

For the above reasons, I hereby respectfully disapprove these items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in House File 760 are hereby approved as of this date.

Sincerely,
THOMAS J. VILSACK, Governor

CHAPTER 204

APPROPRIATIONS — INFRASTRUCTURE AND CAPITAL PROJECTS

H.F. 772

AN ACT relating to and making appropriations from and to the rebuild Iowa infrastructure fund and the Iowa resources enhancement and protection fund to state departments and agencies, including the department of agriculture and land stewardship, the department of cultural affairs, the department of economic development, the department of corrections, the department of general services, the Iowa state fair foundation, the judicial branch, the legislative council, the department of natural resources, the department of public defense, the department of public safety, the state board of regents, the state department of transportation, office of treasurer of state, and the commission of veterans affairs and providing effective dates.

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

DIVISION I REBUILD IOWA INFRASTRUCTURE FUND DEPARTMENT OF CORRECTIONS

Section 1. There is appropriated from the rebuild Iowa infrastructure fund to the department of corrections for the fiscal biennium beginning July 1, 1999, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For purchase and planning, design, and construction of a 170-bed facility at the Iowa medical and classification center at Oakdale:	
FY 1999-2000	\$ 3,750,000
FY 2000-2001	\$ 2,500,000
2. For purchase and installation of a boiler and related planning, design, and construction at the correctional facility at Rockwell City:	
FY 1999-2000	\$ 1,800,000
FY 2000-2001	\$ 0
3. For planning, design, renovation, and construction of expansion projects at community-based correctional facilities:	
FY 1999-2000	\$ 2,000,000
FY 2000-2001	\$ 0
4. For planning, design, renovation, and construction of expansion projects and for utility upgrades at the correctional facility at Mitchellville:	
FY 1999-2000	\$ 2,700,000
FY 2000-2001	\$ 0

DEPARTMENT OF CULTURAL AFFAIRS

Sec. 2. There is appropriated from the rebuild Iowa infrastructure fund to the department of cultural affairs for the fiscal biennium beginning July 1, 1999, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For historical site preservation grants, to be used for the restoration, preservation, and development of historical sites:

FY 1999-2000	\$	2,500,000
FY 2000-2001	\$	1,450,000

Except as otherwise provided in this section, historical site preservation grants shall only be awarded for projects which meet the definition of "vertical infrastructure" in section 8.57, subsection 5, paragraph "c".

1. Of the amount appropriated in this section for the fiscal year beginning July 1, 1999, not more than \$600,000 may be used to fund a state contribution toward the restoration and renovation of the Salisbury house in Des Moines.

2. Of the amount appropriated in this section for the fiscal year beginning July 1, 1999, not more than \$50,000 may be used for research, preparation, and completion of a visual documentary of the historical renovation of the state capitol building, notwithstanding section 8.57, subsection 5, paragraph "c".

3. Of the amount appropriated in this section for fiscal year beginning July 1, 1999, not more than \$90,000 may be used to fund a state contribution toward publishing a book about African-American history in Iowa, notwithstanding section 8.57, subsection 5, paragraph "c".

4. Of the amount appropriated in this section for the fiscal year beginning July 1, 1999, \$200,000 shall be used for the restoration of buildings which were designed by Frank Lloyd Wright and are listed on the national register of historic places and on the list of the top ten most endangered structures in the state by the Iowa historic preservation alliance, and up to \$400,000 may be used by the department for major maintenance on facilities under the purview of the department.

In making grants pursuant to this section, the department shall consider the existence and amount of other funds available to an applicant for the designated project. Except as provided in subsection 1, each grant awarded from moneys appropriated in this section shall not exceed \$100,000 per project. Not more than two grants may be awarded in each county.

DEPARTMENT OF ECONOMIC DEVELOPMENT

Sec. 3. There is appropriated from the rebuild Iowa infrastructure fund to the department of economic development for the fiscal biennium beginning July 1, 1999, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. To be deposited in the physical infrastructure assistance fund created in section 15E.175:		
FY 1999-2000	\$	12,500,000
FY 2000-2001	\$	12,500,000

a. Of the amount appropriated in this subsection **for each fiscal year,** up to \$5,000,000 may be used for purposes of the physical infrastructure assistance program. The department shall maximize these moneys, to the extent possible, for physical infrastructure assistance program projects which meet the definition of "vertical infrastructure", or for projects which facilitate the creation of "vertical infrastructure" projects. The department shall report to the general assembly by June 30 of each fiscal year for which funds are appropriated in this subsection regarding the amount of such funds used for "vertical infrastructure" projects and the amount of such funds used for projects which facilitate the creation of "vertical infrastructure".

* Item veto; see message at end of the Act

b. Of the amount appropriated in this subsection *for each fiscal year*, \$7,500,000 shall be used by the department for accelerated career education program capital projects at community colleges which are authorized under chapter 260G, if enacted by 1999 Iowa Acts, Senate File 465,** and which meet the definition of “vertical infrastructure” in section 8.57, subsection 5, paragraph “c”. Of these amounts, \$3,000,000 *in each fiscal year* shall be allocated equally among the community colleges in the state, to be used for such projects which meet all of the requirements in chapter 260G, if enacted by 1999 Iowa Acts, Senate File 465.** If any portion of the equal allocation to a community college is not obligated or encumbered by April 1 of the fiscal year for which the allocation is made, the unobligated and unencumbered portions shall be available for use by other community colleges.

If 1999 Iowa Acts, Senate File 465,** is enacted, the department shall adopt rules regarding development and funding of accelerated career education program capital projects. The rules shall provide for prioritization of funding for those projects which do all of the following:

(1) Demonstrate a lack of existing public or private infrastructure for development of the partnership.

(2) Provide evidence that the jobs which would result from the partnership would include wages, benefits, and other attributes that would improve the quality of employment within the region.

(3) Provide evidence of local public or private contributions which meet the requirements of chapter 260G, if enacted by 1999 Iowa Acts, Senate File 465.**

(4) Enhance the geographic diversity of state investment in Iowa.

