

Reprinted

APR 8 1988

APPROPRIATIONS CALENDAR

HOUSE FILE 2469
BY COMMITTEE ON APPROPRIATIONS

(Formerly House File 2438) ✓

Passed House, Date 4/12/88 (p. 1760) Passed Senate, Date _____

Vote: Ayes 94 Nays 2 Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

- 1 An Act relating to energy development and conservation, making
- 2 appropriations of the petroleum overcharge funds, and
- 3 providing an effective date.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE FILE 2469

H-6386

- 1 Amend House File 2469 as follows:
 - 2 1. Page 2, by striking lines 2 through 5.
- By SCHRADER of Marion

H-6386 FILED APRIL 12, 1988
ADOPTED (p. 1759)

HF 2469

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1 Section 1. There is appropriated for the fiscal period
 2 beginning July 1, 1988, and ending June 30, 1990, the
 3 following amounts, or so much thereof as is necessary, from
 4 those funds designated within the energy conservation trust
 5 created in section 93.11, to the energy and geological
 6 resources division of the department of natural resources for
 7 disbursement under section 93.11 to the following agencies for
 8 the purposes designated:

9 1. To the division of community action agencies of the
 10 department of human rights for qualifying energy conservation
 11 programs for low-income persons, including but not limited to
 12 energy weatherization projects, which target the highest
 13 energy users, and including administrative costs, to be
 14 expended first from the balance of the Warner/Imperial fund
 15 and supplemented by the Exxon fund for a total appropriation
 16 not to exceed:

17 \$ 3,000,000

18 2. To the department of natural resources for the
 19 following purposes:

20 a. For deposit in the oil overcharge account of the
 21 groundwater protection fund created pursuant to section
 22 455E.11, subsection 2, paragraph "e", and allocated as
 23 provided, from the Stripper Well fund:

24 \$ 4,000,000

25 b. For the state energy conservation program, from the
 26 Exxon fund:

27 \$ 118,500

28 c. For the energy extension service program including
 29 seventy thousand (70,000) dollars for the energy extension
 30 program at Iowa State University from the Exxon fund:

31 \$ 119,700

32 d. To reduce the cost of financing, pursuant to section
 33 19.34, for implementation of energy conservation measures
 34 which are identified through comprehensive engineering
 35 analysis of state facilities:

1 \$ 1,500,000

63862 3. To the department of economic development for the
3 energy-related activities of the amorphous semiconductor
4 project at Iowa State University, from the Stripper Well fund:
5 \$ 500,000

6 Sec. 2. There is appropriated an amount up to five
7 percent, but not to exceed two hundred thousand (200,000)
8 dollars, of the allowable petroleum overcharge money
9 appropriated for fiscal year 1989 to be used for
10 administration of the petroleum overcharge programs.

11 Sec. 3. Notwithstanding section 8.33, the funds
12 appropriated by sections 1 and 2 shall not revert until the
13 completion of the projects.

14 Sec. 4. 1987 Iowa Acts, chapter 230, section 1, subsection
15 2, paragraph d, subparagraph (1), is amended by striking the
16 subparagraph.

17 Sec. 5. 1987 Iowa Acts, chapter 230, section 1, subsection
18 3, paragraph c, is amended by striking the paragraph.

19 Sec. 6. 1987 Iowa Acts, chapter 230, section 8, is amended
20 to read as follows:

21 SEC. 8. 1986 Iowa Acts, chapter 1249, section 4,
22 unnumbered paragraph 1, is amended to read as follows:

23 There is appropriated from the funds available in the
24 energy conservation trust fund, established in section 93.11,
25 for the fiscal period beginning July 1, 1986, and ending June
26 30, ~~1988~~ 1989, to the energy and geological resources division
27 of the department of natural resources for disbursement under
28 section 93.11, the following amounts, or so much thereof as is
29 necessary, to be used for the purposes designated consistent
30 with the expressed legislative intent of this Act:

31 Sec. 7. Section 93.7, subsections 4, 5, 9, and 11, Code
32 1987, are amended by striking the subsections.

33 Sec. 8. Section 93.11, Code Supplement 1987, is amended to
34 read as follows:

35 93.11 ENERGY CONSERVATION TRUST FUND ESTABLISHED --

1 RECEIPTS AND DISBURSEMENTS.

2 1. a. The energy conservation trust fund is created within
3 the state treasury. This state on behalf of itself, its
4 citizens, and its political subdivisions accepts any moneys
5 awarded or allocated to the state, its citizens, and its
6 political subdivisions as a result of the federal court
7 decisions and federal department of energy settlements
8 resulting from alleged violations of federal petroleum pricing
9 regulations and deposits the moneys in the energy conservation
10 trust fund.

11 b. The energy conservation trust fund is established to
12 provide for an orderly, efficient, and effective mechanism to
13 make maximum use of moneys available to the state, in order to
14 increase energy conservation efforts and thereby to save the
15 citizens of this state energy expenditures. The moneys in the
16 ~~accounts-in-the-fund~~ funds in the trust shall be expended only
17 upon appropriation by the general assembly and only for
18 programs which will benefit citizens who may have suffered
19 economic penalties resulting from the alleged petroleum
20 overcharges.

21 c. The moneys awarded or allocated from each court
22 decision or settlement shall be placed in a separate account
23 fund in the energy conservation trust fund. Notwithstanding
24 section 453.7, interest and earnings on investments from
25 moneys in the fund trust shall be credited proportionately to
26 the ~~accounts-in-the-fund~~ funds in the trust.

27 d. Unless prohibited by the conditions applying to an
28 ~~account a settlement~~, the moneys in the energy conservation
29 trust fund may be used for the payment of attorney fees and
30 expenses incurred by the state to obtain the moneys and shall
31 be paid by the director of revenue and finance from the
32 available moneys in the fund trust subject to the approval of
33 the attorney general.

34 e. However, petroleum overcharge funds moneys received
35 pursuant to claims filed on behalf of the state, its

1 institutions, departments, agencies, or political subdivisions
2 shall be deposited in the general fund of the state to be
3 disbursed directly to the appropriate claimants in accordance
4 with federal guidelines and subject to the approval of the
5 attorney general.

