

Ed. 4/1/79

Do Pass 3/13

House File Do Pass 4/2 (p. 1201)
Returned to Senate 4/20

FILED FEB 6 1979

SENATE FILE

185

By DeKOSTER

Amended per 5378 to Do Pass 3/6 (p. 798)

Passed Senate, Date 3-21-79 (p. 884) Passed House, Date 4/9/80 (p. 1458)

Vote: Ayes 46 Nays 0 Vote: Ayes 75 Nays 0

Approved April 30, 1980

Proposed Senate after House amendment
4/4/80 (p. 1458)
47-0

A BILL FOR

1 An Act relating to the distribution of interest of permanent
2 school fund.

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

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1 Section 1. Section eight point six (8.6), subsection nine
2 (9), Code 1979, is amended to read as follows:

3 9. APPORTIONMENT OF INTEREST. To apportion the interest
4 of the permanent school fund on the first Monday of March
5 of each year, among the ~~several-counties~~ area education
6 agencies of this state in proportion to the number of persons
7 between five and twenty-one years of age in each, as shown
8 by the last report filed with ~~him~~ the state comptroller by
9 the superintendent of public instruction.

10 Sec. 2. Section two hundred fifty-seven point eighteen
11 (257.18), subsection seventeen (17), Code 1979, is amended
12 to read as follows:

13 17. Report to the state comptroller on the first day of
14 January of each year the number of persons of school age in
15 each county and the area included in each area education
16 agency.

17 Sec. 3. Section two hundred ninety-two point one (292.1),
18 Code 1979, is amended by striking the section and inserting
19 in lieu thereof the following:

20 292.1 LIBRARY FUND. The state comptroller annually shall
21 transmit the money received from the semiannual apportionment
22 of the interest of the permanent school fund to the area
23 education agencies in the manner specified in section three
24 hundred two point thirteen (302.13) of the Code. The area
25 education agencies shall use the money only for the purchase
26 of books and materials for the area media centers. The area
27 education agency administrator shall keep a record of the
28 books and materials in the area media center.

29 Sec. 4. Section two hundred ninety-eight point eleven
30 (298.11), unnumbered paragraph one (1), Code 1979, is amended
31 to read as follows:

32 The county auditor shall, on the first Monday in April
33 and the first Monday in October of each year, apportion the
34 school tax, together with ~~the interest of the permanent school~~
35 ~~fund and~~ rents on unsold school lands to which the county

1 is entitled as shown in notice from the state comptroller,
2 and all other money in the hands of the county treasurer
3 belonging in common to the schools of the county and not
4 included in any a previous apportionment, among the ~~several~~
5 corporations ~~therein~~ in the county, in proportion to the
6 number of persons of school age, as shown by the reports filed
7 with the state department of public instruction for the year
8 immediately preceding.

9 Sec. 5. Section three hundred two point one (302.1),
10 subsection one (1), Code 1979, is amended to read as follows:

11 1. Five percent of the net proceeds of the public lands
12 of the state, which shall be paid to the state treasurer and
13 be apportioned by the state comptroller among the ~~several~~
14 ~~counties~~ area education agencies of this state.

15 Sec. 6. Section three hundred two point thirteen (302.13),
16 Code 1979, is amended to read as follows:

17 302.13 APPORTIONMENT OF INTEREST. On the first Monday
18 of March annually, the state comptroller shall apportion the
19 interest of the permanent school fund among the ~~several~~
20 ~~counties~~ area education agencies in this state, in proportion
21 to the number of persons of school age in each ~~county~~ area
22 education agency, as shown by the report of the superintendent
23 of public instruction, as provided by section 257.18,
24 subsection 17.

25 Sec. 7. Sections two hundred ninety-two point two (292.2),
26 two hundred ninety-eight point twelve (298.12), and three
27 hundred thirty-three point eight (333.8), Code 1979, are
28 repealed.

