

# House Amendment 1617

PAG LIN

1 1 Amend the Senate amendment, H=1616, to House File  
1 2 683, as amended, passed, and reprinted by the House,  
1 3 as follows:  
1 4 #1. Page 3, by inserting after line 8 the  
1 5 following:

1 6 <DEPARTMENT OF HUMAN SERVICES  
1 7 Sec. \_\_\_\_ COUNTY HOSPITALS. There is appropriated  
1 8 from the general fund of the state to the department  
1 9 of human services for the fiscal year beginning July  
1 10 1, 2003, and ending June 30, 2004, the following  
1 11 amount, or so much thereof as is necessary, for the  
1 12 purpose designated:

1 13 For support of mental health care services provided  
1 14 to persons who are elderly or poor by county hospitals  
1 15 in counties having a population of two hundred twenty=  
1 16 five thousand or more:

1 17 ..... \$ 312,000>

1 18 #2. Page 6, by inserting after line 7 the  
1 19 following:

1 20 <Sec. \_\_\_\_ Section 7J.1, subsection 1, as enacted  
1 21 by 2003 Iowa Acts, Senate File 453, section 32, and  
1 22 amended by 2003 Iowa Acts, Senate File 458, section  
1 23 85, is amended to read as follows:

1 24 1. DESIGNATION OF CHARTER AGENCIES == PURPOSE.  
1 25 The governor may, by executive order, designate state  
1 26 departments or agencies, as described in section 7E.5,  
1 27 or the Iowa lottery authority established in chapter  
1 28 99G, other than the department of administrative  
1 29 services, if the department is established in law, or  
1 30 the department of management, as a charter agency by  
1 31 July 1, 2003. The designation of a charter agency  
1 32 shall be for a period of five years which shall  
1 33 terminate as of June 30, 2008. The purpose of  
1 34 designating a charter agency is to grant the agency  
1 35 additional authority as provided by this chapter while  
1 36 reducing the total appropriations to the agency.>

1 37 #3. Page 9, by inserting after line 35 the  
1 38 following:

1 39 <Sec. \_\_\_\_ Section 422E.3A, subsection 3,  
1 40 paragraph a, as enacted by 2003 Iowa Acts, Senate File  
1 41 445, is amended to read as follows:

1 42 a. The director of revenue and finance by June 1  
1 43 preceding each fiscal year shall compute the  
1 44 guaranteed school infrastructure amount for each  
1 45 school district, each school district's sales tax  
1 46 capacity per student for each county, ~~the statewide~~  
1 47 ~~tax revenues per student~~, and the supplemental school  
1 48 infrastructure amount for the coming fiscal year.

1 49 Sec. \_\_\_\_ Section 422E.3A, subsection 3, paragraph  
1 50 b, subparagraph (3), as enacted by 2003 Iowa Acts,  
2 1 Senate File 445, is amended by striking the  
2 2 subparagraph and inserting in lieu thereof the  
2 3 following:

2 4 (3) "Statewide tax revenues per student" means  
2 5 five hundred seventy-five dollars per student. The  
2 6 general assembly shall review this amount annually to  
2 7 determine its appropriateness.

2 8 Sec. \_\_\_\_ Section 422E.3A, subsection 5, as  
2 9 enacted by 2003 Iowa Acts, Senate File 445, is amended  
2 10 to read as follows:

2 11 5. In the case of a deficiency in the fund to pay  
2 12 the supplemental school infrastructure amounts in  
2 13 full, the amount available in the fund less the sales  
2 14 and services tax revenues for school infrastructure  
2 15 purposes attributed to each school district should be  
2 16 allocated based on the proportion of actual enrollment  
2 17 ~~in~~ of the district residing in a county where the  
2 18 sales and services tax for school infrastructure  
2 19 purposes has been imposed to the combined actual  
2 20 ~~enrollment in the counties where the sales and~~  
2 21 ~~services tax for school infrastructure purposes has~~

2 22 been imposed and, residing in such counties, of the  
2 23 school districts in the counties that qualify for the  
2 24 supplemental school infrastructure amount. However, a  
2 25 school district shall not receive more than its  
2 26 supplemental school infrastructure amount. Any amount  
2 27 in excess of a school district's supplemental school  
2 28 infrastructure amount shall be distributed to the  
2 29 other school districts eligible to receive  
2 30 distributions pursuant to this subsection.

2 31 Sec. \_\_\_\_\_. Section 422E.3A, subsection 6,  
2 32 unnumbered paragraph 1, as enacted by 2003 Iowa Acts,  
2 33 Senate File 445, is amended to read as follows:

2 34 A school district ~~with less than two hundred fifty~~  
2 35 ~~actual enrollment or less than one hundred actual~~  
2 36 ~~enrollment in the high school~~ shall not expend the  
2 37 supplemental school infrastructure amount received for  
2 38 new construction or for payments for bonds issued for  
2 39 new construction against the supplemental school  
2 40 infrastructure amount without prior application to the  
2 41 department of education and receipt of a certificate  
2 42 of need pursuant to this subsection. However, a  
2 43 certificate of need is not required for the payment of  
2 44 outstanding bonds issued for new construction pursuant  
2 45 to section 296.1, before April 1, 2003. A certificate  
2 46 of need is also not required for repairing  
2 47 schoolhouses or buildings, equipment, technology, or  
2 48 transportation equipment for transporting students as  
2 49 provided in section 298.3, or for construction  
2 50 necessary for compliance with the federal Americans  
3 1 With Disabilities Act pursuant to 42 U.S.C. } 12101=  
3 2 12117. In determining whether a certificate of need  
3 3 shall be issued or denied, the department shall  
3 4 consider all of the following:>

- 3 5 #4. Page 10, by striking lines 32 through 49.  
3 6 #5. By striking page 11, line 34 through page 13,  
3 7 line 8.  
3 8 #6. Page 16, by striking lines 9 through 17.  
3 9 #7. Page 17, by striking lines 41 and 42.  
3 10 #8. By striking page 18, line 7 through page 21,  
3 11 line 26.  
3 12 #9. By striking page 29, line 27, through page 44,  
3 13 line 4, and inserting the following:

3 14 DIVISION VII

3 15 ECONOMIC DEVELOPMENT APPROPRIATIONS

3 16 Sec. \_\_\_\_\_. MARKETING APPROPRIATION.

