**Iowa Legislative Report**

**87th General Assembly, 2017 Session**

**Iowa State Police Association**

**Week 3: January 23 - 27, 2017**

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 Week three brought resolution to the de-appropriations negotiations between the Iowa Legislature and the Governor that called for reductions out of the current 2017 fiscal year to address the budget shortfall brought on from lower than estimated revenue projections. Remember that the Governor's initial plan was to leave K-12 funding, property tax credits and Medicaid services intact. This week the House and Senate revised that proposal, resulting in **$88.2 million in proposed cuts,** with **$25 million in transfers** and a **supplemental appropriation for indigent defense of $4.3 million**. **The result is a total FY 2017 General Fund budget adjustment of $113.3 million**.  [SF 130](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF130) passed the Senate on Thursday and the House is expected to pass the bill Monday which will close the books on the 2017 budget and allow the Iowa Legislature to begin to focus on the 2018 budget and policy bills.

 Additionally, the bill makes several decreases to prior 2017 Appropriations:

**De-appropriates $48.4 million from FY 2017 General Fund appropriations to 27 State** departments, agencies, and entities and the Judicial Branch. (Page 1, line 4). It stipulates **each department must each decide how to allocate these cuts within their programs within 15 days** and report to the legislature. Within 30 days they are required to report how they intend to reduce **operational expenditure**s (TOTAL of **$11.5 million)** (specified in Section 18 of the Bill – examples are supplies, equipment, etc.) were applied to State agencies budgets. The de-appropriation amounts include:

Department of administrative services ......................... $ 262,226

Department of human rights ......................................... $ 87,571

Department of inspections ................................... $ 300,000

Public information board ................................................ $ 75,000

Department of revenue ...................................................$1,200,000

Department of agriculture ...............................................$ 400,000

Department of natural resources ....................................$ 1,300,000

Department of cultural affairs …………………………… $ 210,958

Iowa economic development authority ...........................$ 700,000

Iowa workforce development ..........................................$ 500,000

College student aid commission .....................................$ 390,984

Department of education ................................................$ 4,527,270

Iowa public television .................................................... $ 200,000

Community colleges ....................................................... $ 3,000,000

State university of Iowa .................................................. $ 8,000,000

Iowa state university ................................................. ..... $ 8,000,000

University of northern Iowa ........................... ..................$ 2,000,000

Department on aging .......................................................$ 400,000

Department of public health .............................................$ 2,000,000

Department of human services ........................................$ 3,826,536

Iowa veterans home .........................................................$ 200,000

Department of justice ........................................... ........ ..$ 598,425

Department of corrections .................................. .............$ 5,500,000

Judicial branch ………………………………… … …… $ 3,000,000

Department of public safety................................. .............$ 1,000,000

State public defender ....................................................... $ 457,481

Department of public defense........................................... $ 241,096

The bill also:

* **Provides** a General Fund FY 2017 **supplemental appropriation** to the Office of the State Public Defender in the Department of Inspections and Appeals (DIA) for the Indigent Defense Fund in the amount of $4.3 million. (Page 3, line 21)
* **Requires** that $1.0 million from the Open Spaces Account of the Resource Enhancement and Protection Fund (REAP) be used to fund maintenance at State parks for the remainder of FY 2017. (Page 4, Line 24)
* T**ransfers** $350,000 from the FY 2016 General Fund carryforward balance of the Iowa Veterans Home to the College Student Aid Commission for purposes of funding the National Guard Educational Assistance Program for FY 2017. (Page 4, Line 31)
* **De-appropriates** $12.1 million from the estimated FY 2017 General Fund appropriation for the Family Investment Program. Of this amount, $10.0 million is replaced by a supplemental TANF appropriation for the Program. (Page 6, Line 9)
* **De-appropriates** $13.9 million from the estimated FY 2017 General Fund appropriation for Medicaid. (Page 6, Line 22)
* **De-appropriates** $3.0 million from the estimated FY 2017 General Fund appropriation for Child Care Assistance. This amount is replaced with a $3,000,000 TANF appropriation for Child Care Assistance. (Page 8, Line 23)
* **De-appropriates** $3.0 million from the estimated FY 2017 General Fund appropriation for DHS Field Operations. This amount is replaced with a $3.0 million TANF appropriation for Field Operations. (Page 9, line 33)
* **Transfers** $1,100,000 from the Autism Support Fund to the Independence Mental Health Institute for FY 2017. (Page 10, line 7)

Clearly, there is anxiety over just how each department intends to apportion the cuts. Also, the **cuts must be made from now** through July first when the new fiscal year starts. Remember also that these cuts provide the starting point on budgets for the 2018 fiscal year.

