



TERRY E. BRANSTAD
GOVERNOR

OFFICE OF THE GOVERNOR

KIM REYNOLDS
LT. GOVERNOR

May 25, 2012

The Honorable Matt Schultz
Secretary of State of Iowa
State Capitol Building
LOCAL

Dear Mr. Secretary:

I hereby transmit:

Senate File 2313, an Act relating to appropriations to certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters and including effective date and retroactive applicability provisions.

Section 19 of this legislation appropriates \$3 million dollars to the Department of Inspections and Appeals out of the Medicaid Fraud Fund. I recommended that funding for this appropriation come out of the general fund. However, the Legislature uses one-time money to fund ongoing expenses. Disapproval of this item would cut \$3 million from the Department of Inspections and Appeals' budget and prevent the department from performing its core and essential duties that protect Iowans. The use of one-time money to fund ongoing expenses must stop. I encourage the legislature to work with my administration to continue to return predictability and sustainability back to government budgeting.

The above Senate File is hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Terry E. Branstad".

Terry E. Branstad
Governor

cc: Secretary of the Senate
Clerk of the House



Senate File 2313

AN ACT

RELATING TO APPROPRIATIONS TO CERTAIN STATE DEPARTMENTS,
AGENCIES, FUNDS, AND CERTAIN OTHER ENTITIES, PROVIDING FOR
REGULATORY AUTHORITY, AND OTHER PROPERLY RELATED MATTERS
AND INCLUDING EFFECTIVE DATE AND RETROACTIVE APPLICABILITY
PROVISIONS.

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

Section 1. 2011 Iowa Acts, chapter 127, section 9,
subsection 2, paragraph c, is amended by adding the following
new subparagraph:

NEW SUBPARAGRAPH. (3) Notwithstanding section 8.33 or
any other provision to the contrary, any unencumbered or
unobligated balance in an amount not to exceed five hundred
thousand dollars of the appropriation made in this paragraph
for the insurance division or any other appropriation made
for operational purposes for the fiscal year beginning July
1, 2011, and ending June 30, 2012, that remains unused,
unencumbered, or unobligated at the close of the fiscal year
shall not revert but shall remain available to be used for any
relocation costs of the division in the succeeding fiscal year.

Sec. 2. 2011 Iowa Acts, chapter 127, section 61, is amended
to read as follows:

SEC. 61. DEPARTMENT OF ADMINISTRATIVE SERVICES.

1. There is appropriated from the general fund of the state
to the department of administrative services for the fiscal
year beginning July 1, 2012, and ending June 30, 2013, the
following amounts, or so much thereof as is necessary, to be
used for the purposes designated, and for not more than the

following full-time equivalent positions:

a. For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	2,010,172
		<u>4,020,344</u>
.....	FTEs	84.18
		<u>78.37</u>

b. For the payment of utility costs:

.....	\$	1,313,230
		<u>2,676,460</u>
.....	FTEs	1.00

Notwithstanding section 8.33, any excess funds appropriated for utility costs in this lettered paragraph shall not revert to the general fund of the state at the end of the fiscal year but shall remain available for expenditure for the purposes of this lettered paragraph during the succeeding fiscal year.

c. For Terrace Hill operations:

.....		<u>405,914</u>
.....	FTEs	6.88
		<u>5.00</u>

d. For the I3 distribution account distribution to other governmental entities for the payment of services related to the integrated information for Iowa system:

.....	\$	1,638,973
		<u>3,277,946</u>

Moneys appropriated in this lettered paragraph shall be separately accounted for in a distribution account and shall be distributed to other governmental entities based upon a formula established by the department to pay for services associated with the integrated information for Iowa system provided during the fiscal year by the department.

e. For operations and maintenance of the Iowa building:

.....	\$	497,768
		<u>995,535</u>
.....	FTEs	7.00
		<u>6.78</u>

2. Members of the general assembly serving as members of the deferred compensation advisory board shall be entitled to receive per diem and necessary travel and actual expenses pursuant to section 2.10, subsection 5, while carrying out their official duties as members of the board.

