

(2) The foreclosed homeowner owned the residence in foreclosure.

(3) The foreclosed homeowner conveyed title to the residence in foreclosure to a third party upon a promise that the foreclosed homeowner would be allowed to occupy the residence in foreclosure or other real property in which the foreclosure purchaser or a person acting in participation with the foreclosure purchaser has an interest and that the residence in foreclosure or other real property would be the subject of a foreclosure reconveyance.

(4) Since the conveyance, the foreclosed homeowner has continuously occupied the residence in foreclosure or other real property in which the foreclosure purchaser or a person acting in participation with the foreclosure purchaser has an interest.

b. For purposes of this subsection, notarized affidavits are acceptable means of proof to meet the foreclosed homeowner's burden. Upon good cause shown, a foreclosed homeowner may request and the court may grant up to an additional two weeks to produce evidence required to make the prima facie showing.

c. A court may award to a plaintiff a penalty of up to five hundred dollars upon a showing that the foreclosed homeowner filed a frivolous claim or asserted a frivolous defense.

d. The automatic stay expires upon the later of any of the following:

(1) The failure of the foreclosed homeowner to commence an action in a court of competent jurisdiction in connection with a foreclosed reconveyance transaction within ninety days after the issuance of the stay.

(2) The issuance of an order lifting the stay by a court hearing claims related to the foreclosure reconveyance.

Sec. 19. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved April 25, 2008

CHAPTER 1126

ENERGY AND WATER RESOURCE MANAGEMENT AND CONSERVATION — BUILDINGS AND VEHICLES

S.F. 517

AN ACT relating to the development, management, and efficient use of energy resources, making energy-related modifications to the state building code, setting fees, making appropriations, and providing an effective date.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 8.60, subsection 15, Code 2007, is amended by striking the subsection.

Sec. 2. Section 12.28, subsection 6, Code 2007, is amended to read as follows:

6. The maximum principal amount of financing agreements which the treasurer of state can enter into shall be one million dollars per state agency in a fiscal year, subject to the requirements of section 8.46. For the fiscal year, the treasurer of state shall not enter into more than one million dollars of financing agreements per state agency, not considering interest expense. However, the treasurer of state may enter into financing agreements in excess of the one million dollar per agency per fiscal year limit if a constitutional majority of each house of the general assembly, or the legislative council if the general assembly is not in session, and the governor, authorize the treasurer of state to enter into additional financing agreements

above the one million dollar authorization contained in this section. The treasurer of state shall not enter into a financing agreement for real or personal property which is to be constructed for use as a prison or prison-related facility without prior authorization by a constitutional majority of each house of the general assembly and approval by the governor of the use, location, and maximum cost, not including interest expense, of the real or personal property to be financed. However, financing agreements for an energy conservation measure, as defined in section 7D.34, for an energy management improvement, as defined in section 473.19, or for costs associated with projects under section 473.13A, are exempt from the provisions of this subsection, but are subject to the requirements of section 7D.34 ~~or 473.20A~~. In addition, financing agreements funded through the materials and equipment revolving fund established in section 307.47 are exempt from the provisions of this subsection.

Sec. 3. Section 103A.3, Code 2007, is amended by adding the following new subsection:
NEW SUBSECTION. 23. "Sustainable design" means construction design intended to minimize negative environmental impacts and to promote the health and comfort of building occupants including but not limited to measures to reduce consumption of nonrenewable resources, minimize waste, and create healthy, productive environments.

Sec. 4. Section 103A.7, subsection 6, Code 2007, is amended to read as follows:
6. The conservation of energy through thermal and lighting efficiency standards for buildings intended for human occupancy ~~or use and which are heated or cooled and lighting efficiency standards for buildings intended for human occupancy which are lighted.~~

Sec. 5. Section 103A.7, Code 2007, is amended by adding the following new subsection:
NEW SUBSECTION. 7. Standards for sustainable design, also known and referred to as green building standards.

