

p. 408 H. 2/26/01 approp.
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FILED JAN 23 '01

SENATE FILE 66
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SF 8)

Passed Senate, Date ^(p. 314) 2/13/01 Passed House, Date ^(p. 926) 3/27/01
Vote: Ayes 30 Nays 17 Vote: Ayes 57 Nays 42
Approved 3-30-01
V. [Signature]

A BILL FOR

1 An Act relating to state general fund expenditure limitation
2 requirements for transmission of the state budget by the
3 governor and passage of the state budget by the general
4 assembly.

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

SF 66

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1 Section 1. Section 8.54, subsections 7 and 8, Code 2001,
2 are amended by striking the subsections and inserting in lieu
3 thereof the following:

4 7. The governor shall transmit to the general assembly, in
5 accordance with section 8.21, a budget which does not exceed
6 the state general fund expenditure limitation. The general
7 assembly shall pass a budget which does not exceed the state
8 general fund expenditure limitation. The governor shall not
9 transmit a budget with recommended appropriations in excess of
10 the state general fund expenditure limitation and the general
11 assembly shall not pass a budget with appropriations in excess
12 of the state general fund expenditure limitation. In
13 complying with the requirements of this subsection, the
14 governor and the general assembly shall not rely on any
15 anticipated reversion of appropriations in order to meet the
16 state general fund expenditure limitation.

17

EXPLANATION

18 This bill amends Code section 8.54, relating to the budget
19 transmission and passage provision of the state general fund
20 expenditure limitation.

21 The bill strikes and rewrites two subsections. In doing
22 so, the bill eliminates a requirement that the governor in
23 submitting a budget under Code section 8.21, and the general
24 assembly in passing a budget, not have recurring expenditures
25 in excess of recurring revenues. Rather the bill requires
26 that the budgets transmitted by the governor and passed by the
27 general assembly do not exceed the state general fund
28 expenditure limitation.

29 The bill also prohibits the governor from transmitting a
30 budget with recommended appropriations in excess of the state
31 general fund expenditure limitation and the general assembly
32 from passing a budget with appropriations in excess of the
33 limitation. The bill provides, in applying the expenditure
34 limitation requirements, that the governor and the general
35 assembly shall not rely on any anticipated reversion of

1 appropriations in order to meet the expenditure limitation.

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SENATE FILE 66

S-3032

1 Amend Senate File 66 as follows:

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

4 "Section 1. Section 8.54, subsections 3 and 4,
5 Code 2001, are amended to read as follows:

6 3. Except as otherwise provided in this section,
7 the state general fund expenditure limitation for a
8 fiscal year shall be ninety-nine and thirty-one
9 hundredths percent of the adjusted revenue estimate.

10 4. The state general fund expenditure limitation
11 amount provided for in this section shall be used by
12 the governor in the preparation of the budget under
13 section 8.22 and by the general assembly in the budget
14 process. If a source for new revenues is proposed,
15 the budget revenue projection used for that new
16 revenue source for the period beginning on the
17 effective date of the new revenue source and ending in
18 the fiscal year in which the source is included in the
19 revenue base shall be an amount determined by
20 subtracting estimated tax refunds payable from the
21 projected revenue from that new revenue source,
22 multiplied by ninety-five and thirty-one hundredths
23 percent. If a new revenue source is established and
24 implemented, the original state general fund
25 expenditure limitation amount provided for in
26 subsection 3 shall be readjusted to include ninety-
27 five and thirty-one hundredths percent of the
28 estimated revenue from the new revenue source.

29 Sec. 2. Section 8.54, subsections 7 and 8, Code
30 2001, are amended by striking the subsections and
31 inserting in lieu thereof the following:

32 7. The governor shall transmit to the general
33 assembly, in accordance with section 8.21, a budget
34 which does not exceed the state general fund
35 expenditure limitation. The general assembly shall
36 pass a budget which does not exceed the state general
37 fund expenditure limitation. The governor shall not
38 transmit a budget with recommended appropriations in
39 excess of the state general fund expenditure
40 limitation and the general assembly shall not pass a
41 budget with appropriations in excess of the state
42 general fund expenditure limitation. In complying
43 with the requirements of this subsection, the governor
44 and the general assembly shall not rely on any
45 anticipated reversion of appropriations in order to
46 meet the state general fund expenditure limitation."

By MICHAEL E. GRONSTAL

S-3032 FILED FEBRUARY 13, 2001

LOST

2/13/01 (p. 301)

SENATE FILE 66

S-3033

1 Amend Senate File 66 as follows:

2 1. Page 1, by inserting before line 1 the
3 following:

4 "Section 1. Section 2.10, subsection 4, unnumbered
5 paragraph 1, Code 2001, is amended to read as follows:

6 The director of revenue and finance shall pay, from
7 moneys appropriated to the general assembly pursuant
8 to section 2.12, the travel and expenses of the
9 members of the general assembly commencing with the
10 first pay period after the names of such persons are
11 officially certified. The salaries of the members of
12 the general assembly shall be paid pursuant to any of
13 the following alternative methods:

14 Sec. _____. Section 2.10, subsection 6, Code 2001,
15 is amended to read as follows:

16 6. If a special session of the general assembly is
17 convened, members of the general assembly shall
18 receive, in addition to their annual salaries, the sum
19 of eighty-six dollars per day for each day the general
20 assembly is actually in special session, and the same
21 travel allowances and expenses as authorized by this
22 section which shall be payable from moneys
23 appropriated to the general assembly pursuant to
24 section 2.12. A member of the general assembly shall
25 receive the additional per diem, travel allowances and
26 expenses only for the days of attendance during a
27 special session.

28 Sec. _____. Section 2.11, unnumbered paragraph 1,
29 Code 2001, is amended to read as follows:

30 Each house of the general assembly may employ such
31 officers and employees as it ~~shall deem~~ deems
32 necessary for the conduct of its business. The
33 compensation of the chaplains, officers, and employees
34 of the general assembly shall be fixed by joint action
35 of the house and senate by resolution at the opening
36 of each session, or as soon ~~thereafter~~ after the
37 opening as conveniently can be done. Payment of the
38 compensation shall be from moneys appropriated to the
39 general assembly pursuant to section 2.12. Such
40 persons shall be furnished ~~by the state~~ such supplies
41 as may be necessary for the proper discharge of their
42 duties.

43 Sec. _____. Section 2.12, Code 2001, is amended to
44 read as follows:

45 2.12 EXPENSES OF GENERAL ASSEMBLY AND LEGISLATIVE
46 AGENCIES -- BUDGETS.

47 1. ~~There is appropriated out of any funds in the~~
48 ~~state treasury not otherwise appropriated a sum~~
49 ~~sufficient to pay for~~ The following expenses,
50 salaries, per diems, budgets, and other items shall be

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1 paid from appropriations made to the general assembly
2 for these purposes:

3 a. For legislative printing and all current and
4 miscellaneous expenses of the general assembly,
5 authorized by either the senate or the house, ~~and the~~
6 The director of revenue and finance shall issue
7 warrants for such items of expense upon requisition of
8 the president, majority leader, and secretary of the
9 senate or the speaker and chief clerk of the house.

10 b. ~~There is appropriated out of any funds in the~~
11 ~~state treasury not otherwise appropriated, such sums~~
12 ~~as are necessary, for~~ For each house of the general
13 assembly for the payment of any unpaid expense of the
14 general assembly incurred during or in the interim
15 between sessions of the general assembly, including
16 but not limited to salaries and necessary travel and
17 actual expenses of members, expenses of standing and
18 interim committees or subcommittees, and per diem or
19 expenses for members of the general assembly who serve
20 on statutory boards, commissions, or councils for
21 which per diem or expenses are authorized by law. The
22 director of revenue and finance shall issue warrants
23 for such items of expense upon requisition of the
24 president, majority leader, and secretary of the
25 senate for senate ~~expense~~ expenses or the speaker and
26 chief clerk of the house for house ~~expense~~ expenses.

