

*Reprinted*

FEB 20 1990

HOUSE FILE 2485  
BY COMMITTEE ON ECONOMIC  
DEVELOPMENT

Place On Calendar

(SUCCESSOR TO HSB 804)

Passed House, Date 2/27/90 (p. 667)

Passed Senate, Date 3/13/90 (P. 1049)

Vote: Ayes 91 Nays 2

Vote: Ayes 42 Nays 0

Approved March 26, 1990

**A BILL FOR**

- 1 An Act relating to the establishment of the Iowa arts and culture
- 2 challenge grant foundation and foundation fund.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

**HOUSE FILE 2485**

**H-5357**

- 1 Amend House File 2485 as follows:
- 2 1. Page 2, by striking lines 14 and 15 and
- 3 inserting the following: "moneys deposited in the
- 4 fund shall be".

By SWARTZ of Marshall

**H-5357 FILED FEBRUARY 26, 1990**

*Adopted 2/27 (p. 666)*

HF 2485

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1 Section 1. Section 303.1, subsection 2, Code 1989, is  
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. i. Adopt rules for the disbursement and  
4 expenditure of funds from the Iowa arts and culture challenge  
5 grant foundation to develop, encourage and enhance the arts  
6 and cultural programs within the state, through the  
7 disbursement of grants to public and private organizations and  
8 persons.

9 Sec. 2. Section 303.2, subsection 4, Code 1989, is  
10 amended by adding the following new paragraph:

11 NEW PARAGRAPH. d. Administer the Iowa arts and culture  
12 challenge grant foundation established under section 303.89.

13 Sec. 3. Section 303.87, Code 1989, is amended by adding  
14 the following new subsection:

15 NEW SUBSECTION. 3. Advise the director in the  
16 administration of the Iowa arts and culture challenge grant  
17 foundation established in section 303.89, and advise the  
18 director concerning the disbursement and expenditure of funds  
19 received by the Iowa arts and culture challenge grant  
20 foundation and the award of grants under section 303.89.

21 Sec. 4. NEW SECTION. 303.89 IOWA ARTS AND CULTURE  
22 CHALLENGE GRANT FOUNDATION ESTABLISHED.

23 1. The Iowa arts and culture challenge grant foundation is  
24 established. The foundation is an independent nonprofit  
25 quasi-public instrumentality and the exercise of the powers  
26 granted to the foundation as a corporation in this chapter is  
27 an essential governmental function. As used in this chapter  
28 "foundation" means the Iowa arts and culture challenge grant  
29 foundation.

30 2. The administrative functions of the foundation shall be  
31 performed by the arts division. The foundation shall be  
32 located in the department's offices.

33 3. The foundation may solicit and accept gifts, including  
34 donations and bequests. The foundation shall, to the extent  
35 possible, use gifts, donations, and bequests in accordance

1 with the expressed desires of the person making the gift,  
2 donation, or bequest.

3 4. The foundation shall award grants to develop,  
4 encourage, and enhance the arts and cultural programs in the  
5 state, including grants to public or private organizations or  
6 persons.

7 5. Moneys appropriated from the general fund of the state  
8 to the foundation shall not be allocated or expended until  
9 matching funds have been received from other sources.

10 Sec. 5. NEW SECTION. 303.90 FUND CREATED AND TRANSFER OF  
11 MONEYS.

53712 The Iowa arts and culture challenge grant foundation fund  
13 is established in the office of the treasurer of state. The  
14 fund shall be an endowment for the foundation and moneys  
15 deposited in the fund shall not be expended, but shall be  
16 invested by the treasurer of state in investments authorized  
17 for the Iowa public employees' retirement fund in section  
18 97B.7.

19 The foundation may accept gifts, grants, bequests, other  
20 moneys, and in-kind contributions for deposit in the fund as a  
21 part of the endowment. Interest earned on the fund shall be  
22 transferred by the department of revenue and finance to the  
23 credit of the fund at the request of the foundation. However,  
24 the interest may be used at any time for the purposes of  
25 section 303.89, as directed by the foundation.

26 Other gifts, grants, and bequests from public and private  
27 sources, state and federal funds, and other moneys received by  
28 the foundation may be used for the purposes of section 303.89,  
29 and need not be deposited in the fund.

30 EXPLANATION

31 The bill establishes an Iowa arts and culture challenge  
32 grant foundation, an independent nonprofit corporation, whose  
33 administrative functions shall be performed by the arts  
34 division of the department of cultural affairs. Any state  
35 funds appropriated to the foundation must be matched by moneys

1 from other sources before they may be expended. The  
2 foundation's funds shall be used to award grants to public and  
3 private organizations or persons to develop, encourage, and  
4 enhance the arts and cultural programs.