3 17 1. There is appropriated from the grow Iowa values  
3 18 fund created in section 15G.107, if enacted by 2003  
3 19 Iowa Acts, House File 692 or another Act, to the  
3 20 department of economic development, for the fiscal  
3 21 period beginning July 1, 2003, and ending June 30,  
3 22 2006, the following amounts, or so much thereof as is  
3 23 necessary, to be used for the purpose designated:

3 24 For implementing and administering the marketing  
3 25 strategy approved under section 15G.108, if enacted by  
3 26 2003 Iowa Acts, House File 692 or another Act:  
3 27 FY 2003=2004..... \$ 2,500,000  
3 28 FY 2004=2005..... \$ 7,500,000  
3 29 FY 2005=2006..... \$ 10,000,000

3 30 2. Notwithstanding section 8.33, moneys that  
3 31 remain unexpended at the end of a fiscal year shall  
3 32 not revert to any fund but shall remain available for  
3 33 expenditure for the designated purposes during the  
3 34 succeeding fiscal year.

3 35 Sec. \_\_\_\_\_. DEPARTMENT OF ECONOMIC DEVELOPMENT  
3 36 APPROPRIATION.

3 37 1. There is appropriated from the grow Iowa values  
3 38 fund created in section 15G.107, if enacted by 2003  
3 39 Iowa Acts, House File 692 or another Act, to the  
3 40 department of economic development for the fiscal  
3 41 period beginning July 1, 2003, and ending June 30,  
3 42 2007, the following amounts, or so much thereof as is  
3 43 necessary, to be used for the purpose designated:

3 44 For programs administered by the department of  
3 45 economic development:  
3 46 FY 2003=2004..... \$ 45,000,000  
3 47 FY 2004=2005..... \$ 41,000,000  
3 48 FY 2005=2006..... \$ 44,000,000  
3 49 FY 2006=2007..... \$ 48,000,000

3 50 2. Notwithstanding section 8.33, moneys that  
4 1 remain unexpended at the end of a fiscal year shall  
4 2 not revert to any fund but shall remain available for

4 3 expenditure for the designated purposes during the  
4 4 succeeding fiscal year.  
4 5 3. Each year that moneys are appropriated under  
4 6 this section, the grow Iowa values board shall  
4 7 allocate a percentage of the moneys for each of the  
4 8 following types of activities:

- 4 9 a. Business start-ups.
- 4 10 b. Business expansion.
- 4 11 c. Business modernization.
- 4 12 d. Business attraction.
- 4 13 e. Business retention.
- 4 14 f. Marketing.

4 15 4. An applicant for moneys appropriated under this  
4 16 section shall be required by the department to include  
4 17 in the application a statement regarding the intended  
4 18 return on investment. A recipient of moneys  
4 19 appropriated under this section shall annually submit  
4 20 a statement to the department regarding the progress  
4 21 achieved on the intended return on investment stated  
4 22 in the application. The department, in cooperation  
4 23 with the department of revenue and finance, shall  
4 24 develop a method of identifying and tracking each new  
4 25 job created through financial assistance from moneys  
4 26 appropriated under this section.

4 27 5. The department may use moneys appropriated  
4 28 under this section to procure technical assistance  
4 29 from either the public or private sector, for  
4 30 information technology purposes, and for rail, air, or  
4 31 river port transportation-related purposes. The use  
4 32 of moneys appropriated for rail, air, or river port  
4 33 transportation-related purposes must be directly  
4 34 related to an economic development project and the  
4 35 moneys must be used to leverage other financial  
4 36 assistance moneys.

4 37 6. Of the moneys appropriated under this section,  
4 38 the department may use one-half of one percent for  
4 39 administrative purposes.

4 40 7. The grow Iowa values board is required to  
4 41 approve or deny applications for financial assistance  
4 42 from moneys appropriated under this section.

4 43 Sec. \_\_\_\_ UNIVERSITY AND COLLEGE FINANCIAL  
4 44 ASSISTANCE APPROPRIATION.

4 45 1. There is appropriated from the grow Iowa values  
4 46 fund created in section 15G.107, if enacted by 2003  
4 47 Iowa Acts, House File 692 or another Act, to the grow  
4 48 Iowa values board for the fiscal period beginning July  
4 49 1, 2003, and ending June 30, 2007, the following  
4 50 amounts, or so much thereof as is necessary, to be  
5 1 used for the purposes designated:

5 2 For financial assistance for institutions of higher  
5 3 learning under the control of the state board of  
5 4 regents and for accredited private institutions as  
5 5 defined in section 261.9 for multiuse, goods  
5 6 manufacturing processes approved by the food and drug  
5 7 administration of the United States department of  
5 8 health and human services, protein purification  
5 9 facilities for plant, animal, and chemical  
5 10 manufactured proteins; accelerating new business  
5 11 creation; innovation accelerators and business parks;  
5 12 incubator facilities; upgrading food and drug  
5 13 administration drug approval laboratories in Iowa City  
5 14 to a larger multiclient, goods manufacturing processes  
5 15 facility; crop and animal livestock facilities for the  
5 16 growing of transgenic crops and livestock, protein  
5 17 extraction facilities, containment facilities, and  
5 18 bioanalytical, biochemical, chemical, and  
5 19 microbiological support facilities; a national center  
5 20 for food safety and security; and advanced laboratory  
5 21 space:

5 22 FY 2003=2004.....	\$ 6,000,000
5 23 FY 2004=2005.....	\$ 7,000,000
5 24 FY 2005=2006.....	\$ 7,000,000
5 25 FY 2006=2007.....	\$ 7,000,000

5 26 2. Notwithstanding section 8.33, moneys that  
5 27 remain unexpended at the end of a fiscal year shall  
5 28 not revert to any fund but shall remain available for  
5 29 expenditure for the designated purposes during the  
5 30 succeeding fiscal year.

