

House Amendment 5683

Amendment Text

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1 1 Amend [Senate File 2195](#), as amended, passed, and
1 2 reprinted by the Senate, as follows:
1 3 #1. By striking everything after the enacting
1 4 clause and inserting the following:
1 5 "Section 1. There is appropriated from the general
1 6 fund of the state to the Iowa communications network
1 7 fund created in section 8D.14 for the fiscal year
1 8 beginning July 1, 1996, and ending June 30, 1997, the
1 9 following amount, or so much thereof as is necessary,
1 10 to be used for the purpose designated:
1 11 For debt service:
1 12 \$ 12,754,000
1 13 Upon the appropriation of the funds in this section
1 14 to the Iowa communications network fund, the Iowa
1 15 telecommunications and technology commission shall
1 16 immediately transfer \$12,754,000 of the appropriated
1 17 amount to a separate fund established in the office of
1 18 the treasurer of state, to be used solely for debt
1 19 service for the Iowa communications network. The
1 20 commission shall certify to the treasurer of state
1 21 when a debt service payment is due, and upon receipt
1 22 of the certification the treasurer shall make the
1 23 payment. The commission shall pay any additional
1 24 amount due from funds deposited in the Iowa
1 25 communications network fund.
1 26 Sec. 2. PART III RELATED APPROPRIATIONS.
1 27 1. PART III AUTHORIZED USERS.
1 28 a. There is appropriated from the rebuild Iowa
1 29 infrastructure fund of the state created in section
1 30 8.57, subsection 5, to the Iowa communications network
1 31 fund under the control of the Iowa telecommunications
1 32 and technology commission for the fiscal year
1 33 beginning July 1, 1996, and ending June 30, 1997, the
1 34 following amount, or so much thereof as is necessary,
1 35 to be used for the purpose designated:
1 36 For the connection of a minimum of 110 Part III
1 37 authorized users as determined by the commission and
1 38 communicated to the general assembly:
1 39 \$ 19,600,095
1 40 b. It is the intent of the general assembly that
1 41 the connection of the authorized user sites pursuant
1 42 to this subsection be awarded based upon the Part III
1 43 contracts executed in 1995.
1 44 c. Notwithstanding the fact that funds
1 45 appropriated pursuant to this subsection will not be
1 46 made available prior to July 1, 1996, the Iowa
1 47 telecommunications and technology commission is
1 48 authorized to negotiate and enter into contracts for
1 49 ordering necessary equipment related to the completion
1 50 of the connections authorized in paragraph "a" as
2 1 deemed appropriate by the commission upon the
2 2 effective date of this paragraph.
2 3 2. PART III NETWORK COSTS - SUBSIDIZATION FUND.
2 4 There is appropriated from the general fund of the
2 5 state to the Iowa communications network fund created
2 6 in section 8D.14 for the fiscal year beginning July 1,
2 7 1996, and ending June 30, 1997, the following amount,

2 8 or so much thereof as is necessary, to be used for the
2 9 purposes designated in this subsection:

2 10 For the subsidization of video rates for authorized
2 11 users as determined by the commission and consistent
2 12 with chapter 8D:

2 13 \$ 2,400,000
2 14 FTEs 57.00

2 15 3. PART III NETWORK COSTS - MAINTENANCE AND LEASE
2 16 COSTS.

2 17 a. There is appropriated from the rebuild Iowa
2 18 infrastructure fund of the state created in section
2 19 8.57, subsection 5, to the Iowa communications network
2 20 fund under the control of the Iowa telecommunications
2 21 and technology commission for the fiscal year
2 22 beginning July 1, 1996, and ending June 30, 1997, the
2 23 following amount, or so much thereof as is necessary,
2 24 to be used for the purpose designated:

2 25 For maintenance costs and recurring lease costs as
2 26 provided in this subsection:

2 27 \$ 1,199,905

2 28 b. As a condition of the appropriation in this
2 29 subsection, \$209,298 of the amount appropriated shall
2 30 be expended by the Iowa telecommunications and
2 31 technology commission for maintenance costs associated
2 32 with Part III connections of the network.

2 33 c. As a further condition of the appropriation in
2 34 this subsection, \$990,607 of the amount appropriated
2 35 shall be expended by the Iowa telecommunications and
2 36 technology commission for recurring lease costs
2 37 associated with Part III connections of the network.

2 38 4. SUPPORT SERVICES. There is appropriated from
2 39 the general fund of the state to the Iowa
2 40 communications network fund created in section 8D.14
2 41 for the fiscal year beginning July 1, 1996, and ending
2 42 June 30, 1997, the following amount, or so much
2 43 thereof as is necessary, to be used for the purposes
2 44 designated:

2 45 For purposes designated in paragraphs "a" and "b",
2 46 and for not more than the following full-time
2 47 equivalent positions:

2 48 \$ 1,475,000
2 49 FTEs 9.00

2 50 a. As a condition of the appropriation in this
3 1 subsection, \$425,000 of the amount appropriated shall
3 2 be expended by the public broadcasting division of the
3 3 department of education to provide support for
3 4 functions related to the network, including but not
3 5 limited to the following functions: development of a
3 6 central information source on the Internet relating to
3 7 educational uses of the network; a spare parts depot;
3 8 and coordinating the work of the education
3 9 telecommunications council.