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Sen. Small Business 3/1 To Pass 3/1 (p. 965)

HOUSE FILE 2485  
BY COMMITTEE ON ECONOMIC  
DEVELOPMENT

(SUCCESSOR TO HSB 804)

(As Amended and Passed by the House February 27, 1990)

Passed House, Date \_\_\_\_\_ Passed Senate, Date 3/13/90 (p. 1049)  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes 42 Nays 0  
Approved March 26, 1990

A BILL FOR

1 An Act relating to the establishment of the Iowa arts and culture  
2 challenge grant foundation and foundation fund.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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House Amendments \_\_\_\_\_

1 Section 1. Section 303.1, subsection 2, Code 1989, is  
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. i. Adopt rules for the disbursement and  
4 expenditure of funds from the Iowa arts and culture challenge  
5 grant foundation to develop, encourage and enhance the arts  
6 and cultural programs within the state, through the  
7 disbursement of grants to public and private organizations and  
8 persons.

9 Sec. 2. Section 303.2, subsection 4, Code 1989, is  
10 amended by adding the following new paragraph:

11 NEW PARAGRAPH. d. Administer the Iowa arts and culture  
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15 NEW SUBSECTION. 3. Advise the director in the  
16 administration of the Iowa arts and culture challenge grant  
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18 director concerning the disbursement and expenditure of funds  
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20 foundation and the award of grants under section 303.89.

21 Sec. 4. NEW SECTION. 303.89 IOWA ARTS AND CULTURE  
22 CHALLENGE GRANT FOUNDATION ESTABLISHED.

23 1. The Iowa arts and culture challenge grant foundation is  
24 established. The foundation is an independent nonprofit  
25 quasi-public instrumentality and the exercise of the powers  
26 granted to the foundation as a corporation in this chapter is  
27 an essential governmental function. As used in this chapter  
28 "foundation" means the Iowa arts and culture challenge grant  
29 foundation.

30 2. The administrative functions of the foundation shall be  
31 performed by the arts division. The foundation shall be  
32 located in the department's offices.

33 3. The foundation may solicit and accept gifts, including  
34 donations and bequests. The foundation shall, to the extent  
35 possible, use gifts, donations, and bequests in accordance

1 with the expressed desires of the person making the gift,  
2 donation, or bequest.

3 4. The foundation shall award grants to develop,  
4 encourage, and enhance the arts and cultural programs in the  
5 state, including grants to public or private organizations or  
6 persons.

7 5. Moneys appropriated from the general fund of the state  
8 to the foundation shall not be allocated or expended until  
9 matching funds have been received from other sources.

10 Sec. 5. NEW SECTION. 303.90 FUND CREATED AND TRANSFER OF  
11 MONEYS.

12 The Iowa arts and culture challenge grant foundation fund  
13 is established in the office of the treasurer of state. The  
14 moneys deposited in the fund shall be invested by the  
15 treasurer of state in investments authorized for the Iowa  
16 public employees' retirement fund in section 97B.7.

17 The foundation may accept gifts, grants, bequests, other  
18 moneys, and in-kind contributions for deposit in the fund as a  
19 part of the endowment. Interest earned on the fund shall be  
20 transferred by the department of revenue and finance to the  
21 credit of the fund at the request of the foundation. However,  
22 the interest may be used at any time for the purposes of  
23 section 303.89, as directed by the foundation.

24 Other gifts, grants, and bequests from public and private  
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HSB 804

ECONOMIC DEVELOPMENT

HOUSE FILE 2485  
BY IOWA FUTURE PROJECT BILL

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

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HOUSE FILE 2485

AN ACT

RELATING TO THE ESTABLISHMENT OF THE IOWA ARTS AND CULTURE  
CHALLENGE GRANT FOUNDATION AND FOUNDATION FUND.

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

Section 1. Section 303.1, subsection 2, Code 1989, is amended by adding the following new paragraph:

NEW PARAGRAPH. i. Adopt rules for the disbursement and expenditure of funds from the Iowa arts and culture challenge grant foundation to develop, encourage and enhance the arts and cultural programs within the state, through the disbursement of grants to public and private organizations and persons.

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Sec. 4. NEW SECTION. 303.89 IOWA ARTS AND CULTURE CHALLENGE GRANT FOUNDATION ESTABLISHED.

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Other gifts, grants, and bequests from public and private sources, state and federal funds, and other moneys received by the foundation may be used for the purposes of section 303.89, and need not be deposited in the fund.

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DONALD D. AVENSON  
Speaker of the House

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JO ANN ZIMMERMAN  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2485, Seventy-third General Assembly.

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JOSEPH O'HERN  
Chief Clerk of the House

Approved March 26, 1990

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TERRY E. BRANSTAD  
Governor