Sec. 6. Section 103A.8, subsections 7 and 8, Code 2007, are amended to read as follows:
7. Limit the application of thermal efficiency standards for energy conservation to ~~new construction of buildings which will incorporate a heating or cooling system are heated or cooled.~~ Air exchange fans designed to provide ventilation shall not be considered a cooling system. The commissioner shall exempt any ~~new construction from any thermal efficiency standards standard is unreasonable as they apply it would apply to a particular building or class of buildings including farm buildings for livestock use. No standard adopted by the commissioner for energy conservation in construction shall be interpreted to require the replacement or modification of any existing equipment or feature solely to ensure compliance with requirements for energy conservation in construction.~~ Lighting efficiency standards shall recognize variations in lighting intensities required for the various tasks performed within the building. The commissioner shall consult with the department of natural resources regarding standards for energy conservation prior to the adoption of the standards. However, the standards shall be consistent with section 103A.8A.

8. Facilitate the development and use of solar renewable energy.

Sec. 7. Section 103A.8A, Code 2007, is amended to read as follows:
103A.8A ENERGY CONSERVATION REQUIREMENTS.

The state building code commissioner shall adopt as a part of the state building code a requirement that new single-family or two-family residential construction shall comply with energy conservation requirements. The requirements adopted by the commissioner shall be based upon a nationally recognized standard or code for energy conservation. The requirements shall only apply to single-family or two-family residential construction commenced after the adoption of the requirements. ~~This chapter shall not be construed to prohibit a governmental subdivision from adopting or enacting a minimum energy standard which is substantially in accordance and consistent with energy codes and standards developed by a~~

nationally recognized organization in effect on or after July 1, 2002. A governmental subdivision that adopts or enacts a minimum energy standard which is substantially in accordance and consistent with energy codes and standards developed by a nationally recognized organization shall adopt or enact any update or revision to the energy codes and standards. Notwithstanding any other provision of this chapter to the contrary, the energy conservation requirements adopted by the commissioner and approved by the council shall apply to new single-family or two-family residential construction commenced on or after July 1, 2008, and shall supersede and replace any minimum requirements for energy conservation adopted or enacted by the governmental subdivision prior to that date applicable to such construction. The state building code commissioner may provide training to builders, contractors, and other interested persons on the adopted energy conservation requirements.

Sec. 8. NEW SECTION. 103A.8B SUSTAINABLE DESIGN OR GREEN BUILDING STANDARDS.

The commissioner, after consulting with and receiving recommendations from the department of natural resources and the office of energy independence, shall adopt rules pursuant to chapter 17A specifying standards and requirements for sustainable design and construction based upon or incorporating nationally recognized ratings, certifications, or classification systems, and procedures relating to documentation of compliance. The standards and requirements shall be incorporated into the state building code established in section 103A.7, but in lieu of general applicability shall apply to construction projects only if such applicability is expressly authorized by statute, or as established by another state agency by rule.

Sec. 9. Section 103A.10, subsection 4, paragraphs a and b, Code Supplement 2007, are amended to read as follows:

a. Provisions of the state building code establishing thermal efficiency energy conservation standards shall be applicable to all new construction owned by the state, an agency of the state or a political subdivision of the state, to all new construction located in a governmental subdivision which has adopted either the state building code or a local building code or compilation of requirements for building construction and to all other new construction in the state which will contain more than one hundred thousand cubic feet of enclosed space that is heated or cooled. The commissioner shall provide appropriate exceptions for construction where the application of an energy conservation requirement adopted pursuant to this chapter would be impractical.

b. Provisions of the state building code establishing lighting efficiency standards shall be applicable to all new construction owned by the state, an agency of the state or a political subdivision of the state and to all new construction, in the state, of buildings which are open to the general public during normal business hours and to new and replacement lighting in existing buildings.

Sec. 10. Section 103A.10, subsection 5, Code Supplement 2007, is amended by striking the subsection and inserting in lieu thereof the following:

5. Notwithstanding any other provision of this chapter to the contrary, the energy conservation requirements adopted by the commissioner and approved by the council shall apply to all new construction commenced on or after July 1, 2008, and shall supersede and replace any minimum requirements for energy conservation adopted or enacted by the governmental subdivision prior to that date and applicable to such construction.

Sec. 11. Section 103A.10A, subsections 1 and 2, Code Supplement 2007, are amended to read as follows:

1. Beginning on January 1, 2007, all All newly constructed buildings or structures subject to the state building code, excluding including any addition, but excluding any renovation, or repair of a building or structure, whether existing prior to January 1, 2007, or thereafter, that are owned by the state or an agency of the state, except as provided in subsection 2, shall be

subject to a plan review and inspection by the commissioner or an independent building inspector appointed by the commissioner. A fee shall be assessed for the cost of plan review and the cost of inspection. The commissioner may inspect an existing building that is undergoing renovation or remodeling to enforce the energy conservation requirements established under this chapter.

