as to provide incentives for a nonregistered provider to become registered by applying any increase only to registered and licensed providers.

12. The department may adopt emergency rules to implement this section.

Sec. 33. EMERGENCY RULES.

1. If necessary to comply with federal requirements including time frames, or if specifically authorized by a provision of this division of this Act, the department of human services or the mental health and disability services commission may adopt administrative rules under section 17A.4, subsection 3, and section 17A.5, subsection 2, paragraph "b", to implement the provisions of this division of this Act and the rules shall become effective immediately upon filing or on a later effective date specified in the rules, unless the effective date of the rules is delayed or the applicability of the rules is suspended by the administrative rules review committee. Any rules adopted in accordance with this section shall not take effect before the rules are reviewed by the administrative rules review committee. The delay authority provided to the administrative rules review committee under section 17A.4, subsection 7, and section 17A.8, subsection 9, shall be applicable to a delay imposed under this section, notwithstanding a provision in those sections making them inapplicable to section 17A.5, subsection 2, paragraph "b". Any rules adopted in accordance with the provisions of this section shall also be published as a notice of intended action

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as provided in section 17A.4.

2. If during a fiscal year, the department of human services is adopting rules in accordance with this section or as otherwise directed or authorized by state law, and the rules will result in an expenditure increase beyond the amount anticipated in the budget process or if the expenditure was not addressed in the budget process for the fiscal year, the department shall notify the legislative services agency and the department of management concerning the rules and the expenditure increase. The notification shall be provided at least 30 calendar days prior to the date notice of the rules is submitted to the administrative rules coordinator and the administrative code editor.

Sec. 34. REPORTS. Any reports or other information required to be compiled and submitted under this Act during the fiscal year beginning July 1, 2021, shall be submitted to the general assembly on or before the dates specified for submission of the reports or information.

Sec. 35. EFFECTIVE UPON ENACTMENT. The following provisions of this division of this Act, being deemed of immediate importance, take effect upon enactment:

1. The provision relating to section 232.141 and directing the state court administrator and the division administrator of the department of human services division of child and family services to make the determination, by June 15, 2021, of the distribution of funds allocated for the payment of the expenses of court-ordered services provided to juveniles which are a charge upon the state.

DIVISION VI

HEALTH CARE ACCOUNTS AND FUNDS —— FY 2021-2022

Sec. 36. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is appropriated from the pharmaceutical settlement account created in section 249A.33 to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be

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used for the purpose designated:

Notwithstanding any provision of law to the contrary, to supplement the appropriations made in this Act for health program operations under the medical assistance program for the fiscal year beginning July 1, 2021, and ending June 30, 2022:

..... $ 234,193

Sec. 37. QUALITY ASSURANCE TRUST FUND —— DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to the contrary and subject to the availability of funds, there is appropriated from the quality assurance trust fund created in section 249L.4 to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, for the purposes designated:

To supplement the appropriation made in this Act from the general fund of the state to the department of human services for medical assistance for the same fiscal year:

..... $ 56,305,139

Sec. 38. HOSPITAL HEALTH CARE ACCESS TRUST FUND —— DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to the contrary and subject to the availability of funds, there is appropriated from the hospital health care access trust fund created in section 249M.4 to the department of human services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, for the purposes designated:

To supplement the appropriation made in this Act from the general fund of the state to the department of human services for medical assistance for the same fiscal year:

..... $ 33,920,554

Sec. 39. MEDICAL ASSISTANCE PROGRAM —— NONREVERSION FOR FY 2021-2022. Notwithstanding section 8.33, if moneys appropriated for purposes of the medical assistance program for the fiscal year beginning July 1, 2021, and ending June 30, 2022, from the general fund of the state, the quality assurance

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trust fund, and the hospital health care access trust fund, are in excess of actual expenditures for the medical assistance program and remain unencumbered or unobligated at the close of the fiscal year, the excess moneys shall not revert but shall remain available for expenditure for the purposes of the medical assistance program until the close of the succeeding fiscal year.

DIVISION VII

DEPARTMENT ON AGING —— FY 2022-2023

Sec. 40. DEPARTMENT ON AGING. There is appropriated from the general fund of the state to the department on aging for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For aging programs for the department on aging and area agencies on aging to provide citizens of Iowa who are 60 years of age and older with case management, Iowa's aging and disabilities resource center, and other services which may include but are not limited to adult day, respite care, chore, information and assistance, and material aid, for information and options counseling for persons with disabilities who are 18 years of age or older, and for salaries, support, administration, maintenance, and miscellaneous purposes:

..... $ 11,164,382

1. Funds appropriated in this section may be used to supplement federal funds under federal regulations. To receive funds appropriated in this section, a local area agency on aging shall match the funds with moneys from other sources according to rules adopted by the department. Funds appropriated in this section may be used for elderly services not specifically enumerated in this section only if approved by an area agency on aging for provision of the service within the area.

2. Of the funds appropriated in this section, $279,000 is transferred to the economic development authority for the Iowa

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commission on volunteer services to be used for the retired and senior volunteer program.

3. a. The department on aging shall establish and enforce procedures relating to expenditure of state and federal funds by area agencies on aging that require compliance with both state and federal laws, rules, and regulations, including but not limited to all of the following:

(1) Requiring that expenditures are incurred only for goods or services received or performed prior to the end of the fiscal period designated for use of the funds.

(2) Prohibiting prepayment for goods or services not received or performed prior to the end of the fiscal period designated for use of the funds.

(3) Prohibiting prepayment for goods or services not defined specifically by good or service, time period, or recipient.

(4) Prohibiting the establishment of accounts from which future goods or services which are not defined specifically by good or service, time period, or recipient, may be purchased.

b. The procedures shall provide that if any funds are expended in a manner that is not in compliance with the procedures and applicable federal and state laws, rules, and regulations, and are subsequently subject to repayment, the area agency on aging expending such funds in contravention of such procedures, laws, rules and regulations, not the state, shall be liable for such repayment.

4. Of the funds appropriated in this section, at least $600,000 shall be used to fund home and community-based services through the area agencies on aging that enable older individuals to avoid more costly utilization of residential or institutional services and remain in their own homes.

5. Of the funds appropriated in this section, $812,000 shall be used for the purposes of chapter 231E and to administer the prevention of elder abuse, neglect, and exploitation program pursuant to section 231.56A, in accordance with the

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requirements of the federal Older Americans Act of 1965, 42 U.S.C. §3001 et seq., as amended.

6. Of the funds appropriated in this section, $1,000,000 shall be used to fund continuation of the aging and disability resource center lifelong links to provide individuals and caregivers with information and services to plan for and maintain independence.

7. Of the funds appropriated in this section, $250,000 shall be used by the department on aging, in collaboration with the department of human services and affected stakeholders, to continue to expand the pilot initiative to provide long-term care options counseling utilizing support planning protocols, to assist non-Medicaid eligible consumers who indicate a preference to return to the community and are deemed appropriate for discharge, to return to their community following a nursing facility stay. The department on aging shall submit a report regarding the outcomes of the pilot initiative to the governor and the general assembly by December 15, 2022.

DIVISION VIII

OFFICE OF LONG-TERM CARE OMBUDSMAN —— FY 2022-2023

Sec. 41. OFFICE OF LONG-TERM CARE OMBUDSMAN. There is appropriated from the general fund of the state to the office of long-term care ombudsman for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, administration, maintenance, and miscellaneous purposes:

..... $ 1,149,821

DIVISION IX

DEPARTMENT OF PUBLIC HEALTH —— FY 2022-2023

Sec. 42. DEPARTMENT OF PUBLIC HEALTH. There is appropriated from the general fund of the state to the department of public health for the fiscal year beginning July 1, 2022, and ending

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June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADDICTIVE DISORDERS

For reducing the prevalence of the use of tobacco, alcohol, and other drugs, and treating individuals affected by addictive behaviors, including gambling:

..... $ 23,659,379

a. Of the funds appropriated in this subsection, $4,020,894 shall be used for the tobacco use prevention and control initiative, including efforts at the state and local levels, as provided in chapter 142A. The commission on tobacco use prevention and control established pursuant to section 142A.3 shall advise the director of public health in prioritizing funding needs and the allocation of moneys appropriated for the programs and initiatives. Activities of the programs and initiatives shall be in alignment with the United States centers for disease control and prevention best practices for comprehensive tobacco control programs that include the goals of preventing youth initiation of tobacco usage, reducing exposure to secondhand smoke, and promotion of tobacco cessation.

b. (1) Of the funds appropriated in this subsection, $19,638,485 shall be used for problem gambling and substance-related disorder prevention, treatment, and recovery services, including a 24-hour helpline, public information resources, professional training, youth prevention, and program evaluation.

(2) Of the amount allocated under this paragraph, $306,000 shall be utilized by the department of public health, in collaboration with the department of human services, to maintain a single statewide 24-hour crisis hotline for the Iowa children's behavioral health system that incorporates warmline services which may be provided through expansion of existing capabilities maintained by the department of public health as required pursuant to 2018 Iowa Acts, chapter 1056, section 16.

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c. The requirement of section 123.17, subsection 5, is met by the appropriations and allocations made in this division of this Act for purposes of substance-related disorder treatment and addictive disorders for the fiscal year beginning July 1, 2022.

2. HEALTHY CHILDREN AND FAMILIES

For promoting the optimum health status for children and adolescents from birth through 21 years of age, and families:

..... $ 5,816,681

3. CHRONIC CONDITIONS

For serving individuals identified as having chronic conditions or special health care needs:

..... $ 4,223,373

4. COMMUNITY CAPACITY

For strengthening the health care delivery system at the local level:

..... $ 6,794,306

a. Of the funds appropriated in this subsection, $2,000,000 shall be deposited in the medical residency training account created in section 135.175, subsection 5, paragraph "a", and is appropriated from the account to the department of public health to be used for the purposes of the medical residency training state matching grants program as specified in section 135.176.

b. Of the funds appropriated in this subsection, $250,000 shall be used for the public purpose of providing funding to Des Moines university to continue a provider education project to provide primary care physicians with the training and skills necessary to recognize the signs of mental illness in patients.

c. Of the funds appropriated in this subsection, $600,000 shall be used for rural psychiatric residencies to support the annual creation and training of four psychiatric residents who will provide mental health services in underserved areas of the state. Notwithstanding section 8.33, moneys that remain unencumbered or unobligated at the close of the fiscal year

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shall not revert but shall remain available for expenditure for the purposes designated for subsequent fiscal years.

d. Of the funds appropriated in this subsection, $1,000,000 shall be used for the creation of two centers of excellence programs to encourage innovation and collaboration among regional health care providers to transform health care delivery in order to provide quality, sustainable care that meets the needs of local communities.

5. ESSENTIAL PUBLIC HEALTH SERVICES

To provide public health services that reduce risks and invest in promoting and protecting good health over the course of a lifetime with a priority given to older Iowans and vulnerable populations:

..... $ 7,662,464

6. INFECTIOUS DISEASES

For reducing the incidence and prevalence of communicable diseases:

..... $ 1,796,206

7. PUBLIC PROTECTION

For protecting the health and safety of the public through establishing standards and enforcing regulations:

..... $ 4,466,601

Of the funds appropriated in this subsection, not more than $304,000 shall be credited to the emergency medical services fund created in section 135.25. Moneys in the emergency medical services fund are appropriated to the department to be used for the purposes of the fund.

8. RESOURCE MANAGEMENT

For establishing and sustaining the overall ability of the department to deliver services to the public:

..... $ 933,871

9. MISCELLANEOUS PROVISIONS

The university of Iowa hospitals and clinics under the control of the state board of regents shall not receive indirect costs from the funds appropriated in this section.

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The university of Iowa hospitals and clinics billings to the department shall be on at least a quarterly basis.

Sec. 43. DEPARTMENT OF PUBLIC HEALTH —— SPORTS WAGERING RECEIPTS FUND. There is appropriated from the sports wagering receipts fund created in section 8.57, subsection 6, to the department of public health for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For problem gambling and substance-related disorder prevention, treatment, and recovery services, including a 24-hour helpline, public information resources, professional training, youth prevention, and program evaluation:

..... $ 1,750,000

DIVISION X

DEPARTMENT OF VETERANS AFFAIRS —— FY 2022-2023

Sec. 44. DEPARTMENT OF VETERANS AFFAIRS. There is appropriated from the general fund of the state to the department of veterans affairs for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,229,763

2. IOWA VETERANS HOME

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 7,131,552

a. The Iowa veterans home billings involving the department of human services shall be submitted to the department on at least a monthly basis.

b. The Iowa veterans home expenditure report shall be submitted monthly to the general assembly.

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c. The Iowa veterans home shall continue to include in the annual discharge report applicant information to provide for the collection of demographic information including but not limited to the number of individuals applying for admission and admitted or denied admittance and the basis for the admission or denial; the age, gender, and race of such individuals; and the level of care for which such individuals applied for admission including residential or nursing level of care.

3. HOME OWNERSHIP ASSISTANCE PROGRAM

For transfer to the Iowa finance authority for the continuation of the home ownership assistance program for persons who are or were eligible members of the armed forces of the United States, pursuant to section 16.54:

..... $ 2,000,000

Sec. 45. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS FUND STANDING APPROPRIATIONS. Notwithstanding the standing appropriation in section 35A.16 for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the amount appropriated from the general fund of the state pursuant to that section for the following designated purposes shall not exceed the following amount:

For the county commissions of veteran affairs fund under section 35A.16:

..... $ 990,000

DIVISION XI

DEPARTMENT OF HUMAN SERVICES — FY 2022-2023

Sec. 46. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK GRANT. There is appropriated from the fund created in section 8.41 to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, from moneys received under the federal temporary assistance for needy families (TANF) block grant pursuant to the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Pub. L. No. 104-193, and successor legislation, the following amounts, or so much thereof as is necessary, to be used for the

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purposes designated:

1. To be credited to the family investment program account and used for assistance under the family investment program under chapter 239B:

..... $ 5,002,006

2. To be credited to the family investment program account and used for the job opportunities and basic skills (JOBS) program and implementing family investment agreements in accordance with chapter 239B:

..... $ 5,412,060

3. To be used for the family development and self-sufficiency grant program in accordance with section 216A.107:

..... $ 2,888,980

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year. However, unless such moneys are encumbered or obligated on or before September 30, 2023, the moneys shall revert.

4. For field operations:

..... $ 31,296,232

5. For general administration:

..... $ 3,744,000

6. For state child care assistance:

..... $ 47,166,826

a. Of the funds appropriated in this subsection, $26,205,412 is transferred to the child care and development block grant appropriation made by the Eighty-ninth General Assembly, 2021 session, for the federal fiscal year beginning October 1, 2022, and ending September 30, 2023. Of this amount, $200,000 shall be used for provision of educational opportunities to registered child care home providers in order to improve services and programs offered by this category

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of providers and to increase the number of providers. The department may contract with institutions of higher education or child care resource and referral centers to provide the educational opportunities. Allowable administrative costs under the contracts shall not exceed 5 percent. The application for a grant shall not exceed two pages in length.

b. Any funds appropriated in this subsection remaining unallocated shall be used for state child care assistance payments for families who are employed including but not limited to individuals enrolled in the family investment program.

7. For child and family services:

..... $ 32,380,654

8. For child abuse prevention grants:

..... $ 125,000

9. For pregnancy prevention grants on the condition that family planning services are funded:

..... $ 1,913,203

Pregnancy prevention grants shall be awarded to programs in existence on or before July 1, 2022, if the programs have demonstrated positive outcomes. Grants shall be awarded to pregnancy prevention programs which are developed after July 1, 2022, if the programs are based on existing models that have demonstrated positive outcomes. Grants shall comply with the requirements provided in 1997 Iowa Acts, chapter 208, section 14, subsections 1 and 2, including the requirement that grant programs must emphasize sexual abstinence. Priority in the awarding of grants shall be given to programs that serve areas of the state which demonstrate the highest percentage of unplanned pregnancies of females of childbearing age within the geographic area to be served by the grant.

10. For technology needs and other resources necessary to meet federal, state, and welfare reform reporting, tracking, and case management requirements and other departmental needs:

..... $ 1,037,186

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11. a. Notwithstanding any provision to the contrary, including but not limited to requirements in section 8.41 or provisions in 2021 Iowa Acts or 2022 Iowa Acts regarding the receipt and appropriation of federal block grants, federal funds from the temporary assistance for needy families block grant received by the state and not otherwise appropriated in this section and remaining available for the fiscal year beginning July 1, 2022, are appropriated to the department of human services to the extent as may be necessary to be used in the following priority order: the family investment program, for state child care assistance program payments for families who are employed, and for the family investment program share of system costs for eligibility determination and related functions. The federal funds appropriated in this paragraph "a" shall be expended only after all other funds appropriated in subsection 1 for assistance under the family investment program, in subsection 6 for state child care assistance, or in subsection 10 for technology costs related to the family investment program, as applicable, have been expended. For the purposes of this subsection, the funds appropriated in subsection 6, paragraph "a", for transfer to the child care and development block grant appropriation are considered fully expended when the full amount has been transferred.

b. The department shall, on a quarterly basis, advise the legislative services agency and department of management of the amount of funds appropriated in this subsection that was expended in the prior quarter.

12. Of the amounts appropriated in this section, $12,962,008 for the fiscal year beginning July 1, 2022, is transferred to the appropriation of the federal social services block grant made to the department of human services for that fiscal year.

13. For continuation of the program providing categorical eligibility for the food assistance program as specified for the program in the section of this division of this Act

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relating to the family investment program account:
..... $ 14,236

14. The department may transfer funds allocated in this section to the appropriations made in this division of this Act for the same fiscal year for general administration and field operations for resources necessary to implement and operate the services referred to in this section and those funded in the appropriation made in this division of this Act for the same fiscal year for the family investment program from the general fund of the state.

15. With the exception of moneys allocated under this section for the family development and self-sufficiency grant program, to the extent moneys allocated in this section are deemed by the department not to be necessary to support the purposes for which they are allocated, such moneys may be used in the same fiscal year for any other purpose for which funds are allocated in this section or in section 46 of this division for the family investment program account. If there are conflicting needs, priority shall first be given to the family investment program account as specified under subsection 1 of this section and used for the purposes of assistance under the family investment program in accordance with chapter 239B, followed by state child care assistance program payments for families who are employed, followed by other priorities as specified by the department.

Sec. 47. FAMILY INVESTMENT PROGRAM ACCOUNT.

1. Moneys credited to the family investment program (FIP) account for the fiscal year beginning July 1, 2022, and ending June 30, 2023, shall be used to provide assistance in accordance with chapter 239B.

2. The department may use a portion of the moneys credited to the FIP account under this section as necessary for salaries, support, maintenance, and miscellaneous purposes.

3. The department may transfer funds allocated in subsection 4, excluding the allocation under subsection 4,

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paragraph "b", to the appropriations made in this division of this Act for the same fiscal year for general administration and field operations for resources necessary to implement and operate the services referred to in this section and those funded in the appropriations made in section 45 for the temporary assistance for needy families block grant and in section 47 for the family investment program from the general fund of the state in this division of this Act for the same fiscal year.

4. Moneys appropriated in this division of this Act and credited to the FIP account for the fiscal year beginning July 1, 2022, and ending June 30, 2023, are allocated as follows:

a. To be retained by the department of human services to be used for coordinating with the department of human rights to more effectively serve participants in FIP and other shared clients and to meet federal reporting requirements under the federal temporary assistance for needy families block grant:
..... $ 10,000

b. To the department of human rights for staffing, administration, and implementation of the family development and self-sufficiency grant program in accordance with section 216A.107:
..... $ 6,192,834

(1) Of the funds allocated for the family development and self-sufficiency grant program in this paragraph "b", not more than 5 percent of the funds shall be used for the administration of the grant program.

(2) The department of human rights may continue to implement the family development and self-sufficiency grant program statewide during fiscal year 2022-2023.

(3) The department of human rights may engage in activities to strengthen and improve family outcomes measures and data collection systems under the family development and self-sufficiency grant program.

c. For the diversion subaccount of the FIP account:

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..... $ 1,293,000

A portion of the moneys allocated for the diversion subaccount may be used for field operations, salaries, data management system development, and implementation costs and support deemed necessary by the director of human services in order to administer the FIP diversion program. To the extent moneys allocated in this paragraph "c" are deemed by the department not to be necessary to support diversion activities, such moneys may be used for other efforts intended to increase engagement by family investment program participants in work, education, or training activities, or for the purposes of assistance under the family investment program in accordance with chapter 239B.

d. For the food assistance employment and training program:

..... $ 66,588

(1) The department shall apply the federal supplemental nutrition assistance program (SNAP) employment and training state plan in order to maximize to the fullest extent permitted by federal law the use of the 50 percent federal reimbursement provisions for the claiming of allowable federal reimbursement funds from the United States department of agriculture pursuant to the federal SNAP employment and training program for providing education, employment, and training services for eligible food assistance program participants, including but not limited to related dependent care and transportation expenses.

(2) The department shall continue the categorical federal food assistance program eligibility at 160 percent of the federal poverty level and continue to eliminate the asset test from eligibility requirements, consistent with federal food assistance program requirements. The department shall include as many food assistance households as is allowed by federal law. The eligibility provisions shall conform to all federal requirements including requirements addressing individuals who are incarcerated or otherwise ineligible.

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e. For the JOBS program, not more than:
..... $ 12,018,258

5. Of the child support collections assigned under FIP, an amount equal to the federal share of support collections shall be credited to the child support recovery appropriation made in this division of this Act. Of the remainder of the assigned child support collections received by the child support recovery unit, a portion shall be credited to the FIP account, a portion may be used to increase recoveries, and a portion may be used to sustain cash flow in the child support payments account. If as a consequence of the appropriations and allocations made in this section the resulting amounts are insufficient to sustain cash assistance payments and meet federal maintenance of effort requirements, the department shall seek supplemental funding. If child support collections assigned under FIP are greater than estimated or are otherwise determined not to be required for maintenance of effort, the state share of either amount may be transferred to or retained in the child support payments account.

Sec. 48. FAMILY INVESTMENT PROGRAM GENERAL FUND. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

To be credited to the family investment program (FIP) account and used for family investment program assistance under chapter 239B and other costs associated with providing needs-based benefits or assistance:
..... $ 40,003,978

1. Of the funds appropriated in this section, $6,606,198 is allocated for the JOBS program.

2. Of the funds appropriated in this section, $3,313,854 is allocated for the family development and self-sufficiency grant program.

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3. a. Notwithstanding section 8.39, for the fiscal year beginning July 1, 2022, if necessary to meet federal maintenance of effort requirements or to transfer federal temporary assistance for needy families block grant funding to be used for purposes of the federal social services block grant or to meet cash flow needs resulting from delays in receiving federal funding or to implement, in accordance with this division of this Act, activities currently funded with juvenile court services, county, or community moneys and state moneys used in combination with such moneys; to comply with federal requirements; or to maximize the use of federal funds; the department of human services may transfer funds within or between any of the appropriations made in this division of this Act and appropriations in law for the federal social services block grant to the department for the following purposes, provided that the combined amount of state and federal temporary assistance for needy families block grant funding for each appropriation remains the same before and after the transfer:

(1) For the family investment program.

(2) For state child care assistance.

(3) For child and family services.

(4) For field operations.

(5) For general administration.

b. This subsection shall not be construed to prohibit the use of existing state transfer authority for other purposes. The department shall report any transfers made pursuant to this subsection to the general assembly.

4. Of the funds appropriated in this section, $195,000 shall be used for a contract for tax preparation assistance to low-income Iowans in order to expand the usage of the earned income tax credit. The purpose of the contract is to supply this assistance to underserved areas of the state. The department shall not retain any portion of the allocation under this subsection for administrative costs.

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5. Of the funds appropriated in this section, $70,000 shall be used for the continuation of the parenting program, as specified in 441 IAC ch. 100, relating to parental obligations, in which the child support recovery unit participates, to support the efforts of a nonprofit organization committed to strengthening the community through youth development, healthy living, and social responsibility headquartered in a county with a population over 350,000 according to the latest certified federal census. The funds allocated in this subsection shall be used by the recipient organization to develop a larger community effort, through public and private partnerships, to support a broad-based multi-county parenthood initiative that promotes payment of child support obligations, improved family relationships, and full-time employment.

6. The department may transfer funds appropriated in this section, excluding the allocation in subsection 2 for the family development and self-sufficiency grant program, to the appropriations made in this division of this Act for general administration and field operations as necessary to administer this section, section 45 for the temporary assistance for needy families block grant, and section 46 for the family investment program account.

Sec. 49. CHILD SUPPORT RECOVERY. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For child support recovery, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 15,942,885

1. The department shall expend up to $24,000, including federal financial participation, for the fiscal year beginning July 1, 2022, for a child support public awareness campaign. The department and the office of the attorney general shall cooperate in continuation of the campaign. The public

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awareness campaign shall emphasize, through a variety of media activities, the importance of maximum involvement of both parents in the lives of their children as well as the importance of payment of child support obligations.

2. Federal access and visitation grant moneys shall be issued directly to private not-for-profit agencies that provide services designed to increase compliance with the child access provisions of court orders, including but not limited to neutral visitation sites and mediation services.

3. The appropriation made to the department for child support recovery may be used throughout the fiscal year in the manner necessary for purposes of cash flow management, and for cash flow management purposes the department may temporarily draw more than the amount appropriated, provided the amount appropriated is not exceeded at the close of the fiscal year.

Sec. 50. HEALTH CARE TRUST FUND —— MEDICAL ASSISTANCE —— FY 2022-2023. Any funds remaining in the health care trust fund created in section 453A.35A for the fiscal year beginning July 1, 2022, and ending June 30, 2023, are appropriated to the department of human services to supplement the medical assistance program appropriations made in this division of this Act, for medical assistance reimbursement and associated costs, including program administration and costs associated with program implementation.

Sec. 51. MEDICAID FRAUD FUND —— MEDICAL ASSISTANCE —— FY 2022-2023. Any funds remaining in the Medicaid fraud fund created in section 249A.50 for the fiscal year beginning July 1, 2022, and ending June 30, 2023, are appropriated to the department of human services to supplement the medical assistance appropriations made in this division of this Act, for medical assistance reimbursement and associated costs, including program administration and costs associated with program implementation.

Sec. 52. MENTAL HEALTH AND DISABILITY REGIONAL SERVICES FUND —— FY 2022-2023. There is appropriated from the general

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fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For transfer to the mental health and disability regional services fund created in section 225C.7A, or a successor fund:

..... $ 30,000,000

Moneys transferred to the mental health and disability regional services fund under this section are appropriated to the department of human services for distribution to regions for funding of mental health and disability services in accordance with section 225C.7A.

Sec. 53. MEDICAL ASSISTANCE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For medical assistance program reimbursement and associated costs as specifically provided in the reimbursement methodologies in effect on June 30, 2022, except as otherwise expressly authorized by law, consistent with options under federal law and regulations, and contingent upon receipt of approval from the office of the governor of reimbursement for each abortion performed under the program:

..... $ 1,491,499,409

1. Iowans support reducing the number of abortions performed in our state. Funds appropriated under this section shall not be used for abortions, unless otherwise authorized under this section.

2. The provisions of this section relating to abortions shall also apply to the Iowa health and wellness plan created pursuant to chapter 249N.

3. The department shall utilize not more than $60,000 of the funds appropriated in this section to continue the AIDS/HIV health insurance premium payment program as established in 1992

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Iowa Acts, Second Extraordinary Session, chapter 1001, section 409, subsection 6. Of the funds allocated in this subsection, not more than $5,000 may be expended for administrative purposes.

4. Of the funds appropriated in this Act to the department of public health for addictive disorders, $950,000 for the fiscal year beginning July 1, 2022, is transferred to the department of human services for an integrated substance-related disorder managed care system. The departments of human services and public health shall work together to maintain the level of mental health and substance-related disorder treatment services provided by the managed care contractors. Each department shall take the steps necessary to continue the federal waivers as necessary to maintain the level of services.

5. The department shall aggressively pursue options for providing medical assistance or other assistance to individuals with special needs who become ineligible to continue receiving services under the early and periodic screening, diagnostic, and treatment program under the medical assistance program due to becoming 21 years of age who have been approved for additional assistance through the department's exception to policy provisions, but who have health care needs in excess of the funding available through the exception to policy provisions.

6. Of the funds appropriated in this section, up to $3,050,082 may be transferred to the field operations or general administration appropriations in this division of this Act for operational costs associated with Part D of the federal Medicare Prescription Drug Improvement and Modernization Act of 2003, Pub. L. No. 108-173.

7. Of the funds appropriated in this section, up to $442,100 may be transferred to the appropriation in this division of this Act for health program operations to be used for clinical assessment services and prior authorization of services.

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8. A portion of the funds appropriated in this section may be transferred to the appropriations in this division of this Act for general administration, health program operations, the children's health insurance program, or field operations to be used for the state match cost to comply with the payment error rate measurement (PERM) program for both the medical assistance and children's health insurance programs as developed by the centers for Medicare and Medicaid services of the United States department of health and human services to comply with the federal Improper Payments Information Act of 2002, Pub. L. No. 107-300, and to support other reviews and quality control activities to improve the integrity of these programs.

9. Of the funds appropriated in this section, a sufficient amount is allocated to supplement the incomes of residents of nursing facilities, intermediate care facilities for persons with mental illness, and intermediate care facilities for persons with an intellectual disability, with incomes of less than $50 in the amount necessary for the residents to receive a personal needs allowance of $50 per month pursuant to section 249A.30A.

10. a. Hospitals that meet the conditions specified in subparagraphs (1) and (2) shall either certify public expenditures or transfer to the medical assistance program an amount equal to provide the nonfederal share for a disproportionate share hospital payment in an amount up to the hospital-specific limit as approved in the Medicaid state plan. The hospitals that meet the conditions specified shall receive and retain 100 percent of the total disproportionate share hospital payment in an amount up to the hospital-specific limit as approved in the Medicaid state plan.

(1) The hospital qualifies for disproportionate share and graduate medical education payments.

(2) The hospital is an Iowa state-owned hospital with more than 500 beds and eight or more distinct residency specialty or subspecialty programs recognized by the American college of

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graduate medical education.

b. Distribution of the disproportionate share payments shall be made on a monthly basis. The total amount of disproportionate share payments including graduate medical education, enhanced disproportionate share, and Iowa state-owned teaching hospital payments shall not exceed the amount of the state's allotment under Pub. L. No. 102-234. In addition, the total amount of all disproportionate share payments shall not exceed the hospital-specific disproportionate share limits under Pub. L. No. 103-66.

11. One hundred percent of the nonfederal share of payments to area education agencies that are medical assistance providers for medical assistance-covered services provided to medical assistance-covered children, shall be made from the appropriation made in this section.

12. A portion of the funds appropriated in this section may be transferred to the appropriation in this division of this Act for health program operations to be used for administrative activities associated with the money follows the person demonstration project.

13. Of the funds appropriated in this section, $349,011 shall be used for the administration of the health insurance premium payment program, including salaries, support, maintenance, and miscellaneous purposes.

14. a. The department may increase the amounts allocated for salaries, support, maintenance, and miscellaneous purposes associated with the medical assistance program, as necessary, to sustain cost management efforts. The department shall report any such increase to the general assembly and the department of management.

b. If the savings to the medical assistance program from ongoing cost management efforts exceed the associated cost for the fiscal year beginning July 1, 2022, the department may transfer any savings generated for the fiscal year due to medical assistance program cost management efforts to the

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appropriation made in this division of this Act for health program operations or general administration to defray the costs associated with implementing the efforts.

15. For the fiscal year beginning July 1, 2022, and ending June 30, 2023, the replacement generation tax revenues required to be deposited in the property tax relief fund pursuant to section 437A.8, subsection 4, paragraph "d", and section 437A.15, subsection 3, paragraph "f", shall instead be credited to and supplement the appropriation made in this section and used for the allocations made in this section.

16. a. Of the funds appropriated in this section, up to $50,000 may be transferred by the department to the appropriation made in this division of this Act to the department for the same fiscal year for general administration to be used for associated administrative expenses.

b. Of the funds appropriated in this section, up to $400,000 may be transferred by the department to the appropriation made to the department in this division of this Act for the same fiscal year for Medicaid program-related general administration planning and implementation activities. The funds may be used for contracts or for personnel in addition to the amounts appropriated for general administration for the fiscal year.

c. Of the funds appropriated in this section, up to $3,000,000 may be transferred by the department to the appropriations made in this division of this Act for the same fiscal year for general administration or health program operations to be used to support the development and implementation of standardized assessment tools for persons with mental illness, an intellectual disability, a developmental disability, or a brain injury.

17. Of the funds appropriated in this section, $150,000 shall be used for lodging expenses associated with care provided at the university of Iowa hospitals and clinics for patients with cancer whose travel distance is 30 miles or more and whose income is at or below 200 percent of the federal

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poverty level as defined by the most recently revised poverty income guidelines published by the United States department of health and human services. The department of human services shall establish the maximum number of overnight stays and the maximum rate reimbursed for overnight lodging, which may be based on the state employee rate established by the department of administrative services. The funds allocated in this subsection shall not be used as nonfederal share matching funds.

18. Of the funds appropriated in this section, up to $3,383,880 shall be used for administration of the state family planning services program pursuant to section 217.41B, and of this amount, the department may use up to $200,000 for administrative expenses.

19. Of the funds appropriated in this section, $1,545,530 shall be used and may be transferred to other appropriations in this division of this Act as necessary to administer the provisions in the division of this Act relating to Medicaid program administration.

Sec. 54. HEALTH PROGRAM OPERATIONS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For health program operations:

..... $ 17,831,343

1. The department of inspections and appeals shall provide all state matching funds for survey and certification activities performed by the department of inspections and appeals. The department of human services is solely responsible for distributing the federal matching funds for such activities.

2. Of the funds appropriated in this section, $50,000 shall be used for continuation of home and community-based services waiver quality assurance programs, including the review and

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streamlining of processes and policies related to oversight and quality management to meet state and federal requirements.

3. Of the amount appropriated in this section, up to $200,000 may be transferred to the appropriation for general administration in this division of this Act to be used for the development of key health initiatives such as development and oversight of managed care programs and development of health strategies targeted toward improved quality and reduced costs in the Medicaid program.

4. Of the funds appropriated in this section, $1,000,000 shall be used for planning and development, in cooperation with the department of public health, of a phased-in program to provide a dental home for children.

5. a. Of the funds appropriated in this section, $573,000 shall be credited to the autism support program fund created in section 225D.2 to be used for the autism support program created in chapter 225D, with the exception of the following amount of this allocation which shall be used as follows:

b. Of the funds allocated in this subsection, $25,000 shall be used for the public purpose of continuation of a grant to a nonprofit provider of child welfare services that has been in existence for more than 115 years, is located in a county with a population between 200,000 and 220,000 according to the most recent federal decennial census, is licensed as a psychiatric medical institution for children, and provides school-based programming, to be used for support services for children with autism spectrum disorder and their families.

Sec. 55. STATE SUPPLEMENTARY ASSISTANCE.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the state supplementary assistance program:

..... $ 7,349,002

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2. The department shall increase the personal needs allowance for residents of residential care facilities by the same percentage and at the same time as federal supplemental security income and federal social security benefits are increased due to a recognized increase in the cost of living. The department may adopt emergency rules to implement this subsection.

3. If during the fiscal year beginning July 1, 2022, the department projects that state supplementary assistance expenditures for a calendar year will not meet the federal pass-through requirement specified in Tit. XVI of the federal Social Security Act, section 1618, as codified in 42 U.S.C. §1382g, the department may take actions including but not limited to increasing the personal needs allowance for residential care facility residents and making programmatic adjustments or upward adjustments of the residential care facility or in-home health-related care reimbursement rates prescribed in this division of this Act to ensure that federal requirements are met. In addition, the department may make other programmatic and rate adjustments necessary to remain within the amount appropriated in this section while ensuring compliance with federal requirements. The department may adopt emergency rules to implement the provisions of this subsection.

4. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated, including for liability amounts associated with the supplemental nutrition assistance program payment error rate, until the close of the succeeding fiscal year.

Sec. 56. CHILDREN'S HEALTH INSURANCE PROGRAM.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the

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purpose designated:

For maintenance of the healthy and well kids in Iowa (hawk-i) program pursuant to chapter 514I, including supplemental dental services, for receipt of federal financial participation under Tit. XXI of the federal Social Security Act, which creates the children's health insurance program:

..... $ 48,326,863

2. Of the funds appropriated in this section, $162,029 is allocated for continuation of the contract for outreach with the department of public health.

3. A portion of the funds appropriated in this section may be transferred to the appropriations made in this division of this Act for field operations or health program operations to be used for the integration of hawk-i program eligibility, payment, and administrative functions under the purview of the department of human services, including for the Medicaid management information system upgrade.

Sec. 57. CHILD CARE ASSISTANCE. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For child care programs:

..... $ 40,816,931

1. Of the funds appropriated in this section, $34,966,931 shall be used for state child care assistance in accordance with section 237A.13.

2. Nothing in this section shall be construed or is intended as or shall imply a grant of entitlement for services to persons who are eligible for assistance due to an income level consistent with the waiting list requirements of section 237A.13. Any state obligation to provide services pursuant to this section is limited to the extent of the funds appropriated in this section.

3. A list of the registered and licensed child care

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facilities operating in the area served by a child care resource and referral service shall be made available to the families receiving state child care assistance in that area.

4. Of the funds appropriated in this section, $5,850,000 shall be credited to the early childhood programs grants account in the early childhood Iowa fund created in section 256I.11. The moneys shall be distributed for funding of community-based early childhood programs targeted to children from birth through five years of age developed by early childhood Iowa areas in accordance with approved community plans as provided in section 256I.8.

5. The department may use any of the funds appropriated in this section as a match to obtain federal funds for use in expanding child care assistance and related programs. For the purpose of expenditures of state and federal child care funding, funds shall be considered obligated at the time expenditures are projected or are allocated to the department's service areas. Projections shall be based on current and projected caseload growth, current and projected provider rates, staffing requirements for eligibility determination and management of program requirements including data systems management, staffing requirements for administration of the program, contractual and grant obligations and any transfers to other state agencies, and obligations for decategorization or innovation projects.

6. A portion of the state match for the federal child care and development block grant shall be provided as necessary to meet federal matching funds requirements through the state general fund appropriation made for child development grants and other programs for at-risk children in section 279.51.

7. If a uniform reduction ordered by the governor under section 8.31 or other operation of law, transfer, or federal funding reduction reduces the appropriation made in this section for the fiscal year, the percentage reduction in the amount paid out to or on behalf of the families participating

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in the state child care assistance program shall be equal to or less than the percentage reduction made for any other purpose payable from the appropriation made in this section and the federal funding relating to it. The percentage reduction to the other allocations made in this section shall be the same as the uniform reduction ordered by the governor or the percentage change of the federal funding reduction, as applicable. If there is an unanticipated increase in federal funding provided for state child care services, the entire amount of the increase, except as necessary to meet federal requirements including quality set asides, shall be used for state child care assistance payments. If the appropriations made for purposes of the state child care assistance program for the fiscal year are determined to be insufficient, it is the intent of the general assembly to appropriate sufficient funding for the fiscal year in order to avoid establishment of waiting list requirements.

8. Notwithstanding section 8.33, moneys advanced for purposes of the programs developed by early childhood Iowa areas, advanced for purposes of wraparound child care, or received from the federal appropriations made for the purposes of this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 58. JUVENILE INSTITUTION. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. a. For operation of the state training school at Eldora and for salaries, support, maintenance, and miscellaneous purposes:

..... $ 17,397,068

b. Of the funds appropriated in this subsection, $91,000

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shall be used for distribution to licensed classroom teachers at this and other institutions under the control of the department of human services based upon the average student yearly enrollment at each institution as determined by the department.

2. A portion of the moneys appropriated in this section shall be used by the state training school at Eldora for grants for adolescent pregnancy prevention activities at the institution in the fiscal year beginning July 1, 2022.

3. Of the funds appropriated in this subsection, $212,000 shall be used by the state training school at Eldora for a substance use disorder treatment program at the institution for the fiscal year beginning July 1, 2022.

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

Sec. 59. CHILD AND FAMILY SERVICES.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For child and family services:

..... $ 89,071,930

2. The department may transfer funds appropriated in this section as necessary to pay the nonfederal costs of services reimbursed under the medical assistance program, state child care assistance program, or the family investment program which are provided to children who would otherwise receive services paid under the appropriation in this section. The department may transfer funds appropriated in this section to the appropriations made in this division of this Act for general administration and for field operations for resources necessary

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to implement and operate the services funded in this section.

3. a. Of the funds appropriated in this section, up to $31,500,000 is allocated as the statewide expenditure target under section 232.143 for group foster care maintenance and services. If the department projects that such expenditures for the fiscal year will be less than the target amount allocated in this paragraph "a", the department may reallocate the excess to provide additional funding for family foster care, independent living, family-centered services, shelter care, or the child welfare emergency services addressed with the allocation for shelter care.

b. If at any time after September 30, 2022, annualization of a service area's current expenditures indicates a service area is at risk of exceeding its group foster care expenditure target under section 232.143 by more than 5 percent, the department and juvenile court services shall examine all group foster care placements in that service area in order to identify those which might be appropriate for termination. In addition, any aftercare services believed to be needed for the children whose placements may be terminated shall be identified. The department and juvenile court services shall initiate action to set dispositional review hearings for the placements identified. In such a dispositional review hearing, the juvenile court shall determine whether needed aftercare services are available and whether termination of the placement is in the best interest of the child and the community.

4. In accordance with the provisions of section 232.188, the department shall continue the child welfare and juvenile justice funding initiative during fiscal year 2022-2023. Of the funds appropriated in this section, $1,717,000 is allocated specifically for expenditure for fiscal year 2022-2023 through the decategorization services funding pools and governance boards established pursuant to section 232.188.

5. A portion of the funds appropriated in this section may be used for emergency family assistance to provide other

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resources required for a family participating in a family preservation or reunification project or successor project to stay together or to be reunified.

6. Of the funds appropriated in this section, a sufficient amount is allocated for shelter care and the child welfare emergency services contracting implemented to provide for or prevent the need for shelter care.

7. Federal funds received by the state during the fiscal year beginning July 1, 2022, as the result of the expenditure of state funds appropriated during a previous state fiscal year for a service or activity funded under this section are appropriated to the department to be used as additional funding for services and purposes provided for under this section. Notwithstanding section 8.33, moneys received in accordance with this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for the purposes designated until the close of the succeeding fiscal year.

8. a. Of the funds appropriated in this section, up to $3,290,000 is allocated for the payment of the expenses of court-ordered services provided to juveniles who are under the supervision of juvenile court services, which expenses are a charge upon the state pursuant to section 232.141, subsection 4. Of the amount allocated in this paragraph "a", up to $1,556,000 shall be made available to provide school-based supervision of children adjudicated under chapter 232, of which not more than $15,000 may be used for the purpose of training. A portion of the cost of each school-based liaison officer shall be paid by the school district or other funding source as approved by the chief juvenile court officer.

b. Of the funds appropriated in this section, up to $748,000 is allocated for the payment of the expenses of court-ordered services provided to children who are under the supervision of the department, which expenses are a charge upon the state pursuant to section 232.141, subsection 4.

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c. Notwithstanding section 232.141 or any other provision of law to the contrary, the amounts allocated in this subsection shall be distributed to the judicial districts as determined by the state court administrator and to the department's service areas as determined by the administrator of the department of human services' division of child and family services. The state court administrator and the division administrator shall make the determination of the distribution amounts on or before June 15, 2022.

d. Notwithstanding chapter 232 or any other provision of law to the contrary, a district or juvenile court shall not order any service which is a charge upon the state pursuant to section 232.141 if there are insufficient court-ordered services funds available in the district court or departmental service area distribution amounts to pay for the service. The chief juvenile court officer and the departmental service area manager shall encourage use of the funds allocated in this subsection such that there are sufficient funds to pay for all court-related services during the entire year. The chief juvenile court officers and departmental service area managers shall attempt to anticipate potential surpluses and shortfalls in the distribution amounts and shall cooperatively request the state court administrator or division administrator to transfer funds between the judicial districts' or departmental service areas' distribution amounts as prudent.

e. Notwithstanding any provision of law to the contrary, a district or juvenile court shall not order a county to pay for any service provided to a juvenile pursuant to an order entered under chapter 232 which is a charge upon the state under section 232.141, subsection 4.

f. Of the funds allocated in this subsection, not more than $83,000 may be used by the judicial branch for administration of the requirements under this subsection.

g. Of the funds allocated in this subsection, $17,000 shall be used by the department of human services to support

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the interstate commission for juveniles in accordance with the interstate compact for juveniles as provided in section 232.173.

9. Of the funds appropriated in this section, $12,253,000 is allocated for juvenile delinquent graduated sanctions services. Any state funds saved as a result of efforts by juvenile court services to earn a federal Tit. IV-E match for juvenile court services administration may be used for the juvenile delinquent graduated sanctions services.

10. Of the funds appropriated in this section, $1,658,000 is transferred to the department of public health to be used for the child protection center grant program for child protection centers located in Iowa in accordance with section 135.118. The grant amounts under the program shall be equalized so that each center receives a uniform base amount of $245,000, and so that the remaining funds are awarded through a funding formula based upon the volume of children served. To increase access to child protection center services for children in rural areas, the funding formula for the awarding of the remaining funds shall provide for the awarding of an enhanced amount to eligible grantees to develop and maintain satellite centers in underserved regions of the state.

11. Of the funds appropriated in this section, $4,025,000 is allocated for the preparation for adult living program pursuant to section 234.46.

12. Of the funds appropriated in this section, $227,000 shall be used for the public purpose of continuing a grant to a nonprofit human services organization, providing services to individuals and families in multiple locations in southwest Iowa and Nebraska for support of a project providing immediate, sensitive support and forensic interviews, medical exams, needs assessments, and referrals for victims of child abuse and their nonoffending family members.

13. Of the funds appropriated in this section, $300,000 is allocated for the foster care youth council approach of

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providing a support network to children placed in foster care.

14. Of the funds appropriated in this section, $202,000 is allocated for use pursuant to section 235A.1 for continuation of the initiative to address child sexual abuse implemented pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection 21.

15. Of the funds appropriated in this section, $630,000 is allocated for the community partnership for child protection sites.

16. Of the funds appropriated in this section, $371,000 is allocated for the department's minority youth and family projects under the redesign of the child welfare system.

17. Of the funds appropriated in this section, $851,000 is allocated for funding of the community circle of care collaboration for children and youth in northeast Iowa.

18. Of the funds appropriated in this section, at least $147,000 shall be used for the continuation of the child welfare provider training academy, a collaboration between the coalition for family and children's services in Iowa and the department.

19. Of the funds appropriated in this section, $211,000 shall be used for continuation of the central Iowa system of care program grant through June 30, 2023.

20. Of the funds appropriated in this section, $235,000 shall be used for the public purpose of the continuation and expansion of a system of care program grant implemented in Cerro Gordo and Linn counties to utilize a comprehensive and long-term approach for helping children and families by addressing the key areas in a child's life of childhood basic needs, education and work, family, and community.

21. Of the funds appropriated in this section, $110,000 shall be used for the public purpose of funding community-based services and other supports with a system of care approach for children with a serious emotional disturbance and their families through a nonprofit provider of child welfare services

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that has been in existence for more than 115 years, is located in a county with a population of more than 200,000 but less than 235,000 according to the latest certified federal census, is licensed as a psychiatric medical institution for children, and was a system of care grantee prior to July 1, 2022.

22. If a separate funding source is identified that reduces the need for state funds within an allocation under this section, the allocated state funds may be redistributed to other allocations under this section for the same fiscal year.

23. Of the funds appropriated in this section, a portion may be used for family-centered services for purposes of complying with the federal Family First Prevention Services Act of 2018, Pub. L. No. 115-123, and successor legislation.

Sec. 60. ADOPTION SUBSIDY.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

a. For adoption subsidy payments and related costs and for other services provided under paragraph "b", subparagraph (2):
..... $ 40,596,007

b. (1) Of the funds appropriated in this section, a sufficient amount is allocated for adoption subsidy payments and related costs.

(2) Any funds appropriated in this section remaining after the allocation under subparagraph (1) are designated and allocated as state savings resulting from implementation of the federal Fostering Connections to Success and Increasing Adoptions Act of 2008, Pub. L. No. 110-351, and successor legislation, as determined in accordance with 42 U.S.C. §673(a)(8), and shall be used for post-adoption services and for other purposes allowed under these federal laws, Tit. IV-B or Tit. IV-E of the federal Social Security Act.

(a) The department of human services may transfer funds

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allocated in this subparagraph (2) to the appropriation for child and family services in this division of this Act for the purposes designated in this subparagraph (2).

(b) Notwithstanding section 8.33, moneys allocated under this subparagraph (2) shall not revert to any fund but shall remain available for the purposes designated in this subparagraph (2) until expended.

2. The department may transfer funds appropriated in this section to the appropriation made in this division of this Act for general administration for costs paid from the appropriation relating to adoption subsidy.

3. Federal funds received by the state during the fiscal year beginning July 1, 2022, as the result of the expenditure of state funds during a previous state fiscal year for a service or activity funded under this section are appropriated to the department to be used as additional funding for the services and activities funded under this section. Notwithstanding section 8.33, moneys received in accordance with this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert to any fund but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 61. JUVENILE DETENTION HOME FUND. Moneys deposited in the juvenile detention home fund created in section 232.142 during the fiscal year beginning July 1, 2022, and ending June 30, 2023, are appropriated to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, for distribution of an amount equal to a percentage of the costs of the establishment, improvement, operation, and maintenance of county or multicounty juvenile detention homes in the fiscal year beginning July 1, 2021. Moneys appropriated for distribution in accordance with this section shall be allocated among eligible detention homes, prorated on the basis of an eligible detention home's proportion of the costs of all eligible detention homes in the fiscal year beginning July

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1 1, 2021. The percentage figure shall be determined by the
2 department based on the amount available for distribution for
3 the fund. Notwithstanding section 232.142, subsection 3, the
4 financial aid payable by the state under that provision for the
5 fiscal year beginning July 1, 2022, shall be limited to the
6 amount appropriated for the purposes of this section.
7 Sec. 62. FAMILY SUPPORT SUBSIDY PROGRAM.
8 1. There is appropriated from the general fund of the
9 state to the department of human services for the fiscal year
10 beginning July 1, 2022, and ending June 30, 2023, the following
11 amount, or so much thereof as is necessary, to be used for the
12 purpose designated:
13 For the family support subsidy program subject to the
14 enrollment restrictions in section 225C.37, subsection 3:
15 ..... $ 949,282
16 2. At least $922,735 of the moneys appropriated in this
17 section is transferred to the department of public health for
18 the family support center component of the comprehensive family
19 support program under chapter 225C, subchapter V.
20 3. If at any time during the fiscal year, the amount of
21 funding available for the family support subsidy program
22 is reduced from the amount initially used to establish the
23 figure for the number of family members for whom a subsidy
24 is to be provided at any one time during the fiscal year,
25 notwithstanding section 225C.38, subsection 2, the department
26 shall revise the figure as necessary to conform to the amount
27 of funding available.
28 Sec. 63. CONNER DECREE. There is appropriated from the
29 general fund of the state to the department of human services
30 for the fiscal year beginning July 1, 2022, and ending June 30,
31 2023, the following amount, or so much thereof as is necessary,
32 to be used for the purpose designated:
33 For building community capacity through the coordination
34 and provision of training opportunities in accordance with the
35 consent decree of Conner v. Branstad, No. 4-86-CV-30871 (S.D.

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Iowa, July 14, 1994):
..... $ 33,632

Sec. 64. MENTAL HEALTH INSTITUTES.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For operation of the state mental health institute at Cherokee as required by chapters 218 and 226 for salaries, support, maintenance, and miscellaneous purposes:
..... $ 16,058,356

b. For operation of the state mental health institute at Independence as required by chapters 218 and 226 for salaries, support, maintenance, and miscellaneous purposes:
..... $ 20,628,077

2. a. Notwithstanding sections 218.78 and 249A.11, any revenue received from the state mental health institute at Cherokee or the state mental health institute at Independence pursuant to 42 C.F.R §438.6(e) may be retained and expended by the mental health institute.

b. Notwithstanding sections 218.78 and 249A.11, any COVID-19 related funding received through federal funding sources by the state mental health institute at Cherokee or the state mental health institute at Independence may be retained and expended by the mental health institute.

3. Notwithstanding any provision of law to the contrary, a Medicaid member residing at the state mental health institute at Cherokee or the state mental health institute at Independence shall retain Medicaid eligibility during the period of the Medicaid member's stay for which federal financial participation is available.

4. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain

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available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 65. STATE RESOURCE CENTERS.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the state resource center at Glenwood for salaries, support, maintenance, and miscellaneous purposes:

..... $ 14,802,873

b. For the state resource center at Woodward for salaries, support, maintenance, and miscellaneous purposes:

..... $ 13,698,094

2. The department may continue to bill for state resource center services utilizing a scope of services approach used for private providers of intermediate care facilities for persons with an intellectual disability services, in a manner which does not shift costs between the medical assistance program, counties, or other sources of funding for the state resource centers.

3. The state resource centers may expand the time-limited assessment and respite services during the fiscal year.

4. If the department's administration and the department of management concur with a finding by a state resource center's superintendent that projected revenues can reasonably be expected to pay the salary and support costs for a new employee position, or that such costs for adding a particular number of new positions for the fiscal year would be less than the overtime costs if new positions would not be added, the superintendent may add the new position or positions. If the vacant positions available to a resource center do not include the position classification desired to be filled, the state resource center's superintendent may reclassify any vacant position as necessary to fill the desired position. The

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superintendents of the state resource centers may, by mutual agreement, pool vacant positions and position classifications during the course of the fiscal year in order to assist one another in filling necessary positions.

5. If existing capacity limitations are reached in operating units, a waiting list is in effect for a service or a special need for which a payment source or other funding is available for the service or to address the special need, and facilities for the service or to address the special need can be provided within the available payment source or other funding, the superintendent of a state resource center may authorize opening not more than two units or other facilities and begin implementing the service or addressing the special need during fiscal year 2022-2023.

6. Notwithstanding section 8.33, and notwithstanding the amount limitation specified in section 222.92, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 66. SEXUALLY VIOLENT PREDATORS.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For costs associated with the commitment and treatment of sexually violent predators in the unit located at the state mental health institute at Cherokee, including costs of legal services and other associated costs, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 13,643,727

2. Unless specifically prohibited by law, if the amount charged provides for recoupment of at least the entire amount of direct and indirect costs, the department of human services

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may contract with other states to provide care and treatment of persons placed by the other states at the unit for sexually violent predators at Cherokee. The moneys received under such a contract shall be considered to be repayment receipts and used for the purposes of the appropriation made in this section.

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

Sec. 67. FIELD OPERATIONS.

1. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For field operations, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 61,362,351

2. Priority in filling full-time equivalent positions shall be given to those positions related to child protection services and eligibility determination for low-income families.

Sec. 68. GENERAL ADMINISTRATION. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For general administration, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 14,542,189

1. The department shall report at least monthly to the general assembly concerning the department's operational and program expenditures.

2. Of the funds appropriated in this section, $150,000 shall

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be used to contract for the provision of a program to provide technical assistance, support, and consultation to providers of habilitation services and home and community-based services waiver services for adults with disabilities under the medical assistance program.

3. Of the funds appropriated in this section, $50,000 is transferred to the Iowa finance authority to be used for administrative support of the council on homelessness established in section 16.2D and for the council to fulfill its duties in addressing and reducing homelessness in the state.

4. Of the funds appropriated in this section, $200,000 shall be transferred to and deposited in the administrative fund of the Iowa ABLE savings plan trust created in section 12I.4, to be used for implementation and administration activities of the Iowa ABLE savings plan trust.

5. Of the funds appropriated in this section, $200,000 is transferred to the economic development authority for the Iowa commission on volunteer services to continue to be used for the RefugeeRISE AmeriCorps program established under section 15H.8 for member recruitment and training to improve the economic well-being and health of economically disadvantaged refugees in local communities across Iowa. Funds transferred may be used to supplement federal funds under federal regulations.

6. Of the funds appropriated in this section, up to $300,000 shall be used as follows:

a. To address the department's responsibility to support the work of the children's behavioral health system state board and implementation of the services required pursuant to section 331.397.

b. To support the cost of establishing and implementing new or additional services required pursuant to sections 331.397 and 331.397A.

c. Of the amount allocated, $32,000 shall be transferred to the department of public health to support the costs of establishing and implementing new or additional services

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required pursuant to sections 331.397 and 331.397A.

Sec. 69. DEPARTMENT-WIDE DUTIES. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes at facilities under the purview of the department of human services:

..... $ 2,879,274

Sec. 70. VOLUNTEERS. There is appropriated from the general fund of the state to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For development and coordination of volunteer services:

..... $ 84,686

Sec. 71. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE DEPARTMENT OF HUMAN SERVICES.

1. a. (1) (a) For the fiscal year beginning July 1, 2022, the department shall rebase case-mix nursing facility rates effective July 1, 2022, to the extent possible within the state funding, including the $20,000,000 appropriated for this purpose.

(b) For the fiscal year beginning July 1, 2022, non-case-mix and special population nursing facilities shall be reimbursed in accordance with the methodology in effect on June 30 of the prior fiscal year.

(c) For managed care claims, the department of human services shall adjust the payment rate floor for nursing facilities, annually, to maintain a rate floor that is no lower than the Medicaid fee-for-service case-mix adjusted rate calculated in accordance with subparagraph division (a) and 441 IAC 81.6. The department shall then calculate adjusted

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reimbursement rates, including but not limited to add-on payments, annually, and shall notify Medicaid managed care organizations of the adjusted reimbursement rates within 30 days of determining the adjusted reimbursement rates. Any adjustment of reimbursement rates under this subparagraph division shall be budget neutral to the state budget.

(d) For the fiscal year beginning July 1, 2022, Medicaid managed care long-term services and supports capitation rates shall be adjusted to reflect the rebasing pursuant to subparagraph division (a) for the patient populations residing in Medicaid-certified nursing facilities.

(2) Medicaid managed care organizations shall adjust facility-specific rates based upon payment rate listings issued by the department. The rate adjustments shall be applied prospectively from the effective date of the rate letter issued by the department.

b. (1) For the fiscal year beginning July 1, 2022, the department shall establish the pharmacy dispensing fee reimbursement at $10.07 per prescription, until a cost of dispensing survey is completed. The actual dispensing fee shall be determined by a cost of dispensing survey performed by the department and required to be completed by all medical assistance program participating pharmacies every two years, adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year. A change in the dispensing fee shall become effective following federal approval of the Medicaid state plan.