27 c. ~~There is appropriated out of any funds in the~~
28 ~~state treasury not otherwise appropriated, such sums~~
29 ~~as are necessary for~~ For the renovation, remodeling,
30 or preparation of the legislative chambers,
31 legislative offices, or other areas or facilities used
32 or to be used by the legislative branch of government,
33 and for the purchase of legislative equipment and
34 supplies deemed necessary to properly carry out the
35 functions of the general assembly. The director of
36 revenue and finance shall issue warrants for such
37 items of expense, whether incurred during or between
38 sessions of the general assembly, upon requisition of
39 the president, majority leader, and secretary of the
40 senate for senate ~~expense~~ expenses or the speaker and
41 chief clerk of the house for house ~~expense~~ expenses.

42 d. ~~There is appropriated out of any funds in the~~
43 ~~state treasury not otherwise appropriated such sums as~~
44 ~~may be necessary for~~ For the fiscal year budgets of
45 the legislative service bureau, the legislative fiscal
46 bureau, the citizens' aide office and the computer
47 support bureau for salaries, support, maintenance, and
48 miscellaneous purposes to carry out their statutory
49 responsibilities.

50 2. The director of revenue and finance shall issue

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1 warrants for salaries, support, maintenance, and
2 miscellaneous purposes upon requisition by the
3 administrative head of each statutory agency. The
4 legislative service bureau, the legislative fiscal
5 bureau, the citizens' aide office, and the computer
6 support bureau shall submit their proposed budgets to
7 the legislative council not later than September 1 of
8 each year. The legislative council shall review and
9 approve the proposed budgets not later than December 1
10 of each year. The legislative council on behalf of
11 the general assembly shall propose a budget for the
12 general assembly for the payment of expenses,
13 salaries, per diems, and other items for which the
14 general assembly is required to pay. The proposed
15 budget shall include a budget for both houses of the
16 general assembly. The budget approved by the
17 legislative council for each of its statutory
18 legislative agencies and its proposed budget for the
19 general assembly shall be transmitted by the
20 legislative council to the department of management on
21 or before December 1 of each year for the fiscal year
22 beginning July 1 of the following year. The
23 department of management shall submit the approved
24 budgets received from the legislative council to the
25 governor for review and revision as necessary for
26 inclusion in the governor's proposed budget for the
27 succeeding fiscal year. The approved and proposed
28 budgets developed by the legislative council shall
29 also be submitted to the chairpersons of the
30 committees on appropriations. ~~The committees on~~
31 ~~appropriations may allocate from the funds~~
32 ~~appropriated by this section the funds contained in~~
33 ~~the approved budgets, or such other amounts as~~
34 ~~specified, pursuant to a concurrent resolution to be~~
35 ~~approved by both houses of the general assembly.~~ The
36 director of revenue and finance shall issue warrants
37 for salaries, support, maintenance, and miscellaneous
38 purposes upon requisition by the administrative head
39 of each statutory legislative agency. If the
40 legislative council elects to change the approved
41 budget for a legislative agency prior to July 1, the
42 legislative council shall transmit the amount of the
43 budget revision to the department of management prior
44 to July 1 of the fiscal year, however, if the general
45 assembly approved the budget it cannot be changed
46 except pursuant to a concurrent resolution approved by
47 the general assembly.

48 Sec. ____ . Section 2.13, Code 2001, is amended to
49 read as follows:

50 2.13 ISSUANCE OF WARRANTS.

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1 The director of revenue and finance shall also
2 issue to each officer and employee of the general
3 assembly, during legislative sessions or interim
4 periods, upon vouchers signed by the president,
5 majority leader, and secretary of the senate or the
6 speaker and chief clerk of the house, warrants for the
7 amount due for services rendered. The warrants shall
8 be paid ~~out of any moneys in the treasury not~~
9 ~~otherwise appropriated~~ from moneys appropriated to the
10 general assembly pursuant to section 2.12.

11 Sec. _____. Section 2.104, Code 2001, is amended to
12 read as follows:

13 2.104 BUDGET.

14 Expenses of the computer support bureau shall be
15 paid upon approval of the director of the bureau from
16 moneys appropriated to the general assembly pursuant
17 to section 2.12. The budget of the computer support
18 bureau for each fiscal year shall be prepared by the
19 director and submitted to the legislative council as
20 provided in section 2.12.

21 Sec. _____. Section 2B.22, Code 2001, is amended to
22 read as follows:

23 2B.22 APPROPRIATION.

24 ~~There is hereby appropriated out of any money in~~
25 ~~the treasury not otherwise appropriated an amount~~
26 ~~sufficient to defray all~~ The expenses incurred in the
27 carrying out of the provisions of this chapter shall
28 be paid from moneys appropriated to the general
29 assembly pursuant to section 2.12."

30 2. Page 1, by inserting after line 16 the
31 following:

32 "Sec. _____. Section 17A.8, subsection 3, Code 2001,
33 is amended to read as follows:

34 3. A committee member shall be paid the per diem
35 specified in section 2.10, subsection 5, for each day
36 in attendance and shall be reimbursed for actual and
37 necessary expenses. ~~There is appropriated from money~~
38 ~~in the general fund not otherwise appropriated an~~
39 ~~amount sufficient to pay~~ The costs incurred under this
40 section shall be paid from moneys appropriated to the
41 general assembly pursuant to section 2.12."

42 3. By renumbering as necessary.

By MICHAEL E. GRONSTAL

S-3033 FILED FEBRUARY 13, 2001

RULED OUT OF ORDER

2/13/01 (p. 301)

SENATE FILE 66

S-3034

1 Amend Senate File 66 as follows:

2 1. Page 1, by inserting before line 1 the
3 following:

4 "Section 1. SAVINGS ACCOUNT FUND APPROPRIATION.
5 There is appropriated from the general fund of the
6 state to the department of education for the fiscal
7 year beginning July 1, 2000, and ending June 30, 2001,
8 the following amount, or so much thereof as is
9 necessary, to be used for the purpose designated:

10 For deposit in the teacher compensation reform and
11 student achievement savings account fund created in
12 section 8.57B:

13 \$ 42,000,000

14 Notwithstanding section 8.33, moneys appropriated
15 in this section shall not revert at the close of the
16 fiscal year."

17 2. Page 1, line 6, by inserting after the word
18 "limitation." the following: "The governor's budget
19 transmitted in accordance with section 8.21 shall
20 incorporate all other funds affecting directly or
21 indirectly the condition of the general fund of the
22 state, including but not limited to the funds created
23 in sections 8.55, 8.56, 8.57, 8.57A, and 8.57B."

24 3. Page 1, by inserting after line 16, the
25 following:

26 "Sec. ____ . NEW SECTION. 8.57B TEACHER
27 COMPENSATION REFORM AND STUDENT ACHIEVEMENT SAVINGS
28 ACCOUNT FUND.

29 1. A teacher compensation reform and student
30 achievement savings account fund is created as a
31 separate and distinct fund in the state treasury under
32 the control of the department of education. Moneys in
33 the fund in a fiscal year shall be used as directed by
34 the general assembly for teacher compensation reform
35 and student achievement activities approved by the
36 Seventy-ninth General Assembly, First Regular Session,
37 or by future general assemblies.

38 2. Revenue for the teacher compensation reform and
39 student achievement savings account fund shall be
40 deposited with the treasurer of state and credited to
41 the fund and shall include, but is not limited to,
42 moneys in the form of a devise, gift, bequest,
43 donation, federal or other grant, reimbursement,
44 repayment, judgment, transfer, payment, or
45 appropriation from any source intended to be used for
46 the purposes of the fund.

47 3. Notwithstanding section 8.33, moneys
48 appropriated for deposit in the teacher compensation
49 reform and student achievement savings account fund
50 shall not revert but shall remain available for

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1 expenditure as directed by the general assembly in
2 appropriations made from the fund.

3 Sec. ____ . EFFECTIVE DATE. This Act, being deemed
4 of immediate importance, takes effect upon enactment."

5 4. Title page, line 4, by inserting after the
6 word "assembly" the following: ", making an
7 appropriation, and providing an effective date".

By MIKE CONNOLLY

S-3034 FILED FEBRUARY 13, 2001

RULED OUT OF ORDER

2/13/01

(R 302)

SENATE FILE 66

S-3035

1 Amend Senate File 66 as follows:

2 1. Page 1, by inserting before line 1 the
3 following:

4 "Section 1. SAVINGS ACCOUNT FUND APPROPRIATION.
5 There is appropriated from the general fund of the
6 state to the department of education for the fiscal
7 year beginning July 1, 2001, and ending June 30, 2002,
8 the following amount, or so much thereof as is
9 necessary, to be used for the purpose designated:

10 For deposit in the teacher compensation reform and
11 student achievement savings account fund created in
12 section 8.57B:

13 \$ 42,000,000

14 Notwithstanding section 8.33, moneys appropriated
15 in this section shall not revert at the close of the
16 fiscal year."