29 Sec. 8. This Act is effective January first following
30 its enactment.

31 EXPLANATION

32 This bill directs the state comptroller to distribute the
33 proceeds from the interest of the permanent school fund
34 directly to the area education agencies rather than sending
35 the funds to the county auditor to be sent by the county

1 treasurers to the area education agencies.

SENATE FILE 185
FISCAL NOTE

DATE: FEBRUARY 14, 1979
REQUESTED BY: SENATOR DeKOSTER

In compliance with a written request received February 6, 1979, there is hereby submitted a Fiscal Note for Senate File 185 pursuant to Joint Rule 16. Background information used in developing this Fiscal Note is available from the Legislative Fiscal Bureau, to members of the Legislature upon request.

S.F. 185, An Act relating to the distribution of interest of permanent school fund.

S.F. 185 directs the state comptroller to distribute the proceeds from the interest of the permanent school fund directly to the area education agencies rather than sending the funds to the county auditor to be sent by the county treasurers to the area education agencies.

The fiscal effect, for all practical purposes, is nil. There may be a slight savings administratively in that the State Comptroller would only need to prepare 15 warrants for distribution to the AEA's rather than 99 to the County Auditors. In addition, the counties would not have to receive such payment and subsequently distribute to the appropriate AEA.

SOURCE: STATE COMPTROLLER

FILED
MARCH 13, 1979

BY GERRY RANKIN, DIRECTOR
LEGISLATIVE FISCAL BUREAU

SENATE FILE 185

H-4028

1 Amend Senate File 185 as follows:

2 1. By striking everything after the enacting
3 clause and inserting in lieu thereof the following:
4 "Section 1. NEW SECTION. The interest of the
5 permanent school fund shall be appropriated by the
6 general assembly subject to the limitations of
7 division two (2) of Article IX of the constitution
8 of the state of Iowa.

9 Sec. 2. Section two hundred ninety-eight point
10 eleven (298.11), unnumbered paragraphs one (1), and
11 two (2), Code 1979, are amended to read as follows:

12 The county auditor shall, on the first Monday in
13 April and the first Monday in October of each year,
14 apportion the school tax, together with the interest
15 of the permanent school fund and rents on unsold
16 school lands to which the county is entitled
17 as shown in notice from the state comptroller, and
18 all other money in the hands of the county treas-
19 urer belonging in common to the schools of the county
20 and not included in any a previous apportionment,
21 among the several corporations therein in the county,
22 in proportion to the number of persons of school age,
23 as shown by the reports filed with the state depart-
24 ment of public instruction for the year immediately
25 preceding.

26 He or she shall immediately notify the county
27 treasurer of such apportionment and of the amount
28 due thereby to each corporation.

29 Sec. 3. Section three hundred two point one
30 (302.1), subsection one (1), Code 1979, is amended
31 to read as follows:

32 1. Five percent of the net proceeds of the public
33 lands of the state, which shall be paid to the state
34 treasurer ~~and be apportioned by the state comp-~~
35 ~~troller among the several counties.~~

36 Sec. 4. Paragraph nine (9) of section eight point
37 six (8.6), and sections two hundred ninety-two point
38 one (292.1), two hundred ninety-two point two (292.2),
39 two hundred ninety-eight point twelve (298.12),
40 three hundred two point thirteen (302.13), three
41 hundred thirty-three point eight (333.8), Code 1979,
42 are repealed.

43 Sec. 5. This Act is effective January first
44 following its enactment."

H-4028 FILED
APRIL 19, 1979

BY JESSE of Polk

*Present out of order
4/19 (p. 14.58)*

SENATE FILE 185

H-4025

- 1 Amend Senate File 185 as follows:
- 2 1. Page 1, line 15, by inserting after the
- 3 word "and" the word "in"
- 4 2. Page 1, line 21, by striking the word
- 5 "semiannual" and inserting in lieu thereof the
- 6 word "annual".

H-4025 FILED

BY GROTH of Buena Vista

APRIL 19, 1979

W/d 4/7 (p. 1458)

SENATE FILE 185

H-5378

- 1 Amend Senate File 185 as follows:
- 2 1. Page 1, line 15, by inserting after the word
- 3 "and" the word "in".
- 4 2. Page 1, line 21, by striking the word
- 5 "semiannual" and inserting in lieu thereof the word
- 6 "annual".