 After completing the budget de-appropriations bill, legislators are scheduled to begin working this week on **school funding**. Remember that the Majority Republicans made a commitment to set school funding within the first 30 days of session.

Republicans are expected to propose spending about **$40 million,** representing about a **1.1%** increase in school aid. Governor Branstad had recommended a 2% increase or $78.8 million for K-12 education for fiscal year 2018 and an additional $63.5 million for fiscal year 2019, which equates to about a 2 percent increase each of those years.

Legislators introduced two study bills with intent language on education funding (SSB 1028 and HSB 55) this week.

 One issue that seems settled this session is coupling with federal tax changes. Coupling with federal changes would reduce state revenues by about $100 million, and legislators worked a good portion of the session to reach a compromise. Leadership has decided the state **cannot** afford to couple for the 2016 tax year but will look at making coupling permanent for future years if the revenue picture improves.

 In terms of issues affecting the Iowa State Police Association, there have not been many subcommittee meetings because of the emphasis on the de-apropriations bills. Many introduced bills have not even been assigned to subcommittees and only three other bills of interest moved out of subcommittee (see Legislation list below).

Legislators **are** looking at moving a traffic camera bill forward. Senator Zaun introduced [SF 3](https://www.legis.iowa.gov/legislation/BillBook?ga=%24selectedGa.generalAssemblyID&ba=sf3) TRAFFIC CAMERA BAN at the start of the session which passed out of Judiciary subcommittee and was sent the bill to full Judiciary Committee (which Zaun chairs). The bill bans automated traffic law enforcement devices, including aerial drones, as of July 2017.

 Senator Kapucian has introduced an alternative bill into Senate Transportation. His bill, [SSB](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SSB%201019) 1019 TRAFFIC CAMERA RESTRICTIONS, would require that local governments get approval from the Department of Transportation before placing automated cameras. The cameras could only be put in **high-risk or high-crash areas**. The money collected through automated cameras, after costs, would have to be used for secondary road maintenance or street construction. Senator Zumbach is chairing the subcommittee for [SSB 1019](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SSB%201019); the other members are Senators Kraayenbrink and Senator Bowman.

 Most legislators conduct forums back in their home districts on Fridays and on the weekends to seek constituent feedback on a variety of topics. Please attend these forums as these are effective tools to advance and address issues that are vital to counties. If that is not possible, arrange to meet your representative and senator! **We are going to need their support!**  **Ask a question** and **sign up for their newsletters**! A link to these forums can be found here:

<http://www.iowahouserepublicans.com/forums>

<http://iowahouse.org/forums/>

<http://www.senate.iowa.gov/democrats/events/>

<http://www.iowasenaterepublicans.com/events/>

Below are the bills that we are involved in on your behalf. At this point we are registered UNDECIDED on all bills until told otherwise – **PLEASE ADVISE your BOARD PRESIDENT IF YOU WANT TO TAKE POSITIONS ON ANY BILLS!** The bills are “hotlinked” if you would like to view the entire bill or of course all bills may be accessed on the legislative website at [www.legis.iowa.gov](http://www.legis.iowa.gov). If you have questions, please contact us. Thanks, stay safe and have a good week.

[SF 147](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%20147)

 (S/C [SF 23](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2023))

A bill for an act relating to the confidentiality of personally identifiable information of holders of nonprofessional permits to carry weapons and permits to acquire pistols or revolvers.

01/26/2017

[SF 146](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%20146)

A bill for an act relating to going armed with, carrying, or transporting a firearm on school grounds.

01/26/2017

[SF 145](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%20145)

A bill for an act eliminating the requirement of an annual permit to acquire a pistol or revolver.