(2) The department shall utilize an average acquisition cost reimbursement methodology for all drugs covered under the medical assistance program in accordance with 2012 Iowa Acts, chapter 1133, section 33.

c. (1) For the fiscal year beginning July 1, 2022, reimbursement rates for outpatient hospital services shall remain at the rates in effect on June 30, 2022, subject to

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Medicaid program upper payment limit rules, and adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year.

(2) For the fiscal year beginning July 1, 2022, reimbursement rates for inpatient hospital services shall remain at the rates in effect on June 30, 2022, subject to Medicaid program upper payment limit rules, and adjusted as necessary to maintain expenditures within the amount appropriated to the department for this purpose for the fiscal year.

(3) For the fiscal year beginning July 1, 2022, under both fee-for-service and managed care administration of the Medicaid program, critical access hospitals shall be reimbursed for inpatient and outpatient services based on the hospital-specific critical access hospital cost adjustment factor methodology utilizing the most recent and complete cost reporting period as applied prospectively within the funds appropriated for such purpose for the fiscal year.

(4) For the fiscal year beginning July 1, 2022, the graduate medical education and disproportionate share hospital fund shall remain at the amount in effect on June 30, 2022, except that the portion of the fund attributable to graduate medical education shall be reduced in an amount that reflects the elimination of graduate medical education payments made to out-of-state hospitals.

(5) In order to ensure the efficient use of limited state funds in procuring health care services for low-income Iowans, funds appropriated in this Act for hospital services shall not be used for activities which would be excluded from a determination of reasonable costs under the federal Medicare program pursuant to 42 U.S.C. §1395x(v)(1)(N).

d. For the fiscal year beginning July 1, 2022, reimbursement rates for hospices and acute psychiatric hospitals shall be increased in accordance with increases under the federal

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Medicare program or as supported by their Medicare audited costs.

e. For the fiscal year beginning July 1, 2022, independent laboratories and rehabilitation agencies shall be reimbursed using the same methodology in effect on June 30, 2022.

f. (1) For the fiscal year beginning July 1, 2022, reimbursement rates for home health agencies shall continue to be based on the Medicare low utilization payment adjustment (LUPA) methodology with state geographic wage adjustments. The department shall continue to update the rates every two years to reflect the most recent Medicare LUPA rates to the extent possible within the state funding appropriated for this purpose.

(2) For the fiscal year beginning July 1, 2022, rates for private duty nursing and personal care services under the early and periodic screening, diagnostic, and treatment program benefit shall be calculated based on the methodology in effect on June 30, 2022.

g. For the fiscal year beginning July 1, 2022, federally qualified health centers and rural health clinics shall receive cost-based reimbursement for 100 percent of the reasonable costs for the provision of services to recipients of medical assistance.

h. For the fiscal year beginning July 1, 2022, the reimbursement rates for dental services shall remain at the rates in effect on June 30, 2022.

i. (1) For the fiscal year beginning July 1, 2022, reimbursement rates for non-state-owned psychiatric medical institutions for children shall be based on the reimbursement methodology in effect on June 30, 2022.

(2) As a condition of participation in the medical assistance program, enrolled providers shall accept the medical assistance reimbursement rate for any covered goods or services provided to recipients of medical assistance who are children under the custody of a psychiatric medical institution for

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children.

j. For the fiscal year beginning July 1, 2022, unless otherwise specified in this Act, all noninstitutional medical assistance provider reimbursement rates shall remain at the rates in effect on June 30, 2022, except for area education agencies, local education agencies, infant and toddler services providers, home and community-based services providers including consumer-directed attendant care providers under a section 1915(c) or 1915(i) waiver, targeted case management providers, and those providers whose rates are required to be determined pursuant to section 249A.20, or to meet federal mental health parity requirements.

k. Notwithstanding any provision to the contrary, for the fiscal year beginning July 1, 2022, the reimbursement rate for anesthesiologists shall remain at the rates in effect on June 30, 2022, and updated on January 1, 2023, to align with the most current Iowa Medicare anesthesia rate.

l. Notwithstanding section 249A.20, for the fiscal year beginning July 1, 2022, the average reimbursement rate for health care providers eligible for use of the federal Medicare resource-based relative value scale reimbursement methodology under section 249A.20 shall remain at the rate in effect on June 30, 2022; however, this rate shall not exceed the maximum level authorized by the federal government.

m. For the fiscal year beginning July 1, 2022, the reimbursement rate for residential care facilities shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement. The flat reimbursement rate for facilities electing not to file annual cost reports shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement.

n. For the fiscal year beginning July 1, 2022, the reimbursement rates for inpatient mental health services

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provided at hospitals shall remain at the rates in effect on June 30, 2022, subject to Medicaid program upper payment limit rules; and psychiatrists shall be reimbursed at the medical assistance program fee-for-service rate in effect on June 30, 2022.

o. For the fiscal year beginning July 1, 2022, community mental health centers may choose to be reimbursed for the services provided to recipients of medical assistance through either of the following options:

(1) For 100 percent of the reasonable costs of the services.

(2) In accordance with the alternative reimbursement rate methodology approved by the department of human services in effect on June 30, 2022.

p. For the fiscal year beginning July 1, 2022, the reimbursement rate for providers of family planning services that are eligible to receive a 90 percent federal match shall remain at the rates in effect on June 30, 2022.

q. For the fiscal year beginning July 1, 2022, the upper limits and reimbursement rates for providers of home and community-based services waiver services and habilitation services shall be reimbursed using the reimbursement methodology in effect on June 30, 2022.

r. For the fiscal year beginning July 1, 2022, the reimbursement rates for emergency medical service providers shall remain at the rates in effect on June 30, 2022, or as approved by the centers for Medicare and Medicaid services of the United States department of health and human services.

s. For the fiscal year beginning July 1, 2022, reimbursement rates for substance-related disorder treatment programs licensed under section 125.13 shall remain at the rates in effect on June 30, 2022.

t. For the fiscal year beginning July 1, 2022, assertive community treatment per diem rates shall remain at the rates in effect on June 30, 2022.

u. For the fiscal year beginning July 1, 2022, the

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reimbursement rate for family-centered services providers shall be established by contract.

2. For the fiscal year beginning July 1, 2022, the reimbursement rate for providers reimbursed under the in-home-related care program shall not be less than the minimum payment level as established by the federal government to meet the federally mandated maintenance of effort requirement.

3. Unless otherwise directed in this section, when the department's reimbursement methodology for any provider reimbursed in accordance with this section includes an inflation factor, this factor shall not exceed the amount by which the consumer price index for all urban consumers increased during the calendar year ending December 31, 2002.

4. Notwithstanding section 234.38, for the fiscal year beginning July 1, 2022, the foster family basic daily maintenance rate and the maximum adoption subsidy rate for children ages 0 through 5 years shall be $16.78, the rate for children ages 6 through 11 years shall be $17.45, the rate for children ages 12 through 15 years shall be $19.10, and the rate for children and young adults ages 16 and older shall be $19.35. For youth ages 18 to 23 who have exited foster care, the preparation for adult living program maintenance rate shall be up to $602.70 per month as calculated based on the age of the participant. The maximum payment for adoption subsidy nonrecurring expenses shall be limited to $500 and the disallowance of additional amounts for court costs and other related legal expenses implemented pursuant to 2010 Iowa Acts, chapter 1031, section 408, shall be continued.

5. For the fiscal year beginning July 1, 2022, the maximum reimbursement rates for social services providers under contract shall remain at the rates in effect on June 30, 2022, or the provider's actual and allowable cost plus inflation for each service, whichever is less. However, if a new service or service provider is added after June 30, 2022, the initial reimbursement rate for the service or provider shall be based

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upon a weighted average of provider rates for similar services.

6. a. For the fiscal year beginning July 1, 2022, the reimbursement rates for resource family recruitment and retention contractors shall be established by contract.

b. For the fiscal year beginning July 1, 2022, the reimbursement rates for supervised apartment living foster care providers shall be established by contract.

7. For the fiscal year beginning July 1, 2022, the reimbursement rate for group foster care providers shall be the combined service and maintenance reimbursement rate established by contract.

8. The group foster care reimbursement rates paid for placement of children out of state shall be calculated according to the same rate-setting principles as those used for in-state providers, unless the director of human services or the director's designee determines that appropriate care cannot be provided within the state. The payment of the daily rate shall be based on the number of days in the calendar month in which service is provided.

9. a. For the fiscal year beginning July 1, 2022, the reimbursement rate paid for shelter care and the child welfare emergency services implemented to provide or prevent the need for shelter care shall be established by contract.

b. For the fiscal year beginning July 1, 2022, the combined service and maintenance components of the reimbursement rate paid for shelter care services shall be based on the financial and statistical report submitted to the department. The maximum reimbursement rate shall be $101.83 per day. The department shall reimburse a shelter care provider at the provider's actual and allowable unit cost, plus inflation, not to exceed the maximum reimbursement rate.

c. Notwithstanding section 232.141, subsection 8, for the fiscal year beginning July 1, 2022, the amount of the statewide average of the actual and allowable rates for reimbursement of juvenile shelter care homes that is utilized for the limitation

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on recovery of unpaid costs shall remain at the amount in effect for this purpose in the fiscal year beginning July 1, 2021.

10. For the fiscal year beginning July 1, 2022, the department shall calculate reimbursement rates for intermediate care facilities for persons with an intellectual disability at the 80th percentile. Beginning July 1, 2022, the rate calculation methodology shall utilize the consumer price index inflation factor applicable to the fiscal year beginning July 1, 2022.

11. Effective July 1, 2022, the child care provider reimbursement rates shall remain at the rates in effect on June 30, 2022. The department shall set rates in a manner so as to provide incentives for a nonregistered provider to become registered by applying any increase only to registered and licensed providers.

12. The department may adopt emergency rules to implement this section.

Sec. 72. EMERGENCY RULES.

1. If specifically authorized by a provision of this division of this Act, the department of human services or the mental health and disabilities services commission may adopt administrative rules under section 17A.4, subsection 3, and section 17A.5, subsection 2, paragraph "b", to implement provisions of this division of this Act and the rules shall become effective immediately upon filing or on a later effective date specified in the rules, unless the effective date of the rules is delayed or the applicability of the rules is suspended by the administrative rules review committee. Any rules adopted in accordance with this section shall not take effect before the rules are reviewed by the administrative rules review committee. The delay authority provided to the administrative rules review committee under section 17A.8, subsections 9 and 10, shall be applicable to a delay imposed under this section, notwithstanding a provision in

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those subsections making them inapplicable to section 17A.5, subsection 2, paragraph "b". Any rules adopted in accordance with the provisions of this section shall also be published as a notice of intended action as provided in section 17A.4.

2. If during a fiscal year, the department of human services is adopting rules in accordance with this section or as otherwise directed or authorized by state law, and the rules will result in an expenditure increase beyond the amount anticipated in the budget process or if the expenditure was not addressed in the budget process for the fiscal year, the department shall notify the legislative services agency and the department of management concerning the rules and the expenditure increase. The notification shall be provided at least 30 calendar days prior to the date notice of the rules is submitted to the administrative rules coordinator and the administrative code editor.

Sec. 73. REPORTS. Any reports or other information required to be compiled and submitted under this Act during the fiscal year beginning July 1, 2022, shall be submitted to the general assembly on or before the dates specified for submission of the reports or information.

Sec. 74. EFFECTIVE UPON ENACTMENT. The following provisions of this division of this Act, being deemed of immediate importance, take effect upon enactment:

The provision relating to section 232.141 and directing the state court administrator and the division administrator of the department of human services division of child and family services to make the determination, by June 15, 2022, of the distribution of funds allocated for the payment of the expenses of court-ordered services provided to juveniles which are a charge upon the state.

DIVISION XII

HEALTH CARE ACCOUNTS AND FUNDS —— FY 2022-2023

Sec. 75. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is appropriated from the pharmaceutical settlement account created

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in section 249A.33 to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

Notwithstanding any provision of law to the contrary, to supplement the appropriations made in this Act for health program operations under the medical assistance program for the fiscal year beginning July 1, 2022, and ending June 30, 2023:

..... $ 234,193

Sec. 76. QUALITY ASSURANCE TRUST FUND —— DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to the contrary and subject to the availability of funds, there is appropriated from the quality assurance trust fund created in section 249L.4 to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, for the purposes designated:

To supplement the appropriation made in this Act from the general fund of the state to the department of human services for medical assistance for the same fiscal year:

..... $ 56,305,139

Sec. 77. HOSPITAL HEALTH CARE ACCESS TRUST FUND —— DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to the contrary and subject to the availability of funds, there is appropriated from the hospital health care access trust fund created in section 249M.4 to the department of human services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, for the purposes designated:

To supplement the appropriation made in this Act from the general fund of the state to the department of human services for medical assistance for the same fiscal year:

..... $ 33,920,554

Sec. 78. MEDICAL ASSISTANCE PROGRAM —— NONREVERSION FOR FY 2022-2023. Notwithstanding section 8.33, if moneys

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appropriated for purposes of the medical assistance program for the fiscal year beginning July 1, 2022, and ending June 30, 2023, from the general fund of the state, the quality assurance trust fund, and the hospital health care access trust fund, are in excess of actual expenditures for the medical assistance program and remain unencumbered or unobligated at the close of the fiscal year, the excess moneys shall not revert but shall remain available for expenditure for the purposes of the medical assistance program until the close of the succeeding fiscal year.

DIVISION XIII

DECATEGORIZATION CARRYOVER FUNDING

Sec. 79. DECATEGORIZATION CARRYOVER FUNDING FY 2019 —— TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188, subsection 5, paragraph "b", any state-appropriated moneys in the funding pool that remained unencumbered or unobligated at the close of the fiscal year beginning July 1, 2018, and were deemed carryover funding to remain available for the two succeeding fiscal years that still remain unencumbered or unobligated at the close of the fiscal year beginning July 1, 2020, shall not revert but shall be transferred to the medical assistance program for the fiscal year beginning July 1, 2021.

Sec. 80. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 81. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to July 1, 2020.

DIVISION XIV

PRIOR APPROPRIATIONS AND OTHER PROVISIONS

FAMILY INVESTMENT PROGRAM ACCOUNT

Sec. 82. 2019 Iowa Acts, chapter 85, section 9, as amended by 2020 Iowa Acts, chapter 1121, section 20, is amended by adding the following new subsection:

NEW SUBSECTION. 8. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert

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but shall remain available for expenditure for the purposes designated, and may be transferred to other appropriations made in this division of this Act as necessary to carry out the initiatives included in the report submitted on nonreversion of funds required pursuant to 2020 Iowa Acts, chapter 1121, section 43, until the close of the succeeding fiscal year.

CHILD AND FAMILY SERVICES

Sec. 83. 2019 Iowa Acts, chapter 85, section 19, as amended by 2020 Iowa Acts, chapter 1121, section 23, is amended by adding the following new subsection:

NEW SUBSECTION. 25. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purpose of the redesign of the child welfare system, until the close of the succeeding fiscal year.

Sec. 84. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION XV

EXTENSION OF FUTURE REPEAL — HOSPITAL HEALTH CARE ACCESS ASSESSMENT PROGRAM

Sec. 85. Section 249M.5, Code 2021, is amended to read as follows:

249M.5 Future repeal.

This chapter is repealed July 1, ~~2021~~ 2023.

Sec. 86. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION XVI

PUBLIC ASSISTANCE PROGRAM OVERSIGHT

Sec. 87. NEW SECTION. **239.1 Definitions.**

As used in this chapter, unless the context otherwise requires:

1. *"Applicant"* means an individual who is applying for public assistance benefits in the state.

2. *"Asset"* or *"asset test"* means all assets of the members

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of the applicant's household, including all of the following:

a. All bank accounts, excluding retirement accounts of members of the household.

b. All cash, excluding the first two thousand dollars of members of the household.

c. All lottery and gambling income of the household whether received as a lump sum or installment payments.

d. All real estate, excluding the primary household residence and surrounding lot.

e. All other personal property excluding personal belongings, household goods, and one vehicle.

3. "*Department*" means the department of human services.

4. "*Public assistance*" means SNAP (the supplemental nutrition assistance program), the Medicaid program, FIP (the family investment program), and CHIP (the children's health insurance program).

5. "*Real-time system*" means real-time electronic access to a system that allows verification of all applicable public assistance program eligibility information based on the most recent information available to the department through nonmodeled earned and unearned income, such as commercially available wage data.

6. "*Recipient*" means an individual who is receiving public assistance benefits in the state.

Sec. 88. NEW SECTION. **239.2 Asset test for supplemental nutrition assistance program.**

1. For the purposes of determining eligibility for receipt of SNAP benefits, the department shall conduct an asset test on all members of the applicant's household. The allowable financial resources to be included in or excluded from a determination of eligibility for SNAP shall be those specified in 7 U.S.C. §2014(g)(1).

2. Prior to determining eligibility for SNAP benefits, the department shall access, at a minimum, for every member of the applicant's household, the following information from

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the following federal, state, and miscellaneous sources, or successor sources:

a. Federal sources and information:

(1) Earned and unearned income information maintained by the internal revenue service.

(2) The following sources and information maintained by the United States social security administration:

(a) Earned income information.

(b) Death register information.

(c) Prisoner or incarceration status information.

(d) Supplemental security income information maintained in the state data exchange database.

(e) Beneficiary records and earnings information maintained in the beneficiary and earnings data exchange database.

(f) Earnings and pension information maintained in the beneficiary earnings exchange record system database.

(3) The following sources and information maintained by the United States department of health and human services:

(a) Income and employment information maintained in the national directory of new hires database by the office of child support enforcement of the administration for children and families.

(b) Other federal data sources maintained by the office of child support enforcement of the administration for children and families.

b. State sources and information:

(1) The department's sources and information including but not limited to all of the following:

(a) Income and employment information maintained by the child support recovery unit.

(b) Child care assistance information maintained by the division of child and family services.

(c) Enrollment status in other public assistance programs.

(2) The department of workforce development sources and information including all of the following:

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(a) Employment information.

(b) Employer weekly, monthly, and quarterly reports of income and unemployment insurance payments.

(3) The Iowa public employees' retirement system for earnings and pension information.

c. Miscellaneous sources:

(1) Any existing real-time database of persons currently receiving benefits in other states, such as the national accuracy clearinghouse.

(2) Any databases maintained by the Iowa lottery commission.

(3) Any existing real-time eligibility system that includes employment and income information maintained by a consumer reporting agency, as defined by the federal Fair Credit Reporting Act, 15 U.S.C. §1681a, for the purpose of obtaining real-time employment and income information.

3. Prior to determining eligibility for SNAP benefits, the department shall access information for every member of the applicant's household from the following public records:

a. A nationwide public records data source of physical asset ownership. The data source may include but is not limited to real property, automobiles, watercraft, aircraft, and luxury vehicles, or any other vehicle owned by the applicant.

b. National and state financial institutions in order to locate undisclosed depository accounts or verify account balances of disclosed accounts.

4. The department shall enter into a memorandum of understanding with any department, division, bureau, section, unit, or any other subunit of a department to obtain the information specified in this section.

5. The provisions of this section shall not apply if every member of the applicant's household receives supplemental security income.

Sec. 89. NEW SECTION. **239.3 Verification and authentication systems —— public assistance programs.**

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S.F. _____ H.F. _____

1. By July 1, 2023, the department shall redesign an existing system; establish a new computerized income, asset, and identity eligibility verification system; or contract with a third-party vendor to provide for identity verification, identity authentication, asset verification, and dual enrollment prevention in order to deter waste, fraud, and abuse in each public assistance program administered by the department.

2. The department may contract with a third-party vendor to develop or provide a service for a real-time eligibility system that allows the department to verify or authenticate income, assets, and identity eligibility of applicants and recipients to prevent fraud, misrepresentation, and inadequate documentation when determining eligibility for public assistance programs. The system shall be accessed prior to determining eligibility, periodically between eligibility redeterminations, and during eligibility redeterminations and reviews. The department may also contract with a third-party vendor to provide information to facilitate reviews of recipient eligibility conducted by the department. Specifically, the department may contract with a third-party consumer reporting agency, as defined by the federal Fair Credit Reporting Act, 15 U.S.C. §1681a, for the purpose of obtaining real-time employment and income information.

3. A contract entered into under this section shall provide, at a minimum, for all of the following:

a. The establishment of the annual savings amount from utilization of the system or service, and a provision that the contract may be terminated contingent upon the savings not exceeding the total yearly cost to the state for utilization of the system or service.

b. That the contract shall not preclude the department from continuing to conduct additional eligibility verification or authentication processes, to receive, review, or verify additional information related to the eligibility of an

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individual, or from contracting with a third-party vendor to provide additional eligibility authentication or verification information.

4. The department shall seek federal approval as necessary to implement and administer this section.

Sec. 90. NEW SECTION. **239.4 Public assistance programs — applicant and recipient eligibility verification.**

1. All applications for initial public assistance program benefits and all determinations of ongoing recipient eligibility shall be processed through a system as specified in this section. Complete initial applications shall be processed within the minimum period required by federal law. Prior to determining initial eligibility of an applicant for, or ongoing eligibility of a recipient of, public assistance, the department shall access information for every applicant or recipient from the following federal, state, and other sources:

a. Federal sources and information:

(1) Earned and unearned income information maintained by the internal revenue service.

(2) The following sources and information maintained by the United States social security administration:

(a) Earned income information.

(b) Death register information.

(c) Prisoner or incarceration status information.

(d) Supplemental security income information maintained in the state data exchange database.

(e) Beneficiary records and earnings information maintained in the beneficiary and earnings data exchange database.

(f) Earnings and pension information maintained in the beneficiary earnings exchange record system database.

(3) The following sources and information maintained by the United States department of health and human services:

(a) Income and employment information maintained in the national directory of new hires database by the office of child support enforcement of the administration for children and

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families.

(b) Other federal data sources maintained by the office of child support enforcement of the administration for children and families.

(4) Information maintained by the United States citizenship and immigration services of the United States department of homeland security.

(5) Payment information for public housing and section 8 housing assistance guidelines maintained by the United States department of housing and urban development.

(6) National fleeing felon information maintained by the United States federal bureau of investigation.

b. State sources and information:

(1) The department's sources and information including but not limited to all of the following:

(a) Income and employment information maintained by the child support recovery unit.

(b) Child care assistance information maintained by the division of child and family services.

(c) Enrollment status in other public assistance programs.

(2) The department of workforce development sources and information including all of the following:

(a) Employment information.

(b) Employer weekly, monthly, and quarterly reports of income and unemployment insurance payments.

(3) The Iowa public employees' retirement system for earnings and pension information.

c. Other sources including all of the following:

(1) Any existing real-time database of persons currently receiving benefits in other states, such as the national accuracy clearinghouse.

(2) An available database of persons who currently hold a license, permit, or certificate from any state agency, the cost of which exceeds five hundred dollars.

(3) Wage reporting and similar information maintained by

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states contiguous to Iowa.

(4) A third-party consumer reporting agency, as defined by the federal Fair Credit Reporting Act, 15 U.S.C. §1681a, for the purpose of obtaining real-time employment and income information.

2. Prior to determining the initial eligibility of an applicant for, or the ongoing eligibility of a recipient of, public assistance benefits, the department shall access information for every applicant or recipient from, at a minimum, the following public records:

a. A nationwide public records data source of physical asset ownership. The data source may include but is not limited to real property, automobiles, watercraft, aircraft, and luxury vehicles, or any other vehicle owned by the applicant for or recipient of assistance.

b. A nationwide public records data source of incarcerated individuals.

c. A nationwide best address and driver's license data source to verify that individuals are residents of the state.

d. A comprehensive public records database from which the department may identify potential identity fraud or identity theft that is capable of closely associating name, social security number, date of birth, phone, and address information.

e. National and local financial institutions in order to locate undisclosed depository accounts or verify account balances of disclosed accounts.

f. Outstanding default or arrest warrant information.

3. The state may contract with a third-party consumer reporting agency, as defined by the federal Fair Credit Reporting Act, 15 U.S.C. §1681a, for the purpose of obtaining real-time employment and income information under this section.

Sec. 91. NEW SECTION. **239.5 Identity authentication.**

Unless otherwise prohibited by federal law or regulation, prior to the department awarding public assistance benefits, an applicant shall complete a computerized identity authentication

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process to confirm the identity of the applicant. Identity authentication shall be accomplished through a knowledge-based questionnaire consisting of financial and personal questions. The questionnaire shall contain questions tailored to assist persons without a bank account or those who have poor access to financial and banking services or who do not have an established credit history. The questionnaire may be submitted by the applicant online, in person, or via telephone.

Sec. 92. NEW SECTION. **239.6 Case review of applicant and recipient information.**

1. If the information obtained from a review of an applicant's or recipient's information under this chapter does not result in the department finding a discrepancy or change in an individual's circumstances affecting eligibility, the department shall take no further action.

2. If the information obtained from a review of the applicant's or recipient's information under this chapter results in the department finding a discrepancy or change in the individual's circumstances affecting eligibility, the department shall respond in accordance with the provisions of section 239.8.

Sec. 93. NEW SECTION. **239.7 Notice and right to be heard.**

1. An applicant for, or recipient of, public assistance shall be provided written notice and the opportunity to explain any issues identified in a review performed under this chapter for initial eligibility or redetermination of eligibility. Unless otherwise prohibited by federal law or regulation, a self-declaration by an applicant or recipient shall not be accepted as verification of categorical and financial eligibility during such review.

2. The notice provided to the applicant or recipient shall describe in sufficient detail the circumstances of the issue identified, the manner in which the applicant or recipient may respond, and the consequences of failing to respond to the notice or resolve the issue identified. The applicant or

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recipient shall be provided ten days to respond to the notice. The department may request additional information as necessary to reach a decision.

3. An applicant or recipient may respond to the notice as follows:

a. By disagreeing with the findings of the department. If the applicant or recipient responds in a timely manner and disagrees with the findings of the department, the department shall reevaluate the circumstances to determine if the applicant's or recipient's position is valid. If, through reevaluation, the department finds that the department is in error, the department shall take immediate action to correct the error. If, through reevaluation, the department affirms that the applicant's or recipient's position is invalid, the department shall determine the effect on the applicant's or recipient's eligibility and take appropriate action. Written notice of the department's determination and the actions taken shall be provided to the applicant or recipient.

b. By agreeing with the findings of the department. If the applicant or recipient responds in a timely manner and agrees with the findings of the department, the department shall determine the effect on the applicant's or recipient's eligibility and take appropriate action. Written notice of the department's determination and actions taken shall be provided to the applicant or recipient.

4. If the applicant or recipient fails to respond to the notice in a timely manner, the department shall provide notice to terminate the applicant's application or to discontinue the recipient's enrollment for failure to cooperate, and shall terminate the applicant's application or discontinue the recipient's enrollment. The applicant's or recipient's eligibility for such public assistance shall not be established or reestablished until the issue has been resolved.

Sec. 94. NEW SECTION. **239.8 Referrals for fraud, misrepresentation, or inadequate documentation.**

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1. Following a review of an applicant's or recipient's eligibility under this chapter, the department may refer cases of suspected fraud along with any supportive information to the department of inspections and appeals for review.

2. In cases of substantiated fraud, upon conviction, the state shall review all appropriate legal options including but not limited to removal of a recipient from other public assistance programs and garnishment of wages or state income tax refunds until the department recovers an equal amount of benefits fraudulently claimed.

3. The department may refer suspected cases of fraud, misrepresentation, or inadequate documentation relating to initial or continued eligibility to appropriate state agencies, divisions, or departments for review of eligibility issues in programs providing public benefits other than those as defined in this chapter.

Sec. 95. NEW SECTION. **239.9 Administration — rules — reporting.**

1. The department of human services shall adopt rules pursuant to chapter 17A to administer this chapter.

2. The department shall submit a report to the governor and the general assembly by January 15, 2024, and by January 15 annually thereafter through January 15, 2028, detailing the impact of the verification and authentication measures taken under this chapter. The report shall include data for all affected public assistance programs including the number of cases reviewed, the number of cases closed, the number of fraud investigation referrals made, and the amount of savings and cost avoidance realized from the provisions of this chapter.

Sec. 96. IMPLEMENTATION.

1. The department of human services shall request federal approval including for any state plan amendment or waiver necessary to administer this Act.

2. The provisions of this Act requiring federal approval shall be implemented upon receipt of such federal approval.

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3. The provisions of this Act not requiring federal approval shall be implemented as specified in this Act, or if not specified in this Act, no later than July 1, 2023.

4. The department may contract with multiple third-party vendors to administer this Act.

EXPLANATION

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

This bill relates to appropriations for health and human services for fiscal years 2021-2022 and 2022-2023 to the department of veterans affairs, Iowa veterans home, department on aging (IDA), office of long-term care ombudsman, department of public health (DPH), Iowa finance authority, department of human rights, and department of human services (DHS). The bill is organized into divisions for each fiscal year.

DEPARTMENT ON AGING. This division makes appropriations from the general fund of the state to the department on aging.

OFFICE OF LONG-TERM CARE OMBUDSMAN. This division makes appropriations from the general fund of the state to the office of long-term care ombudsman.

DEPARTMENT OF PUBLIC HEALTH. This division makes appropriations from the general fund of the state and from the sports wagering receipts fund to the department of public health.

DEPARTMENT OF VETERANS AFFAIRS AND IOWA VETERANS HOME. This division makes appropriations from the general fund of the state to the department of veterans affairs for administration, the Iowa veterans home, for transfer to the Iowa finance authority for the home ownership assistance program and for the county commissions of veteran affairs.

DEPARTMENT OF HUMAN SERVICES. This division makes appropriations from the general fund of the state and the federal temporary assistance for needy families block grant to DHS. The allocation for the family development and self-sufficiency grant program is made directly to

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the department of human rights. The reimbursement section addresses reimbursement for providers reimbursed by the department of human services.

HEALTH CARE ACCOUNTS AND FUNDS. This division makes certain health-related appropriations. A number of the appropriations are made for purposes of the Medicaid program in addition to the general fund appropriations made for this purpose for the same fiscal year.

DECATEGORIZATION CARRYOVER FUNDING. This division provides for the transfer of carryover decategorization funds that remained unencumbered or unobligated at the close of the fiscal year beginning July 1, 2020, to the Medicaid program for FY 2021-2022. The division takes effect upon enactment and is retroactively applicable to July 1, 2020.

PRIOR APPROPRIATIONS AND OTHER PROVISIONS. This division provides that funds appropriated to the department of human services and credited to the family investment program account that remain unencumbered or unobligated at the close of FY 2020-2021 shall not revert but shall remain available for expenditure for the purposes designated, and may be transferred to other appropriations as necessary to carry out the initiatives included in the report submitted on nonreversion of funds required pursuant to 2020 Iowa Acts, chapter 1121, section 43, until the close of the succeeding fiscal year.

The division also provides that funds appropriated to the department of human services for child and family services that remain unencumbered or unobligated at the close of FY 2020-2021 shall not revert but shall remain available for expenditure for the purpose of the redesign of the child welfare system, until the close of the succeeding fiscal year.

The division takes effect upon enactment.

EXTENSION OF REPEAL FOR HOSPITAL HEALTH CARE ACCESS ASSESSMENT PROGRAM. This division extends the repeal of the hospital health care access assessment program chapter, Code chapter 249M, from July 1, 2021, to July 1, 2023. This

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provision takes effect upon enactment.

PUBLIC ASSISTANCE PROGRAM OVERSIGHT. This division relates to public assistance program oversight, including various eligibility verification and authentication measures under new Code chapter 239 relating to the supplemental nutrition assistance program (SNAP), the Medicaid program, the family investment program (FIP), and the children's health insurance program (CHIP).

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Bcc:

Subject: Governor's Budget Bill - Capitals Appropriation

Date: Mon Mar 08 2021 08:51:15 CST

Attachments: 1017XG.pdf

The following Governor's budget bill, approved for release by the Department of Management:

1017XG	Capitals Appropriation

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Document ID: 0.7.2312.31676-000001
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Last Modified: Mon Mar 08 08:51:15 CST 2021

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SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR BUDGET BILL)

A BILL FOR

An Act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, and providing for related matters.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. _____ H.F. _____

DIVISION I

REBUILD IOWA INFRASTRUCTURE FUND

Section 1. REBUILD IOWA INFRASTRUCTURE FUND — APPROPRIATIONS. There is appropriated from the rebuild Iowa infrastructure fund to the following departments and agencies for the following fiscal years, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

a. (1) For deposit in the water quality initiative fund created in section 466B.45 for purposes of supporting the water quality initiative administered by the division of soil conservation and water quality as provided in section 466B.42, including salaries, support, maintenance, and miscellaneous purposes, notwithstanding section 8.57, subsection 5, paragraph "c":

FY 2021-2022:

..... $ 5,200,000

FY 2022-2023:

..... $ 5,200,000

(2) (a) The moneys appropriated in this lettered paragraph shall be used to support demonstration projects in subwatersheds as designated by the department that are part of high-priority watersheds identified by the water resources coordinating council.

(b) The moneys appropriated in this lettered paragraph shall be used to support demonstration projects in watersheds generally, including regional watersheds, as designated by the division and high-priority watersheds identified by the water resources coordinating council.

(3) In supporting projects in watersheds and subwatersheds as provided in subparagraph (2), all of the following shall apply:

(a) The demonstration projects shall utilize water quality practices as described in the latest revision of the document

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entitled "Iowa Nutrient Reduction Strategy" initially presented in November 2012 by the department of agriculture and land stewardship, the department of natural resources, and Iowa state university of science and technology.

(b) The division shall implement demonstration projects as provided in subparagraph division (a) by providing for participation by persons who hold a legal interest in agricultural land used in farming. To every extent practical, the division shall provide for collaborative participation by such persons who hold a legal interest in agricultural land located within the same subwatershed.

(c) The division shall implement demonstration projects on a cost-share basis as determined by the division. Except for edge-of-field practices, the state's share of the amount shall not exceed 50 percent of the estimated cost of establishing the practice as determined by the division or 50 percent of the actual cost of establishing the practice, whichever is less.

(d) The demonstration projects shall be used to educate other persons about the feasibility and value of establishing similar water quality practices. The division shall promote field day events for purposes of allowing interested persons to establish water quality practices on their agricultural land.

(e) The division shall conduct water quality evaluations within supported subwatersheds. Within a reasonable period after accumulating information from such evaluations, the division shall create an aggregated database of water quality practices. Any information identifying a person holding a legal interest in agricultural land or specific agricultural land shall be a confidential record.

(4) The moneys appropriated in this lettered paragraph shall be used to support education and outreach in a manner that encourages persons who hold a legal interest in agricultural land used for farming to implement water quality practices, including the establishment of such practices in watersheds generally, and not limited to subwatersheds or

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high-priority watersheds.

(5) The moneys appropriated in this lettered paragraph may be used to contract with persons to coordinate the implementation of efforts provided in this paragraph.

(6) The moneys appropriated in this lettered paragraph may be used by the department to support urban soil and water conservation efforts, which may include but are not limited to management practices related to bioretention, landscaping, the use of permeable or pervious pavement, and soil quality restoration. The moneys shall be allocated on a cost-share basis as provided in chapter 161A.

(7) Notwithstanding any other provision of law to the contrary, the department may use moneys appropriated in this lettered paragraph to carry out the provisions of this paragraph on a cost-share basis in combination with other moneys available to the department from a state or federal source.

(8) Not more than 10 percent of the moneys appropriated in this lettered paragraph may be used for costs of administration and implementation of the water quality initiative administered by the soil conservation division.

b. For deposit in the renewable fuels infrastructure fund created in section 159A.16 for renewable fuel infrastructure programs:

FY 2020-2021:

..... $ 5,000,000

FY 2022-2023:

..... $ 5,000,000

2. DEPARTMENT FOR THE BLIND

For building repairs for the building located at 524 Fourth Street, Des Moines, Iowa:

FY 2021-2022:

..... $ 139,100

3. DEPARTMENT OF CORRECTIONS

For the remodel and expansion of the kitchen and visitation

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areas at the Clarinda treatment complex:

FY 2021-2022:

..... $ 5,242,619

FY 2022-2023:

..... $ 4,000,000

4. DEPARTMENT OF CULTURAL AFFAIRS

a. For deposit in the Iowa great places program fund created in section 303.3D for Iowa great places program projects that meet the definition of "vertical infrastructure" in section 8.57, subsection 5, paragraph "c":

FY 2021-2022:

..... $ 1,000,000

FY 2022-2023:

..... $ 1,000,000

b. For grants to nonprofit organizations committed to strengthening communities through youth development, healthy living, and social responsibility for costs associated with the renovation and maintenance of facility infrastructure at facilities located in cities with a population of less than 28,000 as determined by the 2010 federal decennial census:

FY 2021-2022:

..... $ 250,000

FY 2022-2023:

..... $ 250,000

5. ECONOMIC DEVELOPMENT AUTHORITY

a. For deposit in the community attraction and tourism fund created in section 15F.204:

FY 2021-2022:

..... $ 5,000,000

FY 2022-2023:

..... $ 5,000,000

b. For equal distribution to regional sports authority districts certified by the department pursuant to section 15E.321, notwithstanding section 8.57, subsection 5, paragraph "c":

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FY 2021-2022:
..... $ 500,000
FY 2022-2023:
..... $ 500,000

6. DEPARTMENT OF HUMAN SERVICES

For converting dorm space into individual rooms at the Eldora institution:

FY 2021-2022:
..... $ 6,500,000

7. DEPARTMENT OF NATURAL RESOURCES

a. For implementation of lake projects that have established watershed improvement initiatives and community support in accordance with the department's annual lake restoration plan and report, notwithstanding section 8.57, subsection 5, paragraph "c":

FY 2021-2022:
..... $ 9,600,000
FY 2022-2023:
..... $ 9,600,000

b. For state park infrastructure improvements:

FY 2021-2022:
..... $ 2,000,000
FY 2022-2023:
..... $ 2,000,000

c. For water trails and low head dam safety grants:

FY 2021-2022:
..... $ 500,000
FY 2022-2023:
..... $ 500,000

8. DEPARTMENT OF PUBLIC DEFENSE

a. For major maintenance projects at national guard armories and facilities:

FY 2021-2022:
..... $ 1,000,000
FY 2022-2023:

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..... $ 1,000,000

b. For improvement projects for Iowa national guard installations and readiness centers to support operations and training requirements:

FY 2021-2022:

..... $ 1,800,000

FY 2022-2023:

..... $ 1,850,000

c. For construction improvement projects at the Camp Dodge facility:

FY 2021-2022:

..... $ 250,000

FY 2022-2023:

..... $ 250,000

d. The department of public defense shall report to the general assembly by December 15, 2021, regarding the projects the department has funded or intends to fund from moneys appropriated to the department pursuant to this subsection.

9. DEPARTMENT OF PUBLIC SAFETY

a. For payments and other costs due under a financing agreement entered into by the treasurer of state for building the statewide interoperable communications system pursuant to section 29C.23, subsection 2, notwithstanding section 8.57, subsection 5, paragraph "c":

FY 2021-2022:

..... $ 4,114,482

FY 2022-2023:

..... $ 4,118,754

b. For the purchase of portable bomb tech kits, notwithstanding section 8.57, subsection 5, paragraph "c":

FY 2021-2022:

..... $ 565,000

c. For the purchase of investigation response analysis and collection tools, notwithstanding section 8.57, subsection 5, paragraph "c":

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FY 2021-2022:
..... $ 212,000
d. For the purchase of emergency rescue vehicles, notwithstanding section 8.57, subsection 5, paragraph "c":
FY 2021-2022:
..... $ 232,500
FY 2022-2023:
..... $ 232,500
10. BOARD OF REGENTS
For allocation by the state board of regents to the state university of Iowa, Iowa state university of science and technology, and the university of northern Iowa to reimburse the institutions for deficiencies in the operating funds resulting from the pledging of tuition, 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:
FY 2021-2022:
..... $ 28,100,000
FY 2022-2023:
..... $ 28,100,000
11. DEPARTMENT OF TRANSPORTATION
a. For acquiring, constructing, and improving recreational trails within the state:
FY 2021-2022:
..... $ 1,500,000
FY 2022-2023:
..... $ 1,500,000
b. For deposit in the public transit infrastructure grant fund created in section 324A.6A, for projects that meet the definition of vertical infrastructure in section 8.57, subsection 5, paragraph "c":
FY 2021-2022:
..... $ 1,500,000
FY 2022-2023:

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..... $ 1,500,000

c. For deposit in the railroad revolving loan and grant fund created in section 327H.20A, notwithstanding section 8.57, subsection 5, paragraph "c":

FY 2021-2022:

..... $ 1,000,000

FY 2022-2023:

..... $ 1,000,000

d. For vertical infrastructure improvements at the commercial service airports within the state:

FY 2021-2022:

..... $ 1,500,000

FY 2022-2023:

..... $ 1,000,000

e. For vertical infrastructure improvements at general aviation airports within the state:

FY 2021-2022:

..... $ 1,000,000

FY 2022-2023:

..... $ 1,000,000

12. TREASURER OF STATE

For distribution in accordance with chapter 174 to qualified fairs that belong to the association of Iowa fairs for county fair vertical infrastructure improvements:

FY 2021-2022:

..... $ 1,060,000

FY 2022-2023:

..... $ 1,060,000

13. JUDICIAL BRANCH

For furniture and equipment for justice centers located in counties with new buildings the judicial branch is required to furnish, notwithstanding section 8.57, subsection 5, paragraph "c":

FY 2021-2022:

..... $ 2,522,990

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Sec. 2. REVERSION. For purposes of section 8.33, unless specifically provided otherwise, unencumbered or unobligated moneys from an appropriation made in this division of this Act shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that ends three years after the end of the fiscal year for which the appropriation is made. However, if the project or projects for which such appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.

DIVISION II

TECHNOLOGY REINVESTMENT FUND

Sec. 3. TECHNOLOGY REINVESTMENT FUND. There is appropriated from the technology reinvestment fund created in section 8.57C to the following departments and agencies for the following fiscal years, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD

For upgrading the web reporting system:

FY 2021-2022:

..... $ 500,000

FY 2022-2023:

..... $ 500,000

2. OFFICE OF THE CHIEF INFORMATION OFFICER

For implementation of a new state central personnel, accounting, and budget system:

FY 2021-2022:

..... $ 17,000,000

FY 2022-2023:

..... $ 6,230,000

3. DEPARTMENT OF CORRECTIONS

For storage area network replacement:

FY 2021-2022:

..... $ 210,000

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4. DEPARTMENT OF EDUCATION

a. For the continued development and implementation of an educational data warehouse that will be utilized by teachers, parents, school district administrators, area education agency staff, department of education staff, and policymakers:

FY 2021-2022:

..... $ 600,000

FY 2022-2023:

..... $ 600,000

Of the moneys appropriated in this lettered paragraph, the department may use a portion for an e-transcript data system capable of tracking students throughout their education via interconnectivity with multiple schools.

b. For maintenance and lease costs associated with connections for part III of the Iowa communications network:

FY 2021-2022:

..... $ 2,727,000

FY 2022-2023:

..... $ 2,727,000

c. To the public broadcasting division for the replacement of equipment:

FY 2021-2022:

..... $ 1,998,600

FY 2022-2023:

..... $ 1,797,400

5. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT

For the continuing implementation of a statewide mass notification and emergency messaging system:

FY 2021-2022:

..... $ 400,000

FY 2022-2023:

..... $ 400,000

6. DEPARTMENT OF HUMAN RIGHTS

a. For the cost of equipment and computer software for the continued development and implementation of Iowa's criminal

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justice information system:

FY 2021-2022:

..... $ 1,400,000

FY 2022-2023:

..... $ 1,400,000

b. For the costs associated with the justice enterprise data warehouse:

FY 2021-2022:

..... $ 187,980

FY 2022-2023:

..... $ 187,980

7. DEPARTMENT OF HUMAN SERVICES

For technology costs associated with the state poison control center:

FY 2021-2022:

..... $ 34,000

FY 2022-2023:

..... $ 34,000

8. DEPARTMENT OF INSPECTIONS AND APPEALS

For a registry of children receiving foster care:

FY 2021-2022:

..... $ 350,000

9. DEPARTMENT OF MANAGEMENT

a. For the continued development and implementation of a searchable database that can be placed on the internet for budget and financial information:

FY 2021-2022:

..... $ 45,000

FY 2022-2023:

..... $ 45,000

b. For the continued development and implementation of the comprehensive electronic grant management system:

FY 2021-2022:

..... $ 70,000

FY 2022-2023:

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..... $ 70,000

c. For the upgrade of the local government budget and property tax system:

FY 2021-2022:

..... $ 120,000

FY 2022-2023:

..... $ 120,000

d. For the annual licensing of a searchable database that is placed on the internet for budget and financial information:

FY 2021-2022:

..... $ 371,292

FY 2022-2023:

..... $ 382,131

10. DEPARTMENT OF PUBLIC DEFENSE

For technology projects:

FY 2021-2022:

..... $ 100,000

11. DEPARTMENT OF PUBLIC SAFETY

a. For replacement of the computerized criminal history record system:

FY 2021-2022:

..... $ 600,000

b. For replacement of a database appliance:

FY 2021-2022:

..... $ 280,000

c. For replacement of a headquarters data center uninterrupted power supply protection service:

FY 2021-2022:

..... $ 74,000

d. For a human trafficking hotel/motel training system:

FY 2021-2022:

..... $ 98,000

e. For computer tablets for certification testing:

FY 2022-2023:

..... $ 55,000

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f. For replacement of the heating, ventilation, and air conditioning system in the computer room, notwithstanding section 8.578C, subsection 2:

FY 2022-2023:

..... $ 400,000

g. For body cameras, video storage, and uploading capacity of video evidence:

FY 2022-2023:

..... $ 3,098,000

12. DEPARTMENT OF REVENUE

For tax system modernization:

FY 2021-2022:

..... $ 4,070,460

FY 2022-2023:

..... $ 4,070,460

13. DEPARTMENT OF VETERANS AFFAIRS

For technology equipment:

FY 2021-2022:

..... $ 2,500

14. JUDICIAL BRANCH

For voice-over internet protocol phone upgrades at county courthouses:

FY 2021-2022:

..... $ 433,100

Sec. 4. REVERSION. For purposes of section 8.33, unless specifically provided otherwise, unencumbered or unobligated moneys from an appropriation made in this division of this Act shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that ends three years after the end of the fiscal year for which the appropriation is made. However, if the project or projects for which such appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.

DIVISION III

AMERICAN OVERSIGHT

S.F. _____ H.F. _____

MISCELLANEOUS PROVISIONS

Sec. 5. Section 8.57C, subsection 3, paragraph a, Code 2021, is amended to read as follows:

a. There is appropriated from the general fund of the state to the technology reinvestment fund for the following fiscal years, the ~~sum of seventeen million five hundred thousand dollars to the technology reinvestment fund~~ following amounts:

(1) ~~The~~ For the fiscal year beginning July 1, 2014, and ending June 30, 2015, the sum of seventeen million five hundred thousand dollars.

(2) For the fiscal year beginning July 1, 2021, and ending June 30, 2022, the sum of thirty-five million dollars.

(3) For the fiscal year beginning July 1, 2022, and ending June 30, 2023, the sum of twenty-five million dollars.

~~(2)~~ (4) The fiscal year beginning July 1, ~~2021~~ 2023, and for each subsequent fiscal year thereafter, the sum of seventeen million five hundred thousand dollars.

EXPLANATION

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

This bill relates to and makes appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, and provides for related matters. The bill is organized by divisions.

DIVISION I —— REBUILD IOWA INFRASTRUCTURE FUND. This division appropriates project funding for FY 2021-2022 and FY 2022-2023 from the rebuild Iowa infrastructure fund for projects for the departments of agriculture and land stewardship, corrections, cultural affairs, natural resources, public defense, public safety, and transportation, and for the economic development authority, board of regents, and treasurer of state. The division also appropriates project funding from the rebuild Iowa infrastructure fund for FY 2021-2022 to the department for the blind, human services, and the judicial branch.

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DIVISION II —— TECHNOLOGY REINVESTMENT FUND. This division appropriates project funding for FY 2021-2022 and FY 2022-2023 from the technology reinvestment fund for the departments of education, homeland security and emergency management, human rights, human services, management, public safety, revenue, and for the ethics and campaign disclosure board and the office of the chief information officer. This division also appropriates project funding for FY 2021-2022 from the technology reinvestment fund to the departments of corrections, inspections and appeals, public defense, and veterans affairs, and for the judicial branch.

DIVISION III —— MISCELLANEOUS PROVISIONS. Code section 8.57C, concerning the technology reinvestment fund, is amended to provide that the standing appropriation to the fund from the general fund for fiscal years beginning on or after July 1, 2021, is changed to fiscal years beginning on or after July 1, 2023, and to provide for an appropriation to the fund from the general fund for the fiscal year beginning July 1, 2021, of $35 million, and for the fiscal year beginning July 1, 2022, of $25 million.

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Document ID: 0.7.2312.31642

From: Steffensmeier, Samantha [LEGIS] <samantha.steffensmeier@legis.iowa.gov>

To: Bakker, Eric [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=usera91f51d0>; Bousselot, Michael [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=d498ad0051de4a51b3590bff9fce59b9-bousselot,>; Chapman, Jenn [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userfd234f02>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>; Earnhardt, Mary [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user29b3dd88>; Fiihr, Dean [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user7ee0c2da>; Friedrichsen, Jake [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userfae91b88>; Heard, Jake </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=usere1d04aeb>; Hook, Haley [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userd31690a5>; Hunter, Caleb [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userd988c518>; Kattenhorn, Debbie [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user7f15e70e>; Lunde, Joel [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=5b4d423e875b45e39262c582809db737-lunde, joel>; Nading, Mackenzie [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userf0fc210a>; Steven, Laura [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user8ceaecdd>

Cc: McDermott, Timothy [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user30b1b082>

Bcc:

Subject: FW: Governor's Budget Bills

Date: Thu Feb 25 2021 13:16:59 CST

Attachments: 1009XG.pdf
1011XG.pdf
1012XG.pdf
1014XG.pdf
1015XG.pdf
1016XG.pdf

AMERICAN OVERSIGHT

From: Dykstra, Morgan [LEGIS]
Sent: Thursday, February 25, 2021 12:39 PM
To: Steffensmeier, Samantha [LEGIS] <Samantha.Steffensmeier@legis.iowa.gov>
Subject: Governor's Budget Bills

The following Governor's budget bills, approved for release by the Department of Management:

1009XG	Administration and Regulation Appropriation
1011XG	Economic Development Appropriation
1012XG	Education Appropriation
1014XG	Justice Systems Appropriation
1015XG	Judicial Branch Appropriation
1016XG	Transportation Appropriation

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Document ID: 0.7.2312.31642-000001
Owner: Steffensmeier, Samantha [LEGIS] <samantha.steffensmeier@legis.iowa.gov>
Filename: 1009XG.pdf
Last Modified: Thu Feb 25 13:16:59 CST 2021

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SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR BUDGET BILL)

A BILL FOR

An Act relating to and making appropriations involving certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

AMERICAN OVERSIGHT

S.F. _____ H.F. _____

DIVISION I

FY 2021-2022

Section 1. DEPARTMENT OF ADMINISTRATIVE SERVICES.

1. There is appropriated from the general fund of the state to the department of administrative services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 3,603,404

b. For the payment of utility costs:

..... $ 4,104,239

Notwithstanding section 8.33, any excess moneys appropriated for utility costs in this lettered paragraph shall not revert to the general fund of the state at the end of the fiscal year but shall remain available for expenditure for the purposes of this lettered paragraph during the succeeding fiscal year.

c. For Terrace Hill operations:

..... $ 461,674

2. Any moneys and premiums collected by the department for workers' compensation shall be segregated into a separate workers' compensation fund in the state treasury to be used for payment of state employees' workers' compensation claims and administrative costs. Notwithstanding section 8.33, unencumbered or unobligated moneys remaining in this workers' compensation fund at the end of the fiscal year shall not revert but shall be available for expenditure for purposes of the fund for subsequent fiscal years.

Sec. 2. REVOLVING FUNDS. There is appropriated to the department of administrative services for the fiscal year beginning July 1, 2021, and ending June 30, 2022, from the revolving funds designated in chapter 8A and from internal service funds created by the department such amounts as the department deems necessary for the operation of the department

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consistent with the requirements of chapter 8A.

Sec. 3. STATE EMPLOYEE HEALTH INSURANCE ADMINISTRATION CHARGE. For the fiscal year beginning July 1, 2021, and ending June 30, 2022, the monthly per contract administrative charge which may be assessed by the department of administrative services shall be $2 per contract on all health insurance plans administered by the department.

Sec. 4. AUDITOR OF STATE.

1. There is appropriated from the general fund of the state to the office of the auditor of state for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 986,193

2. The auditor of state may retain full-time equivalent positions as is reasonable and necessary to perform governmental subdivision audits which are reimbursable pursuant to section 11.20 or 11.21, to perform audits which are requested by and reimbursable from the federal government, and to perform work requested by and reimbursable from departments or agencies pursuant to section 11.5A or 11.5B. The auditor of state shall notify the department of management, the legislative fiscal committee, and the legislative services agency of the additional full-time equivalent positions retained.

3. The auditor of state shall allocate moneys from the appropriation in this section solely for audit work related to the comprehensive annual financial report, federally required audits, and investigations of embezzlement, theft, or other significant financial irregularities until the audit of the comprehensive annual financial report is complete.

Sec. 5. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There is appropriated from the general fund of the state to the

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Iowa ethics and campaign disclosure board for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 743,505

Sec. 6. OFFICE OF THE CHIEF INFORMATION OFFICER.

1. There is appropriated from the general fund of the state to the office of the chief information officer for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For deposit in the empower rural Iowa broadband grant fund established under section 8B.11 for a broadband grant program:

..... $ 5,000,000

2. There is appropriated to the office of the chief information officer for the fiscal year beginning July 1, 2021, and ending June 30, 2022, from the revolving funds designated in chapter 8B and from internal service funds created by the office such amounts as the office deems necessary for the operation of the office consistent with the requirements of chapter 8B.

3. a. Notwithstanding section 321A.3, subsection 1, for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the first $750,000 collected and transferred to the treasurer of state with respect to the fees for 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 8B.33 for the purposes of developing, implementing, maintaining, and expanding electronic access to government records as provided by law.

b. All fees collected with respect to transactions involving IowAccess shall be deposited in the IowAccess

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revolving fund created under section 8B.33 and shall be used only for the support of IowAccess projects.

Sec. 7. DEPARTMENT OF COMMERCE.

1. There is appropriated from the general fund of the state to the department of commerce for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. ALCOHOLIC BEVERAGES DIVISION

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,075,454

b. PROFESSIONAL LICENSING AND REGULATION BUREAU

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 360,856

2. There is appropriated from the department of commerce revolving fund created in section 546.12 to the department of commerce for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. BANKING DIVISION

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 12,468,015

b. CREDIT UNION DIVISION

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,260,005

c. INSURANCE DIVISION

(1) For salaries, support, maintenance, and miscellaneous purposes:

..... $ 6,367,094

(2) The insurance division may reallocate full-time equivalent positions as necessary to respond to accreditation

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recommendations or requirements.

(3) The insurance division expenditures for examination purposes may exceed the projected receipts, refunds, and reimbursements, estimated pursuant to section 505.7, subsection 7, including the expenditures for retention of additional personnel, if the expenditures are fully reimbursable and the division first does both of the following:

(a) Notifies the department of management, the legislative services agency, and the legislative fiscal committee of the need for the expenditures.

(b) Files with each of the entities named in subparagraph division (a) the legislative and regulatory justification for the expenditures, along with an estimate of the expenditures.

d. UTILITIES DIVISION

(1) For salaries, support, maintenance, and miscellaneous purposes:

..... $ 8,945,727

(2) The utilities division may expend additional moneys, including moneys for additional personnel, if those additional expenditures are actual expenses which exceed the moneys budgeted for utility regulation and the expenditures are fully reimbursable. Before the division expends or encumbers an amount in excess of the moneys budgeted for regulation, the division shall first do both of the following:

(a) Notify the department of management, the legislative services agency, and the legislative fiscal committee of the need for the expenditures.

(b) File with each of the entities named in subparagraph division (a) the legislative and regulatory justification for the expenditures, along with an estimate of the expenditures.

3. CHARGES. Each division and the office of consumer advocate shall include in its charges assessed or revenues generated an amount sufficient to cover the amount stated in its appropriation and any state-assessed indirect costs determined by the department of administrative services.

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Sec. 8. DEPARTMENT OF COMMERCE — PROFESSIONAL LICENSING AND REGULATION BUREAU. There is appropriated from the housing trust fund created pursuant to section 16.181, to the bureau of professional licensing and regulation of the banking division of the department of commerce for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 62,317

Sec. 9. GOVERNOR AND LIEUTENANT GOVERNOR. There is appropriated from the general fund of the state to the offices of the governor and the lieutenant governor for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL OFFICE

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,315,344

2. TERRACE HILL QUARTERS

For the governor's quarters at Terrace Hill, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 142,702

Sec. 10. GOVERNOR'S OFFICE OF DRUG CONTROL POLICY. There is appropriated from the general fund of the state to the governor's office of drug control policy for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, including statewide coordination of the drug abuse resistance education (D.A.R.E.) programs or similar programs:

..... $ 239,271

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Sec. 11. DEPARTMENT OF HUMAN RIGHTS. There is appropriated from the general fund of the state to the department of human rights for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. CENTRAL ADMINISTRATION DIVISION

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 189,071

2. COMMUNITY ADVOCACY AND SERVICES DIVISION

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 956,894

Sec. 12. DEPARTMENT OF INSPECTIONS AND APPEALS. There is appropriated from the general fund of the state to the department of inspections and appeals for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION DIVISION

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 546,312

2. ADMINISTRATIVE HEARINGS DIVISION

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 625,827

3. INVESTIGATIONS DIVISION

a. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,339,591

b. By December 1, 2021, the department, in coordination with the investigations division, shall submit a report to the general assembly concerning the division's activities relative to fraud in public assistance programs for the fiscal year

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beginning July 1, 2020, and ending June 30, 2021. The report shall include but is not limited to a summary of the number of cases investigated, case outcomes, overpayment dollars identified, amount of cost avoidance, and actual dollars recovered.