5 31 3. In the distribution of moneys appropriated  
5 32 pursuant to this section, the grow Iowa values board  
5 33 shall examine the potential for using moneys

5 34 appropriated pursuant to this section to leverage  
5 35 other moneys for financial assistance to accredited  
5 36 private institutions.

5 37 4. In awarding moneys appropriated pursuant to  
5 38 this section, the grow Iowa values board shall  
5 39 consider whether the purchase of suitable existing  
5 40 infrastructure is more cost-efficient than building  
5 41 new infrastructure.

5 42 5. An institution of higher learning under the  
5 43 control of the state board of regents may apply to use  
5 44 financial assistance moneys under this section for  
5 45 purposes of a public and private joint venture to  
5 46 acquire infrastructure assets or research facilities  
5 47 or to leverage moneys in a manner consistent with  
5 48 meeting the goals and performance measures provided in  
5 49 section 15G.106, if enacted by 2003 Iowa Acts, House  
5 50 File 692 or another Act.

6 1 6. Of the moneys appropriated under this section  
6 2 and provided applications are submitted meeting the  
6 3 requirements of the grow Iowa values board, not less  
6 4 than \$10,000,000 in financial assistance shall be  
6 5 awarded to the university of Iowa, not less than  
6 6 \$10,000,000 in financial assistance shall be awarded  
6 7 to Iowa state university of science and technology,  
6 8 and not less than \$5,000,000 in financial assistance  
6 9 shall be awarded to the university of northern Iowa.

6 10 Sec. \_\_\_\_ REHABILITATION PROJECT TAX CREDITS  
6 11 APPROPRIATION.

6 12 1. There is appropriated from the grow Iowa values  
6 13 fund created in section 15G.107, if enacted by 2003  
6 14 Iowa Acts, House File 692 or another Act, to the  
6 15 general fund of the state, for the fiscal period  
6 16 beginning July 1, 2005, and ending June 30, 2007, the  
6 17 following amounts, or so much thereof as is necessary,  
6 18 to be used for the purpose designated:

6 19 For payment of tax credits approved pursuant to  
6 20 section 404A.4 for projects located in certified  
6 21 cultural and entertainment districts:  
6 22 FY 2005=2006..... \$ 500,000  
6 23 FY 2006=2007..... \$ 500,000

6 24 2. Notwithstanding section 8.33, moneys that  
6 25 remain unexpended at the end of a fiscal year shall  
6 26 not revert to any fund but shall remain available for  
6 27 expenditure for the designated purposes during the  
6 28 succeeding fiscal year.

6 29 Sec. \_\_\_\_ LOAN AND CREDIT GUARANTEE FUND  
6 30 APPROPRIATION.

6 31 1. There is appropriated from the grow Iowa values  
6 32 fund created in section 15G.107, if enacted by 2003  
6 33 Iowa Acts, House File 692 or another Act, to the  
6 34 department of economic development for the fiscal  
6 35 period beginning July 1, 2003, and ending June 30,  
6 36 2007, the following amounts, or so much thereof as is  
6 37 necessary, to be used for the purpose designated:

6 38 For deposit in the loan and credit guarantee fund  
6 39 created in section 15E.227:  
6 40 FY 2003=2004..... \$ 2,500,000  
6 41 FY 2004=2005..... \$ 5,000,000  
6 42 FY 2005=2006..... \$ 7,500,000  
6 43 FY 2006=2007..... \$ 7,500,000

6 44 2. Notwithstanding section 8.33, moneys that  
6 45 remain unexpended at the end of a fiscal year shall  
6 46 not revert to any fund but shall remain available for  
6 47 expenditure for the designated purpose during the  
6 48 succeeding fiscal year.

6 49 Sec. \_\_\_\_ ENDOW IOWA TAX CREDITS.

6 50 1. There is appropriated from the grow Iowa values  
7 1 fund created in section 15G.107, if enacted by 2003  
7 2 Iowa Acts, House File 692 or another Act, to the  
7 3 general fund of the state, for the fiscal period  
7 4 beginning July 1, 2004, and ending June 30, 2007, the  
7 5 following amounts, or so much thereof as is necessary,  
7 6 to be used for the purpose designated:

7 7 For payment of endow Iowa tax credits authorized  
7 8 pursuant to section 15E.305:  
7 9 FY 2004=2005..... \$ 250,000  
7 10 FY 2005=2006..... \$ 250,000  
7 11 FY 2006=2007..... \$ 500,000

7 12 2. Notwithstanding section 8.33, moneys that  
7 13 remain unexpended at the end of a fiscal year shall  
7 14 not revert to any fund but shall remain available for

7 15 expenditure for the designated purposes during the  
7 16 succeeding fiscal year.

7 17 Sec. \_\_\_\_ ENDOW IOWA GRANTS APPROPRIATION.

7 18 1. There is appropriated from the grow Iowa values  
7 19 fund created in section 15G.107, if enacted by 2003  
7 20 Iowa Acts, House File 692 or another Act, to the  
7 21 department of economic development for the fiscal  
7 22 period beginning July 1, 2004, and ending June 30,  
7 23 2007, the following amounts, or so much thereof as is  
7 24 necessary, to be used for the purpose designated:

7 25 For endow Iowa grants to lead philanthropic  
7 26 entities pursuant to section 15E.304:

7 27 FY 2004=2005.....	\$	250,000
7 28 FY 2005=2006.....	\$	250,000
7 29 FY 2006=2007.....	\$	500,000

7 30 2. Notwithstanding section 8.33, moneys that  
7 31 remain unexpended at the end of a fiscal year shall  
7 32 not revert to any fund but shall remain available for  
7 33 expenditure for the designated purposes during the  
7 34 succeeding fiscal year.