3 10 b. As a further condition of the appropriation in
3 11 this subsection, \$1,050,000 of the amount appropriated
3 12 shall be allocated by the public broadcasting division
3 13 of the department of education to the regional
3 14 telecommunications councils established in section
3 15 8D.5. The regional telecommunications councils shall
3 16 use the funds to provide technical assistance for
3 17 network classrooms, scheduling of video sites, and
3 18 other related support activities.

3 19 c. It is the intent of the general assembly that
3 20 the education telecommunications council and the
3 21 regional telecommunications councils give priority to
3 22 network video usage during the normal school hours for
3 23 grades prekindergarten through twelve at those video
3 24 sites which are located within school district

3 25 facilities. The commission, in consultation with the
3 26 education telecommunications council, shall establish
3 27 a policy for flexibility of use for educational video
3 28 classrooms during normal school hours for events
3 29 unrelated to network use.

3 30 Sec. 3. There is appropriated from the general
3 31 fund of the state to the state board of regents for
3 32 the fiscal year beginning July 1, 1996, and ending
3 33 June 30, 1997, the following amount, or so much
3 34 thereof as is necessary, to be used for the purpose
3 35 designated:

3 36 For the center for educational technology at the
3 37 university of northern Iowa to coordinate staff
3 38 development for educators using educational technology
3 39 in this state:

3 40 \$ 250,000

3 41 Sec. 4. STUDY. There is appropriated from the
3 42 general fund of the state to the Iowa communications
3 43 network fund created in section 8D.14 for the fiscal
3 44 year beginning July 1, 1996, and ending June 30, 1997,
3 45 the following amount, or so much thereof as is
3 46 necessary, to be used for the purpose designated:

3 47 For a study to be conducted by the commission
3 48 concerning the possibility of allowing Internet
3 49 service providers to petition the commission to
3 50 provide Internet service to authorized users in areas
4 1 of the state where there is no local Internet service,
4 2 if permitting such Internet service providers to
4 3 provide such service will result in Internet service
4 4 being available to areas where the authorized user is
4 5 located, and other Internet related issues:

4 6 \$ 15,000

4 7 Sec. 5. LEGISLATIVE INTENT.

4 8 1. It is the intent of the general assembly that
4 9 the telecommunications advisory committee established
4 10 in section 8D.7 and the department of management
4 11 develop recommendations concerning the expenses which
4 12 should be recovered in the rates established by the
4 13 commission for use of the network, and any necessary
4 14 subsidies. The commission shall develop the
4 15 commission's budget recommendations for the fiscal
4 16 year beginning July 1, 1997, after consideration of
4 17 these recommendations.

4 18 It is also the intent of the general assembly that
4 19 the commission in its budget for fiscal years
4 20 beginning on or after July 1, 1997, not recommend that
4 21 any amounts for lease costs and maintenance costs be
4 22 appropriated from the rebuild Iowa infrastructure fund
4 23 of the state created in section 8.57, subsection 5.

4 24 2. It is also the intent of the general assembly
4 25 that the commission establish a waiver process for
4 26 site-based charges to permit an authorized user to
4 27 recover the authorized user's full cost of providing
4 28 the use of the authorized user's facility to another
4 29 person.

4 30 Sec. 6. CONTRACT MODIFICATION. Notwithstanding
4 31 section 8D.13, the commission is authorized to
4 32 negotiate a contract with Sooland Cable involving the
4 33 connection of five Part III sites, to provide for a
4 34 lump-sum payment at the time of installation and
4 35 activation of the circuit which will result in a real
4 36 savings within a range of \$23,400 up to \$27,000 per
4 37 site when compared to the original contract price.

4 38 Sec. 7. ADDITIONAL CONNECTIONS.

4 39 1. LEWIS CENTRAL HIGH SCHOOL. Notwithstanding
4 40 section 8D.13, subsection 5, the state may own and the
4 41 Iowa telecommunications and technology commission

4 42 shall provide for the construction and connection to
4 43 the Iowa communications network of the Lewis Central
4 44 high school, located in Council Bluffs and contiguous
4 45 to the school for the deaf established under chapter
4 46 270.

4 47 2. ADDITIONS TO PART III. The Iowa
4 48 telecommunications and technology commission may
4 49 contract for construction relating to connections to
4 50 the Iowa communications network for the following
5 1 authorized users which were not identified in the
5 2 original Part III request for proposals, but which
5 3 meet the definition of a Part III user pursuant to
5 4 section 8D.13, subsection 2, paragraph "c":
5 5 a. Wall LakeView middle school, Wall Lake.
5 6 b. Meservey-Thornton community school district,
5 7 Thornton.
5 8 c. Eldora state training school, Eldora.
5 9 d. Iowa juvenile home, Toledo.
5 10 e. Any other public school district, identified by
5 11 the commission, which does not have a connection to
5 12 the network.

5 13 Sec. 8. EFFECTIVE DATE.

5 14 1. Section 2, subsection 1, paragraph "c", of this
5 15 Act, which authorizes the Iowa telecommunications and
5 16 technology commission to begin negotiations for
5 17 ordering necessary equipment prior to the availability
5 18 of funding, being deemed of immediate importance,
5 19 takes effect upon enactment.

5 20 2. Section 7, subsection 1, of this Act, which
5 21 authorizes the state to construct and own the Iowa
5 22 communications network connection to Lewis Central
5 23 high school, being deemed of immediate importance,
5 24 takes effect upon enactment."

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5 28 COMMITTEE ON APPROPRIATIONS

5 29 MILLAGE of Scott, Chairperson

5 30 SF 2195.505 76

5 31 mj/jw