2. For deposit in the community attraction and tourism development fund to be used for the community attraction and tourism development program, as established in this Act, notwithstanding section 8.57, subsection 5, paragraph “c”:

FY 1999-2000	\$	12,500,000
FY 2000-2001	\$	12,500,000

The department shall give special consideration to community attraction and development projects which involve public and private sector participation.

a. Of the amount appropriated in this subsection for each fiscal year, up to \$1,200,000 may be used for the development of marketing efforts and promotion of Iowa tourism attractions and events in outside markets. This out-of-state advertising shall be allocated equally among the three tourism regions in the state.

b. Notwithstanding any contrary provision of this subsection, of the amount appropriated in this subsection for the fiscal year beginning July 1, 1999, up to \$400,000 may be used to provide grants to up to three political subdivisions of the state to conduct a study of the feasibility and viability of developing and creating a multiple purpose attraction and tourism facility. No more than three grants shall be awarded under this paragraph. Each grant under this paragraph shall not exceed \$200,000 per study.

3. For deposit in the rural enterprise fund to be used for the dry fire hydrant and rural water supply education and demonstration project, notwithstanding section 8.57, subsection 5, paragraph “c”:

FY 1999-2000	\$	100,000
FY 2000-2001	\$	0

4. For deposit in the local housing assistance program fund created in section 15.354, in addition to the standing appropriation provided for in that section:

FY 1999-2000	\$	1,000,000
FY 2000-2001	\$	0

5. To provide financial assistance in the form of grants, loans, or forgivable loans for advanced research and commercialization projects involving value-added agriculture, advanced technology, or biotechnology:

FY 1999-2000	\$	4,000,000
FY 2000-2001	\$	4,000,000

* Item veto; see message at end of the Act

** Chapter 179 herein

**The department shall adopt rules for awarding financial assistance under this subsection. The rules shall provide for prioritization of applications for financial assistance which do all of the following:*

- a. Demonstrate substantial regional or statewide economic impact, as shown by independent analysis.*
- b. Demonstrate capacity for the project to become self-sustaining and self-sufficient.*
- c. Contain substantial local public or private contributions of at least 50 percent of the project costs.*
- d. Enhance the geographic diversity of state investment in Iowa.*
- e. Demonstrate that the project is strategically aligned with or otherwise supportive of existing regional or statewide economic activities or initiatives.**

DEPARTMENT OF GENERAL SERVICES

Sec. 4. There is appropriated from the rebuild Iowa infrastructure fund to the department of general services for the fiscal biennium beginning July 1, 1999, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For major renovation and major repair needs including health, life, and fire safety, for compliance with the federal Americans With Disabilities Act for state-owned buildings and facilities:

FY 1999-2000	\$ 7,500,000
FY 2000-2001	\$ 7,500,000

Notwithstanding section 8.57, subsection 5, paragraph "c", of the amount appropriated for each fiscal year in this subsection, up to \$800,000 may be used by the department for routine maintenance needs for the capitol complex.

2. For critical and deferred maintenance at Terrace Hill:

FY 1999-2000	\$ 50,000
FY 2000-2001	\$ 50,000

3. For relocation of offices and other transition costs associated with renovation projects on the capitol complex:

FY 1999-2000	\$ 2,094,000
FY 2000-2001	\$ 1,668,000

4. For renovation of the Lucas state office building:

FY 1999-2000	\$ 4,026,000
FY 2000-2001	\$ 2,650,000

5. For improvements to parking lot 4 on the capitol complex:

FY 1999-2000	\$ 200,000
FY 2000-2001	\$ 0

6. For construction of a parking structure located at the northwest corner of the capitol complex:

FY 1999-2000	\$ 3,500,000
FY 2000-2001	\$ 0

With respect to the proposed construction, financing, and anticipated operation and maintenance of the parking structure, the department shall, in cooperation and consultation with the department of management, a representative of the general assembly, and the treasurer of state, develop cost data for the construction, operation, and maintenance of the structure.

7. For demolition of executive hills and the capitol annex on the capitol complex:

FY 1999-2000	\$ 750,000
FY 2000-2001	\$ 750,000

8. For renovation of the old historical building:

FY 1999-2000	\$ 5,899,155
FY 2000-2001	\$ 5,842,425

* Item veto; see message at end of the Act

9. For utility upgrades and for construction and renovation of the school, gym, multipurpose center, and living unit at the state training school at Eldora:

FY 1999-2000	\$	4,000,000
FY 2000-2001	\$	0

10. For renovations at the Toledo juvenile home:

FY 1999-2000	\$	250,000
FY 2000-2001	\$	250,000

11. For capitol interior restoration:

FY 1999-2000	\$	4,381,000
FY 2000-2001	\$	4,324,100

The department shall cooperate with the legislative and judicial branches regarding decisions involving the renovation, remodeling, preparation, or assignment of space occupied or used by the respective branches within the state capitol building pursuant to section 2.43.

Of the amount appropriated in this subsection for the fiscal year beginning July 1, 1999, \$50,000 shall be allocated to the department of cultural affairs to be used to conduct a study to stabilize the battle flag collection's condition by a professional flag conservator and for other necessary expenses incurred by the department, notwithstanding section 8.57, subsection 5, paragraph "c".

12. For renovation of office space occupied or used by the governor, governor's staff, and department of management in the state capitol building:

FY 1999-2000	\$	250,000
FY 2000-2001	\$	0

13. For renovations to and shelving for the fifth floor of the law library in the state capitol building:

FY 1999-2000	\$	400,000
FY 2000-2001	\$	0

14. For a study to determine the requirements for and feasibility of constructing a pedestrian bridge across court avenue to connect the new judicial building with other areas of the capitol complex:

FY 1999-2000	\$	25,000
FY 2000-2001	\$	0

15. For the design and construction of an Iowa hall of pride:

FY 1999-2000	\$	1,500,000
FY 2000-2001	\$	275,000

The department may enter into an agreement under chapter 28E with public and private agencies for purposes of planning, designing, constructing, operating, and maintaining an Iowa hall of pride on the capitol complex.

The legislative council shall review and approve design and location proposals for construction of the Iowa hall of pride. The department shall submit a report to the general assembly regarding the operational and maintenance aspects of the Iowa hall of pride.

IOWA STATE FAIR FOUNDATION

Sec. 5. There is appropriated from the rebuild Iowa infrastructure fund to the Iowa state fair foundation for the fiscal biennium beginning July 1, 1999, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purpose designated:

For design and construction of a varied industries building at the state fairgrounds:

FY 1999-2000	\$	5,000,000
FY 2000-2001	\$	5,000,000

It is the intent of the general assembly that the amounts appropriated in this subsection shall be the final appropriations for the designated project.