3. Any funds and premiums collected by the department for workers' compensation shall be segregated into a separate

workers' compensation fund in the state treasury to be used for payment of state employees' workers' compensation claims and administrative costs. Notwithstanding section 8.33, unencumbered or unobligated moneys remaining in this workers' compensation fund at the end of the fiscal year shall not revert but shall be available for expenditure for purposes of the fund for subsequent fiscal years.

Sec. 3. DEPARTMENT OF ADMINISTRATIVE SERVICES — TRANSFER — MEDICATION THERAPY MANAGEMENT PROGRAM. Contingent upon the enactment of legislation during the 2012 legislative session establishing a medication therapy management program, there is transferred from the fees collected by the board of pharmacy pursuant to chapter 155A and retained by the board pursuant to the authority granted in section 147.82 to the department of administrative services for the fiscal year beginning July 1, 2012, and ending June 30, 2013, \$510,000 to be used for the medication therapy management program.

Sec. 4. 2011 Iowa Acts, chapter 127, section 65, is amended to read as follows:

SEC. 65. AUDITOR OF STATE.

1. There is appropriated from the general fund of the state to the office of the auditor of state for the fiscal year beginning July 1, 2012, and ending June 30, 2013, subject to subsection 3 of this section, the following amount, or so much thereof as is necessary, to be used for the purposes designated, and for not more than the following full-time equivalent positions:

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	452,734
		<u>905,468</u>
.....	FTEs	103.00

2. The auditor of state may retain additional full-time equivalent positions as is reasonable and necessary to perform governmental subdivision audits which are reimbursable pursuant to section 11.20 or 11.21, to perform audits which are requested by and reimbursable from the federal government, and to perform work requested by and reimbursable from departments or agencies pursuant to section 11.5A or 11.5B. The auditor of state shall notify the department of management, the legislative fiscal committee, and the legislative services agency of the additional full-time equivalent positions retained.

3. The auditor of state shall allocate resources from the appropriation in this section solely for audit work related to the comprehensive annual financial report, federally required audits, and investigations of embezzlement, theft, or other significant financial irregularities until the audit of the comprehensive annual financial report is complete.

Sec. 5. 2011 Iowa Acts, chapter 127, section 66, is amended to read as follows:

SEC. 66. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There is appropriated from the general fund of the state to the Iowa ethics and campaign disclosure board for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	237,500
		<u>490,000</u>
.....	FTEs	5.00

Sec. 6. 2011 Iowa Acts, chapter 127, section 67, subsection 1, is amended to read as follows:

1. There is appropriated from the general fund of the state to the department of commerce for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amounts, or so much thereof as is necessary, for the purposes designated:

a. ALCOHOLIC BEVERAGES DIVISION

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	610,196
		<u>1,220,391</u>
.....	FTEs	21.00
		<u>18.50</u>

b. PROFESSIONAL LICENSING AND REGULATION BUREAU

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	300,177
		<u>600,353</u>
.....	FTEs	12.00

Sec. 7. 2011 Iowa Acts, chapter 127, section 67, subsection

2, paragraphs a, b, and c, are amended to read as follows:

a. BANKING DIVISION

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	4,425,835
		<u>9,098,170</u>
.....	FTEs	80.00
		<u>70.50</u>

b. CREDIT UNION DIVISION

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	863,998
		<u>1,792,995</u>
.....	FTEs	19.00
		<u>15.00</u>

c. INSURANCE DIVISION

(1) For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	2,491,622
		<u>4,983,244</u>
.....	FTEs	106.50
		<u>99.50</u>

(2) The insurance division may reallocate authorized full-time equivalent positions as necessary to respond to accreditation recommendations or requirements. The insurance division expenditures for examination purposes may exceed the projected receipts, refunds, and reimbursements, estimated pursuant to section 505.7, subsection 7, including the expenditures for retention of additional personnel, if the expenditures are fully reimbursable and the division first does both of the following:

(a) Notifies the department of management, the legislative services agency, and the legislative fiscal committee of the need for the expenditures.

(b) Files with each of the entities named in subparagraph division (a) the legislative and regulatory justification for the expenditures, along with an estimate of the expenditures.

