

Sec. 4. Section 321.166, Code 1993, is amended by adding the following new subsection: NEW SUBSECTION. 8. The owner of a trailer with an empty weight of two thousand pounds or less shall receive registration plates for the trailer smaller than plates regularly issued for automobiles pursuant to rules adopted by the department in accordance with this section.

Sec. 5. EFFECTIVE DATE. This Act takes effect on January 1, 1995.

Sec. 6. APPLICABILITY DATE. Section 4 of this Act applies only to new registration plates issued to owners on or after January 1, 1995.

Approved March 31, 1994

CHAPTER 1029

FUND STRUCTURE OF SCHOOL DISTRICTS

H.F. 2308

AN ACT relating to the regrouping of school district funds to be more compatible with generally accepted accounting principles and providing an effective date.

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

Section 1. NEW SECTION. 298A.1 EFFECTIVE DATE.

This chapter establishes the fund structure which shall be used by school districts commencing with the school budget year which begins on July 1, 1995.

Sec. 2. NEW SECTION. 298A.2 GENERAL FUND.

All moneys received by a school corporation from taxes and other sources must be accounted for in the general fund, except moneys required by law to be accounted for in another fund.

Sec. 3. NEW SECTION. 298A.3 DISTRICT MANAGEMENT LEVY FUND.

The district management levy fund is a special revenue fund. A district management levy fund must be established in any school corporation which levies the tax authorized under section 298.4.

Sec. 4. NEW SECTION. 298A.4 PHYSICAL PLANT AND EQUIPMENT LEVY FUND.

The physical plant and equipment levy fund is a special revenue fund. A physical plant and equipment levy fund must be established in any school corporation which levies the tax authorized, whether regular or voter-approved, under section 298.2.

Sec. 5. NEW SECTION. 298A.5 SCHOOLHOUSE TAX LEVY FUND.

The schoolhouse tax levy fund is a special revenue fund. A schoolhouse tax levy fund must be established in any school corporation which levies the tax which was authorized by section 278.1, subsection 7, Code 1989. This fund shall continue in existence until all tax has been collected and all moneys have been expended for the purposes originally authorized by the electors.

Sec. 6. NEW SECTION. 298A.6 PUBLIC EDUCATION AND RECREATION LEVY FUND.

The public education and recreation levy fund is a special revenue fund. A public education and recreation levy fund must be established in any school corporation which levies the tax authorized under section 300.2 or which receives revenue from a 28E agreement authorized under section 300.1.

Sec. 7. NEW SECTION. 298A.7 LIBRARY LEVY FUND.

The library levy fund is a special revenue fund. A library levy fund must be established in any school corporation which levies the tax authorized under section 298.7.

Sec. 8. NEW SECTION. 298A.8 STUDENT ACTIVITY FUND.

The student activity fund is a special revenue fund. A student activity fund must be established in any school corporation receiving money from student-related activities such as admissions, activity fees, student dues, student fund-raising events, or other student-related cocurricular or extracurricular activities. Moneys in this fund shall be used to support only the cocurricular program defined in department of education administrative rules.

Sec. 9. NEW SECTION. 298A.9 CAPITAL PROJECT FUNDS.

A capital project fund must be established in any school corporation which issues bonds or other authorized indebtedness for capital projects or which initiates a capital project, or which receives grants or other funds for capital projects. Boards are authorized to establish more than one capital project fund as necessary. Any balance remaining in a capital project fund after the capital project is completed may be retained for future capital projects in accordance with the original purpose of the bond issue or voter-approved levy; or may be transferred, by board resolution, to the debt service fund, the physical plant and equipment levy fund, or other fund from which the surplus originated; or transferred to the general fund in accordance with section 278.1, subsection 5.

Sec. 10. NEW SECTION. 298A.10 DEBT SERVICE FUND.

A debt service fund must be established in any school corporation which issues bonds or other authorized indebtedness. The debt service fund shall be used to pay interest as it becomes due and the amount necessary to pay the principal when due on bonds or other authorized indebtedness issued by the district, and to make payments required under a loan, lease-purchase agreement, or other evidence of indebtedness authorized by Code. Moneys available to service this debt and received from other sources shall be transferred to the debt service fund and the payment of the debt shall be made from this fund. Funds remaining in the debt service fund after payment of all outstanding debt in accordance with the original purpose of the indebtedness may be transferred by board resolution to the physical plant and equipment levy fund or transferred to the general fund in accordance with section 278.1, subsection 5.

Sec. 11. NEW SECTION. 298A.11 SCHOOL NUTRITION FUND.

A school nutrition fund is an enterprise fund. A school nutrition fund must be established in any school corporation receiving moneys from the school lunch program authorized under chapter 283A.

Sec. 12. NEW SECTION. 298A.12 CHILD CARE FUND.

A child care fund is an enterprise fund. A child care fund must be established in any school corporation receiving moneys from the child day care program authorized under section 279.49.