* Item veto; see message at end of the Act

JUDICIAL BRANCH

Sec. 6. There is appropriated from the rebuild Iowa infrastructure fund to the judicial branch for the fiscal biennium beginning July 1, 1999, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For planning, design, and construction of a new judicial building:

FY 1999-2000.....	\$	10,000,000
FY 2000-2001.....	\$	10,000,000

LEGISLATIVE COUNCIL

Sec. 7. There is appropriated from the rebuild Iowa infrastructure fund to the legislative council, for the fiscal biennium beginning July 1, 1999, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated, notwithstanding section 8.57, subsection 5, paragraph "c":

For planning, design, and construction of legislative support space in the area of the capitol complex:

FY 1999-2000.....	\$	1,600,000
FY 2000-2001.....	\$	0

DEPARTMENT OF PUBLIC DEFENSE

Sec. 8. There is appropriated from the rebuild Iowa infrastructure fund to the department of public defense for the fiscal biennium beginning July 1, 1999, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purpose designated:

For maintenance and repair of national guard armories and facilities:

FY 1999-2000.....	\$	700,000
FY 2000-2001.....	\$	700,000

DEPARTMENT OF PUBLIC SAFETY

Sec. 9. There is appropriated from the rebuild Iowa infrastructure fund to the department of public safety for the fiscal biennium beginning July 1, 1999, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For construction of a new patrol post in District 2:

FY 1999-2000.....	\$	1,500,000
FY 2000-2001.....	\$	0

2. For a study to determine the requirements for and feasibility of the relocation of department offices and the location of the laboratory for the state medical examiner and the state medical examiner's staff, notwithstanding section 8.57, subsection 5, paragraph "c":

FY 1999-2000.....	\$	150,000
FY 2000-2001.....	\$	0

3. For a study to determine the requirements for and feasibility of a pursuit driving track, notwithstanding section 8.57, subsection 5, paragraph "c":

FY 1999-2000.....	\$	150,000
FY 2000-2001.....	\$	0

*4. For planning, design, and construction of a pursuit driving training track:

FY 1999-2000.....	\$	0
FY 2000-2001.....	\$	1,000,000*

* Item veto; see message at end of the Act

STATE BOARD OF REGENTS

Sec. 10. There is appropriated from the rebuild Iowa infrastructure fund to the state board of regents for the fiscal biennium beginning July 1, 1999, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the projects designated:

1. For construction of a recreation complex at the Iowa school for the deaf:	
FY 1999-2000.....	\$ 3,200,000
FY 2000-2001.....	\$ 0
2. For major maintenance needs at the Iowa school for the deaf and the Iowa braille and sight saving school:	
FY 1999-2000.....	\$ 1,285,000
FY 2000-2001.....	\$ 0
*3. For improvements to Gilman hall at Iowa state university of science and technology:	
FY 1999-2000.....	\$ 0
FY 2000-2001.....	\$ 8,750,000
<i>It is the intent of the general assembly that, in order to supplement the recent gift of \$10,000,000 to the Iowa state university of science and technology for a new business college building, the next capital project which shall be funded at the university is a new business college building.</i>	
4. For continued renovation of the biology complex at the state university of Iowa:	
FY 1999-2000.....	\$ 0
FY 2000-2001.....	\$ 14,086,000
5. For upgrades and improvements to the steam distribution system at the university of northern Iowa:	
FY 1999-2000.....	\$ 0
FY 2000-2001.....	\$ 3,500,000*

STATE DEPARTMENT OF TRANSPORTATION

Sec. 11. There is appropriated from the rebuild Iowa infrastructure fund to the state department of transportation for the fiscal biennium beginning July 1, 1999, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For vertical infrastructure improvements at all 10 of the commercial air service airports within the state:	
FY 1999-2000.....	\$ 1,000,000
FY 2000-2001.....	\$ 1,000,000

For each fiscal year for which funds are appropriated in this subsection, one-half of the funds appropriated shall be allocated equally between each commercial service airport and one-half of the funds shall be allocated based on the percentage that the number of enplaned passengers at each commercial service airport bears to the total number of enplaned passengers in the state during the previous fiscal year. In order for a commercial service airport to receive funding under this subsection, the airport shall be required to submit applications for funding of specific projects to the department for approval by the state transportation commission.

2. For vertical infrastructure improvements at publicly owned airports within the state:	
FY 1999-2000.....	\$ 500,000
FY 2000-2001.....	\$ 0

The state department of transportation shall establish a grant program for disbursement of funds appropriated pursuant to this subsection. The program shall provide grants to publicly owned airports within the state for infrastructure improvements based on an applicant airport's need for the improvements and its financial need. The department shall adopt rules to administer the program.

* Item veto; see message at end of the Act

3. For acquiring, constructing, and improving recreational trails within the state:

FY 1999-2000.....	\$	2,250,000
FY 2000-2001.....	\$	2,250,000

None of the funds appropriated in this subsection shall be used for the acquisition of land by involuntary condemnation for recreational trail projects or for recreational trail projects on land acquired by involuntary condemnation on or after the effective date of this section of this Act.

Of the amount appropriated in this subsection for each fiscal year, \$1,000,000 shall be used for funding, on a matching basis, recreational trail projects, with priority given to completion of trail connections and sections between existing trails and parks within the established state recreational trails system. Such projects shall be matched by one dollar of private or other funds for each three dollars of state funds.

Of the amount appropriated in this subsection for each fiscal year, up to \$250,000 shall be used for off-road-vehicle trail projects.

OFFICE OF TREASURER OF STATE

Sec. 12. There is appropriated from the rebuild Iowa infrastructure fund to the office of treasurer of state for the fiscal biennium beginning July 1, 1999, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purpose designated:

For county fair infrastructure improvements for distribution in accordance with chapter 174 to qualified fairs which belong to the association of Iowa fairs:

FY 1999-2000.....	\$	1,060,000
FY 2000-2001.....	\$	1,060,000

COMMISSION OF VETERANS AFFAIRS

Sec. 13. There is appropriated from the rebuild Iowa infrastructure fund to the commission of veterans affairs for the fiscal biennium beginning July 1, 1999, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For the renovation of facilities at the veterans home:		
FY 1999-2000.....	\$	0
FY 2000-2001.....	\$	734,605
2. For expansion of the food preparation area and dining room at the veterans home:		
FY 1999-2000.....	\$	0
FY 2000-2001.....	\$	2,424,244

Sec. 14. REVERSION. In accordance with section 8.33, moneys appropriated for capital expenditures in this division of this Act that remain unencumbered or unobligated at the close of the fiscal year that begins July 1, 2003, shall revert at the close of that fiscal year. However, if the projects for which the moneys are appropriated are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that fiscal year.