7 35 Sec. \_\_\_\_ STATE PARKS AND DESTINATION PARKS  
7 36 APPROPRIATION.

7 37 1. There is appropriated from the grow Iowa values  
7 38 fund created in section 15G.107, if enacted by 2003  
7 39 Iowa Acts, House File 692 or another Act, to the grow  
7 40 Iowa values board for the fiscal period beginning July  
7 41 1, 2003, and ending June 30, 2007, the following  
7 42 amount, or so much thereof as is necessary, to be used  
7 43 for the purpose designated:

7 44 For the purpose of providing financial assistance  
7 45 for projects in targeted state parks and destination  
7 46 parks:

7 47 FY 2003=2004.....	\$	500,000
7 48 FY 2004=2005.....	\$	0
7 49 FY 2005=2006.....	\$	0
7 50 FY 2006=2007.....	\$	500,000

8 1 2. Notwithstanding section 8.33, moneys that  
8 2 remain unexpended at the end of a fiscal year shall  
8 3 not revert to any fund but shall remain available for  
8 4 expenditure for the designated purposes during the  
8 5 succeeding fiscal year.

8 6 3. The department of natural resources, in  
8 7 cooperation with the department of economic  
8 8 development, shall submit a plan to the grow Iowa  
8 9 values board for the expenditure of moneys  
8 10 appropriated under this section. The plan shall focus  
8 11 on improving state parks and destination parks for  
8 12 economic development purposes. Based on the report  
8 13 submitted, the grow Iowa values board shall provide  
8 14 financial assistance to the department of natural  
8 15 resources for support of state parks and destination  
8 16 parks.

8 17 Sec. \_\_\_\_ IOWA CULTURAL TRUST FUND APPROPRIATION.

8 18 1. There is appropriated from the grow Iowa values  
8 19 fund created in section 15G.107, if enacted by 2003  
8 20 Iowa Acts, House File 692 or another Act, to the  
8 21 office of the treasurer of state, for the fiscal  
8 22 period beginning July 1, 2003, and ending June 30,  
8 23 2007, the following amount, or so much thereof as is  
8 24 necessary, to be used for the purpose designated:

8 25 For deposit in the Iowa cultural trust fund created  
8 26 in section 303A.4:

8 27 FY 2003=2004.....	\$	500,000
8 28 FY 2004=2005.....	\$	0
8 29 FY 2005=2006.....	\$	0
8 30 FY 2006=2007.....	\$	500,000

8 31 2. Notwithstanding section 8.33, moneys that  
8 32 remain unexpended at the end of a fiscal year shall  
8 33 not revert to any fund but shall remain available for  
8 34 expenditure for the designated purposes during the  
8 35 succeeding fiscal year.

8 36 Sec. \_\_\_\_ ANTICIPATED FEDERAL MONEYS ==  
8 37 APPROPRIATION.

8 38 1. There is appropriated from the fund created by  
8 39 section 8.41, for the fiscal period beginning July 1,  
8 40 2003, and ending June 30, 2005, the following amounts  
8 41 to be used for the purpose designated:

8 42 For deposit in the grow Iowa values fund created in  
8 43 section 15G.107, if enacted by 2003 Iowa Acts, House  
8 44 File 692 or another Act:

8 45 FY 2003=2004.....	\$	59,000,000
------------------------	----	------------

8 46 FY 2004=2005..... \$ 41,000,000

8 47 2. Moneys appropriated in this section are moneys  
8 48 anticipated to be received from the federal government  
8 49 for state and local government fiscal relief under the  
8 50 federal Jobs and Growth Tax Relief Reconciliation Act  
9 1 of 2003 and shall be expended as provided in the  
9 2 federal law making the moneys available and in  
9 3 conformance with chapter 17A.

9 4 3. Notwithstanding section 8.33, moneys that  
9 5 remain unexpended at the end of a fiscal year shall  
9 6 not revert to any fund but shall remain available for  
9 7 expenditure for the designated purposes during the  
9 8 succeeding fiscal year.

9 9 Sec. \_\_\_\_ STREAMLINED SALES AND USE TAX REVENUE ==  
9 10 APPROPRIATION.

9 11 1. There is appropriated from the general fund of  
9 12 the state from moneys credited to the general fund of  
9 13 the state as a result of entering into the streamlined  
9 14 sales and use tax agreement, for the fiscal period  
9 15 beginning July 1, 2003, and ending June 30, 2010, the  
9 16 following amounts to be used for the purpose  
9 17 designated:

9 18 For deposit in the grow Iowa values fund created in  
9 19 section 15G.107, if enacted by 2003 Iowa Acts, House  
9 20 File 692 or another Act:

9 21	FY 2003=2004.....	\$ 5,000,000
9 22	FY 2004=2005.....	\$ 23,000,000
9 23	FY 2005=2006.....	\$ 75,000,000
9 24	FY 2006=2007.....	\$ 75,000,000
9 25	FY 2007=2008.....	\$ 75,000,000
9 26	FY 2008=2009.....	\$ 75,000,000
9 27	FY 2009=2010.....	\$ 75,000,000

9 28 2. For purposes of this section, "moneys credited  
9 29 to the general fund of the state as a result of  
9 30 entering into the streamlined sales and use tax  
9 31 agreement" means the amount of sales and use tax  
9 32 receipts credited to the general fund of the state  
9 33 during a fiscal year that exceeds by two percent or  
9 34 more the total sales and use tax receipts credited to  
9 35 the general fund of the state during the previous  
9 36 fiscal year.

9 37 a. If the moneys credited to the general fund of  
9 38 the state as a result of entering into the streamlined  
9 39 sales and use tax agreement during a fiscal year total  
9 40 less than the amount appropriated in this section, the  
9 41 appropriation in this section shall be reduced to  
9 42 equal the total amount of the moneys so credited.