H-5378 FILED

BY COMMITTEE ON EDUCATION

MARCH 6, 1980

STROMER, Chair

Adopted 11/8 (p. 1458)

HOUSE AMENDMENT TO SENATE FILE 185

S-5710

- 1 Amend Senate File 185 as follows:
- 2 1. Page 1, line 15, by inserting after the word
- 3 "and" the word "in".
- 4 2. Page 1, line 21, by striking the word
- 5 "semiannual" and inserting in lieu thereof the word
- 6 "annual".

S-5710 FILED

RECEIVED FROM THE HOUSE

APRIL 11, 1980

Senate concurred 4/11 (p. 1458)

SENATE FILE 185

AN ACT

RELATING TO THE DISTRIBUTION OF INTEREST OF PERMANENT SCHOOL FUND.

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

Section 1. Section eight point six (8.6), subsection nine (9), Code 1979, is amended to read as follows:

9. APPORTIONMENT OF INTEREST. To apportion the interest of the permanent school fund on the first Monday of March of each year, among the ~~several counties~~ area education agencies of this state in proportion to the number of persons between five and twenty-one years of age in each, as shown by the last report filed with ~~the~~ the state comptroller by the superintendent of public instruction.

Sec. 2. Section two hundred fifty-seven point eighteen (257.18), subsection seventeen (17), Code 1979, is amended to read as follows:

17. Report to the state comptroller on the first day of January of each year the number of persons of school age in each county and in the area included in each area education agency.

Sec. 3. Section two hundred ninety-two point one (292.1), Code 1979, is amended by striking the section and inserting in lieu thereof the following:

292.1 LIBRARY FUND. The state comptroller annually shall transmit the money received from the annual apportionment of the interest of the permanent school fund to the area education agencies in the manner specified in section three hundred two point thirteen (302.13) of the Code. The area education agencies shall use the money only for the purchase of books and materials for the area media centers. The area education agency administrator shall keep a record of the books and materials in the area media center.

Sec. 4. Section two hundred ninety-eight point eleven (298.11), unnumbered paragraph one (1), Code 1979, is amended to read as follows:

The county auditor shall, on the first Monday in April and the first Monday in October of each year, apportion the school tax, together with ~~the interest of the permanent school fund and~~ rents on unsold school lands to which the county is entitled as shown in notice from the state comptroller, and all other money in the hands of the county treasurer belonging in common to the schools of the county and not included in any a previous apportionment, among the ~~several corporations therein in the county~~, in proportion to the number of persons of school age, as shown by the reports filed with the state department of public instruction for the year immediately preceding.

Sec. 5. Section three hundred two point one (302.1), subsection one (1), Code 1979, is amended to read as follows:

1. Five percent of the net proceeds of the public lands of the state, which shall be paid to the state treasurer and be apportioned by the state comptroller among the ~~several counties~~ area education agencies of this state.

Sec. 6. Section three hundred two point thirteen (302.13), Code 1979, is amended to read as follows:

302.13 APPORTIONMENT OF INTEREST. On the first Monday of March annually, the state comptroller shall apportion the interest of the permanent school fund among the ~~several counties~~ area education agencies in this state, in proportion to the number of persons of school age in each county area education agency, as shown by the report of the superintendent of public instruction, as provided by section 257.18, subsection 17.

Sec. 7. Sections two hundred ninety-two point two (292.2), two hundred ninety-eight point twelve (298.12), and three hundred thirty-three point eight (333.8), Code 1979, are repealed.

Sec. 8. This Act is effective January first following its enactment.

TERRY E. BRANSTAD
President of the Senate

WILLIAM H. HARBOR
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 185, Sixty-eighth General Assembly.

FRANK J. STORK
Secretary of the Senate

Approved April 30, 1980

ROBERT D. RAY
Governor