Sec. 8. 2011 Iowa Acts, chapter 127, section 67, subsection 2, paragraph d, subparagraphs (1) and (2), are amended to read as follows:

(1) For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	4,086,535
		<u>8,173,069</u>
.....	FTEs	79.00

(2) The utilities division may expend additional funds, including funds for additional personnel, if those additional expenditures are actual expenses which exceed the funds budgeted for utility regulation and the expenditures are fully reimbursable. Before the division expends or encumbers an amount in excess of the funds budgeted for regulation, the division shall first do both of the following:

(a) Notify the department of management, the legislative services agency, and the legislative fiscal committee of the need for the expenditures.

(b) File with each of the entities named in subparagraph division (a) the legislative and regulatory justification for the expenditures, along with an estimate of the expenditures.

Sec. 9. 2011 Iowa Acts, chapter 127, section 67, subsection 2, paragraph d, subparagraph (4), is amended to read as follows:

(4) In addition to the funds otherwise appropriated to the division in subparagraph (1), and contingent upon the enactment of ~~legislation~~ House File 561 during the ~~2011~~ 2012 legislative session relating to the permitting, licensing, construction, and operation of nuclear generation facilities and establishing rate-making principles in relation thereto, for salaries, support, consulting, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	425,000
.....	FTEs	3.50

Sec. 10. 2011 Iowa Acts, chapter 127, section 68, is amended to read as follows:

SEC. 68. DEPARTMENT OF COMMERCE — PROFESSIONAL LICENSING AND REGULATION BUREAU. There is appropriated from the housing trust fund of the Iowa finance authority created in section 16.181, to the bureau of professional licensing and regulation of the banking division of the department of commerce for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	31,159
		<u>62,317</u>

Sec. 11. IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION — REGIONAL TELECOMMUNICATIONS COUNCILS. There is appropriated from the general fund of the state to the Iowa telecommunications and technology commission for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For state aid for regional telecommunications councils:

.....	\$	992,913
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The regional telecommunications councils established in section 8D.5 shall use the moneys appropriated in this section to provide technical assistance for network classrooms, planning and troubleshooting for local area networks, scheduling of video sites, and other related support activities.

Sec. 12. 2011 Iowa Acts, chapter 127, section 69, is amended to read as follows:

SEC. 69. GOVERNOR AND LIEUTENANT GOVERNOR. There is appropriated from the general fund of the state to the offices of the governor and the lieutenant governor for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. GENERAL OFFICE

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	1,144,013
		<u>2,194,914</u>
.....	FTEs	22.88
		<u>20.00</u>

2. TERRACE HILL QUARTERS

For salaries, support, maintenance, and miscellaneous purposes for the governor's quarters at Terrace Hill, and for not more than the following full-time equivalent positions:

.....	\$	<u>93,111</u>
.....	FTEs	<u>2.00</u>

Sec. 13. 2011 Iowa Acts, chapter 127, section 70, is amended to read as follows:

SEC. 70. GOVERNOR'S OFFICE OF DRUG CONTROL POLICY. There

is appropriated from the general fund of the state to the governor's office of drug control policy for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, including statewide coordination of the drug abuse resistance education (D.A.R.E.) programs or similar programs, and for not more than the following full-time equivalent positions:

.....	\$	145,000
		<u>240,000</u>
.....	FTEs	8.00
		<u>4.00</u>

Sec. 14. 2011 Iowa Acts, chapter 127, section 71, is amended to read as follows:

SEC. 71. DEPARTMENT OF HUMAN RIGHTS. There is appropriated from the general fund of the state to the department of human rights for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. CENTRAL ADMINISTRATION DIVISION

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	103,052
		<u>206,103</u>
.....	FTEs	7.00
		<u>5.35</u>

2. COMMUNITY ADVOCACY AND SERVICES DIVISION

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	514,039
		<u>1,028,077</u>
.....	FTEs	17.00
		<u>9.38</u>

3. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	511,946
		<u>1,100,105</u>

..... FTEs 10.00

The criminal and juvenile justice planning advisory council and the juvenile justice advisory council shall coordinate their efforts in carrying out their respective duties relative to juvenile justice.

