

State Bond
The Power Act (p. 1568)

Repealed 4/22

FILED APR 16 1980

SENATE FILE 2371

By HULTMAN and JUNKINS

Passed Senate, Date 4/23/80 (p. 1213) Passed House, Date 4/26/80 (p. 2191)
Vote: Ayes 40 Nays 0 Vote: Ayes 95 Nays 0
Approved 5/17/80

A BILL FOR

1 An Act relating to the executive council providing disaster
2 grants to governmental subdivisions.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 2371

SENATE FILE 2371

S-5827

1 Amend Senate File 2371 as follows:
2 1. Page 2, by inserting after line 20 the following
3 new section:
4 "Sec. 4. This Act is repealed effective July 1,
5 1982 and all unencumbered and unobligated funds within
6 the contingency fund established by section 1 of this
7 Act shall expire on that same date and shall revert
8 to the general fund of the state."

S-5827 FILED
APRIL 23, 1980
ADOPTED (p. 1212)

BY ROBERT M. CARR
JAMES E. BRILES
DICK RAMSEY
LOWELL L. JUNKINS

1 Section 1. Section twenty-nine C point twenty (29C.20),
2 subsections one (1) and two (2), Code 1979, as the section
3 is amended by Acts of the Sixty-eighth General Assembly, 1979
4 Session, chapter three (3), section fifteen (15), are amended
5 to read as follows:

6 1. A contingent fund is created in the state treasury
7 for the use of the executive council which may be expended
8 for the purpose of paying the expenses of suppressing any
9 an insurrection or riot, actual or threatened, when state
10 aid has been rendered by order of the governor, and for
11 repairing, rebuilding, or restoring any state property injured,
12 destroyed, or lost by fire, storm, theft, or unavoidable
13 cause, and for aid to any a governmental subdivision in an
14 area declared by the governor to be a disaster area due to
15 natural disasters or to expenditures necessitated by the
16 governmental subdivision toward averting or lessening the
17 impact of ~~such~~ the potential disaster, where the effect of
18 ~~such the~~ disaster or ~~such the~~ action on the governmental
19 subdivision is the immediate financial inability to meet the
20 continuing requirements of local government. Upon application
21 by a governmental subdivision in such an area, accompanied
22 by a showing of obligations and expenditures necessitated
23 by ~~such the~~ actual or potential disaster in ~~such the~~ form
24 and with ~~such-further~~ information as the executive council
25 may require, ~~such the~~ aid may be made in the discretion of
26 the executive council and, if made, shall be in the nature
27 of a loan up to a limit of seventy-five percent of the showing
28 of ~~such the~~ obligations and expenditures. The executive
29 council may provide fifty percent of the loan as a grant.
30 However, the grant shall not exceed fifty thousand dollars
31 and shall not be provided for the purpose of snow removal
32 and other expenses resulting from a blizzard. The loan,
33 without interest, ~~shall~~ may be repaid by the maximum annual
34 emergency levy as authorized by section 24.6. The loan shall
35 be repaid within twenty years. The aggregate total of ~~such~~

1 the loans and grants shall not exceed one million dollars
2 during any a fiscal year. ~~A loan shall not be for any~~
3 ~~obligation or expenditure occurring more than two years~~
4 ~~previous to the application.~~ The executive council may provide
5 a grant for an existing loan of a governmental subdivision.

6 2. The proceeds of such a loan or a loan and grant shall
7 be applied toward the payment of costs and obligations
8 necessitated by such the actual or potential disaster and
9 the reimbursement of local funds from which such the
10 expenditures have been made. ~~Any such~~ A project for repair,
11 rebuilding or restoration of state property for which no
12 specific appropriation has been made, shall, before work is
13 begun, be subject to approval or rejection by the executive
14 council.

15 Sec. 2. Acts of the Sixty-eighth General Assembly, 1979
16 Session, chapter three (3), section fifteen (15) amending
17 section twenty-nine C point twenty (29C.20), Code 1979, is
18 repealed.

19 Sec. 3. Acts of the Sixty-eighth General Assembly, 1979
20 Session, chapter three (3), section sixteen (16), is repealed.

21 EXPLANATION

22 This bill allows the executive council to provide fifty
23 percent of a disaster loan to a governmental subdivision as
24 a grant. The grant shall not exceed fifty thousand dollars
25 and shall not be provided for the purpose of snow removal
26 and other expenses from a blizzard. The loan shall be repaid
27 within twenty years. The executive council has the authority
28 to provide a grant in the case of an existing loan currently
29 outstanding. The provision enacted in 1979 for a grant up
30 to \$25,000 is repealed. The bill would be effective July
31 first after its enactment.

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1 Section 1. Section twenty-nine C point twenty (29C.20),
2 subsections one (1) and two (2), Code 1979, as the section
3 is amended by Acts of the Sixty-eighth General Assembly, 1979
4 Session, chapter three (3), section fifteen (15), are amended
5 to read as follows:

6 1. A contingent fund is created in the state treasury
7 for the use of the executive council which may be expended
8 for the purpose of paying the expenses of suppressing any
9 an insurrection or riot, actual or threatened, when state
10 aid has been rendered by order of the governor, and for
11 repairing, rebuilding, or restoring any state property injured,
12 destroyed, or lost by fire, storm, theft, or unavoidable
13 cause, and for aid to any a governmental subdivision in an
14 area declared by the governor to be a disaster area due to
15 natural disasters or to expenditures necessitated by the
16 governmental subdivision toward averting or lessening the
17 impact of ~~such~~ the potential disaster, where the effect of
18 ~~such~~ the disaster or ~~such~~ the action on the governmental
19 subdivision is the immediate financial inability to meet the
20 continuing requirements of local government. Upon application
21 by a governmental subdivision in such an area, accompanied
22 by a showing of obligations and expenditures necessitated
23 by ~~such~~ the actual or potential disaster in ~~such~~ the form
24 and with ~~such-further~~ information as the executive council
25 may require, ~~such~~ the aid may be made in the discretion of
26 the executive council and, if made, shall be in the nature
27 of a loan up to a limit of seventy-five percent of the showing
28 of ~~such~~ the obligations and expenditures. The executive
29 council may provide fifty percent of the loan as a grant.
30 However, the grant shall not exceed fifty thousand dollars
31 and shall not be provided for the purpose of snow removal
32 and other expenses resulting from a blizzard. The loan,
33 without interest, ~~shall~~ may be repaid by the maximum annual
34 emergency levy as authorized by section 24.6. The loan shall
35 be repaid within twenty years. The aggregate total of such

1 the loans and grants shall not exceed one million dollars
2 during any a fiscal year. ~~A loan shall not be for any~~
3 ~~obligation or expenditure occurring more than two years~~
4 ~~previous to the application.~~ The executive council may provide
5 a grant for an existing loan of a governmental subdivision.

6 2. The proceeds of ~~such~~ a loan or a loan and grant shall
7 be applied toward the payment of costs and obligations
8 necessitated by ~~such~~ the actual or potential disaster and
9 the reimbursement of local funds from which ~~such~~ the
10 expenditures have been made. ~~Any such~~ A project for repair,
11 rebuilding or restoration of state property for which no
12 specific appropriation has been made, shall, before work is
13 begun, be subject to approval or rejection by the executive
14 council.

15 Sec. 2. Acts of the Sixty-eighth General Assembly, 1979
16 Session, chapter three (3), section fifteen (15) amending
17 section twenty-nine C point twenty (29C.20), Code 1979, is
18 repealed.

19 Sec. 3. Acts of the Sixty-eighth General Assembly, 1979
20 Session, chapter three (3), section sixteen (16), is repealed.

21 Sec. 4. This Act is repealed effective July 1, 1982 and
22 all unencumbered and unobligated funds within the contingency
23 fund established by section one (1) of this Act shall expire
24 on that same date and shall revert to the general fund of
25 the state.

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SENATE FILE 2371

AN ACT

RELATING TO THE EXECUTIVE COUNCIL PROVIDING DISASTER GRANTS
TO GOVERNMENTAL SUBDIVISIONS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section twenty-nine C point twenty (29C.20), subsections one (1) and two (2), Code 1979, as the section is amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter three (3), section fifteen (15), are amended to read as follows:

1. A contingent fund is created in the state treasury for the use of the executive council which may be expended for the purpose of paying the expenses of suppressing any an insurrection or riot, actual or threatened, when state aid has been rendered by order of the governor, and for repairing, rebuilding, or restoring any state property injured, destroyed, or lost by fire, storm, theft, or unavoidable cause, and for aid to any a governmental subdivision in an area declared by the governor to be a disaster area due to natural disasters or to expenditures necessitated by the governmental subdivision toward averting or lessening the impact of such the potential disaster, where the effect of such the disaster or such the action on the governmental subdivision is the immediate financial inability to meet the

continuing requirements of local government. Upon application by a governmental subdivision in such an area, accompanied by a showing of obligations and expenditures necessitated by such the actual or potential disaster in such the form and with ~~such further~~ information as the executive council may require, such the aid may be made in the discretion of the executive council and, if made, shall be in the nature of a loan up to a limit of seventy-five percent of the showing of such the obligations and expenditures. The executive council may provide fifty percent of the loan as a grant. However, the grant shall not exceed fifty thousand dollars and shall not be provided for the purpose of snow removal and other expenses resulting from a blizzard. The loan, without interest, shall may be repaid by the maximum annual emergency levy as authorized by section 24.6. The loan shall be repaid within twenty years. The aggregate total of such the loans and grants shall not exceed one million dollars during any a fiscal year. A loan shall not be for any obligation or expenditure occurring more than two years previous to the application. The executive council may provide a grant for an existing loan of a governmental subdivision.

2. The proceeds of such a loan or a loan and grant shall be applied toward the payment of costs and obligations necessitated by such the actual or potential disaster and the reimbursement of local funds from which such the expenditures have been made. ~~Any such a~~ project for repair, rebuilding or restoration of state property for which no specific appropriation has been made, shall, before work is begun, be subject to approval or rejection by the executive council.

Sec. 2. Acts of the Sixty-eighth General Assembly, 1979 Session, chapter three (3), section fifteen (15) amending section twenty-nine C point twenty (29C.20), Code 1979, is repealed.

Sec. 3. Acts of the Sixty-eighth General Assembly, 1979 Session, chapter three (3), section sixteen (16), is repealed.

Sec. 4. This Act is repealed effective July 1, 1982 and all unencumbered and unobligated funds within the contingency fund established by section one (1) of this Act shall expire on that same date and shall revert to the general fund of the state.

TERRY E. BRANSTAD
President of the Senate

WILLIAM H. HARBOR
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2371, Sixty-eighth General Assembly.

FRANK J. STORK
Secretary of the Senate

Approved 5/17, 1980

ROBERT D. RAY
Governor