01/26/2017

[SF 130](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%20130)

 (S/C [HF 118](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%20118))

A bill for an act relating to public funding and regulatory matters and making, reducing, transferring, and supplementing appropriations for expenditures in the fiscal year beginning July 1, 2016, and including effective date provisions. (Formerly SSB 1018.)

01/24/2017

[SF 123](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%20123)

A bill for an act relating to the enforcement of traffic laws, including authorizing peace officers employed by the department of transportation to make arrests for certain violations, prohibiting the use of automated or remote traffic law enforcement systems, and requiring the removal of existing systems, and including effective date provisions.

01/24/2017

[SF 118](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%20118)

A bill for an act providing law enforcement authorities with access to ownership and control information of domestic business entities.

01/24/2017

[SF 114](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%20114)

A bill for an act relating to the unauthorized placement of a global positioning device, and providing penalties.

01/24/2017

[SF 108](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%20108)

A bill for an act relating to carrying weapons including eliminating prohibitions on possessing certain weapons.

01/19/2017

[SF 88](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2088)

A bill for an act relating to the use of a simulated firearm or simulated explosive when committing a robbery, the criminal offense of intimidation, or other crimes, and providing penalties.

01/12/2017

[SF 87](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2087)

A bill for an act relating to carrying weapons on school grounds by a certified peace officer or a reserve peace officer.

01/12/2017

[SF 86](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2086)

A bill for an act relating to providing and expunging a DNA sample in criminal proceedings involving a person arrested for a felony.

01/12/2017

[SF 84](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2084)

A bill for an act relating to requirements for the use of headlamps on motor vehicles, and providing penalties.

01/12/2017

[SF 75](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2075)

A bill for an act relating to the disclosure of mental health information to law enforcement professionals.

01/12/2017

[SF 73](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2073)

 (S/C [HF 88](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%2088))

A bill for an act modifying the elements defining hate crimes, and providing penalties.

01/11/2017

[SF 71](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2071)

A bill for an act providing sanctions for the filing of frivolous actions.

01/11/2017

[SF 70](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2070)

A bill for an act relating to the use of reasonable force, including deadly force.

01/11/2017

[SF 62](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2062)

A bill for an act relating to the possession, sale, transfer, purchase, and use of fireworks, the disposition of fireworks sales tax receipts, providing penalties, and including effective date provisions.

01/11/2017

[SF 56](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2056)

 (S/C [HF 40](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%2040),[SF 3](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%203))

A bill for an act prohibiting the use of automated or remote traffic law enforcement systems, requiring removal of existing systems, and including effective date provisions.

01/11/2017

[SF 45](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2045)

A bill for an act providing for the development of a mandatory defined contribution pension plan for certain public employees.

01/10/2017

[SF 44](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2044)

A bill for an act relating to the expungement of violations of local ordinances.

01/10/2017

[SF 43](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2043)

 (S/C [HF 115](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%20115))

A bill for an act relating to immunity from certain criminal offenses for persons who report or seek medical assistance for a drug-related overdose, and modifying penalties.

01/10/2017

[SF 34](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2034)

 (S/C [SF 36](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2036))

A bill for an act providing an exemption from the computation of the individual income tax of certain amounts of retirement income and including retroactive applicability provisions.

01/10/2017

[SF 25](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2025)

A bill for an act relating to the justifiable use of reasonable force and providing a remedy.

01/10/2017

[SF 23](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2023)

 (S/C [SF 147](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%20147))

A bill for an act relating to the confidentiality of personally identifiable information of holders of nonprofessional permits to carry weapons and of holders of permits to acquire pistols or revolvers.

01/10/2017

[SF 21](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2021)

 (S/C [HF 60](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%2060))

A bill for an act relating to the use of electronic communication devices to write, send, or read text messages while driving as a primary offense.

01/10/2017

[SF 3](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%203)

 (S/C [HF 40](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%2040),[SF 56](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2056))

A bill for an act prohibiting the use of automated or remote traffic law enforcement systems, requiring removal of existing systems, and including effective date provisions.

01/09/2017

[SJR 1](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SJR%201)

A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the state budget by creating a state general fund expenditure limitation.