DIVISION II
 NATURAL RESOURCES —
 REBUILD IOWA INFRASTRUCTURE FUND
 DEPARTMENT OF AGRICULTURE
 AND LAND STEWARDSHIP

Sec. 15. There is appropriated from the rebuild Iowa infrastructure fund, to the division of soil conservation located in the department of agriculture and land stewardship for the fiscal biennium beginning July 1, 1999, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated, notwithstanding section 8.57, subsection 5, paragraph “c”:

* Item veto; see message at end of the Act

1. For deposit in the loess hills development and conservation fund created in section 161D.2 to be allocated as provided in chapter 161D:

FY 1999-2000	\$	2,000,000
FY 2000-2001	\$	2,000,000

Of the amount appropriated in this subsection for each fiscal year, \$1,500,000 shall be allocated to the hungry canyons account created in section 161D.2, as amended by 1999 Iowa Acts, House File 218, if enacted.*

Of the amount appropriated in this subsection for each fiscal year, \$500,000 shall be allocated to the preservation and development account created in section 161D.2, as amended by 1999 Iowa Acts, House File 218, if enacted,* to be used by the loess hills preservation and development alliance.

2. For deposit in the alternative drainage system assistance fund created in section 159.29A to be used for purposes of supporting the alternative drainage system assistance program as provided in section 159.29B:

FY 1999-2000	\$	2,200,000
FY 2000-2001	\$	2,000,000

Of the amount appropriated in this subsection for the fiscal year beginning July 1, 1999, up to \$200,000 may be used to provide assistance for closing agricultural drainage wells and constructing alternative drainage systems in Pocahontas county.

It is the intent of the general assembly that a portion of the funds appropriated in this subsection for the fiscal year beginning July 1, 1999, be used to provide adequate assistance for closing agricultural drainage wells and constructing alternative drainage systems in Humboldt county.

3. To provide financial incentives for soil conservation practices under chapter 161A:

FY 1999-2000	\$	1,000,000
FY 2000-2001	\$	1,500,000

a. Not more than 5 percent of the moneys appropriated in this subsection may be allocated for cost-sharing to abate complaints filed under section 161A.47.

b. Of the moneys appropriated in this subsection, 5 percent shall be allocated for financial incentives to establish practices to protect watersheds above publicly owned lakes of the state from soil erosion and sediment as provided in section 161A.73.

c. Not more than 30 percent of a district's allocation of moneys as financial incentives may be provided for the purpose of establishing management practices to control soil erosion on land that is row-cropped, including but not limited to no-till planting, ridge-till planting, contouring, and contour strip-cropping as provided in section 161A.73.

d. The state soil conservation committee created in section 161A.4 may allocate moneys appropriated in this subsection to conduct research and demonstration projects to promote conservation tillage and nonpoint source pollution control practices.

e. The financial incentive payments may be used in combination with department of natural resources moneys.

4. For accelerating watershed protection efforts to reduce soil erosion, protect water quality, and provide flood control in priority watersheds in the state:

FY 1999-2000	\$	1,250,000
FY 2000-2001	\$	1,250,000

a. On or after February 1, 2000, a retail dealer shall not offer for sale in this state a motor vehicle fuel that contains more than two percent of methyl tertiary butyl ether by volume as provided by rules adopted by the department. The department shall adopt rules necessary in order to ensure that methyl tertiary butyl ether does not cause a threat to the public health or environment by contaminating groundwater or surface water in this state.

b. The legislative council is requested to establish an interim committee to study issues relating to the sale, use, and health and environmental effects of oxygenate enhancers contained in motor vehicle fuel, including but not limited to ethanol and methyl tertiary

* Chapter 119 herein

** Item veto; see message at end of the Act

butyl ether. The interim committee shall report the findings and recommendations of its study, including any proposed legislation, to the general assembly as required by the legislative council prior to the 2000 Session of the Seventy-eighth General Assembly.

c. At sites where groundwater or soil monitoring is required, pursuant to section 455B.474, subsection 1, paragraph “d”, “f”, or “h”, the department of natural resources shall require that monitoring include testing for the presence of methyl tertiary butyl ether from the locations where other sample analyses are required. The department shall provide regular updates to the interim committee established in paragraph “b” as required by the interim committee. The department shall report the findings and recommendations of the testing to the general assembly prior to the 2000 Session of the Seventy-eighth General Assembly.

DEPARTMENT OF NATURAL RESOURCES

Sec. 16. There is appropriated from the rebuild Iowa infrastructure fund to the department of natural resources for the fiscal biennium beginning July 1, 1999, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For recreational grants to be used for the restoration or construction of recreational complexes or facilities under the recreational grant matching program:

FY 1999-2000	\$	3,500,000
FY 2000-2001	\$	3,500,000

Matching grants awarded from the funds appropriated in this subsection shall be awarded on a matching basis of one dollar for every two dollars the applicant has raised. Each grant shall not exceed \$100,000 per project.

The department shall give special consideration to recreational complex or facility projects which involve public and private sector participation.

2. For the dredging of lakes, including necessary preparation for dredging, in accordance with the department’s classification of Iowa lakes restoration report, notwithstanding section 8.57, subsection 5, paragraph “c”:

FY 1999-2000	\$	4,200,000
FY 2000-2001	\$	4,200,000

a. Of the amount appropriated in this subsection **for each fiscal year**, up to \$200,000 may be used by the department to conduct feasibility studies for rehabilitation of state-owned or other public lakes in cooperation with local project sponsors. The department shall match the cost of the studies at a rate of one dollar of state moneys for every one dollar of local project moneys raised.

b. Of the amount appropriated in this subsection **for each fiscal year**, up to \$600,000 may be used by the department to provide assistance to qualified applicants for purposes of financing capital improvements to natural or constructed lakes including but not limited to dredging, installation or repair of erosion control measures, and land acquisition. To qualify for assistance, an applicant must be a nonprofit organization based in the community where the lake is located which is active in sponsoring improvements to the lake and is capable of managing or overseeing the improvements or be a governmental body. Assistance shall not be provided to construct a new lake. Notwithstanding any contrary provision of this subsection, the department may consider grants for any public lakes.

c. To qualify for assistance under paragraph “b”, an applicant must demonstrate that existing or planned infrastructure and practices are capable of ensuring long-term benefits to the lake. An applicant must also show that each dollar of assistance will be matched by one dollar contributed by a source other than the state.

d. The department shall adopt rules pursuant to chapter 17A to administer this subsection.

