

Senate Amendment 5434

Amendment Text

PAG LIN

1 1 Amend [Senate File 2447](#) as follows:
1 2 #1. Page 1, line 17, by inserting after the word
1 3 "board." the following: "In performing its functions
1 4 the board is performing a public function on behalf of
1 5 the state and is a public instrumentality of the
1 6 state."
1 7 #2. Page 2, line 29, by inserting before the word
1 8 "DUTIES" the following: "BOARD".
1 9 #3. By striking page 2, line 32, through page 3,
1 10 line 1, and inserting the following:
1 11 "2. Establish the vision Iowa program and the
1 12 community attraction and tourism program.
1 13 3. Oversee and provide approval of the
1 14 administration of the vision Iowa program and the
1 15 community attraction and tourism program by the
1 16 department.
1 17 4. Request the treasurer of state to issue bonds
1 18 on behalf of the board for purposes of the vision Iowa
1 19 program."
1 20 #4. Page 3, by inserting before line 2 the
1 21 following:
1 22 "Sec. ____ . NEW SECTION. 15F.103A DEPARTMENT
1 23 DUTIES.
1 24 The department, subject to approval by the board,
1 25 shall adopt administrative rules pursuant to chapter
1 26 17A necessary to administer the community attraction
1 27 and tourism program and the vision Iowa program. The
1 28 department shall provide the board with assistance in
1 29 implementing administrative functions, marketing the
1 30 programs, providing technical assistance and
1 31 application assistance to applicants under the
1 32 programs, negotiating contracts, and providing project
1 33 follow-up. The department, in cooperation with the
1 34 treasurer of state, may conduct negotiations on behalf
1 35 of the board with applicants regarding terms and
1 36 conditions applicable to awards under the programs."
1 37 #5. Page 3, line 20, by inserting after the word
1 38 "and" the following: "the department, subject to
1 39 direction and approval by the board, shall".
1 40 #6. Page 3, line 30, by inserting after the word
1 41 "project" the following: ", including but not limited
1 42 to costs for construction, site acquisition, and
1 43 infrastructure improvement".
1 44 #7. Page 4, by striking lines 14 through 16 and
1 45 inserting the following: "submitted to the
1 46 department. For those".
1 47 #8. Page 4, line 18, by striking the words
1 48 "prepare a review analysis for" and inserting the
1 49 following: "provide a staff review analysis and
1 50 evaluation to".
2 1 #9. Page 4, line 27, by inserting after the word
2 2 "committee" the following: "and the department".
2 3 #10. Page 5, by striking lines 4 through 6 and
2 4 inserting the following:
2 5 "e. The project is primarily a vertical
2 6 infrastructure project with demonstrated substantial
2 7 regional or statewide economic impact. For purposes

2 8 of the program, "vertical infrastructure" means land
2 9 acquisition and construction, major renovation and
2 10 major repair of buildings, all appurtenant structures,
2 11 utilities, site development, and recreational trails.
2 12 "Vertical infrastructure" does not include routine,
2 13 recurring maintenance or operational expenses or
2 14 leasing of a building, appurtenant structure, or
2 15 utility without a lease-purchase agreement."
2 16 #11. Page 5, line 16, by inserting after the word
2 17 "award." the following: "The treasurer of state shall
2 18 notify the department anytime moneys are disbursed to
2 19 a recipient of financial assistance under the
2 20 program."
2 21 #12. Page 7, line 1, by inserting after the word
2 22 "and" the following: "the department, subject to
2 23 direction and approval by the board, shall".
2 24 #13. Page 8, by striking lines 2 through 7.
2 25 #14. Page 8, by striking lines 12 through 17 and
2 26 inserting the following:
2 27 "2. An applicant must demonstrate financial and
2 28 nonfinancial support for the project which may be from
2 29 a public or private source. Nonfinancial support may
2 30 include, but is not limited to, the the value of labor
2 31 and services, real and personal property donated for
2 32 purposes of the project, and the use of real and
2 33 personal property for purposes of the project. The
2 34 financial and nonfinancial support for the project
2 35 described under this subsection shall equal at least
2 36 fifty percent of the total cost of the project."
2 37 #15. Page 8, line 23, by striking the words "this
2 38 paragraph" and inserting the following: "the
2 39 program".
2 40 #16. Page 9, by striking line 11 and inserting the
2 41 following:
2 42 "a. To refinance a loan existing prior to the
2 43 initial application date."
2 44 #17. Page 9, by inserting after line 17 the
2 45 following:
2 46 "0A. Applications for assistance under the program
2 47 shall be submitted to the department. For those
2 48 applications that meet the eligibility criteria, the
2 49 department shall provide a staff review and evaluation
2 50 to the vision Iowa program review committee referred
3 1 to in subsection 1 and the board."
3 2 #18. Page 9, line 24, by inserting after the word
3 3 "committee" the following: "and the department".
3 4 #19. Page 10, line 21, by striking the words
3 5 "treasurer of state", and inserting the following:
3 6 "board".
3 7 #20. Page 10, by striking line 22 and inserting
3 8 the following: "for the vision Iowa fund created in
3 9 section 12.72, the".
3 10 #21. Page 10, line 27, by striking the words
3 11 "treasurer of state", and inserting the following:
3 12 "board".
3 13 #22. Page 10, line 28, by inserting after the word
3 14 "fund" the following: "; provided, however, excluding
3 15 the issuance of refunding bonds, bonds issued pursuant
3 16 to section 12.71 shall not be issued in an aggregate
3 17 principal amount which exceeds three hundred million
3 18 dollars".
3 19 #23. Page 10, line 33, by inserting after the word
3 20 "fund" the following: "and any bond reserve funds
3 21 established pursuant to section 12.72".
3 22 #24. Page 10, line 35, by striking the words
3 23 "treasurer of state" and inserting the following:
3 24 "board".