01/09/2017

[SSB 1022](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SSB%201022)

A bill for an act relating to sex offender registration requirements, sexually violent predators, and the commission of the offense of child endangerment by a sex offender, and providing penalties. 1/25/17 Subcommittee: Garrett, Shipley, and Kinney

01/25/2017

[SSB 1007](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SSB%201007)

A bill for an act relating to certain public offenses committed against a person because of the person’s employment as a law enforcement officer, and providing penalties. 1/12/17 Zaun, Schneider, and Taylor

01/12/2017

[HF 98](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%2098)

A bill for an act requiring certain weekly workers’ compensation benefits to be calculated by including an employee’s overtime and premium pay, and to include an annual cost-of-living adjustment.

01/24/2017

[HF 97](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%2097)

A bill for an act relating to the choice of doctor to treat an injured employee under workers’ compensation laws and including applicability date provisions.

01/24/2017

[HF 96](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%2096)

A bill for an act relating to a reporting requirement for property seized for forfeiture or forfeited in this state, and including applicability provisions.

01/24/2017

[HF 83](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%2083)

A bill for an act relating to the passing of bicycles by motor vehicles, and making a penalty applicable.

01/23/2017

[HF 77](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%2077)

A bill for an act requiring certain peace officers, including tribal law enforcement officers, to wear and use a body camera and providing remedies.

01/23/2017

[HF 73](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%2073)

A bill for an act relating to the sale or transfer of firearms, providing penalties, and including applicability provisions.

01/23/2017

[HF 70](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%2070)

A bill for an act prohibiting the sale or transfer of large capacity ammunition feeding devices, providing penalties, and including effective date and applicability provisions.

01/23/2017

[HF 60](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%2060)

 (S/C [SF 21](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2021))

A bill for an act relating to the use of electronic communication devices to write, send, or read text messages while driving as a primary offense.

01/19/2017

[HF 40](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%2040)

 (S/C [SF 3](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%203),[SF 56](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=SF%2056))

A bill for an act prohibiting the use of automated or remote traffic law enforcement systems, requiring removal of existing systems, and including effective date provisions.

01/18/2017

[HF 34](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%2034)

A bill for an act concerning motor vehicle-related violations that result in serious injury or death and are committed while the operator has a denied, canceled, suspended, revoked, or barred driver’s license, and providing penalties.

01/18/2017

[HF 13](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%2013)

A bill for an act relating to an application for and the issuance of a search warrant by electronic means.

01/17/2017

[HF 2](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%202)

A bill for an act relating to the unauthorized placement of a global positioning device and providing a penalty.

01/17/2017

[HF 1](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HF%201)

A bill for an act establishing an organized system of reviews and ongoing repeal dates for programs and projects administered by executive branch departments.

[HSB 47](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HSB%2047) (87 GA)

A bill for an act relating to the use of state and local public resources for certain lobbying activities and providing penalties. 1/25/17 Subcommittee assigned Kaufmann, Bergan and Winckler.

01/25/2017

[HSB 45](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HSB%2045)

A bill for an act prohibiting the use of public resources for union-related or politically partisan activities and providing penalties. 1/25/17 Subcommittee assigned Kaufmann, Bergan and Winckler.

01/25/2017

[HSB 32](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HSB%2032)

A bill for an act relating to peace officer personal information under the control of local officials and including effective date provisions. 1/23/17 Subcommittee assigned. Nunn, Hinson and Olson. 1/26/17 Passed subcommittee.

01/23/2017

[HSB 15](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HSB%2015)

A bill for an act relating to sex offender registration requirements, sexually violent predators, and the commission of the offense of child endangerment by a sex offender, and providing penalties. 1/18/17 Subcommittee assgined. Holt, Kerr, Breckenridge. 1/26/17 Passed subcommittee.

01/18/2017

[HSB 15](https://www.legis.iowa.gov/legislation/BillBook?ga=87&ba=HSB%2015)

A bill for an act relating to sex offender registration requirements, sexually violent predators, and the commission of the offense of child endangerment by a sex offender, and providing penalties. 1/18/17 Subcommittee assgined. Holt, Kerr, Breckenridge. 1/26/17 Passed subcommittee.

01/18/2017