6 2. The treasurer of state shall be the custodian of the
7 energy conservation trust fund and shall invest the moneys in
8 the fund trust, in consultation with the energy fund
9 disbursement council established in subsection 3 and the
10 investment board of the Iowa public employees' retirement
11 system, in accordance with the following guidelines:

12 a. To maximize the rate of return on moneys in the fund
13 trust while providing sufficient liquidity to make fund
14 disbursements, including contingency disbursements.

15 b. To absolutely insure the fund trust against loss.

16 c. To use such investment tools as are necessary to
17 achieve these purposes.

18 3. An energy fund disbursement council is established.
19 The council shall be composed of the governor or the
20 governor's designee, the director of the department of
21 management, who shall serve as the council's chairperson, the
22 administrator of the division of community action agencies of
23 the department of human rights, the administrator of the
24 energy and geological resources division of the department of
25 natural resources, and a designee of the director of the
26 department of transportation, who is knowledgeable in the
27 field of energy conservation. The council shall include as
28 nonvoting members two members of the senate appointed by the
29 majority leader of the senate and two members of the house of
30 representatives appointed by the speaker of the house. The
31 legislative members shall be appointed upon the convening and
32 for the period of each general assembly. Not more than one
33 member from each house shall be of the same political party.
34 The council shall be staffed by the energy and geological
35 resources division of the department of natural resources.

1 The attorney general shall provide legal assistance to the
2 council.

3 The council shall:

4 a. Oversee the investment of moneys deposited in the
5 energy conservation trust fund.

6 b. Make recommendations to the governor and the general
7 assembly regarding annual appropriations from the energy
8 conservation trust fund.

9 c. Work with the energy and geological resources division
10 in adopting administrative rules necessary to administer
11 expenditures from the fund trust, encourage applications for
12 grants and loans, review and select proposals for the funding
13 of competitive grants and loans from the energy conservation
14 trust fund, and evaluate their comparative effectiveness.

15 d. Monitor expenditures from the fund trust.

16 e. Approve any grants or contracts awarded from the energy
17 conservation trust fund in excess of five thousand dollars.

18 f. Prepare, in conjunction with the energy and geological
19 resources division, an annual report to the governor and the
20 general assembly regarding earnings of and expenditures from
21 the energy conservation trust fund.

22 4. The administrator of the energy and geological
23 resources division of the department of natural resources
24 shall be the administrator of the energy conservation trust
25 fund. The administrator shall disburse moneys appropriated by
26 the general assembly from the accounts funds in the fund trust
27 in accordance with the federal court orders, law and
28 regulation, or settlement conditions applying to the moneys in
29 that account fund, and subject to the approval of the energy
30 fund disbursement council if such approval is required. The
31 council, after consultation with the attorney general, shall
32 immediately approve the disbursement of moneys from the
33 account funds in the fund trust for projects which meet the
34 federal court orders, law and regulations, or settlement
35 conditions which apply to that account fund.

1 5. The following accounts funds are established in the
2 energy conservation trust fund:

- 3 a. The Warner/Imperial account fund.
4 ~~b. The Amoco/Beldridge/Nordstrom-account.~~
5 e b. The Exxon account fund.
6 d c. The Stripper Wells-account Well fund.
7 e d. The Diamond Shamrock account fund.
8 ~~f. The Amoco-Refined-account.~~
9 ~~g. The OKC-&Coline-account.~~
10 ~~h. The other-funds-account.~~
11 e. The office of hearings and appeals second-
12 stage settlement fund.

13 6. The moneys in the account fund in the energy
14 conservation trust fund distributed to the state as a result
15 of the 1985 federal court decision finding Exxon corporation
16 in violation of federal petroleum pricing regulations shall be
17 expended, to the extent possible, over a period of no more
18 than six years and shall be disbursed for projects which meet
19 the strict guidelines of the five existing federal energy
20 conservation programs specified in Pub. L. No. 97-377, § 155,
21 96 Stat. 1830, 1919 (1982). The council shall approve the
22 disbursement of moneys from the account fund in the fund trust
23 for other projects only if the project meets one or more of
24 the following conditions:

25 a. The projects meet the guidelines for allowable projects
26 under a modification order entered by the federal court in the
27 case involving Exxon corporation.

28 b. The projects meet the guidelines for allowable projects
29 under a directive order entered by the federal court in the
30 case involving Exxon corporation.

31 c. The projects meet the guidelines for allowable projects
32 under the regulations adopted or written clarifications issued
33 by the United States department of energy.

34 Sec. 9. Section 93.18, Code 1987, is repealed.

35 Sec. 10. Sections 93.21, 93.22, 93.23, 93.24, 93.25,

1 93.26, 93.27, 93.28, 93.29, and 93.30, Code 1987, are
2 repealed.

3 Sec. 11. Section 9 of this Act, being deemed of immediate
4 importance, takes effect upon enactment.

5 EXPLANATION

6 This bill provides for the appropriation of moneys from the
7 petroleum overcharge funds to the department of natural
8 resources and other state agencies for energy conservation
9 programs, the energy extension program, including the energy
10 extension program at Iowa State University, and for the buy-
11 down of interest incurred through financing agreements
12 relating to the implementation of energy conservation
13 measures, and for the department of economic development's
14 energy-related activities related to the amorphous
15 semiconductor project. The bill also establishes a limit of
16 expenditures of the appropriations for administration of
17 petroleum overcharge programs. The bill allows for extension
18 of the date of appropriations of funds originally appropriated
19 for the fiscal year ending June 30, 1988, and allows that
20 funds appropriated not revert until completion of the projects
21 designated. The bill also removes the sunset of the energy
22 development and conservation chapter and repeals sections
23 relating to solar energy systems.

24 SUCCESSOR TO HF 2438 (LSB 8110HV)

25 SIMILAR TO HSB 675 (LSB 8110HC)

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Sen Appropriation 4/13
Amended for 600/150 Sen. 4/12 (p. 1570)

HOUSE FILE 2469
BY COMMITTEE ON APPROPRIATIONS

(As Amended and Passed by the House April 12, 1988)

Passed House, Date 4/15/88 (p. 2469) Passed Senate, Date 4/14/88 (p. 1571)

Vote: Ayes 79 Nays 21 Vote: Ayes 46 Nays 0

Approved House Vote - May 6, 1988 (letter in form)
motion to reconsider (p. 1618)
w/15 - 1/2 (p. 1622)
A BILL FOR Repassed Senate 4/15/88 (p. 1672)
45-0

1 An Act relating to energy development and conservation, making
2 appropriations of the petroleum overcharge funds, and
3 providing an effective date.