4. HEALTH FACILITIES DIVISION

a. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 4,866,882

b. The department shall, in coordination with the health facilities division, make the following information available to the public as part of the department's development efforts to revise the department's internet site:

(1) The number of inspections conducted by the division annually by type of service provider and type of inspection.

(2) The total annual operations budget for the division, including general fund appropriations and federal contract dollars received by type of service provider inspected.

(3) The total number of full-time equivalent positions in the division, to include the number of full-time equivalent positions serving in a supervisory capacity, and serving as surveyors, inspectors, or monitors in the field by type of service provider inspected.

(4) Identification of state and federal survey trends, cited regulations, the scope and severity of deficiencies identified, and federal and state fines assessed and collected concerning nursing and assisted living facilities and programs.

c. It is the intent of the general assembly that the department and division continuously solicit input from facilities regulated by the division to assess and improve the division's level of collaboration and to identify new opportunities for cooperation.

5. EMPLOYMENT APPEAL BOARD

a. For salaries, support, maintenance, and miscellaneous purposes:

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..... $ 38,912

b. The employment appeal board shall be reimbursed by the labor services division of the department of workforce development for all costs associated with hearings conducted under chapter 91C, related to contractor registration. The board may expend, in addition to the amount appropriated under this subsection, additional amounts as are directly billable to the labor services division under this subsection and to retain the additional full-time equivalent positions as needed to conduct hearings required pursuant to chapter 91C.

c. The employment appeal board may temporarily exceed and draw more than the amount appropriated in this subsection and incur a negative cash balance as long as there are receivables of federal funds equal to or greater than the negative balance and the amount appropriated in this subsection is not exceeded at the close of the fiscal year.

6. CHILD ADVOCACY BOARD

a. For foster care review and the court appointed special advocate program, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,582,454

b. The department of human services, in coordination with the child advocacy board and the department of inspections and appeals, shall submit an application for funding available pursuant to Tit. IV-E of the federal Social Security Act for claims for child advocacy board administrative review costs.

c. The court appointed special advocate program shall investigate and develop opportunities for expanding fund-raising for the program.

d. Administrative costs charged by the department of inspections and appeals for items funded under this subsection shall not exceed 4 percent of the amount appropriated in this subsection.

7. FOOD AND CONSUMER SAFETY

For salaries, support, maintenance, and miscellaneous

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purposes:
..... $ 574,819

8. APPROPRIATION REALLOCATION. Notwithstanding section 8.39, the department of inspections and appeals, in consultation with the department of management, may reallocate moneys appropriated in this section as necessary to best fulfill the needs of the department provided for in the appropriation. However, the department of inspections and appeals shall not reallocate moneys appropriated to the child advocacy board in this section.

Sec. 13. DEPARTMENT OF INSPECTIONS AND APPEALS —— LICENSE OR REGISTRATION FEES.

1. For the fiscal year beginning July 1, 2021, and ending June 30, 2022, the department of inspections and appeals shall collect any license or registration fees or electronic transaction fees generated during the fiscal year as a result of licensing and registration activities under chapters 99B, 137C, 137D, and 137F.

2. From the fees collected by the department under this section on behalf of a municipal corporation with which the department has an agreement pursuant to section 137F.3, through a statewide electronic licensing system operated by the department, notwithstanding section 137F.6, subsection 2, the department shall remit the amount of those fees to the municipal corporation for whom the fees were collected less any electronic transaction fees collected by the department to enable electronic payment.

3. From the fees collected by the department under this section, other than those fees described in subsection 2, the department shall deposit the amount of $800,000 into the general fund of the state prior to June 30, 2022.

4. From the fees collected by the department under this section, other than those fees described in subsections 2 and 3, the department shall retain the remainder of the fees for the purposes of enforcing the provisions of chapters 99B, 137C,

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137D, and 137F. Notwithstanding section 8.33, moneys retained by the department pursuant to this subsection that remain unencumbered or unobligated at the end of the fiscal year shall not revert but shall remain available for expenditure for the purposes of enforcing the provisions of chapters 99B, 137C, 137D, and 137F during the succeeding fiscal year. The department shall provide an annual report to the department of management and the legislative services agency on fees billed and collected and expenditures from the moneys retained by the department in a format as determined by the department of management in consultation with the legislative services agency.

Sec. 14. RACING AND GAMING COMMISSION —— RACING AND GAMING REGULATION. There is appropriated from the gaming regulatory revolving fund established in section 99F.20 to the racing and gaming commission of the department of inspections and appeals for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes for regulation, administration, and enforcement of pari-mutuel racetracks, excursion boat gambling, and gambling structure laws, sports wagering, and fantasy sports contests:

..... $ 6,869,938

Sec. 15. ROAD USE TAX FUND APPROPRIATION —— DEPARTMENT OF INSPECTIONS AND APPEALS. There is appropriated from the road use tax fund created in section 312.1 to the administrative hearings division of the department of inspections and appeals for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,623,897

Sec. 16. DEPARTMENT OF MANAGEMENT. There is appropriated

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from the general fund of the state to the department of management for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For enterprise resource planning, providing for a salary model administrator, conducting performance audits, and the department's LEAN process and for salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,695,693

Sec. 17. ROAD USE TAX FUND APPROPRIATION — DEPARTMENT OF MANAGEMENT. There is appropriated from the road use tax fund created in section 312.1 to the department of management for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 56,000

Sec. 18. IOWA PUBLIC INFORMATION BOARD. There is appropriated from the general fund of the state to the Iowa public information board for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 358,039

Sec. 19. DEPARTMENT OF REVENUE.

1. There is appropriated from the general fund of the state to the department of revenue for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

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..... $ 15,149,692

2. From the moneys appropriated in subsection 1, the department shall use $400,000 to pay the direct costs of compliance related to the collection and distribution of local sales and services taxes imposed pursuant to chapters 423B and 423E.

3. The director of revenue shall prepare and issue a state appraisal manual and the revisions to the state appraisal manual as provided in section 421.17, subsection 17, without cost to a city or county.

Sec. 20. MOTOR VEHICLE FUEL TAX FUND APPROPRIATION. There is appropriated from the motor vehicle fuel tax fund created pursuant to section 452A.77 to the department of revenue for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for administration and enforcement of the provisions of chapter 452A and the motor vehicle fuel tax program:

..... $ 1,305,775

Sec. 21. SECRETARY OF STATE. There is appropriated from the general fund of the state to the office of the secretary of state for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION AND ELECTIONS

a. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,874,870

b. The state department or agency that provides data processing services to support voter registration file maintenance and storage shall provide those services without charge.

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For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,420,646

Sec. 22. ADDRESS CONFIDENTIALITY PROGRAM REVOLVING FUND APPROPRIATION —— SECRETARY OF STATE. There is appropriated from the address confidentiality program revolving fund created in section 9.8 to the office of the secretary of state for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 195,400

Sec. 23. SECRETARY OF STATE FILING FEES REFUND. Notwithstanding the obligation to collect fees pursuant to the provisions of section 489.117, subsection 1, paragraphs "c" and "q", section 490.122, subsection 1, paragraphs "a" and "s", and section 504.113, subsection 1, paragraphs "a", "c", "d", "j", "k", "l", and "m", for the fiscal year beginning July 1, 2021, the secretary of state may refund these fees to the filer pursuant to rules established by the secretary of state. The decision of the secretary of state not to issue a refund under rules established by the secretary of state is final and not subject to review pursuant to chapter 17A.

Sec. 24. TREASURER OF STATE.

1. There is appropriated from the general fund of the state to the office of treasurer of state for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,017,442

2. The office of treasurer of state shall supply administrative support for the executive council.

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Sec. 25. ROAD USE TAX FUND APPROPRIATION — OFFICE OF TREASURER OF STATE. There is appropriated from the road use tax fund created in section 312.1 to the office of treasurer of state for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For enterprise resource management costs related to the distribution of road use tax funds:

..... $ 93,148

Sec. 26. IPERS — GENERAL OFFICE. There is appropriated from the Iowa public employees' retirement fund created in section 97B.7 to the Iowa public employees' retirement system for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and other operational purposes to pay the costs of the Iowa public employees' retirement system:

..... $ 18,113,022

Sec. 27. IOWA PRODUCTS. As a condition of receiving an appropriation, any agency appropriated moneys pursuant to this division of this Act shall give first preference when purchasing a product to an Iowa product or a product produced by an Iowa-based business. Second preference shall be given to a United States product or a product produced by a business based in the United States.

DIVISION II

STANDING APPROPRIATIONS — LIMITATIONS

Sec. 28. LIMITATION OF STANDING APPROPRIATION — FY 2021-2022. Notwithstanding the standing appropriation in the following designated section for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the amount appropriated from the general fund of the state pursuant to this section for the following designated purpose shall not exceed the following amount:

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For the enforcement of chapter 453D relating to tobacco product manufacturers under section 453D.8:

..... $ 17,525

DIVISION III

FY 2022-2023

Sec. 29. DEPARTMENT OF ADMINISTRATIVE SERVICES.

1. There is appropriated from the general fund of the state to the department of administrative services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 3,603,404

b. For the payment of utility costs:

..... $ 4,104,239

Notwithstanding section 8.33, any excess moneys appropriated for utility costs in this lettered paragraph shall not revert to the general fund of the state at the end of the fiscal year but shall remain available for expenditure for the purposes of this lettered paragraph during the succeeding fiscal year.

c. For Terrace Hill operations:

..... $ 461,674

2. Any moneys and premiums collected by the department for workers' compensation shall be segregated into a separate workers' compensation fund in the state treasury to be used for payment of state employees' workers' compensation claims and administrative costs. Notwithstanding section 8.33, unencumbered or unobligated moneys remaining in this workers' compensation fund at the end of the fiscal year shall not revert but shall be available for expenditure for purposes of the fund for subsequent fiscal years.

Sec. 30. REVOLVING FUNDS. There is appropriated to the department of administrative services for the fiscal year beginning July 1, 2022, and ending June 30, 2023, from the

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revolving funds designated in chapter 8A and from internal service funds created by the department such amounts as the department deems necessary for the operation of the department consistent with the requirements of chapter 8A.

Sec. 31. STATE EMPLOYEE HEALTH INSURANCE ADMINISTRATION CHARGE. For the fiscal year beginning July 1, 2022, and ending June 30, 2023, the monthly per contract administrative charge which may be assessed by the department of administrative services shall be $2 per contract on all health insurance plans administered by the department.

Sec. 32. AUDITOR OF STATE.

1. There is appropriated from the general fund of the state to the office of the auditor of state for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 986,193

2. The auditor of state may retain full-time equivalent positions as is reasonable and necessary to perform governmental subdivision audits which are reimbursable pursuant to section 11.20 or 11.21, to perform audits which are requested by and reimbursable from the federal government, and to perform work requested by and reimbursable from departments or agencies pursuant to section 11.5A or 11.5B. The auditor of state shall notify the department of management, the legislative fiscal committee, and the legislative services agency of the additional full-time equivalent positions retained.

3. The auditor of state shall allocate moneys from the appropriation in this section solely for audit work related to the comprehensive annual financial report, federally required audits, and investigations of embezzlement, theft, or other significant financial irregularities until the audit of the

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comprehensive annual financial report is complete.

Sec. 33. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There is appropriated from the general fund of the state to the Iowa ethics and campaign disclosure board for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 743,505

Sec. 34. OFFICE OF THE CHIEF INFORMATION OFFICER.

1. There is appropriated from the general fund of the state to the office of the chief information officer for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For deposit in the empower rural Iowa broadband grant fund established under section 8B.11 for a broadband grant program:

..... $ 5,000,000

2. There is appropriated to the office of the chief information officer for the fiscal year beginning July 1, 2022, and ending June 30, 2023, from the revolving funds designated in chapter 8B and from internal service funds created by the office such amounts as the office deems necessary for the operation of the office consistent with the requirements of chapter 8B.

3. a. Notwithstanding section 321A.3, subsection 1, for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the first $750,000 collected and transferred to the treasurer of state with respect to the fees for 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 8B.33 for the purposes of developing, implementing, maintaining, and expanding electronic access to government records as provided

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by law.

b. All fees collected with respect to transactions involving IowAccess shall be deposited in the IowAccess revolving fund created under section 8B.33 and shall be used only for the support of IowAccess projects.

Sec. 35. DEPARTMENT OF COMMERCE.

1. There is appropriated from the general fund of the state to the department of commerce for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. ALCOHOLIC BEVERAGES DIVISION

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,075,454

b. PROFESSIONAL LICENSING AND REGULATION BUREAU

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 360,856

2. There is appropriated from the department of commerce revolving fund created in section 546.12 to the department of commerce for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. BANKING DIVISION

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 12,468,015

b. CREDIT UNION DIVISION

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,260,005

c. INSURANCE DIVISION

(1) For salaries, support, maintenance, and miscellaneous purposes:

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..... $ 6,367,094

(2) The insurance division may reallocate full-time equivalent positions as necessary to respond to accreditation recommendations or requirements.

(3) The insurance division expenditures for examination purposes may exceed the projected receipts, refunds, and reimbursements, estimated pursuant to section 505.7, subsection 7, including the expenditures for retention of additional personnel, if the expenditures are fully reimbursable and the division first does both of the following:

(a) Notifies the department of management, the legislative services agency, and the legislative fiscal committee of the need for the expenditures.

(b) Files with each of the entities named in subparagraph division (a) the legislative and regulatory justification for the expenditures, along with an estimate of the expenditures.

d. UTILITIES DIVISION

(1) For salaries, support, maintenance, and miscellaneous purposes:

..... $ 8,945,727

(2) The utilities division may expend additional moneys, including moneys for additional personnel, if those additional expenditures are actual expenses which exceed the moneys budgeted for utility regulation and the expenditures are fully reimbursable. Before the division expends or encumbers an amount in excess of the moneys budgeted for regulation, the division shall first do both of the following:

(a) Notify the department of management, the legislative services agency, and the legislative fiscal committee of the need for the expenditures.

(b) File with each of the entities named in subparagraph division (a) the legislative and regulatory justification for the expenditures, along with an estimate of the expenditures.

3. CHARGES. Each division and the office of consumer advocate shall include in its charges assessed or revenues

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generated an amount sufficient to cover the amount stated in its appropriation and any state-assessed indirect costs determined by the department of administrative services.

Sec. 36. DEPARTMENT OF COMMERCE —— PROFESSIONAL LICENSING AND REGULATION BUREAU. There is appropriated from the housing trust fund created pursuant to section 16.181, to the bureau of professional licensing and regulation of the banking division of the department of commerce for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 62,317

Sec. 37. GOVERNOR AND LIEUTENANT GOVERNOR. There is appropriated from the general fund of the state to the offices of the governor and the lieutenant governor for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL OFFICE

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,315,344

2. TERRACE HILL QUARTERS

For the governor's quarters at Terrace Hill, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 142,702

Sec. 38. GOVERNOR'S OFFICE OF DRUG CONTROL POLICY. There is appropriated from the general fund of the state to the governor's office of drug control policy for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous

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purposes, including statewide coordination of the drug abuse resistance education (D.A.R.E.) programs or similar programs:
..... $ 239,271

Sec. 39. DEPARTMENT OF HUMAN RIGHTS. There is appropriated from the general fund of the state to the department of human rights for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. CENTRAL ADMINISTRATION DIVISION

For salaries, support, maintenance, and miscellaneous purposes:
..... $ 189,071

2. COMMUNITY ADVOCACY AND SERVICES DIVISION

For salaries, support, maintenance, and miscellaneous purposes:
..... $ 956,894

Sec. 40. DEPARTMENT OF INSPECTIONS AND APPEALS. There is appropriated from the general fund of the state to the department of inspections and appeals for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION DIVISION

For salaries, support, maintenance, and miscellaneous purposes:
..... $ 546,312

2. ADMINISTRATIVE HEARINGS DIVISION

For salaries, support, maintenance, and miscellaneous purposes:
..... $ 625,827

3. INVESTIGATIONS DIVISION

a. For salaries, support, maintenance, and miscellaneous purposes:
..... $ 2,339,591

b. By December 1, 2022, the department, in coordination

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with the investigations division, shall submit a report to the general assembly concerning the division's activities relative to fraud in public assistance programs for the fiscal year beginning July 1, 2021, and ending June 30, 2022. The report shall include but is not limited to a summary of the number of cases investigated, case outcomes, overpayment dollars identified, amount of cost avoidance, and actual dollars recovered.

4. HEALTH FACILITIES DIVISION

a. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 4,866,882

b. The department shall, in coordination with the health facilities division, make the following information available to the public as part of the department's development efforts to revise the department's internet site:

(1) The number of inspections conducted by the division annually by type of service provider and type of inspection.

(2) The total annual operations budget for the division, including general fund appropriations and federal contract dollars received by type of service provider inspected.

(3) The total number of full-time equivalent positions in the division, to include the number of full-time equivalent positions serving in a supervisory capacity, and serving as surveyors, inspectors, or monitors in the field by type of service provider inspected.

(4) Identification of state and federal survey trends, cited regulations, the scope and severity of deficiencies identified, and federal and state fines assessed and collected concerning nursing and assisted living facilities and programs.

c. It is the intent of the general assembly that the department and division continuously solicit input from facilities regulated by the division to assess and improve the division's level of collaboration and to identify new opportunities for cooperation.

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5. EMPLOYMENT APPEAL BOARD

a. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 38,912

b. The employment appeal board shall be reimbursed by the labor services division of the department of workforce development for all costs associated with hearings conducted under chapter 91C, related to contractor registration. The board may expend, in addition to the amount appropriated under this subsection, additional amounts as are directly billable to the labor services division under this subsection and to retain the additional full-time equivalent positions as needed to conduct hearings required pursuant to chapter 91C.

c. The employment appeal board may temporarily exceed and draw more than the amount appropriated in this subsection and incur a negative cash balance as long as there are receivables of federal funds equal to or greater than the negative balance and the amount appropriated in this subsection is not exceeded at the close of the fiscal year.

6. CHILD ADVOCACY BOARD

a. For foster care review and the court appointed special advocate program, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,582,454

b. The department of human services, in coordination with the child advocacy board and the department of inspections and appeals, shall submit an application for funding available pursuant to Tit. IV-E of the federal Social Security Act for claims for child advocacy board administrative review costs.

c. The court appointed special advocate program shall investigate and develop opportunities for expanding fund-raising for the program.

d. Administrative costs charged by the department of inspections and appeals for items funded under this subsection shall not exceed 4 percent of the amount appropriated in this

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subsection.

7. FOOD AND CONSUMER SAFETY

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 574,819

8. APPROPRIATION REALLOCATION. Notwithstanding section 8.39, the department of inspections and appeals, in consultation with the department of management, may reallocate moneys appropriated in this section as necessary to best fulfill the needs of the department provided for in the appropriation. However, the department of inspections and appeals shall not reallocate moneys appropriated to the child advocacy board in this section.

Sec. 41. DEPARTMENT OF INSPECTIONS AND APPEALS —— LICENSE OR REGISTRATION FEES.

1. For the fiscal year beginning July 1, 2022, and ending June 30, 2023, the department of inspections and appeals shall collect any license or registration fees or electronic transaction fees generated during the fiscal year as a result of licensing and registration activities under chapters 99B, 137C, 137D, and 137F.

2. From the fees collected by the department under this section on behalf of a municipal corporation with which the department has an agreement pursuant to section 137F.3, through a statewide electronic licensing system operated by the department, notwithstanding section 137F.6, subsection 2, the department shall remit the amount of those fees to the municipal corporation for whom the fees were collected less any electronic transaction fees collected by the department to enable electronic payment.

3. From the fees collected by the department under this section, other than those fees described in subsection 2, the department shall deposit the amount of $800,000 into the general fund of the state prior to June 30, 2023.

4. From the fees collected by the department under this

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section, other than those fees described in subsections 2 and 3, the department shall retain the remainder of the fees for the purposes of enforcing the provisions of chapters 99B, 137C, 137D, and 137F. Notwithstanding section 8.33, moneys retained by the department pursuant to this subsection that remain unencumbered or unobligated at the end of the fiscal year shall not revert but shall remain available for expenditure for the purposes of enforcing the provisions of chapters 99B, 137C, 137D, and 137F during the succeeding fiscal year. The department shall provide an annual report to the department of management and the legislative services agency on fees billed and collected and expenditures from the moneys retained by the department in a format as determined by the department of management in consultation with the legislative services agency.

Sec. 42. RACING AND GAMING COMMISSION —— RACING AND GAMING REGULATION. There is appropriated from the gaming regulatory revolving fund established in section 99F.20 to the racing and gaming commission of the department of inspections and appeals for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes for regulation, administration, and enforcement of pari-mutuel racetracks, excursion boat gambling, and gambling structure laws, sports wagering, and fantasy sports contests:

..... $ 6,869,938

Sec. 43. ROAD USE TAX FUND APPROPRIATION —— DEPARTMENT OF INSPECTIONS AND APPEALS. There is appropriated from the road use tax fund created in section 312.1 to the administrative hearings division of the department of inspections and appeals for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous

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purposes:
..... $ 1,623,897

Sec. 44. DEPARTMENT OF MANAGEMENT. There is appropriated from the general fund of the state to the department of management for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For enterprise resource planning, providing for a salary model administrator, conducting performance audits, and the department's LEAN process and for salaries, support, maintenance, and miscellaneous purposes:
..... $ 2,695,693

Sec. 45. ROAD USE TAX FUND APPROPRIATION — DEPARTMENT OF MANAGEMENT. There is appropriated from the road use tax fund created in section 312.1 to the department of management for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:
..... $ 56,000

Sec. 46. IOWA PUBLIC INFORMATION BOARD. There is appropriated from the general fund of the state to the Iowa public information board for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:
..... $ 358,039

Sec. 47. DEPARTMENT OF REVENUE.

1. There is appropriated from the general fund of the state to the department of revenue for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes

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designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 15,149,692

2. From the moneys appropriated in subsection 1, the department shall use $400,000 to pay the direct costs of compliance related to the collection and distribution of local sales and services taxes imposed pursuant to chapters 423B and 423E.

3. The director of revenue shall prepare and issue a state appraisal manual and the revisions to the state appraisal manual as provided in section 421.17, subsection 17, without cost to a city or county.

Sec. 48. MOTOR VEHICLE FUEL TAX FUND APPROPRIATION. There is appropriated from the motor vehicle fuel tax fund created pursuant to section 452A.77 to the department of revenue for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for administration and enforcement of the provisions of chapter 452A and the motor vehicle fuel tax program:

..... $ 1,305,775

Sec. 49. SECRETARY OF STATE. There is appropriated from the general fund of the state to the office of the secretary of state for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION AND ELECTIONS

a. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,874,870

b. The state department or agency that provides data processing services to support voter registration file

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maintenance and storage shall provide those services without charge.

2. BUSINESS SERVICES

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,420,646

Sec. 50. ADDRESS CONFIDENTIALITY PROGRAM REVOLVING FUND APPROPRIATION —— SECRETARY OF STATE. There is appropriated from the address confidentiality program revolving fund created in section 9.8 to the office of the secretary of state for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 195,400

Sec. 51. SECRETARY OF STATE FILING FEES REFUND. Notwithstanding the obligation to collect fees pursuant to the provisions of section 489.117, subsection 1, paragraphs "c" and "q", section 490.122, subsection 1, paragraphs "a" and "s", and section 504.113, subsection 1, paragraphs "a", "c", "d", "j", "k", "l", and "m", for the fiscal year beginning July 1, 2022, the secretary of state may refund these fees to the filer pursuant to rules established by the secretary of state. The decision of the secretary of state not to issue a refund under rules established by the secretary of state is final and not subject to review pursuant to chapter 17A.

Sec. 52. TREASURER OF STATE.

1. There is appropriated from the general fund of the state to the office of treasurer of state for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

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..... $ 1,017,442

2. The office of treasurer of state shall supply administrative support for the executive council.

Sec. 53. ROAD USE TAX FUND APPROPRIATION —— OFFICE OF TREASURER OF STATE. There is appropriated from the road use tax fund created in section 312.1 to the office of treasurer of state for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For enterprise resource management costs related to the distribution of road use tax funds:

..... $ 93,148

Sec. 54. IPERS —— GENERAL OFFICE. There is appropriated from the Iowa public employees' retirement fund created in section 97B.7 to the Iowa public employees' retirement system for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and other operational purposes to pay the costs of the Iowa public employees' retirement system:

..... $ 18,113,022

Sec. 55. IOWA PRODUCTS. As a condition of receiving an appropriation, any agency appropriated moneys pursuant to this division of this Act shall give first preference when purchasing a product to an Iowa product or a product produced by an Iowa-based business. Second preference shall be given to a United States product or a product produced by a business based in the United States.

DIVISION IV

STANDING APPROPRIATIONS —— LIMITATIONS

Sec. 56. LIMITATION OF STANDING APPROPRIATION —— FY 2022-2023. Notwithstanding the standing appropriation in the following designated section for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the amount appropriated from

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the general fund of the state pursuant to this section for the following designated purpose shall not exceed the following amount:

For the enforcement of chapter 453D relating to tobacco product manufacturers under section 453D.8:

..... $ 17,525

DIVISION V

THREE-YEAR BROADBAND GRANTS PROGRAM

Sec. 57. OFFICE OF THE CHIEF INFORMATION OFFICER —— THREE-YEAR BROADBAND GRANTS PROGRAM. There is appropriated from the general fund of the state to the office of the chief information officer for the following fiscal years, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For deposit in the empower rural Iowa broadband grant fund established under section 8B.11 for a broadband grant program:

FY 2021-2022

..... $150,000,000

FY 2022-2023

..... $150,000,000

FY 2023-2024

..... $150,000,000

DIVISION VI

SOCIOECONOMIC IMPACT STUDY

Sec. 58. RACING AND GAMING COMMISSION. Notwithstanding section 8.33, from moneys appropriated from the gaming regulatory revolving fund established in section 99F.20 to the racing and gaming commission of the department of inspections and appeals for the fiscal year ending June 30, 2021, any unencumbered or unobligated moneys that remain at the close of the fiscal year, not to exceed $200,000, shall not revert but shall remain available for expenditure for the costs associated with the completion of the socioeconomic study on the impact of gambling on Iowans required in section 99F.4.

EXPLANATION

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

FY 2021-2022. This bill relates to and appropriates moneys to various state departments, agencies, and funds for the fiscal year beginning July 1, 2021, and ending June 30, 2022. The bill makes appropriations to state departments and agencies including the department of administrative services, auditor of state, Iowa ethics and campaign disclosure board, the office of the chief information officer, department of commerce, offices of governor and lieutenant governor, the governor's office of drug control policy, department of human rights, department of inspections and appeals, department of management, Iowa public information board, department of revenue, secretary of state, treasurer of state, and Iowa public employees' retirement system.

STANDING APPROPRIATIONS — LIMITATIONS. The bill limits a standing appropriation for enforcement of Code chapter 453D relating to tobacco product manufacturers under Code section 453D.8. The appropriation for FY 2021-2022 shall not exceed $17,525.

FY 2022-2023. The bill relates to and appropriates moneys to various state departments, agencies, and funds for the fiscal year beginning July 1, 2022, and ending June 30, 2023. The bill makes appropriations to state departments and agencies including the department of administrative services, auditor of state, Iowa ethics and campaign disclosure board, the office of the chief information officer, department of commerce, offices of governor and lieutenant governor, the governor's office of drug control policy, department of human rights, department of inspections and appeals, department of management, Iowa public information board, department of revenue, secretary of state, treasurer of state, and Iowa public employees' retirement system.

STANDING APPROPRIATIONS — LIMITATIONS — FY 2022-2023. The bill limits a standing appropriation for enforcement of

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Code chapter 453D relating to tobacco product manufacturers under Code section 453D.8. The appropriation for FY 2022-2023 shall not exceed $17,525.

OFFICE OF THE CHIEF INFORMATION OFFICER —— THREE-YEAR BROADBAND GRANTS PROGRAM. The bill appropriates $150 million from the general fund to the office of the chief information officer each fiscal year for FY 2021-2022, FY 2022-2023, and FY 2023-2024, for deposit in the empower rural Iowa broadband grant fund.

RACING AND GAMING COMMISSION. The bill provides that, notwithstanding Code section 8.33, from moneys appropriated from the gaming regulatory revolving fund to the racing and gaming commission for the fiscal year ending June 30, 2021, any unencumbered or unobligated moneys that remain at the close of the fiscal year, not to exceed $200,000, shall not revert but shall remain available for expenditure for the costs associated with the completion of the socioeconomic study on the impact of gambling on Iowans.

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SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR BUDGET BILL)

A BILL FOR

An Act making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, and the state board of regents and certain regents institutions, and providing for properly related matters.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. _____ H.F. _____

DIVISION I

FY 2021—2022

Section 1. DEPARTMENT OF CULTURAL AFFAIRS. There is appropriated from the general fund of the state to the department of cultural affairs for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 168,637

The department of cultural affairs shall coordinate activities with the tourism office of the economic development authority to promote attendance at the state historical building and at the state's historic sites.

2. COMMUNITY CULTURAL GRANTS

For planning and programming for the community cultural grants program established under section 303.3:

..... $ 172,090

3. HISTORICAL DIVISION

For the support of the historical division:

..... $ 3,142,351

4. HISTORIC SITES

For the administration and support of historic sites:

..... $ 426,398

5. ARTS DIVISION

For the support of the arts division:

..... $ 1,317,188

Of the moneys appropriated in this paragraph, the department shall allocate $300,000 for purposes of the film office.

6. IOWA GREAT PLACES

For the Iowa great places program established under section 303.3C:

..... $ 150,000

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7. CULTURAL TRUST GRANTS

For grant programs administered by the Iowa arts council including those programs supporting the long-term financial stability and sustainability of nonprofit cultural organizations:

..... $ 150,000

Sec. 2. GOALS AND ACCOUNTABILITY —— ECONOMIC DEVELOPMENT.

1. For the fiscal year beginning July 1, 2021, the goals for the economic development authority shall be to expand and stimulate the state economy, increase the wealth of Iowans, and increase the population of the state.

2. To achieve the goals in subsection 1, the economic development authority shall do all of the following for the fiscal year beginning July 1, 2021:

a. Concentrate its efforts on programs and activities that result in commercially viable products and services.

b. Adopt practices and services consistent with free market, private sector philosophies.

c. Ensure economic growth and development throughout the state.

d. Work with businesses and communities to continually improve the economic development climate along with the economic well-being and quality of life for Iowans.

e. Coordinate with other state agencies to ensure that they are attentive to the needs of an entrepreneurial culture.

f. Establish a strong and aggressive marketing image to showcase Iowa's workforce, existing industry, and potential. A priority shall be placed on recruiting new businesses, business expansion, and retaining existing Iowa businesses. Emphasis shall be placed on entrepreneurial development through helping entrepreneurs secure capital, and developing networks and a business climate conducive to entrepreneurs and small businesses.

g. Encourage the development of communities and quality of life to foster economic growth.

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h. Prepare communities for future growth and development through development, expansion, and modernization of infrastructure.

i. Develop public-private partnerships with Iowa businesses in the tourism industry, Iowa tour groups, Iowa tourism organizations, and political subdivisions in this state to assist in the development of advertising efforts.

j. Develop, to the fullest extent possible, cooperative efforts for advertising with contributions from other sources.

Sec. 3. ECONOMIC DEVELOPMENT AUTHORITY.

1. APPROPRIATION

a. There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated in this subsection:

..... $ 13,318,553

b. (1) For salaries, support, miscellaneous purposes, programs, marketing, and the maintenance of an administration division, a business development division, a community development division, a small business development division, and other divisions the authority may organize.

(2) For business development operations and programs, international trade, export assistance, workforce recruitment, and the partner state program.

(3) For transfer to a fund created pursuant to section 15.313 for purposes of financing strategic infrastructure projects.

(4) For community economic development programs, tourism operations, community assistance, plans for Iowa green corps and summer youth programs, the mainstreet and rural mainstreet programs, the school-to-career program, the community development block grant, and housing and shelter-related programs.

(5) For achieving the goals and accountability, and

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fulfilling the requirements and duties required under this division of this Act.

c. Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated in this subsection until the close of the succeeding fiscal year.

2. FINANCIAL ASSISTANCE RESTRICTIONS

a. A business creating jobs through moneys appropriated in subsection 1 shall be subject to contract provisions requiring new and retained jobs to be filled by individuals who are citizens of the United States who reside within the United States, or any person authorized to work in the United States pursuant to federal law, including legal resident aliens residing in the United States.

b. Any vendor who receives moneys appropriated in subsection 1 shall adhere to such contract provisions and provide periodic assurances as the state shall require that the jobs are filled solely by citizens of the United States who reside within the United States, or any person authorized to work in the United States pursuant to federal law, including legal resident aliens residing in the United States.

c. A business that receives financial assistance from the authority from moneys appropriated in subsection 1 shall only employ individuals legally authorized to work in this state. In addition to all other applicable penalties provided by current law, all or a portion of the assistance received by a business which is found to knowingly employ individuals not legally authorized to work in this state is subject to recapture by the authority.

3. USES OF APPROPRIATIONS

a. From the moneys appropriated in subsection 1, the authority may provide financial assistance in the form of a grant to a community economic development entity for conducting a local workforce recruitment effort designed to recruit former

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citizens of the state and former students at colleges and universities in the state to meet the needs of local employers.

b. From the moneys appropriated in subsection 1, the authority may provide financial assistance to early stage industry companies being established by women entrepreneurs.

c. From the moneys appropriated in subsection 1, the authority may provide financial assistance in the form of grants, loans, or forgivable loans for advanced research and commercialization projects involving value-added agriculture, advanced technology, or biotechnology.

d. The authority shall not use any moneys appropriated in subsection 1 for purposes of providing financial assistance for the Iowa green streets pilot project or for any other program or project that involves the installation of geothermal systems for melting snow and ice from streets or sidewalks.

4. WORLD FOOD PRIZE

In lieu of the standing appropriation in section 15.368, there is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount for the world food prize:

..... $ 375,000

5. IOWA COMMISSION ON VOLUNTEER SERVICE

There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount for allocation to the Iowa commission on volunteer service for purposes of the Iowa state commission grant program, and the Iowa's promise and Iowa mentoring partnership programs:

..... $ 168,201

Of the moneys appropriated in this subsection, the authority shall allocate $75,000 for purposes of the Iowa state commission grant program and $93,201 for purposes of the Iowa's promise and Iowa mentoring partnership programs.

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Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

6. COUNCILS OF GOVERNMENTS — ASSISTANCE

There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount to be used for the purposes of providing financial assistance to Iowa's councils of governments:

..... $ 275,000

7. FUTURE READY IOWA REGISTERED APPRENTICESHIP DEVELOPMENT PROGRAM

a. There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount to be used for the funding of the future ready Iowa registered apprenticeship development program under chapter 15C, to encourage small to midsize businesses to start or grow registered apprenticeships:

..... $ 1,000,000

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

8. SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS INTERNSHIPS

a. There is appropriated from the Iowa skilled worker and job creation fund created in section 8.75 to the Iowa economic development authority for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, for the purposes designated:

For the funding of internships for students studying in the

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fields of science, technology, engineering, and mathematics with eligible Iowa employers as provided in section 15.411, subsection 3, paragraph "c":

..... $ 1,000,000

b. No more than 3 percent of the moneys appropriated in this subsection may be used by the authority for costs associated with administration of the internship program.

c. Notwithstanding section 8.33, moneys appropriated in this subsection which remain unencumbered or unobligated at the end of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated in subsequent fiscal years.

9. FUTURE READY IOWA — VOLUNTEER MENTORING PROGRAM

a. There is appropriated from the Iowa skilled worker and job creation fund created in section 8.75 to the economic development authority for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, for the purpose designated:

For allocation to the Iowa commission on volunteer services to be used for further development of a volunteer mentor program to support implementation of the future ready Iowa skilled workforce last-dollar scholarship program in section 261.131 and the future ready Iowa skilled workforce grant program created in section 261.132:

..... $ 400,000

b. Notwithstanding section 8.33, moneys appropriated in this subsection which remain unencumbered or unobligated at the end of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

10. STEM BEST AND EMPOWER RURAL IOWA

a. There is appropriated from the Iowa skilled worker and job creation fund created in section 8.75 to the economic development authority for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so

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much thereof as is necessary, for the purposes designated:

STEM Best:

..... $ 700,000

Empower Rural Iowa Program:

..... $ 700,000

b. Notwithstanding section 8.33, moneys appropriated in this subsection which remain unencumbered or unobligated at the end of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

c. The authority shall adopt rules pursuant to chapter 17A to establish criteria for the distribution of the moneys appropriated in this subsection.

Sec. 4. LIMITATIONS OF STANDING APPROPRIATIONS —— FY 2021-2022. Notwithstanding the standing appropriations in the following designated sections for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the amounts appropriated from the general fund of the state pursuant to these sections for the following purposes shall not exceed the following amounts:

1. For operational support grants and community cultural grants under section 99F.11, subsection 3, paragraph "d", subparagraph (1):

..... $ 448,403

2. For the purposes of regional tourism marketing under section 99F.11, subsection 3, paragraph "d", subparagraph (2):

..... $ 900,000

Sec. 5. FINANCIAL ASSISTANCE REPORTING —— ECONOMIC DEVELOPMENT AUTHORITY. The economic development authority and the department of revenue shall submit a joint annual report to the general assembly no later than November 1, 2021, that details the amount of every direct loan, forgivable loan, tax credit, tax exemption, tax refund, grant, or any other financial assistance awarded to a person during the prior fiscal year by the authority under an economic development

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program administered by the authority. The report shall identify the county where the project associated with each such award is located.

Sec. 6. INSURANCE ECONOMIC DEVELOPMENT. From the moneys collected by the insurance division in excess of the anticipated gross revenues under section 505.7, subsection 3, during the fiscal year beginning July 1, 2021, $100,000 shall be transferred to the economic development authority for insurance economic development and international insurance economic development.

Sec. 7. IOWA FINANCE AUTHORITY.

1. There is appropriated from the general fund of the state to the Iowa finance authority for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used to provide reimbursement for rent expenses to eligible persons under the home and community-based services rent subsidy program established in section 16.55:

..... $ 658,000

2. Of the moneys appropriated in this section, not more than $35,000 may be used for administrative costs.

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

Sec. 8. IOWA FINANCE AUTHORITY AUDIT. The auditor of state is requested to review the audit of the Iowa finance authority performed by the auditor hired by the authority.

Sec. 9. PUBLIC EMPLOYMENT RELATIONS BOARD.

1. There is appropriated from the general fund of the state to the public employment relations board for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, for the purposes designated:

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For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,492,452

2. Of the moneys appropriated in this section, the board shall allocate $15,000 for maintaining an internet site that allows access to a searchable database of collective bargaining information.

Sec. 10. DEPARTMENT OF WORKFORCE DEVELOPMENT. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, for the purposes designated:

1. DIVISION OF LABOR SERVICES

a. For the division of labor services, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 3,491,252

b. From the contractor registration fees, the division of labor services shall reimburse the department of inspections and appeals for all costs associated with hearings under chapter 91C, relating to contractor registration.

2. DIVISION OF WORKERS' COMPENSATION

a. For the division of workers' compensation, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 3,321,044

b. The division of workers' compensation shall charge a $100 filing fee for workers' compensation cases. The filing fee shall be paid by the petitioner of a claim. However, the fee can be taxed as a cost and paid by the losing party, except in cases where it would impose an undue hardship or be unjust under the circumstances. The moneys generated by the filing fee allowed under this subsection are appropriated to the department of workforce development to be used for purposes of administering the division of workers' compensation.

3. WORKFORCE DEVELOPMENT OPERATIONS

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a. For the operation of field offices and the workforce development board:
..... $ 6,675,650

b. Of the moneys appropriated in paragraph "a" of this subsection, the department shall allocate $150,000 to the state library for the purpose of licensing an online resource which prepares persons to succeed in the workplace through programs which improve job skills and vocational test-taking abilities.

4. OFFENDER REENTRY PROGRAM

a. For the development and administration of an offender reentry program to provide offenders with employment skills:
..... $ 387,158

b. The department of workforce development shall partner with the department of corrections to provide staff within the correctional facilities to improve offenders' abilities to find and retain productive employment.

5. INTEGRATED INFORMATION FOR IOWA SYSTEM

For the payment of services provided by the department of administrative services related to the integrated information for Iowa system:
..... $ 228,822

6. SUMMER YOUTH INTERN PILOT PROGRAM

For the funding of a summer youth intern pilot program that will help young people at risk of not graduating from high school to explore and prepare for high-demand careers through summer work experience, including the development of soft skills:
..... $ 250,000

7. HOME BASE IOWA

For the support of home base Iowa:
..... $ 250,000

8. NONREVERSION

Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for

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expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 11. GENERAL FUND —— EMPLOYEE MISCLASSIFICATION PROGRAM. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For enhancing efforts to investigate employers that misclassify workers:

..... $ 379,631

Sec. 12. SPECIAL EMPLOYMENT SECURITY CONTINGENCY FUND.

1. There is appropriated from the special employment security contingency fund to the department of workforce development for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for field offices:

..... $ 1,766,084

2. Any remaining additional penalty and interest revenue collected by the department of workforce development is appropriated to the department for the fiscal year beginning July 1, 2021, and ending June 30, 2022, to accomplish the mission of the department.

Sec. 13. FUTURE READY IOWA —— IOWA EMPLOYER INNOVATION FUND.

1. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

In consultation with the workforce development board, for funding of the Iowa employer innovation program which shall match eligible employer moneys to expand opportunities for education and training leading to high-demand jobs and to encourage Iowa employers, community leaders, and others to provide leadership and support for regional workforce talent

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pools throughout the state, and for future ready Iowa education and outreach:

..... $ 4,200,000

Of the moneys appropriated in this subsection, an amount to be determined by the department of workforce development in consultation with the workforce development board shall be transferred to the Iowa child care challenge fund.

2. Notwithstanding section 8.33, moneys appropriated in this section which remain unencumbered or unobligated at the end of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 14. UNEMPLOYMENT COMPENSATION RESERVE FUND —— FIELD OFFICES. Notwithstanding section 96.9, subsection 8, paragraph "e", there is appropriated from interest earned on the unemployment compensation reserve fund to the department of workforce development for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, for the purposes designated:

For the operation of field offices:

..... $ 2,850,000

Sec. 15. VIRTUAL ACCESS WORKFORCE DEVELOPMENT OFFICES. The department of workforce development shall require a unique identification login for all users of workforce development centers operated through electronic means.

Sec. 16. UNEMPLOYMENT COMPENSATION PROGRAM. Notwithstanding section 96.9, subsection 4, paragraph "a", moneys credited to the state by the secretary of the treasury of the United States pursuant to section 903 of the Social Security Act are appropriated to the department of workforce development and shall be used by the department for the administration of the unemployment compensation program only. This appropriation shall not apply to any fiscal year beginning after December 31, 2021.

Sec. 17. IOWA SKILLED WORKER AND JOB CREATION FUND.

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1. There is appropriated from the Iowa skilled worker and job creation fund created in section 8.75 to the following departments, agencies, and institutions for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. ECONOMIC DEVELOPMENT AUTHORITY

(1) For the purposes of providing assistance as described in section 15.335B for the high quality jobs program:

..... $ 11,700,000

(2) From the moneys appropriated in this lettered paragraph "a", the economic development authority may use not more than $1,000,000 for purposes of providing infrastructure grants to mainstreet communities under the main street Iowa program and may allocate not more than $300,000 for the purposes of supporting statewide worker education and quality preapprenticeship programs.

(3) As a condition of receiving moneys appropriated in this lettered paragraph "a", an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

b. STATE BOARD OF REGENTS AND REGENTS INSTITUTIONS

(1) STATE BOARD OF REGENTS. For capacity building infrastructure in areas related to technology commercialization, marketing and business development efforts in areas related to technology commercialization, entrepreneurship, and business growth, and infrastructure projects and programs needed to assist in implementation of activities under chapter 262B:

..... $ 3,000,000

(a) Of the moneys appropriated pursuant to this subparagraph (1), 35 percent shall be allocated for Iowa state university of science and technology, 35 percent shall be allocated for the state university of Iowa, and 30 percent shall be allocated for the university of northern Iowa.

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(b) The institutions shall provide a one-to-one match of additional moneys for the activities funded with moneys appropriated under this subparagraph (1).

(c) The state board of regents shall submit a report by January 15, 2022, to the governor, the general assembly, and the legislative services agency regarding the activities, projects, and programs funded with moneys appropriated under this subparagraph (1). The report shall be provided in an electronic format and shall include a list of metrics and criteria mutually agreed to in advance by the board of regents and the economic development authority. The metrics and criteria shall allow the governor's office and the general assembly to quantify and evaluate the progress of the board of regents institutions with regard to their activities, projects, and programs in the areas of technology commercialization, entrepreneurship, regional development, and market research.

(2) IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY. For small business development centers, the research park, and the center for industrial research and service:

..... $ 2,424,302

(a) Of the moneys appropriated in this subparagraph (2), Iowa state university of science and technology shall allocate at least $735,728 for purposes of funding small business development centers. Iowa state university of science and technology may allocate the appropriated moneys to the various small business development centers in any manner necessary to achieve the purposes of this subparagraph.

(b) Iowa state university of science and technology shall do all of the following:

(i) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(ii) Provide emphasis to providing services to Iowa-based companies.

(c) It is the intent of the general assembly that the industrial incentive program focus on Iowa industrial sectors

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and seek contributions and in-kind donations from businesses, industrial foundations, and trade associations, and that moneys for the center for industrial research and service industrial incentive program shall be allocated only for projects which are matched by private sector moneys for directed contract research or for nondirected research. The match required of small businesses as defined in section 15.102, subsection 10, for directed contract research or for nondirected research shall be $1 for each $3 of state funds. The match required for other businesses for directed contract research or for nondirected research shall be $1 for each $1 of state funds. The match required of industrial foundations or trade associations shall be $1 for each $1 of state funds.

(d) Iowa state university of science and technology shall report annually to the joint appropriations subcommittee on economic development and the legislative services agency the total amount of private contributions, the proportion of contributions from small businesses and other businesses, and the proportion for directed contract research and nondirected research of benefit to Iowa businesses and industrial sectors.

(3) STATE UNIVERSITY OF IOWA. For the state university of Iowa research park and for university of Iowa pharmaceuticals located at the research park, including salaries, support, maintenance, equipment, and miscellaneous purposes:

..... $ 209,279

The state university of Iowa shall do all of the following:

(a) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(b) Provide emphasis to providing services to Iowa-based companies.

(4) STATE UNIVERSITY OF IOWA. For the purpose of implementing the entrepreneurship and economic growth initiative:

..... $ 2,000,000

(5) UNIVERSITY OF NORTHERN IOWA. For the metal casting

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center, the MyEntreNet internet application, and the institute for decision making, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,066,419

(a) Of the moneys appropriated pursuant to this subparagraph, the university of northern Iowa shall allocate at least $617,638 for purposes of support of entrepreneurs through the university's center for business growth and innovation and advance Iowa program.

(b) The university of northern Iowa shall do all of the following:

(i) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(ii) Provide emphasis to providing services to Iowa-based companies.

(6) As a condition of receiving moneys appropriated in this lettered paragraph "b", an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

c. DEPARTMENT OF WORKFORCE DEVELOPMENT

To develop a long-term sustained program to train unemployed and underemployed central Iowans with skills necessary to advance to higher-paying jobs with full benefits:

..... $ 100,000

(1) The department of workforce development shall begin a request for proposals process, issued for purposes of this lettered paragraph "c", no later than September 1, 2021.

(2) As a condition of receiving moneys appropriated under this lettered paragraph "c", an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

d. DEPARTMENT OF WORKFORCE DEVELOPMENT

For the funding of a future ready Iowa coordinator in the department:

..... $ 150,000

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

Sec. 18. GENERAL FUND —— CERTAIN REGENTS INSTITUTIONS.

1. There is appropriated from the general fund of the state to the following institutions for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

In cooperation with the Iowa economic development authority, for support of a biosciences innovation ecosystem to strengthen Iowa's leadership positions in the area of bio-based chemicals, digital agriculture, vaccines, and medical devices, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,988,286

b. STATE UNIVERSITY OF IOWA

In cooperation with the Iowa economic development authority, for support of a biosciences innovation ecosystem, to strengthen Iowa's leadership positions in the area of bio-based chemicals, digital agriculture, vaccines, and medical devices, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 996,095

c. UNIVERSITY OF NORTHERN IOWA

For equipment and technology to expand the university's additive manufacturing capabilities related to investment castings technology and industry support, including salaries, support, and miscellaneous purposes:

..... $ 394,321

The university of northern Iowa shall make a good faith effort to coordinate with private entities to seek funds to supplement this appropriation to support the expansion of the

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university's additive manufacturing capabilities.

2. Notwithstanding section 8.33, moneys appropriated in subsection 1, paragraphs "a" and "b", that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

DIVISION II

FY 2022–2023

Sec. 19. DEPARTMENT OF CULTURAL AFFAIRS. There is appropriated from the general fund of the state to the department of cultural affairs for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 168,637

The department of cultural affairs shall coordinate activities with the tourism office of the economic development authority to promote attendance at the state historical building and at the state's historic sites.

2. COMMUNITY CULTURAL GRANTS

For planning and programming for the community cultural grants program established under section 303.3:

..... $ 150,000

3. HISTORICAL DIVISION

For the support of the historical division:

..... $ 3,142,351

4. HISTORIC SITES

For the administration and support of historic sites:

..... $ 426,398

5. ARTS DIVISION

For the support of the arts division:

..... $ 1,317,188

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Of the moneys appropriated in this paragraph, the department shall allocate $300,000 for purposes of the film office.

6. IOWA GREAT PLACES

For the Iowa great places program established under section 303.3C:

..... $ 150,000

7. CULTURAL TRUST GRANTS

For grant programs administered by the Iowa arts council including those programs supporting the long-term financial stability and sustainability of nonprofit cultural organizations:

..... $ 172,090

Sec. 20. GOALS AND ACCOUNTABILITY — ECONOMIC DEVELOPMENT.

1. For the fiscal year beginning July 1, 2022, the goals for the economic development authority shall be to expand and stimulate the state economy, increase the wealth of Iowans, and increase the population of the state.

2. To achieve the goals in subsection 1, the economic development authority shall do all of the following for the fiscal year beginning July 1, 2022:

a. Concentrate its efforts on programs and activities that result in commercially viable products and services.

b. Adopt practices and services consistent with free market, private sector philosophies.

c. Ensure economic growth and development throughout the state.

d. Work with businesses and communities to continually improve the economic development climate along with the economic well-being and quality of life for Iowans.

e. Coordinate with other state agencies to ensure that they are attentive to the needs of an entrepreneurial culture.

f. Establish a strong and aggressive marketing image to showcase Iowa's workforce, existing industry, and potential. A priority shall be placed on recruiting new businesses, business expansion, and retaining existing Iowa businesses.

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Emphasis shall be placed on entrepreneurial development through helping entrepreneurs secure capital, and developing networks and a business climate conducive to entrepreneurs and small businesses.

g. Encourage the development of communities and quality of life to foster economic growth.

h. Prepare communities for future growth and development through development, expansion, and modernization of infrastructure.

i. Develop public-private partnerships with Iowa businesses in the tourism industry, Iowa tour groups, Iowa tourism organizations, and political subdivisions in this state to assist in the development of advertising efforts.

j. Develop, to the fullest extent possible, cooperative efforts for advertising with contributions from other sources.

Sec. 21. ECONOMIC DEVELOPMENT AUTHORITY.

1. APPROPRIATION

a. There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated in this subsection:

..... $ 13,318,553

b. (1) For salaries, support, miscellaneous purposes, programs, marketing, and the maintenance of an administration division, a business development division, a community development division, a small business development division, and other divisions the authority may organize.

(2) For business development operations and programs, international trade, export assistance, workforce recruitment, and the partner state program.

(3) For transfer to a fund created pursuant to section 15.313 for purposes of financing strategic infrastructure projects.

(4) For community economic development programs, tourism

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operations, community assistance, plans for Iowa green corps and summer youth programs, the mainstreet and rural mainstreet programs, the school-to-career program, the community development block grant, and housing and shelter-related programs.

(5) For achieving the goals and accountability, and fulfilling the requirements and duties required under this division of this Act.

c. Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated in this subsection until the close of the succeeding fiscal year.

2. FINANCIAL ASSISTANCE RESTRICTIONS

a. A business creating jobs through moneys appropriated in subsection 1 shall be subject to contract provisions requiring new and retained jobs to be filled by individuals who are citizens of the United States who reside within the United States, or any person authorized to work in the United States pursuant to federal law, including legal resident aliens residing in the United States.

b. Any vendor who receives moneys appropriated in subsection 1 shall adhere to such contract provisions and provide periodic assurances as the state shall require that the jobs are filled solely by citizens of the United States who reside within the United States, or any person authorized to work in the United States pursuant to federal law, including legal resident aliens residing in the United States.

c. A business that receives financial assistance from the authority from moneys appropriated in subsection 1 shall only employ individuals legally authorized to work in this state. In addition to all other applicable penalties provided by current law, all or a portion of the assistance received by a business which is found to knowingly employ individuals not legally authorized to work in this state is subject to

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recapture by the authority.

3. USES OF APPROPRIATIONS

a. From the moneys appropriated in subsection 1, the authority may provide financial assistance in the form of a grant to a community economic development entity for conducting a local workforce recruitment effort designed to recruit former citizens of the state and former students at colleges and universities in the state to meet the needs of local employers.

b. From the moneys appropriated in subsection 1, the authority may provide financial assistance to early stage industry companies being established by women entrepreneurs.

c. From the moneys appropriated in subsection 1, the authority may provide financial assistance in the form of grants, loans, or forgivable loans for advanced research and commercialization projects involving value-added agriculture, advanced technology, or biotechnology.

d. The authority shall not use any moneys appropriated in subsection 1 for purposes of providing financial assistance for the Iowa green streets pilot project or for any other program or project that involves the installation of geothermal systems for melting snow and ice from streets or sidewalks.

4. WORLD FOOD PRIZE.

In lieu of the standing appropriation in section 15.368, there is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount for the world food prize:

..... $ 375,000

5. IOWA COMMISSION ON VOLUNTEER SERVICE

There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount for allocation to the Iowa commission on volunteer service for purposes of the Iowa state commission grant program, and the Iowa's promise and Iowa mentoring partnership

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programs:

..... $ 168,201

Of the moneys appropriated in this subsection, the authority shall allocate $75,000 for purposes of the Iowa state commission grant program and $93,201 for purposes of the Iowa's promise and Iowa mentoring partnership programs.

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

6. COUNCILS OF GOVERNMENTS —— ASSISTANCE

There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount to be used for the purposes of providing financial assistance to Iowa's councils of governments:

..... $ 275,000

7. FUTURE READY IOWA REGISTERED APPRENTICESHIP DEVELOPMENT PROGRAM

a. There is appropriated from the general fund of the state to the economic development authority for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount to be used for the funding of the future ready Iowa registered apprenticeship development program under chapter 15C, to encourage small to midsize businesses to start or grow registered apprenticeships:

..... $ 1,000,000

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

8. SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS INTERNSHIPS

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a. There is appropriated from the Iowa skilled worker and job creation fund created in section 8.75 to the Iowa economic development authority for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, for the purposes designated:

For the funding of internships for students studying in the fields of science, technology, engineering, and mathematics with eligible Iowa employers as provided in section 15.411, subsection 3, paragraph "c":

..... $ 1,000,000

b. No more than 3 percent of the moneys appropriated in this subsection may be used by the authority for costs associated with administration of the internship program.

c. Notwithstanding section 8.33, moneys appropriated in this subsection which remain unencumbered or unobligated at the end of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated in subsequent fiscal years.

9. FUTURE READY IOWA —— VOLUNTEER MENTORING PROGRAM

a. There is appropriated from the Iowa skilled worker and job creation fund created in section 8.75 to the economic development authority for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, for the purpose designated:

For allocation to the Iowa commission on volunteer services to be used for further development of a volunteer mentor program to support implementation of the future ready Iowa skilled workforce last-dollar scholarship program in section 261.131 and the future ready Iowa skilled workforce grant program created in section 261.132:

..... $ 400,000

b. Notwithstanding section 8.33, moneys appropriated in this subsection which remain unencumbered or unobligated at the end of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the

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close of the succeeding fiscal year.

10. STEM BEST AND EMPOWER RURAL IOWA

a. There is appropriated from the Iowa skilled worker and job creation fund created in section 8.75 to the economic development authority for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, for the purposes designated:

STEM Best:

..... $ 700,000

Empower Rural Iowa Program:

..... $ 700,000

b. Notwithstanding section 8.33, moneys appropriated in this subsection which remain unencumbered or unobligated at the end of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

c. The authority shall adopt rules pursuant to chapter 17A to establish criteria for the distribution of the moneys appropriated in this subsection.

Sec. 22. LIMITATIONS OF STANDING APPROPRIATIONS —— FY 2022-2023. Notwithstanding the standing appropriations in the following designated sections for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the amounts appropriated from the general fund of the state pursuant to these sections for the following purposes shall not exceed the following amounts:

1. For operational support grants and community cultural grants under section 99F.11, subsection 3, paragraph "d", subparagraph (1):

..... $ 448,403

2. For the purposes of regional tourism marketing under section 99F.11, subsection 3, paragraph "d", subparagraph (2):

..... $ 900,000

Sec. 23. FINANCIAL ASSISTANCE REPORTING —— ECONOMIC DEVELOPMENT AUTHORITY. The economic development authority and

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the department of revenue shall submit a joint annual report to the general assembly no later than November 1, 2022, that details the amount of every direct loan, forgivable loan, tax credit, tax exemption, tax refund, grant, or any other financial assistance awarded to a person during the prior fiscal year by the authority under an economic development program administered by the authority. The report shall identify the county where the project associated with each such award is located.

Sec. 24. INSURANCE ECONOMIC DEVELOPMENT. From the moneys collected by the insurance division in excess of the anticipated gross revenues under section 505.7, subsection 3, during the fiscal year beginning July 1, 2022, $100,000 shall be transferred to the economic development authority for insurance economic development and international insurance economic development.

Sec. 25. IOWA FINANCE AUTHORITY.

1. There is appropriated from the general fund of the state to the Iowa finance authority for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used to provide reimbursement for rent expenses to eligible persons under the home and community-based services rent subsidy program established in section 16.55:

..... $ 658,000

2. Of the moneys appropriated in this section, not more than $35,000 may be used for administrative costs.

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

Sec. 26. IOWA FINANCE AUTHORITY AUDIT. The auditor of state is requested to review the audit of the Iowa finance authority performed by the auditor hired by the authority.