2. ~~Beginning on July 1, 2007, all~~ All newly constructed buildings, ~~excluding~~ including any addition, ~~but excluding any~~ renovation, or repair of a building, ~~whether existing prior to July 1, 2007, or thereafter, that are~~ owned by the state board of regents shall be subject to a plan review and inspection by the commissioner or the commissioner's staff or assistant. ~~The commissioner and the state board of regents shall develop a plan to implement the requirements of this subsection, including funding recommendations related to plan review and inspection, by March 1, 2007. The commissioner may inspect an existing building that is undergoing renovation or remodeling to enforce the energy conservation requirements established under this chapter. The commissioner and the state board of regents shall develop a plan to implement this provision.~~

Sec. 12. Section 103A.19, subsection 1, Code Supplement 2007, is amended to read as follows:

1. The examination and approval or disapproval of plans and specifications, the issuance and revocation of building permits, licenses, certificates, and similar documents, the inspection of buildings or structures, and the administration and enforcement of building regulations shall be the responsibility of the governmental subdivisions of the state and shall be administered and enforced in the manner prescribed by local law or ordinance. All provisions of law relating to the administration and enforcement of local building regulations in any governmental subdivision shall be applicable to the administration and enforcement of the state building code in the governmental subdivision. An application made to a local building department or to a state agency for permission to construct a building or structure pursuant to the provisions of the state building code shall, in addition to any other requirement, be signed by the owner or the owner's authorized agent, and shall contain the address of the owner, and a statement that the application is made for permission to construct in accordance with the provisions of the code. The application shall also specifically include a statement that the construction will be in accordance with all applicable energy conservation requirements.

Sec. 13. Section 103A.22, subsection 1, Code 2007, is amended to read as follows:

1. Nothing in this chapter shall be construed as prohibiting any governmental subdivision from adopting or enacting any building regulations relating to any building or structure within its limits, but a governmental subdivision in which the state building code has been accepted and is applicable shall not have the power to supersede, void, or repeal or make more restrictive any of the provisions of this chapter or of the rules adopted by the commissioner. This subsection shall not apply to energy conservation requirements adopted by the commissioner and approved by the council pursuant to section 103A.8A or 103A.10.

Sec. 14. Section 216A.102, subsection 2, paragraph b, Code 2007, is amended by striking the paragraph.

Sec. 15. Section 266.39C, subsection 3,¹ Code 2007, is amended to read as follows:

3. Iowa state university of science and technology shall employ a director for the center, who shall be appointed by the president of Iowa state university of science and technology. The director of the center shall employ necessary research and support staff. The director and staff shall be employees of Iowa state university of science and technology. ~~No more than seven hundred thousand dollars of the funds made available by appropriation from state revenues in any one year shall be expended by the center for the salaries and benefits of the employees of the center, including the salary and benefits of the director. The limit on expenditures for salaries and benefits shall be adjusted annually by a percentage equal to the average percentage salary adjustment approved annually by the state board of regents for professional~~

¹ According to enrolled Act; the phrase "subsection 3, unnumbered paragraph 1" probably intended

and scientific employees at Iowa state university of science and technology. The remainder of the funds appropriated from state funds ~~Funds appropriated to the center~~ shall be used to sponsor research grants and projects submitted on a competitive basis by Iowa colleges and universities and private nonprofit agencies and foundations, and for the salaries and benefits of the employees of the center. The center may also solicit additional grants and funding from public and private nonprofit agencies and foundations.

Sec. 16. Section 388.9, subsection 2, Code 2007, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. For purposes of this subsection, “proprietary information” includes customer records that if disclosed would harm the competitive position of a customer; or information required by a noncustomer contracting party to be kept confidential pursuant to a nondisclosure agreement which relates to electric transmission planning and construction, critical energy infrastructure, an ownership interest or acquisition of an ownership interest in an electric generating facility, or other information made confidential by law or rule.