3. For the purpose of funding capital projects from marine fuel tax receipts for the purposes specified in section 452A.79, and notwithstanding section 8.57, subsection 5, paragraph “c”, for expenditures for the local cost share grants to be used for capital expenditures to local governmental units for boating accessibility:

* Item veto; see message at end of the Act

FY 1999-2000	\$	2,300,000
FY 2000-2001	\$	2,300,000

4. For the construction of the Elinor Bedell state park and wildlife conservation area:

FY 1999-2000	\$	275,000
FY 2000-2001	\$	0

5. For establishment and operation of water quality monitoring stations, notwithstanding section 8.57, subsection 5, paragraph "c":

FY 1999-2000	\$	1,015,000
FY 2000-2001	\$	1,015,000

Of the amount appropriated in this subsection **for each fiscal year**, \$15,000 shall be allocated to support a grant to local sponsors of the Lewis and Clark rural water system in order to construct a system to provide safe and adequate municipal and rural water supplies for residential, commercial, agricultural, and industrial uses, to preserve wetlands, and to mitigate water conservation efforts. The local sponsors shall submit a report to the general assembly by January 1 of each of the fiscal years regarding the use of the moneys allocated in this paragraph and the status of the project.

6. For renovation of lake Belva Deer dam, notwithstanding section 8.57, subsection 5, paragraph "c":

FY 1999-2000	\$	200,000
FY 2000-2001	\$	200,000

7. For development and administration of a community-based grant distribution program to provide funding for the planting of trees throughout the state, notwithstanding section 8.57, subsection 5, paragraph "c":

FY 1999-2000	\$	250,000
FY 2000-2001	\$	250,000

The grant distribution program shall be coordinated through public and private partnerships. The department, after consultation with the "A Million More for 2004" legislative ad hoc committee, shall adopt rules to administer the program.

Sec. 17. REVERSION. In accordance with section 8.33, moneys appropriated for capital expenditures in this division of this Act that remain unencumbered or unobligated at the close of the fiscal year that begins July 1, 2003, shall revert at the close of that fiscal year. However, if the projects for which the moneys are appropriated are completed in an earlier fiscal year, unencumbered or unobligated moneys shall revert at the close of that fiscal year.

DIVISION III RESOURCES ENHANCEMENT AND PROTECTION FUND

Sec. 18. GENERAL APPROPRIATION. Notwithstanding the amount of the standing appropriation from the general fund of the state under section 455A.18, subsection 3, there is appropriated from the rebuild Iowa infrastructure fund to the Iowa resources enhancement and protection fund, in lieu of the appropriation made in section 455A.18, for the fiscal period beginning July 1, 1999, and ending June 30, 2001, the following amounts, to be allocated as provided in section 455A.19, notwithstanding section 8.57, subsection 5, paragraph "c":

FY 1999-2000	\$	10,500,000
FY 2000-2001	\$	10,500,000

DIVISION IV SUPPLEMENTAL APPROPRIATIONS

Sec. 19. DEPARTMENT OF GENERAL SERVICES. There is appropriated from the rebuild Iowa infrastructure fund to the department of general services for the fiscal year

beginning July 1, 1998, and ending June 30, 1999, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For renovations, maintenance, and utility upgrades at the state hospital-schools at Glenwood and Woodward and at the state mental health institute at Independence:
 \$ 3,600,000

Notwithstanding section 8.33, unencumbered or unobligated funds remaining on June 30, 2001, from the funds remaining on June 30, 2001, from the funds appropriated in this section shall revert to the rebuild Iowa infrastructure fund.

Sec. 20. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION V STATUTORY CHANGES

Sec. 21. Section 8.6, subsection 13, Code 1999, is amended to read as follows:

13. CAPITAL PROJECT BUDGETING REQUESTS. To compile annually all capital project budgeting requests of all state agencies, as defined in section 8.3A, and to consolidate the requests, with individual state agency priorities noted, into a report for submission ~~to the legislative capital projects committee not later than November 1~~ with the budget documents by the governor pursuant to section 8.22. Any additional information regarding the capital project budgeting requests or priorities shall be compiled and submitted in the same report.

Sec. 22. Section 8.6, subsection 14, unnumbered paragraph 1, Code 1999, is amended to read as follows:

To prepare annually, in cooperation with the department of general services, a five-year capital project priority plan for all state agencies, as defined in section 8.3A, to be submitted ~~no later than November 1, to the legislative capital projects committee~~ with the budget documents by the governor pursuant to section 8.22. The plan shall include but is not limited to the following:

Sec. 23. NEW SECTION. 15.371 COMMUNITY ATTRACTION AND TOURISM DEVELOPMENT PROGRAM.

1. The department shall establish and administer a community attraction and tourism development program to assist communities in the development and creation of multiple purpose attraction and tourism facilities.

2. A political subdivision of the state or a public organization may submit an application to the department for financial assistance for a project under the program. The assistance shall be in the form of grants, loans, forgivable loans, and loan guarantees. The application shall include, but not be limited to, the following information:

- a. The total capital investment of the project.
- b. The amount or percentage of local and private matching moneys which will be or have been provided for the project.
- c. The total number of jobs to be created or retained by the project.
- d. The need of the community for the project and the financial assistance.
- e. The long-term tax generating impact of the project.

Sec. 24. NEW SECTION. 15.372 COMMUNITY ATTRACTION AND TOURISM DEVELOPMENT FUND.

1. The department shall establish a community attraction and tourism development fund consisting of any moneys appropriated by the general assembly for that purpose and any other moneys available to and obtained or accepted by the department for placement in the fund.

2. Payments of interest, repayments of moneys loaned pursuant to this part, and recaptures of awards shall be deposited in the fund.

3. The fund shall be used to provide grants, loans, forgivable loans, and loan guarantees under the community attraction and tourism development program established in section 15.371.

4. Moneys in the fund are not subject to section 8.33. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys in the fund shall be credited to the fund.

Sec. 25. NEW SECTION. 15.373 COMMUNITY ATTRACTION AND TOURISM DEVELOPMENT PROGRAM REVIEW COMMITTEE — APPLICATION REVIEW.

