

FEB 8 2002
APPROPRIATIONS

HOUSE FILE 2274
BY EICHHORN, RAECKER, RICHARDSON,
JOHNSON, FINCH, SIEVERS, BRAUNS,
DIX, VAN FOSSEN, SUKUP, TYMESON,
HOFFMAN, HOVERSTEN, BOAL, JONES,
LARSON, and CORMACK

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act establishing a biennial appropriations process and
2 providing an effective and applicability date.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
1

HF 2274

1 Section 1. Section 2.12, unnumbered paragraph 4, Code
2 Supplement 2001, is amended to read as follows:
3 There is appropriated out of any funds in the state
4 treasury not otherwise appropriated such sums as may be
5 necessary for the fiscal year biennium budgets of the
6 legislative service bureau, the legislative fiscal bureau, the
7 citizens' aide office and the computer support bureau for
8 salaries, support, maintenance, and miscellaneous purposes to
9 carry out their statutory responsibilities. The legislative
10 service bureau, the legislative fiscal bureau, the citizens'
11 aide office, and the computer support bureau shall submit
12 their proposed budgets for the two years of the fiscal
13 biennium to the legislative council not later than September
14 October 1 of each the year preceding the first regular session
15 of a general assembly. The legislative council shall review
16 and approve the proposed budgets not later than December 1 of
17 each the year preceding the first regular session of a general
18 assembly. The budget approved by the legislative council for
19 each of its statutory legislative agencies shall be
20 transmitted by the legislative council to the department of
21 management on or before December 1 of each the year preceding
22 the first regular session of a general assembly for the fiscal
23 year beginning July 1 of the following year. The department
24 of management shall submit the approved budgets received from
25 the legislative council to the governor for inclusion in the
26 governor's proposed budget for the succeeding fiscal year
27 biennium. The approved budgets shall also be submitted to the
28 chairpersons of the committees on appropriations. The
29 committees on appropriations may allocate from the funds
30 appropriated by this section the funds contained in the
31 approved budgets, or such other amounts as specified, pursuant
32 to a concurrent resolution to be approved by both houses of
33 the general assembly. The director of revenue and finance
34 shall issue warrants for salaries, support, maintenance, and
35 miscellaneous purposes upon requisition by the administrative

1 head of each statutory legislative agency. If the legislative
2 council elects to change the approved budget for a legislative
3 agency for either or both years of a fiscal biennium prior to
4 July 1, the legislative council shall transmit the amount of
5 the budget revision to the department of management prior to
6 July 1 of the affected fiscal year, however, if the general
7 assembly approved the budget it cannot be changed except
8 pursuant to a concurrent resolution approved by the general
9 assembly.

10 Sec. 2. NEW SECTION. 2.12B FISCAL BIENNIUM --
11 APPROPRIATIONS.

12 In the first year of each general assembly the general
13 assembly shall enact appropriations for each fiscal year of
14 the ensuing fiscal biennium. An appropriation shall indicate
15 the source from which the appropriation shall be paid. An
16 appropriation need not be in greater detail than to indicate
17 the total appropriation to be made for both of the following:

18 1. Administration, operation, and maintenance of each
19 department and establishment, as defined in section 8.2, for
20 each fiscal year of a fiscal biennium.

21 2. The cost of land, public improvements, and other
22 capital outlays for each department and establishment,
23 itemized by specific projects or classes of projects of the
24 same general character.

25 The general assembly may enact appropriation bills for the
26 second year of a fiscal biennium providing for supplemental
27 appropriations to or appropriation reductions from the
28 previously enacted fiscal biennium budget.

29 Sec. 3. Section 8.6, subsection 2, Code Supplement 2001,
30 is amended to read as follows:

31 2. REPORT OF STANDING APPROPRIATIONS. To annually
32 biennially prepare a separate report containing a complete
33 list of all standing appropriations showing the amount of each
34 appropriation and the purpose for which the appropriation is
35 made and furnish a copy of the report to each member of the

1 general assembly on or before the first day of each the first
2 regular session of a new general assembly.

3 Sec. 4. Section 8.21, Code Supplement 2001, is amended to
4 read as follows:

5 8.21 BUDGET TRANSMITTED.