3 25 #25. Page 11, line 5, by striking the words "its
3 26 debts" and inserting the following: "bonds issued
3 27 pursuant to this section".
3 28 #26. Page 11, lines 10 and 11, by striking the
3 29 words "approved by the treasurer of state" and
3 30 inserting the following: "as directed by the board".
3 31 #27. Page 12, line 9, by inserting after the word
3 32 "state" the following: "approved by the board".
3 33 #28. Page 12, line 12, by striking the word
3 34 "issuer", and inserting the following: "board".
3 35 #29. Page 12, line 27, by striking the word "its".
3 36 #30. Page 12, lines 28 and 29, by striking the
3 37 words "of the treasurer of state" and inserting the
3 38 following: "issued pursuant to this section".
3 39 #31. Page 13, lines 8 and 9, by striking the words
3 40 "use by it in any lawful manner" and inserting the
3 41 following: "deposit in the vision Iowa fund
3 42 established in section 12.72".
3 43 #32. Page 13, by striking lines 16 through 18 and
3 44 inserting the following: "separate and distinct fund
3 45 in the state treasury. The moneys in the fund are
3 46 appropriated to the board for purposes of the vision
3 47 Iowa program established in section 15F.302. Moneys
3 48 in the fund shall not be subject to appropriation for
3 49 any other purpose by the general assembly, but shall
3 50 be used only for the purposes of the vision Iowa fund.
4 1 The treasurer of state shall act as custodian of the
4 2 fund and disburse moneys contained in the fund as
4 3 directed by the board, including automatic
4 4 disbursements of funds received pursuant to the terms
4 5 of bond indentures and documents and security
4 6 provisions to trustees. The fund shall be
4 7 administered by the board which shall make
4 8 expenditures from the fund consistent with the
4 9 purposes of the vision Iowa program without further
4 10 appropriation. An applicant under the vision".
4 11 #33. Page 14, line 3, by striking the words "its
4 12 bonds or notes" and inserting the following: "bonds
4 13 or notes issued pursuant to section 12.71".
4 14 #34. Page 14, line 5, by striking the word "its".
4 15 #35. Page 14, line 22, by inserting after the
4 16 words "in the" the following: "board or the".
4 17 #36. Page 14, lines 23 and 24, by striking the
4 18 words "by the treasurer of state".
4 19 #37. Page 14, by striking lines 27 through 32 and
4 20 inserting the following: "including interest on
4 21 unpaid installments of interest, are fully met and
4 22 discharged."
4 23 #38. Page 15, line 17, by inserting after the word
4 24 "county" the following: "or public organization".
4 25 #39. By striking page 15, line 20, through page
4 26 16, line 3, and inserting the following:
4 27 "Bonds or notes issued pursuant to section 12.71
4 28 are not debts of the state, or of any political
4 29 subdivision of the state and do not constitute a
4 30 pledge of the faith and credit of the state or a
4 31 charge against the general credit or general fund of
4 32 the state. The issuance of any bonds or notes
4 33 pursuant to section 12.71 by the treasurer of state
4 34 does not directly, indirectly, or contingently
4 35 obligate the state or a political subdivision of the
4 36 state to apply moneys from, or to levy or pledge any
4 37 form of taxation whatever, to the payment of the bonds
4 38 or notes. Bonds and notes issued under section 12.71
4 39 are payable solely and only from the sources and
4 40 special fund provided in section 12.72."
4 41 #40. By striking page 21, line 32, through page

4 42 22, line 10.

4 43 #41. Page 22, by inserting after line 29 the
4 44 following:

4 45 "Sec. _____. Section [384.95](#), subsection 1, Code
4 46 1999, is amended to read as follows:

4 47 1. "Public improvement" means any building or
4 48 construction work, either within or outside the
4 49 corporate limits of a city, to be paid for in whole or
4 50 in part by the use of funds of the city, regardless of
5 1 sources, including a building or improvement
5 2 constructed or operated jointly with any other public
5 3 or private agency, but excluding urban renewal
5 4 demolition and low-rent housing projects, industrial
5 5 aid projects authorized under chapter 419, emergency
5 6 work or work performed by employees of a city or a
5 7 city utility."

5 8 #42. Page 23, line 10, by inserting after the word
5 9 "years." the following: "The repeal and reenactment
5 10 of Code sections relating to the community attraction
5 11 and tourism development program and the community
5 12 attraction and tourism development fund shall not
5 13 nullify any awards made under the program based on
5 14 appropriations made in 1999 Iowa Acts, chapter 204,
5 15 section 3, subsection 2, for the fiscal years
5 16 beginning July 1, 1999, and July 1, 2000."

5 17 #43. Title page, line 1, by inserting after the
5 18 word "Act" the following: "relating to public
5 19 improvements and".

5 20 #44. Title page, line 4, by striking the word
5 21 "development".

5 22 #45. By renumbering as necessary.

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5 26 JEFF [LAMBERTI](#)

5 27 [SF 2447.312](#) 78

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