*1. A community attraction and tourism development program review committee is established consisting of seven members. The director shall appoint three members representing the travel federation of Iowa, one member representing an association with expertise in the vertical infrastructure industry, one member representing an institution with expertise in economic promotion, and one member representing the professional developers of Iowa. The governor shall appoint the remaining member. The three members representing the travel federation of Iowa shall represent the three tourism regions, with one representing a county with a population of under fifty thousand, one representing a county with a population of at least fifty thousand but not more than one hundred thousand, and one representing a county with a population of more than one hundred thousand.

2. The community attraction and tourism development program review committee shall review applications for community attraction and tourism development fund assistance and make recommendations to the department regarding the applications. Upon review of the recommendations of the committee, the department shall approve, defer, or deny the application.*

3. When reviewing the applications, *the community attraction and tourism development program review committee and* the department shall consider, at a minimum, all of the following:

a. Whether the wages, benefits, including health benefits, safety, and other attributes of the project would improve the quality of attraction and tourism employment in the community.

b. The extent to which such a project would generate additional attraction and tourism opportunities.

c. The ability of the project to produce a long-term tax generating economic impact.

d. The location of the projects and geographic diversity of the applications.

e. The extent to which any part of the proposed project meets the definition of vertical infrastructure in section 8.57, subsection 5, paragraph "c".

Sec. 26. Section 161A.80, subsection 2, unnumbered paragraph 1, Code 1999, is amended to read as follows:

A blufflands protection revolving fund is created in the state treasury. All proceeds shall be divided into two equal accounts. One account shall be used for the purchase of blufflands along the Mississippi river and its tributaries and the other account shall be used for the purchase of blufflands along the Missouri river and its tributaries. The proceeds of the revolving fund are appropriated to make loans to conservation organizations which agree to purchase bluffland properties adjacent to state public lands. The department of agriculture and land stewardship, in conjunction with the department of natural resources, shall adopt rules pursuant to chapter 17A to administer the disbursement of funds. Notwithstanding section 12C.7, interest or earnings on investments made pursuant to this section or as provided in section 12B.10 shall be credited to the blufflands protection revolving fund. Notwithstanding section 8.33, unobligated or unencumbered funds credited to the blufflands protection revolving fund shall not revert at the close of a fiscal year. However, the maximum balance in the blufflands protection fund shall not exceed two million five hundred

* Item veto; see message at end of the Act

thousand dollars. Any funds in excess of two million five hundred thousand dollars shall be credited to the rebuild Iowa infrastructure fund.

Sec. 27. NEW SECTION. 161C.7 WATERSHED PROTECTION.

1. The department of agriculture and land stewardship shall initiate and coordinate the establishment of a watershed protection task force and provide staffing assistance to the task force. It is the intent of the general assembly that the task force include representatives of the department of agriculture and land stewardship, the department of natural resources, the emergency management division of the department of public defense, county conservation boards, soil and water conservation districts, and any other appropriate stakeholders. The task force shall study the condition of watershed protection in the state and provide recommendations to the department of agriculture and land stewardship regarding soil conservation, water quality protection, flood control, and other natural resource conservation issues. The task force shall submit recommendations to the department by January 1 of each year through January 1, 2001.

2. The department of agriculture and land stewardship shall implement and administer a watershed protection program. The department of agriculture and land stewardship, in consultation with the department of natural resources, shall annually establish a prioritized list of watersheds that are of the highest importance to the state's water quality. The watershed protection program shall, to the extent practical, target for assistance those watersheds on the prioritized list. A soil and water conservation district, in cooperation with state agencies, local units of government, and private organizations, may submit an application for assistance to the department which provides a strategy for protecting soil, water quality, and other natural resources, and improving flood control in the watershed. Upon approval of an application, the department may provide a grant to the soil and water conservation district for purposes of carrying out the strategy provided in the application.

3. A watershed protection account is created within the water protection fund created in section 161C.4. Moneys credited to the account shall be distributed under the watershed protection program.

4. Administrative rules used for water quality protection projects under the water protection fund shall be used to administer the watershed protection program.

Sec. 28. Section 173.2, subsection 3, Code 1999, is amended to read as follows:

3. One delegate, a resident of the county, to be appointed by the board of supervisors in each county where there is no such society, or when such society fails to report to the ~~state fair board~~ association of Iowa fairs in the manner provided by law as a basis for state aid. The ~~board~~ association shall promptly report such failure to the county auditor.

Sec. 29. Section 174.3, Code 1999, is amended to read as follows:

174.3 CONTROL OF GROUNDS.

~~During the time a fair is being held, no~~ An ordinance or resolution of ~~any a county or city~~ shall not in any way impair the authority of the society, but it shall have sole and exclusive control over and management of such fair.

Sec. 30. Section 174.9, unnumbered paragraph 1, Code 1999, is amended to read as follows:

Each eligible society which is a member of the association of Iowa fairs and which conducts a county fair shall be entitled to receive aid from the state as provided in this chapter. In order to be eligible for state aid, a society must file with the ~~Iowa state fair foundation, as established in section 173.22,~~ association of Iowa fairs on or before November 1 of each year, a statement which shall show:

Sec. 31. Section 174.9, subsection 4, Code 1999, is amended to read as follows:

4. A copy of the published financial statement published as required by law, together with proof of such publication and a certified statement showing an itemized list of premiums

awarded, and such other information as the ~~Iowa state fair foundation~~ association of Iowa fairs may require.

Sec. 32. Section 174.10, subsections 1 and 2, Code 1999, are amended to read as follows:

1. Any moneys appropriated for state aid for county or local fairs shall be paid ~~directly to each eligible society which conducts a fair which qualifies for funding to the office of treasurer of state to be allocated to the association of Iowa fairs for payments to be made by the association to eligible societies pursuant to this chapter.~~

2. a. The association of Iowa fairs shall ~~provide the Iowa state fair foundation with main-~~ tain a list of each society in a county which is a member of the association and conducts a fair in that county as provided in this chapter. If a county has more than one fair, the association shall list the name of each society conducting a fair in that county for three or more years. The ~~Iowa state fair foundation~~ association of Iowa fairs shall not ~~authorize payment of state aid~~ make a payment to a society, under this chapter unless the society complies with section 174.9 and the name of the society appears on the association's list.

b. The association shall prepare a report at the end of each fiscal year concerning the state aid appropriated for county or local fairs, the manner in which such aid was allocated to eligible societies, and the manner in which the aid was expended by the societies. The association shall submit the report to the governor and the general assembly by January 1 of each year. The association shall not use moneys appropriated for state aid for county or local fairs, or interest earned on such moneys, for administrative or other expenses.