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

Deleted Language *

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1 Section 1. There is appropriated for the fiscal period
2 beginning July 1, 1988, and ending June 30, 1990, the
3 following amounts, or so much thereof as is necessary, from
4 those funds designated within the energy conservation trust
5 created in section 93.11, to the energy and geological
6 resources division of the department of natural resources for
7 disbursement under section 93.11 to the following agencies for
8 the purposes designated:

9 1. To the division of community action agencies of the
10 department of human rights for qualifying energy conservation
11 programs for low-income persons, including but not limited to
12 energy weatherization projects, which target the highest
13 energy users, and including administrative costs, to be
14 expended first from the balance of the Warner/Imperial fund
15 and supplemented by the Exxon fund for a total appropriation
16 not to exceed:

17 \$ 3,000,000

18 2. To the department of natural resources for the
19 following purposes:

20 a. For deposit in the oil overcharge account of the
21 groundwater protection fund created pursuant to section
22 455E.11, subsection 2, paragraph "e", and allocated as
23 provided, from the Stripper Well fund:

24 \$ 4,000,000

25 b. For the state energy conservation program, from the
26 Exxon fund:

27 \$ 118,500

28 c. For the energy extension service program including
29 seventy thousand (70,000) dollars for the energy extension
30 program at Iowa State University from the Exxon fund:

31 \$ 119,700

32 d. To reduce the cost of financing, pursuant to section
33 19.34, for implementation of energy conservation measures
34 which are identified through comprehensive engineering
35 analysis of state facilities:

1 \$ 1,500,000

2 Sec. 2. There is appropriated an amount up to five
3 percent, but not to exceed two hundred thousand (200,000)
4 dollars, of the allowable petroleum overcharge money
5 appropriated for fiscal year 1989 to be used for
6 administration of the petroleum overcharge programs.

7 Sec. 3. Notwithstanding section 8.33, the funds
8 appropriated by sections 1 and 2 shall not revert until the
9 completion of the projects.

10 Sec. 4. 1987 Iowa Acts, chapter 230, section 1, subsection
11 2, paragraph d, subparagraph (1), is amended by striking the
12 subparagraph.

13 Sec. 5. 1987 Iowa Acts, chapter 230, section 1, subsection
14 3, paragraph c, is amended by striking the paragraph.

15 Sec. 6. 1987 Iowa Acts, chapter 230, section 8, is amended
16 to read as follows:

17 SEC. 8. 1986 Iowa Acts, chapter 1249, section 4,
18 unnumbered paragraph 1, is amended to read as follows:

19 There is appropriated from the funds available in the
20 energy conservation trust fund, established in section 93.11,
21 for the fiscal period beginning July 1, 1986, and ending June
22 30, ~~1988~~ 1989, to the energy and geological resources division
23 of the department of natural resources for disbursement under
24 section 93.11, the following amounts, or so much thereof as is
25 necessary, to be used for the purposes designated consistent
26 with the expressed legislative intent of this Act:

27 Sec. 7. Section 93.7, subsections 4, 5, 9, and 11, Code
28 1987, are amended by striking the subsections.

29 Sec. 8. Section 93.11, Code Supplement 1987, is amended to
30 read as follows:

31 93.11 ENERGY CONSERVATION TRUST FUND ESTABLISHED --
32 RECEIPTS AND DISBURSEMENTS.

33 1. a. The energy conservation trust fund is created within
34 the state treasury. This state on behalf of itself, its
35 citizens, and its political subdivisions accepts any moneys

1 awarded or allocated to the state, its citizens, and its
2 political subdivisions as a result of the federal court
3 decisions and federal department of energy settlements
4 resulting from alleged violations of federal petroleum pricing
5 regulations and deposits the moneys in the energy conservation
6 trust fund.

7 b. The energy conservation trust fund is established to
8 provide for an orderly, efficient, and effective mechanism to
9 make maximum use of moneys available to the state, in order to
10 increase energy conservation efforts and thereby to save the
11 citizens of this state energy expenditures. The moneys in the
12 accounts-in-the-fund funds in the trust shall be expended only
13 upon appropriation by the general assembly and only for
14 programs which will benefit citizens who may have suffered
15 economic penalties resulting from the alleged petroleum
16 overcharges.

17 c. The moneys awarded or allocated from each court
18 decision or settlement shall be placed in a separate account
19 fund in the energy conservation trust fund. Notwithstanding
20 section 453.7, interest and earnings on investments from
21 moneys in the fund trust shall be credited proportionately to
22 the accounts-in-the-fund funds in the trust.

23 d. Unless prohibited by the conditions applying to an
24 account a settlement, the moneys in the energy conservation
25 trust fund may be used for the payment of attorney fees and
26 expenses incurred by the state to obtain the moneys and shall
27 be paid by the director of revenue and finance from the
28 available moneys in the fund trust subject to the approval of
29 the attorney general.

30 e. However, petroleum overcharge funds moneys received
31 pursuant to claims filed on behalf of the state, its
32 institutions, departments, agencies, or political subdivisions
33 shall be deposited in the general fund of the state to be
34 disbursed directly to the appropriate claimants in accordance
35 with federal guidelines and subject to the approval of the

1 attorney general.

2 2. The treasurer of state shall be the custodian of the
3 energy conservation trust fund and shall invest the moneys in
4 the fund trust, in consultation with the energy fund
5 disbursement council established in subsection 3 and the
6 investment board of the Iowa public employees' retirement
7 system, in accordance with the following guidelines:

8 a. To maximize the rate of return on moneys in the fund
9 trust while providing sufficient liquidity to make fund
10 disbursements, including contingency disbursements.

11 b. To absolutely insure the fund trust against loss.

12 c. To use such investment tools as are necessary to
13 achieve these purposes.

14 3. An energy fund disbursement council is established.

15 The council shall be composed of the governor or the
16 governor's designee, the director of the department of
17 management, who shall serve as the council's chairperson, the
18 administrator of the division of community action agencies of
19 the department of human rights, the administrator of the
20 energy and geological resources division of the department of
21 natural resources, and a designee of the director of the
22 department of transportation, who is knowledgeable in the
23 field of energy conservation. The council shall include as
24 nonvoting members two members of the senate appointed by the
25 majority leader of the senate and two members of the house of
26 representatives appointed by the speaker of the house. The
27 legislative members shall be appointed upon the convening and
28 for the period of each general assembly. Not more than one
29 member from each house shall be of the same political party.
30 The council shall be staffed by the energy and geological
31 resources division of the department of natural resources.
32 The attorney general shall provide legal assistance to the
33 council.