17 2. Page 1, line 6, by inserting after the word
18 "limitation." the following: "The governor's budget
19 transmitted in accordance with section 8.21 shall
20 incorporate all other funds affecting directly or
21 indirectly the condition of the general fund of the
22 state, including but not limited to the funds created
23 in sections 8.55, 8.56, 8.57, 8.57A, and 8.57B."

24 3. Page 1, by inserting after line 16, the
25 following:

26 "Sec. ____ . NEW SECTION. 8.57B TEACHER
27 COMPENSATION REFORM AND STUDENT ACHIEVEMENT SAVINGS
28 ACCOUNT FUND.

29 1. A teacher compensation reform and student
30 achievement savings account fund is created as a
31 separate and distinct fund in the state treasury under
32 the control of the department of education. Moneys in
33 the fund in a fiscal year shall be used as directed by
34 the general assembly for teacher compensation reform
35 and student achievement activities approved by the
36 Seventy-ninth General Assembly, First Regular Session,
37 or by future general assemblies.

38 2. Revenue for the teacher compensation reform and
39 student achievement savings account fund shall be
40 deposited with the treasurer of state and credited to
41 the fund and shall include, but is not limited to,
42 moneys in the form of a devise, gift, bequest,
43 donation, federal or other grant, reimbursement,
44 repayment, judgment, transfer, payment, or
45 appropriation from any source intended to be used for
46 the purposes of the fund.

47 3. Notwithstanding section 8.33, moneys
48 appropriated for deposit in the teacher compensation
49 reform and student achievement savings account fund
50 shall not revert but shall remain available for

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1 expenditure as directed by the general assembly in
2 appropriations made from the fund."
3 4. Title page, line 4, by inserting after the
4 word "assembly" the following: "and making an
5 appropriation".

By PATRICIA HARPER**S-3035** FILED FEBRUARY 13, 2001

RULED OUT OF ORDER

*2/13/01 (p. 302)***SENATE FILE 66****S-3036**

1 Amend Senate File 66 as follows:
2 1. Page 1, line 12, by striking the word "In" and
3 inserting the following: "Except as necessary to
4 provide funding designated for the vision Iowa program
5 established in section 15F.302, in".

By THOMAS FIEGEN**S-3036** FILED FEBRUARY 13, 2001LOST *(p. 303) 2/13/01***SENATE FILE 66****S-3037**

1 Amend Senate File 66 as follows:
2 1. Page 1, line 12, by striking the word "In" and
3 inserting the following: "Except as necessary to
4 provide funding designated for immigration service
5 centers, in".

By PATRICK J. DELUHERY**S-3037** FILED FEBRUARY 13, 2001LOST *(p. 303) 2/13/01***SENATE FILE 66****S-3038**

1 Amend Senate File 66 as follows:
2 1. Page 1, line 12, by striking the word "In" and
3 inserting the following: "Except as necessary to
4 provide funding for school on-time funding budget
5 adjustments, in".

By ROBERT E. DVORSKY**S-3038** FILED FEBRUARY 13, 2001LOST *2/13/01*
(p. 304)

SENATE FILE 66**S-3039**

1 Amend Senate File 66 as follows:

2 1. Page 1, line 12, by striking the word "In" and
3 inserting the following: "Except as necessary to
4 provide funding designated for the university of
5 northern Iowa, in".

By PATRICIA HARPER

S-3039 FILED FEBRUARY 13, 2001

LOST *2/13/01*
(p. 304)

SENATE FILE 66**S-3040**

1 Amend Senate File 66 as follows:

2 1. Page 1, line 12, by striking the word "In" and
3 inserting the following: "Except as necessary to
4 provide funding designated for the Iowa veterans home,
5 in".

By JOHNIE HAMMOND

S-3040 FILED FEBRUARY 13, 2001

LOST *(p. 306)*
2/13/01

SENATE FILE 66**S-3041**

1 Amend Senate File 66 as follows:

2 1. Page 1, line 12, by striking the word "In" and
3 inserting the following: "Except as necessary to
4 provide funding designated for restoration of the
5 capitol, in".

By MATT McCOY

S-3041 FILED FEBRUARY 13, 2001

LOST
(p. 306) 2/13/01

SENATE FILE 66

S-3042

1 Amend Senate File 66 as follows:
2 1. Page 1, by inserting after line 16 the
3 following:
4 "Sec. 100. PILOT PROJECT FOR REFUND OF PROCESSING
5 FEES.
6 1. As used in this section:
7 a. "Customer" means a person paying a fee as
8 provided in paragraph "c", as part of an application
9 for the issuance of a renewed license or certification
10 by a participating agency.
11 b. "Participating agency" means the Iowa
12 department of public health or the professional
13 licensing division of the department of commerce that
14 elects to participate in the pilot project as provided
15 in subsection 2.
16 c. "Processing fee" means a fee that is required
17 to be paid to a participating agency as follows:
18 (1) The Iowa department of public health for
19 issuing a renewed emergency medical care provider
20 certification pursuant to section 147A.6 for which a
21 fee is required pursuant to rules adopted by the
22 department under section 147A.4.
23 (2) The professional licensing division, for
24 issuing any of the following:
25 (a) The renewal of a certificate of licensure as a
26 professional engineer pursuant to section 542B.18 for
27 which a fee is required pursuant to section 542B.30.
28 (b) The renewal of a license to practice as an
29 accounting practitioner pursuant to section 542C.20
30 for which a fee is required pursuant to section
31 542C.15.
32 (c) The renewal of a license as a real estate
33 broker or real estate salesperson pursuant to section
34 543B.28 for which a fee is required pursuant to
35 section 543B.27.
36 (d) The renewal of a certification as a real
37 estate appraiser pursuant to section 543D:7 for which
38 a fee is required pursuant to section 543D.6.
39 (e) The renewal of a certificate of registration
40 as an architect pursuant to section 544A.10 for which
41 a fee is required pursuant to section 544A.11.
42 (f) The renewal of a certificate of registration
43 as a landscape architect pursuant to section 544B.13
44 for which a fee is required pursuant to section
45 544B.14.
46 2. The department of management in cooperation
47 with a participating agency may establish a pilot
48 project for the refund of all or a portion of
49 processing fees paid by customers. The following
50 shall apply to a participating agency:

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1 a. The participating agency shall refund all or a
2 portion of a processing fee to a customer if the
3 participating agency fails to issue a license or
4 certification in a manner and within a period of time
5 customary for issuing similar licenses and
6 certifications.

7 b. The participating agency is not required to
8 refund any amount of a processing fee if the failure
9 to issue a license or certification is primarily
10 caused by the customer, including the customer's
11 failure to comply with legal requirements, furnish a
12 completed application or document, or cooperate with
13 the participating agency as required by the
14 participating agency.

15 3. Each participating agency shall adopt rules
16 pursuant to chapter 17A necessary in order to
17 administer this section. The participating agencies
18 shall cooperate in order to develop simple common
19 procedures for providing refunds, which may include a
20 uniform refund form. The agencies may cooperate with
21 the general assembly's joint oversight and
22 communications appropriations subcommittee or other
23 appropriate committee or subcommittee in carrying out
24 this section.

25 4. Each participating agency shall prepare a
26 report to the department of management. The report
27 shall analyze the administration of the pilot project,
28 including its effect on administrative efficiency, the
29 collection of revenue, and customer reactions. The
30 reports shall be delivered to the department of
31 management not later than November 1, 2002. The
32 department of management shall compile the reports and
33 include any findings or recommendations by the
34 department. The department's compiled report shall be
35 delivered to the governor and general assembly not
36 later than January 10, 2003.

37 Sec. ____ . Section 100 of this Act, enacting a
38 pilot project for refund of processing fees, is
39 repealed January 11, 2003."

40 2. By renumbering as necessary.

By JOE BOLKCOM

S-3042 FILED FEBRUARY 13, 2001

RULED OUT OF ORDER

(p. 314)

SENATE FILE 66**S-3043**

1 Amend Senate File 66 as follows:
2 1. Page 1, line 12, by striking the word "In" and
3 inserting the following: "Except as necessary to
4 provide funding designated for the center for
5 excellence in fundamental plant sciences at Iowa state
6 university of science and technology, in".

