

FILED FEB 27 2006

STATE OF IOWA

SENATE FILE 2284
BY MCKIBBEN

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the sale of certain farmland by Iowa state
2 university of science and technology to the department of
3 natural resources and providing for the appropriation and use
4 of proceeds from the sale.

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

6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

SF 2284

1 Section 1. SALE OF RHODES RESEARCH FARM.

2 1. Iowa state university of science and technology shall
3 develop a plan to sell the two-thousand-eight-acre tract of
4 land located near the town of Rhodes in Marshall county
5 commonly referred to as the Iowa state university Rhodes
6 research farm to the Iowa department of natural resources for
7 purposes of the clear creek lake project. Prior to
8 implementing the plan, the university shall submit the plan to
9 the state board of regents for review and approval.

10 Appraisals conducted by the university of the value of any
11 portion of the tract shall be made available to the public
12 immediately following the sale of that portion of the tract.

13 2. The proceeds from the sale of the property as provided
14 in subsection 1 are appropriated to and shall be retained by
15 Iowa state university of science and technology for use by the
16 Iowa state university college of agriculture.

17 3. The provisions of section 262.9, subsection 7, and
18 section 262.10 shall not apply to the sale of any portion of
19 land to be sold in accordance with this section or to the use
20 of the proceeds from the sale of the land, except that no
21 member of the board or any of its committees, offices, or
22 agencies, nor any officer of any institution, shall be
23 directly or indirectly interested in such purchase or sale.

24 4. By December 15 annually, the state board of regents
25 shall submit a report of the activities and costs of the sale
26 of any property in accordance with subsection 1, including but
27 not limited to the use of any proceeds from the sale of the
28 property and the environmental cleanup costs for any proposed
29 sale in accordance with this section, to the general assembly
30 in accordance with section 7A.11A, and to the legislative
31 services agency, until such time as the sale of the property
32 is complete and the proceeds have been expended by the
33 university, at which time the state board of regents shall
34 submit a final report on the sale of the property and use of
35 the proceeds to the general assembly in accordance with

1 section 7A.11A and to the legislative services agency.

2

EXPLANATION

3 This bill requires Iowa state university (ISU) of science
4 and technology to develop a plan to sell the 2,008-acre Rhodes
5 research farm, located near the town of Rhodes in Marshall
6 county, to the department of natural resources for purposes of
7 the clear creek lake project. The bill appropriates any
8 proceeds from the sale of the property to ISU for use by the
9 university's college of agriculture.

10 Prior to implementing the plan, the university shall submit
11 the plan to the state board of regents for review and
12 approval. Appraisals conducted by the university of the value
13 of any portion of the tract shall be made available to the
14 public immediately following the sale of that portion of the
15 tract.

16 The bill requires ISU to submit its plan to the board for
17 review and approval prior to implementing the plan and
18 prohibits anyone on the board and any officer of the
19 institution from having an interest in the sale. However, the
20 bill exempts the sale of the Rhodes research farm and the use
21 of the proceeds from the sale from current Code provisions
22 that require the board to acquire real estate for the proper
23 uses of institutions under its control, and to dispose of real
24 estate belonging to the institutions when not necessary for
25 their purposes, and which prohibits the sale of real estate
26 except upon the order of the board, at a regular meeting, or
27 one called for that purpose, and in such manner and under such
28 terms as the board may prescribe.

29 By December 15 annually, until the property is sold and the
30 proceeds expended, the board must submit a report of the
31 activities and costs of the sale of the Rhodes property,
32 including but not limited to the use of any proceeds from the
33 sale of the property and the environmental cleanup costs for
34 any proposed sale, to the general assembly and the legislative
35 services agency. The board must also provide a final report

S.F. 2284 H.F. _____

1 once the sale of the property is complete and the proceeds
2 have been expended.

- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28
- 29
- 30
- 31
- 32
- 33
- 34
- 35