9 43 b. If the appropriation for a fiscal year is  
9 44 reduced pursuant to paragraph "a", all appropriations  
9 45 made from the grow Iowa values fund for the same  
9 46 fiscal year shall be reduced proportionately to the  
9 47 amount reduced due to paragraph "a".

9 48 3. Notwithstanding section 8.33, moneys that  
9 49 remain unexpended at the end of a fiscal year shall  
9 50 not revert to any fund but shall remain available for  
10 1 expenditure for the designated purposes during the  
10 2 succeeding fiscal year.

10 3 DIVISION VIII  
10 4 WORKFORCE-RELATED ISSUES

10 5 Sec. \_\_\_\_ NEW SECTION. 260C.18A WORKFORCE  
10 6 TRAINING AND ECONOMIC DEVELOPMENT FUNDS.

10 7 1. a. A workforce training and economic  
10 8 development fund is created for each community  
10 9 college. Moneys shall be deposited and expended from  
10 10 a fund as provided under this section.

10 11 b. Moneys in the funds shall consist of any moneys  
10 12 appropriated by the general assembly and any other  
10 13 moneys available to and obtained or accepted by the  
10 14 department of economic development from federal  
10 15 sources or private sources for placement in the funds.  
10 16 Notwithstanding section 8.33, moneys in the funds at  
10 17 the end of each fiscal year shall not revert to any  
10 18 other fund but shall remain in the funds for  
10 19 expenditure in subsequent fiscal years.

10 20 2. On July 1 of each year for the fiscal year  
10 21 beginning July 1, 2003, and for every fiscal year  
10 22 thereafter, moneys from the grow Iowa values fund  
10 23 created in section 15G.107, if enacted by 2003 Iowa  
10 24 Acts, House File 692 or another Act, are appropriated  
10 25 to the department of economic development for deposit  
10 26 in the workforce training and economic development

10 27 funds in amounts determined pursuant to subsection 3.  
10 28 Moneys deposited in the funds and disbursed to  
10 29 community colleges for a fiscal year shall be expended  
10 30 for the following purposes, provided seventy percent  
10 31 of the moneys shall be used on projects in the areas  
10 32 of advanced manufacturing, information technology and  
10 33 insurance, and life sciences which include the areas  
10 34 of biotechnology, health care technology, and nursing  
10 35 care technology:

10 36 a. Projects in which an agreement between a  
10 37 community college and an employer located within the  
10 38 community college's merged area meet all of the  
10 39 requirements of the accelerated career education  
10 40 program under chapter 260G. Notwithstanding section  
10 41 260G.4B, projects funded with moneys from workforce  
10 42 training and economic development funds shall be  
10 43 approved by the grow Iowa values board established in  
10 44 section 15G.102.

10 45 b. Projects in which an agreement between a  
10 46 community college and a business meet all the  
10 47 requirements of the Iowa jobs training Act under  
10 48 chapter 260F. However, when moneys are provided  
10 49 through the grow Iowa values fund for such projects,  
10 50 section 260F.6, subsections 1 and 2, and section  
11 1 260F.8 shall not apply and projects shall be approved  
11 2 by the grow Iowa values board.

11 3 c. For the development and implementation of  
11 4 career academies designed to provide new career  
11 5 preparation opportunities for high school students  
11 6 that are formally linked with postsecondary career and  
11 7 technical education programs. Moneys from workforce  
11 8 training and economic development funds that are  
11 9 expended for purposes of this paragraph shall be  
11 10 approved by the grow Iowa values board established in  
11 11 section 15G.102. For purposes of this section,  
11 12 "career academy" means a program of study that  
11 13 combines a minimum of two years of secondary education  
11 14 with an associate degree, or the equivalent, career  
11 15 preparatory program in a nonduplicative, sequential  
11 16 course of study that is standards based, integrates  
11 17 academic and technical instruction, utilizes work=  
11 18 based and worksite learning where appropriate and  
11 19 available, utilizes an individual career planning  
11 20 process with parent involvement, and leads to an  
11 21 associate degree or postsecondary diploma or  
11 22 certificate in a career field that prepares an  
11 23 individual for entry and advancement in a high-skill  
11 24 and reward career field and further education. The  
11 25 department of economic development, in conjunction  
11 26 with the state board of education and the division of  
11 27 community colleges and workforce preparation of the  
11 28 department of education, shall adopt administrative  
11 29 rules for the development and implementation of such  
11 30 career academies pursuant to section 256.11,  
11 31 subsection 5, paragraph "h", section 260C.1, and Title  
11 32 II of Pub. L. No. 105=332, Carl D. Perkins Vocational  
11 33 and Technical Education Act of 1998.

11 34 d. Programs and courses that provide vocational  
11 35 and technical training, and programs for in-service  
11 36 training and retraining under section 260C.1,  
11 37 subsections 2 and 3.

11 38 e. Job retention projects under section 260F.9.  
11 39 3. Of the moneys appropriated in this section, for  
11 40 the fiscal period beginning July 1, 2003, and ending  
11 41 June 30, 2006, the following amounts shall be  
11 42 designated for the purposes of funding job retention  
11 43 projects under section 260F.9:

11 44 a. One million dollars for the fiscal year  
11 45 beginning July 1, 2003.

11 46 b. One million dollars for the fiscal year  
11 47 beginning July 1, 2004.

11 48 c. One million dollars for the fiscal year  
11 49 beginning July 1, 2005.

11 50 4. The maximum cumulative total amount of moneys  
12 1 that may be deposited in all the workforce training  
12 2 and economic development funds for distribution to  
12 3 community colleges in a fiscal year shall be  
12 4 determined as follows:

12 5 a. Five million dollars for the fiscal year  
12 6 beginning July 1, 2003.