6 1. Not later than February 1 of the first regular session
7 of each legislative-session general assembly, the governor
8 shall transmit to the legislature general assembly a document
9 to be known as a budget, setting forth the governor's
10 financial program for each of the fiscal years of the ensuing
11 fiscal year biennium and having the character and scope set
12 forth in sections 8.22 through 8.29.

13 2. If the governor is required to use a lesser amount in
14 the budget process because of a later meeting of the state
15 revenue estimating conference under section 8.22A, subsection
16 3, the governor shall transmit recommendations for a budget in
17 conformance with that requirement within fourteen days of the
18 later meeting of the state revenue estimating conference.

19 3. If the governor is required under section 8.22A,
20 subsection 3, and section 8.54, subsection 2, to use a
21 different amount in the budget process for the second year of
22 a fiscal biennium because the revenue estimating conference
23 agrees to a different estimate for the second fiscal year than
24 was used in the initial budget process for that fiscal year
25 and the state general fund expenditure limitation for that
26 fiscal year is readjusted, the governor shall transmit to the
27 general assembly recommendations for revisions in revenue
28 provisions and appropriations as necessary so that the budget
29 for the second year of the fiscal biennium does not exceed the
30 readjusted state general fund expenditure limitation. The
31 recommendations for revisions shall be transmitted not later
32 than February 1 of the second regular session of the general
33 assembly.

34 Sec. 5. Section 8.22, Code Supplement 2001, is amended to
35 read as follows:

1 8.22 NATURE AND CONTENTS OF BUDGET.

2 The budget shall consist of four parts, the nature and
3 contents of which shall be as follows:

4 PART I

5 GOVERNOR'S BUDGET MESSAGE. Part I shall consist of the
6 governor's budget message, in which the governor shall set
7 forth:

8 1. The governor's program for meeting all the expenditure
9 needs of the government for the each of the fiscal years of
10 the ensuing fiscal year biennium, indicating the classes of
11 funds, general or special, from which appropriations are to be
12 made and the means through which the expenditures shall be
13 financed.

14 The governor's program shall include a single budget
15 request for all capital projects proposed by the governor.
16 The request shall include but is not limited to the following:

17 a. The purpose and need for each capital project.

18 b. A priority listing of capital projects.

19 c. The costs of acquisition, lease, construction,
20 renovation, or demolition of each capital project.

21 d. The identification of the means and source of funding
22 of each capital project.

23 e. The estimated operating costs of each capital project
24 after completion.

25 f. The estimated maintenance costs of each capital project
26 after completion.

27 g. The consequences of delaying or abandoning each capital
28 project.

29 h. Alternative approaches to meeting the purpose or need
30 for each capital project.

31 i. Alternative financing mechanisms.

32 j. A cost-benefit analysis or economic impact of each
33 capital project.

34 2. Financial statements giving in summary form:

35 a. The condition of the treasury at the end of the last

1 completed fiscal year, the estimated condition of the treasury
2 at the end of the year in progress, and the estimated
3 condition of the treasury at the end of each of the following
4 fiscal-year fiscal years of the ensuing fiscal biennium if the
5 governor's budget proposals are put into effect.

6 b. Statements showing the bonded indebtedness of the
7 government, debt authorized and unissued, debt redemption and
8 interest requirements, and condition of the sinking funds, if
9 any.

10 c. A summary of appropriations recommended for each of the
11 following-fiscal-year fiscal years of the ensuing fiscal
12 biennium for each department and establishment and for the
13 government as a whole, in comparison with the actual
14 expenditures for the last completed fiscal year and the
15 estimated expenditures for the year in progress.

16 d. A summary of the revenue, estimated to be received by
17 the government during each of the fiscal years of the
18 following ensuing fiscal year biennium, classified according
19 to sources, in comparison with the actual revenue received by
20 the government during the last completed fiscal year and
21 estimated income during the year in progress.