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Sec. 27. PUBLIC EMPLOYMENT RELATIONS BOARD.

1. There is appropriated from the general fund of the state to the public employment relations board for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,492,452

2. Of the moneys appropriated in this section, the board shall allocate $15,000 for maintaining an internet site that allows access to a searchable database of collective bargaining information.

Sec. 28. DEPARTMENT OF WORKFORCE DEVELOPMENT. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, for the purposes designated:

1. DIVISION OF LABOR SERVICES

a. For the division of labor services, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 3,491,252

b. From the contractor registration fees, the division of labor services shall reimburse the department of inspections and appeals for all costs associated with hearings under chapter 91C, relating to contractor registration.

2. DIVISION OF WORKERS' COMPENSATION

a. For the division of workers' compensation, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 3,321,044

b. The division of workers' compensation shall charge a $100 filing fee for workers' compensation cases. The filing fee shall be paid by the petitioner of a claim. However, the fee can be taxed as a cost and paid by the losing party, except

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in cases where it would impose an undue hardship or be unjust under the circumstances. The moneys generated by the filing fee allowed under this subsection are appropriated to the department of workforce development to be used for purposes of administering the division of workers' compensation.

3. WORKFORCE DEVELOPMENT OPERATIONS

a. For the operation of field offices and the workforce development board:

..... $ 6,675,650

b. Of the moneys appropriated in paragraph "a" of this subsection, the department shall allocate $150,000 to the state library for the purpose of licensing an online resource which prepares persons to succeed in the workplace through programs which improve job skills and vocational test-taking abilities.

4. OFFENDER REENTRY PROGRAM

a. For the development and administration of an offender reentry program to provide offenders with employment skills:

..... $ 387,158

b. The department of workforce development shall partner with the department of corrections to provide staff within the correctional facilities to improve offenders' abilities to find and retain productive employment.

5. INTEGRATED INFORMATION FOR IOWA SYSTEM

For the payment of services provided by the department of administrative services related to the integrated information for Iowa system:

..... $ 228,822

6. SUMMER YOUTH INTERN PILOT PROGRAM

For the funding of a summer youth intern pilot program that will help young people at risk of not graduating from high school to explore and prepare for high-demand careers through summer work experience, including the development of soft skills:

..... $ 250,000

7. HOME BASE IOWA

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For the support of home base Iowa:
..... $ 250,000

8. NONREVERSION

Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 29. GENERAL FUND —— EMPLOYEE MISCLASSIFICATION PROGRAM. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For enhancing efforts to investigate employers that misclassify workers:
..... $ 379,631

Sec. 30. SPECIAL EMPLOYMENT SECURITY CONTINGENCY FUND.

1. There is appropriated from the special employment security contingency fund to the department of workforce development for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for field offices:
..... $ 1,766,084

2. Any remaining additional penalty and interest revenue collected by the department of workforce development is appropriated to the department for the fiscal year beginning July 1, 2022, and ending June 30, 2023, to accomplish the mission of the department.

Sec. 31. FUTURE READY IOWA —— IOWA EMPLOYER INNOVATION FUND.

1. There is appropriated from the general fund of the state to the department of workforce development for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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In consultation with the workforce development board, for funding of the Iowa employer innovation program which shall match eligible employer moneys to expand opportunities for education and training leading to high-demand jobs and to encourage Iowa employers, community leaders, and others to provide leadership and support for regional workforce talent pools throughout the state, and for future ready Iowa education and outreach:

..... $ 4,200,000

Of the moneys appropriated in this subsection, an amount to be determined by the department of workforce development in consultation with the workforce development board shall be transferred to the Iowa child care challenge fund.

2. Notwithstanding section 8.33, moneys appropriated in this section which remain unencumbered or unobligated at the end of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

Sec. 32. UNEMPLOYMENT COMPENSATION RESERVE FUND —— FIELD OFFICES. Notwithstanding section 96.9, subsection 8, paragraph "e", there is appropriated from interest earned on the unemployment compensation reserve fund to the department of workforce development for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, for the purposes designated:

For the operation of field offices:

..... $ 2,850,000

Sec. 33. VIRTUAL ACCESS WORKFORCE DEVELOPMENT OFFICES. The department of workforce development shall require a unique identification login for all users of workforce development centers operated through electronic means.

Sec. 34. UNEMPLOYMENT COMPENSATION PROGRAM. Notwithstanding section 96.9, subsection 4, paragraph "a", moneys credited to the state by the secretary of the treasury of the United States pursuant to section 903 of the Social Security

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Act are appropriated to the department of workforce development and shall be used by the department for the administration of the unemployment compensation program only. This appropriation shall not apply to any fiscal year beginning after December 31, 2022.

Sec. 35. IOWA SKILLED WORKER AND JOB CREATION FUND.

1. There is appropriated from the Iowa skilled worker and job creation fund created in section 8.75 to the following departments, agencies, and institutions for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. ECONOMIC DEVELOPMENT AUTHORITY

(1) For the purposes of providing assistance as described under section 15,335B for the high quality jobs program:

..... $ 11,700,000

(2) From the moneys appropriated in this lettered paragraph "a", the economic development authority may use not more than $1,000,000 for purposes of providing infrastructure grants to mainstreet communities under the main street Iowa program and may allocate not more than $300,000 for the purposes of supporting statewide worker education and quality preapprenticeship programs.

(3) As a condition of receiving moneys appropriated in this lettered paragraph "a", an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

b. STATE BOARD OF REGENTS AND REGENTS INSTITUTIONS

(1) STATE BOARD OF REGENTS. For capacity building infrastructure in areas related to technology commercialization, marketing and business development efforts in areas related to technology commercialization, entrepreneurship, and business growth, and infrastructure projects and programs needed to assist in implementation of activities under chapter 262B:

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..... $ 3,000,000

(a) Of the moneys appropriated pursuant to this subparagraph (1), 35 percent shall be allocated for Iowa state university of science and technology, 35 percent shall be allocated for the state university of Iowa, and 30 percent shall be allocated for the university of northern Iowa.

(b) The institutions shall provide a one-to-one match of additional moneys for the activities funded with moneys appropriated under this subparagraph (1).

(c) The state board of regents shall submit a report by January 15, 2023, to the governor, the general assembly, and the legislative services agency regarding the activities, projects, and programs funded with moneys appropriated under this subparagraph (1). The report shall be provided in an electronic format and shall include a list of metrics and criteria mutually agreed to in advance by the board of regents and the economic development authority. The metrics and criteria shall allow the governor's office and the general assembly to quantify and evaluate the progress of the board of regents institutions with regard to their activities, projects, and programs in the areas of technology commercialization, entrepreneurship, regional development, and market research.

(2) IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY. For small business development centers, the research park, and the center for industrial research and service:

..... $ 2,424,302

(a) Of the moneys appropriated in this subparagraph (2), Iowa state university of science and technology shall allocate at least $735,728 for purposes of funding small business development centers. Iowa state university of science and technology may allocate the appropriated moneys to the various small business development centers in any manner necessary to achieve the purposes of this subparagraph.

(b) Iowa state university of science and technology shall do all of the following:

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(i) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(ii) Provide emphasis to providing services to Iowa-based companies.

(c) It is the intent of the general assembly that the industrial incentive program focus on Iowa industrial sectors and seek contributions and in-kind donations from businesses, industrial foundations, and trade associations, and that moneys for the center for industrial research and service industrial incentive program shall be allocated only for projects which are matched by private sector moneys for directed contract research or for nondirected research. The match required of small businesses as defined in section 15.102, subsection 10, for directed contract research or for nondirected research shall be $1 for each $3 of state funds. The match required for other businesses for directed contract research or for nondirected research shall be $1 for each $1 of state funds. The match required of industrial foundations or trade associations shall be $1 for each $1 of state funds.

(d) Iowa state university of science and technology shall report annually to the joint appropriations subcommittee on economic development and the legislative services agency the total amount of private contributions, the proportion of contributions from small businesses and other businesses, and the proportion for directed contract research and nondirected research of benefit to Iowa businesses and industrial sectors.

(3) STATE UNIVERSITY OF IOWA. For the state university of Iowa research park and for the university of Iowa pharmaceuticals located at the research park, including salaries, support, maintenance, equipment, and miscellaneous purposes:

..... $ 209,279

The state university of Iowa shall do all of the following:

(a) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

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(b) Provide emphasis to providing services to Iowa-based companies.

(4) STATE UNIVERSITY OF IOWA. For the purpose of implementing the entrepreneurship and economic growth initiative:

..... $ 2,000,000

(5) UNIVERSITY OF NORTHERN IOWA. For the metal casting center, the MyEntreNet internet application, and the institute for decision making, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,066,419

(a) Of the moneys appropriated pursuant to this subparagraph, the university of northern Iowa shall allocate at least $617,638 for purposes of support of entrepreneurs through the university's center for business growth and innovation and advance Iowa program.

(b) The university of northern Iowa shall do all of the following:

(i) Direct expenditures for research toward projects that will provide economic stimulus for Iowa.

(ii) Provide emphasis to providing services to Iowa-based companies.

(6) As a condition of receiving moneys appropriated in this lettered paragraph "b", an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

c. DEPARTMENT OF WORKFORCE DEVELOPMENT

To develop a long-term sustained program to train unemployed and underemployed central Iowans with skills necessary to advance to higher-paying jobs with full benefits:

..... $ 100,000

(1) The department of workforce development shall begin a request for proposals process, issued for purposes of this lettered paragraph "c", no later than September 1, 2022.

(2) As a condition of receiving moneys appropriated under

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this lettered paragraph "c", an entity shall testify upon the request of the joint appropriations subcommittee on economic development regarding the expenditure of such moneys.

d. DEPARTMENT OF WORKFORCE DEVELOPMENT

For the funding of a future ready Iowa coordinator in the department:

..... $ 150,000

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

Sec. 36. GENERAL FUND — CERTAIN REGENTS INSTITUTIONS.

1. There is appropriated from the general fund of the state to the following institutions for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

In cooperation with the Iowa economic development authority, for support of a biosciences innovation ecosystem to strengthen Iowa's leadership positions in the area of bio-based chemicals, digital agriculture, vaccines, and medical devices, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,988,286

b. STATE UNIVERSITY OF IOWA

In cooperation with the Iowa economic development authority, for support of a biosciences innovation ecosystem, to strengthen Iowa's leadership positions in the area of bio-based chemicals, digital agriculture, vaccines, and medical devices, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 996,095

c. UNIVERSITY OF NORTHERN IOWA

For equipment and technology to expand the university's

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additive manufacturing capabilities related to investment castings technology and industry support, including salaries, support, and miscellaneous purposes:
..... $ 394,321

The university of northern Iowa shall make a good faith effort to coordinate with private entities to seek funds to supplement this appropriation to support the expansion of the university's additive manufacturing capabilities.

2. Notwithstanding section 8.33, moneys appropriated in subsection 1, paragraphs "a" and "b", that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

EXPLANATION

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

DIVISION 1 —— FY 2021—2022. This bill appropriates moneys for the fiscal year 2021-2022 from the general fund of the state to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, Iowa state university of science and technology, the state university of Iowa, and the university of northern Iowa.

The bill appropriates moneys for the fiscal year 2021-2022 from the Iowa skilled worker and job creation fund created in Code section 8.75 to the economic development authority, the department of workforce development, and the state board of regents and institutions under the control of the board.

For the fiscal year 2021-2022, the bill limits standing appropriations established in the Code for the world food prize, certain operational support grants, community cultural grants, and regional tourism marketing.

The bill transfers $100,000 of the moneys collected by the insurance division in excess of the anticipated gross revenues

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under Code section 505.7 to the economic development authority.

The bill appropriates moneys for the fiscal year 2021-2022 from the special employment security contingency fund to the department of workforce development.

The bill appropriates interest earned on the unemployment compensation reserve fund for the fiscal year 2021-2022 to the department of workforce development.

Moneys credited to the state by the secretary of treasury of the United States pursuant to section 903 of the Social Security Act are appropriated to the department of workforce development.

The auditor of state is requested to review the audit of the Iowa finance authority performed by the auditor hired by the authority.

The bill requires the economic development authority and the department of revenue to submit a joint annual report to the general assembly by November 1, 2021, detailing all financial assistance awarded in the prior fiscal year.

DIVISION II —— FY 2022—2023. The bill appropriates moneys for the fiscal year 2022-2023 from the general fund of the state to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, Iowa state university of science and technology, the state university of Iowa, and the university of northern Iowa.

The bill appropriates moneys for the fiscal year 2022-2023 from the Iowa skilled worker and job creation fund created in Code section 8.75 to the economic development authority, the department of workforce development, and the state board of regents and institutions under the control of the board.

For the fiscal year 2022-2023, the bill limits standing appropriations established in the Code for the world food prize, certain operational support grants, community cultural grants, and regional tourism marketing.

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The bill transfers $100,000 of the moneys collected by the insurance division in excess of the anticipated gross revenues under Code section 505.7 to the economic development authority.

The bill appropriates moneys for the fiscal year 2022-2023 from the special employment security contingency fund to the department of workforce development.

The bill appropriates interest earned on the unemployment compensation reserve fund for the fiscal year 2022-2023 to the department of workforce development.

Moneys credited to the state by the secretary of treasury of the United States pursuant to section 903 of the Social Security Act are appropriated to the department of workforce development.

The auditor of state is requested to review the audit of the Iowa finance authority performed by the auditor hired by the authority.

The bill requires the economic development authority and the department of revenue to submit a joint annual report to the general assembly by November 1, 2022, detailing all financial assistance awarded in the prior fiscal year.

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SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR BUDGET BILL)

A BILL FOR

An Act relating to the funding of, the operation of, and appropriation of moneys to the college student aid commission, the department for the blind, the department of education, area education agencies, and the state board of regents, and providing for related matters, and including effective date provisions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. _____ H.F. _____

DIVISION I

FY 2021-2022 APPROPRIATIONS

DEPARTMENT FOR THE BLIND

Section 1. ADMINISTRATION. There is appropriated from the general fund of the state to the department for the blind for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,780,724

COLLEGE STUDENT AID COMMISSION

Sec. 2. There is appropriated from the general fund of the state to the college student aid commission for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION

a. For general administration salaries, support, maintenance, and miscellaneous purposes:

..... $ 429,279

b. For the administration of the future ready Iowa skilled workforce last-dollar scholarship program in accordance with section 261.131, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 162,254

2. HEALTH CARE PROFESSIONAL RECRUITMENT PROGRAM

For the loan repayment program for health care professionals established pursuant to section 261.115:

..... $ 400,973

3. NATIONAL GUARD SERVICE SCHOLARSHIP PROGRAM

For purposes of providing national guard service scholarship under the program established in section 261.86:

..... $ 4,700,000

4. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM

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a. For purposes of the all Iowa opportunity scholarship program established pursuant to section 261.87:
..... $ 3,000,000

b. For the fiscal year beginning July 1, 2021, if the moneys appropriated by the general assembly to the college student aid commission for purposes of the all Iowa opportunity scholarship program exceed $500,000, "eligible institution" as defined in section 261.87 shall, during the fiscal year beginning July 1, 2021, include accredited private institutions as defined in section 261.9.

5. TEACH IOWA SCHOLAR PROGRAM

For purposes of the teach Iowa scholar program established pursuant to section 261.110:
..... $ 400,000

6. RURAL IOWA PRIMARY CARE LOAN REPAYMENT PROGRAM

For purposes of the rural Iowa primary care loan repayment program established pursuant to section 261.113:
..... $ 1,424,502

7. HEALTH CARE LOAN REPAYMENT PROGRAM

For purposes of the health care loan repayment program established pursuant to section 261.116:
..... $ 250,000

8. RURAL VETERINARIAN LOAN REPAYMENT PROGRAM

For purposes of the rural veterinarian loan repayment program established pursuant to section 261.120:
..... $ 300,000

9. FUTURE READY IOWA SKILLED WORKFORCE LAST-DOLLAR SCHOLARSHIP PROGRAM

For deposit in the future ready Iowa skilled workforce last-dollar scholarship fund established pursuant to section 261.131:
..... $ 23,004,744

Sec. 3. CHIROPRACTIC LOAN FUNDS. Notwithstanding section 261.72, the moneys deposited in the chiropractic loan revolving fund created pursuant to section 261.72, for the fiscal year

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beginning July 1, 2021, and ending June 30, 2022, may be used for purposes of the chiropractic loan forgiveness program established in section 261.73.

Sec. 4. WORK-STUDY APPROPRIATION. Notwithstanding section 261.85, for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the amount appropriated from the general fund of the state to the college student aid commission for the work-study program under section 261.85 shall be zero.

DEPARTMENT OF EDUCATION

Sec. 5. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL ADMINISTRATION

a. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 5,975,526

b. By January 15, 2022, the department shall submit a written report to the general assembly detailing the department's antibullying programming and current and projected expenditures for such programming for the fiscal year beginning July 1, 2021.

2. CAREER AND TECHNICAL EDUCATION ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 598,197

3. VOCATIONAL REHABILITATION SERVICES DIVISION

a. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 5,996,328

For purposes of optimizing the job placement of individuals with disabilities, the division shall make its best efforts to work with community rehabilitation program providers for job placement and retention services for individuals with

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significant disabilities and most significant disabilities. By January 15, 2022, the division shall submit a written report to the general assembly regarding the division's outreach efforts with community rehabilitation program providers.

b. For matching moneys for programs to enable persons with severe physical or mental disabilities to function more independently, including salaries and support:

..... $ 84,823

c. For the entrepreneurs with disabilities program established pursuant to section 259.4, subsection 9:

..... $ 138,506

d. For costs associated with centers for independent living:

..... $ 86,457

4. STATE LIBRARY

a. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,532,594

b. For the enrich Iowa program established under section 256.57:

..... $ 2,464,823

5. PUBLIC BROADCASTING DIVISION

For salaries, support, maintenance, capital expenditures, and miscellaneous purposes:

..... $ 7,870,316

6. CAREER AND TECHNICAL EDUCATION

For reimbursement for career and technical education expenditures made by regional career and technical education planning partnerships in accordance with section 258.14:

..... $ 2,952,459

7. SCHOOL FOOD SERVICE

For use as state matching moneys for federal programs that shall be disbursed according to federal regulations, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,176,797

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8. EARLY CHILDHOOD IOWA FUND —— GENERAL AID

For deposit in the school ready children grants account of the early childhood Iowa fund created in section 256I.11:

..... $ 22,662,799

a. From the moneys deposited in the school ready children grants account for the fiscal year beginning July 1, 2021, and ending June 30, 2022, not more than $265,950 is allocated for the early childhood Iowa office and other technical assistance activities. Moneys allocated under this lettered paragraph may be used by the early childhood Iowa state board for the purpose of skills development and support for ongoing training of staff. However, except as otherwise provided in this subsection, moneys shall not be used for additional staff or for the reimbursement of staff.

b. Of the amount appropriated in this subsection for deposit in the school ready children grants account of the early childhood Iowa fund, $2,318,018 shall be used for efforts to improve the quality of early care, health, and education programs. Moneys allocated pursuant to this paragraph may be used for additional staff and for the reimbursement of staff. The early childhood Iowa state board may reserve a portion of the allocation, not to exceed $88,650 for the technical assistance expenses of the early childhood Iowa state office, including the reimbursement of staff, and shall distribute the remainder to early childhood Iowa areas for local quality improvement efforts through a methodology identified by the early childhood Iowa state board to make the most productive use of the funding, which may include use of the distribution formula, grants, or other means.

c. Of the amount appropriated in this subsection for deposit in the school ready children grants account of the early childhood Iowa fund, $825,030 shall be used for support of professional development and training activities for persons working in early care, health, and education by the early childhood Iowa state board in collaboration with

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the professional development component groups maintained by the early childhood Iowa stakeholders alliance pursuant to section 256I.12, subsection 7, paragraph "b", and the early childhood Iowa area boards. Expenditures shall be limited to professional development and training activities agreed upon by the parties participating in the collaboration.

9. BIRTH TO AGE THREE SERVICES

a. For expansion of the federal Individuals with Disabilities Education Improvement Act of 2004, Pub. L. No. 108-446, as amended to January 1, 2018, birth through age three services due to increased numbers of children qualifying for those services:

..... $ 1,721,400

b. From the moneys appropriated in this subsection, $383,769 shall be allocated to the child health specialty clinics administered by the state university of Iowa in order to provide additional support for infants and toddlers who are born prematurely, drug-exposed, or medically fragile.

10. EARLY HEAD START PROJECTS

a. For early head start projects:

..... $ 574,500

b. The moneys appropriated in this subsection shall be used for implementation and expansion of early head start pilot projects addressing the comprehensive cognitive, social, emotional, and developmental needs of children from birth to age three, including prenatal support for qualified families. The projects shall promote healthy prenatal outcomes and healthy family functioning, and strengthen the development of infants and toddlers in low-income families. Priority shall be given to those organizations that have previously qualified for and received state funding to administer an early head start project.

11. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

a. To provide moneys for costs of providing textbooks to each resident pupil who attends a nonpublic school as

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authorized by section 301.1:
..... $ 652,000
b. Funding under this subsection is limited to $25 per pupil and shall not exceed the comparable services offered to resident public school pupils.

12. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

For purposes of the student achievement and teacher quality program established pursuant to chapter 284:
..... $ 2,965,467

13. STATEWIDE STUDENT ASSESSMENT

For distribution to the Iowa testing program by the department of education on behalf of school districts and accredited nonpublic schools to offset the costs associated with a statewide student assessment administered in accordance with section 256.7, subsection 21, paragraph "b":
..... $ 3,000,000

From the moneys appropriated in this subsection, not more than $300,000 shall be distributed to the Iowa testing programs within the university of Iowa college of education to offset the costs of administering the statewide student assessment at accredited nonpublic schools.

14. STATEWIDE CLEARINGHOUSE TO EXPAND WORK-BASED LEARNING

For support costs associated with the creation of a statewide clearinghouse to expand work-based learning as a part of the future ready Iowa initiative:
..... $ 300,000

15. POSTSECONDARY SUMMER CLASSES FOR HIGH SCHOOL STUDENTS PROGRAM

For support costs associated with the creation of a program to provide additional moneys for resident high school pupils enrolled in grades 9 through 12 to attend a community college for college-level classes or attend a class taught by a community college-employed instructor during the summer and outside of the regular school year through a contractual agreement between a community college and a school district

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under the future ready Iowa initiative:
..... $ 600,000

Notwithstanding section 8.33, moneys received by the department pursuant to this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes specified in this subsection for the following fiscal year.

16. JOBS FOR AMERICA'S GRADUATES

For school districts to provide direct services to the most at-risk middle school or high school students enrolled in school districts through direct intervention by a jobs for America's graduates specialist:
..... $ 3,666,188

17. ATTENDANCE CENTER PERFORMANCE/GENERAL INTERNET SITE AND DATA SYSTEM SUPPORT

For administration of a process for school districts to establish specific performance goals and to evaluate the performance of each attendance center operated by the district in order to arrive at an overall school performance grade and report card for each attendance center, for internet site and data system support:
..... $ 250,000

18. ONLINE STATE JOB POSTING SYSTEM

For purposes of administering the online state job posting system in accordance with section 256.27:
..... $ 230,000

19. SUCCESSFUL PROGRESSION FOR EARLY READERS

For distribution to school districts for implementation of section 279.68, subsection 2, relating to successful progression for early readers:
..... $ 7,824,782

20. EARLY WARNING SYSTEM FOR LITERACY

For purposes of purchasing a statewide license for an early warning assessment and administering the early warning system for literacy established in accordance with section 279.68 and

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rules adopted in accordance with section 256.7, subsection 31:
..... $ 1,915,000

The department shall administer and distribute to school districts and accredited nonpublic schools the early warning assessment system that allows teachers to screen and monitor student literacy skills from prekindergarten through grade six. The department may charge school districts and accredited nonpublic schools a fee for the system not to exceed the actual costs to purchase a statewide license for the early warning assessment minus the moneys received by the department under this subsection. The fee shall be determined by dividing the actual remaining costs to purchase the statewide license for the school year by the number of pupils assessed under the system in the current fiscal year. School districts may use moneys received pursuant to section 257.10, subsection 11, and moneys received for purposes of implementing section 279.68, subsection 2, to pay the early warning assessment system fee.

21. IOWA READING RESEARCH CENTER

a. For purposes of the Iowa reading research center in order to implement, in collaboration with the area education agencies, the provisions of section 256.9, subsection 49, paragraph "c":
..... $ 1,300,176

b. Notwithstanding section 8.33, moneys received by the department pursuant to this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes specified in this subsection for the following fiscal year.

22. COMPUTER SCIENCE PROFESSIONAL DEVELOPMENT INCENTIVE FUND

For deposit in the computer science professional development incentive fund established under section 284.6A:
..... $ 500,000

23. CHILDREN'S MENTAL HEALTH SCHOOL-BASED TRAINING AND SUPPORT

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For establishment of school-based children's mental health supports, including mental health awareness training for educators:
..... $ 2,100,000

From moneys appropriated in this subsection, $1,200,000 shall be allocated to the area education agencies to provide mental health awareness training for educators and schools, $750,000 shall be allocated to the area education agencies in the manner determined by the area education agencies to be used to strengthen community support for students and to identify a range of approaches to best meet the mental health needs of students including therapeutic classrooms and access to direct services, and $150,000 shall be allocated to the area education agencies to continue the development of a web-based clearinghouse of mental health resources for use by schools and community providers.

24. BEST BUDDIES IOWA

For school districts to create opportunities for one-to-one friendships, integrated employment, and leadership development for students with intellectual and developmental disabilities:
..... $ 25,000

The department of education shall establish criteria for the distribution of moneys appropriated under this subsection and shall require an organization receiving moneys under this subsection to annually report student identifying data for students participating in the program to the department in the manner prescribed by the department as a condition of receiving such moneys.

25. ADULT EDUCATION AND LITERACY PROGRAMS

For distribution as grants to community colleges for the purpose of adult basic education programs for students requiring instruction in English as a second language:
..... $ 500,000

In issuing grants under this subsection, the department shall use the same application process and criteria as are

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used for purposes of awarding grants to community colleges for the purpose of adult basic education programs for students requiring instruction in English as a second language using moneys that are appropriated to the department from the Iowa skilled worker and job creation fund.

26. EDUCATION SAVINGS ACCOUNT AND SCHOOL CHOICE

For deposit into an education savings account established for an eligible student to be used by the student's family for allowable expenses at the school of the family's choice:

..... $ 3,000,000

27. CLASSROOM BEHAVIOR GUIDELINES

For developing, establishing, and distributing standards, guidelines, and expectations relating to behavior in the classroom in accordance with section 256.9, subsection 62:

..... $ 500,000

28. THERAPEUTIC CLASSROOM INCENTIVE FUND

For deposit in the therapeutic classroom incentive fund established pursuant to section 256.25:

..... $ 1,582,650

29. THERAPEUTIC CLASSROOM TRANSPORTATION CLAIMS REIMBURSEMENT

For payment of school district claims for reimbursement submitted under section 256.25A, subsection 1, paragraph "a":

..... $ 500,000

30. MIDWESTERN HIGHER EDUCATION COMPACT

a. For distribution to the midwestern higher education compact to pay Iowa's member state annual obligation:

..... $ 115,000

b. Notwithstanding section 8.33, moneys appropriated for distribution to the midwestern higher education compact pursuant to this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purpose designated until the close of the succeeding fiscal year.

31. NONPUBLIC SCHOOL CONCURRENT ENROLLMENT PAYMENTS TO

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COMMUNITY COLLEGES

For payments to community colleges for the concurrent enrollment of accredited nonpublic school students under section 261E.8, subsection 2, paragraph "b":

..... $ 1,000,000

32. COMMUNITY COLLEGES

For general state financial aid to merged areas as defined in section 260C.2 in accordance with chapters 258 and 260C:

..... $213,908,161

The moneys appropriated in this subsection shall be allocated pursuant to the formula established in section 260C.18C.

Sec. 6. LIMITATIONS OF STANDING APPROPRIATIONS — FY 2021-2022. Notwithstanding the standing appropriations in the following designated sections for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the amounts appropriated from the general fund of the state pursuant to these sections for the following designated purposes shall not exceed the following amounts:

1. For programs for at-risk children under section 279.51:

..... $ 10,524,389

The amount of any reduction in this subsection shall be prorated among the programs specified in section 279.51, subsection 1, paragraphs "a", "b", and "c".

2. For payment of claims for nonpublic school transportation under section 285.2:

..... $ 8,197,091

If total approved claims for reimbursement for nonpublic school pupil transportation exceed the amount appropriated in accordance with this subsection, the department of education shall prorate the amount of each approved claim.

STATE BOARD OF REGENTS

Sec. 7. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following

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amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. OFFICE OF STATE BOARD OF REGENTS

a. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 764,642

For the fiscal year beginning July 1, 2021, and ending June 30, 2022, the state board of regents shall submit a quarterly financial report to the general assembly and the legislative services agency in a format agreed upon by the state board of regents office and the legislative services agency. The report submitted for the quarter ending December 31, 2021, shall include the five-year graduation rates for the regents universities.

b. For allocation to the western Iowa regents resource center:

..... $ 268,297

c. For allocation to Iowa public radio for public radio operations:

..... $ 345,669

d. For distribution of moneys among the appropriations made to the state board of regents as determined by the state board of regents:

..... $ 15,000,000

2. STATE UNIVERSITY OF IOWA

a. General university

For salaries, support, maintenance, equipment, financial aid, and miscellaneous purposes:

..... $215,605,480

b. Oakdale campus

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,103,819

c. State hygienic laboratory

For salaries, support, maintenance, and miscellaneous

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purposes:
..... $ 4,822,610
d. Family practice program
For allocation by the dean of the college of medicine, with approval of the advisory board, to qualified participants to carry out the provisions of chapter 148D for the family practice residency education program, including salaries and support:
..... $ 1,720,598
e. Child health care services
For specialized child health care services, including childhood cancer diagnostic and treatment network programs, rural comprehensive care for hemophilia patients, and the Iowa high-risk infant follow-up program, including salaries and support:
..... $ 634,502
f. Statewide cancer registry
For the statewide cancer registry:
..... $ 143,410
g. Substance abuse consortium
For moneys to be allocated to the Iowa consortium for substance abuse research and evaluation:
..... $ 53,427
h. Center for biocatalysis
For the center for biocatalysis:
..... $ 696,342
i. Primary health care initiative
For the primary health care initiative in the college of medicine:
..... $ 624,374
From the moneys appropriated in this lettered paragraph, $254,889 shall be allocated to the department of family practice at the state university of Iowa college of medicine for family practice faculty and support staff.
j. Birth defects registry

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For the birth defects registry:
..... $ 36,839

k. Larned A. Waterman Iowa nonprofit resource center

For the Larned A. Waterman Iowa nonprofit resource center:
..... $ 156,389

l. Iowa online advanced placement academy science, technology, engineering, and mathematics initiative

For the establishment of the Iowa online advanced placement academy science, technology, engineering, and mathematics initiative established pursuant to section 263.8A:
..... $ 463,616

m. Iowa flood center

For the Iowa flood center for use by the university's college of engineering pursuant to section 466C.1:
..... $ 1,154,593

3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

a. General university

For salaries, support, maintenance, equipment, financial aid, and miscellaneous purposes:
..... $172,144,766

b. Agricultural experiment station

For the agricultural experiment station salaries, support, maintenance, and miscellaneous purposes:
..... $ 29,462,535

c. Cooperative extension service in agriculture and home economics

For the cooperative extension service in agriculture and home economics salaries, support, maintenance, and miscellaneous purposes:
..... $ 18,007,366

4. LIVESTOCK DISEASE RESEARCH

For deposit in and the use of the livestock disease research fund under section 267.8:
..... $ 170,390

5. UNIVERSITY OF NORTHERN IOWA

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a. General university

For salaries, support, maintenance, equipment, financial aid, and miscellaneous purposes:

..... $ 98,296,620

b. Recycling and reuse center

For purposes of the recycling and reuse center:

..... $ 172,768

c. Science, technology, engineering, and mathematics (STEM) collaborative initiative

For purposes of the science, technology, engineering, and mathematics (STEM) collaborative initiative established pursuant to section 268.7:

..... $ 6,354,848

(1) Except as otherwise provided in this lettered paragraph, the moneys appropriated in this lettered paragraph shall be expended for salaries, staffing, institutional support, activities directly related to recruitment of kindergarten through grade 12 mathematics and science teachers, and for ongoing mathematics and science programming for students enrolled in kindergarten through grade 12.

(2) The university of northern Iowa shall work with the community colleges to develop STEM professional development programs for community college instructors and STEM curriculum development.

(3) From the moneys appropriated in this lettered paragraph, not less than $500,000 shall be used to provide technology education opportunities to high school, career academy, and community college students through a public-private partnership, as well as opportunities for students and faculties at these institutions to secure broad-based information technology certification. The partnership shall provide all of the following:

(a) A research-based curriculum.

(b) Online access to the curriculum.

(c) Instructional software for classroom and student use.

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(d) Certification of skills and competencies in a broad base of information technology-related skill areas.

(e) Professional development for teachers.

(f) Deployment and program support, including but not limited to integration with current curriculum standards.

(4) Notwithstanding section 8.33, of the moneys appropriated in this paragraph "c" that remain unencumbered or unobligated at the close of the fiscal year, an amount equivalent to not more than 5 percent of the amount appropriated in this paragraph "c" shall not revert but shall remain available for expenditure for summer programs for students until the close of the succeeding fiscal year.

d. Real estate education program

For purposes of the real estate education program:

..... $ 123,523

6. IOWA SCHOOL FOR THE DEAF

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 10,536,171

7. IOWA BRAILLE AND SIGHT SAVING SCHOOL

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 4,434,459

Sec. 8. ENERGY COST-SAVINGS PROJECTS —— FINANCING. For the fiscal year beginning July 1, 2021, and ending June 30, 2022, the state board of regents may use notes, bonds, or other evidences of indebtedness issued under section 262.48 to finance projects that will result in energy cost savings in an amount that will cause the state board to recover the cost of the projects within an average of six years.

Sec. 9. PRESCRIPTION DRUG COSTS. The department of administrative services shall pay the Iowa school for the deaf and the Iowa braille and sight saving school the moneys collected from the counties during the fiscal year beginning July 1, 2021, for expenses relating to prescription drug costs

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for students attending the Iowa school for the deaf and the Iowa braille and sight saving school.

Sec. 10. Section 257.35, Code 2021, is amended by adding the following new subsection:

NEW SUBSECTION. 15A. Notwithstanding subsection 1, and in addition to the reduction applicable pursuant to subsection 2, the state aid for area education agencies and the portion of the combined district cost calculated for these agencies for each fiscal year of the period beginning July 1, 2021, and ending June 30, 2023, shall be reduced by the department of management by fifteen million dollars. The reduction for each area education agency shall be prorated based on the reduction that the agency received in the fiscal year beginning July 1, 2003.

Sec. 11. Section 261.25, subsections 1 and 2, Code 2021, are amended to read as follows:

1. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of ~~forty-seven~~ forty-eight million ~~seven~~ eight hundred ~~three~~ ninety-six thousand ~~four hundred sixty-three~~ fifty dollars for tuition grants to qualified students who are enrolled in accredited private institutions.

2. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of four hundred ~~twenty-six~~ thirty-six thousand ~~two~~ eight hundred ~~twenty~~ seventy-six dollars for tuition grants for qualified students who are enrolled in eligible institutions. Of the moneys appropriated under this subsection, not more than eighty thousand dollars annually shall be used for tuition grants to qualified students who are attending an eligible institution under section 261.9, subsection 3, paragraph *"b"*.

Sec. 12. Section 284.13, subsection 1, paragraphs a, b, c, e, f, and g, Code 2021, are amended to read as follows:

a. For ~~the~~ each fiscal year of the period beginning July 1, ~~2019~~ 2021, and ending June 30, ~~2020~~ 2023, to the department,

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the amount of five hundred eight thousand two hundred fifty dollars for the issuance of national board certification awards in accordance with section 256.44. Of the amount allocated under this paragraph, not less than eighty-five thousand dollars shall be used each fiscal year to administer the ambassador to education position in accordance with section 256.45.

b. For ~~the~~ each fiscal year of the period beginning July 1, ~~2019~~ 2021, and ending June 30, ~~2020~~ 2023, up to seven hundred twenty-eight thousand two hundred sixteen dollars to the department for purposes of implementing the professional development program requirements of section 284.6, assistance in developing model evidence for teacher quality committees established pursuant to section 284.4, subsection 1, paragraph *"b"*, and the evaluator training program in section 284.10. A portion of the funds allocated to the department for purposes of this paragraph may be used by the department each fiscal year for administrative purposes and for not more than four full-time equivalent positions.

c. For ~~the~~ each fiscal year of the period beginning July 1, ~~2019~~ 2021, and ending June 30, ~~2020~~ 2023, an amount up to one million seventy-seven thousand eight hundred ten dollars to the department for the establishment of teacher development academies in accordance with section 284.6, subsection 10. A portion of the funds allocated to the department each fiscal year for purposes of this paragraph may be used for administrative purposes.

e. For ~~the~~ each fiscal year of the period beginning July 1, ~~2019~~ 2021, and ending June 30, ~~2020~~ 2023, to the department an amount up to twenty-five thousand dollars for purposes of the fine arts beginning teacher mentoring program established under section 256.34.

f. For ~~the~~ each fiscal year of the period beginning July 1, ~~2019~~ 2021, and ending June 30, ~~2020~~ 2023, to the department an amount up to six hundred twenty-six thousand one hundred

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ninety-one dollars shall be used by the department for a delivery system, in collaboration with area education agencies, to assist in implementing the career paths and leadership roles considered pursuant to sections 284.15, 284.16, and 284.17, including but not limited to planning grants to school districts and area education agencies, technical assistance for the department, technical assistance for districts and area education agencies, training and staff development, and the contracting of external expertise and services. In using moneys allocated for purposes of this paragraph, the department shall give priority to school districts with certified enrollments of fewer than six hundred students. A portion of the moneys allocated annually to the department for purposes of this paragraph may be used by the department for administrative purposes and for not more than five full-time equivalent positions.

g. For the fiscal year beginning July 1, ~~2020~~ 2023, and for each subsequent fiscal year, to the department, ten million dollars for purposes of implementing the supplemental assistance for high-need schools provisions of section 284.11. Annually, of the moneys allocated to the department for purposes of this paragraph, up to one hundred thousand dollars may be used by the department for administrative purposes and for not more than one full-time equivalent position.

DIVISION II

WORKFORCE TRAINING PROGRAMS —— APPROPRIATIONS FY 2021-2022

Sec. 13. There is appropriated from the Iowa skilled worker and job creation fund created in section 8.75 to the following departments, agencies, and institutions for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF EDUCATION

a. For deposit in the workforce training and economic development funds created pursuant to section 260C.18A:

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..... $ 15,100,000

From the moneys appropriated in this lettered paragraph "a", not more than $100,000 shall be used by the department for administration of the workforce training and economic development funds created pursuant to section 260C.18A.

b. For distribution to community colleges for the purposes of implementing adult education and literacy programs pursuant to section 260C.50:

..... $ 5,500,000

(1) From the moneys appropriated in this lettered paragraph "b", $3,883,000 shall be allocated pursuant to the formula established in section 260C.18C.

(2) From the moneys appropriated in this lettered paragraph "b", not more than $150,000 shall be used by the department for implementation of adult education and literacy programs pursuant to section 260C.50.

(3) From the moneys appropriated in this lettered paragraph "b", not more than $1,257,000 shall be distributed as grants to community colleges for the purpose of adult basic education programs for students requiring instruction in English as a second language. The department shall establish an application process and criteria to award grants pursuant to this subparagraph to community colleges. The criteria shall be based on need for instruction in English as a second language in the region served by each community college as determined by factors including data from the latest federal decennial census and outreach efforts to determine regional needs.

(4) From the moneys appropriated in this lettered paragraph "b", $210,000 shall be transferred to the department of human services for purposes of administering a pilot project to provide access to international resources to Iowans and new Iowans to provide economic and leadership development resulting in Iowa being a more inclusive and welcoming place to live, work, and raise a family. The pilot project shall provide supplemental support services for international refugees to

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improve learning, English literacy, life skills, cultural competencies, and integration in a county with a population over 350,000 as determined by the 2010 federal decennial census. The department of human services shall utilize a request for proposals process to identify the entity best qualified to implement the pilot project.

c. For capital projects at community colleges that meet the definition of the term "vertical infrastructure" in section 8.57, subsection 5, paragraph "c":

..... $ 6,000,000

Moneys appropriated in this lettered paragraph shall be disbursed pursuant to section 260G.6, subsection 3. Projects that qualify for moneys appropriated in this lettered paragraph shall include at least one of the following:

(1) Accelerated career education program capital projects.

(2) Major renovations and major repair needs, including health, life, and fire safety needs, including compliance with the federal Americans With Disabilities Act.

d. For deposit in the pathways for academic career and employment fund established pursuant to section 260H.2:

..... $ 5,000,000

From the moneys appropriated in this lettered paragraph "d", not more than $200,000 shall be allocated by the department for implementation of regional industry sector partnerships pursuant to section 260H.7B.

e. For deposit in the gap tuition assistance fund established pursuant to section 260I.2:

..... $ 2,000,000

f. For deposit in the statewide work-based learning intermediary network fund created pursuant to section 256.40:

..... $ 1,500,000

From the moneys appropriated in this lettered paragraph "f", not more than $50,000 shall be used by the department for statewide support, coordination, and professional development, including work-based learning, for intermediary networks.

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g. For support costs associated with administering a workforce preparation outcome reporting system for the purpose of collecting and reporting data relating to the educational and employment outcomes of workforce preparation programs receiving moneys pursuant to this subsection:

..... $ 200,000

2. COLLEGE STUDENT AID COMMISSION

For purposes of providing skilled workforce shortage tuition grants in accordance with section 261.130:

..... $ 5,000,000

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

DIVISION III

FY 2022-2023 APPROPRIATIONS

DEPARTMENT FOR THE BLIND

Sec. 14. ADMINISTRATION. There is appropriated from the general fund of the state to the department for the blind for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,780,724

COLLEGE STUDENT AID COMMISSION

Sec. 15. There is appropriated from the general fund of the state to the college student aid commission for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. ADMINISTRATION

a. For general administration salaries, support, maintenance, and miscellaneous purposes:

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..... $ 429,279

b. For the administration of the future ready Iowa skilled workforce last-dollar scholarship program in accordance with section 261.131, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 162,254

2. HEALTH CARE PROFESSIONAL RECRUITMENT PROGRAM

For the loan repayment program for health care professionals established pursuant to section 261.115:

..... $ 400,973

3. NATIONAL GUARD SERVICE SCHOLARSHIP PROGRAM

For purposes of providing national guard service scholarship under the program established in section 261.86:

..... $ 4,700,000

4. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM

a. For purposes of the all Iowa opportunity scholarship program established pursuant to section 261.87:

..... $ 3,000,000

b. For the fiscal year beginning July 1, 2022, if the moneys appropriated by the general assembly to the college student aid commission for purposes of the all Iowa opportunity scholarship program exceed $500,000, "eligible institution" as defined in section 261.87 shall, during the fiscal year beginning July 1, 2022, include accredited private institutions as defined in section 261.9.

5. TEACH IOWA SCHOLAR PROGRAM

For purposes of the teach Iowa scholar program established pursuant to section 261.110:

..... $ 400,000

6. RURAL IOWA PRIMARY CARE LOAN REPAYMENT PROGRAM

For purposes of the rural Iowa primary care loan repayment program established pursuant to section 261.113:

..... $ 1,424,502

7. HEALTH CARE LOAN REPAYMENT PROGRAM

For purposes of the health care loan repayment program

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established pursuant to section 261.116:
..... $ 250,000

8. RURAL VETERINARIAN LOAN REPAYMENT PROGRAM

For purposes of the rural veterinarian loan repayment program established pursuant to section 261.120:
..... $ 300,000

9. FUTURE READY IOWA SKILLED WORKFORCE LAST-DOLLAR SCHOLARSHIP PROGRAM

For deposit in the future ready Iowa skilled workforce last-dollar scholarship fund established pursuant to section 261.131:
..... $ 23,004,744

Sec. 16. CHIROPRACTIC LOAN FUNDS. Notwithstanding section 261.72, the moneys deposited in the chiropractic loan revolving fund created pursuant to section 261.72, for the fiscal year beginning July 1, 2022, and ending June 30, 2023, may be used for purposes of the chiropractic loan forgiveness program established in section 261.73.

Sec. 17. WORK-STUDY APPROPRIATION. Notwithstanding section 261.85, for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the amount appropriated from the general fund of the state to the college student aid commission for the work-study program under section 261.85 shall be zero.

DEPARTMENT OF EDUCATION

Sec. 18. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL ADMINISTRATION

a. For salaries, support, maintenance, and miscellaneous purposes:
..... $ 5,975,526

b. By January 15, 2023, the department shall submit a written report to the general assembly detailing the

department's antibullying programming and current and projected expenditures for such programming for the fiscal year beginning July 1, 2022.

2. CAREER AND TECHNICAL EDUCATION ADMINISTRATION

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 598,197

3. VOCATIONAL REHABILITATION SERVICES DIVISION

a. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 5,996,328

For purposes of optimizing the job placement of individuals with disabilities, the division shall make its best efforts to work with community rehabilitation program providers for job placement and retention services for individuals with significant disabilities and most significant disabilities. By January 15, 2023, the division shall submit a written report to the general assembly regarding the division's outreach efforts with community rehabilitation program providers.

b. For matching moneys for programs to enable persons with severe physical or mental disabilities to function more independently, including salaries and support:

..... $ 84,823

c. For the entrepreneurs with disabilities program established pursuant to section 259.4, subsection 9:

..... $ 138,506

d. For costs associated with centers for independent living:

..... $ 86,457

4. STATE LIBRARY

a. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,532,594

b. For the enrich Iowa program established under section 256.57:

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..... $ 2,464,823

5. PUBLIC BROADCASTING DIVISION

For salaries, support, maintenance, capital expenditures, and miscellaneous purposes:

..... $ 7,870,316

6. CAREER AND TECHNICAL EDUCATION

For reimbursement for career and technical education expenditures made by regional career and technical education planning partnerships in accordance with section 258.14:

..... $ 2,952,459

7. SCHOOL FOOD SERVICE

For use as state matching moneys for federal programs that shall be disbursed according to federal regulations, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,176,797

8. EARLY CHILDHOOD IOWA FUND —— GENERAL AID

For deposit in the school ready children grants account of the early childhood Iowa fund created in section 256I.11:

..... $ 22,662,799

a. From the moneys deposited in the school ready children grants account for the fiscal year beginning July 1, 2022, and ending June 30, 2023, not more than $265,950 is allocated for the early childhood Iowa office and other technical assistance activities. Moneys allocated under this lettered paragraph may be used by the early childhood Iowa state board for the purpose of skills development and support for ongoing training of staff. However, except as otherwise provided in this subsection, moneys shall not be used for additional staff or for the reimbursement of staff.

b. Of the amount appropriated in this subsection for deposit in the school ready children grants account of the early childhood Iowa fund, $2,318,018 shall be used for efforts to improve the quality of early care, health, and education programs. Moneys allocated pursuant to this paragraph may be used for additional staff and for the reimbursement of staff.

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The early childhood Iowa state board may reserve a portion of the allocation, not to exceed $88,650 for the technical assistance expenses of the early childhood Iowa state office, including the reimbursement of staff, and shall distribute the remainder to early childhood Iowa areas for local quality improvement efforts through a methodology identified by the early childhood Iowa state board to make the most productive use of the funding, which may include use of the distribution formula, grants, or other means.

c. Of the amount appropriated in this subsection for deposit in the school ready children grants account of the early childhood Iowa fund, $825,030 shall be used for support of professional development and training activities for persons working in early care, health, and education by the early childhood Iowa state board in collaboration with the professional development component groups maintained by the early childhood Iowa stakeholders alliance pursuant to section 256I.12, subsection 7, paragraph "b", and the early childhood Iowa area boards. Expenditures shall be limited to professional development and training activities agreed upon by the parties participating in the collaboration.

9. BIRTH TO AGE THREE SERVICES

a. For expansion of the federal Individuals with Disabilities Education Improvement Act of 2004, Pub. L. No. 108-446, as amended to January 1, 2018, birth through age three services due to increased numbers of children qualifying for those services:

..... $ 1,721,400

b. From the moneys appropriated in this subsection, $383,769 shall be allocated to the child health specialty clinics administered by the state university of Iowa in order to provide additional support for infants and toddlers who are born prematurely, drug-exposed, or medically fragile.

10. EARLY HEAD START PROJECTS

a. For early head start projects:

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..... $ 574,500

b. The moneys appropriated in this subsection shall be used for implementation and expansion of early head start pilot projects addressing the comprehensive cognitive, social, emotional, and developmental needs of children from birth to age three, including prenatal support for qualified families. The projects shall promote healthy prenatal outcomes and healthy family functioning, and strengthen the development of infants and toddlers in low-income families. Priority shall be given to those organizations that have previously qualified for and received state funding to administer an early head start project.

11. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

a. To provide moneys for costs of providing textbooks to each resident pupil who attends a nonpublic school as authorized by section 301.1:

..... $ 652,000

b. Funding under this subsection is limited to $25 per pupil and shall not exceed the comparable services offered to resident public school pupils.

12. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

For purposes of the student achievement and teacher quality program established pursuant to chapter 284:

..... $ 2,965,467

13. STATEWIDE STUDENT ASSESSMENT

For distribution to the Iowa testing program by the department of education on behalf of school districts and accredited nonpublic schools to offset the costs associated with a statewide student assessment administered in accordance with section 256.7, subsection 21, paragraph "b":

..... $ 3,000,000

From the moneys appropriated in this subsection, not more than $300,000 shall be distributed to the Iowa testing programs within the university of Iowa college of education to offset the costs of administering the statewide student assessment at

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accredited nonpublic schools.

14. STATEWIDE CLEARINGHOUSE TO EXPAND WORK-BASED LEARNING

For support costs associated with the creation of a statewide clearinghouse to expand work-based learning as a part of the future ready Iowa initiative:

..... $ 300,000

15. POSTSECONDARY SUMMER CLASSES FOR HIGH SCHOOL STUDENTS PROGRAM

For support costs associated with the creation of a program to provide additional moneys for resident high school pupils enrolled in grades 9 through 12 to attend a community college for college-level classes or attend a class taught by a community college-employed instructor during the summer and outside of the regular school year through a contractual agreement between a community college and a school district under the future ready Iowa initiative:

..... $ 600,000

Notwithstanding section 8.33, moneys received by the department pursuant to this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes specified in this subsection for the following fiscal year.

16. JOBS FOR AMERICA´S GRADUATES

For school districts to provide direct services to the most at-risk middle school or high school students enrolled in school districts through direct intervention by a jobs for America´s graduates specialist:

..... $ 3,666,188

17. ATTENDANCE CENTER PERFORMANCE/GENERAL INTERNET SITE AND DATA SYSTEM SUPPORT

For administration of a process for school districts to establish specific performance goals and to evaluate the performance of each attendance center operated by the district in order to arrive at an overall school performance grade and report card for each attendance center, for internet site and

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data system support:
..... $ 250,000

18. ONLINE STATE JOB POSTING SYSTEM

For purposes of administering the online state job posting system in accordance with section 256.27:
..... $ 230,000

19. SUCCESSFUL PROGRESSION FOR EARLY READERS

For distribution to school districts for implementation of section 279.68, subsection 2, relating to successful progression for early readers:
..... $ 7,824,782

20. EARLY WARNING SYSTEM FOR LITERACY

For purposes of purchasing a statewide license for an early warning assessment and administering the early warning system for literacy established in accordance with section 279.68 and rules adopted in accordance with section 256.7, subsection 31:
..... $ 1,915,000

The department shall administer and distribute to school districts and accredited nonpublic schools the early warning assessment system that allows teachers to screen and monitor student literacy skills from prekindergarten through grade six. The department may charge school districts and accredited nonpublic schools a fee for the system not to exceed the actual costs to purchase a statewide license for the early warning assessment minus the moneys received by the department under this subsection. The fee shall be determined by dividing the actual remaining costs to purchase the statewide license for the school year by the number of pupils assessed under the system in the current fiscal year. School districts may use moneys received pursuant to section 257.10, subsection 11, and moneys received for purposes of implementing section 279.68, subsection 2, to pay the early warning assessment system fee.

21. IOWA READING RESEARCH CENTER

a. For purposes of the Iowa reading research center in order to implement, in collaboration with the area education

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agencies, the provisions of section 256.9, subsection 49, paragraph "c":

..... $ 1,300,176

b. Notwithstanding section 8.33, moneys received by the department pursuant to this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes specified in this subsection for the following fiscal year.

22. COMPUTER SCIENCE PROFESSIONAL DEVELOPMENT INCENTIVE FUND

For deposit in the computer science professional development incentive fund established under section 284.6A:

..... $ 500,000

23. CHILDREN'S MENTAL HEALTH SCHOOL-BASED TRAINING AND SUPPORT

For establishment of school-based children's mental health supports, including mental health awareness training for educators:

..... $ 2,100,000

From moneys appropriated in this subsection, $1,200,000 shall be allocated to the area education agencies to provide mental health awareness training for educators and schools, $750,000 shall be allocated to the area education agencies in the manner determined by the area education agencies to be used to strengthen community support for students and to identify a range of approaches to best meet the mental health needs of students including therapeutic classrooms and access to direct services, and $150,000 shall be allocated to the area education agencies to continue the development of a web-based clearinghouse of mental health resources for use by schools and community providers.

24. BEST BUDDIES IOWA

For school districts to create opportunities for one-to-one friendships, integrated employment, and leadership development for students with intellectual and developmental disabilities:

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..... $ 25,000

The department of education shall establish criteria for the distribution of moneys appropriated under this subsection and shall require an organization receiving moneys under this subsection to annually report student identifying data for students participating in the program to the department in the manner prescribed by the department as a condition of receiving such moneys.

25. ADULT EDUCATION AND LITERACY PROGRAMS

For distribution as grants to community colleges for the purpose of adult basic education programs for students requiring instruction in English as a second language:

..... $ 500,000

In issuing grants under this subsection, the department shall use the same application process and criteria as are used for purposes of awarding grants to community colleges for the purpose of adult basic education programs for students requiring instruction in English as a second language using moneys that are appropriated to the department from the Iowa skilled worker and job creation fund.

26. CLASSROOM BEHAVIOR GUIDELINES

For developing, establishing, and distributing standards, guidelines, and expectations relating to behavior in the classroom in accordance with section 256.9, subsection 62:

..... $ 500,000

27. THERAPEUTIC CLASSROOM INCENTIVE FUND

For deposit in the therapeutic classroom incentive fund established pursuant to section 256.25:

..... $ 1,582,650

28. THERAPEUTIC CLASSROOM TRANSPORTATION CLAIMS REIMBURSEMENT

For payment of school district claims for reimbursement submitted under section 256.25A, subsection 1, paragraph "a":

..... $ 500,000

29. MIDWESTERN HIGHER EDUCATION COMPACT

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a. For distribution to the midwestern higher education compact to pay Iowa's member state annual obligation:
..... $ 115,000

b. Notwithstanding section 8.33, moneys appropriated for distribution to the midwestern higher education compact pursuant to this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purpose designated until the close of the succeeding fiscal year.

30. NONPUBLIC SCHOOL CONCURRENT ENROLLMENT PAYMENTS TO COMMUNITY COLLEGES

For payments to community colleges for the concurrent enrollment of accredited nonpublic school students under section 261E.8, subsection 2, paragraph "b":
..... $ 1,000,000

31. COMMUNITY COLLEGES

For general state financial aid to merged areas as defined in section 260C.2 in accordance with chapters 258 and 260C:
..... $219,255,865

The moneys appropriated in this subsection shall be allocated pursuant to the formula established in section 260C.18C.

Sec. 19. LIMITATIONS OF STANDING APPROPRIATIONS — FY 2022-2023. Notwithstanding the standing appropriations in the following designated sections for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the amounts appropriated from the general fund of the state pursuant to these sections for the following designated purposes shall not exceed the following amounts:

1. For programs for at-risk children under section 279.51:
..... $ 10,524,389

The amount of any reduction in this subsection shall be prorated among the programs specified in section 279.51, subsection 1, paragraphs "a", "b", and "c".

2. For payment of claims for nonpublic school

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transportation under section 285.2:
..... $ 8,197,091
If total approved claims for reimbursement for nonpublic school pupil transportation exceed the amount appropriated in accordance with this subsection, the department of education shall prorate the amount of each approved claim.