12 7 b. Five million dollars for the fiscal year

12 8 beginning July 1, 2004.  
12 9 c. Five million dollars for the fiscal year  
12 10 beginning July 1, 2005.  
12 11 d. Ten million dollars for the fiscal year  
12 12 beginning July 1, 2006.  
12 13 e. For the fiscal year beginning July 1, 2007, and  
12 14 each succeeding fiscal year, the grow Iowa values  
12 15 board shall make a determination if sufficient moneys  
12 16 exist in the grow Iowa values fund to distribute to  
12 17 community colleges.

12 18 Sec. \_\_\_\_\_. NEW SECTION. 260F.9 JOB RETENTION  
12 19 PROGRAM.

12 20 1. The department of economic development shall  
12 21 administer the job retention program. The department  
12 22 shall adopt rules pursuant to chapter 17A necessary  
12 23 for the administration of this section. By January 15  
12 24 of each year, the department shall submit a written  
12 25 report to the general assembly and the governor  
12 26 regarding the activities of the job retention program  
12 27 during the previous calendar year.

12 28 2. A community college and the department may  
12 29 enter into an agreement to establish a job retention  
12 30 project. A job retention project agreement shall  
12 31 include, but not be limited to, the following:

12 32 a. The date of the agreement.

12 33 b. The anticipated number of employees to be  
12 34 trained.

12 35 c. The estimated cost of training.

12 36 d. A statement regarding the number of employees  
12 37 employed by the participating business on the date of  
12 38 the agreement which must equal at least the lesser of  
12 39 one thousand employees or four percent or more of the  
12 40 county's resident labor force based on the most recent  
12 41 annual labor force statistics from the department of  
12 42 workforce development.

12 43 e. A commitment that the participating business  
12 44 shall invest at least fifteen million dollars to  
12 45 retool the workplace and upgrade the facilities of the  
12 46 participating business.

12 47 f. A commitment that the participating business  
12 48 shall not move the business operation out of this  
12 49 state or close the business operation for at least ten  
12 50 years following the date of the agreement.

13 1 g. Other criteria established by the department of  
13 2 economic development.

13 3 3. A job retention project agreement entered into  
13 4 pursuant to this section must be approved by the board  
13 5 of trustees of the applicable community college, the  
13 6 department of economic development, and the  
13 7 participating business.

13 8 Sec. \_\_\_\_\_. NEW SECTION. 260F.101 REPORTING.

13 9 A community college entering into an agreement  
13 10 pursuant to this chapter shall submit an annual  
13 11 written report by the end of each calendar year with  
13 12 the grow Iowa values board created in section 15G.102,  
13 13 if enacted by 2003 Iowa Acts, House File 692 or  
13 14 another Act. The report shall provide information  
13 15 regarding how the agreement affects the achievement of  
13 16 the goals and performance measures provided in section  
13 17 15G.106, if enacted by 2003 Iowa Acts, House File 692  
13 18 or another Act.

13 19 Sec. \_\_\_\_\_. Section 260G.3, subsection 2, Code 2003,  
13 20 is amended to read as follows:

13 21 2. An agreement may include reasonable and  
13 22 necessary provisions to implement the accelerated  
13 23 career education program. If an agreement that  
13 24 utilizes program job credits is entered into, the  
13 25 community college and the employer shall notify the  
13 26 department of revenue and finance as soon as possible.  
13 27 The community college shall also file a copy of the  
13 28 agreement with the department of economic development  
13 29 as required in section 260G.4B. The agreement shall  
13 30 provide for program costs, including deferred costs,  
13 31 which may be paid from any of the following sources:

13 32 a. Program job credits which the employer receives  
13 33 based on the number of program job positions agreed to  
13 34 by the employer to be available under the agreement.

13 35 b. Cash or in-kind contributions by the employer  
13 36 toward the program cost. At a minimum, the employer  
13 37 contribution shall be twenty percent of the program  
13 38 costs.



13 39 c. Tuition, student fees, or special charges fixed  
13 40 by the board of directors to defray program costs.  
13 41 d. Guarantee by the employer of payments to be  
13 42 received under paragraphs "a" and "b".  
13 43 e. Moneys from a workforce training and economic  
13 44 development fund created in section 260C.18A, based on  
13 45 the number of program job positions agreed to by the  
13 46 employer to be available under the agreement, the  
13 47 amount of which shall be calculated in the same manner  
13 48 as the program job credits provided for in section  
13 49 260G.4A.

13 50 Sec. \_\_\_\_ NEW SECTION. 260G.101 REPORTING.  
14 1 A community college entering into an agreement  
14 2 pursuant to this chapter shall submit an annual  
14 3 written report by the end of each calendar year with  
14 4 the grow Iowa values board created in section 15G.102,  
14 5 if enacted by 2003 Iowa Acts, House File 692 or  
14 6 another Act. The report shall provide information  
14 7 regarding how the agreement affects the achievement of  
14 8 the goals and performance measures provided in section  
14 9 15G.106, if enacted by 2003 Iowa Acts, House File 692  
14 10 or another Act.

#### DIVISION IX

##### LOAN AND CREDIT GUARANTEE FUND

14 13 Sec. \_\_\_\_ NEW SECTION. 15E.227 LOAN AND CREDIT  
14 14 GUARANTEE FUND.

14 15 1. A loan and credit guarantee fund is created and  
14 16 established as a separate and distinct fund in the  
14 17 state treasury. Moneys in the fund shall only be used  
14 18 for purposes provided in this section. The moneys in  
14 19 the fund are appropriated to the department to be used  
14 20 for all of the following purposes:

14 21 a. Payment of claims pursuant to loan and credit  
14 22 guarantee agreements entered into under this division.

14 23 b. Payment of administrative costs of the  
14 24 department for actual and necessary administrative  
14 25 expenses incurred by the department in administering  
14 26 the program.

14 27 c. Purchase or buyout of superior or prior liens,  
14 28 mortgages, or security interests.

14 29 d. Purchase of insurance to cover the default of  
14 30 loans made pursuant to the requirements of the loan  
14 31 and credit guarantee program.