34 The council shall:

35 a. Oversee the investment of moneys deposited in the

1 energy conservation trust fund.

2 b. Make recommendations to the governor and the general
3 assembly regarding annual appropriations from the energy
4 conservation trust fund.

5 c. Work with the energy and geological resources division
6 in adopting administrative rules necessary to administer
7 expenditures from the fund trust, encourage applications for
8 grants and loans, review and select proposals for the funding
9 of competitive grants and loans from the energy conservation
10 trust fund, and evaluate their comparative effectiveness.

11 d. Monitor expenditures from the fund trust.

12 e. Approve any grants or contracts awarded from the energy
13 conservation trust fund in excess of five thousand dollars.

14 f. Prepare, in conjunction with the energy and geological
15 resources division, an annual report to the governor and the
16 general assembly regarding earnings of and expenditures from
17 the energy conservation trust fund.

18 4. The administrator of the energy and geological
19 resources division of the department of natural resources
20 shall be the administrator of the energy conservation trust
21 fund. The administrator shall disburse moneys appropriated by
22 the general assembly from the accounts funds in the fund trust
23 in accordance with the federal court orders, law and
24 regulation, or settlement conditions applying to the moneys in
25 that account fund, and subject to the approval of the energy
26 fund disbursement council if such approval is required. The
27 council, after consultation with the attorney general, shall
28 immediately approve the disbursement of moneys from the
29 account funds in the fund trust for projects which meet the
30 federal court orders, law and regulations, or settlement
31 conditions which apply to that account fund.

32 5. The following accounts funds are established in the
33 energy conservation trust fund:

34 a. The Warner/Imperial account fund.

35 b. ~~The Amoco/Beldridge/Nordstrom account.~~

- 1 e b. The Exxon account fund.
2 d c. The Stripper Wells-account Well fund.
3 e d. The Diamond Shamrock account fund.
4 ~~f. The Amoco Refined-account.~~
5 ~~g. The OKE & Coline-account.~~
6 ~~h. The other-funds-account.~~
7 e. The office of hearings and appeals second-
8 stage settlement fund.

9 6. The moneys in the account fund in the energy
10 conservation trust fund distributed to the state as a result
11 of the 1985 federal court decision finding Exxon corporation
12 in violation of federal petroleum pricing regulations shall be
13 expended, to the extent possible, over a period of no more
14 than six years and shall be disbursed for projects which meet
15 the strict guidelines of the five existing federal energy
16 conservation programs specified in Pub. L. No. 97-377, § 155,
17 96 Stat. 1830, 1919 (1982). The council shall approve the
18 disbursement of moneys from the account fund in the fund trust
19 for other projects only if the project meets one or more of
20 the following conditions:

21 a. The projects meet the guidelines for allowable projects
22 under a modification order entered by the federal court in the
23 case involving Exxon corporation.

24 b. The projects meet the guidelines for allowable projects
25 under a directive order entered by the federal court in the
26 case involving Exxon corporation.

27 c. The projects meet the guidelines for allowable projects
28 under the regulations adopted or written clarifications issued
29 by the United States department of energy.

30 Sec. 9. Section 93.18, Code 1987, is repealed.

31 Sec. 10. Sections 93.21, 93.22, 93.23, 93.24, 93.25,
32 93.26, 93.27, 93.28, 93.29, and 93.30, Code 1987, are
33 repealed.

34 Sec. 11. Section 9 of this Act, being deemed of immediate
35 importance, takes effect upon enactment.

HOUSE FILE 2469

S-6012

1 Amend House File 2469 as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 2, by inserting after line 1, the
 4 following:
 5 "3. To the division of community action agencies
 6 of the department of human rights for the operation of
 7 the affordable heating payment program pilot project
 8 from the Stripper Well fund:
 9 \$ 500,000
 10 Not more than twenty-five thousand (25,000) dollars
 11 of the moneys appropriated under this subsection shall
 12 be used for administrative costs. This appropriation
 13 is contingent upon and shall only be made if the 1988
 14 Session of the General Assembly enacts House File 683
 15 establishing the affordable heating payment program
 16 pilot project."

S-6012

Filed April 14, 1988 ADOPTED BY MICHAEL E. GRONSTAL
 (p. 1571)

HOUSE FILE 2469

S-6016

1 Amend House File 2469 as amended, passed, and
 2 reprinted by the House as follows:
 3 1. Page 6, by striking line 30.

S-6016

Filed April 14, 1988 BY EDGAR H. HOLDEN

HOUSE FILE 2469

S-5993

1 Amend House File 2469 as amended, passed, and
 2 reprinted by the House, as follows:
 3 1. Page 2, by inserting after line 1, the
 4 following:
 5 "3. To the department of economic development for
 6 the energy-related activities of the amorphous
 7 semiconductor project at Iowa State University, from
 8 the stripper well fund:
 9 \$ 500,000".

S-5993

Filed April 14, 1988

BY RICHARD DRAKE
 CALVIN HULTMAN
 JIM RIORDAN
 CHARLES BRUNER

HOUSE FILE 2469

S-6006

1 Amend House File 2469, as amended and passed by the
 2 House, as follows:
 3 1. Page 1, by inserting after line 35, the
 4 following:
 5 "3. To the department of economic development for
 6 the energy-related activities of the amorphous
 7 semiconductor project at Iowa State University, from
 8 the stripper well fund:
 9 \$ 500,000".

10 2. Page 6, by inserting after line 33, the
 11 following:
 12 "Sec. ____ . If Senate File 2312 is enacted by the
 13 Seventy-second General Assembly, 1988 Session, there
 14 is appropriated from the general fund of the state to
 15 the public broadcasting division of the department of
 16 cultural affairs an amount equal to the difference
 17 between the eleven million one hundred thousand
 18 (11,100,000) dollars appropriated to the state board
 19 of regents for construction of the power plant
 20 addition at the University of Northern Iowa in that
 21 Act and the total amount of the bids let for
 22 construction of the project, not to exceed eight
 23 hundred seventy thousand (870,000) dollars, to be used
 24 by the public broadcasting division to purchase energy
 25 efficiency packages for its ultrahigh frequency
 26 transmitters."