STATE BOARD OF REGENTS

Sec. 20. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. OFFICE OF STATE BOARD OF REGENTS

a. For salaries, support, maintenance, and miscellaneous purposes:
..... $ 764,642
For the fiscal year beginning July 1, 2022, and ending June 30, 2023, the state board of regents shall submit a quarterly financial report to the general assembly and the legislative services agency in a format agreed upon by the state board of regents office and the legislative services agency. The report submitted for the quarter ending December 31, 2022, shall include the five-year graduation rates for the regents universities.

b. For allocation to the western Iowa regents resource center:
..... $ 268,297

c. For allocation to Iowa public radio for public radio operations:
..... $ 345,669

d. For distribution of moneys among the appropriations made to the state board of regents as determined by the state board of regents:
..... $ 30,000,000

2. STATE UNIVERSITY OF IOWA

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a. General university

For salaries, support, maintenance, equipment, financial aid, and miscellaneous purposes:

..... $215,605,480

b. Oakdale campus

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,103,819

c. State hygienic laboratory

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 4,822,610

d. Family practice program

For allocation by the dean of the college of medicine, with approval of the advisory board, to qualified participants to carry out the provisions of chapter 148D for the family practice residency education program, including salaries and support:

..... $ 1,720,598

e. Child health care services

For specialized child health care services, including childhood cancer diagnostic and treatment network programs, rural comprehensive care for hemophilia patients, and the Iowa high-risk infant follow-up program, including salaries and support:

..... $ 634,502

f. Statewide cancer registry

For the statewide cancer registry:

..... $ 143,410

g. Substance abuse consortium

For moneys to be allocated to the Iowa consortium for substance abuse research and evaluation:

..... $ 53,427

h. Center for biocatalysis

For the center for biocatalysis:

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..... $ 696,342

i. Primary health care initiative

For the primary health care initiative in the college of medicine:

..... $ 624,374

From the moneys appropriated in this lettered paragraph, $254,889 shall be allocated to the department of family practice at the state university of Iowa college of medicine for family practice faculty and support staff.

j. Birth defects registry

For the birth defects registry:

..... $ 36,839

k. Larned A. Waterman Iowa nonprofit resource center

For the Larned A. Waterman Iowa nonprofit resource center:

..... $ 156,389

l. Iowa online advanced placement academy science, technology, engineering, and mathematics initiative

For the establishment of the Iowa online advanced placement academy science, technology, engineering, and mathematics initiative established pursuant to section 263.8A:

..... $ 463,616

m. Iowa flood center

For the Iowa flood center for use by the university's college of engineering pursuant to section 466C.1:

..... $ 1,154,593

3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

a. General university

For salaries, support, maintenance, equipment, financial aid, and miscellaneous purposes:

..... $172,144,766

b. Agricultural experiment station

For the agricultural experiment station salaries, support, maintenance, and miscellaneous purposes:

..... $ 29,462,535

c. Cooperative extension service in agriculture and home

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economics

For the cooperative extension service in agriculture and home economics salaries, support, maintenance, and miscellaneous purposes:

..... $ 18,007,366

4. LIVESTOCK DISEASE RESEARCH

For deposit in and the use of the livestock disease research fund under section 267.8:

..... $ 170,390

5. UNIVERSITY OF NORTHERN IOWA

a. General university

For salaries, support, maintenance, equipment, financial aid, and miscellaneous purposes:

..... $ 98,296,620

b. Recycling and reuse center

For purposes of the recycling and reuse center:

..... $ 172,768

c. Science, technology, engineering, and mathematics (STEM) collaborative initiative

For purposes of the science, technology, engineering, and mathematics (STEM) collaborative initiative established pursuant to section 268.7:

..... $ 6,354,848

(1) Except as otherwise provided in this lettered paragraph, the moneys appropriated in this lettered paragraph shall be expended for salaries, staffing, institutional support, activities directly related to recruitment of kindergarten through grade 12 mathematics and science teachers, and for ongoing mathematics and science programming for students enrolled in kindergarten through grade 12.

(2) The university of northern Iowa shall work with the community colleges to develop STEM professional development programs for community college instructors and STEM curriculum development.

(3) From the moneys appropriated in this lettered

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paragraph, not less than $500,000 shall be used to provide technology education opportunities to high school, career academy, and community college students through a public-private partnership, as well as opportunities for students and faculties at these institutions to secure broad-based information technology certification. The partnership shall provide all of the following:

(a) A research-based curriculum.

(b) Online access to the curriculum.

(c) Instructional software for classroom and student use.

(d) Certification of skills and competencies in a broad base of information technology-related skill areas.

(e) Professional development for teachers.

(f) Deployment and program support, including but not limited to integration with current curriculum standards.

(4) Notwithstanding section 8.33, of the moneys appropriated in this paragraph "c" that remain unencumbered or unobligated at the close of the fiscal year, an amount equivalent to not more than 5 percent of the amount appropriated in this paragraph "c" shall not revert but shall remain available for expenditure for summer programs for students until the close of the succeeding fiscal year.

d. Real estate education program

For purposes of the real estate education program:

..... $ 123,523

6. IOWA SCHOOL FOR THE DEAF

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 10,536,171

7. IOWA BRAILLE AND SIGHT SAVING SCHOOL

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 4,434,459

Sec. 21. ENERGY COST-SAVINGS PROJECTS —— FINANCING. For the fiscal year beginning July 1, 2022, and ending June 30,

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2023, the state board of regents may use notes, bonds, or other evidences of indebtedness issued under section 262.48 to finance projects that will result in energy cost savings in an amount that will cause the state board to recover the cost of the projects within an average of six years.

Sec. 22. PRESCRIPTION DRUG COSTS. The department of administrative services shall pay the Iowa school for the deaf and the Iowa braille and sight saving school the moneys collected from the counties during the fiscal year beginning July 1, 2022, for expenses relating to prescription drug costs for students attending the Iowa school for the deaf and the Iowa braille and sight saving school.

Sec. 23. Section 261.25, subsections 1 and 2, Code 2021, are amended by striking the subsections and inserting in lieu thereof the following:

1. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of fifty million one hundred eighteen thousand four hundred fifty-one dollars for tuition grants to qualified students who are enrolled in accredited private institutions.

2. There is appropriated from the general fund of the state to the commission for each fiscal year the sum of four hundred forty-seven thousand seven hundred ninety-eight dollars for tuition grants for qualified students who are enrolled in eligible institutions. Of the moneys appropriated under this subsection, not more than eighty thousand dollars annually shall be used for tuition grants to qualified students who are attending an eligible institution under section 261.9, subsection 3, paragraph *"b"*.

Sec. 24. EFFECTIVE DATE. The section of this division of this Act amending Code section 261.25, subsections 1 and 2, takes effect July 1, 2022.

DIVISION IV

WORKFORCE TRAINING PROGRAMS —— APPROPRIATIONS FY 2022-2023

Sec. 25. There is appropriated from the Iowa skilled worker

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and job creation fund created in section 8.75 to the following departments, agencies, and institutions for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF EDUCATION

a. For deposit in the workforce training and economic development funds created pursuant to section 260C.18A:

..... $ 15,100,000

From the moneys appropriated in this lettered paragraph "a", not more than $100,000 shall be used by the department for administration of the workforce training and economic development funds created pursuant to section 260C.18A.

b. For distribution to community colleges for the purposes of implementing adult education and literacy programs pursuant to section 260C.50:

..... $ 5,500,000

(1) From the moneys appropriated in this lettered paragraph "b", $3,883,000 shall be allocated pursuant to the formula established in section 260C.18C.

(2) From the moneys appropriated in this lettered paragraph "b", not more than $150,000 shall be used by the department for implementation of adult education and literacy programs pursuant to section 260C.50.

(3) From the moneys appropriated in this lettered paragraph "b", not more than $1,257,000 shall be distributed as grants to community colleges for the purpose of adult basic education programs for students requiring instruction in English as a second language. The department shall establish an application process and criteria to award grants pursuant to this subparagraph to community colleges. The criteria shall be based on need for instruction in English as a second language in the region served by each community college as determined by factors including data from the latest federal decennial census and outreach efforts to determine regional needs.

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(4) From the moneys appropriated in this lettered paragraph "b", $210,000 shall be transferred to the department of human services for purposes of administering a pilot project to provide access to international resources to Iowans and new Iowans to provide economic and leadership development resulting in Iowa being a more inclusive and welcoming place to live, work, and raise a family. The pilot project shall provide supplemental support services for international refugees to improve learning, English literacy, life skills, cultural competencies, and integration in a county with a population over 350,000 as determined by the 2010 federal decennial census. The department of human services shall utilize a request for proposals process to identify the entity best qualified to implement the pilot project.

c. For capital projects at community colleges that meet the definition of the term "vertical infrastructure" in section 8.57, subsection 5, paragraph "c":

..... $ 6,000,000

Moneys appropriated in this lettered paragraph shall be disbursed pursuant to section 260G.6, subsection 3. Projects that qualify for moneys appropriated in this lettered paragraph shall include at least one of the following:

(1) Accelerated career education program capital projects.

(2) Major renovations and major repair needs, including health, life, and fire safety needs, including compliance with the federal Americans With Disabilities Act.

d. For deposit in the pathways for academic career and employment fund established pursuant to section 260H.2:

..... $ 5,000,000

From the moneys appropriated in this lettered paragraph "d", not more than $200,000 shall be allocated by the department for implementation of regional industry sector partnerships pursuant to section 260H.7B.

e. For deposit in the gap tuition assistance fund established pursuant to section 260I.2:

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..... $ 2,000,000

f. For deposit in the statewide work-based learning intermediary network fund created pursuant to section 256.40:

..... $ 1,500,000

From the moneys appropriated in this lettered paragraph "f", not more than $50,000 shall be used by the department for statewide support, coordination, and professional development, including work-based learning, for intermediary networks.

g. For support costs associated with administering a workforce preparation outcome reporting system for the purpose of collecting and reporting data relating to the educational and employment outcomes of workforce preparation programs receiving moneys pursuant to this subsection:

..... $ 200,000

2. COLLEGE STUDENT AID COMMISSION

For purposes of providing skilled workforce shortage tuition grants in accordance with section 261.130:

..... $ 5,000,000

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

EXPLANATION

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

This bill appropriates moneys for fiscal years 2021-2022 and 2022-2023 from the general fund of the state and other funds to the college student aid commission (CSAC), the department for the blind, the department of education, and the state board of regents and its institutions. The bill is organized by divisions.

DIVISIONS I AND III —— FY 2021-2022 AND FY 2022-2023. The bill appropriates moneys to the department for the blind for its administration.

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The bill includes appropriations to the CSAC for general administrative purposes, administration of the future ready Iowa skilled workforce last-dollar scholarship program, the health care professional recruitment program, the national guard service scholarship program, the all Iowa opportunity scholarship program, the teach Iowa scholar program, the rural Iowa primary care loan repayment program, the health care loan repayment program, rural veterinarian loan repayment program, and the future ready Iowa skilled workforce last-dollar scholarship program.

The bill appropriates moneys to the department of education for purposes of the department's general administration, career and technical education (CTE) administration, division of vocational rehabilitation services including independent living programs, the entrepreneurs with disabilities program, and independent living centers, state library for general administration and the enrich Iowa program, public broadcasting division, career and technical education reimbursement for expenditures made by CTE regional planning partnerships, school food service, early childhood Iowa fund, expansion of the federal Individuals with Disabilities Education Improvement Act birth through age three services, early head start projects, textbooks for nonpublic school pupils, the student achievement and teacher quality program, statewide student assessment, statewide clearinghouse to expand work-based learning, postsecondary summer classes for high school students program, jobs for America's graduates specialists, attendance center performance/general internet site and data system support, the online state job posting system, successful progression for early readers, an early warning system for literacy, the Iowa reading research center, computer science professional development incentive fund, children's mental health school-based training and support, for school districts for students with intellectual and developmental disabilities, adult education and literacy programs, deposit into an

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education savings account (for FY 2021—2022 only), classroom behavior guidelines, therapeutic classroom incentives and therapeutic classroom transportation claims, distribution to the midwestern higher education compact to pay Iowa's member state annual obligation, and community colleges.

The bill reduces the standing appropriation under Code section 279.51 for at-risk children and for payment of claims for nonpublic school transportation under Code section 285.2 for those purposes for FY 2021-2022 and FY 2022-2023.

The bill appropriates moneys to the state board of regents for the board office; universities' general operating budgets, the western Iowa regents resource center, Iowa public radio, and for distribution among the appropriations made to the state board of regents as determined by the state board of regents; the state university of Iowa; Iowa state university of science and technology; livestock disease research fund; the university of northern Iowa; and for the Iowa school for the deaf and the Iowa braille and sight saving school.

The bill amends statute to decrease the state aid for area education agencies for each fiscal year of the fiscal period beginning July 1, 2021, and ending June 30, 2023, by $15 million; to increase the standing appropriations to the CSAC for purposes of the Iowa tuition grant for qualified students who are enrolled in accredited private institutions (nonprofit) and eligible institutions (for-profit); and to provide for the allocation of moneys appropriated for purposes of the student achievement and teacher quality program. The provisions increasing the appropriations for the Iowa tuition grant for fiscal year 2022-2023 take effect July 1, 2022.

DIVISIONS II AND IV —— WORKFORCE TRAINING PROGRAMS —— APPROPRIATIONS FY 2021-2022 AND FY 2022-2023. The bill appropriates moneys from the Iowa skilled worker and job creation fund to the department of education and the college student aid commission.

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SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR BUDGET BILL)

A BILL FOR

An Act relating to appropriations to the justice system and including effective date provisions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. _____ H.F. _____

DIVISION I

FY 2021—2022

Section 1. DEPARTMENT OF JUSTICE.

1. There is appropriated from the general fund of the state to the department of justice for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the general office of attorney general for salaries, support, maintenance, and miscellaneous purposes, including the prosecuting attorneys training program, matching funds for federal violence against women grant programs, victim assistance grants, the office of drug control policy prosecuting attorney program, and odometer fraud enforcement:

..... $ 6,006,268

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

The general office of attorney general may temporarily exceed and draw more than the amount appropriated in this lettered paragraph and incur a negative cash balance as long as there are receivables equal to or greater than the negative balances and the amount appropriated in this lettered paragraph is not exceeded at the close of the fiscal year.

b. For victim assistance grants:

..... $ 5,016,708

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

The balance of the victim compensation fund established in section 915.94 may be used to provide salary and support of not more than 24.00 full-time equivalent positions and to provide maintenance for the victim compensation functions

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of the department of justice. In addition to the full-time equivalent positions authorized pursuant to this paragraph, 5.00 full-time equivalent positions are authorized and shall be used by the department of justice to employ one accountant and four program planners. The department of justice may employ the additional 5.00 full-time equivalent positions authorized pursuant to this paragraph that are in excess of the number of full-time equivalent positions authorized only if the department of justice receives sufficient federal moneys to maintain employment for the additional full-time equivalent positions during the current fiscal year. The department of justice shall only employ the additional 5.00 full-time equivalent positions in succeeding fiscal years if sufficient federal moneys are received during each succeeding fiscal year.

The department of justice shall transfer at least $150,000 from the victim compensation fund established in section 915.94 to the victim assistance grant program established in section 13.31.

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

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

..... $ 2,634,601

2. a. The department of justice, in submitting budget estimates for the fiscal year beginning July 1, 2022, pursuant to section 8.23, shall include a report of funding from sources other than amounts appropriated directly from the general fund of the state to the department of justice or to the office of consumer advocate. These funding sources shall include but are not limited to reimbursements from other state agencies, commissions, boards, or similar entities, and reimbursements from special funds or internal accounts within the department

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of justice. The department of justice shall also report actual reimbursements for the fiscal year beginning July 1, 2020, and actual and expected reimbursements for the fiscal year beginning July 1, 2021.

b. The department of justice shall include the report required under paragraph "a", as well as information regarding any revisions occurring as a result of reimbursements actually received or expected at a later date, in a report to the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system and the legislative services agency. The department of justice shall submit the report on or before January 15, 2022.

3. a. The department of justice shall fully reimburse the costs and necessary related expenses incurred by the Iowa law enforcement academy to continue to employ one additional instructor position who shall provide training for human trafficking-related issues throughout the state.

b. The department of justice shall obtain the moneys necessary to reimburse the Iowa law enforcement academy to employ such an instructor from unrestricted moneys from either the victim compensation fund established in section 915.94, the human trafficking victim fund established in section 915.95, or the human trafficking enforcement fund established in 2015 Iowa Acts, chapter 138, section 141.

4. REPORT OF MONEY AWARDS. The attorney general shall submit a report to the general assembly and the department of management all money settlement awards and court money awards which were awarded to the state of Iowa. The attorney general shall report which funds are designated to receive the moneys and under what legal authority the designation is being made. Reports must be submitted within 30 days following a money settlement award or a court money award.

Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is appropriated from the department of commerce revolving fund created in section 546.12 to the office of consumer advocate of the

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department of justice for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 3,137,588

Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

1. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the operation of the Fort Madison correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 41,647,701

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

..... $ 32,868,225

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

..... $ 62,610,335

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

..... $ 28,818,686

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

..... $ 26,177,884

f. For the operation of the Rockwell City correctional facility, including salaries, support, maintenance, and

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miscellaneous purposes:
..... $ 10,623,767

g. For the operation of the Clarinda correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... $ 25,132,431

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

h. For the operation of the Mitchellville correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... $ 23,483,038

i. For the operation of the Fort Dodge correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... $ 30,324,956

j. For reimbursement of counties for temporary confinement of prisoners, as provided in sections 901.7, 904.908, and 906.17, and for offenders confined pursuant to section 904.513:
..... $ 1,082,635

k. For federal prison reimbursement, reimbursements for out-of-state placements, and miscellaneous contracts:
..... $ 234,411

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

Sec. 4. DEPARTMENT OF CORRECTIONS —— ADMINISTRATION. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes

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designated:

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

..... $ 5,473,325

a. It is the intent of the general assembly that each lease negotiated by the department of corrections with a private corporation for the purpose of providing private industry employment of inmates in a correctional institution shall prohibit the private corporation from utilizing inmate labor for partisan political purposes for any person seeking election to public office in this state and that a violation of this requirement shall result in a termination of the lease agreement.

b. It is the intent of the general assembly that as a condition of receiving the appropriation provided in this subsection the department of corrections shall not enter into a lease or contractual agreement pursuant to section 904.809 with a private corporation for the use of building space for the purpose of providing inmate employment without providing that the terms of the lease or contract establish safeguards to restrict, to the greatest extent feasible, access by inmates working for the private corporation to personal identifying information of citizens.

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

..... $ 2,608,109

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

b. The director of the department of corrections may

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transfer moneys from Iowa prison industries and the canteen operating funds established pursuant to section 904.310, for use in educational programs for inmates.

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

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

..... $ 2,000,000

4. For offender mental health and substance abuse treatment:

..... $ 28,065

5. For department-wide duties, including operations, costs, and miscellaneous purposes:

..... $ 5,000,000

Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL SERVICES.

1. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2021, and ending June 30, 2022, for salaries, support, maintenance, and miscellaneous purposes, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

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

..... $ 15,219,261

It is the intent of the general assembly that the first judicial district department of correctional services maintains the drug courts operated by the district department.

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

..... $ 11,758,160

It is the intent of the general assembly that the second

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judicial district department of correctional services maintains two drug courts to be operated by the district department.

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

..... $ 7,324,425

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

..... $ 5,815,391

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

..... $ 22,008,023

It is the intent of the general assembly that the fifth judicial district department of correctional services maintains the drug court operated by the district department.

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

..... $ 15,069,674

It is the intent of the general assembly that the sixth judicial district department of correctional services maintains the drug court operated by the district department.

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

..... $ 8,013,609

It is the intent of the general assembly that the seventh judicial district department of correctional services maintains the drug court operated by the district department.

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

..... $ 8,547,829

2. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

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For statewide judicial assistance, support, and pilot projects for judicial district departments of correctional services:

..... $ 663,219

3. Each judicial district department of correctional services, within the moneys available, shall continue programs and plans established within that district to provide for intensive supervision, sex offender treatment, diversion of low-risk offenders to the least restrictive sanction available, job development, and expanded use of intermediate criminal sanctions.

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

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

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

7. The public safety assessment shall not be utilized in pretrial hearings when determining whether to detain or release a defendant before trial, and the use of the public safety assessment pilot program shall be terminated as of the effective date of this subsection, until such time the use of the public safety assessment has been specifically authorized by the general assembly.

Sec. 6. DEPARTMENT OF CORRECTIONS —— REALLOCATION OF APPROPRIATIONS. Notwithstanding section 8.39, within the

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moneys appropriated in this division of this Act to the department of corrections, the department may reallocate the moneys appropriated and allocated as necessary to best fulfill the needs of the correctional institutions, administration of the department, and the judicial district departments of correctional services. However, in addition to complying with the requirements of sections 904.116 and 905.8 and providing notice to the legislative services agency, the department of corrections shall also provide notice to the department of management, prior to the effective date of the revision or reallocation of an appropriation made pursuant to this section. The department of corrections shall not reallocate an appropriation or allocation for the purpose of eliminating any program.

Sec. 7. INTENT — REPORTS.

1. The department of corrections, in cooperation with townships, the Iowa cemetery associations, and other nonprofit or governmental entities, may use inmate labor during the fiscal year beginning July 1, 2021, to restore or preserve rural cemeteries and historical landmarks. The department, in cooperation with the counties, may also use inmate labor to clean up roads, major water sources, and other water sources around the state.

2. On a quarterly basis, the department shall provide a status report regarding private-sector employment to the legislative services agency beginning on July 1, 2021. The report shall include the number of offenders employed in the private sector, the combined number of hours worked by the offenders, the total amount of allowances, and the distribution of allowances pursuant to section 904.702, including any moneys deposited in the general fund of the state.

Sec. 8. ELECTRONIC MONITORING REPORT. The department of corrections shall submit a report on electronic monitoring to the general assembly, to the co-chairpersons and the ranking members of the joint appropriations subcommittee on the justice

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system, and to the legislative services agency by January 15, 2022. The report shall specifically address the number of persons being electronically monitored and break down the number of persons being electronically monitored by offense committed. The report shall also include a comparison of any data from the prior fiscal year with the current fiscal year.

Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

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

2. State agencies are encouraged to purchase products from Iowa state industries, as defined in section 904.802, when purchases are required and the products are available from Iowa state industries. State agencies shall obtain bids from Iowa state industries for purchases of office furniture during the fiscal year beginning July 1, 2021, exceeding $5,000 or in accordance with applicable administrative rules related to purchases for the agency.

Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.

1. There is appropriated from the general fund of the state to the Iowa law enforcement academy for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

a. For salaries, support, maintenance, and miscellaneous purposes, including jailer training and technical assistance:
..... $ 1,193,868

b. The Iowa law enforcement academy may temporarily exceed and draw more than the amount appropriated in this subsection and incur a negative cash balance as long as there are

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receivables equal to or greater than the negative balance and the amount appropriated in this subsection is not exceeded at the close of the fiscal year.

2. The Iowa law enforcement academy may select at least five automobiles of the department of public safety, division of state patrol, prior to turning over the automobiles to the department of administrative services to be disposed of by public auction, and the Iowa law enforcement academy may exchange any automobile owned by the academy for each automobile selected if the selected automobile is used in training law enforcement officers at the academy. However, any automobile exchanged by the academy shall be substituted for the selected vehicle of the department of public safety and sold by public auction with the receipts being deposited in the depreciation fund maintained pursuant to section 8A.365 to the credit of the department of public safety, division of state patrol.

3. The Iowa law enforcement academy shall provide training for domestic abuse and human trafficking-related issues throughout the state. The training shall be offered at no cost to the attendees and the training shall not replace any existing domestic abuse or human trafficking training offered by the academy.

Sec. 11. STATE PUBLIC DEFENDER. There is appropriated from the general fund of the state to the office of the state public defender of the department of inspections and appeals for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 27,144,382

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

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..... $ 40,760,448

Sec. 12. BOARD OF PAROLE. There is appropriated from the general fund of the state to the board of parole for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,240,265

Sec. 13. DEPARTMENT OF PUBLIC DEFENSE.

1. There is appropriated from the general fund of the state to the department of public defense, for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 6,678,140

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

Sec. 14. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT.

1. There is appropriated from the general fund of the state to the department of homeland security and emergency management for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,139,390

2. The department of homeland security and emergency

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management may temporarily exceed and draw more than the amount appropriated in this section and incur a negative cash balance as long as there are receivables of federal funds equal to or greater than the negative balance and the amount appropriated in this section is not exceeded at the close of the fiscal year.

Sec. 15. DEPARTMENT OF PUBLIC SAFETY. There is appropriated from the general fund of the state to the department of public safety for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For administrative functions, including salaries and the adjustment of salaries throughout the department, and the criminal justice information system:

..... $ 5,591,361

2. For the division of criminal investigation, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, and to meet federal fund matching requirements:

..... $ 17,576,601

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

..... $ 650,000

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

4. a. For the division of narcotics enforcement, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined

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in section 97A.8, multiplied by the salaries for which the moneys are appropriated, and to meet federal fund matching requirements:

..... $ 8,124,117

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

..... $ 209,042

5. For the division of state fire marshal, for fire protection services as provided through the state fire service and emergency response council as created in the department, and for the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated:

..... $ 5,231,360

6. For the division of state patrol, for salaries, support, maintenance, workers' compensation costs, and miscellaneous purposes, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated:

..... $ 66,037,699

It is the intent of the general assembly that members of the state patrol be assigned to patrol the highways and roads in lieu of assignments for inspecting school buses for the school districts.

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

..... $ 279,517

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

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..... $ 825,520

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure only for the purpose designated in this subsection until the close of the succeeding fiscal year.

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

..... $ 115,661

10. For the office to combat human trafficking established pursuant to section 80.45, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 340,000

11. For department-wide duties, including operations, costs, and miscellaneous purposes:

..... $ 5,000,000

12. For costs associated with the training and equipment needs of volunteer fire fighters:

..... $ 50,000

Notwithstanding section 8.39, the department of public safety may reallocate moneys appropriated in this section as necessary to best fulfill the needs provided for in the appropriation. However, the department shall not reallocate moneys appropriated to the department in this section unless notice of the reallocation is given to the legislative services agency and the department of management prior to the effective date of the reallocation. The notice shall include information regarding the rationale for reallocating the moneys. The department shall not reallocate moneys appropriated in this section for the purpose of eliminating any program.

Sec. 16. GAMING ENFORCEMENT.

1. There is appropriated from the gaming enforcement revolving fund created in section 80.43 to the department of public safety for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof

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

For any direct support costs for agents and officers of the division of criminal investigation's excursion gambling boat, gambling structure, and racetrack enclosure enforcement activities, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 11,311,731

2. For each additional license to conduct gambling games on an excursion gambling boat, gambling structure, or racetrack enclosure issued during the fiscal year beginning July 1, 2021, there is appropriated from the gaming enforcement fund to the department of public safety for the fiscal year beginning July 1, 2021, and ending June 30, 2022, an additional amount of not more than $300,000 to be used for salaries, support, maintenance, and miscellaneous purposes.

Sec. 17. CIVIL RIGHTS COMMISSION.

1. There is appropriated from the general fund of the state to the Iowa state civil rights commission for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,252,899

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

Sec. 18. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

1. There is appropriated from the general fund of the state to the criminal and juvenile justice planning division of the department of human rights for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For salaries, support, maintenance, and miscellaneous

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purposes:
..... $ 1,226,399
b. (1) For a single grant to a program located in a city with a higher than average juvenile crime rate as determined by the criminal and juvenile justice planning division and a population greater than 80,000 as determined by the 2010 federal decennial census, which may be used for studying, planning, programming, and capital, that is committed to deterring juvenile delinquency through early intervention in the criminal justice system by providing a comprehensive, multifaceted delivery of social services:
..... $ 140,000
(2) The program shall use no more than 5 percent of the grant for administrative costs.
2. The justice advisory board and the juvenile justice advisory council shall coordinate their efforts in carrying out their respective duties relative to juvenile justice.
Sec. 19. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT. There is appropriated from the 911 emergency communications fund created in section 34A.7A to the department of homeland security and emergency management for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amount, or so much thereof as is necessary, to be used for the purposes designated:
For implementation, support, and maintenance of the functions of the administrator and program manager under chapter 34A and to employ the auditor of the state to perform an annual audit of the 911 emergency communications fund:
..... $ 250,000
Sec. 20. CONSUMER EDUCATION AND LITIGATION —— FARM MEDIATION AND PROSECUTIONS, APPEALS, AND CLAIMS. Notwithstanding section 714.16C, there is appropriated from the consumer education and litigation fund to the department of justice for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is

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necessary, to be used for the purposes designated:

1. For farm mediation services as specified in section 13.13, subsection 2:

..... $ 300,000

2. For salaries, support, maintenance, and miscellaneous purposes for criminal prosecutions, criminal appeals, and performing duties pursuant to chapter 669:

..... $ 2,000,000

DIVISION II

FY 2022—2023

Sec. 21. DEPARTMENT OF JUSTICE.

1. There is appropriated from the general fund of the state to the department of justice for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the general office of attorney general for salaries, support, maintenance, and miscellaneous purposes, including the prosecuting attorneys training program, matching funds for federal violence against women grant programs, victim assistance grants, the office of drug control policy prosecuting attorney program, and odometer fraud enforcement:

..... $ 6,006,268

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

The general office of attorney general may temporarily exceed and draw more than the amount appropriated in this lettered paragraph and incur a negative cash balance as long as there are receivables equal to or greater than the negative balances and the amount appropriated in this lettered paragraph is not exceeded at the close of the fiscal year.

b. For victim assistance grants:

..... $ 5,016,708

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

The balance of the victim compensation fund established in section 915.94 may be used to provide salary and support of not more than 24.00 full-time equivalent positions and to provide maintenance for the victim compensation functions of the department of justice. In addition to the full-time equivalent positions authorized pursuant to this paragraph, 5.00 full-time equivalent positions are authorized and shall be used by the department of justice to employ one accountant and four program planners. The department of justice may employ the additional 5.00 full-time equivalent positions authorized pursuant to this paragraph that are in excess of the number of full-time equivalent positions authorized only if the department of justice receives sufficient federal moneys to maintain employment for the additional full-time equivalent positions during the current fiscal year. The department of justice shall only employ the additional 5.00 full-time equivalent positions in succeeding fiscal years if sufficient federal moneys are received during each succeeding fiscal year.

The department of justice shall transfer at least $150,000 from the victim compensation fund established in section 915.94 to the victim assistance grant program established in section 13.31.

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

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

..... $ 2,634,601

2. a. The department of justice, in submitting budget

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estimates for the fiscal year beginning July 1, 2023, pursuant to section 8.23, shall include a report of funding from sources other than amounts appropriated directly from the general fund of the state to the department of justice or to the office of consumer advocate. These funding sources shall include but are not limited to reimbursements from other state agencies, commissions, boards, or similar entities, and reimbursements from special funds or internal accounts within the department of justice. The department of justice shall also report actual reimbursements for the fiscal year beginning July 1, 2021, and actual and expected reimbursements for the fiscal year beginning July 1, 2022.

b. The department of justice shall include the report required under paragraph "a", as well as information regarding any revisions occurring as a result of reimbursements actually received or expected at a later date, in a report to the co-chairpersons and ranking members of the joint appropriations subcommittee on the justice system and the legislative services agency. The department of justice shall submit the report on or before January 15, 2023.

3. a. The department of justice shall fully reimburse the costs and necessary related expenses incurred by the Iowa law enforcement academy to continue to employ one additional instructor position who shall provide training for human trafficking-related issues throughout the state.

b. The department of justice shall obtain the moneys necessary to reimburse the Iowa law enforcement academy to employ such an instructor from unrestricted moneys from either the victim compensation fund established in section 915.94, the human trafficking victim fund established in section 915.95, or the human trafficking enforcement fund established in 2015 Iowa Acts, chapter 138, section 141.

4. REPORT OF MONEY AWARDS. The attorney general shall submit a report to the general assembly and the department of management all money settlement awards and court money awards

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which were awarded to the state of Iowa. The attorney general shall report which funds are designated to receive the moneys and under what legal authority the designation is being made. Reports must be submitted within 30 days following a money settlement award or a court money award.

Sec. 22. OFFICE OF CONSUMER ADVOCATE. There is appropriated from the department of commerce revolving fund created in section 546.12 to the office of consumer advocate of the department of justice for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 3,137,588

Sec. 23. DEPARTMENT OF CORRECTIONS — FACILITIES.

1. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For the operation of the Fort Madison correctional facility, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 41,647,701

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

..... $ 32,868,225

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

..... $ 62,610,335

d. For the operation of the Newton correctional facility, including salaries, support, maintenance, and miscellaneous

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purposes:
..... $ 28,818,686
e. For the operation of the Mount Pleasant correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... $ 26,177,884
f. For the operation of the Rockwell City correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... $ 10,623,767
g. For the operation of the Clarinda correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... $ 25,132,431
Moneys received by the department of corrections as reimbursement for services provided to the Clarinda youth corporation are appropriated to the department and shall be used for the purpose of operating the Clarinda correctional facility.
h. For the operation of the Mitchellville correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... $ 23,483,038
i. For the operation of the Fort Dodge correctional facility, including salaries, support, maintenance, and miscellaneous purposes:
..... $ 30,324,956
j. For reimbursement of counties for temporary confinement of prisoners, as provided in sections 901.7, 904.908, and 906.17, and for offenders confined pursuant to section 904.513:
..... $ 1,082,635
k. For federal prison reimbursement, reimbursements for out-of-state placements, and miscellaneous contracts:
..... $ 234,441
2. The department of corrections shall use moneys

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appropriated in subsection 1 to continue to contract for the services of a Muslim imam and a Native American spiritual leader.

Sec. 24. DEPARTMENT OF CORRECTIONS —— ADMINISTRATION. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

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

..... $ 5,473,325

a. It is the intent of the general assembly that each lease negotiated by the department of corrections with a private corporation for the purpose of providing private industry employment of inmates in a correctional institution shall prohibit the private corporation from utilizing inmate labor for partisan political purposes for any person seeking election to public office in this state and that a violation of this requirement shall result in a termination of the lease agreement.

b. It is the intent of the general assembly that as a condition of receiving the appropriation provided in this subsection the department of corrections shall not enter into a lease or contractual agreement pursuant to section 904.809 with a private corporation for the use of building space for the purpose of providing inmate employment without providing that the terms of the lease or contract establish safeguards to restrict, to the greatest extent feasible, access by inmates working for the private corporation to personal identifying information of citizens.

2. For educational programs for inmates at state penal

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institutions:
..... $ 2,608,109

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

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

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

3. For the development and operation of the Iowa corrections offender network (ICON) data system:
..... $ 2,000,000

4. For offender mental health and substance abuse treatment:
..... $ 28,065

5. For department-wide duties, including operations, costs, and miscellaneous purposes:
..... $ 5,000,000

Sec. 25. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL SERVICES.

1. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2022, and ending June 30, 2023, for salaries, support, maintenance, and miscellaneous purposes, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

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

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..... $ 15,219,261

It is the intent of the general assembly that the first judicial district department of correctional services maintains the drug courts operated by the district department.

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

..... $ 11,758,160

It is the intent of the general assembly that the second judicial district department of correctional services maintains two drug courts to be operated by the district department.

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

..... $ 7,324,425

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

..... $ 5,815,391

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

..... $ 22,008,023

It is the intent of the general assembly that the fifth judicial district department of correctional services maintains the drug court operated by the district department.

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

..... $ 15,069,674

It is the intent of the general assembly that the sixth judicial district department of correctional services maintains the drug court operated by the district department.

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

..... $ 8,013,609

It is the intent of the general assembly that the seventh judicial district department of correctional services maintains the drug court operated by the district department.

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

..... $ 8,547,829

2. There is appropriated from the general fund of the state to the department of corrections for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For statewide judicial assistance, support, and pilot projects for judicial district departments of correctional services:

..... $ 663,219

3. Each judicial district department of correctional services, within the moneys available, shall continue programs and plans established within that district to provide for intensive supervision, sex offender treatment, diversion of low-risk offenders to the least restrictive sanction available, job development, and expanded use of intermediate criminal sanctions.

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

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

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

7. The public safety assessment shall not be utilized

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in pretrial hearings when determining whether to detain or release a defendant before trial, and the use of the public safety assessment pilot program shall be terminated as of the effective date of this subsection, until such time the use of the public safety assessment has been specifically authorized by the general assembly.

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

Sec. 27. INTENT —— REPORTS.

1. The department of corrections, in cooperation with townships, the Iowa cemetery associations, and other nonprofit or governmental entities, may use inmate labor during the fiscal year beginning July 1, 2022, to restore or preserve rural cemeteries and historical landmarks. The department, in cooperation with the counties, may also use inmate labor to clean up roads, major water sources, and other water sources around the state.

2. On a quarterly basis, the department shall provide a status report regarding private-sector employment to the legislative services agency beginning on July 1, 2022. The report shall include the number of offenders employed in the

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private sector, the combined number of hours worked by the offenders, the total amount of allowances, and the distribution of allowances pursuant to section 904.702, including any moneys deposited in the general fund of the state.

Sec. 28. ELECTRONIC MONITORING REPORT. The department of corrections shall submit a report on electronic monitoring to the general assembly, to the co-chairpersons and the ranking members of the joint appropriations subcommittee on the justice system, and to the legislative services agency by January 15, 2023. The report shall specifically address the number of persons being electronically monitored and break down the number of persons being electronically monitored by offense committed. The report shall also include a comparison of any data from the prior fiscal year with the current fiscal year.

Sec. 29. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

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

2. State agencies are encouraged to purchase products from Iowa state industries, as defined in section 904.802, when purchases are required and the products are available from Iowa state industries. State agencies shall obtain bids from Iowa state industries for purchases of office furniture during the fiscal year beginning July 1, 2022, exceeding $5,000 or in accordance with applicable administrative rules related to purchases for the agency.

Sec. 30. IOWA LAW ENFORCEMENT ACADEMY.

1. There is appropriated from the general fund of the state to the Iowa law enforcement academy for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following

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

a. For salaries, support, maintenance, and miscellaneous purposes, including jailer training and technical assistance: ..... $ 1,193,868

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

2. The Iowa law enforcement academy may select at least five automobiles of the department of public safety, division of state patrol, prior to turning over the automobiles to the department of administrative services to be disposed of by public auction, and the Iowa law enforcement academy may exchange any automobile owned by the academy for each automobile selected if the selected automobile is used in training law enforcement officers at the academy. However, any automobile exchanged by the academy shall be substituted for the selected vehicle of the department of public safety and sold by public auction with the receipts being deposited in the depreciation fund maintained pursuant to section 8A.365 to the credit of the department of public safety, division of state patrol.

3. The Iowa law enforcement academy shall provide training for domestic abuse and human trafficking-related issues throughout the state. The training shall be offered at no cost to the attendees and the training shall not replace any existing domestic abuse or human trafficking training offered by the academy.

Sec. 31. STATE PUBLIC DEFENDER. There is appropriated from the general fund of the state to the office of the state public defender of the department of inspections and appeals for the fiscal year beginning July 1, 2022, and ending June 30, 2023,

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the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 27,144,382

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

..... $ 40,760,448

Sec. 32. BOARD OF PAROLE. There is appropriated from the general fund of the state to the board of parole for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,240,265

Sec. 33. DEPARTMENT OF PUBLIC DEFENSE.

1. There is appropriated from the general fund of the state to the department of public defense, for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 6,928,140

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

Sec. 34. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT.

1. There is appropriated from the general fund of the state

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to the department of homeland security and emergency management for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 2,139,390

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

Sec. 35. DEPARTMENT OF PUBLIC SAFETY. There is appropriated from the general fund of the state to the department of public safety for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For administrative functions, including salaries and the adjustment of salaries throughout the department, and the criminal justice information system:

..... $ 5,591,361

2. For the division of criminal investigation, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated, and to meet federal fund matching requirements:

..... $ 17,180,601

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

..... $ 650,000

Notwithstanding section 8.33, moneys appropriated in this

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subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the succeeding fiscal year.

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

..... $ 8,124,117

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

..... $ 209,042

5. For the division of state fire marshal, for fire protection services as provided through the state fire service and emergency response council as created in the department, and for the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated:

..... $ 5,231,360

6. For the division of state patrol, for salaries, support, maintenance, workers' compensation costs, and miscellaneous purposes, including the state's contribution to the peace officers' retirement, accident, and disability system provided in chapter 97A in the amount of the state's normal contribution rate, as defined in section 97A.8, multiplied by the salaries for which the moneys are appropriated:

..... $ 66,037,699

It is the intent of the general assembly that members of the state patrol be assigned to patrol the highways and roads in lieu of assignments for inspecting school buses for the school

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districts.

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

..... $ 279,517

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

..... $ 825,520

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure only for the purpose designated in this subsection until the close of the succeeding fiscal year.

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

..... $ 115,661

10. For the office to combat human trafficking established pursuant to section 80.45, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 340,000

11. For department-wide duties, including operations, costs, and miscellaneous purposes:

..... $ 5,000,000

12. For costs associated with the training and equipment needs of volunteer fire fighters:

..... $ 50,000

Notwithstanding section 8.39, the department of public safety may reallocate moneys appropriated in this section as necessary to best fulfill the needs provided for in the appropriation. However, the department shall not reallocate moneys appropriated to the department in this section unless notice of the reallocation is given to the legislative services agency and the department of management prior to the effective date of the reallocation. The notice shall include information

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regarding the rationale for reallocating the moneys. The department shall not reallocate moneys appropriated in this section for the purpose of eliminating any program.

Sec. 36. GAMING ENFORCEMENT.

1. There is appropriated from the gaming enforcement revolving fund created in section 80.43 to the department of public safety for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For any direct support costs for agents and officers of the division of criminal investigation's excursion gambling boat, gambling structure, and racetrack enclosure enforcement activities, including salaries, support, maintenance, and miscellaneous purposes:

..... $ 11,311,731

2. For each additional license to conduct gambling games on an excursion gambling boat, gambling structure, or racetrack enclosure issued during the fiscal year beginning July 1, 2022, there is appropriated from the gaming enforcement fund to the department of public safety for the fiscal year beginning July 1, 2022, and ending June 30, 2023, an additional amount of not more than $300,000 to be used for salaries, support, maintenance, and miscellaneous purposes.

Sec. 37. CIVIL RIGHTS COMMISSION.

1. There is appropriated from the general fund of the state to the Iowa state civil rights commission for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,252,899

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

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Sec. 38. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

1. There is appropriated from the general fund of the state to the criminal and juvenile justice planning division of the department of human rights for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For salaries, support, maintenance, and miscellaneous purposes:

..... $ 1,226,399

b. (1) For a single grant to a program located in a city with a higher than average juvenile crime rate as determined by the criminal and juvenile justice planning division and a population greater than 80,000 as determined by the 2010 federal decennial census, which may be used for studying, planning, programming, and capital, that is committed to deterring juvenile delinquency through early intervention in the criminal justice system by providing a comprehensive, multifaceted delivery of social services:

..... $ 140,000

(2) The program shall use no more than 5 percent of the grant for administrative costs.

2. The justice advisory board and the juvenile justice advisory council shall coordinate their efforts in carrying out their respective duties relative to juvenile justice.

Sec. 39. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT. There is appropriated from the 911 emergency communications fund created in section 34A.7A to the department of homeland security and emergency management for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For implementation, support, and maintenance of the functions of the administrator and program manager under chapter 34A and to employ the auditor of the state to perform

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an annual audit of the 911 emergency communications fund:
..... $ 250,000

Sec. 40. CONSUMER EDUCATION AND LITIGATION — FARM MEDIATION AND PROSECUTIONS, APPEALS, AND CLAIMS. Notwithstanding section 714.16C, there is appropriated from the consumer education and litigation fund to the department of justice for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For farm mediation services as specified in section 13.13, subsection 2:
..... $ 300,000

2. For salaries, support, maintenance, and miscellaneous purposes for criminal prosecutions, criminal appeals, and performing duties pursuant to chapter 669:
..... $ 2,000,000

DIVISION III
FY 2020-2021

Sec. 41. 2020 Iowa Acts, chapter 1121, section 99, is amended to read as follows:

SEC. 99. DEPARTMENT OF PUBLIC SAFETY. There is appropriated from the general fund of the state to the department of public safety for the fiscal year beginning July 1, 2020, and ending June 30, 2021, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For implementation of 2020 Iowa Acts, House File 2581, as amended in this Act, if enacted, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:
..... $ 411,000
..... FTEs 3.00

Sec. 42. 2020 Iowa Acts, chapter 1121, section 100, is amended to read as follows:

SEC. 100. IOWA LAW ENFORCEMENT ACADEMY. There is appropriated from the general fund of the state to the Iowa

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law enforcement academy for the fiscal year beginning July 1, 2020, and ending June 30, 2021, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For implementation of 2020 Iowa Acts, House File 2647, if enacted, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

..... $ 140,000

..... FTEs 2.00

Sec. 43. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

EXPLANATION

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

This bill relates to and makes appropriations to the justice system.

DIVISION I —— FY 2021—2022. The bill makes appropriations from the general fund of the state for FY 2021-2022 to the departments of justice, corrections, public defense, public safety, and homeland security and emergency management, and the Iowa law enforcement academy, office of the state public defender, board of parole, Iowa state civil rights commission, and the criminal and juvenile justice planning division of the department of human rights.

The bill appropriates moneys from the department of commerce revolving fund for FY 2021-2022 to the office of consumer advocate of the department of justice.

The bill appropriates moneys from the gaming enforcement revolving fund for FY 2021-2022 to the department of public safety.

The bill appropriates moneys from the 911 emergency communications fund for FY 2021-2022 to the department of homeland security and emergency management.

The bill appropriates moneys from the consumer education and

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litigation fund for FY 2021-2022 to the department of justice for farm mediation services and salaries, support, maintenance, and miscellaneous purposes for criminal prosecutions, criminal appeals, and performing certain duties.

DIVISION II —— FY 2022—2023. The bill makes appropriations from the general fund of the state for FY 2022-2023 to the departments of justice, corrections, public defense, public safety, and homeland security and emergency management, and the Iowa law enforcement academy, office of the state public defender, board of parole, Iowa state civil rights commission, and the criminal and juvenile justice planning division of the department of human rights.

The bill appropriates moneys from the department of commerce revolving fund for FY 2022-2023 to the office of consumer advocate of the department of justice.

The bill appropriates moneys from the gaming enforcement revolving fund for FY 2022-2023 to the department of public safety.

The bill appropriates moneys from the 911 emergency communications fund for FY 2022-2023 to the department of homeland security and emergency management.

The bill appropriates moneys from the consumer education and litigation fund for FY 2022-2023 to the department of justice for farm mediation services and salaries, support, maintenance, and miscellaneous purposes for criminal prosecutions, criminal appeals, and performing certain duties.

DIVISION III —— FY 2020-2021. The bill amends 2020 Iowa Acts, chapter 1121, relating to appropriations to the department of public safety to include 3.00 full-time equivalent positions and to the Iowa law enforcement academy to include 2.00 full-time equivalent positions.

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AMERICAN OVERSIGHT

SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR BUDGET BILL)

A BILL FOR

An Act relating to appropriations to the judicial branch.
BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

AMERICAN OVERSIGHT

S.F. _____ H.F. _____

DIVISION I

FY 2021—2022

Section 1. JUDICIAL BRANCH.

1. There is appropriated from the general fund of the state to the judicial branch for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For salaries of supreme court justices, appellate court judges, district court judges, district associate judges, associate juvenile judges, associate probate judges, judicial magistrates and staff, state court administrator, clerk of the supreme court, district court administrators, clerks of the district court, juvenile court officers, board of law examiners, board of examiners of shorthand reporters, and commission on judicial qualifications; receipt and disbursement of child support payments; reimbursement of the auditor of state for expenses incurred in completing audits of the offices of the clerks of the district court during the fiscal year beginning July 1, 2021; and maintenance, equipment, and miscellaneous purposes:

..... $190,112,527

b. For deposit in the revolving fund created pursuant to section 602.1302, subsection 3, for jury and witness fees, mileage, costs related to summoning jurors, costs and fees for interpreters and translators, and reimbursement of attorney fees paid by the state public defender:

..... $ 3,100,000

2. The judicial branch, except for purposes of internal processing, shall use the current state budget system, the state payroll system, and the Iowa finance and accounting system in administration of programs and payments for services, and shall not duplicate the state payroll, accounting, and budgeting systems.

3. The judicial branch shall submit monthly financial

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statements to the legislative services agency and the department of management containing all appropriated accounts in the same manner as provided in the monthly financial status reports and personal services usage reports of the department of administrative services. The monthly financial statements shall include a comparison of the dollars and percentage spent of budgeted versus actual revenues and expenditures on a cumulative basis for full-time equivalent positions and dollars.

4. The judicial branch shall focus efforts upon the collection of delinquent fines, penalties, court costs, fees, surcharges, or similar amounts.

5. It is the intent of the general assembly that the offices of the clerks of the district court operate in all 99 counties and be accessible to the public as much as is reasonably possible in order to address the relative needs of the citizens of each county. An office of the clerk of the district court shall be open regular courthouse hours.

6. In addition to the requirements for transfers under section 8.39, the judicial branch shall not change the appropriations from the amounts appropriated to the judicial branch in this division of this Act, unless notice of the revisions is given to the legislative services agency prior to the effective date. The notice shall include information on the branch's rationale for making the changes and details concerning the workload and performance measures upon which the changes are based.

7. The judicial branch shall submit a semiannual update to the legislative services agency specifying the amounts of fines, surcharges, and court costs collected using the Iowa court information system since the last report. The judicial branch shall continue to facilitate the sharing of vital sentencing and other information with other state departments and governmental agencies involved in the criminal justice system through the Iowa court information system.

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8. The judicial branch shall provide a report to the general assembly by January 1, 2022, concerning the amounts received and expended from the enhanced court collections fund created in section 602.1304 and the court technology and modernization fund created in section 602.8108, subsection 7, during the fiscal year beginning July 1, 2020, and ending June 30, 2021, and the plans for expenditures from each fund during the fiscal year beginning July 1, 2021, and ending June 30, 2022. A copy of the report shall be provided to the legislative services agency.

Sec. 2. CIVIL TRIALS —— LOCATION. Notwithstanding any provision to the contrary, for the fiscal year beginning July 1, 2021, and ending June 30, 2022, if all parties in a case agree, a civil trial including a jury trial may take place in a county contiguous to the county with proper jurisdiction, even if the contiguous county is located in an adjacent judicial district or judicial election district. If the trial is moved pursuant to this section, court personnel shall treat the case as if a change of venue occurred. However, if a trial is moved to an adjacent judicial district or judicial election district, the judicial officers serving in the judicial district or judicial election district receiving the case shall preside over the case.

Sec. 3. TRAVEL REIMBURSEMENT. Notwithstanding section 602.1509, for the fiscal year beginning July 1, 2021, and ending June 30, 2022, a judicial officer may waive travel reimbursement for any travel outside the judicial officer's county of residence to conduct official judicial business.

Sec. 4. JUDICIAL OFFICER —— UNPAID LEAVE. Notwithstanding the annual salary rates for judicial officers established by 2019 Iowa Acts, chapter 155, section 6, for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the supreme court may by order place all judicial officers on unpaid leave status on any day employees of the judicial branch are placed on temporary layoff status. The biweekly pay of the judicial

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officers shall be reduced accordingly for the pay period in which the unpaid leave date occurred in the same manner as for noncontract employees of the judicial branch. Through the course of the fiscal year, the judicial branch may use an amount equal to the aggregate amount of salary reductions due to the judicial officer unpaid leave days for any purpose other than for judicial salaries.

Sec. 5. IOWA COMMUNICATIONS NETWORK. It is the intent of the general assembly that the judicial branch utilize the Iowa communications network or other secure electronic communications in lieu of traveling for the fiscal year beginning July 1, 2021, and ending June 30, 2022.

DIVISION II

FY 2022-2023

Sec. 6. JUDICIAL BRANCH.

1. There is appropriated from the general fund of the state to the judicial branch for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. For salaries of supreme court justices, appellate court judges, district court judges, district associate judges, associate juvenile judges, associate probate judges, judicial magistrates and staff, state court administrator, clerk of the supreme court, district court administrators, clerks of the district court, juvenile court officers, board of law examiners, board of examiners of shorthand reporters, and commission on judicial qualifications; receipt and disbursement of child support payments; reimbursement of the auditor of state for expenses incurred in completing audits of the offices of the clerks of the district court during the fiscal year beginning July 1, 2022; and maintenance, equipment, and miscellaneous purposes:

..... $191,591,757

b. For deposit in the revolving fund created pursuant to

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section 602.1302, subsection 3, for jury and witness fees, mileage, costs related to summoning jurors, costs and fees for interpreters and translators, and reimbursement of attorney fees paid by the state public defender:

..... $ 3,100,000

2. The judicial branch, except for purposes of internal processing, shall use the current state budget system, the state payroll system, and the Iowa finance and accounting system in administration of programs and payments for services, and shall not duplicate the state payroll, accounting, and budgeting systems.

3. The judicial branch shall submit monthly financial statements to the legislative services agency and the department of management containing all appropriated accounts in the same manner as provided in the monthly financial status reports and personal services usage reports of the department of administrative services. The monthly financial statements shall include a comparison of the dollars and percentage spent of budgeted versus actual revenues and expenditures on a cumulative basis for full-time equivalent positions and dollars.

4. The judicial branch shall focus efforts upon the collection of delinquent fines, penalties, court costs, fees, surcharges, or similar amounts.

5. It is the intent of the general assembly that the offices of the clerks of the district court operate in all 99 counties and be accessible to the public as much as is reasonably possible in order to address the relative needs of the citizens of each county. An office of the clerk of the district court shall be open regular courthouse hours.

6. In addition to the requirements for transfers under section 8.39, the judicial branch shall not change the appropriations from the amounts appropriated to the judicial branch in this division of this Act, unless notice of the revisions is given to the legislative services agency prior

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to the effective date. The notice shall include information on the branch's rationale for making the changes and details concerning the workload and performance measures upon which the changes are based.

7. The judicial branch shall submit a semiannual update to the legislative services agency specifying the amounts of fines, surcharges, and court costs collected using the Iowa court information system since the last report. The judicial branch shall continue to facilitate the sharing of vital sentencing and other information with other state departments and governmental agencies involved in the criminal justice system through the Iowa court information system.

8. The judicial branch shall provide a report to the general assembly by January 1, 2023, concerning the amounts received and expended from the enhanced court collections fund created in section 602.1304 and the court technology and modernization fund created in section 602.8108, subsection 7, during the fiscal year beginning July 1, 2021, and ending June 30, 2022, and the plans for expenditures from each fund during the fiscal year beginning July 1, 2022, and ending June 30, 2023. A copy of the report shall be provided to the legislative services agency.

Sec. 7. CIVIL TRIALS —— LOCATION. Notwithstanding any provision to the contrary, for the fiscal year beginning July 1, 2022, and ending June 30, 2023, if all parties in a case agree, a civil trial including a jury trial may take place in a county contiguous to the county with proper jurisdiction, even if the contiguous county is located in an adjacent judicial district or judicial election district. If the trial is moved pursuant to this section, court personnel shall treat the case as if a change of venue occurred. However, if a trial is moved to an adjacent judicial district or judicial election district, the judicial officers serving in the judicial district or judicial election district receiving the case shall preside over the case.

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Sec. 8. TRAVEL REIMBURSEMENT. Notwithstanding section 602.1509, for the fiscal year beginning July 1, 2022, and ending June 30, 2023, a judicial officer may waive travel reimbursement for any travel outside the judicial officer's county of residence to conduct official judicial business.

Sec. 9. JUDICIAL OFFICER —— UNPAID LEAVE. Notwithstanding the annual salary rates for judicial officers established by 2019 Iowa Acts, chapter 155, section 6, for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the supreme court may by order place all judicial officers on unpaid leave status on any day employees of the judicial branch are placed on temporary layoff status. The biweekly pay of the judicial officers shall be reduced accordingly for the pay period in which the unpaid leave date occurred in the same manner as for noncontract employees of the judicial branch. Through the course of the fiscal year, the judicial branch may use an amount equal to the aggregate amount of salary reductions due to the judicial officer unpaid leave days for any purpose other than for judicial salaries.

Sec. 10. IOWA COMMUNICATIONS NETWORK. It is the intent of the general assembly that the judicial branch utilize the Iowa communications network or other secure electronic communications in lieu of traveling for the fiscal year beginning July 1, 2022, and ending June 30, 2023.

EXPLANATION

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

This bill makes appropriations to the judicial branch.

The bill appropriates moneys from the general fund of the state for FY 2021-2022 and FY 2022—2023 to the judicial branch for salaries, receipt and disbursement of child support payments, reimbursement of the auditor of state, maintenance, equipment, and miscellaneous purposes, and for deposit in the revolving fund created pursuant to Code section 602.1302(3) for certain purposes.

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S.F. _____ H.F. _____

The bill provides that a civil trial including a jury trial may take place in a county contiguous to the county with proper jurisdiction, even if the contiguous county is located in an adjacent judicial district or judicial election district, if all parties in a case agree. If a trial is moved to another county that is located in another judicial district or judicial election district, the judicial officers serving the judicial district or judicial election district receiving the case shall preside over the case.

The bill permits a judicial officer to waive travel reimbursement for any travel outside the judicial officer's county of residence to conduct official business.

The bill allows a judicial officer to be placed on unpaid leave on any day a court employee is required to furlough. The bill provides that if a judicial officer is placed on unpaid leave, the salary of the judicial officer shall be reduced accordingly for the pay period in which the unpaid leave occurred. Through the course of the fiscal years, the bill provides that the judicial branch may use an amount equal to the aggregate amount of the salary reductions due to judicial officer unpaid leave for any purpose other than judicial salaries.

The bill states legislative intent that the judicial branch utilize the Iowa communications network or other secure electronic communications in lieu of traveling.

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AMERICAN OVERSIGHT

SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR BUDGET BILL)

A BILL FOR

An Act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. _____ H.F. _____

DIVISION I

FY 2021-2022

Section 1. ROAD USE TAX FUND. There is appropriated from the road use tax fund created in section 312.1 to the department of transportation for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For the payment of costs associated with the production of driver's licenses, as defined in section 321.1, subsection 20A:

..... $ 3,876,000

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes specified in this subsection until the close of the succeeding fiscal year.

2. For salaries, support, maintenance, and miscellaneous purposes:

a. Administrative services:

..... $ 6,887,155

b. Planning:

..... $ 458,035

c. Highways:

..... $ 10,866,516

d. Motor vehicles:

..... $ 27,700,519

e. Strategic performance:

..... $ 699,756

3. For payments to the department of administrative services for utility services:

..... $ 388,096

4. For unemployment compensation:

..... $ 7,000

5. For payments to the department of administrative

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services for paying workers' compensation claims under chapter 85 on behalf of employees of the department of transportation:
..... $ 139,722

6. For payment to the general fund of the state for indirect cost recoveries:
..... $ 90,000

7. For reimbursement to the auditor of state for audit expenses as provided in section 11.5B:
..... $ 94,920

8. For automation, telecommunications, and related costs associated with the county issuance of driver's licenses and vehicle registrations and titles:
..... $ 1,406,000

9. For costs associated with the participation in the Mississippi river parkway commission:
..... $ 40,000

10. For costs associated with the traffic and criminal software program and the mobile architecture and communications handling program:
..... $ 300,000

11. For costs associated with the statewide interoperability network:
..... $ 56,802

12. For motor vehicle division field facility maintenance projects at various locations:
..... $ 400,000

13. For motor vehicle enforcement division field facility maintenance projects at various locations:
..... $ 400,000

For purposes of section 8.33, unless specifically provided otherwise, moneys appropriated in subsections 12 and 13 that remain unencumbered or unobligated shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that ends three years after the end of the fiscal year for which the appropriation

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was made. However, if the project or projects for which the appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.