Sec. 17. Section 455E.11, subsection 2, paragraph e, Code 2007, is amended by striking the paragraph.

Sec. 18. Section 473.1, Code 2007, is amended by adding the following new subsections: NEW SUBSECTION. 0A. “Alternative and renewable energy” means the same as in section 469.31.

NEW SUBSECTION. 4A. “Renewable fuel” means the same as in section 469.31.

Sec. 19. Section 473.1, subsection 5, Code 2007, is amended to read as follows:

5. “Supplier” means any person engaged in the business of selling, importing, storing, or generating energy sources, ~~alternative and renewable energy, or renewable fuel~~ in Iowa.

Sec. 20. Section 473.2, subsection 1, paragraph a, Code 2007, is amended to read as follows:

a. Physical, human, natural, and financial resources are allocated efficiently.

Sec. 21. Section 473.3, Code 2007, is amended to read as follows:

473.3 ENERGY EFFICIENCY RESOURCE MANAGEMENT GOAL.

1. The goal of this state is to ~~more efficiently utilize energy resources, especially those that are nonrenewable or that have negative environmental impacts, in order to enhance the economy of the state and to decrease by decreasing~~ the state’s dependence on nonrenewable energy resources from outside the state and by reducing the amount of energy used. This goal is to be implemented through the development of policies and programs that promote energy efficiency, and energy conservation, and alternative and renewable energy use by all Iowans, through the development and enhancement of an energy efficiency and alternative and renewable energy industry, through the development of indigenous commercialization of energy resources and technologies that are economically and environmentally viable, and through the development and implementation of effective public information and education programs.

2. State government shall be a model and testing ground for the use of energy efficiency, energy conservation, and alternative and renewable energy systems.

Sec. 22. Section 473.7, subsections 2 and 3, Code Supplement 2007, are amended by striking the subsections.

Sec. 23. Section 473.7, subsections 4, 5, 11, 12, and 14, Code Supplement 2007, are amended to read as follows:

4. a. ~~Establish a central depository within the state for energy data. The central depository~~

shall be located at or accessible through a library which is a member of an interlibrary loan program to facilitate access to the data and information contained in the central depository. The department shall collect and analyze data necessary to forecast to use in forecasting future energy demands in demand and supply for the state. The department may require a A supplier is required to provide information pertaining to the supply, storage, distribution, and sale of energy sources in this state when requested by the department. The information shall be furnished on a periodic basis, shall be of a nature which directly relates to the supply, storage, distribution, and sale of energy sources, and shall not include any records, documents, books, or other data which relate to the financial position of the supplier. Provided the The department, prior to requiring any supplier to furnish it with such information, shall make every reasonable effort to determine if the same such information is available from any other governmental source. If it finds such information is available, the department shall not require submission of the same information from a supplier. Notwithstanding the provisions of chapter 22, information and reports obtained under this section shall be confidential except when used for statistical purposes without identifying a specific supplier and when release of the information will not give an advantage to competitors and serves a public purpose. The department shall use this data to conduct energy forecasts which shall be included in the biennial update required by this section.

b. The department may subpoena witnesses, administer oaths, and require the production of records, books, and documents for examination in order to obtain information required to be submitted under this section. In case of failure or refusal on the part of any person to comply with a subpoena issued by the department, or in case of the refusal of any witness to testify as to any matter regarding which the witness may be interrogated under this chapter, the district court, upon the application of the department, may order the person to show cause why the person should not be held in contempt for failure to testify or comply with a subpoena, and may order the person to produce the records, books, and documents for examination, and to give testimony. The courts may punish for contempt as in the case of disobedience to a like subpoena issued by the court, or for refusal to testify.

5. Develop, recommend, and implement with appropriate agencies public and professional education and communication programs in energy efficiency, energy conservation, and conservation to alternative sources of energy alternative and renewable energy.

11. Develop, in coordination with the office of energy independence, a program to annually give public recognition to innovative methods of energy conservation, energy management, and alternative and renewable energy production.

12. Administer and coordinate, in coordination with the office of energy independence, federal funds for energy conservation, energy management, and alternative and renewable energy programs including, but not limited to, the institutional conservation program, state energy conservation program, and energy extension service program, and related programs which provide energy management and conservation assistance to schools, hospitals, health care facilities, communities, and the general public.