DIV A

DIV B

S-6006

Filed April 14, 1988 DIV A - ADOPTED BY COMMITTEE ON APPROPRIATIONS
 DIV B - ADOPTED JOE WELSH, Chairperson

(p. 15)

SENATE AMENDMENT TO HOUSE FILE 2469

H-6505

1 Amend House File 2469 as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 1, by inserting after line 35, the
4 following:

5 "3. To the department of economic development for
6 the energy-related activities of the amorphous
7 semiconductor project at Iowa State University, from
8 the stripper well fund:

9 \$ 500,000".

10 2. Page 2, by inserting after line 1, the
11 following:

12 "4. To the division of community action agencies
13 of the department of human rights for the operation of
14 the affordable heating payment program pilot project
15 from the Stripper Well fund:

16 \$ 500,000

17 Not more than twenty-five thousand (25,000) dollars
18 of the moneys appropriated under this subsection shall
19 be used for administrative costs. This appropriation
20 is contingent upon and shall only be made if the 1988
21 Session of the General Assembly enacts House File 683
22 establishing the affordable heating payment program
23 pilot project."

24 3. Page 6, by inserting after line 33, the
25 following:

26 "Sec. ____ . If Senate File 2312 is enacted by the
27 Seventy-second General Assembly, 1988 Session, there
28 is appropriated from the general fund of the state to
29 the public broadcasting division of the department of
30 cultural affairs an amount equal to the difference
31 between the eleven million one hundred thousand
32 (11,100,000) dollars appropriated to the state board
33 of regents for construction of the power plant
34 addition at the University of Northern Iowa in that
35 Act and the total amount of the bids let for
36 construction of the project, not to exceed eight
37 hundred seventy thousand (870,000) dollars, to be used
38 by the public broadcasting division to purchase energy
39 efficiency packages for its ultrahigh frequency
40 transmitters."

41 4. By renumbering, relettering, or redesignating
42 and correcting internal references as necessary.

RECEIVED FROM THE SENATE

H-6505 FILED APRIL 15, 1988
CONCURRED AS AMENDED *by 6514 (p. 2138)*

HOUSE AMENDMENT TO
SENATE AMENDMENT TO
HOUSE FILE 2469

S-6072

1 Amend the Senate amendment, H-6505, to House File
2 2469, as amended, passed, and reprinted by the House,
3 as follows:

4 1. Page 1, by inserting after line 2 the
5 following:

6 "_____. Page 1, by inserting after line 17 the fol-
7 lowing:

8 "If additional funding is necessary for the
9 implementation of the provisions of 1988 Iowa Acts,
10 the division of community action agencies of the
11 department of human rights may allocate not more than
12 one hundred fifty thousand (150,000) dollars from the
13 moneys appropriated under this subsection for the
14 funding of such provisions."

15 _____. Page 1, line 35, by inserting after the word
16 "facilities" the following: "from the Stripper Well
17 fund".

18 2. Page 1, by striking lines 3 and 4 and
19 inserting the following:

20 "_____. Page 2, by striking line 1 and inserting
21 the following:

22 "..... \$ 1,000,000".

23 _____. Page 2, by inserting after line 1 the
24 following:."

25 3. Page 1, by inserting after line 9, the fol-
26 lowing:

27 "If the amorphous semiconductor project is not
28 approved, the moneys appropriated under this
29 subsection shall revert to the Stripper Well fund."

30 4. Page 1, by striking lines 10 and 11.

31 5. Page 1, by striking line 15 and inserting the
32 following: "from the Exxon fund to the extent to
33 which the project qualifies for such funding, and the
34 remainder shall be appropriated from the Stripper Well
35 fund."

36 6. Page 1, line 16, by striking the figure
37 "500,000" and inserting the following: "350,000".

38 7. Page 1, by inserting after line 16 the fol-
39 lowing:

40 "If the project under this subsection cannot be
41 funded with either Exxon or Stripper Well funds, or
42 both, the moneys appropriated shall revert to their
43 respective funds."

S-6072

Filed April 15, 1988

ADOPTED
(p. 1677)

RECEIVED FROM THE HOUSE

HOUSE FILE 2469

H-6519

Amend the Senate amendment, H-6505, to House File 2469, as amended, passed, and reprinted by the House, as follows:

1. Page 1, by inserting after line 2 the following:

"... Page 1, by inserting after line 17 the following:

"If additional funding is necessary for the implementation of the provisions of 1988 Iowa Acts, the division of community action agencies of the department of human rights may allocate not more than one hundred fifty thousand (150,000) dollars from the moneys appropriated under this subsection for the funding of such provisions."

Page 1, line 35, by inserting after the word "facilities" the following: "from the Stripper Well fund".

2. Page 1, by striking lines 3 and 4 and inserting the following:

"... Page 2, by striking line 1 and inserting the following: \$ 1,000,000".

Page 2, by inserting after line 1 the following:."

3. Page 1, by inserting after line 9, the following:

"If the amorphous semiconductor project is not approved, the moneys appropriated under this subsection shall revert to the Stripper Well fund."

4. Page 1, by striking lines 10 and 11.

5. Page 1, by striking line 15 and inserting the following: "from the Exxon fund to the extent to which the project qualifies for such funding, and the remainder shall be appropriated from the Stripper Well fund."

6. Page 1, line 16, by striking the figure "500,000" and inserting the following: "350,000".

7. Page 1, by inserting after line 16 the following:

"If the project under this subsection cannot be funded with either Exxon or Stripper Well funds, or both, the moneys appropriated shall revert to their respective funds."

By SCHRADER of Marion
ROSENBERG of Story
KNAPP of Dubuque

H-6519 FILED APRIL 15, 1988

ADOPTED (p. 2038)

HOUSE FILE 2469
AS AMENDED AND PASSED BY THE HOUSE

In compliance with a written request received April 12, 1988, a fiscal note for **HOUSE FILE 2469 AS AMENDED AND PASSED BY THE HOUSE** is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note are available from the Legislative Fiscal Bureau to members of the Legislature upon request.

House File 2469 as amended and passed by the House appropriates funds from the various Petroleum Overcharge accounts to the Department of Natural Resources and other State agencies for energy conservation programs, the energy extension program, for the buy-down of interest incurred through financing agreements relating to the implementation of energy conservation measures, and for administrative costs. The bill removes the sunset date of Chapter 93, Code of Iowa which relates to energy development and conservation and repeals Sections of the same Chapter pertaining to solar energy. The bill also contains clean-up language relating to fund names.

