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Executive Council of Iowa

CAPITOL BUILDING
DES MOINES, IOWA 50319
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November 6, 2023

Ms. Alana Stamas
Chief Legal Officer
Iowa Department of Revenue
Hoover Bldg.
L O C A L

RE: Litigation Expense Fund

Dear Ms. Stamas:

The Executive Council, in a meeting held on this date, approved your request to transfer \$120,000 to cover potential expenses for the second quarter of the 2024 fiscal year.

EXECUTIVE COUNCIL OF IOWA

Victoria Newton

Victoria Newton
Executive Secretary

October 17, 2023

Executive Council of Iowa
State Capitol
LOCAL
ExecutiveCouncil@tos.iowa.gov

RE: Executive Council Approval for Litigation Expense Fund

Dear Executive Council:

As required by Iowa Code section 441.73, the Executive Council is to receive a report from the Department of Revenue regarding expenditures from the litigation expense fund for the first quarter of FYE June 30, 2024. This report details the amount expended in the first quarter of the 2024 fiscal year and seeks approval to expend amounts for the second quarter of the 2024 fiscal year.

The amount expended from the approved expenses through the first quarter of the 2024 fiscal year is as follows:

July 1 through September 30	\$39,755.80
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The litigation fund had a balance of \$475,529.61 at the end of FYE 2023. The Department of Revenue requested \$100,000.00 of additional funds to be added to the fund for the FYE 2024. The litigation fund, therefore, had a balance of \$575,529.61 at the start of FYE 2024. After the expenditures for the first quarter, the litigation fund balance is \$535,773.81.

The funds expended for the first quarter involved various matters of the Department of Revenue concerning central assessment valuation issues, including work related to six active appeals that require coordination with outside counsel and the Attorney General's Office, review of discovery requests, and related work. The Department expects to incur costs in the first quarter of the 2024 fiscal year related to these appeals, including work with outside counsel, expert witnesses, the Attorney General's Office, conducting discovery, other litigation expenses, and the review and consideration of other central assessment valuation issues. Expenses necessary to cover these and other matters are not expected to exceed \$120,000.00 for the second quarter of the 2024 fiscal year.

Based on the above, the Department of Revenue requests authority from the Executive Council to expend \$120,000.00 to cover potential expenses for the second quarter of the 2024 fiscal year.

Sincerely,

Alana Stamas
Chief Legal Officer
Legal Services and Appeals

cc: Leif Olson, Chief Deputy Attorney General