14. Perform Provide information from monthly fuel surveys which establish² a statistical average of motor fuel prices for various motor fuels provided throughout the state. Additionally, the department shall perform provide statewide monthly fuel surveys in cities with populations of over fifty thousand survey information which establish a statistical average of motor fuel prices for various motor fuels provided in those individual cities both metropolitan and rural areas of the state. The survey results shall be publicized in a monthly press release issued by the department.

Sec. 24. Section 473.15, Code 2007, is amended to read as follows:

473.15 ANNUAL REPORT.

The department shall include in the complete an annual report required under section 455A.4 an assessment of to assess the progress achieved by public agencies of state agencies in implementing energy management improvements, alternative and renewable energy systems, and life cycle cost analyses under chapter 470, and on the use of renewable fuels. The

² According to enrolled Act; the word "establishes" probably intended

department shall work with state agencies and with any entity, agency, or organization with which they are associated or involved in such implementation, to use available information to minimize the cost of preparing the report. The department shall also provide an assessment of the economic and environmental impact of the progress made by state agencies related to energy management and alternative and renewable energy, along with recommendations on technological opportunities and policies necessary for continued improvement in these areas.

Sec. 25. Section 473.19, Code 2007, is amended to read as follows:

473.19 ENERGY BANK PROGRAM.

1. The energy bank program is established by the department. The energy bank program consists of the following forms of assistance for the state, state agencies, political subdivisions of the state, school districts, area education agencies, community colleges, and nonprofit organizations:

1. a. Promoting program availability.

b. Developing or identifying guidelines and model energy techniques for the completion of energy analyses for state agencies, political subdivisions of the state, school districts, area education agencies, community colleges, and nonprofit organizations.

c. Providing moneys from the petroleum overcharge fund technical assistance for conducting or evaluating energy audits analyses for school districts under section 279.44, for conducting comprehensive engineering analyses for school districts and for conducting energy audits and comprehensive engineering analyses for state agencies, and political subdivisions of the state agencies, political subdivisions of the state, school districts, area education agencies, community colleges, and nonprofit organizations.

2. d. Providing or facilitating loans, leases, and other methods of alternative financing from under the energy loan fund established in section 473.20 and section 473.20A program for the state, state agencies, political subdivisions of the state, school districts, area education agencies, community colleges, and nonprofit organizations to implement energy conservation measures management improvements or energy analyses.

3. Serving as a source of technical support for energy conservation management.

4. e. Providing assistance for obtaining insurance on the energy savings expected to be realized from the implementation of energy conservation measures management improvements.

5. f. Providing Facilitating self-liquidating financing for the state, state agencies, political subdivisions of the state, school districts, area education agencies, community colleges, and nonprofit organizations pursuant to section 473.20A.

g. Assisting the treasurer of state with financing agreements entered into by the treasurer of state on behalf of state agencies to finance energy management improvements pursuant to section 12.28.

2. For the purpose of this section, section 473.20, and section 473.20A, "energy conservation measure" management improvement" means construction, rehabilitation, acquisition, or modification of an installation in a facility or vehicle which is intended to reduce energy consumption, or energy costs, or both, or allow the use of an alternative energy source, which may contain integral alternative and renewable energy. "Energy management improvement" may include control and measurement devices. "Nonprofit organization" means an organization exempt from federal income taxation under section 501(c)(3) of the Internal Revenue Code.

3. The department shall submit a report by January 1 annually to the governor and the general assembly detailing services provided and assistance rendered pursuant to the energy bank program and pursuant to sections 473.20 and 473.20A, and receipts and disbursements in relation to the energy bank fund created in section 473.19A.

4. Moneys awarded or allocated to the state, its citizens, or its political subdivisions as a result of the federal court decisions and United States department of energy settlements resulting from alleged violations of federal petroleum pricing regulations attributable to or contained within the Stripper Well fund shall be allocated to and remain under the control of the department for utilization for energy program-related staff support purposes.

Sec. 26. NEW SECTION. 473.19A ENERGY BANK FUND.

1. The energy bank fund is created within the state treasury under the control of the department, in collaboration with the office of energy independence established in section 469.2. The fund shall be used for the operational expenses and administrative costs incurred by the department in facilitating and administering the energy bank program established in section 473.19.