Sec. 13. NEW SECTION. 298A.13 TRUST OR AGENCY FUNDS.

Trust or agency funds shall be established by any school corporation to account for gifts it receives to be used for a particular purpose or to account for money and property received and administered by the district as trustee or custodian or in the capacity of an agent. Boards may establish trust and agency funds as necessary.

Sec. 14. NEW SECTION. 298A.14 OTHER FUNDS.

A school corporation may establish other funds in accordance with generally accepted accounting principles and may certify other taxes to be levied for the funds as provided by state law. The status of each fund must be included in the annual report. The treasurer shall keep a separate account for each fund, and shall not pay an order that fails to state the fund upon which it is drawn and the specific use to which it is to be applied.

Sec. 15. Section 12C.14, unnumbered paragraph 2, Code 1993, is amended to read as follows:

Earnings and interest from investments authorized by this section shall be used either to retire the bonded authorized indebtedness or to be credited to the schoolhouse a capital project fund for the purpose of financing the construction or equipping of the school building for which the bonds were sold.

Sec. 16. Section 278.1, subsection 5, Code 1993, is amended to read as follows:

5. Direct the transfer of any surplus in the schoolhouse fund debt service fund, physical plant and equipment levy fund, capital projects funds, or public education and recreation levy fund to the general fund.

Sec. 17. Section 278.1, unnumbered paragraph 2, Code 1993, is amended to read as follows:

The board may, with approval of sixty percent of the voters, voting in a regular or special election in the school district, make extended time contracts not to exceed twenty years in duration for rental of buildings to supplement existing schoolhouse facilities; and where it is deemed advisable for buildings to be constructed or placed on real estate owned by the school district, such these contracts may include lease-purchase option agreements, such the amounts to be paid out of the schoolhouse physical plant and equipment levy fund.

Sec. 18. Section 279.41, Code 1993, is amended to read as follows:

279.41 SCHOOLHOUSES AND SITES SOLD — FUNDS.

Any fund Moneys received from the condemnation, sale, or other disposition for public purposes of schoolhouses, school sites, or both schoolhouses and school sites, may shall be deposited in the schoolhouse physical plant and equipment levy fund and may without a vote of the electorate be used for the purchase of school sites or the erection or repair of schoolhouses, or both, as ordered by the board of directors of such the school district, provided, however, that the board shall comply with section 297.7.

Sec. 19. Section 279.42, Code 1993, is amended to read as follows:

279.42 GIFTS TO SCHOOLS.

The board of directors of any a school district which receives funds through gifts, devises, and bequests may utilize the same, unless limited by the terms of the grant, in the general or schoolhouse fund expenditures shall deposit these funds in a trust and agency fund and use them in accordance with the terms of the gift, devise, or bequest.

Sec. 20. Section 283A.9, Code 1993, is amended to read as follows:

283A.9 BUILDING FOR SCHOOL LUNCH FACILITY.

School districts may purchase, erect, or otherwise acquire a building for use as a school lunch facility, and equip a building for that use, and pay for the acquisition or equipping from unencumbered funds on hand in the schoolhouse funds available in the physical plant and equipment levy fund, subject to the terms of this section, or may pay for the facility or equipment from the proceeds of the sale of school property sold under section 297.22, or from surplus remaining in the schoolhouse fund after retirement of a bond issue 298.2.

Sec. 21. Section 285.10, subsection 7, paragraph a, Code Supplement 1993, is amended to read as follows:

a. From funds available in the general operating fund or funds in the schoolhouse fund which are raised by the physical plant and equipment levy fund.

Sec. 22. Section 297.22, subsection 1, unnumbered paragraph 2, Code 1993, is amended to read as follows:

Proceeds from the sale, lease or disposition of real property shall be placed in the schoolhouse physical plant and equipment levy fund and proceeds. Proceeds from the sale, lease or disposition of property other than real property shall be placed in the general fund. Proceeds from the lease of real or other property shall be placed in the general fund.

Sec. 23. Section 297.36, unnumbered paragraphs 4 and 5, Code 1993, are amended to read as follows:

The proceeds of a loan must be deposited in a the physical plant and equipment levy fund which is separate from other district funds. Warrants paid from this fund must be for purposes authorized for the voter-approved physical plant and equipment levy.

This section does not limit the authority of the board of directors to levy the full amount of the voter-approved physical plant and equipment levy, but if and to whatever extent the tax is levied in any year in excess of the amount of principal and interest falling due in that year under a loan agreement, the first available proceeds, to an amount sufficient to meet maturing installments of principal and interest under the loan agreement, shall be paid into the sinking debt service fund for the loan before the taxes are otherwise made available to the school corporation for other school purposes, and the amount required to be annually set aside to pay principal of and interest on the money borrowed under the loan agreement constitutes a first charge upon the proceeds of the voter-approved physical plant and equipment levy, which tax shall be pledged to pay the loan and the interest on the loan.