APPROPRIATIONS

Low-Income Weatherization	\$ 3,000,000
Groundwater Protection	4,000,000
Energy Conservation	118,500
Energy Extension	119,700
Financing Buy-Down	1,500,000
Administration (Upper Limit)	200,000
Total	<u>\$ 8,938,200</u>

(LSB 8110h.2. JWR)

FILED APRIL 14, 1988

BY DENNIS PROUTY, FISCAL DIRECTOR

NSB 675

ENERGY AND ENVIRONMENTAL PROTECTION

House Study Bill 675

Energy and Environmental Protection: Schroder, Chair, Garman, Holveck, Mullins, ...
Rosenberg

SE 2438 + 2469

BY (PROPOSED COMMITTEE ON ENERGY
AND ENVIRONMENTAL PROTECTION
BILL)

Passed House, Date _____ Passed Senate, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to and making appropriations of the petroleum
2 overcharge funds.

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

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1 Section 1. There is appropriated for the fiscal period
2 beginning July 1, 1988, and ending June 30, 1990, the
3 following amounts, or so much thereof as is necessary, from
4 those accounts designated within the energy conservation trust
5 fund created in section 93.11, to the energy and geological
6 resources division of the department of natural resources for
7 disbursement under section 93.11 to the following agencies for
8 the purposes designated:

9 1. To the division of community action agencies of the
10 department of human rights for qualifying energy conservation
11 programs for low-income persons which target the highest
12 energy users. The funds shall be used to supplement other
13 federal funds including but not limited to energy
14 weatherization project funds, and including administrative
15 costs, and shall be subject to the same priority guidelines as
16 required by the department of energy. Not more than five
17 hundred thousand (500,000) dollars of the funds appropriated
18 by this subsection shall be used to fund the low-income home
19 energy assistance program and weatherization assistance
20 program to assist in the utility billing of Iowa customers of
21 electric and gas public utilities whose services have been
22 disconnected or whose services are about to be disconnected
23 due to nonpayment of their utility bills. The funds shall be
24 expended first from the balance of the Warner Imperial account
25 and supplemented by the Exxon account for a total
26 appropriation not to exceed:

27 \$ 3,000,000

28 2. To the department of natural resources for the
29 following purposes:

30 a. For deposit in the petroleum overcharge account of the
31 groundwater protection fund created pursuant to section
32 455E.11, subsection 2, paragraph e, and allocated as provided,
33 from the Stripper Wells account:

34 \$ 4,000,000

35 b. For the state energy conservation program, from the

1 Exxon account:

2 \$ 118,500

3 c. For the energy extension service program including
4 seventy thousand (70,000) dollars for the energy extension
5 program at Iowa State University from the Exxon account:

6 \$ 119,700

7 d. For the buy-down of interest incurred through
8 financing agreements provided through the energy
9 bank program:

10 \$ 750,000

11 3. To the department of economic development for the
12 energy-related activities of the amorphous semiconductor
13 project at Iowa State University, from the Stripper Wells
14 account:

15 \$ 500,000

16 Sec. 2. There is appropriated an amount up to five
17 percent, but not to exceed two hundred thousand (200,000)
18 dollars of the allowable petroleum overcharge money
19 appropriated for fiscal year 1989 to be used for
20 administration of the petroleum overcharge programs.

21 Sec. 3. Notwithstanding section 8.33, the funds
22 appropriated by sections 1 and 2 shall not revert until the
23 completion of the projects.

24 Sec. 4. Section 93.11, subsection 1, paragraph c, Code
25 Supplement 1987, is amended to read as follows:

26 c. The moneys awarded or allocated from each court
27 decision or settlement shall be placed in a separate account
28 individual accounts established in the energy conservation
29 trust fund. Notwithstanding section 453.7, interest and
30 earnings on investments from moneys in the fund shall be
31 credited proportionately to the accounts in the fund.

32 Sec. 5. 1987 Iowa Acts, chapter 230, section 8, is amended
33 to read as follows:

34 SEC. 8. 1986 Iowa Acts, chapter 1249, section 4,
35 unnumbered paragraph 1, is amended to read as follows:

1 There is appropriated from the funds available in the
2 energy conservation trust fund, established in section 93.11,
3 for the fiscal period beginning July 1, 1986, and ending June
4 30, ~~1988~~ 1989, to the energy and geological resources division
5 of the department of natural resources for disbursement under
6 section 93.11, the following amounts, or so much thereof as is
7 necessary, to be used for the purposes designated consistent
8 with the expressed legislative intent of this Act:

9 Sec. 6. Section 93.18, Code 1987, is repealed.

10

EXPLANATION

11 This bill provides for the appropriation of moneys from the
12 petroleum overcharge accounts to the department of natural
13 resources for energy conservation programs, the energy
14 extension program, including the energy extension program at
15 Iowa State University, and for the buy-down of interest
16 incurred through financing agreements relating to the energy
17 bank program, and for the department of economic development's
18 energy-related activities related to the amorphous
19 semiconductor project. The bill also establishes a limit of
20 expenditures of the appropriations for administration of
21 petroleum overcharge programs. The bill allows that moneys
22 awarded or allocated from court decisions or settlements be
23 placed in separate individual's accounts, allows for extension
24 of the date of appropriations of funds originally appropriated
25 for the fiscal year ending June 30, 1987, and allows that
26 funds appropriated not revert until completion of the projects
27 designated.

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OFFICE OF THE GOVERNOR

STATE CAPITOL

DES MOINES, IOWA 50319

515 281-5211

TERRY E. BRANSTAD
GOVERNOR

May 6, 1988

The Honorable Elaine Baxter
Secretary of State
State Capitol Building
L O C A L

Dear Madam Secretary:

I hereby transmit House File 2469, an act relating to energy development and conservation, making appropriations of the petroleum overcharge funds, and providing an effective date.

House File 2469 is approved with the following exception which I hereby disapprove.

I am unable to approve the item designated as Section 1, subsection 2, paragraph d. This item in House File 2469 appropriates \$1 million to the Department of Natural Resources to buy down interest rates by approximately one-half percent on \$10 million dollars worth of energy conservation bonds. These bonds are to be issued to the State of Iowa Facilities Improvement Corporation with the debt service to be paid out of each department's operating budget.