2. The energy bank fund shall consist of amounts deposited into the fund or allocated from the following sources:

a. Any moneys awarded or allocated to the state, its citizens, or its political subdivisions as a result of the federal court decisions and United States department of energy settlements resulting from alleged violations of federal petroleum pricing regulations attributable to or contained within the Exxon fund. Amounts remaining in the oil overcharge account established in section 455E.11, subsection 2, paragraph “e”, and the energy conservation trust established in section 473.11,³ as of June 30, 2008, shall be deposited into the energy bank fund pursuant to this paragraph, notwithstanding section 8.60, subsection 15.⁴

b. (1) Moneys received in the form of fees imposed upon the state, state agencies, political subdivisions of the state, school districts, area education agencies, community colleges, and nonprofit organizations for services performed or assistance rendered pursuant to the energy bank program. Fees imposed pursuant to this paragraph shall be established by the department in an amount corresponding to the operational expenses or administrative costs incurred by the department in performing services or providing assistance authorized pursuant to the energy bank program, as follows:

(a) For a building of up to twenty-five thousand square feet, two thousand five hundred dollars.

(b) For a building in excess of twenty-five thousand square feet, an additional eight cents per square foot.

(c) A building that houses more energy intensive functions may be subject to a higher fee than the fees specified in subparagraphs (a) and (b) as determined by the department.

(2) Any fees imposed shall be retained by the department and are appropriated to the department for purposes of providing the services or assistance under the program.

c. Moneys appropriated by the general assembly and any other moneys, including grants and gifts from government and nonprofit organizations, available to and obtained or accepted by the department for placement in the fund.

d. Moneys contained in the intermodal revolving loan fund administered by the department of transportation for the fiscal year beginning July 1, 2019, and succeeding fiscal years.

e. Moneys in the fund are not subject to section 8.33. Notwithstanding section 12C.7, interest or earnings on moneys in the fund shall be credited to the fund.

3. The energy bank fund shall be limited to a maximum of one million dollars. Amounts in excess of this maximum limitation shall be transferred to and deposited in the rebuild Iowa infrastructure fund created in section 8.57, subsection 6.

Sec. 27. Section 473.20, unnumbered paragraph 1, Code 2007, is amended to read as follows:

An energy loan fund program is established in the office of the treasurer of state to and shall be administered by the department.

Sec. 28. Section 473.20, subsections 1, 5, and 6, Code 2007, are amended to read as follows:

1. The department may ~~make loans to the state, state agencies, facilitate the loan process for~~ political subdivisions of the state, school districts, area education agencies, community colleges, and nonprofit organizations for implementation of energy conservation measures management improvements identified in a comprehensive engineering an energy analysis. Loans shall be ~~made~~ facilitated for all cost-effective energy management improvements. For the ~~state, state agencies,~~ political subdivisions of the state, school districts, area education agencies, community colleges, and nonprofit organizations to receive a loan ~~from the fund~~ assis-

³ According to enrolled Act; the phrase “section 473.11, Code 2007,” probably intended

⁴ According to enrolled Act; the phrase “section 8.60, subsection 15, Code 2007” probably intended

~~tance under the program~~, the department shall require completion of an energy management plan including an energy audit and a comprehensive engineering analysis. The department shall approve loans ~~made facilitated~~ under this section.

5. ~~The state, state agencies, political~~ Political subdivisions of the state, school districts, area education agencies, and community colleges shall design and construct the most energy cost-effective facilities feasible and ~~shall use the financing made available~~ may use financing facilitated by the department to cover the incremental costs above minimum building code energy efficiency standards of purchasing energy efficient devices and materials unless other lower cost financing is available. As used in this section, "facility" means a structure that is heated or cooled by a mechanical or electrical system, or any system of physical operation that consumes energy to carry out a process.

6. The department shall not require the state, state agencies, political subdivisions of the state, school districts, area education agencies, and community colleges to implement a specific energy conservation measure management improvement identified in a ~~comprehensive engineering an energy~~ analysis if the entity which prepared the analysis demonstrates to the department that the facility which is the subject of the energy conservation measure management improvement is unlikely to be used or operated for the full period of the expected savings payback of all costs associated with implementing the energy conservation measure management improvement, including without limitation, any fees or charges of the department, engineering firms, financial advisors, attorneys, and other third parties, and all financing costs including interest, if financed.