Sec. 15. 2011 Iowa Acts, chapter 127, section 72, is amended to read as follows:

SEC. 72. DEPARTMENT OF INSPECTIONS AND APPEALS. There is appropriated from the general fund of the state to the department of inspections and appeals for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amounts, or so much thereof as is necessary, for the purposes designated:

1. ADMINISTRATION DIVISION

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	763,870
		<u>248,409</u>
.....	FTEs	37.40
		<u>14.25</u>

2. ADMINISTRATIVE HEARINGS DIVISION

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	264,377
		<u>528,753</u>
.....	FTEs	23.00

3. INVESTIGATIONS DIVISION

a. For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	584,320
		<u>1,168,639</u>
.....	FTEs	58.50

b. The department, in coordination with the investigations division, shall provide a report to the general assembly by January 10, 2013, concerning the fiscal impact of additional full-time equivalent positions on the department's efforts relative to the Medicaid divestiture program under chapter 249F.

4. HEALTH FACILITIES DIVISION

a. For salaries, support, maintenance, and miscellaneous

purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,777,664
		<u>3,917,666</u>
.....	FTEs	134.75
		<u>121.75</u>

b. The department shall, in coordination with the health facilities division, make the following information available to the public ~~in a timely manner, to include providing the information on~~ as part of the department's development efforts to revise the department's internet website, during the fiscal year beginning July 1, 2012, and ending June 30, 2013:

(1) The number of inspections conducted by the division annually by type of service provider and type of inspection.

(2) The total annual operations budget for the division, including general fund appropriations and federal contract dollars received by type of service provider inspected.

(3) The total number of full-time equivalent positions in the division, to include the number of full-time equivalent positions serving in a supervisory capacity, and serving as surveyors, inspectors, or monitors in the field by type of service provider inspected.

(4) Identification of state and federal survey trends, cited regulations, the scope and severity of deficiencies identified, and federal and state fines assessed and collected concerning nursing and assisted living facilities and programs.

c. It is the intent of the general assembly that the department and division continuously solicit input from facilities regulated by the division to assess and improve the division's level of collaboration and to identify new opportunities for cooperation.

5. EMPLOYMENT APPEAL BOARD

a. For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	21,108
		<u>42,215</u>
.....	FTEs	14.00

b. The employment appeal board shall be reimbursed by the labor services division of the department of workforce development for all costs associated with hearings conducted under chapter 91C, related to contractor registration. The board may expend, in addition to the amount appropriated under

this subsection, additional amounts as are directly billable to the labor services division under this subsection and to retain the additional full-time equivalent positions as needed to conduct hearings required pursuant to chapter 91C.

6. CHILD ADVOCACY BOARD

a. For foster care review and the court appointed special advocate program, including salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,340,145
		<u>2,680,290</u>
.....	FTEs	40.80
		<u>32.35</u>

b. The department of human services, in coordination with the child advocacy board and the department of inspections and appeals, shall submit an application for funding available pursuant to Tit. IV-E of the federal Social Security Act for claims for child advocacy board administrative review costs.

c. The court appointed special advocate program shall investigate and develop opportunities for expanding fund-raising for the program.

d. Administrative costs charged by the department of inspections and appeals for items funded under this subsection shall not exceed 4 percent of the amount appropriated in this subsection.

Sec. 16. 2011 Iowa Acts, chapter 127, section 72, is amended by adding the following new subsection:

NEW SUBSECTION. 7. FOOD AND CONSUMER SAFETY

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,279,331
.....	FTEs	21.00

Sec. 17. 2011 Iowa Acts, chapter 127, section 73, is amended to read as follows:

SEC. 73. DEPARTMENT OF INSPECTIONS AND APPEALS — MUNICIPAL CORPORATION FOOD INSPECTIONS. For the fiscal year beginning July 1, 2012, and ending June 30, 2013, the department of inspections and appeals shall retain any license fees generated during the fiscal year as a result of actions under section 137F.3A occurring during the period beginning July 1, 2009, and ending June 30, ~~2011~~ 2013, for the purpose of enforcing the provisions of chapters 137C, 137D, and 137F.