I understand that the State of Iowa Facilities Improvement Corporation has issued bonds in the past in order to finance energy conservation improvements with short pay-back periods. State agencies are now saddled with paying approximately \$19 million of debt service on those bonds. The utility portions of departmental operating budgets for the next ten years.

While I understand there is a continuing need for additional capital expenditures for energy conservation improvements on state property, I believe it would be fiscally unwise for the state to further encumber operating budgets with long term debt. Indeed, excessive use of the bonding financed out of operating budgets would place state agencies in a fiscal straight jacket. Moreover, the long-term debt financed in operating budgets has put other governmental jurisdictions in deep financial crises.

The Honorable Elaine Baxter
May 6, 1988
Page 2

I understand that the State of Iowa Facilities Improvement Corporation has not planned to issue any additional bonds under its authority and I concur with that decision. Moreover, I believe that with the improving state economy, the state ought to attend to the most critical of these capital needs through direct appropriation. Indeed, with Department of Energy approval, the \$1 million provided for this purpose would be much better used to provide for the actual energy improvements rather than buying down interest rates by one-half percent on \$10 million worth of debt.

In short, appropriating a million dollars to buy down interest rates by one-half percent on \$10 million of additional debt is fiscally unsound and unwise. The state should instead consider capital appropriations for energy conservation needs without encumbering operating budgets with long-term debt service.

For this reason, I hereby respectfully disapprove the designated item in accordance with Amendment IV of the Amendments of the 1968 Constitution of the State of Iowa. All other items in House File 2469 are hereby approved as of this date.

Sincerely,



Terry E. Branstad
Governor

TEB/ps

cc: Secretary of the Senate
Chief Clerk of the House

HOUSE FILE 2469

AN ACT
RELATING TO ENERGY DEVELOPMENT AND CONSERVATION, MAKING
APPROPRIATIONS OF THE PETROLEUM OVERCHARGE FUNDS, AND
PROVIDING AN EFFECTIVE DATE.

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

Section 1. There is appropriated for the fiscal period beginning July 1, 1988, and ending June 30, 1990, the following amounts, or so much thereof as is necessary, from those funds designated within the energy conservation trust created in section 93.11, to the energy and geological resources division of the department of natural resources for disbursement under section 93.11 to the following agencies for the purposes designated:

1. To the division of community action agencies of the department of human rights for qualifying energy conservation programs for low-income persons, including but not limited to energy weatherization projects, which target the highest energy users, and including administrative costs, to be expended first from the balance of the Warner/Imperial fund and supplemented by the Exxon fund for a total appropriation not to exceed:
..... \$ 3,000,000

If additional funding is necessary for the implementation of the provisions of 1988 Iowa Acts, the division of community action agencies of the department of human rights may allocate not more than one hundred fifty thousand (150,000) dollars from the moneys appropriated under this subsection for the funding of such provisions.

2. To the department of natural resources for the following purposes:

a. For deposit in the oil overcharge account of the groundwater protection fund created pursuant to section

455E.11, subsection 2, paragraph "e", and allocated as provided, from the Stripper Well fund:

..... \$ 4,000,000

b. For the state energy conservation program, from the Exxon fund:

..... \$ 118,500

c. For the energy extension service program including seventy thousand (70,000) dollars for the energy extension program at Iowa State University from the Exxon fund:

..... \$ 119,700

d. To reduce the cost of financing, pursuant to section 19.34, for implementation of energy conservation measures which are identified through comprehensive engineering analysis of state facilities from the Stripper Well fund:

..... \$ 1,000,000

3. To the department of economic development for the energy-related activities of the amorphous semiconductor project at Iowa State University, from the Stripper Well fund:

..... \$ 500,000

If the amorphous semiconductor project is not approved, the moneys appropriated under this subsection shall revert to the Stripper Well fund.

4. To the division of community action agencies of the department of human rights for the operation of the affordable heating payment program pilot project from the Exxon fund to the extent to which the project qualifies for such funding, and the remainder shall be appropriated from the Stripper Well fund:

..... \$ 350,000

If the project under this subsection cannot be funded with either Exxon or Stripper Well funds, or both, the moneys appropriated shall revert to their respective funds.

Not more than twenty-five thousand (25,000) dollars of the moneys appropriated under this subsection shall be used for administrative costs. This appropriation is contingent upon and shall only be made if the 1988 Session of the General

Item veto: Section 1, subsection 2, paragraph d.

HF 2469

Assembly enacts House File 683 establishing the affordable heating payment program pilot project.

Sec. 2. There is appropriated an amount up to five percent, but not to exceed two hundred thousand (200,000) dollars, of the allowable petroleum overcharge money appropriated for fiscal year 1989 to be used for administration of the petroleum overcharge programs.

Sec. 3. Notwithstanding section 8.33, the funds appropriated by sections 1 and 2 shall not revert until the completion of the projects.

Sec. 4. 1987 Iowa Acts, chapter 230, section 1, subsection 2, paragraph d, subparagraph (1), is amended by striking the subparagraph.

Sec. 5. 1987 Iowa Acts, chapter 230, section 1, subsection 3, paragraph c, is amended by striking the paragraph.

Sec. 6. 1987 Iowa Acts, chapter 230, section 8, is amended to read as follows:

SEC. 8. 1986 Iowa Acts, chapter 1249, section 4, unnumbered paragraph 1, is amended to read as follows:

There is appropriated from the funds available in the energy conservation trust fund, established in section 93.11, for the fiscal period beginning July 1, 1986, and ending June 30, 1988 ~~1989~~, to the energy and geological resources division of the department of natural resources for disbursement under section 93.11, the following amounts, or so much thereof as is necessary, to be used for the purposes designated consistent with the expressed legislative intent of this Act:

Sec. 7. Section 93.7, subsections 4, 5, 9, and 11, Code 1987, are amended by striking the subsections.