Sec. 24. Section 298.3, unnumbered paragraph 1, Code 1993, is amended to read as follows:

The revenue from the regular and voter-approved physical plant and equipment levies shall be placed in the schoolhouse physical plant and equipment levy fund and expended only for the following purposes:

Sec. 25. Section 298.3, unnumbered paragraphs 2 and 3, Code 1993, are amended to read as follows:

Interest earned on money in the schoolhouse physical plant and equipment levy fund may be expended for a purpose listed in this section.

Notwithstanding section 291.13, unencumbered Unencumbered funds collected prior to July 1, 1991, from the levy previously authorized under section 297.5, Code 1991, may be expended for the purposes listed in this section.

Sec. 26. Section 298.4, unnumbered paragraph 1, Code Supplement 1993, is amended to read as follows:

The board of directors of a school district may certify for levy by April 15 of a school year, a tax on all taxable property in the school district for a district management levy. The revenue from the tax levied in this section shall be placed in the district management subfund of the general levy fund of the school district. The district management levy shall be expended only for the following purposes:

Sec. 27. Section 298.4, unnumbered paragraph 2, Code Supplement 1993, is amended to read as follows:

Notwithstanding section 291.13, unencumbered Unencumbered funds collected from the levies authorized in sections 96.31, 279.46, and 296.7 prior to July 1, 1991, may be expended for the purposes listed in subsections 1, 3, and 5.

Sec. 28. Section 298.18, unnumbered paragraph 1, Code 1993, is amended to read as follows:

The board of each school corporation shall, when estimating and certifying the amount of money required for general purposes, estimate and certify to the board of supervisors of the proper county for the schoolhouse debt service fund the amount required to pay interest due or that may become due for the fiscal year beginning July 1, thereafter, upon lawful bonded indebtedness, and in addition thereto such amount as the board may deem necessary to apply on the principal.

Sec. 29. Section 300.2, unnumbered paragraph 2, Code Supplement 1993, is amended to read as follows:

If a majority of the votes cast upon the proposition is in favor of the proposition, the board shall certify the amount required for a fiscal year to the county board of supervisors by April 15 of the preceding fiscal year. The board of supervisors shall levy the amount certified. The

amount shall be placed in the ~~schoolhouse~~ public education and recreation levy fund of the district and shall be used only for the purposes specified in this chapter.

Sec. 30. Section 473.20, subsection 2, unnumbered paragraph 2, Code 1993, is amended to read as follows:

School districts and community colleges may enter into financing arrangements with the department or its duly authorized agents or representatives obligating the school district or community college to make payments on the loans beyond the current budget year of the school district or community college. Chapter 75 shall not be applicable. School districts shall repay the loans from moneys in either their general fund or ~~schoolhouse~~ debt service fund. Community colleges shall repay the loans from their general fund. Other entities receiving loans under this section shall repay the loans from any moneys available to them.

Sec. 31. To the extent that bond or note resolutions, loan agreements, lease-purchase agreements or other agreements in existence on the effective date of this Act contain references to obsolete Code sections, rules or forms, they shall be construed to assure compliance with the terms of such resolutions or agreements and substantial compliance with this Act.

Sec. 32. Section 291.13, Code 1993, is repealed.

Sec. 33. This Act is effective July 1, 1995. The funds identified in sections 1 through 14 of this Act shall be established by school districts for the school budget year beginning July 1, 1995, and school budget forms based upon the funds identified in sections 1 through 14 of and in this Act shall be prepared for use for the school budget year beginning July 1, 1995.

Approved March 31, 1994

CHAPTER 1030

ROADS — PIPELINE RELOCATION — CONDEMNATION

H.F. 2362

AN ACT relating to hazardous liquid pipeline condemnation and providing an effective date.

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

Section 1. Section 306.19, Code 1993, is amended by adding the following new subsection:
NEW SUBSECTION. 7. If the agency determines that it is necessary to relocate an interstate hazardous liquid pipeline as defined by the federal Hazardous Liquid Pipeline Safety Act of 1979, 49 U.S.C. § 2001, et seq., the agency shall have the authority to institute and maintain proceedings on behalf of the pipeline company for the condemnation of replacement property rights. The replacement property rights shall be equal in substance to the pipeline company's existing rights, except that if the issue of width was not addressed, the replacement property rights shall be for a width and location deemed appropriate and necessary for the needs of the pipeline company, as determined by the agency. The replacement property rights of the pipeline company shall be subordinate to the rights of the agency only to the extent necessary for the construction and maintenance of the designated road. Within a reasonable time after completion of the pipeline replacement, all previously owned property rights of the pipeline company no longer required for operation and maintenance of the pipeline shall be released or conveyed to the appropriate parties. The authority of the agency under this subsection may only be exercised upon execution of a relocation agreement between the agency and the pipeline company.