Sec. 29. Section 473.20, subsection 3, Code 2007, is amended by striking the subsection.

Sec. 30. Section 473.20A, Code 2007, is amended to read as follows:

473.20A SELF-LIQUIDATING FINANCING.

1. The department of natural resources may ~~enter into facilitate~~ facilitate financing agreements ~~that may be entered into~~ with the state, state agencies, political subdivisions of the state, school districts, area education agencies, community colleges, or nonprofit organizations ~~in order to provide the financing to pay finance~~ the costs of furnishing energy conservation measures management improvements on a self-liquidating basis. The provisions of section 473.20 defining eligible energy conservation measures and the method of repayment of the loans management improvements apply to financings under this section.

The financing agreement may contain provisions, including interest, term, and obligations to make payments on the financing agreement beyond the current budget year, as may be ~~agreed upon between the department of natural resources and the state, state agencies,~~ acceptable to political subdivisions of the state, school districts, area education agencies, community colleges, or nonprofit organizations.

2. ~~For the purpose of funding its obligation to furnish moneys under the financing agreements, or to fund the energy loan fund created in section 473.20, the treasurer of state, with the assistance of the department of natural resources, or the treasurer of state's duly authorized agents or representatives, may incur indebtedness or enter into master lease agreements or other financing arrangements to borrow to accomplish energy conservation measures, or the department of natural resources may enter into master lease agreements or other financing arrangements to permit the state, state agencies, political subdivisions of the state, school districts, area education agencies, community colleges, or nonprofit organizations to borrow sufficient funds to accomplish the energy conservation measure. The obligations may be in such form, for such term, bearing such interest and containing such provisions as the department of natural resources, with the assistance of the treasurer of state, deems necessary or appropriate. Funds remaining after the payment of all obligations have been redeemed shall be paid into the energy loan fund. The department shall assist the treasurer of state with financing agreements entered into by the treasurer of state on behalf of state agencies pursuant to section 12.28 to finance energy management improvements being implemented by state agencies.~~

~~3.~~ ~~2.~~ The state, state agencies, ~~political~~ **Political** subdivisions of the state, school districts, area education agencies, community colleges, and nonprofit organizations may enter into financing agreements and issue obligations necessary to carry out the provisions of the chapter. Chapter 75 shall not be applicable.

Sec. 31. Section 476.46, subsection 2, paragraph d, subparagraph (2), Code 2007, is amended to read as follows:

(2) A facility shall be eligible for no more than two hundred fifty thousand one million dollars in loans outstanding at any time under this program.

Sec. 32. Sections 473.11, 473.13, 473.16, 473.17, 473.42, and 473.44, Code 2007, are repealed.

Sec. 33. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved April 29, 2008

CHAPTER 1127

EDUCATIONAL STANDARDS — CORE CURRICULUM CONTENT AND CAREER INFORMATION

S.F. 2216

AN ACT concerning state and local measures for preparing a student for a career or for post-secondary education, including a statewide core curriculum for school districts and accredited nonpublic schools and a state-designated career information and decision-making system.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 256.7, subsections 26 and 28, Code Supplement 2007, are amended to read as follows:

26. a. Adopt rules that establish a ~~voluntary model~~ core curriculum and requiring, beginning with the students in the 2010-2011 school year graduating class, high school graduation requirements for all students in school districts and accredited nonpublic schools that include at a minimum satisfactory completion of four years of English and language arts, three years of mathematics, three years of science, and three years of social studies. The ~~voluntary model~~ core curriculum adopted shall address the core content standards in subsection 28 and the skills and knowledge students need to be successful in the twenty-first century. The ~~voluntary model~~ core curriculum shall include social studies and twenty-first century learning skills which include but are not limited to civic literacy, health literacy, technology literacy, financial literacy, and employability skills; and shall address the curricular needs of students in kindergarten through grade twelve in those areas. For purposes of this subsection, "financial literacy" shall include but not be limited to financial responsibility and planning skills; money management skills, including setting financial goals, creating spending plans, and using financial instruments; applying decision-making skills to analyze debt incurrence and debt management; understanding risk management, including the features and functions of insurance; and understanding saving and investing as applied to long-term financial security and asset building.