Sec. 8. Section 93.11, Code Supplement 1987, is amended to read as follows:

93.11. ENERGY CONSERVATION TRUST FUND ESTABLISHED -- RECEIPTS AND DISBURSEMENTS.

1. a. The energy conservation trust fund is created within the state treasury. This state on behalf of itself, its citizens, and its political subdivisions accepts any

moneys awarded or allocated to the state, its citizens, and its political subdivisions as a result of the federal court decisions and federal department of energy settlements resulting from alleged violations of federal petroleum pricing regulations and deposits the moneys in the energy conservation trust fund.

b. The energy conservation trust fund is established to provide for an orderly, efficient, and effective mechanism to make maximum use of moneys available to the state, in order to increase energy conservation efforts and thereby to save the citizens of this state energy expenditures. The moneys in the accounts-in-the-fund funds in the trust shall be expended only upon appropriation by the general assembly and only for programs which will benefit citizens who may have suffered economic penalties resulting from the alleged petroleum overcharges.

c. The moneys awarded or allocated from each court decision or settlement shall be placed in a separate account fund in the energy conservation trust fund. Notwithstanding section 453.7, interest and earnings on investments from moneys in the fund trust shall be credited proportionately to the accounts-in-the-fund funds in the trust.

d. Unless prohibited by the conditions applying to an account a settlement, the moneys in the energy conservation trust fund may be used for the payment of attorney fees and expenses incurred by the state to obtain the moneys and shall be paid by the director of revenue and finance from the available moneys in the fund trust subject to the approval of the attorney general.

e. However, petroleum overcharge funds moneys received pursuant to claims filed on behalf of the state, its institutions, departments, agencies, or political subdivisions shall be deposited in the general fund of the state to be disbursed directly to the appropriate claimants in accordance with federal guidelines and subject to the approval of the attorney general.

2. The treasurer of state shall be the custodian of the energy conservation trust fund and shall invest the moneys in the fund trust, in consultation with the energy fund disbursement council established in subsection 3 and the investment board of the Iowa public employees' retirement system, in accordance with the following guidelines:

a. To maximize the rate of return on moneys in the fund trust while providing sufficient liquidity to make fund disbursements, including contingency disbursements.

b. To absolutely insure the fund trust against loss.

c. To use such investment tools as are necessary to achieve these purposes.

3. An energy fund disbursement council is established. The council shall be composed of the governor or the governor's designee, the director of the department of management, who shall serve as the council's chairperson, the administrator of the division of community action agencies of the department of human rights, the administrator of the energy and geological resources division of the department of natural resources, and a designee of the director of the department of transportation, who is knowledgeable in the field of energy conservation. The council shall include as nonvoting members two members of the senate appointed by the majority leader of the senate and two members of the house of representatives appointed by the speaker of the house. The legislative members shall be appointed upon the convening and for the period of each general assembly. Not more than one member from each house shall be of the same political party. The council shall be staffed by the energy and geological resources division of the department of natural resources. The attorney general shall provide legal assistance to the council.

The council shall:

a. Oversee the investment of moneys deposited in the energy conservation trust fund.

b. Make recommendations to the governor and the general assembly regarding annual appropriations from the energy conservation trust fund.

c. Work with the energy and geological resources division in adopting administrative rules necessary to administer expenditures from the fund trust, encourage applications for grants and loans, review and select proposals for the funding of competitive grants and loans from the energy conservation trust fund, and evaluate their comparative effectiveness.

d. Monitor expenditures from the fund trust.

e. Approve any grants or contracts awarded from the energy conservation trust fund in excess of five thousand dollars.

f. Prepare, in conjunction with the energy and geological resources division, an annual report to the governor and the general assembly regarding earnings of and expenditures from the energy conservation trust fund.

4. The administrator of the energy and geological resources division of the department of natural resources shall be the administrator of the energy conservation trust fund. The administrator shall disburse moneys appropriated by the general assembly from the accounts funds in the fund trust in accordance with the federal court orders, law and regulation, or settlement conditions applying to the moneys in that account fund, and subject to the approval of the energy fund disbursement council if such approval is required. The council, after consultation with the attorney general, shall immediately approve the disbursement of moneys from the account funds in the fund trust for projects which meet the federal court orders, law and regulations, or settlement conditions which apply to that account fund.

5. The following accounts funds are established in the energy conservation trust fund:

a. The Warner/Imperial account fund.

~~b. The Amoco/Beidridge/Nordstrom account.~~

c. The Exxon account fund.

~~d. The Stripped Debt account fund.~~

- e. d. The Diamond Shamrock account fund.
- f. The Amoco Refined account.
- g. The OKE & Eoline account.
- h. The other funds account.

e. The office of hearings and appeals second-stage settlement fund.

6. The moneys in the account fund in the energy conservation trust fund distributed to the state as a result of the 1985 federal court decision finding Exxon corporation in violation of federal petroleum pricing regulations shall be expended, to the extent possible, over a period of no more than six years and shall be disbursed for projects which meet the strict guidelines of the five existing federal energy conservation programs specified in Pub. L. No. 97-377, § 155, 96 Stat. 1830, 1919 (1982). The council shall approve the disbursement of moneys from the account fund in the fund trust for other projects only if the project meets one or more of the following conditions:

- a. The projects meet the guidelines for allowable projects under a modification order entered by the federal court in the case involving Exxon corporation.
- b. The projects meet the guidelines for allowable projects under a directive order entered by the federal court in the case involving Exxon corporation.
- c. The projects meet the guidelines for allowable projects under the regulations adopted or written clarifications issued by the United States department of energy.

Sec. 9. Section 93.18, Code 1987, is repealed.

Sec. 10. Sections 93.21, 93.22, 93.23, 93.24, 93.25, 93.26, 93.27, 93.28, 93.29, and 93.30, Code 1987, are repealed.

Sec. 11. If Senate File 2312 is enacted by the Seventy-second General Assembly, 1988 Session, there is appropriated from the general fund of the state to the public broadcasting division of the department of cultural affairs an amount equal to the difference between the eleven million one hundred

thousand (11,100,000) dollars appropriated to the state board of regents for construction of the power plant addition at the University of Northern Iowa in that Act and the total amount of the bids let for construction of the project, not to exceed eight hundred seventy thousand (870,000) dollars, to be used by the public broadcasting division to purchase energy efficiency packages for its ultrahigh frequency transmitters.

Sec. 12. Section 9 of this Act, being deemed of immediate importance, takes effect upon enactment.

DONALD D. AVENSON
Speaker of the House

JO ANN ZIMMERMAN
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2469, Seventy-second General Assembly.

Joseph O'Hern
Approved _____ 5/6, 1988

JOSEPH O'HERN
Chief Clerk of the House

TERRY E. BRAKSTAD
Governor