14 32 2. Moneys in the loan and credit guarantee fund  
14 33 shall consist of all of the following:

14 34 a. Moneys appropriated by the general assembly for  
14 35 that purpose and any other moneys available to and  
14 36 obtained or accepted by the department for placement  
14 37 in the fund.

14 38 b. Proceeds from collateral assigned to the  
14 39 department, fees for guarantees, gifts, and moneys  
14 40 from any grant made to the fund by any federal agency.

14 41 c. Moneys appropriated from the grow Iowa values  
14 42 fund created in section 15G.107, if enacted by 2003  
14 43 Iowa Acts, House File 692 or another Act.

14 44 3. Moneys in the fund are not subject to section  
14 45 8.33. Notwithstanding section 12C.7, interest or  
14 46 earnings on the moneys in the fund shall be credited  
14 47 to the fund.

14 48 4. a. The department shall only pledge moneys in  
14 49 the loan and credit guarantee fund and not any other  
14 50 moneys of the department. In a fiscal year, the  
15 1 department may pledge an amount not to exceed the  
15 2 total amount appropriated to the fund for the same  
15 3 fiscal year to assure the repayment of loan and credit  
15 4 guarantees or other extensions of credit made to or on  
15 5 behalf of qualified businesses or targeted industry  
15 6 businesses for eligible project costs.

15 7 b. The department shall not pledge the credit or  
15 8 taxing power of this state or any political  
15 9 subdivision of this state or make debts payable out of  
15 10 any moneys except for those in the loan and credit  
15 11 guarantee fund.

#### DIVISION X

##### UNIVERSITY-BASED RESEARCH UTILIZATION

##### PROGRAM APPROPRIATION

15 15 Sec. \_\_\_\_ NEW SECTION. 262B.12 APPROPRIATION.

15 16 On July 1 of each year there is appropriated from  
15 17 the general fund of the state to each university under  
15 18 the control of the state board of regents, an amount  
15 19 equal to the amount determined by the department of

15 20 economic development pursuant to section 262B.11,  
15 21 subsection 4, paragraph "c", subparagraph (2), if  
15 22 enacted by 2003 Iowa Acts, House File 692 or another  
15 23 Act.

15 24 DIVISION XI

15 25 ENDOW IOWA TAX CREDIT

15 26 Sec. \_\_\_\_ . NEW SECTION. 15E.305 ENDOW IOWA TAX  
15 27 CREDIT.

15 28 1. For tax years beginning on or after January 1,  
15 29 2003, a tax credit shall be allowed against the taxes  
15 30 imposed in chapter 422, divisions II, III, and V, and  
15 31 in chapter 432, and against the moneys and credits tax  
15 32 imposed in section 533.24 equal to twenty percent of a  
15 33 taxpayer's endowment gift to a qualified community  
15 34 foundation. An individual may claim a tax credit  
15 35 under this section of a partnership, limited liability  
15 36 company, S corporation, estate, or trust electing to  
15 37 have income taxed directly to the individual. The  
15 38 amount claimed by the individual shall be based upon  
15 39 the pro rata share of the individual's earnings from  
15 40 the partnership, limited liability company, S  
15 41 corporation, estate, or trust. A tax credit shall be  
15 42 allowed only for an endowment gift made to a qualified  
15 43 community foundation for a permanent endowment fund  
15 44 established to benefit a charitable cause in this  
15 45 state. Any tax credit in excess of the taxpayer's tax  
15 46 liability for the tax year may be credited to the tax  
15 47 liability for the following five years or until  
15 48 depleted, whichever occurs first. A tax credit shall  
15 49 not be carried back to a tax year prior to the tax  
15 50 year in which the taxpayer claims the tax credit.

16 1 2. The aggregate amount of tax credits authorized  
16 2 pursuant to this section shall not exceed a total of  
16 3 two million dollars. The maximum amount of tax  
16 4 credits granted to a taxpayer shall not exceed five  
16 5 percent of the aggregate amount of tax credits  
16 6 authorized.

16 7 3. A tax credit shall not be transferable to any  
16 8 other taxpayer.

16 9 4. A tax credit shall not be authorized pursuant  
16 10 to this section after December 31, 2005.

16 11 5. The department shall develop a system for  
16 12 registration and authorization of tax credits under  
16 13 this section and shall control the distribution of all  
16 14 tax credits to taxpayers providing an endowment gift  
16 15 subject to this section. The department shall adopt  
16 16 administrative rules pursuant to chapter 17A for the  
16 17 qualification and administration of endowment gifts.

16 18 Sec. \_\_\_\_ . NEW SECTION. 422.11H ENDOW IOWA TAX  
16 19 CREDIT.

16 20 The tax imposed under this division, less the  
16 21 credits allowed under sections 422.12 and 422.12B,  
16 22 shall be reduced by an endow Iowa tax credit  
16 23 authorized pursuant to section 15E.305.

16 24 Sec. \_\_\_\_ . Section 422.33, Code 2003, is amended by  
16 25 adding the following new subsection:

16 26 NEW SUBSECTION. 14. The taxes imposed under this  
16 27 division shall be reduced by an endow Iowa tax credit  
16 28 authorized pursuant to section 15E.305.

16 29 Sec. \_\_\_\_ . Section 422.60, Code 2003, is amended by  
16 30 adding the following new subsection:

16 31 NEW SUBSECTION. 7. The taxes imposed under this  
16 32 division shall be reduced by an endow Iowa tax credit  
16 33 authorized pursuant to section 15E.305.

16 34 Sec. \_\_\_\_ . NEW SECTION. 432.12D ENDOW IOWA TAX  
16 35 CREDIT.

16 36 The tax imposed under this chapter shall be reduced  
16 37 by an endow Iowa tax credit authorized pursuant to  
16 38 section 15E.305.

16 39 Sec. \_\_\_\_ . Section 533.24, Code 2003, is amended by  
16 40 adding the following new unnumbered paragraph:

16 41 NEW UNNUMBERED PARAGRAPH. The moneys and credits  
16 42 tax imposed under this section shall be reduced by an  
16 43 endow Iowa tax credit authorized pursuant to section  
16 44 15E.305.

