



CHESTER J. CULVER
GOVERNOR

OFFICE OF THE GOVERNOR

PATTY JUDGE
LT. GOVERNOR

April 26, 2007

The Honorable Michael Mauro
Secretary of State
State Capitol Building
LOCAL

Dear Mr. Secretary:

I hereby transmit:

House File 851, an Act relating to expenditure approval requirements applicable to the purchase of telecommunications equipment or services by the Iowa communications network.

The above House File is hereby approved this date.

Sincerely,

A handwritten signature in black ink, appearing to read "Chester J. Culver".

Chester J. Culver
Governor

CJC:bdj

cc: Secretary of the Senate
Chief Clerk of the House





HOUSE FILE 851

AN ACT

RELATING TO EXPENDITURE APPROVAL REQUIREMENTS APPLICABLE TO
THE PURCHASE OF TELECOMMUNICATIONS EQUIPMENT OR SERVICES BY
THE IOWA COMMUNICATIONS NETWORK.

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

Section 1. Section 8D.3, subsection 3, paragraph f, Code 2007, is amended to read as follows:

f. Include in the commission's annual report related to the network the actual income and expenses for the network for the preceding fiscal year and estimates for income and expenses for the network for the two-year fiscal period that includes the fiscal year during which the report is submitted. The report shall include the amount of any general fund appropriations to be requested, any recommendations of the commission related to changes in the system, and other items as deemed appropriate by the commission. The report shall also include a list of contracts in excess of one million dollars entered into by the commission during the preceding fiscal year, including any contract entered into pursuant to section 8D.11 or 8D.13 or any other authority of the commission.

Sec. 2. Section 8D.11, subsection 1, Code 2007, is amended to read as follows:

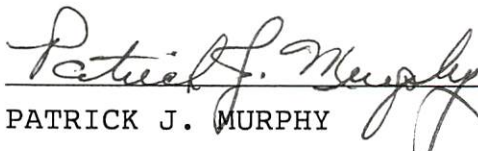
1. a. The commission may purchase, lease, and improve property, equipment, and services for telecommunications for public and private agencies and may dispose of property and equipment when not necessary for its purposes. ~~However, the~~ The commission shall not may enter into a contract for the purchase, lease, or improvement of property, equipment, or


services for telecommunications pursuant to this subsection in an amount not greater than ~~one-million-dollars~~ the contract limitation amount without prior authorization by a constitutional majority of each house of the general assembly, ~~or~~ approval by the legislative council if the general assembly is not in session, or the approval of the executive council as provided pursuant to paragraph "b". A contract entered into under this subsection for an amount exceeding the contract limitation amount shall require prior authorization or approval by the general assembly, the legislative council, or the executive council as provided in this subsection. The commission shall not issue any bonding or other long-term financing arrangements as defined in section 12.30, subsection 1, paragraph "b". Real or personal property to be purchased by the commission through the use of a financing agreement shall be done in accordance with the provisions of section 12.28, provided, however, that the commission ~~shall-not~~ may purchase property, equipment, or services for telecommunications pursuant to ~~this-subsection~~ a financing agreement in an amount not greater than ~~one-million-dollars~~ the contract limitation amount without prior authorization by a constitutional majority of each house of the general assembly, ~~or~~ approval by the legislative council if the general assembly is not in session, or the approval of the executive council as provided pursuant to paragraph "b". A contract entered into under this subsection for an amount exceeding the contract limitation amount shall require prior authorization or approval by the general assembly, the legislative council, or the executive council as provided in this subsection.

b. Approval by the executive council as provided under paragraph "a" shall only be permitted if the contract for which the commission is seeking approval is necessary as the result of circumstances constituting a natural disaster or a threat to homeland security.


c. For purposes of this subsection, "contract limitation amount" means two million dollars. However, beginning July 1, 2008, and on each succeeding July 1, the director shall adjust the contract limitation amount to be applicable for the twelve-month period commencing on September 1 of the year in

which the adjustment is made. The new contract limitation amount shall be published annually as a notice in the Iowa administrative bulletin prior to September 1. The adjusted contract limitation amount shall be calculated by applying the percentage change in the consumer price index for all urban consumers for the most recent available twelve-month period published in the federal register by the United States department of labor, bureau of labor statistics, to the existing contract limitation amount as an increase or decrease, rounded to the nearest dollar. The calculation and publication of the contract limitation amount by the director are exempt from the provisions of chapter 17A.

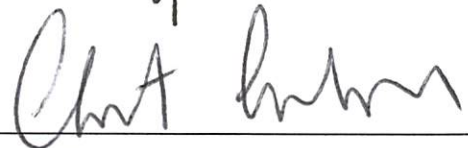

PATRICK J. MURPHY
Speaker of the House


JOHN P. KIBBIE
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 851, Eighty-second General Assembly.


MARK BRANDSGARD
Chief Clerk of the House

Approved April 26th, 2007


CHESTER J. CULVER
Governor