Sec. 18. DEPARTMENT OF INSPECTIONS AND APPEALS — GENERAL SUPPORT — MEDICAID FRAUD FUND APPROPRIATION. There is appropriated from the Medicaid fraud fund created in section 249A.7 to the health facilities division of the department of inspections and appeals for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

..... \$ 286,661

Sec. 19. DEPARTMENT OF INSPECTIONS AND APPEALS — STATE MATCH REQUIREMENTS — MEDICAID FRAUD FUND APPROPRIATION. There is appropriated from the Medicaid fraud fund created in section 249A.7 to the department of inspections and appeals for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. To cover the cost of any state match to draw down matching federal funds through the department of human services for additional full-time equivalent positions for conducting investigations of alleged fraud and overpayments of food assistance benefits through electronic benefits transfer:

..... \$ 119,070

2. For the state financial match requirement for meeting the federal mandates connected with the department's Medicaid fraud and abuse activities:

..... \$ 885,262

3. To cover costs incurred by the department or other agencies in providing regulation, responding to allegations, or other activity involving chapter 1350:

..... \$ 119,480

Sec. 20. DEPARTMENT OF INSPECTIONS AND APPEALS — LEGISLATIVE IMPLEMENTATION — MEDICAID FRAUD FUND APPROPRIATION. There is appropriated from the Medicaid fraud fund created in section 249A.7 to the department of inspections and appeals for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, administration, and other costs associated with implementation of 2010 Iowa Acts, chapter 1177:

..... \$ 250,000

Sec. 21. 2011 Iowa Acts, chapter 127, section 78, is amended to read as follows:

SEC. 78. RACING AND GAMING COMMISSION.

1. RACETRACK REGULATION

There is appropriated from the gaming regulatory revolving fund established in section 99F.20 to the racing and gaming commission of the department of inspections and appeals for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes for the regulation of pari-mutuel racetracks, and for not more than the following full-time equivalent positions:

.....	\$	1,255,720
		<u>2,898,925</u>
.....	FTEs	28.53
		<u>32.03</u>

2. EXCURSION BOAT AND GAMBLING STRUCTURE REGULATION

There is appropriated from the gaming regulatory revolving fund established in section 99F.20 to the racing and gaming commission of the department of inspections and appeals for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes for administration and enforcement of the excursion boat gambling and gambling structure laws, and for not more than the following full-time equivalent positions:

.....	\$	1,539,050
		<u>2,923,838</u>
.....	FTEs	44.22
		<u>40.72</u>

Sec. 22. 2011 Iowa Acts, chapter 127, section 79, is amended to read as follows:

SEC. 79. ROAD USE TAX FUND APPROPRIATION — DEPARTMENT OF INSPECTIONS AND APPEALS. There is appropriated from the road use tax fund created in section 312.1 to the administrative hearings division of the department of inspections and appeals for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	811,949
		<u>1,623,897</u>

Sec. 23. 2011 Iowa Acts, chapter 127, section 80, is amended to read as follows:

SEC. 80. DEPARTMENT OF MANAGEMENT.

1. There is appropriated from the general fund of the state to the department of management for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,196,999
		<u>2,393,998</u>
.....	FTEs	25.00
		<u>20.00</u>

2. Of the moneys appropriated in this section, the department shall use a portion for enterprise resource planning, providing for a salary model administrator, conducting performance audits, and for the department's LEAN process.

Sec. 24. 2011 Iowa Acts, chapter 127, section 81, is amended to read as follows:

SEC. 81. ROAD USE TAX APPROPRIATION — DEPARTMENT OF MANAGEMENT. There is appropriated from the road use tax fund created in section 312.1 to the department of management for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes:

.....	\$	28,000
		<u>56,000</u>

Sec. 25. 2011 Iowa Acts, chapter 127, section 82, is amended to read as follows:

SEC. 82. DEPARTMENT OF REVENUE.

1. There is appropriated from the general fund of the state to the department of revenue for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous

purposes, and for not more than the following full-time equivalent positions:

.....	\$	8,829,742
		<u>17,659,484</u>
.....	FTEs	303.48
		<u>309.00</u>

2. Of the funds appropriated pursuant to this section, \$400,000 shall be used to pay the direct costs of compliance related to the collection and distribution of local sales and services taxes imposed pursuant to chapters 423B and 423E.

3. The director of revenue shall prepare and issue a state appraisal manual and the revisions to the state appraisal manual as provided in section 421.17, subsection 17, without cost to a city or county.

Sec. 26. 2011 Iowa Acts, chapter 127, section 83, is amended to read as follows:

SEC. 83. MOTOR VEHICLE FUEL TAX APPROPRIATION. There is appropriated from the motor fuel tax fund created by section 452A.77 to the department of revenue for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, miscellaneous purposes, and for administration and enforcement of the provisions of chapter 452A and the motor vehicle use tax program:

.....	\$	652,888
		<u>1,305,775</u>

Sec. 27. 2011 Iowa Acts, chapter 127, section 84, is amended to read as follows:

SEC. 84. SECRETARY OF STATE.

