

CHAPTER 116**IOWA COMMUNICATIONS NETWORK
TELECOMMUNICATIONS EQUIPMENT OR
SERVICES PURCHASES — APPROVAL***H.F. 851*

AN ACT relating to expenditure approval requirements applicable to the purchase of telecommunications equipment or services by the Iowa communications network.

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

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

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

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

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

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

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

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

Approved April 26, 2007

CHAPTER 117

GOVERNMENT INNOVATION AND EXCELLENCE INITIATIVES

S.F. 155

AN ACT relating to local governments by creating a local government innovation commission and fund, creating a center for governing excellence, and including an effective date.

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

Section 1. Section 8.64, Code 2007, is amended by striking the section and inserting in lieu thereof the following:

8.64 DEFINITIONS.

For purposes of sections 8.65 through 8.68:

1. "Commission" means the local government innovation commission.
2. "Community-wide area" means a distinct geographical area voluntarily formed by and comprised of counties, cities, or townships, or any combination thereof, all of which possess a degree of autonomy in a varying number of matters. State agencies and school districts may also participate in a community-wide area if joined by a county, city, or township.
3. "Department" means the department of management.

Sec. 2. NEW SECTION. 8.65 LOCAL GOVERNMENT INNOVATION COMMISSION.

1. A local government innovation commission is created consisting of fifteen voting members and six nonvoting members.
 - a. Voting members of the commission shall be appointed for a term of three years as follows:
 - (1) One member representing the executive branch appointed by the governor.
 - (2) Two members representing county government appointed by the president of the Iowa state association of counties.
 - (3) Two members representing city government appointed by the president of the Iowa league of cities.
 - (4) One member representing community colleges appointed by the president of the Iowa association of community college presidents.
 - (5) One member representing school districts appointed by the president of the Iowa association of school boards.
 - (6) One member representing the councils of governments appointed by the president of the Iowa association of councils of government.¹
 - (7) One member representing local law enforcement or fire protection appointed by the governor.

¹ See chapter 215, §240 herein