Sec. 2. PRIMARY ROAD FUND. There is appropriated from the primary road fund created in section 313.3 to the department of transportation for the fiscal year beginning July 1, 2021, and ending June 30, 2022, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For salaries, support, maintenance, and miscellaneous purposes:

a. Administrative services:

..... $ 42,306,807

b. Planning:

..... $ 8,702,673

c. Highways:

..... $260,796,386

d. Motor vehicles:

..... $ 1,154,188

e. Strategic performance:

..... $ 4,298,498

2. For payments to the department of administrative services for utility services:

..... $ 2,384,018

3. For unemployment compensation:

..... $ 138,000

4. For payments to the department of administrative services for paying workers' compensation claims under chapter 85 on behalf of the employees of the department of transportation:

..... $ 3,353,322

5. For disposal of hazardous wastes from field locations and the central complex:

..... $ 1,000,000

6. For payment to the general fund of the state for indirect

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cost recoveries:
..... $ 660,000
7. For reimbursement to the auditor of state for audit expenses as provided in section 11.5B:
..... $ 583,080
8. For inventory and equipment replacement:
..... $ 7,796,000
9. For costs associated with the statewide interoperability network:
..... $ 380,134
10. For facility major maintenance and enforcement:
..... $ 5,300,000
11. For facility routine maintenance and preservation:
..... $ 4,700,000
12. For maintenance projects at rest area facilities throughout the state:
..... $ 400,000

For purposes of section 8.33, unless specifically provided otherwise, moneys appropriated in subsections 10 through 12 that remain unencumbered or unobligated shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that ends three years after the end of the fiscal year for which the appropriation was made. However, if the project or projects for which such appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.

DIVISION II

FY 2022-2023

Sec. 3. ROAD USE TAX FUND. There is appropriated from the road use tax fund created in section 312.1 to the department of transportation for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For the payment of costs associated with the production

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of driver's licenses, as defined in section 321.1, subsection 20A:
..... $ 3,876,000

Notwithstanding section 8.33, moneys appropriated in this subsection that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes specified in this subsection until the close of the succeeding fiscal year.

2. For salaries, support, maintenance, and miscellaneous purposes:

a. Administrative services:
..... $ 6,887,155

b. Planning:
..... $ 458,035

c. Highways:
..... $ 10,946,116

d. Motor vehicles:
..... $ 27,700,519

e. Strategic performance:
..... $ 699,756

3. For payments to the department of administrative services for utility services:
..... $ 388,096

4. For unemployment compensation:
..... $ 7,000

5. For payments to the department of administrative services for paying workers' compensation claims under chapter 85 on behalf of employees of the department of transportation:
..... $ 139,722

6. For payment to the general fund of the state for indirect cost recoveries:
..... $ 90,000

7. For reimbursement to the auditor of state for audit expenses as provided in section 11.5B:
..... $ 97,790

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8. For automation, telecommunications, and related costs associated with the county issuance of driver's licenses and vehicle registrations and titles:
..... $ 1,406,000

9. For costs associated with the participation in the Mississippi river parkway commission:
..... $ 40,000

10. For costs associated with the traffic and criminal software program and the mobile architecture and communications handling program:
..... $ 300,000

11. For costs associated with the statewide interoperability network:
..... $ 56,891

12. For motor vehicle division field facility maintenance projects at various locations:
..... $ 400,000

13. For motor vehicle enforcement division field facility maintenance projects at various locations:
..... $ 400,000

For purposes of section 8.33, unless specifically provided otherwise, moneys appropriated in subsections 12 and 13 that remain unencumbered or unobligated shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that ends three years after the end of the fiscal year for which the appropriation was made. However, if the project or projects for which the appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.

Sec. 4. PRIMARY ROAD FUND. There is appropriated from the primary road fund created in section 313.3 to the department of transportation for the fiscal year beginning July 1, 2022, and ending June 30, 2023, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

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1. For salaries, support, maintenance, and miscellaneous purposes:

a. Administrative services:

..... $ 42,306,807

b. Planning:

..... $ 8,702,673

c. Highways:

..... $262,706,786

d. Motor vehicles:

..... $ 1,154,188

e. Strategic performance:

..... $ 4,298,498

2. For payments to the department of administrative services for utility services:

..... $ 2,384,018

3. For unemployment compensation:

..... $ 138,000

4. For payments to the department of administrative services for paying workers' compensation claims under chapter 85 on behalf of the employees of the department of transportation:

..... $ 3,353,322

5. For disposal of hazardous wastes from field locations and the central complex:

..... $ 1,000,000

6. For payment to the general fund of the state for indirect cost recoveries:

..... $ 660,000

7. For reimbursement to the auditor of state for audit expenses as provided in section 11.5B:

..... $ 600,710

8. For costs associated with producing transportation maps:

..... $ 242,000

9. For inventory and equipment replacement:

..... $ 6,515,000

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10. For costs associated with the statewide interoperability network:
..... $ 380,529

11. For facility major maintenance and enforcement:
..... $ 5,300,000

12. For facility routine maintenance and preservation:
..... $ 4,700,000

13. For maintenance projects at rest area facilities throughout the state:
..... $ 400,000

For purposes of section 8.33, unless specifically provided otherwise, moneys appropriated in subsections 11 through 13 that remain unencumbered or unobligated shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that ends three years after the end of the fiscal year for which the appropriation was made. However, if the project or projects for which such appropriation was made are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that same fiscal year.

EXPLANATION

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

This bill makes appropriations for FY 2021-2022 and FY 2022-2023 from the road use tax fund and the primary road fund to the department of transportation.

Appropriations from the road use tax fund include appropriations for driver's license production, administrative services, planning, highways, motor vehicles, strategic performance, utility services provided by the department of administrative services, unemployment and workers' compensation, indirect cost recoveries, audits, county issuance of driver's licenses and vehicle registration and titling, participation in the Mississippi river parkway commission, the traffic and criminal software program and the mobile

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architecture and communications handling program, the statewide interoperability network, and motor vehicle and motor vehicle enforcement divisions field facility maintenance projects.

Appropriations from the primary road fund include appropriations for administrative services, planning, highways, motor vehicles, strategic performance, utility services provided by the department of administrative services, unemployment and workers' compensation, hazardous waste disposal, indirect cost recoveries, audits, costs associated with producing transportation maps (FY 2022-2023 only), inventory and equipment replacement, the statewide interoperability network, major facility maintenance and enforcement, routine facility maintenance and preservation, and maintenance projects at rest area facilities.

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Document ID: 0.7.2312.31363

From: Wills, John [LEGIS] <john.wills@legis.iowa.gov>
To: Wills, John [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user249b989a>
Cc:
Bcc:
Subject: Pro-Growth Tax Reform Solutions for Iowa and Lessons Learned from Kansas
Date: Fri Jan 29 2021 11:54:01 CST
Attachments: Iowa Policy Issue Briefing 2-3-21.pdf

Welcome Colleagues and Friends,

February 3, at 12:00 PM there will be a lunch and learn Zoom Meeting with the topic Pro-Growth Tax Reform Solutions for Iowa and Lessons Learned from Kansas. This will be very informative and important considering the upcoming tax cuts and triggers that will come into effect over the next few years. The information will be of great importance especially with the Governor asking for us to eliminate the triggers during her Condition of the State address earlier this month.

I have attached biographical information for the speakers but I would like to give you a reader's digest version below of who will be presenting during the video conference and you can learn more by opening the attached PDF and read their info.

We have the pleasure of hearing from Jonathon Williams who is the Chief Economist and Executive Vice-President of Policy at the American Legislative Exchange Council (ALEC). Jonathon is one of the co-authors of Rich States, Poor States and the ALEC Laffer Economic State Competitiveness Index with Reagan economist Dr. Arthur Laffer and Stephen Moore.

Dave Trabert is the Chief Executive Officer of Kansas Policy Institute and a frequent speaker to business, legislative, and civic groups. He is the author of many books and publications on tax policy and spending policy issues.

Lee Schalk is the Senior Director of Tax and Fiscal Policy Task Force and Center for State Fiscal Reform (ALEC). Lee has previously worked for former U.S. Speaker of the House, Newt Gingrich at the Center for Health Transformation, promoting market-based health care reform.

As you can see our presenters are accomplished and experts in their fields. They will give us information and statistics that show how Iowa's tax cuts can be effective and pro-growth when done right. They have proven that high tax states such as Iowa, do not grow, or decline, over time. This can be proven out by the preliminary population information from the 2020 Census that shows Iowa grew by only around 3,000 people in 10 years and Low tax states such as Texas, Florida, Arizona, and others

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grow at a dramatic rate.

Please share this invite with others you feel would benefit, friends, and staff. To join the conversation on February 3 at 12:00 simply click on the zoom meeting link below and follow connection directions. There will be a brief introduction and presentation and then a question and answer session. I know we are all busy and so there will be some who are not available. I would encourage you to join if and when you are available and to leave the meeting when and if you have to. The meeting will be “recorded” and so will be available to those who wish to see it at a later date.

Best Regards,

John H. Wills

Topic: Pro-Growth Tax Reform Solutions for Iowa and Lessons Learned from Kansas

Time: Feb 3, 2021 12:00 PM Central Time (US and Canada)

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ALEC American Legislative Exchange Council
LIMITED GOVERNMENT • FREE MARKETS • FEDERALISM

Pro-Growth Tax Reform Solutions for Iowa and Lessons Learned from Kansas

Virtual Policy Briefing
Wednesday, February 3, 2021
12:00 PM – 1:00 PM Central

Jonathan Williams

Jonathan Williams is the Chief Economist and Executive Vice President of Policy at the American Legislative Exchange Council (ALEC), where he works with state policymakers, congressional leaders and members of the private sector to develop fiscal policy solutions for the states. Williams founded the ALEC Center for State Fiscal Reform in 2011 and co-authors Rich States, Poor States: ALEC-Laffer Economic State Competitiveness Index with Reagan economist Dr. Arthur Laffer and Stephen Moore.

Williams has spoken to audiences across all 50 states and provided testimony for the U.S. Congress, as well as numerous state legislative bodies. His work has been featured at the federal level by The White House, the Congressional Joint Economic Committee and the U.S. House Committee on Ways and Means.

Dave Trabert

Dave Trabert is Chief Executive Officer of Kansas Policy Institute. He is a frequent speaker to business, legislative and civic groups and also does research and writes on fiscal policy and education issues. He is the lead author of the tax policy book What was Really the Matter with the Kansas Tax Plan. His other published work includes “A Five-Year Budget Plan for the State of Kansas,” “Student-Focused Funding Solutions for Public Education,” “Removing Barriers to Better Public Education,” “A Historical Perspective of State Aid, Tuition and Spending for State Universities in Kansas” and “Volume III: Analysis of K-12 Spending in Kansas,” a primer on K-12 finance.

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Lee Schalk

Lee Schalk is the Senior Director of the Tax and Fiscal Policy Task Force and Center for State Fiscal Reform, where he works with lawmakers and members of the private sector to pursue fiscal policy solutions. He comes to ALEC from a DC public affairs firm, where he crafted issue advocacy campaigns on behalf of non-profit and private sector clients.

Lee previously served as an ALEC member during his time as state affairs manager at National Taxpayers Union. He also worked for former U.S. Speaker of the House Newt Gingrich at the Center for Health Transformation, promoting market-based health care reform.

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Document ID: 0.7.2312.31517

From: Dykstra, Morgan [LEGIS] <morgan.dykstra@legis.iowa.gov>

To: Bakker, Eric [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=usera91f51d0>; Chapman, Jenn [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userfd234f02>; Earnhardt, Mary [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user29b3dd88>; Fiihr, Dean [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user7ee0c2da>; Friedrichsen, Jake [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userfae91b88>; Hook, Haley [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userd31690a5>; Heard, Jake </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=usere1d04aeb>; Hunter, Caleb [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userd988c518>; Kattenhorn, Debbie [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user7f15e70e>; Nading, Mackenzie [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userf0fc210a>; Steven, Laura [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user8ceaecdd>; Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; Lunde, Joel [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=5b4d423e875b45e39262c582809db737-lunde, joel>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>

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Bcc:

Subject: Governor's Legislative Program Bill - Public Safety

Date: Wed Jan 27 2021 11:03:16 CST

Attachments: 1165XL.pdf

The following Governor's legislative program bill approved for release by the Governor’s Office is attached:

LSB 1165XL – Public Safety

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Document ID: 0.7.2312.31517-000001
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SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR BILL)

A BILL FOR

An Act relating to certain public safety, public employment, and law enforcement matters, and providing penalties.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. _____ H.F. _____

Section 1. NEW SECTION. **8.31A Denial of state funds.**

1. Notwithstanding any other provision of law to the contrary, a local entity, including any entity under the jurisdiction of the local entity, shall be ineligible to receive any state funds if the local entity reduces the budget of a law enforcement agency under the jurisdiction of the local entity unless the total budget of the local entity is reduced by an equal or larger percentage or the local entity provides sufficient justification under subsection 4.

2. State funds shall be denied to a local entity pursuant to subsection 1 by all state agencies for each state fiscal year that begins after the fiscal year in which the law enforcement agency's budget is reduced. State funds shall continue to be denied until eligibility to receive state funds is reinstated under section 8.31. However, any state funds for law enforcement purposes shall not be denied under this section.

3. A local entity's eligibility to receive state funds shall be reinstated beginning on the first day of the month following the date on which the local entity's budget is no longer in violation of this section.

4. *a.* A local entity may submit written justification to the department of management for any reductions in the local entity's law enforcement budget. Sufficient justification may include any of the following:

(1) Reductions related to one-time capital or one-time equipment or vehicle purchases in the prior fiscal year.

(2) Reductions related to lower personnel cost of law enforcement personnel due only to lower cost entry-level law enforcement personnel replacing prior law enforcement personnel.

(3) Reductions due to the merging or consolidation of jail services or communications and dispatch services or the merging of law enforcement agencies.

(4) Reductions due to reduced population in a jurisdiction served by a law enforcement agency.

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b. Notwithstanding any other provision of the Code, detailed information shall be required by any local entity, as described in rules, for any necessary budgetary information.

5. The department of management shall adopt rules pursuant to chapter 17A to implement this section uniformly across state agencies from which state funds are distributed to local entities.

6. For purposes of this section, "*local entity*" means the governing body of a city or county. "*Local entity*" includes an officer or employee of a local entity or a division, department, or other body that is part of a local entity, including but not limited to a sheriff, police department, city attorney, or county attorney.

Sec. 2. Section 20.1, subsection 2, paragraph a, Code 2021, is amended to read as follows:

a. Determining appropriate bargaining units, amending the composition of previously determined bargaining units represented by a certified employee organization, reconsidering and altering the composition of previously determined bargaining units which are not represented by a certified employee organization, and conducting representation elections.

Sec. 3. Section 20.3, subsection 11, Code 2021, is amended by adding the following new paragraph:

NEW PARAGRAPH. *g.* A peace officer employed by a regents institution.

Sec. 4. Section 20.13, Code 2021, is amended to read as follows:

20.13 Bargaining unit determination, amendment, and reconsideration.

1. ~~Board~~ The board's determination of an appropriate bargaining unit shall be upon petition filed by a public employer, public employee, or employee organization. Except as provided in subsection 4, the board's amendment of the composition of a represented bargaining unit shall be upon petition filed by the employer or certified representative

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of the bargaining unit. The board's reconsideration of the composition of a previously determined bargaining unit which is not represented by a certified representative shall be upon the combined petition of an employee organization which also seeks a representation election pursuant to section 20.14, subsection 2.

2. Within thirty days of receipt of a petition, the board shall conduct a public hearing, receive written or oral testimony, and promptly thereafter file an order defining the appropriate bargaining unit, amending or refusing to amend the composition of a represented bargaining unit or reconsidering and altering or refusing to alter the composition of an unrepresented bargaining unit. In defining the unit, or determining whether a unit should be amended or altered in response to a petition for amendment or reconsideration, the board shall take into consideration, along with other relevant factors, the principles of efficient administration of government, the existence of a community of interest among public employees, the history and extent of public employee organization, geographical location, and the recommendations of the parties involved.

~~3. Appeals from such order shall be governed by the provisions of chapter 17A.~~

~~4.~~ 3. Professional and nonprofessional employees shall not be included in the same bargaining unit unless a majority of both agree.

4. Notwithstanding the provisions of subsection 1, a petition to amend the composition of a represented bargaining unit by the removal of public safety employees may be filed by a public safety employee who is a member of the bargaining unit. If the petition is accompanied by evidence satisfactory to the board that the public safety employees in the bargaining unit do not constitute at least thirty percent of the employees in the unit and that a majority of the public safety employees in the unit support the petition, the board shall conduct

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a hearing within thirty days of its finding such evidence satisfactory and shall promptly thereafter issue an order granting or denying the requested amendment. If the board amends the composition of the bargaining unit by removing public safety employees, those employees may immediately be the subject of a separate bargaining unit determination petition filed in accordance with subsection 1.

5. Appeals from such orders shall be governed by the provisions of chapter 17A.

Sec. 5. Section 80E.1, Code 2021, is amended by adding the following new subsection:

NEW SUBSECTION. 4. The governor's office of drug control policy shall not expend any moneys received from any state or federal grants to a local entity that reduces the budget of a law enforcement agency under the jurisdiction of the local entity unless the total budget of the local entity is reduced by an equal or larger percentage. However, any moneys for law enforcement purposes shall not be denied under this section. For purposes of this subsection, "*local entity*" means the governing body of a city or county.

Sec. 6. Section 80F.1, subsection 13, Code 2021, is amended by striking the subsection and inserting in lieu thereof the following:

13. An officer who has suffered any injury, personal or otherwise, during the performance of official duties or directly related to the officer's status as an officer, including due to a person knowingly filing a false complaint against the officer, shall have the right to pursue civil remedies under the law against any person, group of persons, organization, corporation, or the head of an organization or corporation, for damages including but not limited to actual damages, court costs, and reasonable attorney fees.

Sec. 7. NEW SECTION. **80I.1 Purpose — construction.**

It is the purpose of this chapter to prohibit disparate treatment in law enforcement, including racial and ethnic

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profiling, to foster trust and cooperation with law enforcement in Iowa communities and to create a safer state for all Iowans.

Sec. 8. NEW SECTION. **80I.2 Definitions.**

As used in this chapter, unless the context otherwise requires:

1. *"Board"* means the justice and community policing advisory board established in section 216A.132.

2. *"Disparate treatment"* means differential treatment of a person on the basis of personal demographics. *"Disparate treatment"* does not include reliance on a specific subject description-based identification.

3. *"Law enforcement activities"* means activities performed by law enforcement officers including but not limited to noncustodial questioning; interviews; vehicle, bicycle, pedestrian, check point and roadblock stops; frisks and other types of body searches; consensual and nonconsensual searches of a person or the property of a person; consensual and nonconsensual home searches; and in-person or electronic contact with potential victims of and witnesses to a crime. With regard to vehicle, bicycle, and pedestrian stops, *"law enforcement activities"* includes not only law enforcement actions that occur when initiating a stop but also law enforcement actions that occur during the course of a stop, including asking questions, frisks, consensual and nonconsensual searches of a person or any property of a person, seizing any property, removing occupants from a motor vehicle during a traffic stop, issuing a warning or citation, and making an arrest.

4. *"Law enforcement agency"* means any agency, department, or division of a municipal corporation, political subdivision, or other unit of local government of this state, and any agency, department, or division of state government, having as its primary function the prevention and detection of crime and the enforcement of the criminal laws of this state.

5. *"Law enforcement officer"* means the same as defined in

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section 80B.3.

6. *"Law enforcement services"* means activities that contribute to the overall well-being and safety of the public to include but not be limited to crime prevention and investigation, preventative patrols, traffic control, traffic accident response, medical emergency services and lifesaving services, assistance at fire scenes, and public information and education.

7. *"Personal demographics"* means personal characteristics which include but are not limited to race, creed, color, national origin, ethnicity, religion, sex, gender identity or expression, sexual orientation, physical or mental disability, or any other identifiable characteristics.

8. *"Specific subject description-based identification"* means a reasonably detailed description of a specific person including personal identifying characteristics of a potential suspect or victim, including personal demographics.

9. *"Stop"* means the detention or temporary detention of a person by a law enforcement officer, regardless of whether a written warning or ticket is issued, an arrest is made, a verbal warning is given, or the person is released from detention or temporary detention.

Sec. 9. NEW SECTION. **80I.3 Disparate treatment prohibited.**

1. A state or local law enforcement officer or civilian employee of a law enforcement agency performing law enforcement activities or delivering law enforcement services shall not engage in the disparate treatment of any person.

2. A law enforcement officer shall not engage in disparate treatment when detaining a person, conducting a stop, or engaging in any other interactions with a person subsequent to a stop.

Sec. 10. NEW SECTION. **80I.4 Data collection and reporting.**

1. Each state and local law enforcement agency shall collect and compile data on every stop conducted by a law enforcement officer during a calendar year, and shall submit

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an annual report, no later than November 1, to the division of criminal and juvenile justice planning of the department of human rights. The following information shall be collected, compiled, and reported when a law enforcement officer stops a person and requests the person's identification:

a. The time, date, and location of the stop.

b. The nature of the alleged law violation that resulted in the stop.

c. Whether an arrest was made.

d. Whether a search was conducted as a result of the stop.

e. Whether an oral or written warning was given or a citation was issued.

f. The offense the person was arrested for, if applicable.

g. The identifying characteristics of the person including the person's race or ethnicity, sex, and age.

h. Any other information which the law enforcement officer or law enforcement agency considers appropriate.

2. In consultation with law enforcement agencies, the board, the department of public safety, and the division of criminal and juvenile justice planning of the department of human rights shall develop a uniform manner for each law enforcement agency to report the information described in subsection 1.

Sec. 11. NEW SECTION. **80I.5 Data analysis.**

The division of criminal and juvenile justice planning of the department of human rights shall compile all data reported pursuant to section 80I.4, analyze the data in a timely manner, and provide an analysis of the data along with the compiled data to the board no later than December 1 of each year. The report shall be accessible to the public from a prominent place on the board's website.

Sec. 12. NEW SECTION. **80I.6 Investigations — civil remedies.**

1. A law enforcement agency shall investigate all alleged violations of section 80I.3 administratively, including through

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the law enforcement agency's human resource office or internal affairs office.

2. A person shall have the right to pursue civil remedies under chapters 669 and 670 for violations of section 80I.3.

Sec. 13. Section 216A.3, subsection 2, paragraph a, Code 2021, is amended to read as follows:

a. The voting members shall consist of nine voting members selected by each of the permanent commissions within the department, and two voting members, appointed by the governor. For purposes of this paragraph "*a*", "*permanent commissions*" means the commission of Latino affairs, commission on the status of women, commission of persons with disabilities, commission on community action agencies, commission of deaf services, justice and community policing advisory board, commission on the status of African Americans, commission of Asian and Pacific Islander affairs, and commission of Native American affairs. The term of office for voting members is four years.

Sec. 14. Section 216A.131, subsection 2, Code 2021, is amended to read as follows:

2. "*Board*" means the justice and community policing advisory board.

Sec. 15. Section 216A.132, subsection 1, Code 2021, is amended by striking the subsection and inserting in lieu thereof the following:

1. A justice and community policing advisory board is established consisting of thirty-two members who shall all reside in the state.

a. The governor shall appoint thirteen voting members each for a four-year term beginning and ending as provided in section 69.19 and subject to confirmation by the senate as follows:

(1) A sheriff who is a member of the Iowa state sheriffs' and deputies' association.

(2) A chief of police who is a member of the Iowa police

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chiefs association.

(3) A peace officer who is a member of the Iowa peace officers association.

(4) A peace officer who is a member of the fraternal order of police.

(5) A peace officer who is a member of the Iowa state police association.

(6) A representative from the Iowa-Nebraska national association for the advancement of colored people.

(7) A representative from the American civil liberties union of Iowa.

(8) A representative from the Iowa coalition for collective change.

(9) One person who was formerly under juvenile court or correctional supervision.

(10) A representative from the office of the state public defender.

(11) A representative from the Iowa county attorneys association.

(12) Two persons representing the general public who are not employed in any law enforcement, judicial, or corrections capacity, including one person who is older than fifteen years of age but less than twenty-five years of age.

b. The following shall serve on the board as ex officio, nonvoting members:

(1) The chairperson of the commission on the status of African Americans or its designee.

(2) The chairperson of the commission of Latino affairs or its designee.

(3) The chairperson of the commission of Asian and Pacific Islander affairs or its designee.

(4) The chairperson of the commission of Native American affairs or its designee.

(5) The director of the department of human services or its designee.

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(6) The director of the department of public health or its designee.

(7) The commissioner of the department of public safety or its designee.

(8) The director of the Iowa law enforcement academy or its designee.

(9) The director of the department of corrections or its designee.

(10) The chairperson of the board of parole or its designee.

(11) The attorney general or its designee.

(12) The director of the governor's office of drug control policy or its designee.

(13) One member representing the judicial district departments of correctional services designated by a majority of the directors of the judicial district departments of correctional services.

(14) The chief justice of the supreme court shall designate the following:

(a) One member who is a district judge.

(b) One member who is either a district associate judge or associate juvenile judge.

(15) The chairperson and ranking member of the senate committee on judiciary shall be ex officio, nonvoting members. In alternating two-year terms, beginning and ending as provided in section 69.16B, the chairperson and ranking member of the house committee on judiciary or of the house committee on public safety shall be ex officio, nonvoting members, with the chairperson and ranking member of the house committee on public safety serving during the term beginning in January 2022.

Sec. 16. Section 216A.133, subsection 3, paragraph o, Code 2021, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (9) Potential disparity in law enforcement activities and the delivery of law enforcement services.

Sec. 17. Section 216A.133, subsection 3, Code 2021, is

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amended by adding the following new paragraphs:

NEW PARAGRAPH. *s.* Studying and making recommendations for eliminating disparity in law enforcement activities and the delivery of law enforcement services.

NEW PARAGRAPH. *t.* Recommending to the department the adoption of rules pursuant to chapter 17A as it deems necessary for the collection, compilation, and reporting of stop data pursuant to section 80I.4.

Sec. 18. Section 216A.135, subsection 2, Code 2021, is amended by adding the following new paragraph:

NEW PARAGRAPH. *g.* An assessment and analysis of the collection, compilation, and reporting of stop data compiled by law enforcement agencies, including an analysis of disparate treatment based on personal demographics across geographic areas of the state, the past and current status of racial profiling across the state, and the impact on law enforcement stop, search, and seizure tactics.

Sec. 19. NEW SECTION. **321.182A Application for driver's license or nonoperator's identification card — race and ethnicity.**

1. The department shall request that a person who applies for a driver's license or nonoperator's identification card or for renewal of a driver's license or nonoperator's identification card disclose and specify the person's race or ethnicity, each of which may be disclosed and specified to the department at the person's discretion.

2. Prior to January 15, 2023, and prior to January 15 of each year thereafter, the department shall submit a report to the general assembly detailing the number of driver's license and nonoperator's identification card holders who have disclosed and specified a race or ethnicity pursuant to subsection 1.

3. The department shall electronically maintain as part of a person's record, and in the machine-readable portion of the driver's license or nonoperator's identification card, the

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race and ethnicity information obtained by the department, but shall not include such information on the face of the person's driver's license or nonoperator's identification card. Race and ethnicity information collected by the department shall be accessible by an officer or employee of a law enforcement agency for use in carrying out the agency's functions as permitted by law, but shall be considered confidential information and is not a public record or otherwise subject to disclosure under chapter 22. The department shall not otherwise release race and ethnicity information collected under this section except to any of the following:

a. The justice and community policing advisory board established in section 216A.132.

b. The state court administrator for use in carrying out the administrator's functions as permitted by law.

c. The division of criminal and juvenile justice planning of the department of human rights for use in research activities and in producing statistical reports and analysis as permitted by law.

4. For the collection of race and ethnicity information pursuant to this section, the department shall follow, to the extent practicable, the race and ethnicity categories, descriptors, and standards utilized by the United States census bureau.

5. The department may adopt rules to administer this section.

Sec. 20. Section 321.366, subsection 1, Code 2021, is amended by adding the following new paragraph:

NEW PARAGRAPH. *g.* Operate a bicycle, skateboard, or other pedestrian conveyance or be a pedestrian anywhere on the fully controlled-access facility. For purposes of this paragraph, *"pedestrian conveyance"* means any human-powered device by which a pedestrian may move other than by walking or by which a walking person may move another pedestrian, including but not limited to strollers and wheelchairs.

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Sec. 21. Section 331.604, subsection 3, paragraph b, subparagraph (3), Code 2021, is amended by adding the following new subparagraph division:

NEW SUBPARAGRAPH DIVISION. (c) Implementing and maintaining a process for redacting the names of any law enforcement officer, as defined in section 80B.3, or state or federal judicial officer or state or federal prosecutor contained in electronic documents that are displayed for public access through an internet site.

Sec. 22. Section 622.10, subsection 9, paragraphs a and b, Code 2021, are amended to read as follows:

a. A peer support group counselor who obtains information from an officer or a civilian employee of a law enforcement agency or fire department by reason of the counselor's capacity as a peer support group counselor shall not be allowed, in giving testimony, to disclose any confidential communication properly entrusted to the counselor by the officer or civilian employee while receiving counseling.

b. The prohibition in this subsection does not apply where the officer or civilian employee has consented to the disclosure of the information specified in paragraph "*a*" or where the peer support group counselor was an initial responding officer, a witness, or a party to the incident which prompted the delivery of peer support group counseling services to the officer or civilian employee.

Sec. 23. Section 708.1, subsection 2, Code 2021, is amended by adding the following new paragraph:

NEW PARAGRAPH. *d.* (1) Intentionally points a laser emitting a visible light beam at another person with the intent to cause pain or injury to another. For purposes of this paragraph, "*laser*" means a device that emits a visible light beam amplified by the stimulated emission of radiation and any light which simulates the appearance of a laser.

(2) This paragraph does not apply to any of the following:

(a) A law enforcement officer who uses a laser in

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discharging or attempting to discharge the officer's official duties.

(b) A health care professional who uses a laser in providing services within the scope of practice of that professional or any other person who is licensed or authorized by law to use a laser or who uses a laser in the performance of the person's official duties.

(c) A person who uses a laser to play laser tag, paintball, and other similar games using light-emitting diode technology.

Sec. 24. Section 708.3A, subsections 1, 2, 3, and 4, Code 2021, are amended to read as follows:

1. A person who commits an assault, as defined in section 708.1, against a peace officer, civilian employee of a law enforcement agency, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, ~~or~~ fire fighter, whether paid or volunteer, or civilian employee of a fire department, with the knowledge that the person against whom the assault is committed is a peace officer, civilian employee of a law enforcement agency, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, ~~or~~ fire fighter, or civilian employee of a fire department, and with the intent to inflict a serious injury upon the peace officer, civilian employee of a law enforcement agency, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, ~~or~~ fire fighter, or civilian employee of a fire department, is guilty of a class ~~"D"~~ "C" felony, with a mandatory minimum term of imprisonment of two years.

2. A person who commits an assault, as defined in section 708.1, against a peace officer, civilian employee of a law enforcement agency, jailer, correctional staff, member

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or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, ~~or~~ fire fighter, whether paid or volunteer, or civilian employee of a fire department, who knows that the person against whom the assault is committed is a peace officer, civilian employee of a law enforcement agency, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, ~~or~~ fire fighter, or civilian employee of a fire department, and who uses or displays a dangerous weapon in connection with the assault, is guilty of a class ~~"D"~~ "C" felony.

3. A person who commits an assault, as defined in section 708.1, against a peace officer, a civilian employee of a law enforcement agency, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, ~~or~~ fire fighter, whether paid or volunteer, or civilian employee of a fire department, who knows that the person against whom the assault is committed is a peace officer, a civilian employee of a law enforcement agency, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, ~~or~~ fire fighter, or civilian employee of a fire department, and who causes bodily injury or mental illness, is guilty of ~~an aggravated misdemeanor~~ a class "D" felony, with a mandatory minimum term of imprisonment of one year.

4. Any other assault, as defined in section 708.1, committed against a peace officer, civilian employee of a law enforcement agency, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, ~~or~~ fire fighter, or civilian employee of a fire department whether paid or volunteer, by a person who knows

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that the person against whom the assault is committed is a peace officer, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, or fire fighter, is ~~a serious~~ an aggravated misdemeanor.

Sec. 25. Section 708.7, subsection 2, paragraph a, Code 2021, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (4) Commits harassment against another person who is lawfully in a place of public accommodation.

Sec. 26. NEW SECTION. **708.7A Bias-motivated harassment of persons engaged in certain occupations.**

1. A person commits bias-motivated harassment when the person maliciously, and with the intent to intimidate, annoy, or alarm another person because of that person's actual or perceived employment as a peace officer, civilian employee of a law enforcement agency, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, fire fighter, whether paid or volunteer, or civilian employee of a fire department causes any of the following:

a. Death or serious bodily harm to another person.

b. Bodily injury.

c. Damage to or destruction of any real or personal property of another person without permission and the amount of damage to the property exceeds seven hundred fifty dollars or the value of the property exceeds seven hundred fifty dollars.

2. *a.* A person who commits bias-motivated harassment in violation of subsection 1, paragraph "*a*", is guilty of a class "C" felony.

b. A person who commits bias-motivated harassment in violation of subsection 1, paragraph "*b*" or "*c*", is guilty of a class "D" felony.

3. Each violation of this section shall constitute a

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separate offense and shall not merge with any other crime.

4. A sentence imposed under this section shall run consecutive to any sentence for any other offense related to the act or acts establishing an offense of bias-motivated harassment.

5. In addition to any sentence imposed for a violation of subsection 1, paragraph "c", the court shall include an order of restitution for any property damage or loss incurred as a result of the offense.

Sec. 27. Section 716.4, subsection 1, Code 2021, is amended to read as follows:

1. Criminal mischief is criminal mischief in the second degree if ~~the~~ any of the following apply:

a. The cost of replacing, repairing, or restoring the property that is damaged, defaced, altered, or destroyed exceeds one thousand five hundred dollars but does not exceed ten thousand dollars.

b. The acts damage, deface, alter, or destroy any publicly owned property, including a monument or a statue. In addition to any sentence imposed for a violation of this paragraph, the court shall include an order of restitution for any property damage or loss incurred as a result of the offense.

Sec. 28. Section 723.1, Code 2021, is amended to read as follows:

723.1 Riot.

A riot is three or more persons assembled together in a violent manner, to the disturbance of others, and with any use of unlawful force or violence by them or any of them against another person, or causing property damage. A person who willingly joins in or remains a part of a riot, knowing or having reasonable grounds to believe that it is such, commits ~~an aggravated misdemeanor~~ a class "D" felony.

Sec. 29. Section 723.2, Code 2021, is amended to read as follows:

723.2 Unlawful assembly.

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An unlawful assembly is three or more persons assembled together, with them or any of them acting in a violent manner, and with intent that they or any of them will commit a public offense. A person who willingly joins in or remains a part of an unlawful assembly, knowing or having reasonable grounds to believe that it is such, commits ~~a simple~~ an aggravated misdemeanor.

Sec. 30. Section 723.4, Code 2021, is amended by striking the section and inserting in lieu thereof the following:

723.4 Disorderly conduct.

1. A person commits a simple misdemeanor when the person does any of the following:

a. Engages in fighting or violent behavior in any public place or in or near any lawful assembly of persons, provided, that participants in athletic contests may engage in such conduct which is reasonably related to that sport.

b. Makes loud and raucous noise in the vicinity of any residence or public building which causes unreasonable distress to the occupants thereof.

c. Directs abusive epithets or makes any threatening gesture which the person knows or reasonably should know is likely to provoke a violent reaction by another.

d. Without lawful authority or color of authority, the person disturbs any lawful assembly or meeting of persons by conduct intended to disrupt the meeting or assembly.

e. By words or action, initiates or circulates a report or warning of fire, epidemic, or other catastrophe, knowing such report to be false or such warning to be baseless.

f. (1) Knowingly and publicly uses the flag of the United States in such a manner as to show disrespect for the flag as a symbol of the United States, with the intent or reasonable expectation that such use will provoke or encourage another to commit trespass or assault.

(2) As used in this paragraph:

(a) *"Deface"* means to intentionally mar the external

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appearance.

(b) *"Defile"* means to intentionally make physically unclean.

(c) *"Flag"* means a piece of woven cloth or other material designed to be flown from a pole or mast.

(d) *"Mutilate"* means to intentionally cut up or alter so as to make imperfect.

(e) *"Show disrespect"* means to deface, defile, mutilate, or trample.

(f) *"Trample"* means to intentionally tread upon or intentionally cause a machine, vehicle, or animal to tread upon.

(3) This paragraph does not apply to a flag retirement ceremony conducted pursuant to federal law.

2. A person commits a serious misdemeanor when the person, without lawful authority or color of authority, obstructs any street, sidewalk, highway, or other public way, with the intent to prevent or hinder its lawful use by others.

3. A person commits an aggravated misdemeanor when the person commits disorderly conduct as described in subsection 2 and does any of the following:

a. Obstructs or attempts to obstruct a fully controlled-access facility on a highway, street, or road in which the speed restriction is controlled by section 321.285, subsection 3 or 5.

b. Commits property damage.

c. Is present during an unlawful assembly as defined in section 723.2.

4. A person commits a class "D" felony when the person commits disorderly conduct as described in subsection 2 and does any of the following:

a. Is present during a riot as defined in section 723.1.

b. Causes bodily injury.

5. A person commits a class "C" felony when the person commits disorderly conduct as described in subsection 2 and the person causes serious bodily injury or death.

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Sec. 31. Section 804.21, Code 2021, is amended by adding the following new subsection:

NEW SUBSECTION. 7. Notwithstanding any other provision in this section:

a. A defendant arrested for the offense of criminal mischief, as defined in section 716.4, subsection 1, paragraph "*b*"; rioting, as defined in section 723.1; unlawful assembly, as defined in section 723.2; or disorderly conduct, as defined in section 723.4, subsections 2 and 3, shall be held for at least twenty-four hours after the time of the arrest. The court may, however, release the defendant in less than twenty-four hours if the court finds that the defendant is not likely to immediately resume the criminal behavior based on the circumstances of the arrest and the defendant's prior criminal history, if any.

b. The findings of the court shall be reduced to writing. The written findings shall be attached to the warrant and be preserved as a permanent part of the record. The arresting officer shall make official note of the time of the arrest in order to establish the beginning of the twelve-hour period required by this subsection.

EXPLANATION

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

This bill relates to certain public safety, public employment, and law enforcement matters, and provides penalties.

DENIAL OF STATE FUNDS —— LAW ENFORCEMENT AGENCY BUDGETS. The bill provides that a local entity, including any entity under the jurisdiction of the local entity, shall be ineligible to receive any state funds if the local entity reduces the budget of their law enforcement agency unless the total budget of the local entity is reduced by an equal or larger percentage or the local entity provides sufficient justification for the reduction. A local entity may submit written justification to

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the department of management for any reductions in the local entity's law enforcement budget. Sufficient justification may include: reductions related to one-time capital or one-time equipment or vehicle purchases in the prior fiscal year; reductions related to lower personnel cost of law enforcement personnel due only to lower cost entry-level law enforcement personnel replacing prior law enforcement personnel; reductions due to the merging or consolidation of jail services or communications and dispatch services or the merging of law enforcement agencies; and reductions due to reduced population in a jurisdiction served by a law enforcement agency. State funds shall be denied to a local entity by all state agencies for each state fiscal year that begins after the fiscal year in which the law enforcement agency's budget is reduced. State funds shall continue to be denied until eligibility to receive state funds is reinstated under Code section 8.31. State funds for law enforcement purposes shall not be denied. The department of management is directed to adopt rules pursuant to Code chapter 17A. The governor's office of drug control policy shall not expend any moneys received from any state or federal grants to a local entity that reduce the budget of their law enforcement agency unless the total local entity budget is reduced by an equal or larger percentage. Any moneys for law enforcement purposes shall not be denied.

COLLECTIVE BARGAINING. The bill makes changes to public employment collective bargaining and bargaining unit determinations. The bill includes a peace officer employed by a regents institution in the definition of a "public safety employee", and allows public safety employees to be the subject of a separate bargaining unit if they comprise fewer than 30 percent of the current unit and the majority of the public safety employees support a petition to form a new unit.

PEACE OFFICER, PUBLIC SAFETY, AND EMERGENCY PERSONNEL BILL OF RIGHTS. The bill provides that an officer who has suffered any injury, personal or otherwise, during the performance of

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official duties or directly related to the officer's status as an officer, including due to a person knowingly filing a false complaint against the officer, shall have the right to pursue civil remedies under the law against any person, group of persons, or organization or corporation including the head of an organization or corporation, for damages including but not limited to actual damages, court costs, and reasonable attorney fees.

DISPARATE TREATMENT BY LAW ENFORCEMENT. The bill creates a new Code chapter concerning disparate treatment by law enforcement. The bill provides that it is the purpose of the Code chapter to prohibit disparate treatment by law enforcement, including racial and ethnic profiling, to foster trust and cooperation with law enforcement in Iowa communities and to create a safer state for all Iowans. "Disparate treatment" is defined as the differential treatment by a law enforcement officer of a person on the basis of personal demographics, but does not include reliance on a specific subject description-based identification. "Personal demographics" is defined as personal characteristics which include but are not limited to race, creed, color, national origin, ethnicity, religion, sex, gender identity or expression, sexual orientation, physical or mental disability, or any other identifiable characteristics. "Specific subject description-based identification" is defined as a reasonably detailed description of the personal identifying characteristics of a potential suspect or victim, including personal demographics. The bill also defines "law enforcement activities", "law enforcement agency", "law enforcement officer", "law enforcement services", and "stop".

The bill provides that a state or local law enforcement officer or civilian employee of a law enforcement agency performing law enforcement activities or delivering law enforcement services shall not engage in the disparate treatment of any person.

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The bill directs each state and local law enforcement agency to collect and compile data on every stop conducted by a law enforcement officer of the agency during a calendar year, and to submit an annual report to the division of criminal and juvenile justice planning of the department of human rights. The following information shall be collected, compiled, and reported when a law enforcement officer stops a person and requests a person's identification: the time, date, and location of the stop; the nature of the alleged law violation that resulted in the stop; whether an arrest was made; whether a search was conducted as a result of the stop; whether an oral or written warning was given or a citation issued; the offense the person was arrested for, if applicable; the identifying characteristics of the person stopped including race or ethnicity, sex, and age; and any other information which the officer or law enforcement agency considers appropriate. In consultation with law enforcement agencies, the justice and community policing board established in the bill, the department of public safety, and the division of criminal and juvenile justice planning of the department of human rights shall develop a uniform manner for each law enforcement agency to report the information. The division of criminal and juvenile justice planning of the department of human rights shall compile all data reported, analyze the data in a timely manner, and provide an analysis of the data along with the compiled data to the board by November 1 of each year. The report shall be accessible to the public from a prominent place on the board's website.

The bill provides that a law enforcement agency shall investigate all violations concerning disparate treatment by law enforcement administratively, and that a person shall have the right to pursue civil remedies under Code chapters 669 (state tort claims) and 670 (tort liability of governmental subdivisions).

JUSTICE AND COMMUNITY POLICING ADVISORY BOARD. The bill

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changes the name of the justice advisory board created in Code section 216A.132 to the justice and community policing advisory board, and increases board membership from 28 to 32 members. The bill provides for the appointment of members of the advisory board by the governor as well as other ex officio, nonvoting members.

The bill adds the following duties to the justice and community policing advisory board: providing the general assembly with an analysis and recommendations of current criminal code provisions and proposed legislation regarding potential disparity in law enforcement activities and the delivery of law enforcement services; studying and making recommendations for eliminating disparity in law enforcement activities and the delivery of law enforcement services; and recommending to the department of human services the adoption of rules pursuant to Code chapter 17A for the collection, compilation, and reporting of stop data.

DRIVER'S LICENSE AND NONOPERATOR IDENTIFICATION CARDS APPLICATIONS —— RACE AND ETHNICITY. The bill provides that a person applying for a driver's license or a nonoperator's identification card will be requested by the department of transportation to specify the person's race or ethnicity. The bill requires the department to make an annual report to the general assembly regarding the number of persons who have disclosed and specified a race or ethnicity. Race and ethnicity information shall only be released to a law enforcement officer, an employee of a law enforcement agency, the justice and community policing advisory board, the state court administrator, and the division of criminal and juvenile justice planning of the department of human rights.

ACTS CONTROLLED ON FULLY CONTROLLED-ACCESS FACILITIES. The bill provides that it is unlawful for a person to operate a bicycle, skateboard, or other pedestrian conveyance or be a pedestrian anywhere on a fully controlled-access facility. A violation is punishable as a scheduled operating violation

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under Code section 805.8A. The fine for a violation is $135.

COUNTY RECORDER FILING FEE. The bill provides that a county recorder shall collect an additional fee of $1 for each recorded transaction for which a fee is paid under Code section 331.604(1), which may be used for implementing and maintaining a process for redacting the names of any state or federal judicial officer, state or federal prosecutor, or law enforcement officer contained in electronic documents that are displayed for public access through an internet site.

COMMUNICATIONS IN PROFESSIONAL CONFIDENCE. The bill provides that a peer support group counselor who obtains information from an officer or a civilian employee of a law enforcement agency or fire department shall not be allowed, in giving testimony, to disclose any confidential communication properly entrusted to the counselor by the officer or civilian employee while receiving counseling. The officer or civilian employee may consent to the disclosure.

ASSAULTS. The bill adds intentionally pointing a laser emitting a visible light beam at another person with the intent to cause pain or injury to another to the definition of assault. This definition does not apply to a law enforcement officer who uses a laser in discharging or attempting to discharge the officer's official duties, to a health care professional who uses a laser in providing services or to any other person who is licensed or authorized by law to use a laser or uses it in the performance of the person's official duties, or to a person who uses a laser to play tag, paintball, and other similar games using light-emitting diode technology.

The bill amends Code section 708.3A relating to assaults on persons engaged in certain occupations by adding a civil employee of a law enforcement agency and a civil employee of a fire department to the list of persons engaged in certain occupations against whom an assault is committed and increasing the penalties for violations of the Code section. A person who commits an assault against any of the persons listed in the

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Code section with the intent to inflict a serious injury, or who uses or displays a dangerous weapon in connection with the assault, commits a class "C" felony; a person who commits an assault against any of the persons listed in the Code section who uses or displays a dangerous weapon in connection with the assault commits a class "C" felony; a person who commits an assault which causes bodily injury or mental illness commits a class "D" felony, with a mandatory minimum term of imprisonment of one year; and a person who commits any other assault commits an aggravated misdemeanor.

HARASSMENT. The bill provides that a person commits harassment in the first degree when the person commits harassment against another person who is lawfully in a place of public accommodation. Harassment in the first degree is an aggravated misdemeanor.

The bill creates new Code section 708.7A relating to bias-motivated harassment of persons engaged in certain occupations. The bill provides that a person commits bias-motivated harassment when such person maliciously, and with the intent to intimidate, annoy, or alarm another person because of that person's actual or perceived employment as a peace officer, civilian employee of a law enforcement agency, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, fire fighter, whether paid or volunteer, or civilian employee of a fire department causes either death or serious bodily harm to another person, bodily injury, or damage to or destruction of any real or personal property of another person without permission and the amount of damages to the property exceeds $750 or the value of the property exceeds $750. A person who commits bias-motivated harassment is guilty of a class "D" felony for causing bodily injury or property damage, and a class "C" felony for causing death or serious bodily harm. Each violation constitutes a separate offense and

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shall not merge with any other crime. A sentence imposed for bias-motivated harassment shall run consecutive to any sentence for any other offense related to the act or acts establishing an offense of bias-motivated harassment. The court shall order restitution.

CRIMINAL MISCHIEF IN THE SECOND DEGREE. The bill provides that acts of a person which damage, deface, alter, or destroy any publicly owned property, including a monument or statue, is criminal mischief in the second degree. Criminal mischief in the second degree is a class "D" felony.

RIOT CRIMES. The bill increases the penalty for a riot crime from an aggravated misdemeanor to a class "D" felony.

UNLAWFUL ASSEMBLY. The bill increases the penalty for unlawful assembly from a simple misdemeanor to an aggravated misdemeanor.

DISORDERLY CONDUCT. Current law provides that all violations of Code section 723.4 (disorderly conduct) are simple misdemeanors. The bill amends Code section 723.4 by providing additional criminal penalties greater than a simple misdemeanor for additional acts of disorderly conduct.

The bill provides that a person commits a serious misdemeanor when the person, without lawful authority or color of authority, obstructs or attempts to obstruct any street, sidewalk, highway, or other public way, or obstructs or attempts to obstruct any business, business drive, parking lot, or business access, with the intent to prevent or hinder its lawful use by others.

The bill provides that a person commits an aggravated misdemeanor when the person, without lawful authority or color of authority, obstructs any street, sidewalk, highway, or other public way with the intent to prevent or hinder its lawful use by others and does any of the following: obstructs or attempts to obstruct a fully controlled-access facility or a highway, street, or road in which a speed restriction is controlled under Code section 321.285(3) or (5); commits property damage;

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or is present during an unlawful assembly, as defined in Code section 723.2.

The bill provides that a person commits a class "D" felony when the person, without lawful authority or color of authority, obstructs any street, sidewalk, highway, or other public way with the intent to prevent or hinder its lawful use by others and is present during a riot, as defined in Code section 723.1; or causes bodily injury.

The bill provides that a person commits a class "C" felony when the person, without lawful authority or color of authority, obstructs any street, sidewalk, highway, or other public way with the intent to prevent its unlawful use by others and serious injury or death results.

ARREST BY WARRANT —— CERTAIN CRIMES —— HOLDING PERIOD. The bill provides that a defendant arrested for criminal mischief in the second degree for an act that damages, defaces, alters, or destroys any publicly owned property including a monument or statue; for rioting; unlawful assembly; or disorderly conduct shall not be released within 24 hours of the time of arrest. The court may release the defendant in less than 24 hours if the court finds that the defendant is not likely to immediately resume the criminal behavior based on the circumstances of the arrest and the defendant's criminal history. Court findings shall be in writing and shall be attached to the warrant.

PENALTY PROVISIONS. A class "C" felony is punishable by confinement for no more than 10 years and a fine of at least $1,370 but not more than $13,660. A class "D" felony is punishable by confinement for no more than five years and a fine of at least $1,025 but not more than $10,245. An aggravated misdemeanor is punishable by confinement for no more than two years and a fine of at least $855 but not more than $8,540. A serious misdemeanor is punishable by confinement for no more than one year and a fine of at least $430 but not more than $2,560.

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Document ID: 0.7.2312.31491

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Bcc:

Subject: Governor's Legislative Program Bill - Broadband

Date: Wed Jan 20 2021 16:10:42 CST

Attachments: 1939XL.pdf

The following Governor's legislative program bill approved for release by the Governor’s Office is attached:

LSB 1939XL - Broadband

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Document ID: 0.7.2312.31491-000001
Owner: Dykstra, Morgan [LEGIS] <morgan.dykstra@legis.iowa.gov>
Filename: 1939XL.pdf
Last Modified: Wed Jan 20 16:10:42 CST 2021

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SENATE/HOUSE FILE _____
BY (PROPOSED GOVERNOR BILL)

A BILL FOR

An Act relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and including effective date and applicability provisions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. _____ H.F. _____

Section 1. Section 8B.1, subsections 5, 13, and 14, Code 2021, are amended to read as follows:

5. "*Facilitate*" means a communication service provider's ability to provide broadband service at or above the download and upload speeds specified in the definition of targeted service area in this section ~~or section 8B.11, subsection 5, paragraph "a", if applicable,~~ to a home, farm, school, or business within a commercially reasonable time and at a commercially reasonable price upon request by a consumer.

13. "*Targeted service area*" means any of the following:

a. A United States census bureau census block located in this state, including any crop operation located within the census block, or other geographic unit the office sets by rule, within which no communications service provider offers or facilitates broadband service at or above the tier 1, tier 2, or tier 3 download and upload speeds ~~identified by the federal communications commission pursuant to section 706 of the federal Telecommunications Act of 1996, as amended~~. As used in this subsection:

(1) "*Tier 1*" means a minimum download speed of less than twenty-five megabits per second and a minimum upload speed of less than three megabits per second.

(2) "*Tier 2*" means a minimum download speed of greater than or equal to twenty-five megabits per second but less than fifty megabits per second and a minimum upload speed of greater than or equal to three megabits per second.

(3) "*Tier 3*" means a minimum download speed of greater than or equal to fifty megabits per second but less than eighty megabits per second.

b. Any geographic area, as the office sets by rule, that is materially underserved by broadband service such that ~~the download and upload speeds identified by the federal communications commission pursuant to section 706 of the federal Telecommunications Act of 1996, as amended, of the broadband service in the geographic area~~ tier 1, tier 2,

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and tier 3 download and upload speeds are not meaningfully available. The office's power to determine the geographic area by rule under this paragraph includes the power to define and interpret standards as to whether a geographic area is materially underserved and broadband service is meaningfully available.

14. *"Underserved area"* means any portion of a targeted service area within which no communications service provider facilitates broadband service meeting the tier 1 download and upload speeds specified in the definition of targeted service area in this section.

Sec. 2. Section 8B.10, subsection 1, Code 2021, is amended to read as follows:

1. The determination of whether a communications service provider facilitates broadband service meeting the tier 1, tier 2, or tier 3 download and upload speeds specified in the definition of targeted service area in section 8B.1 shall be determined or ascertained by reference to broadband availability maps or data sources that are identified by the office by rule. The office shall periodically make renewed determinations of whether a communications service provider facilitates broadband service at or above the tier 1, tier 2, or tier 3 download and upload speeds specified in the definition of targeted service area in section 8B.1, which shall, to the extent updated maps and data sources are available at the time, include making such determinations prior to each round of grant applications solicited by the office pursuant to section 8B.11. The office is not required to make renewed determinations of whether a communications service provider facilitates broadband service at or above the tier 1, tier 2, or tier 3 download and upload speeds specified in the definition of targeted service area in section 8B.1 more frequently than once in any calendar year.

Sec. 3. Section 8B.11, Code 2021, is amended to read as follows:

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8B.11 Empower rural Iowa — broadband grants — fund.

1. The office shall administer a broadband grant program designed to reduce or eliminate unserved and underserved areas in the state, leveraging federal funds and public and private partnerships where possible, by awarding grants to communications service providers that reduce or eliminate targeted service areas by installing broadband infrastructure that facilitates broadband service providing a minimum download speed of one hundred megabits per second and a minimum upload speed of one hundred megabits per second in targeted service areas ~~at or above the download and upload speeds specified in subsection 5~~, in accordance with this section.

2. *a.* An empower rural Iowa broadband grant fund is established in the state treasury under the authority of the office. The fund shall consist of moneys available to and obtained or accepted by the office. Moneys in the fund are appropriated to the office to be used for the grant program, including for broadband mapping and the administration and operation of the grant program.

b. The office shall use moneys in the fund to provide grants to communications service providers pursuant to this section. The office may use not more than ~~one~~ three percent of the moneys in the fund at the beginning of the fiscal year to pay the costs and expenses associated with the administration and operation of the grant program. The office shall use moneys in the fund to leverage available federal moneys if possible.

c. Notwithstanding section 8.33, moneys in the fund that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until three years following the last day of the fiscal year in which the funds were originally appropriated.

d. Notwithstanding paragraph "*c*" or any provision to the contrary, moneys in the fund that have been awarded but not paid to a communications service provider shall not revert

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but shall remain available to the office for purposes of administering the award in a manner consistent with the terms and conditions of any corresponding contract or grant agreement governing the administration of the award.

3. Communications service providers may apply to the office for a grant pursuant to this section for the installation of broadband infrastructure that facilitates broadband service providing a minimum download speed of one hundred megabits per second and a minimum upload speed of one hundred megabits per second in targeted service areas ~~at or above the download and upload speeds specified in subsection 5. The office shall include representatives from schools, communities, agriculture, industry, and other areas as appropriate to review and recommend grant awards. The office shall conduct an open application review process that includes the opportunity for the public to submit factual information as part of a validation process to address claims that a targeted service area is currently served with broadband service at or above the download and upload speeds specified in subsection 5. Upon completion of the validation process, the office may modify a proposed targeted service area to account for information received during the validation process~~. The office shall make available a public internet site identifying all publicly available information contained in the applications~~, the members of the review committee, a summary of the review committee's recommended results,~~ and any results of performance testing conducted after the project is completed.

4. *a.* The office shall award grants on a competitive basis for the installation of broadband infrastructure that facilitates broadband service as provided in subsection 3 in targeted service areas ~~at or above the download and upload speeds specified in subsection 5,~~ after considering the following:

(1) The relative need for broadband infrastructure in the area and the existing broadband service speeds, including

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whether the project serves a rural area or areas.

(2) The applicant's total proposed budget for the project, including all of the following:

(a) The amount or percentage of local or federal matching funds, if any, and any funding obligations shared between public and private entities.

(b) The percentage of funding provided directly from the applicant, including whether the applicant requested from the office an amount less than the maximum amount the office could award pursuant to subsection 5 and, if so, the percentage of the project cost that the applicant is requesting.

(3) The relative download and upload speeds of proposed projects for all applicants.

~~(4) The specific product attributes resulting from the proposed project, including technologies that provide higher qualities of service, such as service levels, latency, and other service attributes as determined by the office.~~

~~(5)~~ (4) The percentage of the homes, farms, schools, and businesses in the targeted service area that will be provided access to broadband service.

~~(6) The geographic diversity of the project areas of all the applicants.~~

~~(7) The economic impact of the project to the area.~~

~~(8)~~ (5) Other factors the office deems relevant.

b. In considering the factors listed in paragraph "*a*" for awarding grants pursuant to this section, the office shall afford the greatest weight to the factors described in paragraph "*a*", subparagraphs (1) through (3).