Sec. 33. Section 174.12, Code 1999, is amended to read as follows:

174.12 PAYMENT OF STATE AID.

The ~~department of revenue and finance~~ association of Iowa fairs shall ~~issue a warrant to pay a society for the amount due in state aid, less five hundred one thousand dollars, as provided in this chapter. The Iowa state fair foundation~~ association of Iowa fairs must certify to the ~~department~~ treasurer that the society is eligible under this chapter to receive the amount ~~due provided in section 174.10 to be paid to the society by the association.~~ The ~~department shall issue a warrant to~~ association shall pay the society ~~for the remaining five hundred one thousand dollars, if all of the following apply:~~

1. The secretary of the state fair board certifies to the ~~department~~ association that the society had an accredited delegate in attendance at the annual convention for the election of members of the state fair board as provided in section 173.2.

2. A district director of the association of Iowa fairs representing the district in which the county is located, and the director of the Iowa state fair board representing the congressional district in which the county is located, certify to the ~~department~~ association that the society had an accredited delegate in attendance at the district meeting.

Any state aid moneys remaining due to the failure of a society to comply with ~~the provisions of this section~~ shall be distributed equally among the societies which have qualified for state aid under this section. The treasurer of state shall allocate to the association of Iowa fairs the total amount to be paid by the association to eligible societies under this chapter.

Sec. 34. NEW SECTION. 174.17 ISSUANCE OF REVENUE BONDS — STANDBY TAX LEVY.

1. The governing body of a society may issue bonds payable from revenue generated by the operations of the county fair and the use or rental of the real and personal property owned or leased by the society. The governing body of a society shall comply with all of the following procedures in issuing such bonds:

a. A society may institute proceedings for the issuance of bonds by causing a notice of the proposal to issue the bonds to be published at least once in a newspaper of general circulation within the county at least ten days prior to the meeting at which the society proposes to take action for the issuance of the bonds. The notice shall include a statement of the amount

and purpose of the bonds, the maximum rate of interest the bonds are to bear, and the right to petition for an election.

b. If at any time before the date fixed for taking action for the issuance of the bonds, a petition signed by three percent of the registered voters of the county is filed with the board of supervisors, asking that the question of issuing the bonds be submitted to the registered voters, the board of supervisors shall either by resolution declare the proposal to issue the bonds to have been abandoned or shall direct the county commissioner of elections to call a special election upon the question of issuing the bonds. The proposition of issuing bonds under this subsection is not approved unless the vote in favor of the proposition is equal to at least sixty percent of the vote cast. If a petition is not filed, or if a petition is filed and the proposition of issuing the bonds is approved at an election, the board of supervisors acting on behalf of the society may proceed with the authorization and issuance of the bonds. Bonds may be issued for the purpose of refunding outstanding and previously issued bonds under this subsection without otherwise complying with the provisions of this subsection.

c. All bonds issued under this subsection shall be payable solely from and shall be secured by an irrevocable pledge of a sufficient portion of the net rents, profits, and income derived from the operation of the county fair and the use or rental of the real and personal property owned or leased by the society. Bonds issued pursuant to this section shall not constitute an indebtedness within the meaning of any constitutional or statutory debt limitation or restriction, and shall not be subject to the provisions of any other law or charter relating to the authorization, issuance, or sale of bonds. Bonds issued under this subsection shall not limit or restrict the authority of the society as otherwise provided by law.

2. To further secure the payment of the bonds, the board of supervisors may, by resolution, provide for the assessment of an annual levy of a standby tax upon all taxable property within the county. A copy of the resolution shall be sent to the county auditor. The revenues from the standby tax shall be deposited in a special fund and shall be expended only for the payment of principal of and interest on the bonds issued as provided in this section, when the receipt of revenues pursuant to subsection 1 is insufficient to pay the principal and interest. If payments are necessary and made from the special fund, the amount of the payments shall be promptly repaid into the special fund from the first available revenues received which are not required for the payment of principal of or interest on bonds due. Reserves shall not be built up in the special fund in anticipation of a projected default. The board of supervisors shall adjust the annual standby tax levy for each year to reflect the amount of revenues in the special fund and the amount of principal and interest which is due in that year.

3. For purposes of this section, "society" means a society, as defined by section 174.1, that conducts a county or local fair that has a verifiable annual attendance of at least one hundred fifty thousand persons and annual outside gate admission revenues of at least four hundred thousand dollars.

Sec. 35. Section 331.303, subsection 5, Code 1999, is amended to read as follows:

5. Proceed upon a petition to establish an official county fair and pay tax funds to it in accordance with section 174.10, ~~subsection 2.~~

Sec. 36. Section 414.1, Code 1999, is amended to read as follows:

414.1 BUILDING RESTRICTIONS — POWERS GRANTED.

1. For the purpose of promoting the health, safety, morals, or the general welfare of the community or for the purpose of preserving historically significant areas of the community, any city is hereby empowered to regulate and restrict the height, number of stories, and size of buildings and other structures, the percentage of lot that may be occupied, the size of yards, courts, and other open spaces, the density of population, and the location and use of buildings, structures, and land for trade, industry, residence, or other purposes.

2. The city of Des Moines may, for the purpose of preserving the dominance of the dome of the state capitol building and the view of the state capitol building from prominent public viewing points, regulate and restrict the height and size of buildings and other structures in the city of Des Moines. Any regulations pertaining to such matters shall be made in accordance with a comprehensive plan and in consultation with the capitol planning commission.

Sec. 37. Section 452A.79, subsection 1, Code 1999, is amended to read as follows:

1. Dredging and renovation of ~~natural~~ lakes of this state.

Sec. 38. Section 174.11, Code 1999, is repealed.

Sec. 39. 1998 Iowa Acts, chapter 1219, section 6, subsection 1, unnumbered paragraph 3, is amended to read as follows:

Of the amount appropriated in this subsection, up to \$1,250,000 may be used by the department for the purchase of property located at the southwest corner of Lyon street and East Tenth street, together with the contiguous property south of the southwest corner property and the property between East Tenth street and East Eleventh street between Lyon street and Des Moines street, all in the city of Des Moines.

Of the amount appropriated in this subsection, up to \$430,000 may be used by the department to complete the infrastructure assessment, notwithstanding section 8.57, subsection 5, paragraph "c".