1. There is appropriated from the general fund of the state to the office of the secretary of state for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	1,447,793
		<u>2,895,585</u>
.....	FTEs	45.00
		<u>34.00</u>

2. The state department or state agency which provides

data processing services to support voter registration file maintenance and storage shall provide those services without charge.

Sec. 28. 2011 Iowa Acts, chapter 127, section 85, is amended to read as follows:

SEC. 85. SECRETARY OF STATE FILING FEES REFUND.

Notwithstanding the obligation to collect fees pursuant to the provisions of section 489.117, subsection 1, paragraphs "a" and "o", section 490.122, subsection 1, paragraphs "a" and "s", and section 504.113, subsection 1, paragraphs "a", "c", "d", "j", "k", "l", and "m", for the fiscal year beginning July 1, 2012, the secretary of state may refund these fees to the filer pursuant to rules established by the secretary of state. The decision of the secretary of state not to issue a refund under rules established by the secretary of state is final and not subject to review pursuant to chapter 17A.

Sec. 29. 2011 Iowa Acts, chapter 127, section 86, is amended to read as follows:

SEC. 86. TREASURER.

1. There is appropriated from the general fund of the state to the office of treasurer of state for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and miscellaneous purposes, and for not more than the following full-time equivalent positions:

.....	\$	427,145
		<u>854,289</u>
.....	FTEs	28.80

2. The office of treasurer of state shall supply clerical and secretarial support for the executive council.

Sec. 30. 2011 Iowa Acts, chapter 127, section 87, is amended to read as follows:

SEC. 87. ROAD USE TAX APPROPRIATION — OFFICE OF TREASURER OF STATE. There is appropriated from the road use tax fund created in section 312.1 to the office of treasurer of state for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For enterprise resource management costs related to the distribution of road use tax funds:

.....	\$	46,574
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93,148

Sec. 31. 2011 Iowa Acts, chapter 127, section 88, is amended to read as follows:

SEC. 88. IPERS — GENERAL OFFICE. There is appropriated from the Iowa public employees' retirement system fund to the Iowa public employees' retirement system for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For salaries, support, maintenance, and other operational purposes to pay the costs of the Iowa public employees' retirement system, and for not more than the following full-time equivalent positions:

.....	\$	<u>8,843,484</u>
		<u>17,686,968</u>
.....	FTEs	90.13

Sec. 32. 2011 Iowa Acts, chapter 129, section 149, is amended to read as follows:

SEC. 149. MEDICAID FRAUD ACCOUNT — DEPARTMENT OF INSPECTIONS AND APPEALS. There is appropriated from the Medicaid fraud account created in section 249A.7 to the department of inspections and appeals for the fiscal year beginning July 1, 2012, and ending June 30, 2013, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For the inspection and certification of assisted living programs and adult day care services, including program administration and costs associated with implementation:

.....	\$	<u>669,764</u>
		<u>1,339,527</u>

Sec. 33. Section 80E.1, Code 2011, is amended by adding the following new subsection:

NEW SUBSECTION. 3. The governor's office of drug control policy shall be an independent office, located at the same location as the department of public safety. Administrative support services may be provided to the governor's office of drug control policy by the department of public safety.

Sec. 34. EFFECTIVE UPON ENACTMENT. The following provision or provisions of this Act, being deemed of immediate importance, take effect upon enactment:

1. The section of this Act amending 2011 Iowa Acts, chapter 127, section 9, subsection 2, paragraph "c".

Sec. 35. RETROACTIVE APPLICABILITY. The following

provision or provisions of this Act apply retroactively to July 1, 2011:

1. The section of this Act amending 2011 Iowa Acts, chapter 127, section 9, subsection 2, paragraph "c".



JOHN P. KIBBIE

President of the Senate



KRAIG PAULSEN

Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2313, Eighty-fourth General Assembly.



MICHAEL E. MARSHALL

Secretary of the Senate

Approved May 25, 2012



TERRY E. BRANSTAD

Governor