By JOHNIE HAMMOND**S-3043** FILED FEBRUARY 13, 2001

LOST

2/13/01

(p. 307)

SENATE FILE 66**S-3044**

1 Amend Senate File 66 as follows:
2 1. Page 1, line 12, by striking the word "In" and
3 inserting the following: "Except as necessary to
4 provide funding for a budget adjustment for those
5 school districts with declining enrollment, in".

By BETTY A. SOUKUP**S-3044** FILED FEBRUARY 13, 2001

LOST

2/13/01

(p. 308)

SENATE FILE 66**S-3045**

1 Amend Senate File 66 as follows:
2 1. Page 1, line 12, by striking the word "In" and
3 inserting the following: "Except as necessary to
4 provide funding designated for foster care and other
5 child welfare services, in".

By THOMAS FIEGEN**S-3045** FILED FEBRUARY 13, 2001

LOST

2/13/01

(p. 309)

SENATE FILE 66**S-3046**

1 Amend Senate File 66 as follows:
2 1. Page 1, line 12, by striking the word "In" and
3 inserting the following: "Except as necessary to
4 provide funding designated for lake dredging, in".

By DENNIS H. BLACK**S-3046** FILED FEBRUARY 13, 2001

LOST

(p. 309)

2/13/01

SENATE FILE 66**S-3047**

- 1 Amend Senate File 66 as follows:
- 2 1. Page 1, line 12, by striking the word "In" and
- 3 inserting the following: "Except as necessary to
- 4 provide funding designated for water quality
- 5 activities, in".

By DENNIS H. BLACK**S-3047** FILED FEBRUARY 13, 2001LOST *2/13/01**(p. 309)***SENATE FILE 66****S-3048**

- 1 Amend Senate File 66 as follows:
- 2 1. Page 1, line 12, by striking the word "In" and
- 3 inserting the following: "Except as necessary to
- 4 provide funding designated for class size reduction in
- 5 school programs, in".

By JACK HOLVECK**S-3048** FILED FEBRUARY 13, 2001LOST *2/13/01 (p. 310)***SENATE FILE 66****S-3049**

- 1 Amend Senate File 66 as follows:
- 2 1. Page 1, line 12, by striking the word "In" and
- 3 inserting the following: "Except as necessary to
- 4 provide funding designated for department of human
- 5 services child abuse assessment staff, in".

By JOHNIE HAMMOND**S-3049** FILED FEBRUARY 13, 2001LOST *2/13/01**(p. 311)***SENATE FILE 66****S-3050**

- 1 Amend Senate File 66 as follows:
- 2 1. Page 1, line 12, by striking the word "In" and
- 3 inserting the following: "Except as necessary to
- 4 provide funding designated for community empowerment
- 5 areas, family support programs, programs for at-risk
- 6 children, and other early childhood programs, in".

By ROBERT E. DVORSKY**S-3050** FILED FEBRUARY 13, 2001

LOST

2/13/01 (p. 311)

SENATE FILE 66

S-3051

- 1 Amend Senate File 66 as follows:
- 2 1. Page 1, line 12, by striking the word "In" and
- 3 inserting the following: "Except as necessary to
- 4 provide funding designated for sex offender registry
- 5 and treatment costs, in".

By ROBERT E. DVORSKY

S-3051 FILED FEBRUARY 13, 2001

LOST

2/13/01

(p. 311)

SENATE FILE 66

S-3052

- 1 Amend Senate File 66 as follows:
- 2 1. Page 1, line 12, by striking the word "In" and
- 3 inserting the following: "Except as necessary to
- 4 provide funding designated for the braille and sight
- 5 saving school or the school for the deaf, in".

By MICHAEL E. GRONSTAL

S-3052 FILED FEBRUARY 13, 2001

LOST

2/13/01

(p. 312)

SENATE FILE 66

S-3053

- 1 Amend Senate File 66 as follows:
- 2 1. Page 1, line 12, by striking the word "In" and
- 3 inserting the following: "Except as necessary to
- 4 provide funding designated for homemaker-home health
- 5 aide services, in".

By THOMAS FIEGEN

S-3053 FILED FEBRUARY 13, 2001

LOST

2/13/01

(p. 312)

SENATE FILE 66

S-3054

- 1 Amend Senate File 66 as follows:
- 2 1. Page 1, line 12, by striking the word "In" and
- 3 inserting the following: "Except as necessary to
- 4 provide funding designated for support and promotion
- 5 of ethanol and other alternative fuels, in".

By JOHN P. KIBBIE

S-3054 FILED FEBRUARY 13, 2001

LOST

2/13/01

(p. 312)

SENATE FILE 66

S-3055

- 1 Amend Senate File 66 as follows:
- 2 1. Page 1, line 12, by striking the word "In" and
- 3 inserting the following: "Except as necessary to
- 4 provide funding designated for a program or purpose
- 5 which will draw down federal funding, in".

By TOM FLYNN

S-3055 FILED FEBRUARY 13, 2001

LOST *2/13/01*
(P. 312)

SENATE FILE 66

S-3056

- 1 Amend Senate File 66 as follows:
- 2 1. Page 1, line 12, by striking the word "In" and
- 3 inserting the following: "Except as necessary to
- 4 provide funding for the establishment of the state
- 5 percent of growth for purposes of the state school
- 6 foundation program under section 257.8, in".

By MIKE CONNOLLY

S-3056 FILED FEBRUARY 13, 2001

LOST
2/13/01
(P. 312)

SENATE FILE 66

S-3057

- 1 Amend Senate File 66 as follows:
- 2 1. Page 1, line 12, by striking the word "In" and
- 3 inserting the following: "Except as necessary to
- 4 provide funding designated for economic development
- 5 purposes, in".

By TOM FLYNN
MARK SHEARER

S-3057 FILED FEBRUARY 19, 2001

LOST
2/13/01
(P. 312)

SENATE FILE 66

S-3058

- 1 Amend Senate File 66 as follows:
- 2 1. Page 1, line 12, by striking the word "In" and
- 3 inserting the following: "Except as necessary to
- 4 provide funding designated for the operation of adult
- 5 correctional facilities, in".

By ROBERT E. DVORSKY
EUGENE S. FRIS

SENATE FILE 66

S-3059

- 1 Amend Senate File 66 as follows:
- 2 1. Page 1, line 12, by striking the word "In" and
- 3 inserting the following: "Except as necessary to
- 4 provide funding designated for teacher salaries, in".

By BILL FINK

S-3059 FILED FEBRUARY 13, 2001

LOST

2/13/01

(p. 314)

SENATE FILE 66

S-3060

- 1 Amend Senate File 66 as follows:
- 2 1. Page 1, line 12, by striking the word "In" and
- 3 inserting the following: "Except as necessary to
- 4 provide funding designated for the child protection
- 5 system, in".

By PATRICIA HARPER

S-3060 FILED FEBRUARY 13, 2001

LOST

2/13/01

(p. 314)

SENATE FILE 66**H-1117**

1 Amend Senate File 66, as passed by the Senate, as
2 follows:

3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding designated for the braille and sight
6 saving school or the school for the deaf, in".

By MURPHY of Dubuque

H-1117 FILED FEBRUARY 28, 2001

W/D
3/27/01

SENATE FILE 66**H-1118**

1 Amend Senate File 66, as passed by the Senate, as
2 follows:

3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding designated for restoration of the
6 capitol, in".

By MURPHY of Dubuque

H-1118 FILED FEBRUARY 28, 2001

W/D
3/27/01

SENATE FILE 66

H-1119

1 Amend Senate File 66, as passed by the Senate, as
2 follows:

3 1. Page 1, by inserting before line 1 the
4 following:

5 "Section 1. Section 2.10, subsection 4, unnumbered
6 paragraph 1, Code 2001, is amended to read as follows:

7 The director of revenue and finance shall pay, from
8 moneys appropriated to the general assembly pursuant
9 to section 2.12, the travel and expenses of the
10 members of the general assembly commencing with the
11 first pay period after the names of such persons are
12 officially certified. The salaries of the members of
13 the general assembly shall be paid pursuant to any of
14 the following alternative methods:

15 Sec. _____. Section 2.10, subsection 6, Code 2001,
16 is amended to read as follows:

17 6. If a special session of the general assembly is
18 convened, members of the general assembly shall
19 receive, in addition to their annual salaries, the sum
20 of eighty-six dollars per day for each day the general
21 assembly is actually in special session, and the same
22 travel allowances and expenses as authorized by this
23 section which shall be payable from moneys
24 appropriated to the general assembly pursuant to
25 section 2.12. A member of the general assembly shall
26 receive the additional per diem, travel allowances and
27 expenses only for the days of attendance during a
28 special session.

29 Sec. _____. Section 2.11, unnumbered paragraph 1,
30 Code 2001, is amended to read as follows:

31 Each house of the general assembly may employ such
32 officers and employees as it ~~shall deem~~ deems
33 necessary for the conduct of its business. The
34 compensation of the chaplains, officers, and employees
35 of the general assembly shall be fixed by joint action
36 of the house and senate by resolution at the opening
37 of each session, or as soon ~~thereafter~~ after the
38 opening as conveniently can be done. Payment of the
39 compensation shall be from moneys appropriated to the
40 general assembly pursuant to section 2.12. Such
41 persons shall be furnished ~~by the state~~ such supplies
42 as may be necessary for the proper discharge of their
43 duties.

44 Sec. _____. Section 2.12, Code 2001, is amended to
45 read as follows:

46 2.12 EXPENSES OF GENERAL ASSEMBLY AND LEGISLATIVE
47 AGENCIES -- BUDGETS.

48 ~~1. There is appropriated out of any funds in the~~
49 ~~state treasury not otherwise appropriated a sum~~
50 ~~sufficient to pay for~~ The following expenses,

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1 salaries, per diems, budgets, and other items shall be
2 paid from appropriations made to the general assembly
3 for these purposes:

4 a. For legislative printing and all current and
5 miscellaneous expenses of the general assembly,
6 authorized by either the senate or the house, ~~and the.~~
7 The director of revenue and finance shall issue
8 warrants for such items of expense upon requisition of
9 the president, majority leader, and secretary of the
10 senate or the speaker and chief clerk of the house.

11 ~~b. There is appropriated out of any funds in the~~
12 ~~state treasury not otherwise appropriated, such sums~~
13 ~~as are necessary, for~~ For each house of the general
14 assembly for the payment of any unpaid expense of the
15 general assembly incurred during or in the interim
16 between sessions of the general assembly, including
17 but not limited to salaries and necessary travel and
18 actual expenses of members, expenses of standing and
19 interim committees or subcommittees, and per diem or
20 expenses for members of the general assembly who serve
21 on statutory boards, commissions, or councils for
22 which per diem or expenses are authorized by law. The
23 director of revenue and finance shall issue warrants
24 for such items of expense upon requisition of the
25 president, majority leader, and secretary of the
26 senate for senate ~~expense~~ expenses or the speaker and
27 chief clerk of the house for house ~~expense~~ expenses.

28 c. ~~There is appropriated out of any funds in the~~
29 ~~state treasury not otherwise appropriated, such sums~~
30 ~~as are necessary for~~ For the renovation, remodeling,
31 or preparation of the legislative chambers,
32 legislative offices, or other areas or facilities used
33 or to be used by the legislative branch of government,
34 and for the purchase of legislative equipment and
35 supplies deemed necessary to properly carry out the
36 functions of the general assembly. The director of
37 revenue and finance shall issue warrants for such
38 items of expense, whether incurred during or between
39 sessions of the general assembly, upon requisition of
40 the president, majority leader, and secretary of the
41 senate for senate ~~expense~~ expenses or the speaker and
42 chief clerk of the house for house ~~expense~~ expenses.

43 d. ~~There is appropriated out of any funds in the~~
44 ~~state treasury not otherwise appropriated such sums as~~
45 ~~may be necessary for~~ For the fiscal year budgets of
46 the legislative service bureau, the legislative fiscal
47 bureau, the citizens' aide office and the computer
48 support bureau for salaries, support, maintenance, and
49 miscellaneous purposes to carry out their statutory
50 responsibilities.

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1 2. The director of revenue and finance shall issue
2 warrants for salaries, support, maintenance, and
3 miscellaneous purposes upon requisition by the
4 administrative head of each statutory agency. The
5 legislative service bureau, the legislative fiscal
6 bureau, the citizens' aide office, and the computer
7 support bureau shall submit their proposed budgets to
8 the legislative council not later than September 1 of
9 each year. The legislative council shall review and
10 approve the proposed budgets not later than December 1
11 of each year. The legislative council on behalf of
12 the general assembly shall propose a budget for the
13 general assembly for the payment of expenses,
14 salaries, per diems, and other items for which the
15 general assembly is required to pay. The proposed
16 budget shall include a budget for both houses of the
17 general assembly. The budget approved by the
18 legislative council for each of its statutory
19 legislative agencies and its proposed budget for the
20 general assembly shall be transmitted by the
21 legislative council to the department of management on
22 or before December 1 of each year for the fiscal year
23 beginning July 1 of the following year. The
24 department of management shall submit the approved
25 budgets received from the legislative council to the
26 governor for review and revision as necessary for
27 inclusion in the governor's proposed budget for the
28 succeeding fiscal year. The approved and proposed
29 budgets developed by the legislative council shall
30 also be submitted to the chairpersons of the
31 committees on appropriations. ~~The committees on~~
32 ~~appropriations may allocate from the funds~~
33 ~~appropriated by this section the funds contained in~~
34 ~~the approved budgets, or such other amounts as~~
35 ~~specified, pursuant to a concurrent resolution to be~~
36 ~~approved by both houses of the general assembly. The~~
37 ~~director of revenue and finance shall issue warrants~~
38 ~~for salaries, support, maintenance, and miscellaneous~~
39 ~~purposes upon requisition by the administrative head~~
40 ~~of each statutory legislative agency. If the~~
41 ~~legislative council elects to change the approved~~
42 ~~budget for a legislative agency prior to July 1, the~~
43 ~~legislative council shall transmit the amount of the~~
44 ~~budget revision to the department of management prior~~
45 ~~to July 1 of the fiscal year, however, if the general~~
46 ~~assembly approved the budget it cannot be changed~~
47 ~~except pursuant to a concurrent resolution approved by~~
48 ~~the general assembly.~~

49 Sec. ____ . Section 2.13, Code 2001, is amended to
50 read as follows:

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1 2.13 ISSUANCE OF WARRANTS.

2 The director of revenue and finance shall also
3 issue to each officer and employee of the general
4 assembly, during legislative sessions or interim
5 periods, upon vouchers signed by the president,
6 majority leader, and secretary of the senate or the
7 speaker and chief clerk of the house, warrants for the
8 amount due for services rendered. The warrants shall
9 be paid ~~out of any moneys in the treasury not~~
10 ~~otherwise appropriated~~ from moneys appropriated to the
11 general assembly pursuant to section 2.12.

12 Sec. _____. Section 2.104, Code 2001, is amended to
13 read as follows:

14 2.104 BUDGET.

15 Expenses of the computer support bureau shall be
16 paid upon approval of the director of the bureau from
17 moneys appropriated to the general assembly pursuant
18 to section 2.12. The budget of the computer support
19 bureau for each fiscal year shall be prepared by the
20 director and submitted to the legislative council as
21 provided in section 2.12.

22 Sec. _____. Section 2B.22, Code 2001, is amended to
23 read as follows:

24 2B.22 APPROPRIATION.

25 ~~There is hereby appropriated out of any money in~~
26 ~~the treasury not otherwise appropriated an amount~~
27 ~~sufficient to defray all~~ The expenses incurred in the
28 carrying out of the provisions of this chapter shall
29 be paid from moneys appropriated to the general
30 assembly pursuant to section 2.12."

31 2. Page 1, by inserting after line 16 the
32 following:

33 "Sec. _____. Section 17A.8, subsection 3, Code 2001,
34 is amended to read as follows:

35 3. A committee member shall be paid the per diem
36 specified in section 2.10, subsection 5, for each day
37 in attendance and shall be reimbursed for actual and
38 necessary expenses. ~~There is appropriated from money~~
39 ~~in the general fund not otherwise appropriated an~~
40 ~~amount sufficient to pay~~ The costs incurred under this
41 section shall be paid from moneys appropriated to the
42 general assembly pursuant to section 2.12."

43 3. By renumbering as necessary.

By MURPHY of Dubuque

H-1119 FILED FEBRUARY 28, 2001

W/D
3/27/01

SENATE FILE 66**H-1120**

1 Amend Senate File 66, as passed by the Senate, as
2 follows:

3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding designated for a program or purpose
6 which will draw down federal funding, in".

By MURPHY of Dubuque

H-1120 FILED FEBRUARY 28, 2001

W/D
3/27/01

SENATE FILE 66**H-1121**

1 Amend Senate File 66, as passed by the Senate, as
2 follows:

3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding designated for the university of
6 northern Iowa, in".

By WITT of Black Hawk

H-1121 FILED FEBRUARY 28, 2001

W/D
3/27/01

SENATE FILE 66**H-1122**

1 Amend Senate File 66, as passed by the Senate, as
2 follows:

3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding designated for department of human
6 services child abuse assessment staff, in".

By KREIMAN of Davis

H-1122 FILED FEBRUARY 28, 2001

W/D
3/27/01

SENATE FILE 66**H-1123**

1 Amend Senate File 66, as passed by the Senate, as
2 follows:

3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding designated for water quality
6 activities, in".

By SCHRADER of Marion

H-1123 FILED FEBRUARY 28, 2001

W/D
3/27/01

SENATE FILE 66**H-1124**

1 Amend Senate File 66, as passed by the Senate, as
2 follows:

3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding for a budget adjustment for those
6 school districts with declining enrollment, in".

By QUIRK of Chickasaw

H-1124 FILED FEBRUARY 28, 2001

W/D

3/27/01

SENATE FILE 66**H-1125**

1 Amend Senate File 66, as passed by the Senate, as
2 follows:

3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding designated for lake dredging, in".

By ATTEBERRY of Delaware

H-1125 FILED FEBRUARY 28, 2001

3/27/01 W/D

SENATE FILE 66**H-1126**

1 Amend Senate File 66, as passed by the Senate, as
2 follows:

3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding designated for the child protection
6 system, in".

By SHOULTZ of Black Hawk

H-1126 FILED FEBRUARY 28, 2001

W/D

3/27/01

SENATE FILE 66**H-1127**

1 Amend Senate File 66, as passed by the Senate, as
2 follows:

3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding designated for the center for
6 excellence in fundamental plant sciences at Iowa state
7 university of science and technology, in".

By GREIMANN of Story

H-1127 FILED FEBRUARY 28, 2001

3/27/01 W/D

SENATE FILE 66**H-1128**

1 Amend Senate File 66, as passed by the Senate, as
2 follows:

3 1. Page 1, by inserting after line 16 the
4 following:

5 "Sec. 100. PILOT PROJECT FOR REFUND OF PROCESSING
6 FEES.

7 1. As used in this section:

8 a. "Customer" means a person paying a fee as
9 provided in paragraph "c", as part of an application
10 for the issuance of a renewed license or certification
11 by a participating agency.

12 b. "Participating agency" means the Iowa
13 department of public health or the professional
14 licensing division of the department of commerce that
15 elects to participate in the pilot project as provided
16 in subsection 2.

17 c. "Processing fee" means a fee that is required
18 to be paid to a participating agency as follows:

19 (1) The Iowa department of public health for
20 issuing a renewed emergency medical care provider
21 certification pursuant to section 147A.6 for which a
22 fee is required pursuant to rules adopted by the
23 department under section 147A.4.

24 (2) The professional licensing division, for
25 issuing any of the following:

26 (a) The renewal of a certificate of licensure as a
27 professional engineer pursuant to section 542B.18 for
28 which a fee is required pursuant to section 542B.30.

29 (b) The renewal of a license to practice as an
30 accounting practitioner pursuant to section 542C.20
31 for which a fee is required pursuant to section
32 542C.15.

33 (c) The renewal of a license as a real estate
34 broker or real estate salesperson pursuant to section
35 543B.28 for which a fee is required pursuant to
36 section 543B.27.

37 (d) The renewal of a certification as a real
38 estate appraiser pursuant to section 543D.7 for which
39 a fee is required pursuant to section 543D.6.

40 (e) The renewal of a certificate of registration
41 as an architect pursuant to section 544A.10 for which
42 a fee is required pursuant to section 544A.11.

43 (f) The renewal of a certificate of registration
44 as a landscape architect pursuant to section 544B.13
45 for which a fee is required pursuant to section
46 544B.14.

47 2. The department of management in cooperation
48 with a participating agency may establish a pilot
49 project for the refund of all or a portion of
50 processing fees paid by customers. The following

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1 shall apply to a participating agency:

2 a. The participating agency shall refund all or a
3 portion of a processing fee to a customer if the
4 participating agency fails to issue a license or
5 certification in a manner and within a period of time
6 customary for issuing similar licenses and
7 certifications.

8 b. The participating agency is not required to
9 refund any amount of a processing fee if the failure
10 to issue a license or certification is primarily
11 caused by the customer, including the customer's
12 failure to comply with legal requirements, furnish a
13 completed application or document, or cooperate with
14 the participating agency as required by the
15 participating agency.

16 3. Each participating agency shall adopt rules
17 pursuant to chapter 17A necessary in order to
18 administer this section. The participating agencies
19 shall cooperate in order to develop simple common
20 procedures for providing refunds, which may include a
21 uniform refund form. The agencies may cooperate with
22 the general assembly's joint oversight and
23 communications appropriations subcommittee or other
24 appropriate committee or subcommittee in carrying out
25 this section.

26 4. Each participating agency shall prepare a
27 report to the department of management. The report
28 shall analyze the administration of the pilot project,
29 including its effect on administrative efficiency, the
30 collection of revenue, and customer reactions. The
31 reports shall be delivered to the department of
32 management not later than November 1, 2002. The
33 department of management shall compile the reports and
34 include any findings or recommendations by the
35 department. The department's compiled report shall be
36 delivered to the governor and general assembly not
37 later than January 10, 2003.

38 Sec. ____ . Section 100 of this Act, enacting a
39 pilot project for refund of processing fees, is
40 repealed January 11, 2003."

41 2. By renumbering as necessary.

By HATCH of Polk

H-1128 FILED FEBRUARY 28, 2001

W/D
3/27/01

SENATE FILE 66

H-1129

1 Amend Senate File 66, as passed by the Senate, as
2 follows:
3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding designated for support and promotion
6 of ethanol and other alternative fuels, in".

By KUHN of Floyd

H-1129 FILED FEBRUARY 28, 2001

W/D 3/27/01

SENATE FILE 66

H-1134

1 Amend Senate File 66, as passed by the Senate, as
2 follows:
3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding for the establishment of the state
6 percent of growth for purposes of the state school
7 foundation program under section 257.8, in".

By WISE of Lee

H-1134 FILED FEBRUARY 28, 2001

W/D 3/27/01

SENATE FILE 66

H-1135

1 Amend Senate File 66, as passed by the Senate, as
2 follows:
3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding designated for homemaker-home health
6 aide services, in".

By FORD of Polk

H-1135 FILED FEBRUARY 28, 2001

W/D 3/27/01

SENATE FILE 66

H-1130

1 Amend Senate File 66, as passed by the Senate, as
2 follows:

3 1. Page 1, by inserting before line 1 the
4 following:

5 "Section 1. SAVINGS ACCOUNT FUND APPROPRIATION.
6 There is appropriated from the general fund of the
7 state to the department of education for the fiscal
8 year beginning July 1, 2000, and ending June 30, 2001,
9 the following amount, or so much thereof as is
10 necessary, to be used for the purpose designated:

11 For deposit in the teacher compensation reform and
12 student achievement savings account fund created in
13 section 8.57B:

14 \$ 42,000,000

15 Notwithstanding section 8.33, moneys appropriated
16 in this section shall not revert at the close of the
17 fiscal year."

18 2. Page 1, line 6, by inserting after the word
19 "limitation." the following: "The governor's budget
20 transmitted in accordance with section 8.21 shall
21 incorporate all other funds affecting directly or
22 indirectly the condition of the general fund of the
23 state, including but not limited to the funds created
24 in sections 8.55, 8.56, 8.57, 8.57A, and 8.57B."

25 3. Page 1, by inserting after line 16, the
26 following:

27 "Sec. ____ . NEW SECTION. 8.57B TEACHER
28 COMPENSATION REFORM AND STUDENT ACHIEVEMENT SAVINGS
29 ACCOUNT FUND.

30 1. A teacher compensation reform and student
31 achievement savings account fund is created as a
32 separate and distinct fund in the state treasury under
33 the control of the department of education. Moneys in
34 the fund in a fiscal year shall be used as directed by
35 the general assembly for teacher compensation reform
36 and student achievement activities approved by the
37 Seventy-ninth General Assembly, First Regular Session,
38 or by future general assemblies.

39 2. Revenue for the teacher compensation reform and
40 student achievement savings account fund shall be
41 deposited with the treasurer of state and credited to
42 the fund and shall include, but is not limited to,
43 moneys in the form of a devise, gift, bequest,
44 donation, federal or other grant, reimbursement,
45 repayment, judgment, transfer, payment, or
46 appropriation from any source intended to be used for
47 the purposes of the fund.

48 3. Notwithstanding section 8.33, moneys
49 appropriated for deposit in the teacher compensation
50 reform and student achievement savings account fund

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1 shall not revert but shall remain available for
2 expenditure as directed by the general assembly in
3 appropriations made from the fund.
4 Sec. ____ . EFFECTIVE DATE. This Act, being deemed
5 of immediate importance, takes effect upon enactment."
6 4. Title page, line 4, by inserting after the
7 word "assembly" the following: ", making an
8 appropriation, and providing an effective date".

By WISE of Lee**H-1130 FILED FEBRUARY 28, 2001***w/d
3/27/01***SENATE FILE 66****H-1131**

1 Amend Senate File 66, as passed by the Senate, as
2 follows:
3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding designated for economic development
6 purposes, in".

By DOTZLER of Black Hawk**H-1131 FILED FEBRUARY 28, 2001***w/d
3/27/01***SENATE FILE 66****H-1132**

1 Amend Senate File 66, as passed by the Senate, as
2 follows:
3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding designated for immigration service
6 centers, in".

By DOTZLER of Black Hawk**H-1132 FILED FEBRUARY 28, 2001***w/d
3/27/01***SENATE FILE 66****H-1133**

1 Amend Senate File 66, as passed by the Senate, as
2 follows:
3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding for school on-time funding budget
6 adjustments, in".

By WISE of Lee**H-1133 FILED FEBRUARY 28, 2001***w/d
3/27/01*

SENATE FILE 66

H-1136

1 Amend Senate File 66, as passed by the Senate, as
2 follows:
3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding designated for the Iowa veterans home,
6 in".

By SMITH of Marshall

H-1136 FILED MARCH 1, 2001

*W/D
3/27/01*

SENATE FILE 66

H-1137

1 Amend Senate File 66, as passed by the Senate, as
2 follows:
3 1. Page 1, line 12, by striking the word "In" and
4 inserting the following: "Except as necessary to
5 provide funding designated for sex offender registry
6 and treatment costs, in".

By OSTERHAUS of Jackson

H-1137 FILED MARCH 1, 2001

*W/D
3/27/01*

SENATE FILE 66

H-1138

1 Amend Senate File 66, as passed by the Senate, as
2 follows:

3 1. Page 1, by inserting before line 1 the
4 following:

5 "Section 1. SAVINGS ACCOUNT FUND APPROPRIATION.

6 There is appropriated from the general fund of the
7 state to the department of education for the fiscal
8 year beginning July 1, 2001, and ending June 30, 2002,
9 the following amount, or so much thereof as is
10 necessary, to be used for the purpose designated:

11 For deposit in the teacher compensation reform and
12 student achievement savings account fund created in
13 section 8.57B:

14 \$ 42,000,000

15 Notwithstanding section 8.33, moneys appropriated
16 in this section shall not revert at the close of the
17 fiscal year."

18 2. Page 1, line 6, by inserting after the word
19 "limitation." the following: "The governor's budget
20 transmitted in accordance with section 8.21 shall
21 incorporate all other funds affecting directly or
22 indirectly the condition of the general fund of the
23 state, including but not limited to the funds created
24 in sections 8.55, 8.56, 8.57, 8.57A, and 8.57B."

25 3. Page 1, by inserting after line 16, the
26 following:

27 "Sec. ____ . NEW SECTION. 8.57B TEACHER
28 COMPENSATION REFORM AND STUDENT ACHIEVEMENT SAVINGS
29 ACCOUNT FUND.

30 1. A teacher compensation reform and student
31 achievement savings account fund is created as a
32 separate and distinct fund in the state treasury under
33 the control of the department of education. Moneys in
34 the fund in a fiscal year shall be used as directed by
35 the general assembly for teacher compensation reform
36 and student achievement activities approved by the
37 Seventy-ninth General Assembly, First Regular Session,
38 or by future general assemblies.

39 2. Revenue for the teacher compensation reform and
40 student achievement savings account fund shall be
41 deposited with the treasurer of state and credited to
42 the fund and shall include, but is not limited to,
43 moneys in the form of a devise, gift, bequest,
44 donation, federal or other grant, reimbursement,
45 repayment, judgment, transfer, payment, or
46 appropriation from any source intended to be used for
47 the purposes of the fund.

48 3. Notwithstanding section 8.33, moneys
49 appropriated for deposit in the teacher compensation
50 reform and student achievement savings account fund

H-1138

Page 2

1 shall not revert but shall remain available for
 2 expenditure as directed by the general assembly in
 3 appropriations made from the fund."
 4 4. Title page, line 4, by inserting after the
 5 word "assembly" the following: "and making an
 6 appropriation".

By MASCHER of Johnson

H-1138 FILED MARCH 1, 2001

*Ante 3/26/01
(P 878)*

SENATE FILE 66

H-1140

1 Amend Senate File 66, as passed by the Senate, as
 2 follows:
 3 1. Page 1, line 12, by striking the word "in" and
 4 inserting the following: "Except as necessary to
 5 provide funding designated for the vision Iowa program
 6 established in section 15F.302, in".

By CHIODO of Polk

H-1140 FILED MARCH 1, 2001

*w/d
3/27/01*

SENATE FILE 66

H-1142

1 Amend Senate File 66, as passed by the Senate, as
 2 follows:
 3 1. Page 1, line 12, by striking the word "In" and
 4 inserting the following: "Except as necessary to
 5 provide funding designated for the operation of adult
 6 correctional facilities, in".

By BELL of Jasper

H-1142 FILED MARCH 1, 2001

*w/d
3/27/01*

SENATE FILE 66

H-1143

1 Amend Senate File 66, as passed by the Senate, as
 2 follows:
 3 1. Page 1, line 12, by striking the word "In" and
 4 inserting the following: "Except as necessary to
 5 provide funding designated for teacher salaries, in".

By LENSING of Johnson

H-1143 FILED MARCH 1, 2001

*w/d
3/27/01*

SENATE FILE 66

H-1146

1 Amend Senate File 66, as passed by the Senate, as
 2 follows:
 3 1. Page 1, line 12, by striking the word "In" and
 4 inserting the following: "Except as necessary to
 5 provide funding designated for class size reduction in
 6 school programs, in".

By PETERSEN of Polk

H-1146 FILED MARCH 1, 2001

w/d 3/27/01

SENATE FILE 66**H-1149**

1 Amend Senate File 66, as passed by the Senate, as
 2 follows:
 3 1. Page 1, line 12, by striking the word "In" and
 4 inserting the following: "Except as necessary to
 5 provide funding designated for community empowerment
 6 areas, family support programs, programs for at-risk
 7 children, and other early childhood programs, in".

By FOEGE of Linn**H-1149** FILED MARCH 1, 2001*W/D
3/27/01***SENATE FILE 66****H-1150**

1 Amend Senate File 66, as passed by the Senate, as
 2 follows:
 3 1. Page 1, line 12, by striking the word "In" and
 4 inserting the following: "Except as necessary to
 5 provide funding designated for foster care and other
 6 child welfare services, in".

By FOEGE of Linn**H-1150** FILED MARCH 1, 2001*W/D
3/27/01***SENATE FILE 66****H-1152**

1 Amend Senate File 66, as passed by the Senate, as
 2 follows:
 3 1. Page 1, line 4, by inserting after the figure
 4 "7." the following: "The governor in submitting the
 5 budget under section 8.21, and the general assembly in
 6 passing a budget, shall not have recurring
 7 expenditures in excess of recurring revenues."

By HATCH of Polk**H-1152** FILED MARCH 1, 2001*asst 3/26/01
(p. 879)***SENATE FILE 66****H-1153**

1 Amend Senate File 66, as passed by the Senate, as
 2 follows:
 3 1. Page 1, line 12, by striking the word "In" and
 4 inserting the following: "Except in fiscal years in
 5 which the state income tax on social security benefits
 6 is reduced or eliminated, in".

By MURPHY of Dubuque**H-1153** FILED MARCH 1, 2001*W/D
3/27/01*

SENATE FILE 66

H-1327

1 Amend Senate File 66, as passed by the Senate, as
2 follows:

3 1. Page 1, by inserting after line 16 the
4 following:

5 "Sec. ____ . Section 8.55, subsection 2, Code 2001,
6 is amended to read as follows:

7 2. The maximum balance of the fund is the amount
8 equal to five percent of the adjusted revenue estimate
9 for the fiscal year. If the amount of moneys in the
10 Iowa economic emergency fund is equal to the maximum
11 balance, moneys in excess of this amount shall be
12 transferred to the ~~general~~ children first fund.

13 Sec. ____ . NEW SECTION. 8.57B CHILDREN FIRST
14 FUND.

15 1. A children first fund is created in the state
16 treasury. The children first fund shall be separate
17 from the general fund of the state and shall not be
18 considered part of the general fund of the state
19 except in determining the cash position of the state
20 for payment of state obligations. The moneys in the
21 children first fund are not subject to section 8.33
22 and shall not be transferred, used, obligated,
23 appropriated, or otherwise encumbered except as
24 provided in this section. Moneys in the children
25 first fund may be used for cash flow purposes provided
26 that any moneys so allocated are returned to the
27 children first fund by the end of each fiscal year.
28 However, the children first fund shall be considered a
29 special account for the purposes of section 8.53.

30 2. Notwithstanding section 12C.7, subsection 2,
31 interest or earnings on moneys deposited in the
32 children first fund shall be credited to the children
33 first fund. Interest or earnings on the moneys
34 deposited in the fund are subject to appropriation for
35 purposes of enhancing preschool and early education
36 programs for young children. An appropriation of any
37 other moneys deposited in or credited to the fund
38 shall not be made unless the bill or joint resolution
39 is passed by a vote of at least three-fifths of the
40 members of each house of the general assembly and is
41 approved by the governor."

42 2. Title page, line 2, by striking the word
43 "requirements" and inserting the following: "and
44 transfer requirements and".

45 3. By renumbering as necessary.

By SMITH of Marshall
ATTEBERRY of Delaware
BELL of Jasper
BUKTA of Clinton
CHIODO of Polk
COHOON of Des Moines
CONNORS of Polk
DOTZLER of Black Hawk
FALK of Fayette
FALLON of Polk
FOEGE of Linn
FORD of Polk
FREVERT of Palo Alto
GREIMANN of Story
HATCH of Polk
HUSER of Polk
JOCHUM of Dubuque
KREIMAN of Davis
KUHN of Floyd
LARKIN of Lee
LENSING of Johnson
MASCHER of Johnson

MAY of Worth
MERTZ of Kossuth
MURPHY of Dubuque
MYERS of Johnson
O'BRIEN of Boone
OSTERHAUS of Jackson
PETERSEN of Polk
QUIRK of Chickasaw
REYNOLDS of Van Buren
RICHARDSON of Warren
SCHERRMAN of Dubuque
SCHRADER of Marion
SENG of Scott
SHOULTZ of Black Hawk
STEVENS of Dickinson
D. TAYLOR of Linn
T. TAYLOR of Linn
TREMMELE of Wapello
WARNSTADT of Woodbury
WINCKLER of Scott
WISE of Lee
WITT of Black Hawk

H-1327 FILED MARCH 22, 2001

*Lost
3/27/01
(p. 925)*



THOMAS J. VILSACK
GOVERNOR

OFFICE OF THE GOVERNOR

SALLY J. PEDERSON
LT. GOVERNOR

March 30, 2001

APR 2 2001

The Honorable Mary Kramer
President of the Senate
State Capitol Building
I. O. C. A. L.

Dear President Kramer:

I hereby transmit Senate File 66, an Act relating to state general fund expenditure limitation requirements for transmission of the state budget by the Governor and passage of the state budget by the General Assembly.

I am unable to approve Senate File 66. This bill makes changes to the state expenditure limitation even though the present limitation accomplishes the purposes for which it was created. This is an unnecessary and, in some instances, unworkable revision to Iowa's original budget reform legislation.

A key part of Iowa's 1992 budget reform law was creating a mechanism for filling the state's two reserve funds. One of those reserve funds, the economic emergency fund, pre-dated the 1992 changes, but it had never been adequately maintained. The expenditure limitation, which provides that only 99% of estimated revenues may be spent, created a mechanism for filling those reserve funds.

That original expenditure limitation has worked very well. Both of the state's reserves are filled to their statutory maximum. Combined, they contain nearly half a billion dollars. Given that the present law has worked so well, there is no reason for change.

Senate File 66 would change that original expenditure limitation by stipulating that reversions (which are appropriated but unspent funds) not be considered in calculating the expenditure limitation. This is an unnecessary alteration of the expenditure limitation.

Every year, there are appropriated but unspent funds that are returned to the state general fund at the end of the fiscal year. The expenditure limitation is meant to limit expenditures. Reversions are, by their very nature, not expenditures.

Reversions are a very real aspect of budgeting, and it makes little sense to not recognize that fact. According to the legislative fiscal bureau, over the last twenty years reversions have averaged over \$26 million a year.

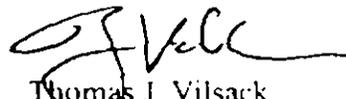
Senate File 66 flies in the face of the legislature's own practice. The \$26 million in average unspent funds each year would be higher but for the fact that the legislature has often chosen to fund technology projects with reversions. The state's successful Y2K effort was started with a legislative appropriation of \$15 million of anticipated reversions in FY 1997. It makes no sense to assume that reversions will not exist for the purpose of calculating the expenditure limit but then assume that they will exist for purposes of making technology appropriations.

Iowa's 1992 budget reform effort has been successful because it was a workable approach to limiting spending. This new limitation would also remove needed flexibility in the budgeting process.

I have, for example, recommended salary savings in the FY 2002 budget through work force attrition. It is not possible to determine at this point exactly where this \$4.3 million savings will be achieved, that will depend on which employees leave state government over the course of that fiscal year. As a consequence, that savings is shown as a reversion. To not reflect that savings in the calculation of the expenditure limit takes away many of the tools that are necessary to make enterprise wide decisions about expenditures.

For the above reasons, I hereby respectfully disapprove Senate File 66.

Sincerely,



Thomas J. Vilsack
Governor

CC. Secretary of the Senate
Chief Clerk of the House

Vetoed

anticipated reversion of appropriations in order to meet the state general fund expenditure limitation.

SENATE FILE 66

AN ACT

RELATING TO STATE GENERAL FUND EXPENDITURE LIMITATION REQUIREMENTS FOR TRANSMISSION OF THE STATE BUDGET BY THE GOVERNOR AND PASSAGE OF THE STATE BUDGET BY THE GENERAL ASSEMBLY.

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

Section 1. Section 8.54, subsections 7 and 8, Code 2001, are amended by striking the subsections and inserting in lieu thereof the following:

7. The governor shall transmit to the general assembly, in accordance with section 8.21, a budget which does not exceed the state general fund expenditure limitation. The general assembly shall pass a budget which does not exceed the state general fund expenditure limitation. The governor shall not transmit a budget with recommended appropriations in excess of the state general fund expenditure limitation and the general assembly shall not pass a budget with appropriations in excess of the state general fund expenditure limitation. In complying with the requirements of this subsection, the governor and the general assembly shall not rely on any

MARY E. KRAMER
President of the Senate

BRENT SIEGRIST
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 66, Seventy-ninth General Assembly.

Vetoed
Approved March 30, 2001

MICHAEL E. MARSHALL
Secretary of the Senate

THOMAS J. VILSACK
Governor