~~*c.* Except as otherwise provided in this section, the office shall not evaluate applications based on the office's knowledge of the applicant except for information obtained by the office during the application process or period for public comment.~~

5. ~~The office shall not award a grant pursuant to this section that exceeds thirty-five percent of the communications service provider's project cost.~~ The total amount of the

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grants the office awards from the empower rural Iowa broadband grant fund pursuant to this section shall ~~be as follows~~ not exceed any of the following amounts:

a. ~~For~~ Seventy-five percent of a communications service provider's project costs for projects that will result in the installation of broadband infrastructure ~~that will facilitate broadband service providing a minimum download speed less than one hundred megabits per second but greater than or equal to the download speed specified in the definition of targeted service area in section 8B.1, and a minimum upload speed less than twenty megabits per second but greater than or equal to the upload speed specified in the definition of targeted service area in section 8B.1, the total amount of the grants the office awards shall not exceed fifty percent of the moneys in the fund at the beginning of the fiscal year. However, if the amount requested for projects that facilitate broadband service at the speeds described in paragraph "b" for the fiscal year is less than the amount reserved for projects under paragraph "b", the office may award the difference to projects under this paragraph for the same fiscal year~~ in a targeted service area within which no communications service provider offers or facilitates broadband service that provides download and upload speeds less than or equal to the tier 1 download and upload speeds specified in the definition of targeted service area in section 8B.1.

b. ~~For~~ Fifty percent of a communications service provider's project costs for projects that will result in the installation of broadband infrastructure ~~that will facilitate broadband service providing a minimum download speed of one hundred megabits per second and a minimum upload speed of twenty megabits per second, the total amount of the grants the office awards shall not exceed fifty percent of the moneys in the fund at the beginning of the fiscal year. However, if the amount requested for projects that facilitate broadband service at the speeds described in paragraph "a" for the fiscal year is~~

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~~less than the amount reserved for projects under paragraph "a", the office may award the difference to projects under this paragraph for the same fiscal year~~ in a targeted service area within which no communications service provider offers or facilitates broadband service that provides download and upload speeds less than or equal to the tier 2 download and upload speeds specified in the definition of targeted service area in section 8B.1.

c. Thirty-five percent of a communications service provider's project costs for projects that will result in the installation of broadband infrastructure in a targeted service area within which no communications service provider offers or facilitates broadband service that provides download speeds less than or equal to the tier 3 download speed specified in the definition of targeted service area in section 8B.1.

6. The office shall provide public notice regarding the application process and receipt of funding.

~~7. The office shall not award a grant pursuant to this section on or after July 1, 2025.~~

~~8.~~ 7. The office may adopt rules pursuant to chapter 17A interpreting this chapter or necessary for administering this chapter, including but not limited to rules relating to the broadband grant program process, management, and measurements as deemed necessary by the office.

~~9.~~ 8. The office shall adopt rules establishing procedures to allow aggrieved applicants an opportunity to challenge the office's award of grants under this section.

Sec. 4. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 5. APPLICABILITY. This Act applies to applications for grants submitted pursuant to section 8B.11 on or after the effective date of this Act.

EXPLANATION

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

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S.F. _____ H.F. _____

This bill relates to broadband service, including facilitating the availability of broadband service in unsecured and underserved areas, and administration of the empower rural Iowa broadband grant fund.

The bill modifies the definition of "facilitate" for purposes of Code chapter 8B to mean a communications service provider's ability to provide broadband service at or above the download and upload speeds specified in the definition of a targeted service area to a home, farm, school, or business within a commercially reasonable time and at a commercially reasonable price upon request. The bill modifies the definition of "targeted service area" to mean either of the following: a United States census bureau census block located in this state, including any crop operation located within the census block, or other geographic unit the office of the chief information officer sets by rule, within which no communications service provider offers or facilitates broadband service at or above the tier 1, tier 2, or tier 3 download and upload speeds enumerated in the bill; or any geographic area, as the office sets by rule, that is materially underserved by broadband service such that tier 1, tier 2, and tier 3 download and upload speeds are not meaningfully available. The bill defines "tier 1" as a minimum download speed of less than 25 megabits per second and a minimum upload speed of less than three megabits per second. The bill defines "tier 2" as a minimum download speed of greater than or equal to 25 megabits per second but less than 50 megabits per second and a minimum upload speed of greater than or equal to three megabits per second. The bill defines "tier 3" as a minimum download speed of greater than or equal to 50 megabits per second but less than 80 megabits per second. The bill modifies the definition of "underserved area" to mean any portion of a targeted service area within which no communications service provider facilitates broadband service meeting the tier 1 speeds.

The bill provides that the determination of whether

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a communications service provider facilitates broadband service meeting the tier 1, tier 2, or tier 3 download and upload speeds shall be determined by reference to broadband availability maps or data sources that are identified by the office by rule. The bill requires the office to periodically make renewed determinations as to whether a communications service provider facilitates broadband service at or above those download and upload speeds. The bill establishes that the office is not required to make renewed determinations more frequently than once in any calendar year.

The bill provides that grants from the empower rural Iowa broadband grant fund shall only be made to communications service providers that reduce or eliminate targeted service areas by installing broadband infrastructure that facilitates broadband service providing a minimum download speed of 100 megabits per second and a minimum upload speed of 100 megabits per second in targeted service areas. The bill provides that the office may use not more than 3 percent of the moneys in the fund at the beginning of the fiscal year to pay the costs associated with the administration of the grant program.

The bill strikes provisions relating to the application review process for applications for grants under the fund. Additionally, the bill strikes provisions relating to a review committee for the review and recommendation of grant awards. The bill also makes certain changes to what the office is to consider when reviewing an application for a grant from the fund.

The bill provides that the amount of the grants the office awards from the fund shall not exceed 75 percent of a communications service provider's project costs for projects that will result in the installation of broadband infrastructure in a targeted service area within which no communications service provider offers or facilitates broadband service that provides download and upload speeds less than or equal to the tier 1 download and upload speeds; 50 percent

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of a communications service provider's project costs for projects that will result in the installation of broadband infrastructure in a targeted service area within which no communications service provider offers or facilitates broadband service that provides download and upload speeds less than or equal to the tier 2 download and upload speeds; and 35 percent of a communications service provider's project costs for projects that will result in the installation of broadband infrastructure in a targeted service area within which no communications service provider offers or facilitates broadband service that provides download speeds less than or equal to the tier 3 download speed.

The bill strikes Code section 8B.11, subsection 7, which prohibits the office from awarding a grant from the fund on or after July 1, 2025.

The bill takes effect upon enactment and applies to applications for grants submitted pursuant to Code section 8B.11 on or after the effective date of the bill.

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Document ID: 0.7.2312.31971

From: Edler, Jeff [LEGIS] <jeff.edler@legis.iowa.gov>
To: Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: Fw: Hines Resume
Date: Thu May 20 2021 11:50:02 CDT
Attachments: Resume - MHines.docx

From: Michael Hines <[redacted]>
Sent: Thursday, May 20, 2021 10:48 AM
To: Edler, Jeff [LEGIS]
Subject: Hines Resume

Jeff,

Thanks for the conversation! Attached is my resume.

If the Governors office needs reference letters I can provide them as well.

Thanks,

Michael Hines
[redacted]

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Document ID: 0.7.2312.31971-000001	
Owner:	Edler, Jeff [LEGIS] <jeff.edler@legis.iowa.gov>
Filename:	Resume - MHines.docx
Last Modified:	Thu May 20 11:50:02 CDT 2021

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Document ID: 0.7.2312.31665

From: Rozeboom, Kristin [LEGIS] <kristin.rozeboom@legis.iowa.gov>
To: Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Thorson, Paige [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=6bad1c00f38d4d15b10d5529a12280b1-thorson, pa>
Cc:
Bcc:
Subject: FW: H1425.2610 - Amendment Draft Delivery from LSA - No working title specified
Date: Tue May 18 2021 22:27:33 CDT
Attachments: H1425.2610_1621385952622.pdf

Kristin Rozeboom
House Republican Staff
(515) 281-3015
Kristin.Rozeboom@legis.iowa.gov

-----Original Message-----
From: michael.duster@legis.iowa.gov <michael.duster@legis.iowa.gov>
Sent: Tuesday, May 18, 2021 8:01 PM
To: Rozeboom, Kristin [LEGIS] <Kristin.Rozeboom@legis.iowa.gov>
Cc: LSA Calendar <lsbcalendar@legis.iowa.gov>
Subject: H1425.2610 - Amendment Draft Delivery from LSA - No working title specified

Please find attached the following amendment prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Amendment Draft Delivery - H1425.2610 - Amendment Draft Delivery from LSA - No working title specified

https://www.legis.iowa.gov/portal/bms

Drafter - Michael Duster (515.281.4800) michael.duster@legis.iowa.gov

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Document ID: 0.7.2312.31665-000001
Owner: Rozeboom, Kristin [LEGIS] <kristin.rozeboom@legis.iowa.gov>
Filename: H1425.2610_1621385952622.pdf
Last Modified: Tue May 18 22:27:33 CDT 2021

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Document ID: 0.7.2312.31662

From: Zaun, Brad [LEGIS] <brad.zaun@legis.iowa.gov>
To: Thorson, Paige [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=6bad1c00f38d4d15b10d5529a12280b1-thorson, pa>
Cc:
Bcc:
Subject: Fw: SSB 1276 and Polk County
Date: Fri May 14 2021 10:33:45 CDT
Attachments: Polk Amendment SSB 1276.docx

Here it is.

Please let me know if you are open to this change.

Thanks Paige!

Brad

Senator Brad Zaun

Senate President Pro Tempore

Senate District 20

Representing Urbandale Johnston and Grimes

7032 Holcomb Avenue

Urbandale, Iowa 50322

Senate Switchboard 515-281-3371

From: Robert Brownell <Robert.Brownell@polkcountyiowa.gov>
Sent: Wednesday, May 12, 2021 10:20 AM
To: Zaun, Brad [LEGIS]
Subject: SSB 1276 and Polk County

Hi Brad. Here's that email I gave you today. Now you have it electronically, too.

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We're trying to find a way to register "support" for SSB1276. I attached a proposed amendment which we feel gets us there. Mainly, that is, "transfer authority."

Here's the logic: the reason Polk County is not asking for any dollars from the legislature this year is due to our partnership with Broadlawns. All we are asking for here, and the Broadlawns board chair agrees, is for Broadlawns ability to help Polk County with MHDS be left at the discretion of the Broadlawns Board. Not the Board of Supervisors, not the legislature, the just Broadlawns board be left to make the call. No ticking clock or three year time frame, just the discretion of their elected Board. That seems fair to us.

The Board of Supervisors also needs transfer authority as well. Why?

Here's a real-world example: no region can file a budget in deficit with the DHS. Let's say Polk County's budget is $30mm. Even with Broadlawns helping us, let's say we're at $26mm in revenue or $4mm short. We expect we'd pick that 4mm up in the incentive pool, but obviously that's speculative…no matter how confident we are, we still can't file a budget with a $4mm hole. There are two options: 1) we plan for $4mm in service cuts thereby upsetting a fragile population (probably needlessly) or we have the authority to simply transfer county reserves covering the projected "deficit" up to DHS approved budget amount. I think that solves the problem, Brad.

So in summary: here is our outline.

Transfer authority for Polk County and permanent permissive language for Broadlawns resources/in-kind services (not a mandate).

If we can agree on these items, I believe Polk County would enthusiastically sign on in support of SSB1276.

Thanks!

Bob

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Document ID: 0.7.2312.31662-000001	
Owner:	Zaun, Brad [LEGIS] <brad.zaun@legis.iowa.gov>
Filename:	Polk Amendment SSB 1276.docx
Last Modified:	Fri May 14 10:33:45 CDT 2021

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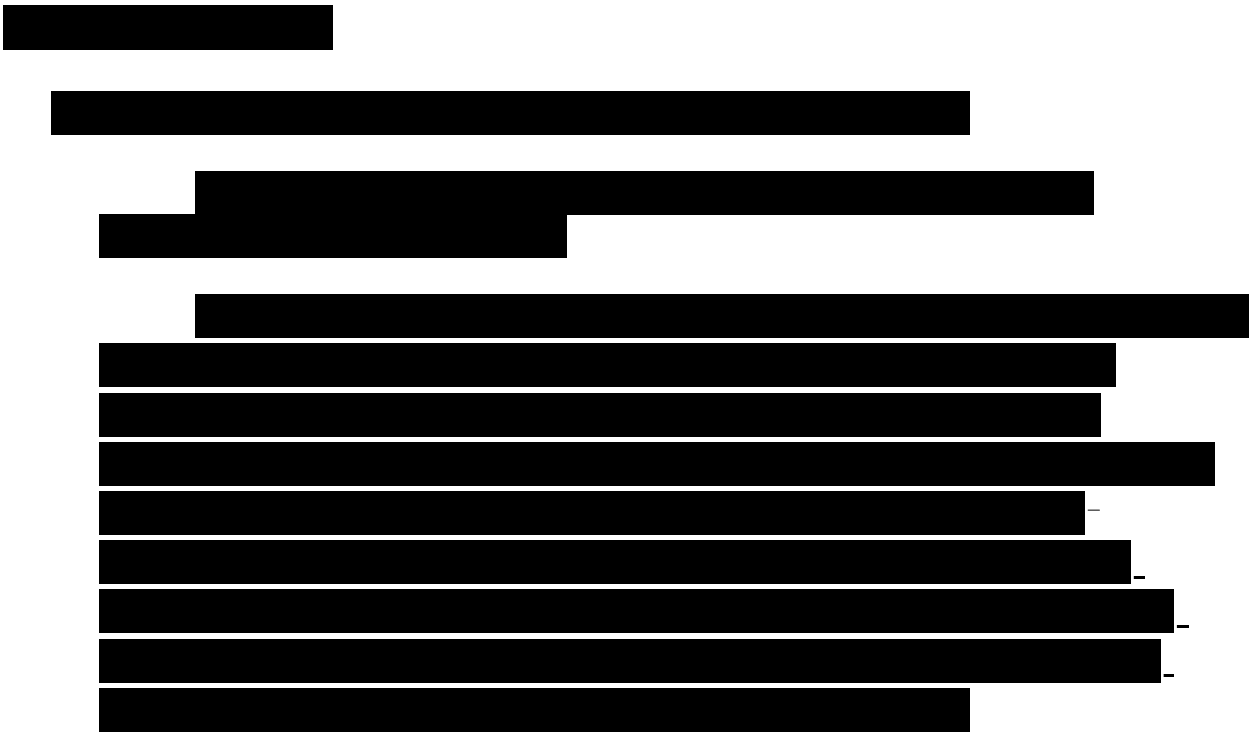
EXPLANATION:

Operation 1: Allows Polk County to use other funds, as the Legislature has authorized since 2017. Permits Broadlawns to transfer funds to pay for MH/DS services or provide in-kind services (permissive, not a mandate).



AMERICAN OVERSIGHT

Document ID: 0.7.2312.31660

From: Ginty, Natalie [LEGIS] <natalie.ginty@legis.iowa.gov>
To: Thorson, Paige [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=6bad1c00f38d4d15b10d5529a12280b1-thorson, pa>; Matney, Liz [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=45387b64027949e28991b63b8e0ac769-matney, liz>
Cc:
Bcc:
Subject: FW: SF619.2426 - Amendment Draft Delivery from LSA - No working title specified
Date: Thu May 13 2021 10:52:14 CDT
Attachments: SF619.2426_1620854789458.pdf

Slightly revised language in the study based on our discussion yesterday. Let me know if you all have any edits. Thanks!

-----Original Message-----
From: michael.duster@legis.iowa.gov <michael.duster@legis.iowa.gov>
Sent: Wednesday, May 12, 2021 4:28 PM
To: Ginty, Natalie [LEGIS] <Natalie.Ginty@legis.iowa.gov>
Cc: LSA Calendar <lsbcalendar@legis.iowa.gov>; McEniry, Joseph [LEGIS] <Joseph.Mceniry@legis.iowa.gov>
Subject: SF619.2426 - Amendment Draft Delivery from LSA - No working title specified

Please find attached the following amendment prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Amendment Draft Delivery - SF619.2426 - Amendment Draft Delivery from LSA - No working title specified

https://www.legis.iowa.gov/portal/bms

Drafter - Michael Duster (515.281.4800) michael.duster@legis.iowa.gov

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Document ID: 0.7.2312.31660-000001
Owner: Ginty, Natalie [LEGIS] <natalie.ginty@legis.iowa.gov>
Filename: SF619.2426_1620854789458.pdf
Last Modified: Thu May 13 10:52:14 CDT 2021

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Document ID: 0.7.2312.31635

From: Dugdale, Pam [LEGIS] <pam.dugdale@legis.iowa.gov>
To: Thorson, Paige [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=6bad1c00f38d4d15b10d5529a12280b1-thorson, pa>
Cc:
Bcc:
Subject: Re: MH Changes
Date: Wed May 05 2021 07:53:33 CDT
Attachments:

Thanks.

Sent the info to the drafters! They both said they would get started on the bill ASAP so better now than later! Thanks for your patience last night working thru the draft!

Sent from my iPhone

On May 5, 2021, at 7:36 AM, Thorson, Paige [IGOV] <Paige.Thorson@governor.iowa.gov> wrote:

Good morning,

I apologize for additional stuff, but DHS identified technical pieces that I am sure LSA would have caught anyway, but wanted to share with you in the event it is helpful. For page and section numbers, they are referring to the “DRAFT” document drafted by us that we were reviewing last nighit.

Section 6: (pg. 34) should say 225C.7A Subsection 3

Section 22: (pg. 38)
Subsection1: remove the words “pursuant to 225C.7A”
Subsection 3. Should not say 225.7A – should say “this section”
Subsection 7. a, b, and c Should say “incentive fund under section 225C.7A subsection 3”

Section 24 (pg. 40.) Heading should say 225C.7A subsection 3

Thanks,
Paige

Paige Thorson | Deputy Chief of Staff
Office of the Governor, State of Iowa
Gov. Kim Reynolds & Lt .Governor Adam Gregg
515-218-4659 | paige.thorson@iowa.gov<mailto:paige.thorson@iowa.gov>
www.governor.iowa.gov<http://www.governor.iowa.gov/>
www.ltgovernor.iowa.gov<http://www.ltgovernor.iowa.gov/>

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Document ID: 0.7.2312.31634

From: Dawson, Dan [LEGIS] <dan.dawson@legis.iowa.gov>
To: Thorson, Paige [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=6bad1c00f38d4d15b10d5529a12280b1-thorson, pa>
Cc:
Bcc:
Subject: FW: 2832XC - Bill Draft Delivery from LSA - Tax Omnibus
Date: Tue May 04 2021 21:24:17 CDT
Attachments: 2832XC_1620163113844.pdf

updated

_____

From: LSA - Legal Services [lsabills@legis.iowa.gov]
Sent: Tuesday, May 4, 2021 4:24 PM
To: Dawson, Dan [LEGIS]
Cc: Dugdale, Pam [LEGIS]
Subject: 2832XC - Bill Draft Delivery from LSA - Tax Omnibus

Committee Chair:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 2832XC - Bill Draft Delivery from LSA - Tax Omnibus

https://www.legis.iowa.gov/portal/bms

Drafter - Joe McEniry (515.281.3189) joseph.mceniry@legis.iowa.gov

Help - If you have questions concerning the use of this electronic bill delivery and approval system contact the Computer Services Division employee assigned to your chamber or call the Help Desk at (515)281-6506.

Your Review - Please review the attached bill carefully to determine that your drafting instructions have been followed. Contact the drafter at the above email or telephone number if you have any changes, corrections, or questions concerning the draft.

Your Approval - To officially approve the bill for filing, you must click on the secure link located above. Please DO NOT reply to this email.

Delivery - Once approved, LSA will deliver copies of your committee bill to your desk for your acceptance. You will need to complete the filing of your bill as a study bill in your own chamber.

Your Rejection - To officially reject the bill, you must click on the secure link located above. Please DO NOT reply to this email.

Upon rejection contact the drafter at the above email or telephone number to request changes or

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corrections.

Please provide changes or corrections in a manner where the changes and corrections are clearly and easily distinguishable from the language of the initial draft. Handwritten changes on a paper copy or instructions to change language on specified pages and lines are acceptable.

Please do not reply to this email as this email account is not monitored.

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Document ID: 0.7.2312.31634-000001
Owner: Dawson, Dan [LEGIS] <dan.dawson@legis.iowa.gov>
Filename: 2832XC_1620163113844.pdf
Last Modified: Tue May 04 21:24:17 CDT 2021

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Document ID: 0.7.2312.31609

From: Steven, Laura [LEGIS] <laura.steven@legis.iowa.gov>
To: Thorson, Paige [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=6bad1c00f38d4d15b10d5529a12280b1-thorson, pa>
Cc:
Bcc:
Subject: FW: 9010XD.2112 - Amendment Draft Delivery from LSA - No working title specified
Date: Fri Apr 30 2021 10:59:03 CDT
Attachments: 9010XD.2112_1618837737774.pdf

-----Original Message-----
From: Kious, Kristi [LEGIS]
Sent: Friday, April 30, 2021 9:24 AM
To: Steven, Laura [LEGIS] <Laura.Steven@legis.iowa.gov>
Subject: FW: 9010XD.2112 - Amendment Draft Delivery from LSA - No working title specified

Here is the EMS language.

-----Original Message-----
From: michael.duster@legis.iowa.gov <michael.duster@legis.iowa.gov>
Sent: Monday, April 19, 2021 8:10 AM
To: Kious, Kristi [LEGIS] <Kristi.Kious@legis.iowa.gov>
Cc: LSA Calendar <lsbcalendar@legis.iowa.gov>
Subject: 9010XD.2112 - Amendment Draft Delivery from LSA - No working title specified

Please find attached the following amendment prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Amendment Draft Delivery - 9010XD.2112 - Amendment Draft Delivery from LSA - No working title specified

https://www.legis.iowa.gov/portal/bms

Drafter - Michael Duster (515.281.4800) michael.duster@legis.iowa.gov

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Document ID: 0.7.2312.31609-000001
Owner: Steven, Laura [LEGIS] <laura.steven@legis.iowa.gov>
Filename: 9010XD.2112_1618837737774.pdf
Last Modified: Fri Apr 30 10:59:03 CDT 2021

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Document ID: 0.7.2312.31583

From: Carlson, Jillian [LEGIS] <jillian.carlson@legis.iowa.gov>
To: Thorson, Paige [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=6bad1c00f38d4d15b10d5529a12280b1-thorson, pa>; Sinclair, Amy [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=usercfe19076>
Cc:
Bcc:
Subject: FW: HF847.2179 - Amendment Draft Delivery from LSA - No working title specified
Date: Wed Apr 21 2021 14:02:54 CDT
Attachments: HF847.2179_1619031642576.pdf

Look right to both of you?

-----Original Message-----
From: michael.duster@legis.iowa.gov <michael.duster@legis.iowa.gov>
Sent: Wednesday, April 21, 2021 2:02 PM
To: Carlson, Jillian [LEGIS] <Jillian.Carlson@legis.iowa.gov>
Cc: LSA Calendar <lsbcalendar@legis.iowa.gov>
Subject: HF847.2179 - Amendment Draft Delivery from LSA - No working title specified

Please find attached the following amendment prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Amendment Draft Delivery - HF847.2179 - Amendment Draft Delivery from LSA - No working title specified

https://www.legis.iowa.gov/portal/bms

Drafter - Michael Duster (515.281.4800) michael.duster@legis.iowa.gov

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Document ID: 0.7.2312.31583-000001
Owner: Carlson, Jillian [LEGIS] <jillian.carlson@legis.iowa.gov>
Filename: HF847.2179_1619031642576.pdf
Last Modified: Wed Apr 21 14:02:54 CDT 2021

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Document ID: 0.7.2312.31542

From: Wille, Amanda [LEGIS] <amanda.wille@legis.iowa.gov>
To:
Cc:
Bcc:
Subject: Updated Amendment FW: SF476.1764 -
Date: Thu Apr 01 2021 12:16:05 CDT
Attachments: SF 476 Update with Senate Talk (as PDF).pdf
SF476.1764_1617296718288.pdf

Here's the latest amendment. The other attachment are the notes I sent to LSA. This should help you find all the changes made, including a few to 80F and eluding.
If you have any questions, concerns or changes, please let me know by 2pm

Thank you all for your help
Amanda

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Document ID: 0.7.2312.31542-000001
Owner: Wille, Amanda [LEGIS] <amanda.wille@legis.iowa.gov>
Filename: SF 476 Update with Senate Talk (as PDF).pdf
Last Modified: Thu Apr 01 12:16:05 CDT 2021

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Document ID: 0.7.2312.31542-000002
Owner: Wille, Amanda [LEGIS] <amanda.wille@legis.iowa.gov>
Filename: SF476.1764_1617296718288.pdf
Last Modified: Thu Apr 01 12:16:05 CDT 2021

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Document ID: 0.7.2312.31532

From: Ristow, Nate [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8ae46ed10f4d49509e55997be192b911-ristow, nat>
To: Wille, Amanda [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userddc9148b>
Cc: Thorson, Paige [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=6bad1c00f38d4d15b10d5529a12280b1-thorson, pa>
Bcc:
Subject: RE: SF476.1737 - Amendment Draft Delivery from LSA - No working title specified
Date: Wed Mar 31 2021 14:33:21 CDT
Attachments:

Looks good. [redacted]

Also, peer support confidentiality wasn't included in this bill. I know the House passed it in HF 303, but we were looking for some more expansive language to include group crisis intervention.

Thanks!

Nate Ristow
515-725-3539

-----Original Message-----
From: Wille, Amanda [LEGIS] <Amanda.Wille@legis.iowa.gov>
Sent: Wednesday, March 31, 2021 11:08 AM
To: Ristow, Nate [IGOV] <Nate.Ristow@governor.iowa.gov>; Thorson, Paige [IGOV] <Paige.Thorson@governor.iowa.gov>
Subject: FW: SF476.1737 - Amendment Draft Delivery from LSA - No working title specified
Importance: High

Here's the latest amendment for back the blue. We must have any changes by 2pm today.
Thanks!
-Amanda

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Document ID: 0.7.2312.31531

From: Wille, Amanda [LEGIS] <amanda.wille@legis.iowa.gov>
To: Ristow, Nate [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8ae46ed10f4d49509e55997be192b911-ristow, nat>; Thorson, Paige [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=6bad1c00f38d4d15b10d5529a12280b1-thorson, pa>
Cc:
Bcc:
Subject: FW: SF476.1737 - Amendment Draft Delivery from LSA - No working title specified
Date: Wed Mar 31 2021 11:08:23 CDT
Attachments: SF476.1737_1617206561900.pdf

Here's the latest amendment for back the blue. We must have any changes by 2pm today.
Thanks!
-Amanda

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Document ID: 0.7.2312.31531-000001
Owner: Wille, Amanda [LEGIS] <amanda.wille@legis.iowa.gov>
Filename: SF476.1737_1617206561900.pdf
Last Modified: Wed Mar 31 11:08:23 CDT 2021

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Document ID: 0.7.2312.31519

From: Wille, Amanda [LEGIS] <amanda.wille@legis.iowa.gov>
To: Thorson, Paige [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=6bad1c00f38d4d15b10d5529a12280b1-thorson, pa>
Cc:
Bcc:
Subject: FW: SF476.1652 - Amendment Draft Delivery from LSA - No working title specified
Date: Fri Mar 26 2021 10:11:07 CDT
Attachments: SF476.1652_1616707111205.pdf

Sorry Paige, for some reason your email was sent back

-----Original Message-----
From: Wille, Amanda [LEGIS]
Sent: Friday, March 26, 2021 10:08 AM
To: Ristow, Nate (nate.ristow@iowa.gov) <nate.ristow@iowa.gov>; 'Thorson, Paige' <paige.thorson@iowa.gov>
Subject: SF476.1652 - Amendment Draft Delivery from LSA - No working title specified

Nate and Paige,

Here is the strike after amendment for SF 476.

Rep. Kline wanted to be sure you knew that Division V addressing Workers Compensation will be REMOVED from the bill. Please get me your feedback on the bill and any recommended changes by Monday at 10am.

If you have any questions or concerns, you can call me anytime today or this weekend at 515-419-2288

Thank you for your help with this.

-Amanda

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Document ID: 0.7.2312.31519-000001
Owner: Wille, Amanda [LEGIS] <amanda.wille@legis.iowa.gov>
Filename: SF476.1652_1616707111205.pdf
Last Modified: Fri Mar 26 10:11:07 CDT 2021

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Document ID: 0.7.2312.31617

From: Lyons, Holly [LEGIS] <holly.lyons@legis.iowa.gov>
To: Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>; Bousselot, Michael [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=d498ad0051de4a51b3590bff9fce59b9-bousselot,>
Cc: Winters, Tammy [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=eccc459619a540299d83116025e3dd39-winters, ta>
Bcc:
Subject: FY 2020 Annual Urban Renewal Report — Tax Increment Financing (TIF)
Date: Mon Feb 15 2021 14:25:56 CST
Attachments: 1211052.pdf

Subject: FY 2020 Annual Urban Renewal Report — Tax Increment Financing (TIF)

Pursuant to Iowa Code Section 331.403(3)(d), the Legislative Services Agency (LSA) respectfully submits the attached report titled FY 2020 Annual Urban Renewal Report – Tax Increment Financing (TIF) to the Governor and the General Assembly. The report was prepared in consultation with the Department of Management (DOM) and summarizes the tax increment financing reports submitted by local governments on urban renewal areas in effect at any time during FY 2020.

The report has been posted on the LSA website, under Required Reports and can be found here:

https://www.legis.iowa.gov/docs/publications/DF/1212897.pdf

Please contact the LSA with any questions; the report was written by Jeff Robinson, LSA Senior Analyst. (jeff.robinson@legis.iowa.gov)

Holly M. Lyons

Fiscal Services Division Director

Legislative Services Agency

State Capitol Building

Des Moines, IA 50319

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515-281-7845

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Document ID: 0.7.2312.31617-000001
Owner: Lyons, Holly [LEGIS] <holly.lyons@legis.iowa.gov>
Filename: 1211052.pdf
Last Modified: Mon Feb 15 14:25:56 CST 2021

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LSA
LEGISLATIVE SERVICES AGENCY
Serving the Iowa Legislature

Timothy McDermott
Interim Director
State Capitol
Des Moines, IA 50319

Phone: 515.281.4616
E-mail: timothy.mcdermott@legis.iowa.gov

February 15, 2021

The Honorable Kim Reynolds
Office of the Governor
State Capitol Building
Des Moines, Iowa 50319

W. Charles Smithson
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

Meghan Nelson
Chief Clerk of the House
State Capitol Building
Des Moines, Iowa 50319

RE: FY 2020 Annual Urban Renewal Report — Tax Increment Financing (TIF)

Pursuant to Iowa Code section 332.403(3)(d), the Legislative Services Agency (LSA) respectfully submits the attached report titled **FY 2020 Annual Urban Renewal Report — Tax Increment Financing (TIF)** to the Governor and the General Assembly. The report was prepared in consultation with Department of Management (DOM) and summarizes the tax increment financing reports submitted by local governments on urban renewal areas in effect at any time during FY 2020.

Iowa Code section 332.403(3)(c) also required that the DOM, in collaboration with the LSA, make publicly available on an Internet site by December 1, 2012, a searchable database of all such information required under Iowa Code section 331.403. This was completed and the website address is: https://www.legis.iowa.gov/tif/public.

Sincerely,

Timothy McDermott
Interim Director

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FY 2020 ANNUAL URBAN RENEWAL REPORT
TAX INCREMENT FINANCING (TIF)

FISCAL SERVICES DIVISION

In consultation with

IOWA DEPARTMENT OF MANAGEMENT

FEBRUARY 15, 2021

LSA
LEGISLATIVE SERVICES AGENCY
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1211052.pdf for Printed Item: 24 (Attachment 1 of 1)

Introduction

The Tax Increment Finance Reporting Act of 2012 (2012 Acts, chapter 1124) established new urban renewal and Tax Increment Financing (TIF) reporting requirements for counties, cities, and Rural Improvement Zones with Urban Renewal Areas in place during FY 2012 and subsequent fiscal years.

Tax increment financing is a financing mechanism for urban renewal. It involves dividing the property taxes paid from property within a designated area between the traditional taxing authorities (counties, cities, schools, etc.) and the taxing authority that created the TIF area.

The reporting requirements in 2012 Acts, chapter 1124 generally relate to the property tax implications of TIF:

- Information on the amount of property tax revenue diverted to TIF.
- Property tax rebates paid with TIF funds in the report fiscal year and planned for future fiscal years.
- Local government debt to be repaid with future TIF revenue.
- TIF Special Revenue Fund income, expenses, and balances.

The requirements also include:

- Reporting on characteristics of each TIF Taxing District and Urban Renewal Area.
- Low and moderate income (LMI) housing financial statistics when applicable.
- Data on development agreements that include job requirements and TIF expenditures.
- A financial analysis of any public buildings proposed for renovation or construction paid in whole or in part with TIF funding.

In addition, local governments must provide copies of maps, ordinances, and adopted plans in place for each Urban Renewal Area.

Reporting must be submitted electronically pursuant to instructions prescribed by the Department of Management (DOM) in consultation with the Legislative Services Agency (LSA). 2012 Acts, chapter 1124 further requires the LSA, in consultation with the DOM, to deliver an annual report to the Governor and the General Assembly summarizing and analyzing the information submitted in the local government reports. This document serves as the required annual report. **Appendix A** of this document provides basic information on TIF and a history of TIF reporting requirements.

The website for local government data entry, as well as for public access to the data, is found at: www.legis.iowa.gov/tif/la. See **Appendix B** for screenshots of the urban renewal reporting and public access website.

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TIF Report Project — FY 2020 Summary

For the FY 2020 report, 445 local governments filed final urban renewal reports with the State by January 30, 2021. This represents completed reports from 90.1% of the expected 494 local governments. Of the 49 local governments without final reports, some have only failed to provide the report's governing body approval date. Highlighted findings from the FY 2020 report include:

- While 49 local governments did not provide final TIF reports with an included governing body approval date, most that did not complete the process are small cities, a number of which were not budgeted to collect any TIF property tax revenue in FY 2020. As of January 30, 2021, the city of Jefferson was the largest local government to not provide a completed report for FY 2020. Property tax values and rates indicate that Jefferson should have received about $650,000 in TIF revenue from its 14 TIF increment areas.
- Any local government that is subject to the reporting requirement will not be able to certify its FY 2022 budget until a final urban renewal report has been filed with the DOM for the FY 2020 budget year. All local governments that had not filed the required information in time for last year's annual TIF report filed in time for FY 2021 budget certification.
- The reporting local governments had a total of $193.2 million in TIF Special Revenue Fund balances at the end of FY 2020. That amount represents 50.8% of FY 2020 reported TIF revenue. The balance may only be expended on eligible urban renewal activities, or else it must be returned to the county for distribution to the regular local government property tax system.
- Reported FY 2020 TIF revenue totals $336.0 million in property tax and $8.4 million in property tax replacement claims. Respectively, these amounts are 96.1% and 144.8% of the Statewide expected totals, based on budgets filed with the DOM for FY 2020. Combining property tax replacement and property tax revenues, the difference between what was expected through local government property tax budgets ($355.3 million) and what is shown in this annual TIF report ($344.4 million) is $10.9 million.
- Expenditures from TIF Special Revenue Funds on property tax rebates and debt payments totaled $388.3 million, an increase of 4.6% compared to FY 2019.
- A statewide total of $42,000 in unused TIF Special Revenue Fund revenue was returned to the local property tax system.
- Local governments reported a total of $3.521 billion in outstanding debt that they expect to repay with future TIF revenue. The amount is an increase of $3.0 million from the FY 2019 reported debt and represents 10.1 years of TIF property tax revenue at the budgeted FY 2020 TIF property tax revenue level of $349.5 million.
- Just under 55.0% of the reported outstanding TIF debt has a repayment schedule that extends beyond FY 2030.
- TIF bond debt (general obligation and TIF revenue bonds) represents 62.7% of all outstanding TIF debt and 28.8% of the outstanding TIF debt is future tax rebates.
- Annual appropriation debt represents 43.8% of reported debt.
- A total of $83.7 million in property tax rebates was paid with TIF funds in FY 2020.

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- A total of $304.6 million in TIF funds was used on nonrebate expenditures (debt repayments).
- Of the $304.6 million of nonrebate expenditures, 39.9% was associated with bridge, road, and utility projects; 13.2% with administrative expenses; and 8.4% with public buildings.
- Two counties and 54 cities reported a total of $13.6 million in LMI housing financial obligations that must be satisfied in future fiscal years.
- A total of 73 local governments reported a total of 310 development agreements in place in FY 2020. Those 73 agreements require the creation or retention of 30,488 jobs. Most projects financed with TIF revenue do not have specific job creation agreements or requirements.
- Less than 20.0% of TIF Taxing Districts were created with slum and/or blight conditions as a reason for the need to create the District. The majority (56.7%) of TIF Taxing Districts in Iowa were created on the exclusive finding of economic development need. Local governments have not provided a slum/blight/economic development designation for 1,077 Districts (28.3%).
- Over the years of the reporting requirement, a total of 32 cities and counties have reported public building projects that are expected to utilize TIF revenue. For the FY 2020 report, four local governments filed public building financial analyses documents, including one for a project approved in 2013. New and renovated public buildings projects financed in whole or in part with TIF revenue reported in the FY 2020 filing include:
  - Community park and community center building expansion (2013).
  - Courthouse renovation, conservation center, and ambulance garage.
  - Water system improvements including a new water tower.
  - Public works building.

Local Government Responses

For FY 2020, 494 cities, counties, and Rural Improvement Zones entered information into the online reporting system. A total of 49 of those local governments had not completed the process by the end of January 2021. With one exception, all county governments and all large cities completed the process, so the missing information from the unfinished reports likely does not impact the overall conclusions that may be drawn from the dataset. Local governments with Urban Renewal Areas are not allowed to certify their budgets for the upcoming fiscal year without first completing the most recent urban renewal report. For last year's reporting cycle, 26 local governments had not submitted completed reports in time for the annual report process.[1]

Financial Summary

Local governments were asked to report FY 2020 revenue, expenditure, and fund balance information for all Urban Renewal Areas. For each local government, the amounts for all Areas should sum to the revenue, expenditures, and balances of that local government's TIF Special Revenue Fund. **Figure 1** presents total balance, revenue, and expenditure information across all TIF Special Revenue Funds as reported by local governments.

[1] Although 26 local governments had not filed FY 2019 TIF reports in time for last year's annual report, all local governments filed reports in time for certification of their FY 2021 budgets.

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- Beginning Balance — Across all reporting entities, the beginning balance in TIF Special Revenue Funds totaled $201.4 million, an increase of $29.6 million compared to the FY 2019 total beginning balance. The beginning balance for FY 2020 was $10.8 million above the ending balance for FY 2019. A significant portion of the difference between the FY 2019 ending balance and the FY 2020 beginning balance is traced to four local governments (Sun Valley Rural Improvement Zone, Huxley, Rock Valley, and Waukee). All four began FY 2020 with a balance that was more than $1.0 million higher than the FY 2019 ending balance they reported last year. The large majority of local governments (378 of 475) reported FY 2020 beginning balances within $1,000 of their reported FY 2019 ending balance.
- TIF Property Tax Revenue — Reported TIF property tax revenue for FY 2020 across all reporting entities totaled $336.0 million. The DOM property tax and local government budget system indicates that FY 2020 TIF property tax revenue should total $349.5 million, indicating that at least $13.5 million (3.9%) in FY 2020 TIF property tax revenue was not reported.
- Interest — Interest on balances held within a TIF Special Revenue Fund is to be deposited to that Fund and used to repay TIF debt. The FY 2020 total interest reported across all entities was $4.0 million, $3.7 million lower than the $7.7 million reported the previous year.[2] It should be noted that the destination of Fund balance interest continues to be an issue. There were 286 entities with TIF Special Revenue Fund beginning balances of $10,000 or greater for FY 2020, but only 110 (38.5%) of those reported crediting any interest deposited to their TIF funds for FY 2020. Of the 40 entities with an FY 2020 ending balance of $1.0 million or more, 10 reported no interest deposited to their TIF Special Revenue Funds in FY 2020, and another four reported interest that calculates to less than 0.5% of the ending balance amount. As a group, the 14 local governments reported just $30,000 in interest on a combined balance of almost $30.0 million. The 14 local governments and their FY 2020 TIF Special Revenue Fund ending balances are:
  - Altoona ($5.3 million)
  - Fort Dodge ($4.3 million)
  - Adair County ($3.2 million)
  - Franklin County ($2.6 million)
  - Carter Lake ($2.2 million)
  - Blue Grass ($1.7 million)
  - Polk City ($1.7 million)
  - North Liberty ($1.7 million)
  - Dyersville ($1.6 million)
  - Floyd County ($1.2 million)
  - Howard County ($1.1 million)
  - Windsor Heights ($1.0 million)
  - Tiffin ($1.0 million)
  - Grimes ($1.0 million)

[2] The FY 2019 interest amount listed in **Figure 1** is $18.7 million, and reported FY 2020 interest totaled $19.0 million. Two local governments included an estimated $11.0 million in revenue for FY 2019 and $15.0 million for FY 2019 that was not interest income.

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- Property Tax Replacement Claims — Legislation enacted in 2013 (SF 295 — Property Tax Modifications Act) reduced the percentage of commercial and industrial property value that is subject to property tax from 100.0% to 90.0%. That legislation created a State General Fund appropriation to reimburse local governments for the associated property tax revenue reduction. The DOM calculates that TIF Taxing Districts should have received $5.8 million in replacement payments for FY 2020. The annual TIF reports indicate that $8.4 million was received. A small number of local governments that reported TIF property tax revenue incorrectly as replacement claim revenue may explain the discrepancy.
- Asset Sales and Repayments — Proceeds from the sale of assets purchased with TIF funds and from other reimbursements and repayments are to be deposited to the TIF Special Revenue Fund and used to repay TIF debt. In FY 2020, $16.7 million was deposited to the Special Revenue Fund.
- Rebates — Property tax rebates paid from TIF revenue totaled $83.7 million in FY 2020, up from $76.9 million for FY 2019.
- Nonrebate Expenditures — Nonrebate expenditures represent the repayment of TIF indebtedness. A total of $304.6 million in nonrebate TIF debt was repaid in FY 2020, an increase of $10.4 million compared to FY 2019.
- Returned to Property Tax System — Nine local governments reported a total of $42,000 in excess TIF Special Revenue Funds being returned to the property tax system in FY 2020. Moneys returned to the property tax system in this manner are distributed to the regular property tax levy authorities.
- Ending Balance — The combined balance of all TIF Special Revenue Funds decreased $8.2 million during FY 2020 compared to the amounts reported as beginning balances for the fiscal year. At $193.2 million, the ending balance is an amount equal to 50.8% of reported FY 2020 TIF Special Revenue Fund total revenue.

Figure 1
TIF Special Revenue Funds Financial Summary
In Millions

	FY 2012	FY 2013	FY 2014	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
Beginning Balance	$ 104.5	$ 101.9	$ 99.5	$ 107.7	$ 129.3	$ 156.3	$ 180.4	$ 171.8	$ 201.4
TIF Property Tax Revenue	274.2	293.9	288.6	304.2	295.2	310.4	323.9	326.0	336.0
Interest	6.4	2.9	1.0	3.3	4.2	6.3	5.0	18.7	19.0
Property Tax Replacement Claims	0.0	0.0	0.0	2.6	14.8	14.3	4.6	12.6	8.4
Asset Sales & Repayments	19.6	31.5	33.6	19.1	19.1	45.3	31.7	34.0	16.7
Total Revenue	$ 300.2	$ 328.3	$ 323.2	$ 329.2	$ 333.3	$ 376.3	$ 365.2	$ 391.3	$ 380.1
Rebates	61.6	69.8	62.2	60.1	63.3	67.0	69.6	76.9	83.7
Nonrebate Expenditures	229.1	264.0	249.4	256.5	252.5	303.8	307.9	294.2	304.6
Returned to Prop. Tax System	0.1	0.1	0.3	0.9	0.2	0.3	0.9	1.4	0.0
Total Expenditures	$ 290.8	$ 333.9	$ 311.9	$ 317.5	$ 316.0	$ 371.1	$ 378.4	$ 372.5	$ 388.3
Ending Balance	$ 113.9	$ 96.3	$ 110.8	$ 119.4	$ 146.6	$ 161.5	$ 167.2	$ 190.6	$ 193.2

Debt

The survey of local governments required information on all outstanding debts at the beginning of FY 2020 that were to be paid with TIF property tax revenue in FY 2020 and

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future fiscal years. A total of 390 local governments reported a total of 3,243 debts outstanding (excludes any debts reported as $0) totaling $3.521 billion. Some entities reported debt repayments extending more than 30 years into the future. Nearly 55.0% of the debt repayment relates to debt schedules that extend beyond FY 2030. **Figure 2** provides a breakdown of the total TIF debt reported by all local governments.

Figure 2
FY 2020 TIF Debt Reported

Fiscal Year of Final Debt Payment	Millions of Dollars	% of Total
FY 2020	$ 108.3	3.1%
FY 2021 - FY 2025	534.3	15.2%
FY 2026 - FY 2030	945.7	26.9%
FY 2031 - FY 2035	890.9	25.3%
FY 2036 - FY 2040	853.5	24.2%
FY 2041 & After	188.6	5.4%
Total	$ 3,521.3	100.0%

The TIF debt was reported in six categories (see **Figure 3**):

- General Obligation Bonds — Bonds that are the obligation of the local government. These bonds are backed by unlimited property tax authority.
- Internal Loans — Debt owed to one of the funds of the local government itself. Generally, the debt is created when the local government pays a TIF expenditure from existing funds, and the debt is retired when TIF funds are transferred to reimburse the original funding source.
- Other Debt — Debt that is owed to other entities that is not internal loans, future tax rebates, or bond debt, such as bank loans.
- Rebates — Debt that is owed as part of a property tax rebate or development agreement between the local government and property owners. For the purposes of the annual urban renewal reports, the local governments are required to report all agreements with the assumption that all future rebate payments will be made. For instances where the value of the rebate for future years is not known, best estimates are to be used.
- TIF Revenue Bonds — Bonds that are the obligation of the local government but are only repayable from the specific TIF revenue pledged to the bonds. If the revenue from TIF is insufficient, the debt may not be fully repaid.
- Low and Moderate Income (LMI) Housing — Iowa Code section 403.22 requires local government urban renewal projects to include assistance for low-income and moderate-income housing if the project itself is in an economic development Urban Renewal Area and if the project provides or aids in the provision of public improvements related to housing and residential development. The amount of

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required LMI assistance varies by city population. The Iowa Code does not specify when the expenditure on low-income and moderate-income housing assistance must occur. Therefore, local governments that are required to expend funds on LMI housing, but have yet to do so, reflect the obligation as an outstanding debt.

Figure 3
FY 2020 Reported Debt by Debt Type
Dollars in Millions

Debt Type	Principal	Interest	Debt	% of Total
General Obligation Bonds	$ 1,659.3	$ 401.9	$ 2,061.2	58.5%
Internal Loans	184.0	3.4	187.4	5.3%
Other Debt	97.2	2.9	100.1	2.8%
Rebates	1,008.2	5.9	1,014.1	28.8%
TIF Revenue Bonds	109.2	35.7	144.9	4.1%
Low and Mod. Income Housing	13.5	0.1	13.6	0.4%
Total	$ 3,071.4	$ 449.9	$ 3,521.3	100.0%

Annual Appropriation vs. Conventional Indebtedness. Annual appropriation debt differs from conventional indebtedness. While conventional indebtedness requires the periodic repayment of all principal and interest from the funding source pledged as the repayment source, annual appropriation debt documents specifically state that the local government reserves the right to not appropriate funds to make one or more debt payments. The documents that create the debt do not give the debt holder recourse to demand payment should the nonappropriation option be exercised. On a year-to-year basis, payments are at the discretion of the governing board or council.

As indicated in **Figure 4**, 43.8% of TIF debt statewide is reported as annual appropriation debt. Local governments are required to report annual appropriation debt with the assumption that all annual payments will be made by future boards and councils.

Figure 4
FY 2020 Debt by Appropriation Category
Dollars in Millions

Appropriation Category	Principal	Interest	Debt	% of Total
Conventional Debt	$ 1,684.0	$ 294.7	$ 1,978.7	56.2%
Annual Appropriation Debt	1,387.4	155.2	1,542.6	43.8%
Total	$ 3,071.4	$ 449.9	$ 3,521.3	100.0%

The 10 local governments with the largest dollar amount of TIF debt are listed in **Figure 5**, along with the final fiscal year for their longest debt schedule. The 10 local governments represent 52.3% of all TIF debt reported by all local governments utilizing TIF. To provide perspective on the size of each city's TIF debt, the right two columns of

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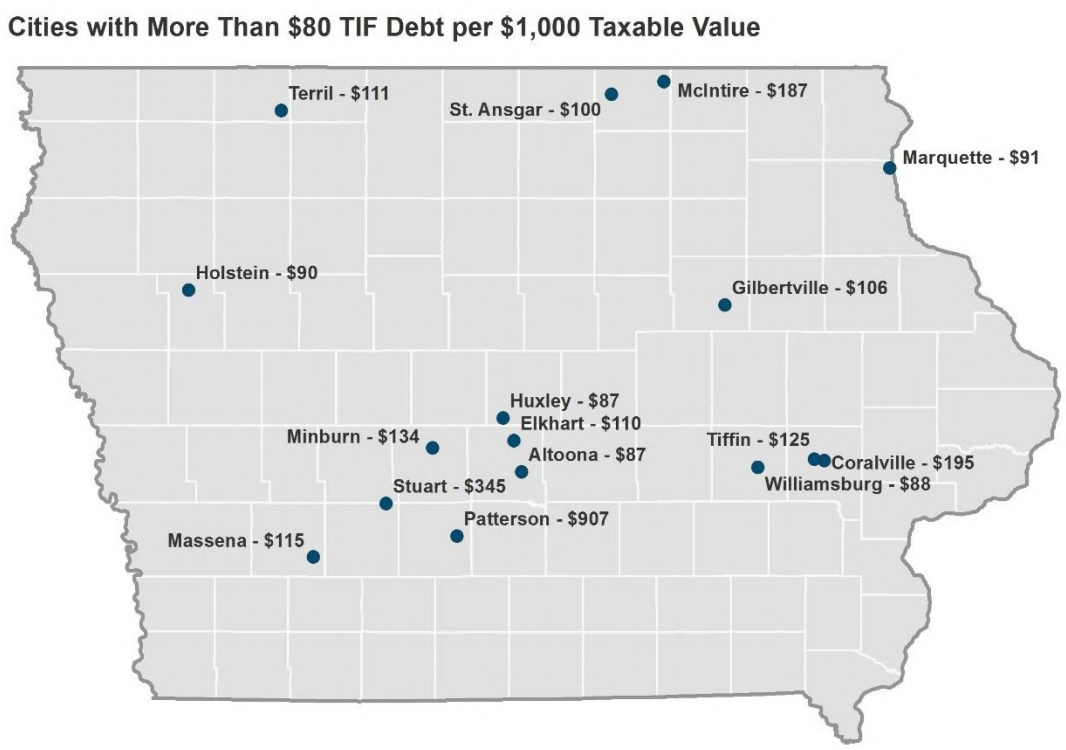
Figure 5 provide the taxable value of the city for property tax purposes and the TIF debt as a percentage of the taxed value of the city. The 10 cities represent 36.6% of the taxed value of all Iowa cities and 57.1% of all reported FY 2020 city TIF debt.

Figure 5
FY 2020 TIF Debt Reported
Dollars in Millions

Local Government	Conventional Debt	Annual Appropriation Debt	Total Debt	Latest Repayment Date Reported	Total FY 20 Taxable Value of City	TIF Debt as a % of City Taxed Value
Des Moines	$ 134.4	$ 401.7	$ 536.1	FY 2050	$ 8,637.4	6.2%
Coralville	115.6	245.2	360.8	FY 2047	1,851.5	19.5%
West Des Moines	197.9	23.5	221.4	FY 2037	5,732.0	3.9%
Cedar Rapids	146.7	3.8	150.5	FY 2043	7,172.8	2.1%
Dubuque	98.1	18.7	116.8	FY 2045	2,895.4	4.0%
Altoona	37.6	71.2	108.8	FY 2036	1,245.2	8.7%
Sioux City	102.9	0.4	103.3	FY 2035	3,128.5	3.3%
Davenport	35.6	51.1	86.7	FY 2037	4,757.2	1.8%
Waterloo	79.7	0.0	79.7	FY 2043	2,620.6	3.0%
Ankeny	64.2	12.3	76.5	FY 2030	3,842.2	2.0%

For all cities with reported TIF debt, the debt amount (remaining principal and projected interest) averaged $30 per $1,000 of city FY 2020 taxable value. Sixteen Iowa cities with reported TIF debt of more than $80 per $1,000 of city taxable value are shown on the following map.



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Bond Debt

General Obligation Bond Debt — Local governments reported 984 separate general obligation bond debts, with debt payments totaling $2.061 billion and the longest payment schedule extending through FY 2047. The payment schedules of 56.9% of the reported debt extend to FY 2031 and beyond. The largest single bond debt listed was a city of Altoona debt for $57.7 million in remaining principal and interest. This debt has a payment schedule that extends through FY 2036, and it is listed as an annual appropriation debt.

Tax Increment Financing Revenue Bond Debt — Local governments reported 84 separate TIF revenue bond debts, with debt payments totaling $144.9 million and the longest payment schedule extending through FY 2040. The payment schedules of 60.7% of the reported debt extend to FY 2031 or beyond. The largest single bond debt listed was a city of Dubuque debt for $34.0 million. This debt has a payment schedule that lasts through FY 2037, and it is not listed as an annual appropriation debt.

Internal Loan Debt

Local governments reported 686 internal loans totaling $187.4 million, with 89 loans extending to FY 2031 or beyond. The city of Cedar Falls has the single largest internal loan debt. This $11.6 million debt was incurred in FY 2009 and has a listed final payment year of FY 2031.

Other Debt

Local governments reported 191 debts categorized as "other," with future debt payments totaling $100.1 million. The largest single loan in this category is a $19.9 million debt listed by the city of Des Moines. This annual appropriation debt has a payment schedule ending in FY 2028. Of the total outstanding debts classified as other debt, 18 have a payment schedule extending to FY 2031 or beyond.

Rebate Debt

Local governments reported 1,214 separate rebate agreements with rebate debt outstanding. The rebate debt totals $1.014 billion, with the longest rebate agreement extending through FY 2045. Reported rebate debt increased $50.3 million (5.2%) from FY 2019 to FY 2020. Of the total outstanding rebate agreement debt, 58.8% has a payment schedule extending to FY 2031 or beyond. The largest rebate agreement ($55.4 million) is a city of Des Moines agreement with Kum & Go. The agreement was entered into in 2015 and extends through FY 2040.

Low and Moderate Income Housing Debt

A total of 56 local governments (54 cities and 2 counties) reported 84 separate debts associated with LMI housing obligations. The LMI debt obligations total $13.6 million. A total of $6.1 million (45.5%) of this LMI debt carries an incurred year of 2014 or earlier.

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FY 2020 Rebate Expenditures

A total of 223 local governments reported $83.7 million in rebate payments issued from TIF revenue to taxpayers during FY 2020. Nineteen cities issued 68.7% of the FY 2020 rebated tax dollars. The list of the 19 local governments rebating $1.0 million or more is found in **Figure 6**.

Figure 6
FY 2020 Local Government Rebate Totals
Dollars in Millions

Local Government	Tax Rebate Total	# of Rebate Agreements
Des Moines	$ 20.7	60
Cedar Rapids	4.3	31
Johnston	3.1	13
Davenport	2.8	12
Altoona	2.8	10
West Des Moines	2.7	6
Dubuque	2.5	29
Waterloo	2.1	44
Coralville	1.9	10
Ankeny	1.8	15
Muscatine	1.8	12
Bettendorf	1.6	16
Iowa City	1.6	4
Sioux City	1.4	11
Grimes	1.4	11
Clinton	1.3	4
LeClaire	1.3	23
Council Bluffs	1.3	9
Norwalk	1.1	6
204 Other Local Governments	26.2	691
Total	$ 83.7	1,017

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Figure 7 provides a list of companies/entities receiving $1.0 million or more in TIF-financed property tax rebates in FY 2020, as reported by the local governments. The 11 rebate entities listed individually represent 20.1% of all rebate amounts reported for FY 2020.

Figure 7
FY 2020 Rebates by Entity
Dollars in Millions

Rebated To:	Rebate Amount Reported	% of Total	Location
Pioneer/DuPont Pioneer	$ 2.5	3.0%	Johnston/Spencer
City of Des Moines	2.2	2.6%	Des Moines
Principal Life Insurance Company	2.1	2.5%	Des Moines
Wellmark	1.7	2.0%	Des Moines
Microsoft	1.5	1.8%	West Des Moines
Nationwide Mutual Insurance Company	1.5	1.8%	Des Moines
Frew Development Group, LLC	1.4	1.7%	Cedar Rapids
New England Development	1.4	1.7%	Altoona
Davis Brown	1.3	1.6%	Des Moines
Wells Fargo Financial	1.2	1.4%	Des Moines
Citizens First Bank — Valley Bluff	1.2	1.4%	Clinton
995 Other Rebate Agreements	66.9	79.9%	Various
Total	$ 83.7	100.0%	

Nonrebate Projects

Local governments reported a total of 2,282 nonrebate projects financed through TIF Special Revenue Funds in FY 2020. Local governments were required to categorize projects according to the expenditure type and also specify whether the project was physically complete by the end of FY 2020. Of those projects, 1,622 were listed as physically complete and 660 were in progress. **Figure 8** provides a breakdown of projects by status and by FY 2020 expenditure amount. Note that the expenditure amounts represent the payments made in FY 2020 and do not reflect the entire cost of the projects.

The category of Roads, Bridges, and Utilities represents 42.7% of the number of projects and 39.9% of project expenditures for the year. In terms of percentage of nonrebate expenditures, the second most common category is Administrative Expenses (13.2%), followed by Public-Owned Buildings (8.4%).

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Figure 8
FY 2020 Projects Reported by Project Category
Dollars in Millions

TIF Projects by Category	Ongoing	Complete	Total	FY 2020 Expenditure Total	% of $ Total *
Acquisition of Property	27	100	127	$ 14.9	4.9%
Administrative Expenses	134	143	277	40.1	13.2%
Agribusiness	1	18	19	0.9	0.3%
Commercial, Apartments/Condos/Residential	3	16	19	1.0	0.3%
Commercial, Hotels/Conference Centers	12	19	31	8.2	2.7%
Commercial, Office Properties	9	35	44	6.5	2.1%
Commercial, Retail	33	74	107	17.7	5.8%
Commercial, Warehouses & Distribution	7	16	23	1.2	0.4%
Commercial, Medical	2	7	9	0.3	0.1%
Industrial/Manufacturing	22	63	85	10.7	3.5%
Lake & Related Improvements	16	2	18	1.3	0.4%
Low and Moderate Income Housing	35	28	63	3.1	1.0%
Main Street Iowa Program	7	11	18	1.0	0.3%
Mixed-Use Property	21	31	52	11.5	3.8%
Public-Owned Buildings	20	107	127	25.5	8.4%
Recreational Facilities	24	91	115	12.7	4.2%
Residential	30	57	87	6.7	2.2%
Roads, Bridges, and Utilities	245	729	974	121.6	39.9%
Water/Waste Treatment Plants	12	75	87	19.7	6.5%
Total	**660**	**1,622**	**2,282**	**$ 304.6**	100.0%

* Percentages may not add to 100.0% due to independent rounding.