22 e. A statement of federal funds received in the form of
23 block or categorical grants which were not included in the
24 governor's budget for the previous fiscal year biennium in
25 progress and a statement of anticipated block grants and
26 categorical grants for each of the fiscal years of the ensuing
27 fiscal biennium. The budget shall indicate how the federal
28 funds will be used and the programs to which they will be
29 allocated. The amount of state funds required to implement
30 the programs to which the federal funds will apply shall also
31 be indicated. The departments shall provide information to
32 the director on the anticipated federal block grants and
33 categorical grants to be received on or before November 1 of
34 each year. The director shall use this information to develop
35 an annual update of the statement of federal funds received

1 which shall be provided to the general assembly.

2 f. Other financial statements, data, and comments as in
3 the governor's opinion are necessary or desirable in order to
4 make known in all practicable detail the financial condition
5 and operation of the government and the effect that each of
6 the fiscal years of the biennial budget as proposed by the
7 governor will have on the financial condition and operation.

8 If the estimated revenues of the government for the ensuing
9 fiscal year biennium as set forth in the budget on the basis
10 of existing laws, plus the estimated ~~amounts~~ balances in the
11 treasury at the close of the year fiscal biennium in progress,
12 available for expenditure in the ensuing fiscal year biennium
13 are less than the aggregate recommended appropriations for the
14 ensuing fiscal year biennium as contained in the budget, the
15 governor shall make recommendations to the legislature general
16 assembly in respect to the manner in which the deficit shall
17 be met, whether by an increase in the state tax or the
18 imposition of new taxes, increased rates on existing taxes, or
19 otherwise, and if the aggregate of the estimated revenues,
20 plus estimated balances in the treasury, is greater than the
21 recommended appropriations for each year of the ensuing fiscal
22 year biennium, the governor shall make recommendations in
23 reference to the application of the surplus to the reduction
24 of debt or otherwise, to the reduction in taxation, or to such
25 other action as in the governor's opinion is in the interest
26 of the public welfare.

27 PART II

28 RECOMMENDED APPROPRIATIONS. Part II shall present in
29 detail for each year of the ensuing fiscal year biennium the
30 governor's recommendations for appropriations to meet the
31 expenditure needs of the government from each general class of
32 funds, in comparison with actual expenditures for each of the
33 purposes during the last completed fiscal year and estimated
34 expenditures for the year in progress, classified by
35 departments and establishments and indicating for each the

1 appropriations recommended for:

2 1. Meeting the cost of administration, operation, and
3 maintenance of the departments and establishments.

4 2. Appropriations for meeting the cost of land, public
5 improvements, and other capital outlays in connection with the
6 departments and establishments.

7 Each item of expenditure, actual or estimated, and
8 appropriations recommended for administration, operation, and
9 maintenance of each department or establishment shall be
10 supported by detailed statements showing the actual and
11 estimated expenditures and appropriations classified by
12 objects according to a standard scheme of classification to be
13 prescribed by the director.

14 PART III

15 APPROPRIATION BILLS. Part III shall include a draft or
16 drafts of appropriation bills having for their purpose to give
17 legal sanction to the appropriations recommended to be made in
18 Parts I and II. The appropriation bills shall indicate the
19 funds, general or special, from which the appropriations shall
20 be paid, but the appropriations need not be in greater detail
21 than to indicate the total appropriation to be made for both
22 of the following:

23 1. Administration, operation, and maintenance of each
24 department and establishment for each year of the fiscal year
25 biennium.

26 2. The cost of land, public improvements, and other
27 capital outlays for each department and establishment,
28 itemized by specific projects or classes of projects of the
29 same general character.

30 The governor may submit appropriation bills in the second
31 year of a fiscal biennium providing for supplemental
32 appropriations to or appropriation reductions from the
33 previously enacted fiscal biennium budget.

34 PART IV

35 STRATEGIC PLAN. Part IV shall include an explanation that

1 correlates the budget with the enterprise strategic plan
2 adopted pursuant to section 8E.204. The budget shall provide
3 an explanation of appropriations recommended for the
4 administration and maintenance of an agency as defined in
5 section 8E.103 with the general evaluation of the agency in
6 meeting enterprise strategic goals, including identifying
7 goals that require legislation.