16 45 Sec. \_\_\_\_ . EFFECTIVE AND RETROACTIVE APPLICABILITY  
16 46 DATES. This division of this Act, being deemed of  
16 47 immediate importance, takes effect upon enactment and  
16 48 is retroactively applicable to January 1, 2003, for  
16 49 tax years beginning on or after that date.

16 50 DIVISION XII

17 1 REHABILITATION PROJECT TAX CREDITS  
17 2 Sec. \_\_\_\_ Section 404A.4, subsection 4, Code 2003,  
17 3 is amended to read as follows:  
17 4 4. The total amount of tax credits that may be  
17 5 approved for a fiscal year under this chapter shall  
17 6 not exceed two million four hundred thousand dollars.  
17 7 For the fiscal years beginning July 1, 2005, and July  
17 8 1, 2006, an additional five hundred thousand dollars  
17 9 of tax credits may be approved each fiscal year for  
17 10 purposes of projects located in cultural and  
17 11 entertainment districts certified pursuant to section  
17 12 303.3B, if enacted by 2003 Iowa Acts, House File 692  
17 13 or another Act. Any of the additional tax credits  
17 14 allocated for projects located in certified cultural  
17 15 and entertainment districts that are not approved  
17 16 during a fiscal year may be carried over to the  
17 17 succeeding fiscal year. Tax credit certificates shall  
17 18 be issued on the basis of the earliest awarding of  
17 19 certifications of completion as provided in subsection  
17 20 1. The departments of economic development and  
17 21 revenue and finance shall each adopt rules to jointly  
17 22 administer this subsection and shall provide by rule  
17 23 for the method to be used to determine for which  
17 24 fiscal year the tax credits are approved.>  
17 25 #10. Page 44, by striking lines 10 through 12 and  
17 26 inserting the following: <rebuild Iowa infrastructure  
17 27 fund to the secure an advanced vision for education  
17 28 fund created in section 422E.3A, for>.  
17 29 #11. Page 44, by striking lines 23 through 25 and  
17 30 inserting the following: <streamlined sales and use  
17 31 tax agreement to the secure an advanced vision for  
17 32 education fund created in section 422E.3A, the>.  
17 33 #12. By striking page 155, line 14, through page  
17 34 161, line 17.  
17 35 #13. Page 161, by inserting before line 18 the  
17 36 following:

17 37 <DIVISION \_\_\_\_  
17 38 CAPITOL COMPLEX PARKING STRUCTURE  
17 39 Sec. \_\_\_\_ NEW SECTION. 18A.8 CAPITOL COMPLEX  
17 40 PARKING STRUCTURE REVOLVING FUND.  
17 41 A capitol complex parking structure revolving fund  
17 42 is created in the state treasury. The capitol complex  
17 43 parking structure revolving fund shall be administered  
17 44 by the department of administrative services and shall  
17 45 consist of moneys collected by the department as  
17 46 parking fees, moneys appropriated to the fund by the  
17 47 general assembly, and any other moneys obtained or  
17 48 accepted by the department for deposit in the  
17 49 revolving fund. The proceeds of the revolving fund  
17 50 are appropriated to and shall be used by the  
18 1 department for costs associated with the management,  
18 2 operation, and maintenance of the capitol complex  
18 3 parking structure located at the intersection of  
18 4 Pennsylvania and Grand avenues in Des Moines. The  
18 5 department shall submit an annual report not later  
18 6 than January 31 to the members of the general assembly  
18 7 and the legislative services agency, of the activities  
18 8 funded by and expenditures made from the revolving  
18 9 fund during the preceding fiscal year. Section 8.33  
18 10 does not apply to any moneys in the revolving fund  
18 11 and, notwithstanding section 12C.7, subsection 2,  
18 12 earnings or interest on moneys deposited in the  
18 13 revolving fund shall be credited to the revolving  
18 14 fund.

18 15 Sec. \_\_\_\_ CAPITOL COMPLEX PARKING STRUCTURE  
18 16 MANAGEMENT == REQUEST FOR PROPOSALS. The department  
18 17 of administrative services shall issue a request for  
18 18 proposals for the management, operation, and  
18 19 maintenance of the state-owned parking structure  
18 20 located at the intersection of Pennsylvania and Grand  
18 21 avenues in Des Moines. The request for proposals  
18 22 shall include all of the following services:  
18 23 1. The collection of parking fees and  
18 24 administration of parking permits.  
18 25 2. Daily janitorial maintenance and necessary  
18 26 annual maintenance, pursuant to standards outlined in  
18 27 the parking garage maintenance manual published by the  
18 28 parking consultants council of the national parking  
18 29 association.  
18 30 3. Long-term structural maintenance.  
18 31 Awarding of a contract for the management,

18 32 operation, and maintenance of the parking structure is  
18 33 subject to approval by the general assembly.  
18 34 Sec. \_\_\_\_\_. CAPITOL COMPLEX PARKING STRUCTURE ==  
18 35 EMPLOYEE PARKING FEES. The department of  
18 36 administrative services shall establish reasonable  
18 37 parking fees for state employees for the use of the  
18 38 state-owned parking structure located at the  
18 39 intersection of Pennsylvania and Grand avenues in Des  
18 40 Moines. Parking fees shall not be established or  
18 41 collected for use of the parking structure by members  
18 42 of the general public. Such fees shall be deposited  
18 43 in the capitol complex parking structure revolving  
18 44 fund created in section 18A.8, as enacted by this  
18 45 Act.>  
18 46 [#14](#). By renumbering, relettering, or redesignating  
18 47 and correcting internal references as necessary.  
18 48  
18 49  
18 50 \_\_\_\_\_  
19 1 HOFFMAN of Crawford  
19 2 HF 683.320 80  
19 3 tm/cf