Public Building Analysis

Iowa Code section 403.5(2)(b) requires municipalities to analyze other funding options available when proposing to finance public buildings with TIF funds. The specific language reads:

> If the proposed urban renewal plan or proposed urban renewal project within the urban renewal area includes the use of taxes resulting from [TIF]...for a public building...the municipality shall include with the proposed plan notification an analysis of alternative development options and funding for the urban renewal area or urban renewal project and the reasons such options would be less feasible than the proposed urban renewal plan or proposed urban renewal project. A copy of the analysis required in this subparagraph shall be included with the [annual urban renewal report].

The requirement applies to TIF proposals to finance public buildings beginning July 1, 2012. For this annual report, three cities and one county filed new public building financial analysis documents. The following describes the documents filed this year.

- Johnston — The city project was approved in 2013. The project involves the creation of a community park in an area that once was a wastewater treatment lagoon. The project also includes the construction of an addition to the existing city-owned Crown

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Point Community Center. The cost of the entire project is estimated to be $5.4 million. The city plans to finance the project through fund raising, grants, the city general fund property tax levy, and TIF property tax revenue. The city cites the future use of the new area by schools, nonprofit entities, and residents of the surrounding area as justification for the use of TIF funds.

- Madison County — The county has three planned projects that involve public buildings, and the county intends to borrow funds externally and/or internally and then repay all or a portion of the loans using TIF property tax revenue. The projects are:
  - Madison County Courthouse — The project involves historical preservation and other restoration and improvement construction work. The use of TIF revenue for the project will not exceed $2.3 million.
  - Madison County Conservation Center — The project is the construction of an environmental learning center at Pammel Park. The use of TIF revenue for the project will not exceed $1.8 million.
  - Madison County Ambulance Garage — The county will undertake the construction of a new ambulance garage located in the city of Winterset. The use of TIF revenue for the project will not exceed $3.0 million.

  The county's alternative financing analysis for the three projects discusses local option sales tax (fully allocated to other projects in the county), the county's general property tax levies (fully committed to county operations), general reserves (unsound fiscal practice), and debt service levy (not feasible without TIF revenue to lessen the burden on taxpayers). The county states that the courthouse and conservation center projects will involve fundraising efforts and that grant applications are being considered for a portion of the courthouse project costs.
- Osage — The city plans to make improvements to its water system to increase water flow and pressure in the southeast portion of the city. To this end, the city intends to construct a new well, well pump house, and water tower. It is anticipated that the city will finance the project with borrowed funds or from internal advances from other city accounts. The city will repay the borrowed funds using up to $2.0 million in TIF property tax revenue. The city's analysis discusses local option sales tax (reduced due to COVID-19 commercial closures and also fully allocated to other projects in the city), the city's $8.10 general levy (fully committed to city operations), the capital improvement levy (successful referendum not feasible at this time), debt service levy (an undue burden on the citizens and anticipated to be needed for other city projects in the future), water revenues (water costs cannot be raised enough to cover the cost of the project), and utility surpluses (no water or sewer account surpluses available).
- Templeton — The city intends to issue a general obligation note and use the proceeds for the acquisition, furnishing, and equipping of a new public works building. The city will repay the note with up to $330,000 in TIF property tax revenue. The city's analysis discusses local option sales tax (fully allocated to other projects in the city but will be considered if additional funds become available), the city's $8.10 general levy (fully committed to city operations), the capital improvement levy (successful referendum not feasible at this time), debt service levy (using TIF revenue will lessen the burden on taxpayers), water revenues (water costs cannot be raised enough to cover the cost of the project), and utility surpluses (no water or sewer account surpluses available).

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Documents filed with the State in compliance with the public building analysis requirements are available on the TIF website.

Low and Moderate Income Housing

Iowa's TIF-enabling legislation requires that local governments providing TIF-financed public improvements related to housing or residential development also expend funds assisting LMI housing.[3] The LMI housing requirement is a scheduled percentage of TIF expenditures equal to the percentage of the countywide population that falls into the LMI category. The specified percentage schedule varies depending on the population of the municipality. Municipalities with a population of 5,000 or less may not have any required set-aside, while municipalities with a population exceeding 15,000 have a required set-aside of at least 10.0% and often higher. The TIF report project asked local governments to report:

- The FY 2020 expenditures for public infrastructure related to housing (expenditures that trigger the LMI housing set-aside requirement).
- The FY 2020 expenditures that satisfy FY 2019 or previous year LMI set-aside expenditure requirements.
- Outstanding LMI financial obligations that must be satisfied in future fiscal years. Although the law requires LMI housing expenditures in some TIF circumstances, it does not require that the expenditures occur within the same year the requirement is triggered. Therefore, a build-up of required LMI set-aside balance may develop.

A total of 31 local governments reported $2.7 million in TIF Special Revenue Fund expenditures related to LMI housing during FY 2020.

Two counties and 54 cities reported a total of $13.6 million in LMI financial obligations that must be satisfied with TIF revenue in future fiscal years. Six local governments, Winterset, Spirit Lake, DeWitt, Dike, Polk County, and Milford, represent 50.0% of the total outstanding LMI housing obligation.

Jobs Development Agreements

All local governments that have entered into development agreements with TIF funding and job creation requirements were asked to report specific information related to those agreements. A total of 73 local governments reported 310 development agreements in place in FY 2020. Those agreements required the creation of 30,488 total jobs. Of those jobs, 69.9% were associated with agreements in eight cities (Des Moines, Dubuque, Davenport, West Des Moines, Urbandale, Sioux City, Coralville, and Cedar Rapids).

Current agreements requiring the creation of at least 700 jobs include:

- Nationwide Insurance (3,149 jobs, Des Moines)
- Paragon Development Companies (1,500 jobs, Urbandale)

[3] The LMI housing requirement only applies to economic development Urban Renewal Areas. Slum and/or blight Urban Renewal Areas do not have an LMI requirement.

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- Athene/Aviva (1,288 jobs, West Des Moines)
- Seaboard Triumph Foods (1,110 jobs, Sioux City)
- Prestage Foods of Iowa, LLC (922 jobs, Wright County)
- Sammons Financial (800 jobs, West Des Moines)
- Von Maur (725 jobs, Davenport)

The reporting requirements also include statistics related to the annual total salary required and public and private capital investment involved in the project. However, while all but six of the projects reported the number of jobs associated with the project, 181 of the development agreements did not report annual wage requirements. Private capital investment for the 282 projects reporting a capital investment amount totaled $5.399 billion.

In total, 111 development projects provided information on jobs, wages, and private capital investment. For those 111 projects, required jobs equal 13,625, annual wages equal $676.7 million, and private capital investment equals $1.597 billion. This equates to an average of $117,211 in capital investment and $49,666 in annual wages per required job.

In addition, the report allowed for the reporting of other governmental financial incentive programs that also assisted in financing the project. Of the 310 development agreements listed, 115 projects include at least one other State or local financial assistance program. Three projects, Nationwide Insurance (Des Moines), Windsor Windows (Norwalk), and IBM (Dubuque), recorded additional government funding from six other State, local, and federal programs.

Across all reported projects, the most popular additional programs were the Iowa Economic Development Authority High Quality Jobs Program, the Rebuild Iowa's Sound Economy (RISE) Program, local property tax abatement, community college job training through Iowa Code chapter 260E, and the Targeted Jobs Withholding Tax Credit Pilot Project. Local governments were not required or asked to report the dollar value of assistance provided through other governmental financial assistance programs.

TIF Taxing District Information

For the purposes of this report, a TIF Taxing District is the combination of properties that make up the base district and the increment district for a particular TIF area. To receive TIF revenue, a TIF Taxing District must be included within the DOM property tax dataset. The FY 2020 DOM dataset contains a total of 3,810 city, county, and Rural Improvement Zone TIF Taxing Districts. The reporting requirements for each TIF Taxing District include:

- Confirmation of the TIF base year.
- The fiscal year TIF revenue was first received for the District.
- Whether the District is subject to a statutory end date, and if so, the fiscal year in which the District will end.

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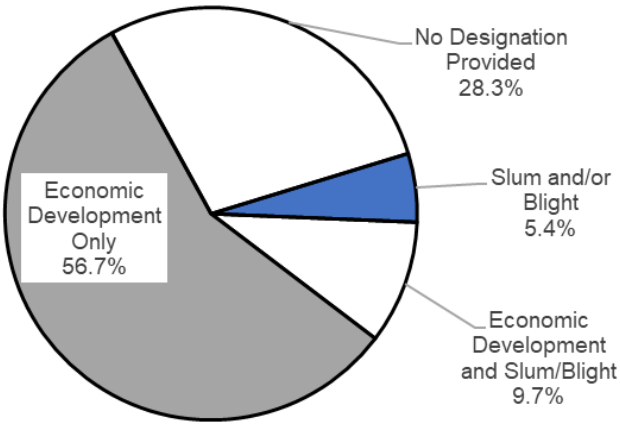
- Whether the District is established on a finding of slum, blight, or economic development conditions, or a combination of those conditions. A date is required for each type of affirmative finding.
- Confirmation of the Frozen Base Value for the District.
- Unused increment value. Using the Frozen Base Value and the value of the TIF increment, the TIF reporting system calculates the value of any unused increment taxable value and unused increment tax dollars. Using the assessed value of the District and the Frozen Base Value, along with the value of rollbacks and military exemptions, the system calculates the maximum increment value for the District. The system then subtracts the actual increment value used from the maximum to determine if there is any unused increment value.
- The TIF property tax dollars received by the District in FY 2020.

The following statistics related to the TIF area designation are based on the TIF Taxing Districts that reported through the FY 2020 TIF annual report process.

- TIF Taxing District designation:
  - Slum, Blight, or Both = 205
  - Economic Development and Slum/Blight = 369
  - Economic Development Only = 2,159
  - No designation entered = 1,077

Figure 9
FY 2020 TIF Taxing District Designations



- Total FY 2020 TIF property tax revenue received, as reported by local governments through the TIF annual report, totals $336.0 million. The budgeted FY 2020 TIF property tax revenue for all city, county, and Rural Improvement Zone TIF Taxing Districts is $349.5 million, making the reported number 96.1% of the expected total.

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Over the nine fiscal years of this annual report, the TIF tax revenue reporting percentage has ranged from 94.5% to 99.0%.

- Fiscal Year 2020 TIF commercial and industrial property tax reimbursement claim revenue received, as reported by local governments through the TIF annual report, totals $8.4 million. Budgeted FY 2020 TIF property tax reimbursement revenue for all city, county, and Rural Improvement Zone TIF Taxing Districts is $5.8 million. A review of the TIF report dataset indicates that a small number of local governments reported TIF property tax revenue as commercial and industrial replacement revenue.
- Across all 3,810 city, county, and Rural Improvement Zone TIF Taxing Districts reporting for FY 2020:
  - 1,802 utilize some or all of the available increment value as follows:
    - 945 (24.8%) utilize 100.0% of the available increment.
    - 822 (21.6%) utilize some, but not all, of the available increment.
    - 35 (0.9%) utilize increment in excess of the calculated maximum.
  - 575 (15.1%) do not use any of the available increment value.
  - 1,433 (37.6%) have no increment value available and therefore cannot receive TIF revenue. Within this category, 16 Taxing Districts with no TIF increment value available were reported as having collected TIF tax revenue.
  - The total unused increment value equals $14.661 billion in taxed value.

Public Access to the TIF Dataset

The electronic format chosen for the TIF reporting project is advantageous to allowing public access to the data reported by local governments.

To view and download the information, a user may access the TIF website located at legis.iowa.gov/tif/la and click on the red box titled “Public TIF Reports Page.” See **Appendix B** for screenshots of the urban renewal reporting and public access website.

From there, the website takes the user to a list of all local governments with active Urban Renewal Areas. Access to the FY 2012 through FY 2020 reports is provided through tabs near the top of the page. Counties are listed first, followed by cities, and then Rural Improvement Zones. All levy authorities are listed in alphabetical order within those categories. An alphabetical filter near the top provides access to local governments by the first letter of their name.

The following information is available through the website:

- For each local government with an approved report, a link on the right allows access to a PDF version of the report.
- On the same line and between the name of the local government and the report name, there is a red triangle. Clicking here provides access to PDF copies of the urban renewal plans, maps, and ordinances provided by that local government.

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- A link at the top left of the page (TIF Public Data Access) allows access to publicly available data from local government TIF reports. The webpage is maintained by the DOM.
- A link at the top left of the page (Public Building Analysis) provides a list of TIF projects that utilize TIF revenue for the design, repair, or construction of public buildings.

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APPENDIX A

TIF History and Background

Basic Urban Renewal and TIF History

- Commonly referred to by its acronym of "TIF" but officially part of Iowa's "urban renewal" law, property tax increment financing is simply a financing option for urban renewal activities that utilize property tax revenue to address slum and blight conditions and/or promote economic development.
- Authorization for urban renewal activities is found in Iowa Code chapter 403. This Iowa Code chapter was enacted in 1957 (SF 184).
- Tax increment financing was added as a financing mechanism for urban renewal in 1969 (HF 562).
- Cities and counties may establish TIF areas.
- Rural Improvement Zones (Iowa Code chapter 357H) — A Rural Improvement Zone (RIZ) is an area designated by a county around a private development lake. Tax increment financing funds may be collected and utilized for development projects within the RIZ.
- Three versions of Iowa tax increment financing that are not covered by the reporting requirement include:
  - Industrial New Jobs Training (Iowa Code chapter 260E) — Allows a community college, in conjunction with a qualified employer, to utilize income tax withholding to finance job training.
  - Local Option Sales Tax TIF (Iowa Code section 423B.10) — Allows cities to capture and utilize local option sales tax revenue for development activities within an Urban Renewal Area.
  - Targeted Jobs Withholding Tax TIF (Iowa Code section 403.19A) — Allows specific cities to utilize income tax withholding from qualified jobs within an Urban Renewal Area to finance development activities.

Basic Urban Renewal and TIF Process

- Local governments designate a specific geographic area (or areas) as an Urban Renewal Area.
- Urban Renewal Areas are designated as either "slum and/or blighted" or as "economic development." They may also receive more than one designation.
- The local government generally does not need the permission of the other taxing authorities to establish a TIF Taxing District.
- A tax "base" is established for the area to account for the assessed value prior to the designation. The tax revenue from the base value remains with the traditional taxing authorities. However, under certain circumstances (usually the impact of taxable value rollbacks), the base value declines and in some instances goes to zero, leaving the traditional taxing authorities with no revenue from the entire TIF Taxing District.
- In future years, any increased assessed value above the base is referred to as "increment" value. The TIF authority may access the taxes generated from the

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increment value. If the TIF authority accesses the increment revenue, that revenue does not go to the traditional taxing authorities.

- Debt levies, the school Physical Plant and Equipment Levy (PPEL), and (for FY 2014 and after) the Instructional Support Levy (ISL) are not included in the division of revenue.
- The TIF authority is not required to access the entire increment value.
- The increment is not limited to new construction value. The increment also includes any increased value due to revaluation of existing property, including the common impact of property value inflation.
- Once designated, the geographic area of the TIF Taxing District may be amended by the municipality.
- Urban Renewal Areas created prior to 1995 and any TIF Taxing Districts created on a finding of slum or blight are not required to expire. Since 1995, economic development Urban Renewal Areas are limited to 20 years in duration, but only if the TIF Taxing District was also designated slum or blighted when originally established.
- Through the action of the school aid formula, TIF creates a direct impact on the State General Fund. The taxable value in TIF increment areas is not included in the school aid calculation. Therefore, the property tax portion of school finance is lower and the State General Fund portion is higher than would otherwise be the case. For FY 2020, the direct General Fund impact was an increase in the State school aid appropriation of $63.6 million.
- Local government TIF projects also receive State funds through the State General Fund appropriation for commercial and industrial property tax replacement. For FY 2020, the portion of the General Fund appropriation that went to TIF financing totaled $5.8 million. Unlike the school aid impact described above, the TIF increment designation does not increase the overall General Fund appropriation, as the commercial and industrial property tax value would be reimbursed by the State with or without the TIF increment designation.

Previous TIF Reporting Requirements

- In 1999, the General Assembly (HF 776) enacted language requiring municipalities to report TIF activity annually to the State. The report was required to include detailed information on each TIF area and the associated projects.
- In 2003 (SF 453), the 1999 reporting requirements were removed and replaced by a requirement of a semiannual report detailing outstanding TIF obligations. Debt reports were filed in 2003 and 2005.
- In HF 2777, the 2006 General Assembly enacted language requiring more detailed accounting of TIF revenue and expenditures. The report was made part of the budget documents and budget process.
- In HF 2460, the 2012 General Assembly replaced the budget process reporting with the required reporting that is the subject of this annual report.
- Previous LSA documents on the topic of TIF include:
  - FY 2012 Through FY 2019 Annual LSA TIF Reports
  - 2005 TIF Debt Report
  - 2003 City TIF Report

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- 2003 County TIF Report
- 1997 TIF Report
- 1993 TIF Report

FY 2020 TIF Statistics[4]

- For FY 2020, 480 local governments had Urban Renewal Areas listed in the Department of Management property valuation database. Of that number, 391 had increment value and therefore received FY 2020 TIF property tax revenue.
- There were 890 active Urban Renewal Areas in Iowa (the Areas have a base value, increment value, or both). Another 202 Areas are in the database but do not have taxable value. Of the 890 active Urban Renewal Areas, 707 Areas had an increment value and therefore generated TIF revenue in FY 2020.
- Of the 707 Areas that generated TIF revenue, 117 did not have a taxable base value, meaning that with the exception of any TIF-exempt debt levies, the entire property tax revenue generated by the Area went to TIF.
- The largest active FY 2020 Urban Renewal Area in the State by taxable value was the Metro Center Merged Area in downtown Des Moines. That Area generated $30.4 million in TIF revenue in FY 2020. A total of 81 Urban Renewal Areas generated $1.0 million or more in FY 2020 TIF increment revenue.
- While in general, property tax revenue generated from the tax increment value is TIF revenue and therefore not shared with the traditional taxing bodies, debt levies and two school finance levies are exempt from TIF diversion. Across all TIF increments in FY 2020, 17.0% of all incremental property tax revenue[5] was not diverted to TIF but instead was remitted to the traditional taxing bodies as a result of the exempt levies.
- A total of 391 local governments[6] received TIF revenue in FY 2020, including:
  - 338 cities
  - 48 counties
  - 5 Rural Improvement Zones
  - No community colleges

Figure 10 depicts the amount of property tax dollars statewide that financed TIF from FY 1982 through FY 2020 (bars, left axis). The TIF finance total reached $100.0 million by FY 2000, $191.0 million by FY 2005, $272.0 million by FY 2010, and $349.5 million in FY 2020. In addition to the property tax dollars, TIF now also receives commercial and industrial property tax replacement payments from the State General Fund. Statewide, the reimbursement payments for TIF Taxing Districts totaled $5.8 million in FY 2020.

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[4] The FY 2020 TIF statistics presented in this portion of the report are from the DOM Property Valuation System and not from the TIF Annual Urban Renewal Report.

[5] For FY 2020, TIF increments generated a total of $420.9 million in property tax revenue. Of that amount, $349.5 million (8.0%) was used to finance TIF, and $71.4 million (17.0%) was directed to local governments through property tax levies that are exempt from TIF.

[6] There are 480 local governments with TIF Taxing Districts in the DOM Property Valuation System. However, 89 of those had no TIF increment value and therefore received no TIF revenue from FY 2020 property taxes.

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The black line in **Figure 10** (right axis) depicts the percentage of all property taxes paid in the State, including the State reimbursement for commercial and industrial property taxes, that financed TIF from FY 1982 through FY 2020. The graph shows that a significant change in the slope of the line started in FY 1994, and that the increase was fairly consistent, reaching 6.2% in FY 2009. Since FY 2009, the percentage growth in tax dollars supporting TIF grew more slowly than the overall property tax base, a situation that resulted in a modest decrease in the percentage of total property tax dollars dedicated to TIF (5.7% in FY 2020). This decline was the result of acceleration in the taxable value growth of agricultural and residential property, two classes of property that are not a significant part of TIF finance. Green bar segments depicted for FY 2015 through FY 2020 represent commercial and industrial property tax replacement claims directed to local government TIF accounts.

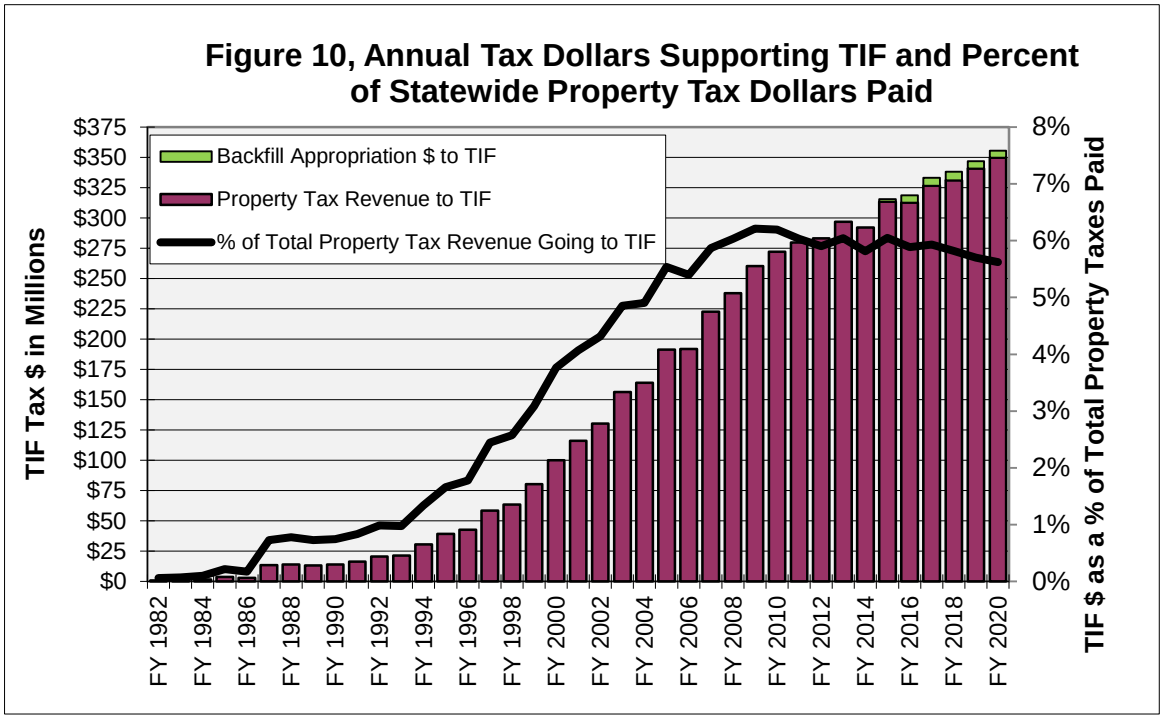

Figure 11 provides a breakdown of FY 2020 property tax revenue by property tax class, with tax payments divided into the amount that goes to regular local government finance and the amount that is devoted to TIF. Statewide, 19.1% of all property tax paid on industrial property, and 15.4% paid on commercial property, is devoted to TIF. For the remaining property classes combined, the percent of property tax revenue that is devoted to TIF is 2.1%. Across all property classes and including the State reimbursement to local governments for property tax replacement claims associated with the 10.0% rollback for commercial and industrial property, the FY 2020 overall TIF portion of the property tax revenue stream totals 5.6%.

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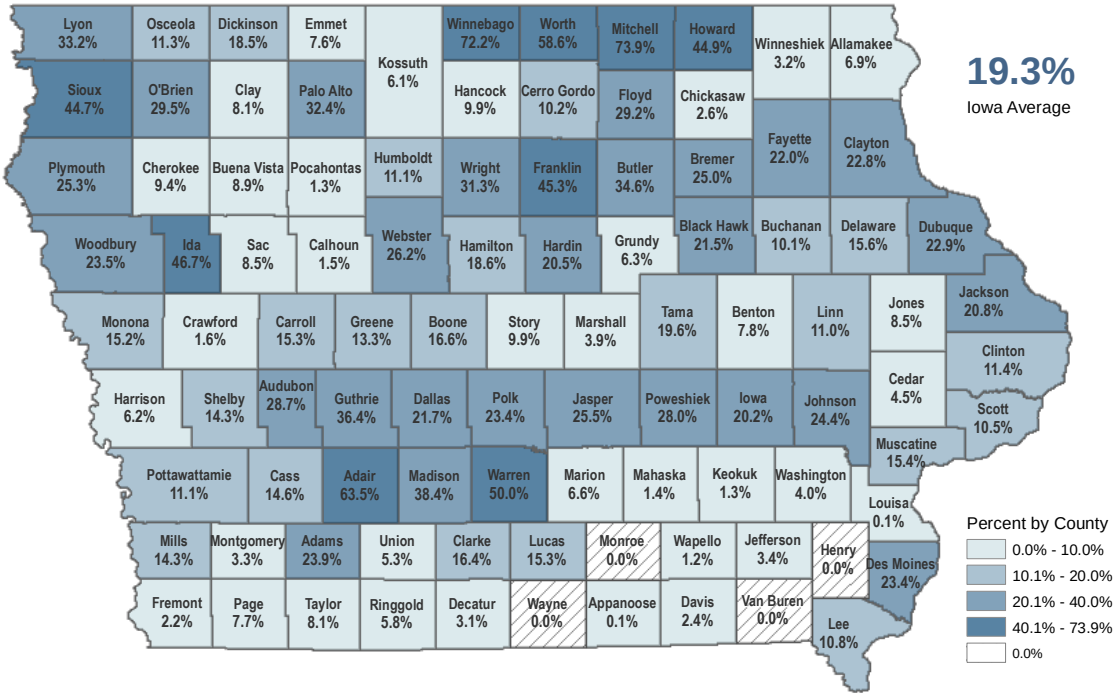
Figure 11, FY 2020 Property Tax

Dollars in Millions

Class	Total Property Tax	Regular Property Tax	TIF Increment Property Tax	% of Property Tax Dedicated to TIF
Residential	$ 3,254.3	$ 3,168.5	$ 85.8	2.6%
Agricultural	857.4	856.4	1.0	0.1%
Commercial	1,285.8	1,088.4	197.4	15.4%
Multiresidential	161.2	150.6	10.6	6.6%
Industrial	286.9	232.1	54.8	19.1%
Other	325.0	325.0	0.0	0.0%
Total Property Tax	$ 6,170.6	$ 5,821.0	$ 349.6	5.7%
Prop. Tax Replacement	$ 152.1	$ 146.3	$ 5.8	3.8%
Total	$ 6,322.7	$ 5,967.3	$ 355.4	5.6%

The following map shows the percent of total commercial and industrial taxable value within each county that is TIF increment value. As TIF increment value, the nondebt portion of property taxes paid is used for the purposes of TIF and is therefore not available for regular local government finance.

Percent of Commercial/Industrial Taxed Value in a TIF Increment by County



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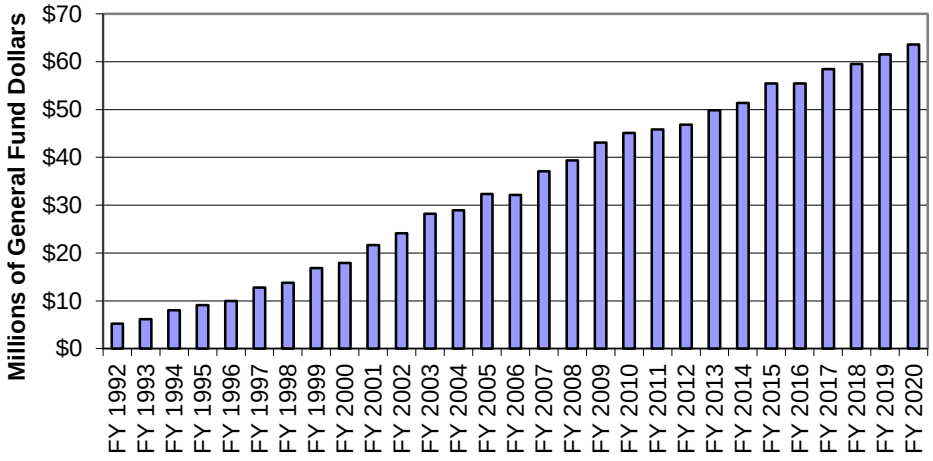
TIF Impact on the State General Fund

Tax increment financing directly impacts the State General Fund through the following two appropriations:

- **Property Tax Replacement Claims** — Modifications to Iowa's property tax system enacted in 2013 (SF 295) resulted in a State General Fund commitment to replace property tax revenue reductions associated with commercial and industrial taxable value reductions mandated in that Act. A portion of the value for those two property classes is located within TIF increments. State General Fund reimbursement for property included within TIF increment areas totaled $5.8 million in FY 2020.
- **School Finance** — Iowa's method of financing K-12 education requires a combination of property tax and State General Fund moneys. One portion of property tax financing for schools requires all taxed property value in the State to contribute a base $5.40 per $1,000 of value to school finance. While all taxed value within a TIF increment is assessed this base $5.40 levy, the tax revenue raised does not go to school finance but instead is paid to the local government that created the TIF Taxing District. The TIF increment funds raised by the $5.40 that do not go to school finance are replaced, dollar-for-dollar, by the State General Fund moneys through action of Iowa's school funding formula. For FY 2020, the statewide total State General Fund backfill of the $5.40 levy totaled $63.6 million, a $2.0 million increase from the FY 2019 level. The FY 1992 through FY 2020 history of the backfill amount is depicted in **Figure 12**.

Figure 12, Tax Increment Financing Impact on State School Aid



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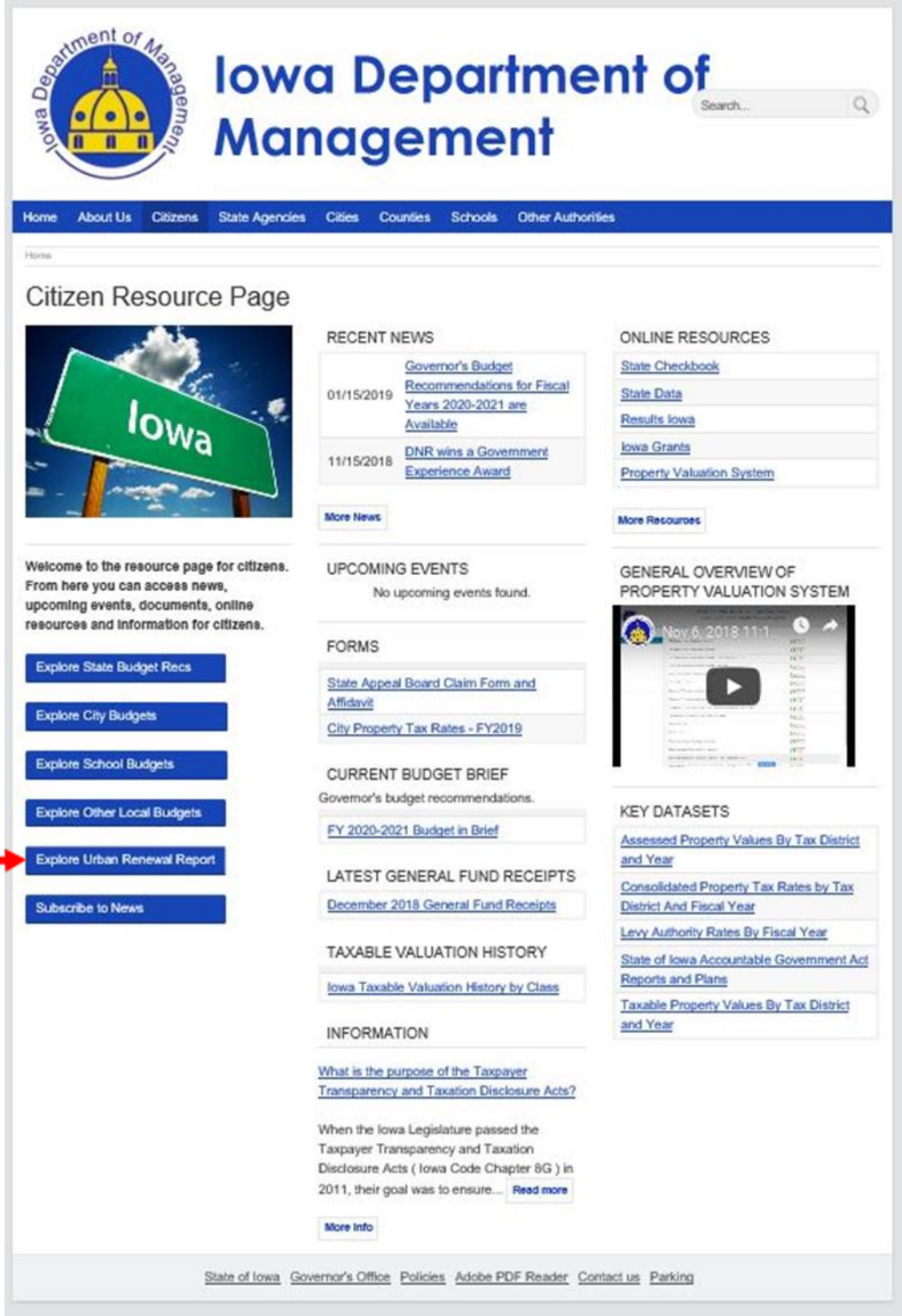
APPENDIX B
Urban Renewal Reporting and Public Access
Website Screenshot 1
dom.iowa.gov/citizens



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APPENDIX B
Urban Renewal Reporting and Public Access Website Screenshot 2
Public Access to Reports
www.legis.iowa.gov/tif/la

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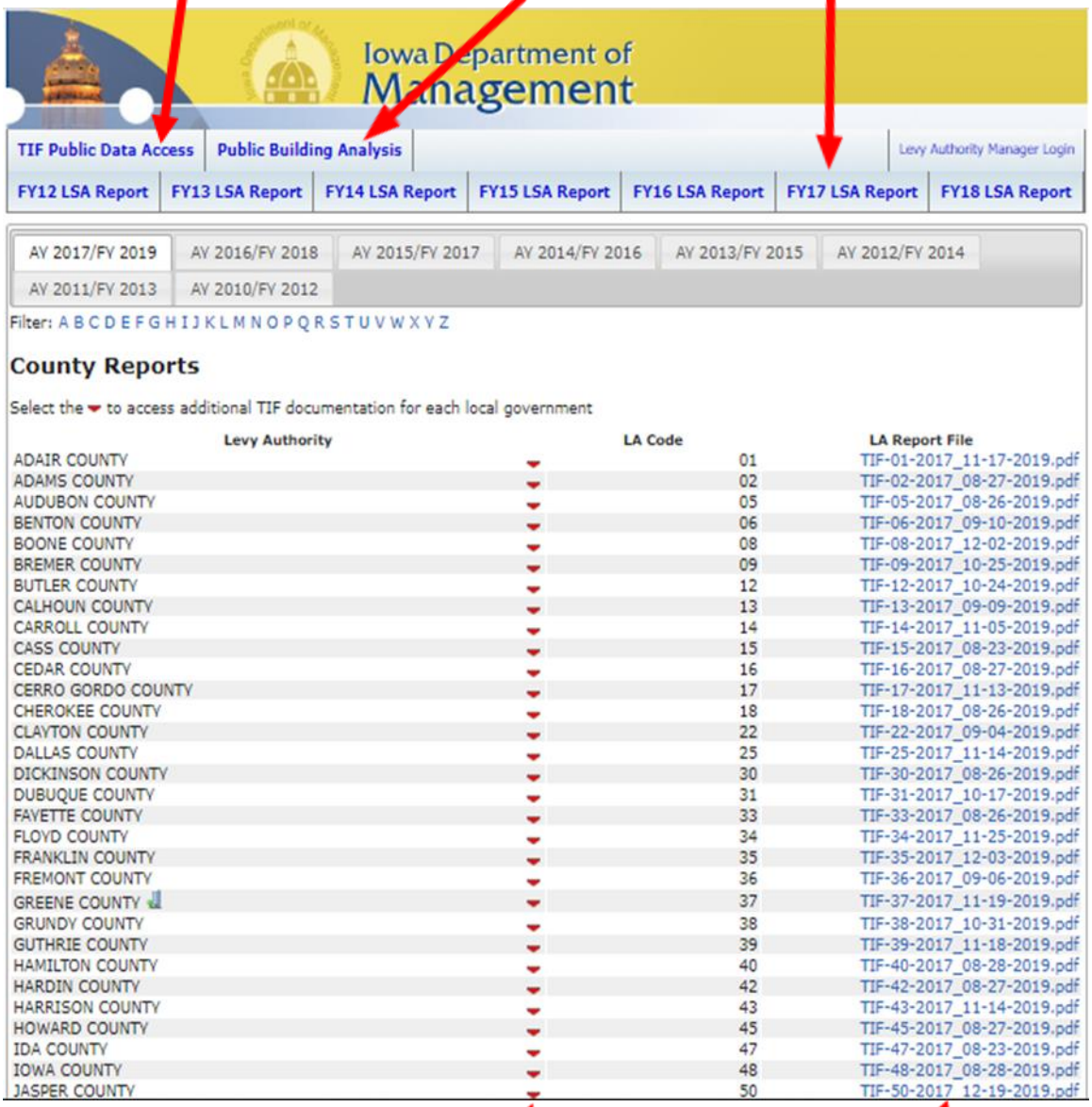
1211052.pdf for Printed Item: 24 (Attachment 1 of 1)

APPENDIX B
Urban Renewal Reporting and Public Access Website Screenshot 3
www.legis.iowa.gov/tif/public

Click here to access publicly available TIF reports and summarized information.

Click here to access individual public building analysis reports.

Click here to access reports from each available year.



Click on red triangles to view PDF copies of TIF plans, maps, and ordinances.

Click here for PDF copies of reports submitted by local governments.

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Document ID: 0.7.2312.31556

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: david.roederer@iowa.gov <david.roederer@iowa.gov>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1311XL - Bill Draft Delivery from LSA - Biofuel
Date: Tue Feb 02 2021 07:55:00 CST
Attachments: 1311XL_1612274037280.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1311XL - Bill Draft Delivery from LSA - Biofuel

https://www.legis.iowa.gov/portal/bms

Drafter - Doug Adkisson (515.281.3884) doug.adkisson@legis.iowa.gov

Help - If you have questions concerning the use of this electronic bill delivery and approval system contact the Computer Services Division's Help Desk at (515)281-6506.

Your Review - Please review the attached bill carefully to determine that your drafting instructions have been followed. Contact the drafter at the above email or telephone number if you have any changes, corrections, or questions concerning the draft.

Seven-Day Period: You must act within 7 calendar days of your receipt of the bill to approve the bill or to reject the bill and request changes or corrections. Contact the drafter by email or telephone to request changes or corrections. After receipt of the bill from the LSA you may only request changes or corrections one time.

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corrections.

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Document ID: 0.7.2312.31556-000001
Owner: LSA - Legal Services <lsabills@legis.iowa.gov>
Filename: 1311XL_1612274037280.pdf
Last Modified: Tue Feb 02 07:55:00 CST 2021

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Document ID: 0.7.2312.31509

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1885XL - Bill Draft Delivery from LSA - Empower Rural Iowa
Date: Wed Jan 27 2021 08:49:00 CST
Attachments: 1885XL_1611758902074.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1885XL - Bill Draft Delivery from LSA - Empower Rural Iowa

https://www.legis.iowa.gov/portal/bms

Drafter - Doug Adkisson (515.281.3884) doug.adkisson@legis.iowa.gov

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Document ID: 0.7.2312.31509-000001
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Filename: 1885XL_1611758902074.pdf
Last Modified: Wed Jan 27 08:49:00 CST 2021

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Document ID: 0.7.2312.31503

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1998XL - Bill Draft Delivery from LSA - Tax Credits, COVID-19 Grants
Date: Tue Jan 26 2021 15:05:00 CST
Attachments: 1998XL_1611695040909.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1998XL - Bill Draft Delivery from LSA - Tax Credits, COVID-19 Grants

https://www.legis.iowa.gov/portal/bms

Drafter - Joe McEniry (515.281.3189) joseph.mceniry@legis.iowa.gov

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Document ID: 0.7.2312.31503-000001
Owner: LSA - Legal Services <lsabills@legis.iowa.gov>
Filename: 1998XL_1611695040909.pdf
Last Modified: Tue Jan 26 15:05:00 CST 2021

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Document ID: 0.7.2312.31501

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1978XL - Bill Draft Delivery from LSA - Economic Assistance, Housing
Date: Tue Jan 26 2021 13:56:00 CST
Attachments: 1978XL_1611690839976.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1978XL - Bill Draft Delivery from LSA - Economic Assistance, Housing

https://www.legis.iowa.gov/portal/bms

Drafter - Joe McEniry (515.281.3189) joseph.mceniry@legis.iowa.gov

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Document ID: 0.7.2312.31501-000001
Owner: LSA - Legal Services <lsabills@legis.iowa.gov>
Filename: 1978XL_1611690839976.pdf
Last Modified: Tue Jan 26 13:56:00 CST 2021

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Document ID: 0.7.2312.31294

From: Anderson, Joel [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=b4f44f01c6e34816bca87ea47f49c879-anderson, j>
To: McEniry, Joseph [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=userd39bc19c>
Cc: Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Thorson, Paige [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=6bad1c00f38d4d15b10d5529a12280b1-thorson, pa>
Bcc:
Subject: RE: 1978XL - Bill Draft Delivery from LSA - Economic Assistance, Housing
Date: Tue Jan 26 2021 08:47:21 CST
Attachments:

Joe,

The housing bill is almost done and just has one change. [redacted] After that, we are ready to accept the bill.

Thanks,

Joel

From: Shine, Logan [IGOV] <Logan.Shine@governor.iowa.gov>
Sent: Thursday, January 21, 2021 8:27 AM
To: Thorson, Paige [IGOV] <Paige.Thorson@governor.iowa.gov>; Anderson, Joel [IGOV] <Joel.Anderson@governor.iowa.gov>
Subject: Fw: 1978XL - Bill Draft Delivery from LSA - Economic Assistance, Housing

If this looks good we can prepare a section by section and review with the Gov

Logan Shine | Legislative Liaison
Office of the Governor, State of Iowa
Gov. Kim Reynolds & Lt. Gov. Adam Gregg
515.725.3506 | logan.shine@governor.iowa.gov www.governor.iowa.gov

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From: LSA - Legal Services <lsabills@legis.iowa.gov>
Sent: Thursday, January 21, 2021 8:26 AM
To: Roederer, David [IDOM] <David.Roederer@iowa.gov>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] <Logan.Shine@governor.iowa.gov>; Craig, Sara [IGOV] <Sara.Craig@governor.iowa.gov>
Subject: 1978XL - Bill Draft Delivery from LSA - Economic Assistance, Housing

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1978XL - Bill Draft Delivery from LSA - Economic Assistance, Housing

https://www.legis.iowa.gov/portal/bms

Drafter - Joe McEniry (515.281.3189) joseph.mceniry@legis.iowa.gov

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Document ID: 0.7.2312.31498

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1165XL - Bill Draft Delivery from LSA - Public Safety
Date: Mon Jan 25 2021 15:58:00 CST
Attachments: 1165XL_1611611800687.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1165XL - Bill Draft Delivery from LSA - Public Safety

https://www.legis.iowa.gov/portal/bms

Drafter - Adrienne Seusy (515.281.3444) Adrienne.Seusy@legis.iowa.gov

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Document ID: 0.7.2312.31498-000001
Owner: LSA - Legal Services <lsabills@legis.iowa.gov>
Filename: 1165XL_1611611800687.pdf
Last Modified: Mon Jan 25 15:58:00 CST 2021

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Document ID: 0.7.2312.31292

From: Ristow, Nate [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8ae46ed10f4d49509e55997be192b911-ristow, nat>
To: Seusy, Adrienne [LEGIS] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=user3f3f4c37>
Cc: Thorson, Paige [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=6bad1c00f38d4d15b10d5529a12280b1-thorson, pa>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>
Bcc:
Subject: RE: 1165XL - Bill Draft Delivery from LSA - Public Safety
Date: Thu Jan 21 2021 15:54:39 CST
Attachments:

Adrienne,

Thanks for the new draft. A few more tweaks. We are also working on one larger change to the Justice and Community Policing Advisory Board membership in section 15, and I will have that language to you as soon as I can.

[redacted]

[redacted]

[redacted]

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[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

As always, call me with any questions. Thanks!

Nate Ristow

515-725-3539

From: Ristow, Nate [IGOV]
Sent: Monday, January 11, 2021 1:58 PM
To: Adrienne.Seusy@legis.iowa.gov
Subject: RE: 1165XL - Bill Draft Delivery from LSA - Public Safety

Adrienne,

Here are some additional changes. Let me know if you have any questions about these.

515-725-3539

From: Ristow, Nate [IGOV]
Sent: Thursday, January 7, 2021 8:51 AM
To: Seusy, Adrienne [LEGIS] <Adrienne.Seusy@legis.iowa.gov>
Subject: RE: 1165XL - Bill Draft Delivery from LSA - Public Safety

Adrienne,

I got some additional feedback yesterday afternoon. So, I just wanted you to know that I will be sending some additional changes shortly.

Nate Ristow

515-725-3539

From: Seusy, Adrienne [LEGIS] <Adrienne.Seusy@legis.iowa.gov>
Sent: Wednesday, January 6, 2021 9:13 AM
To: Ristow, Nate [IGOV] <Nate.Ristow@governor.iowa.gov>
Subject: RE: 1165XL - Bill Draft Delivery from LSA - Public Safety

Nate,

I went ahead and rejected the bill and had it returned to me. If you have time, perhaps you could give me a call to discuss why I amended 723.4, disorderly conduct, the way I did. Briefly, because the opening for the section states that all the following are simple misdemeanors, it need to be restructured to allow for increasing criminal penalties—that is the purpose of the strike and replace. Then, I put all the simple misdemeanors together, and went up in seriousness of penalty from that point.

We did notice some additional errors (lack of italicizing etc.), so I will make those changes as well.

Thanks,

Adrienne

Adrienne Seusy

Legal Counsel

Iowa Legislative Services Agency

AMERICAN OVERSIGHT

Legal Services Division
State Capitol

Des Moines, Iowa 50319

515-281-3444

adrienne.seusy@legis.iowa.gov

From: Ristow, Nate [IGOV] <Nate.Ristow@governor.iowa.gov>
Sent: Tuesday, January 5, 2021 6:00 PM
To: Seusy, Adrienne [LEGIS] <Adrienne.Seusy@legis.iowa.gov>
Subject: RE: 1165XL - Bill Draft Delivery from LSA - Public Safety

Adrienne,

Thanks for this draft. Here are a few initial changes:

[redacted]

AMERICAN OVERSIGHT

[redacted]

Thanks!

Nate Ristow

515-725-3539

From: Shine, Logan [IGOV] <Logan.Shine@governor.iowa.gov>
Sent: Tuesday, January 5, 2021 10:15 AM
To: Ristow, Nate [IGOV] <Nate.Ristow@governor.iowa.gov>; Thorson, Paige [IGOV] <Paige.Thorson@governor.iowa.gov>
Subject: Fw: 1165XL - Bill Draft Delivery from LSA - Public Safety

Logan Shine | Legislative Liaison
Office of the Governor, State of Iowa
Gov. Kim Reynolds & Lt. Gov. Adam Gregg
515.725.3506 | logan.shine@governor.iowa.gov www.governor.iowa.gov

AMERICAN OVERSIGHT

From: LSA - Legal Services <lsabills@legis.iowa.gov>
Sent: Tuesday, January 5, 2021 10:10 AM
To: Roederer, David [IDOM] <David.Roederer@iowa.gov>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] <Logan.Shine@governor.iowa.gov>; Craig, Sara [IGOV] <Sara.Craig@governor.iowa.gov>
Subject: 1165XL - Bill Draft Delivery from LSA - Public Safety

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1165XL - Bill Draft Delivery from LSA - Public Safety

https://www.legis.iowa.gov/portal/bms

Drafter - Adrienne Seusy (515.281.3444) Adrienne.Seusy@legis.iowa.gov

Help - If you have questions concerning the use of this electronic bill delivery and approval system contact the Computer Services Division's Help Desk at (515)281-6506.

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AMERICAN OVERSIGHT

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Document ID: 0.7.2312.31493

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1019XG - Bill Draft Delivery from LSA - Financial Management
Date: Thu Jan 21 2021 15:14:00 CST
Attachments: 1019XG_1611263581253.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1019XG - Bill Draft Delivery from LSA - Financial Management

https://www.legis.iowa.gov/portal/bms

Drafter - Timothy McDermott (515.281.8090) timothy.mcdermott@legis.iowa.gov

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Document ID: 0.7.2312.31493-000001
Owner: LSA - Legal Services <lsabills@legis.iowa.gov>
Filename: 1019XG_1611263581253.pdf
Last Modified: Thu Jan 21 15:14:00 CST 2021

AMERICAN OVERSIGHT

Document ID: 0.7.2312.31492

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1978XL - Bill Draft Delivery from LSA - Economic Assistance, Housing
Date: Thu Jan 21 2021 08:26:00 CST
Attachments: 1978XL_1611239051866.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1978XL - Bill Draft Delivery from LSA - Economic Assistance, Housing

https://www.legis.iowa.gov/portal/bms

Drafter - Joe McEniry (515.281.3189) joseph.mceniry@legis.iowa.gov

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Document ID: 0.7.2312.31492-000001
Owner: LSA - Legal Services <lsabills@legis.iowa.gov>
Filename: 1978XL_1611239051866.pdf
Last Modified: Thu Jan 21 08:26:00 CST 2021

AMERICAN OVERSIGHT

Document ID: 0.7.2312.31474

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1939XL - Bill Draft Delivery from LSA - Broadband
Date: Tue Jan 19 2021 14:14:00 CST
Attachments: 1939XL_1611087196261.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1939XL - Bill Draft Delivery from LSA - Broadband

https://www.legis.iowa.gov/portal/bms

Drafter - J.D. Arnett (515.281.3745) J.D.Arnett@legis.iowa.gov

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Filename: 1939XL_1611087196261.pdf
Last Modified: Tue Jan 19 14:14:00 CST 2021

AMERICAN OVERSIGHT

Document ID: 0.7.2312.31470

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1391XL - Bill Draft Delivery from LSA - Charter Schools, Education Savings Grant Program
Date: Mon Jan 18 2021 10:46:05 CST
Attachments: 1391XL_1610988307349.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1391XL - Bill Draft Delivery from LSA - Charter Schools, Education Savings Grant Program

https://www.legis.iowa.gov/portal/bms

Drafter - Michael Duster (515.281.4800) michael.duster@legis.iowa.gov

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Document ID: 0.7.2312.31470-000001
Owner: LSA - Legal Services <lsabills@legis.iowa.gov>
Filename: 1391XL_1610988307349.pdf
Last Modified: Mon Jan 18 10:46:05 CST 2021

AMERICAN OVERSIGHT

Document ID: 0.7.2312.31469

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1165XL - Bill Draft Delivery from LSA - Public Safety
Date: Mon Jan 18 2021 09:42:00 CST
Attachments: 1165XL_1610984444049.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1165XL - Bill Draft Delivery from LSA - Public Safety

https://www.legis.iowa.gov/portal/bms

Drafter - Adrienne Seusy (515.281.3444) Adrienne.Seusy@legis.iowa.gov

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Filename: 1165XL_1610984444049.pdf
Last Modified: Mon Jan 18 09:42:00 CST 2021

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Document ID: 0.7.2312.31466

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1391XL - Bill Draft Delivery from LSA - Charter Schools, Education Savings Grant Program
Date: Sun Jan 17 2021 09:44:00 CST
Attachments: 1391XL_1610898103558.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1391XL - Bill Draft Delivery from LSA - Charter Schools, Education Savings Grant Program

https://www.legis.iowa.gov/portal/bms

Drafter - Michael Duster (515.281.4800) michael.duster@legis.iowa.gov

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Document ID: 0.7.2312.31466-000001
Owner: LSA - Legal Services <lsabills@legis.iowa.gov>
Filename: 1391XL_1610898103558.pdf
Last Modified: Sun Jan 17 09:44:00 CST 2021

AMERICAN OVERSIGHT

Document ID: 0.7.2312.31457

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1321XL - Bill Draft Delivery from LSA - Licensing
Date: Thu Jan 14 2021 16:05:00 CST
Attachments: 1321XL_1610661812343.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1321XL - Bill Draft Delivery from LSA - Licensing

https://www.legis.iowa.gov/portal/bms

Drafter - Jack Ewing (515.281.6048) jack.ewing@legis.iowa.gov

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Document ID: 0.7.2312.31457-000001
Owner: LSA - Legal Services <lsabills@legis.iowa.gov>
Filename: 1321XL_1610661812343.pdf
Last Modified: Thu Jan 14 16:05:00 CST 2021

AMERICAN OVERSIGHT

Document ID: 0.7.2312.31452

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1885XL - Bill Draft Delivery from LSA - Empower Rural Iowa
Date: Thu Jan 14 2021 10:59:00 CST
Attachments: 1885XL_1610643445169.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1885XL - Bill Draft Delivery from LSA - Empower Rural Iowa

https://www.legis.iowa.gov/portal/bms

Drafter - Doug Adkisson (515.281.3884) doug.adkisson@legis.iowa.gov

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AMERICAN OVERSIGHT

Document ID: 0.7.2312.31452-000001
Owner: LSA - Legal Services <lsabills@legis.iowa.gov>
Filename: 1885XL_1610643445169.pdf
Last Modified: Thu Jan 14 10:59:00 CST 2021

AMERICAN OVERSIGHT

Document ID: 0.7.2312.31448

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1391XL - Bill Draft Delivery from LSA - Charter Schools, Education Savings Grant Program
Date: Wed Jan 13 2021 11:13:00 CST
Attachments: 1391XL_1610557792889.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1391XL - Bill Draft Delivery from LSA - Charter Schools, Education Savings Grant Program

https://www.legis.iowa.gov/portal/bms

Drafter - Michael Duster (515.281.4800) michael.duster@legis.iowa.gov

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Owner: LSA - Legal Services <lsabills@legis.iowa.gov>
Filename: 1391XL_1610557792889.pdf
Last Modified: Wed Jan 13 11:13:00 CST 2021

AMERICAN OVERSIGHT

Document ID: 0.7.2312.31436

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1998XL - Bill Draft Delivery from LSA - Tax Credits, COVID-19 Grants
Date: Tue Jan 12 2021 14:12:00 CST
Attachments: 1998XL_1610482155211.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1998XL - Bill Draft Delivery from LSA - Tax Credits, COVID-19 Grants

https://www.legis.iowa.gov/portal/bms

Drafter - Joe McEniry (515.281.3189) joseph.mceniry@legis.iowa.gov

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Filename: 1998XL_1610482155211.pdf
Last Modified: Tue Jan 12 14:12:00 CST 2021

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Document ID: 0.7.2312.31435

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1978XL - Bill Draft Delivery from LSA - Economic Assistance, Housing
Date: Tue Jan 12 2021 09:58:00 CST
Attachments: 1978XL_1610467020869.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1978XL - Bill Draft Delivery from LSA - Economic Assistance, Housing

https://www.legis.iowa.gov/portal/bms

Drafter - Joe McEniry (515.281.3189) joseph.mceniry@legis.iowa.gov

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Document ID: 0.7.2312.31432

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1391XL - Bill Draft Delivery from LSA - Charter Schools, Education Savings Grant Program
Date: Mon Jan 11 2021 16:47:00 CST
Attachments: 1391XL_1610405151633.pdf

Legislative Liaison:

Please find attached the following bill prepared for you by the Legal Services Division of the Legislative Services Agency (LSA)

LSA Bill Draft Delivery - 1391XL - Bill Draft Delivery from LSA - Charter Schools, Education Savings Grant Program

https://www.legis.iowa.gov/portal/bms

Drafter - Michael Duster (515.281.4800) michael.duster@legis.iowa.gov

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Last Modified: Mon Jan 11 16:47:00 CST 2021

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Document ID: 0.7.2312.31243

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1803XL - Bill Draft Delivery from LSA - Felon Voting, Constitutional Amendment
Date: Wed Jan 06 2021 07:19:00 CST
Attachments: 1803XL_1609939050893.pdf

Legislative Liaison:

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LSA Bill Draft Delivery - 1803XL - Bill Draft Delivery from LSA - Felon Voting, Constitutional Amendment

https://www.legis.iowa.gov/portal/bms

Drafter - Stuart Stromberg (515.281.3430) Stuart.Stromberg@legis.iowa.gov

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Owner: LSA - Legal Services <lsabills@legis.iowa.gov>
Filename: 1803XL_1609939050893.pdf
Last Modified: Wed Jan 06 07:19:00 CST 2021

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Document ID: 0.7.2312.31229

From: LSA - Legal Services <lsabills@legis.iowa.gov>
To: Roederer, David [IDOM] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=8a8026e1ae774b2996b8b7453085f1cb-roederer, d>; kim.reynolds@iowa.gov <kim.reynolds@iowa.gov>; Shine, Logan [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=765ff1eadef74322b609ad7b3e21124f-shine, loga>; Craig, Sara [IGOV] </o=exchangelabs/ou=exchange administrative group (fydibohf23spdlt)/cn=recipients/cn=23f5e0e635b646d9974696d673a1a52b-craig, sara>
Cc:
Bcc:
Subject: 1165XL - Bill Draft Delivery from LSA - Public Safety
Date: Tue Jan 05 2021 10:10:00 CST
Attachments: 1165XL_1609862888396.pdf

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https://www.legis.iowa.gov/portal/bms

Drafter - Adrienne Seusy (515.281.3444) Adrienne.Seusy@legis.iowa.gov

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Filename: 1165XL_1609862888396.pdf
Last Modified: Tue Jan 05 10:10:00 CST 2021

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