8 Sec. 6. Section 8.22A, subsections 3, 4, and 5, Code
9 Supplement 2001, are amended to read as follows:

10 3. By December 15 of each fiscal year the conference shall
11 agree to a revenue estimate for ~~the fiscal year beginning the~~
12 ~~following July 1.~~ That each of the two following fiscal
13 years.

14 a. In the fiscal year preceding a fiscal biennium, the
15 estimate for each of the fiscal years of the ensuing fiscal
16 biennium shall be used by the governor in the preparation of
17 the budget message under section 8.22, and by the first
18 regular session of the general assembly in the budget process
19 for each of the fiscal years of that fiscal biennium, and in
20 determining an adjusted revenue estimate under section 8.54
21 for each of the fiscal years of the fiscal biennium.

22 b. In the fiscal year in which the following fiscal year
23 is the second year of the fiscal biennium the conference shall
24 agree by December 15 to another estimate for the second fiscal
25 year and if this estimate is different from that which was
26 used in the initial budget process for the second fiscal year,
27 the adjusted revenue estimate determined pursuant to section
28 8.54 for that second fiscal year shall be revised based upon
29 the different estimate. The different estimate shall be used
30 by the governor in the preparation of the budget message under
31 section 8.22, by the general assembly in the budget process,
32 and in determining an adjusted revenue estimate under section
33 8.54 for the second fiscal year.

34 c. If the conference agrees to a different estimate at a
35 later meeting which projects a greater amount of revenue than

1 the initial estimate amount for a fiscal year agreed to by
2 December 15, the governor and the general assembly shall
3 continue to use the initial estimate amount in the budget
4 process for that fiscal year. However, if the conference
5 agrees to a different estimate for a fiscal year at a later
6 meeting which projects a lesser amount of revenue than the
7 initial estimate amount, the governor and the general assembly
8 shall use the lesser amount in the budget process for that
9 fiscal year. As used in this subsection, "later meeting"
10 means only those later meetings which are held prior to the
11 conclusion of ~~the~~ a regular session of the general assembly.

12 4. At the meeting in which the conference agrees to the
13 revenue estimate for ~~the following~~ a fiscal year in accordance
14 with the provisions of subsection 3, which is used in
15 determining an adjusted revenue estimate under section 8.54,
16 the conference shall agree to an estimate for tax refunds
17 payable from that estimated revenue. The estimates required
18 by this subsection shall be used in determining the adjusted
19 revenue estimate under section 8.54.

20 5. At the meeting in which the conference agrees to the
21 revenue estimate for ~~the succeeding~~ a fiscal year in
22 accordance with the provisions of subsection 3, which is used
23 in determining an adjusted revenue estimate under section
24 8.54, the conference shall also agree to the following
25 estimates which shall be used by the governor in preparation
26 of the budget message under section 8.22 and the general
27 assembly in the budget process for the ~~succeeding~~ fiscal year:

28 a. The amount of lottery revenues for the ~~following~~ fiscal
29 year to be available for disbursement following the deductions
30 made pursuant to section 99E.10, subsection 1.

31 b. The amount of revenue for the ~~following~~ fiscal year
32 from gambling revenues and from interest earned on the cash
33 reserve fund and the economic emergency fund to be deposited
34 in the rebuild Iowa infrastructure fund under section 8.57,
35 subsection 5, paragraph "e".

1 c. The amount of accruals of those revenues collected by
2 or due from entities other than the state on or before June 30
3 of the fiscal year but not remitted to the state until after
4 June 30.

5 d. The amount of accrued lottery revenues collected on or
6 before June 30 of the fiscal year but not transferred to the
7 general fund of the state until after June 30.

8 Sec. 7. Section 8.23, Code Supplement 2001, is amended to
9 read as follows:

10 8.23 ANNUAL DEPARTMENTAL ESTIMATES.

11 1. On or before October 1, prior to each-legislative the
12 first regular session of a general assembly, all departments
13 and establishments of the government shall transmit to the
14 director, on blanks forms to be furnished by the director,
15 estimates of their expenditure requirements, including every
16 proposed expenditure, for each fiscal year of the ensuing
17 fiscal year biennium, classified so as to distinguish between
18 expenditures estimated for administration, operation, and
19 maintenance, and the cost of each project involving the
20 purchase of land or the making of a public improvement or
21 capital outlay of a permanent character, together with
22 supporting data and explanations as called for by the
23 director.

24 2. On or before October 1, prior to the second regular
25 session of a general assembly, all departments and
26 establishments shall transmit to the director, on forms
27 furnished by the director, estimates of their requirements for
28 supplemental appropriations or appropriations reductions for
29 the fiscal biennium budget in progress.

30 a- 3. The budget estimates shall include for those
31 agencies which pay for energy directly a line item for energy
32 expenses itemized by type of energy and location.

33 b- 4. The estimates of expenditure requirements shall be
34 based upon seventy-five percent of the funding provided for
35 the current fiscal year accounted for by program reduced by

1 the historical employee vacancy factor in form specified by
2 the director and the remainder of the ~~estimate~~ estimates of
3 expenditure requirements prioritized by program. The
4 estimates shall be accompanied with performance measures for
5 evaluating the effectiveness of the program.

6 e- 5. The budget estimates for an agency as defined in
7 section 8E.103 shall be based on achieving goals contained in
8 the enterprise strategic plan and the agency's strategic plan
9 as provided for in chapter 8E. The estimates shall be
10 accompanied by a description of the measurable and other
11 results to be achieved by the agency. Performance measures
12 shall be based on the goals developed pursuant to sections
13 8E.205, 8E.206, and 8E.208. The estimates shall be
14 accompanied by an explanation of the manner in which
15 appropriations requested for the administration and
16 maintenance of the agency meet goals contained in the
17 enterprise strategic plan and the agency's strategic plan,
18 including identifying goals that require legislation.

19 d- 6. a. If a department or establishment fails to submit
20 estimates as required in subsection 1 within the time
21 specified, the legislative fiscal bureau shall use the amounts
22 of the appropriations to the department or establishment for
23 the fiscal year in process at the time the estimates are
24 required to be submitted as the amounts for the department's
25 or establishment's request in the documents submitted to the
26 general assembly for each fiscal year of the ensuing fiscal
27 year biennium and the governor shall cause estimates to be
28 prepared for that department or establishment as in the
29 governor's opinion are reasonable and proper.

30 b. If a department or establishment fails to submit
31 estimates as required in subsection 2 within the time
32 specified, the legislative fiscal bureau shall report to the
33 general assembly that the department or establishment does not
34 require a supplemental appropriation.

35 e- 7. The director shall furnish standard budget request

1 forms to each department or agency of state government.

2 ~~27~~ 8. On or before November 15 prior to each regular
3 legislative session, all departments and establishments of
4 government and the judicial branch shall transmit to the
5 department of management and the legislative fiscal bureau
6 estimates of their receipts and expenditure requirements from
7 federal or other nonstate grants, receipts, and funds for each
8 of the two ensuing fiscal year years. The transmittal shall
9 include the names of the grantor and the grant or the source
10 of the funds, the estimated amount of the funds, and the
11 planned expenditures and use of the funds. The format of the
12 transmittal shall be specified by the legislative fiscal
13 bureau.

14 Sec. 8. Section 8.30, Code 2001, is amended to read as
15 follows:

16 8.30 AVAILABILITY OF APPROPRIATIONS.

17 The appropriations made are not available for expenditure
18 until allotted as provided for in section 8.31. All
19 appropriations are declared to be maximum and proportionate
20 appropriations, the purpose being to make the appropriations
21 payable in full in the amounts named if the estimated budget
22 resources during the each fiscal year of the fiscal biennium
23 for which the appropriations are made, are sufficient to pay
24 all of the appropriations in full. The governor shall
25 restrict allotments only to prevent an overdraft or deficit in
26 any fiscal year for which appropriations are made.

27 Sec. 9. Section 8.36, Code 2001, is amended to read as
28 follows:

29 8.36 FISCAL BIENNIUM -- FISCAL YEAR.

30 1. The fiscal biennium of the state ends on the thirtieth
31 day of June in each odd-numbered fiscal year; the succeeding
32 fiscal biennium begins on the day following.

33 2. The fiscal year of the government shall commence on the
34 first day of July and end on the thirtieth day of June. This
35 fiscal year shall be used for purposes of making

1 appropriations and of financial reporting and shall be
2 uniformly adopted by all departments and establishments of the
3 government.

4 However, the department of workforce development may use
5 the federal fiscal year instead of the fiscal year commencing
6 on July 1.

7 Sec. 10. Section 8.41, subsection 2, Code 2001, is amended
8 to read as follows:

9 2. Federal funds deposited in the state treasury as
10 provided in subsection 1 shall either be included as part of
11 the governor's budget required by section 8.22 or shall be
12 included in a separate recommendation made by the governor to
13 the general assembly. If federal funds received in the form
14 of block grants or categorical grants have not been included
15 in the governor's budget for the current fiscal year biennium
16 because of time constraints or because a budget is not being
17 submitted for the ~~next-fiscal~~ second year of a fiscal
18 biennium, the governor shall submit a supplemental statement
19 to the general assembly listing the federal funds received and
20 including the same information for the federal funds required
21 by section 8.22, part I, subsection 2, paragraph "e", for the
22 statement of federal funds in the governor's budget.

23 Sec. 11. Section 8.54, subsection 1, paragraph a, Code
24 Supplement 2001, is amended to read as follows:

25 a. "Adjusted revenue estimate" means the appropriate
26 revenue estimate for the general fund for ~~the-following a~~
27 fiscal year as determined by the revenue estimating conference
28 under section 8.22A, subsection 3, adjusted by subtracting
29 estimated tax refunds payable from that estimated revenue and
30 as determined by the conference, adding any new revenues which
31 may be considered to be eligible for deposit in the general
32 fund.

33 Sec. 12. Section 8.54, subsections 2 and 3, Code
34 Supplement 2001, are amended to read as follows:

35 2. There is created a state general fund expenditure

1 limitation for each fiscal year ~~beginning on or after July 1,~~
2 ~~1993~~ of a fiscal biennium, calculated as provided in this
3 section. The expenditure limitation shall apply to each of
4 the fiscal years of the fiscal biennium as follows:

5 a. In the fiscal year preceding a fiscal biennium, a state
6 general fund expenditure limitation shall be calculated for
7 and shall apply to each of the fiscal years of the ensuing
8 fiscal biennium.

9 b. However, if the adjusted revenue estimate for the
10 second fiscal year of the fiscal biennium is revised due to a
11 different estimate developed for that fiscal year under
12 section 8.22A, subsection 3, paragraph "b", the state general
13 fund expenditure limitation for that fiscal year shall be
14 readjusted in accordance with the revision. The governor
15 shall submit recommendations for and the general assembly
16 shall pass revisions in revenue provisions and appropriations
17 as necessary so that the budget for the second fiscal year of
18 the fiscal biennium does not exceed the readjusted state
19 general fund expenditure limitation.

20 3. Except as otherwise provided in this section, the state
21 general fund expenditure limitation for a fiscal year shall be
22 ninety-nine percent of the appropriate adjusted revenue
23 estimate.

24 Sec. 13. Section 8.54, subsection 5, Code Supplement 2001,
25 is amended to read as follows:

26 5. For a fiscal years year in which section 8.55,
27 subsection 2, results in moneys being transferred to the
28 general fund, the original state general fund expenditure
29 limitation amount provided for in subsection 3 for that fiscal
30 year shall be readjusted to include the moneys which are so
31 transferred.

32 Sec. 14. Section 8.54, subsection 7, Code Supplement 2001,
33 is amended to read as follows:

34 7. The governor shall transmit to the general assembly, in
35 accordance with section 8.21, a budget which does not exceed

1 the state general fund expenditure limitation for a fiscal
2 year. The general assembly shall pass a budget which does not
3 exceed the state general fund expenditure limitation for a
4 fiscal year. The governor shall not transmit a budget with
5 recommended appropriations in excess of the state general fund
6 expenditure limitation for a fiscal year and the general
7 assembly shall not pass a budget with appropriations in excess
8 of the state general fund expenditure limitation for a fiscal
9 year. The governor shall not approve or disapprove
10 appropriation bills or items of appropriation bills passed by
11 the general assembly in a manner that would cause the final
12 budget approved by the governor to exceed the state general
13 fund expenditure limitation for a fiscal year. In complying
14 with the requirements of this subsection, the governor and the
15 general assembly shall not rely on any anticipated reversion
16 of appropriations in order to meet the state general fund
17 expenditure limitation for a fiscal year.

18 Sec. 15. Section 8.57, subsection 5, Code Supplement 2002,
19 is amended by adding the following new paragraph:

20 NEW PARAGRAPH. f. Appropriations from the rebuild Iowa
21 infrastructure fund shall be made on a biennial basis.

22 Sec. 16. Section 602.1301, subsection 1, Code 2001, is
23 amended to read as follows:

24 1. The supreme court shall prepare ~~an-annual~~ a biennial
25 operating budget for the judicial branch, and shall submit a
26 budget request to the general assembly for the fiscal ~~period~~
27 biennium for which the general assembly is appropriating
28 funds.

29 Sec. 17. Section 602.1301, subsection 2, paragraph a,
30 unnumbered paragraph 1, Code 2001, is amended to read as
31 follows:

32 As early as possible, but not later than December 1
33 preceding the first regular session of a general assembly, the
34 supreme court shall submit to the legislative fiscal bureau
35 the ~~annual~~ biennial budget request and detailed supporting

1 information for the judicial branch. The submission shall be
2 designed to assist the legislative fiscal bureau in its
3 preparation for legislative consideration of the budget
4 request. The information submitted shall contain and be
5 arranged in a format substantially similar to the format
6 specified by the director of management and used by all
7 departments and establishments in transmitting to the director
8 estimates of their expenditure requirements pursuant to
9 section 8.23, except the estimates of expenditure requirements
10 shall be based upon one hundred percent of funding for the
11 fiscal years comprising the current fiscal year biennium
12 accounted for by program, and using the same line item
13 definitions of expenditures as used for the current fiscal
14 year's biennium's budget request, and the remainder of the
15 estimate of expenditure requirements prioritized by program.
16 The supreme court shall also make use of the department of
17 management's automated budget system when submitting
18 information to the director of management to assist the
19 director in the transmittal of information as required under
20 section 8.35A. The supreme court shall budget and track
21 expenditures by the following separate organization codes:

22 Sec. 18. Section 602.1301, subsection 2, paragraph b, Code
23 2001, is amended to read as follows:

24 b. Before December 1 preceding the first regular session
25 of a general assembly, the supreme court shall submit to the
26 director of management an estimate of the total expenditure
27 requirements of the judicial branch. The director of
28 management shall submit this estimate received from the
29 supreme court to the governor for inclusion without change in
30 the governor's proposed budget for the succeeding fiscal year
31 biennium. The estimate shall also be submitted to the
32 chairpersons of the committees on appropriations.

33 Sec. 19. Section 602.1301, subsection 2, Code 2001, is
34 amended by adding the following new paragraph:

35 NEW PARAGRAPH. c. The supreme court may submit a

1 supplemental budget request for the second year of a fiscal
2 biennium providing for supplemental appropriations to or
3 appropriation reductions from the previously enacted fiscal
4 biennium budget. A supplemental request shall be subject to
5 the same format and information requirements as a biennial
6 budget request under paragraph "a" and an expenditure
7 requirements estimate under paragraph "b". A supplemental
8 budget request shall be submitted on or before December 1
9 preceding the second year of the fiscal biennium to the
10 legislative fiscal bureau and the director of the department
11 of management.

12 Sec. 20. EFFECTIVE DATE AND APPLICABILITY. This Act takes
13 effect July 1, 2002, and is applicable to the fiscal biennium
14 beginning July 1, 2003, and ending June 30, 2005.

15 EXPLANATION

16 This bill provides for state biennial appropriations.
17 The bill provides for the budget process and appropriations
18 to be made on a biennial basis commencing with the fiscal
19 biennium beginning July 1, 2003, and ending June 30, 2005.
20 The bill takes effect July 1, 2002, and is applicable to
21 the fiscal biennium beginning July 1, 2003, and ending June
22 30, 2005.

23
24
25
26
27
28
29
30
31
32
33
34
35