Sec. 40. 1998 Iowa Acts, chapter 1219, section 10, subsection 4, unnumbered paragraph 2, is amended to read as follows:

Of the amount appropriated in this subsection up to \$200,000 shall be used by the department to implement a lake rehabilitation pilot program for state-owned or public lakes in cooperation with local project sponsors. Of this amount, up to \$100,000 may be used to conduct a diagnostic feasibility study. The department shall adopt rules to administer the pilot program to include requirements for the development of diagnostic feasibility lake studies, development of plans for lakes judged suitable for restoration, and provisions for grants to local sponsors by which the department shall match the cost of studies and plans at a rate of one dollar of state appropriated moneys for every ~~three dollars~~ one dollar of local project moneys raised.

Sec. 41. SCHOOL BUILDING FINANCING — STUDY. The legislative council is requested to establish an interim study committee consisting of five members from each house of the general assembly, representing both political parties, to study the financing mechanisms for K-12 school buildings, including construction of, improvements to, and renovation of such buildings. The committee should have seven meeting days and may be authorized to conduct public hearings across the state regarding the issues to be studied by the committee. The committee should be directed to submit its findings, together with any recommendations, in a report to the general assembly session which convenes in January 2000.

Sec. 42. EFFECTIVE DATES. The following sections of this division of this Act, being deemed of immediate importance, take effect upon enactment:

1. Section 26, amending section 161A.80.
2. Sections 39 and 40, amending 1998 Iowa Acts, chapter 1219.

Approved May 24, 1999, with exceptions noted.

THOMAS J. VILSACK, Governor

Dear Mr. Secretary:

I hereby transmit House File 772, an Act relating to and making appropriations from and to the rebuild Iowa infrastructure fund and the Iowa resources enhancement and protection fund to state departments and agencies, including the department of agriculture and land stewardship, the department of cultural affairs, the department of economic development, the department of corrections, the department of general services, the Iowa state fair foundation, the judicial branch, the legislative council, the department of natural resources, the department of public defense, the department of public safety, the state board of regents, the state department of transportation, office of treasurer of state, and the commission of veterans affairs and providing effective dates.

House File 772 makes appropriations from the rebuild Iowa infrastructure fund. The bill not only appropriates funds for both fiscal year 2000 and fiscal year 2001, in making the appropriations for fiscal year 2001, the general assembly has opted to fund a number of new and on-going programs and projects that I believe may be premature or whose priority has not been fully weighed. Many members of the general assembly will recall that prioritization of project funding from the infrastructure fund, in view of the state's long-term needs, has long been a major concern of mine.

For this reason I determined that a long-term priority plan must be put in place and updated on a continuing basis to assure that the state addresses its infrastructure needs relative to physical infrastructure, recreational enhancements, and technology needs.

Executive Order III, issued in February of this year, is a direct result of these concerns. This Executive Order creates an Iowa Vertical Infrastructure Advisory Council. I believe this is the first necessary step in assuring that these long term needs are addressed in the future on a continuing basis.

This Advisory Council needs time to develop databases, methodology, and make recommendations to the general assembly and myself, before a majority of the resources available are expended. I think it is premature at this time to expend all projected FY 2001 infrastructure funds. It will be better to allow the Advisory Council to do its work and make their recommendations.

For these reasons, House File 772 is, therefore, approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the designated portion of Section 2. This item appropriates \$1,450,000 for cultural grants in fiscal year 2001.

I am unable to approve the designated portion of Section 3, subsection 1, and the designated portions of subsections a and b. This item appropriates \$12,500,000 for the physical infrastructure assistance fund in fiscal year 2001.

I am unable to approve the designated portion of Section 3, subsection 5. This would require the department of economic development to establish rules for awarding financial assistance for advanced research and commercialization projects within certain guidelines. I believe the program can be better tailored to the needs if there is greater flexibility allowed in the rules.

I am unable to approve the designated portion of Section 4, subsection 15. This item appropriates \$275,000 for the design and construction of a hall of pride in fiscal year 2001.

I am unable to approve the item designated as Section 9, subsection 4, in its entirety. This item appropriates \$1,000,000 for the construction of a pursuit-driving track in fiscal year 2001, before the study funded in fiscal year 2000 is complete.

I am unable to approve the items designated as Section 10, subsections 3, 4, and 5 in their entirety. These would appropriate \$26,336,000 for construction/renovation projects at the board of regent institutions to commence in fiscal year 2001.

I am unable to approve the designated portion of Section 11, subsection 1. This would provide \$1,000,000 for infrastructure improvements at commercial air service airports in fiscal year 2001.

I am unable to approve the designated portion of Section 11, subsection 3. This would provide that none of the funds appropriated shall be used for the acquisition of land by involuntary condemnation for recreational trail projects. This is an unduly restrictive approach to dealing with recreational trail projects.

I am unable to approve the designated portion of Section 12. This would appropriate \$1,060,000 for county fair infrastructure improvements in fiscal year 2001.

I am unable to approve the designated portions of Section 15, subsection 2 and 3. These items appropriate \$2,000,000 for agriculture drainage wells and \$1,500,000 for soil conservation projects in fiscal year 2001.

I am unable to approve the designated portions of Section 16, subsections 1, 2, 3, 5, and 7. These items appropriate \$3,500,000 for a recreational grants program; \$4,200,000 for lake dredging projects; \$2,300,000 for marine fuel tax projects; \$1,000,000 for water quality monitoring, and \$250,000 for planting of trees in fiscal year 2001.

I am unable to approve the designated portion of Section 18. This item would appropriate \$10,500,000 for the resource enhancement protection fund in fiscal year 2001.

I am unable to approve the designated portions of Section 25, subsections 1, 2, and 3. These items establish a seven-member review committee for the community attraction and tourism development program. The department of economic development has the expertise and resources to make decisions about implementation and administration of the program.

For the above reasons, I hereby respectfully approve House File 772 with the exceptions noted above.

Sincerely,
THOMAS J. VILSACK, *Governor*

CHAPTER 205

APPROPRIATIONS — EDUCATION

S.F. 464

AN ACT relating to the funding of, operation of, and appropriation of moneys to the college student aid commission, the department of cultural affairs, the department of education, and the state board of regents, providing related statutory changes, and providing effective dates.

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

COLLEGE STUDENT AID COMMISSION

Section 1. There is appropriated from the general fund of the state to the college student aid commission for the fiscal year beginning July 1, 1999, and ending June 30, 2000, the following amounts, or so much thereof as may be necessary, to be used for the purposes designated: