

2/16/96 Referred from Reg Calendar to Approp.
3/7/96 Amend/Do Pass w/ S-5248

FILED FEB 14 1996

REPRINTED

SENATE FILE 2195
BY COMMITTEE ON COMMUNICATIONS
AND INFORMATION POLICY

(SUCCESSOR TO SSB 2170)

Passed Senate, Date ^(p. 840) 3/18/96 Passed House, Date 4-18-96 (p. 1770)
Vote: Ayes 36 Nays 13 Vote: Ayes 84 Nays 9
Approved 5/10/96

A BILL FOR

1 An Act relating to the Iowa communications network by providing
2 for state ownership of a Part III connection and for the
3 connection and support of certain Part III users, making
4 appropriations, and providing effective dates.

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

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S.F. 2195

CONFIDENTIAL

1 Section 1. PART III RELATED APPROPRIATIONS.

2 1. PART III AUTHORIZED USERS.

3 a. There is appropriated from the rebuild Iowa
4 infrastructure fund of the state created in section 8.57,
5 subsection 5, to the Iowa communications network fund under
6 the control of the Iowa telecommunications and technology
7 commission for the fiscal year beginning July 1, 1996, and
8 ending June 30, 1997, the following amount, or so much thereof
9 as is necessary, to be used for the purpose designated:

10 For the connection of a minimum of 110 Part III authorized
11 users as determined by the commission and communicated to the
12 general assembly:

13 \$ 20,800,000

14 b. It is the intent of the general assembly that the
15 connection of the authorized user sites pursuant to this
16 subsection be awarded based upon the Part III contracts
17 executed in 1995.

18 c. It is the intent of the general assembly that the
19 appropriation provided for in this section and the connections
20 to be made with that appropriation represent the second phase
21 of contracts, the total cost of which is anticipated to be
22 approximately \$94,690,000. It is intended that the first four
23 years of the plan include the connection of a minimum of 474
24 Part III authorized users. It is anticipated that the total
25 cost of connections to be completed in the first four years of
26 the plan which are to be funded by the general assembly
27 through the rebuild Iowa infrastructure account of the state
28 created in section 8.57, subsection 5, is to be approximately
29 \$80,880,000 with additional lease costs to be incurred in
30 years five through eight of approximately \$13,810,000. The
31 costs identified in this paragraph include all maintenance
32 costs associated with state-owned hardware, a three percent
33 increase for inflation in fiscal year 1997-1998, and a six
34 percent increase for inflation in fiscal year 1998-1999.

35 d. Notwithstanding the fact that funds appropriated

1 pursuant to this subsection will not be made available prior
2 to July 1, 1996, the Iowa telecommunications and technology
3 commission is authorized to negotiate and enter into contracts
4 for ordering necessary equipment related to the completion of
5 the connections authorized in paragraph "a" as deemed
6 appropriate by the commission upon the effective date of this
7 paragraph.

8 2. SUPPORT SERVICES. There is appropriated from the
9 general fund of the state to the Iowa communications network
10 fund created in section 8D.14 for the fiscal year beginning
11 July 1, 1996, and ending June 30, 1997, the following amount,
12 or so much thereof as is necessary, to be used for the
13 purposes designated:

14 For purposes designated in paragraphs "a" and "b", and for
15 not more than the following full-time equivalent positions:
16 \$ 2,669,537
17FTEs 12.0

18 a. As a condition of the appropriation in this subsection,
19 \$808,037 of the amount appropriated shall be expended by the
20 public broadcasting division of the department of education to
21 provide support for functions related to the network,
22 including but not limited to the following functions:
23 scheduling for video classrooms; development of distance
24 learning applications; development of a central information
25 source on the Internet relating to educational uses of the
26 network; a spare parts depot; second-line technical support
27 for network sites; testing and initializing sites onto the
28 network; and coordinating the work of the education
29 telecommunications council. The division is authorized an
30 additional 7 FTEs for a total of 12 FTE positions for the
31 purpose of providing such support.

32 b. As a further condition of the appropriation in this
33 subsection, \$1,861,500 of the amount appropriated shall be
34 allocated by the public broadcasting division of the
35 department of education to the regional telecommunications

1 councils established in section 8D.5. The regional
2 telecommunications councils shall use the funds to provide
3 technical assistance for network classrooms, planning and
4 troubleshooting for local area networks, scheduling of video
5 sites, and other related support activities.

6 Sec. 2. There is appropriated from the general fund of the
7 state to the Iowa communications network fund created in
8 section 8D.14 for the fiscal year beginning July 1, 1996, and
9 ending June 30, 1997, the following amount, or so much thereof
10 as is necessary, to lease DS-1 or T-1 circuits for Part III
11 connections currently using analog technology:

12\$ 70,000

13 Sec. 3. There is appropriated from the rebuild Iowa
14 infrastructure fund of the state created in section 8.57,
15 subsection 5, to the department of public safety for the
16 fiscal year beginning July 1, 1996, and ending June 30, 1997,
17 the following amount, or so much thereof as is necessary, to
18 be used for the purpose designated:

19 For the purchase of terminal equipment and the payment of
20 other costs associated with the upgrade of the existing Iowa
21 online warrants and articles (IOWA) system to provide faster
22 data transmission capabilities to existing subscribers, and in
23 cooperation with the department of public defense to establish
24 comparable data transmission service to the emergency
25 management office in each county of the state:

26 \$ 300,000

27 Sec. 4. There is appropriated from the general fund of the
28 state to the state board of regents for the fiscal year
29 beginning July 1, 1996, and ending June 30, 1997, the
30 following amount, or so much thereof as is necessary, to be
31 used for the purpose designated:

32 For the center for educational technology at the university
33 of northern Iowa to coordinate staff development for educators
34 using educational technology in this state:

35 \$ 500,000

1 Sec. 5. Section 8D.13, Code Supplement 1995, is amended by
2 adding the following new subsection:

3 NEW SUBSECTION. 17A. Access to the network shall be
4 offered to the department of public safety and the department
5 of public defense for the purpose of establishing and
6 operating a shared data network providing law enforcement,
7 emergency management, disaster service, emergency warning, and
8 other emergency information dissemination services to federal,
9 state, and local law enforcement agencies as provided in
10 section 80.9, and local emergency management offices
11 established under the authority of sections 29C.9 and 29C.10.

12 Sec. 6. ADDITIONAL CONNECTIONS.

13 LEWIS CENTRAL HIGH SCHOOL. Notwithstanding section 8D.13,
14 subsection 5, the state may own and the Iowa
15 telecommunications and technology commission shall provide for
16 the construction and connection to the Iowa communications
17 network of the Lewis Central high school, located in Council
18 Bluffs and contiguous to the school for the deaf established
19 under chapter 270.

20 Sec. 7. EFFECTIVE DATE.

21 1. Section 1, subsection 1, paragraph "d", of this Act,
22 which authorizes the Iowa telecommunications and technology
23 commission to begin negotiations for ordering necessary
24 equipment prior to the availability of funding, being deemed
25 of immediate importance, takes effect upon enactment.

26 2. Section 5 of this Act, which authorizes access to the
27 network to be offered to certain law enforcement and emergency
28 management agencies, being deemed of immediate importance,
29 takes effect upon enactment.

30 3. Section 6 of this Act, which authorizes the state to
31 construct and own the Iowa communications network connection
32 to Lewis Central high school, being deemed of immediate
33 importance, takes effect upon enactment.

34 EXPLANATION

35 This bill relates to the Iowa communications network by

1 appropriating moneys for various network purposes and
2 providing for the connection of additional Part III sites.

3 The bill appropriates for the 1996-1997 fiscal year
4 \$2,669,537 from the general fund for educational support
5 services and the support of 12 FTEs in the public broadcasting
6 division of the department of education; \$70,000 from the
7 general fund to lease DS-1 or T-1 circuits for Part III
8 connections currently using analog technology; \$300,000 from
9 the rebuild Iowa infrastructure account of the state to
10 purchase terminal equipment and to pay other costs associated
11 with the upgrade of the existing Iowa online warrants and
12 articles (IOWA) system to provide faster data transmission
13 capabilities to existing subscribers, and in cooperation with
14 the department of public defense to establish comparable data
15 transmission service to the emergency management office in
16 each county of the state; \$500,000 from the general fund for
17 the center for educational technology at the university of
18 northern Iowa; and \$20,800,000 from the rebuild Iowa
19 infrastructure account of the state for the connection of a
20 minimum of 110 Part III authorized users.

21 The bill amends section 8D.13 to provide that access be
22 offered to the department of public safety and the department
23 of public defense for the purpose of establishing and
24 operating a shared data network providing law enforcement,
25 emergency management, disaster service, emergency warning, and
26 other emergency information dissemination services to federal,
27 state, and local law enforcement agencies.

28 The bill also authorizes the state to own a connection to
29 the network for the Lewis Central high school in Council
30 Bluffs.

31 The bill provides for the immediate effect of section 1,
32 subsection 1, paragraph "d", which authorizes the Iowa
33 telecommunications and technology commission to begin
34 negotiations for ordering the necessary equipment associated
35 with the Part III connections funded in this bill prior to the

1 availability of the funding for such connections, for the
2 immediate effect of section 5 which authorizes access to the
3 network to certain law enforcement and emergency management
4 agencies, and for the immediate effect of section 6 which
5 authorizes the state to construct and own the network
6 connection to Lewis Central high school.

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SENATE FILE 2195

5248

1 Amend Senate File 2195 as follows:
2 1. Page 4, line 6, by striking the words "a
3 shared data network" and inserting the following: "a
4 network to be used exclusively for shared data".
5 2. Page 4, line 13, by striking the word "LEWIS"
6 and inserting the following:
7 "1. LEWIS".
8 3. Page 4, by inserting after line 19 the
9 following:
10 "2. ADDITIONS TO PART III. The Iowa
11 telecommunications and technology commission may
12 contract for construction relating to connections to
13 the Iowa communications network for the following
14 authorized users which were not identified in the
15 original Part III request for proposals, but which
16 meet the definition of a Part III user pursuant to
17 section 8D.13, subsection 2, paragraph "c":
18 a. Four oaks educational center, Cedar Rapids.
19 b. St. Augustin's school, Des Moines.
20 c. Keystone area education agency, Dubuque.
21 d. Eldora state training school, Eldora."
22 Sec. ____ CONTRACT MODIFICATION. Notwithstanding
23 section 8D.13, the commission may modify the Part III
24 contract entered into with Sooland Cable, and
25 involving the connection of five Part III sites, to
26 provide for a lump-sum payment at the time of
27 installation and activation of the circuit which will
28 result in a real savings of approximately \$26,788 per
29 site when compared to the original contract price."
30 4. By renumbering, relettering, or redesignating
31 and correcting internal references as necessary.

By COMMITTEE ON APPROPRIATIONS
LARRY MURPHY, Chairperson

S-5248 FILED MARCH 7, 1996

*Adopted
as amended
3-18-96
(p. 840)*

SENATE FILE 2195

S-5264

1 Amend Senate File 2195 as follows:

- 2 1. By striking page 2, line 35, through page 3,
- 3 line 2, and inserting the following: "department of
- 4 education to the area education agencies. The area
- 5 education agencies shall use the funds to provide".

WITHDRAWN (P. 840)
3.18.96

By DERRYL McLAREN
JOHN W. JENSEN

S-5264 FILED MARCH 11, 1996

SENATE FILE 2195

S-5278

1 Amend Senate File 2195 as follows:

- 2 1. Page 1, by striking line 3 and inserting the
- 3 following:
- 4 "a. There is appropriated from the general fund of
- 5 the state to the Iowa communications network fund
- 6 under the control of the Iowa telecommunications and
- 7 technology commission for the fiscal year beginning
- 8 July 1, 1996, and ending June 30, 1997, the following
- 9 amount, or so much thereof as is necessary, to be used
- 10 with the moneys appropriated in paragraph "b" for the
- 11 purpose designated:

12 \$ 12,300,000

13 b. There is appropriated from the rebuild Iowa".

- 14 2. Page 1, line 13, by striking the figure
- 15 "20,800,000" and inserting the following:

16 "8,500,000".

- 17 3. By renumbering as necessary.

By DERRYL McLAREN
JOHN W. JENSEN
DONALD B. REDFERN

S-5278 FILED MARCH 11, 1996

*Lost 3/18/96
P. 837)*

SENATE FILE 2195

S-5359

- 1 Amend Senate File 2195 as follows:
- 2 1. Page 2, line 16, by striking the figure
- 3 "2,669,537" and inserting the following: "1,950,000".
- 4 2. Page 2, line 17, by striking the figure "12.0"
- 5 and inserting the following: "10.0".
- 6 3. Page 2, line 19, by striking the figure
- 7 "808,037" and inserting the following: "450,000".
- 8 4. Page 2, line 26, by striking the words "a
- 9 spare parts depot;"
- 10 5. Page 2, by striking line 30 and inserting the
- 11 following: "additional 5.00 FTEs for a total of 10.00
- 12 FTEs for the".
- 13 6. Page 2, line 33, by striking the figure
- 14 "1,861,500" and inserting the following: "1,500,000".
- 15 7. Page 3, by inserting after line 5 the
- 16 following:

17 "3. SPARE PARTS. There is appropriated from the

18 rebuild Iowa infrastructure fund of the state created

19 in section 8.57, subsection 5, to the Iowa

20 communications network fund created in section 8D.14,

21 for the fiscal year beginning July 1, 1996, and ending

22 June 30, 1997, the following amount, or so much

23 thereof as is necessary, to be used for the purpose

24 designated:

25 For establishing and maintaining a spare parts

26 depot related to the network:

27 \$ 220,000

28 4. COMPUTERS, INTERNET CONNECTION, AND RELATED

29 COSTS. There is appropriated from the rebuild Iowa

30 infrastructure fund of the state created in section

31 8.57, subsection 5, to the Iowa communications network

32 fund created in section 8D.14, for the fiscal year

33 beginning July 1, 1996, and ending June 30, 1997, the

34 following amount, or so much thereof as is necessary,

35 to be used for the purpose designated:

36 For the purchase of computer equipment to be used

37 in connection with the network, providing for

38 connections to the Internet through the use of the

39 network, and for maintaining the regional scheduling

40 system:

41 \$ 110,000".

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42 8. Page 4, by inserting after line 19 the

43 following:

44 "Sec. 101. STUDY.

45 1. The Iowa telecommunications and technology

46 commission established in section 8D.3 shall

47 coordinate and assist in the completion of a task

48 force study concerning the provision of access to the

49 network to authorized users, including access to the

50 Internet. The study shall include a review of any

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S-5359

S-5359

Page 2

1 legal and practical issues which are identified by the
2 commission or the individual members of the task force
3 created to conduct the study.

4 2. a. The Iowa telecommunications and technology
5 commission shall establish a task force to conduct the
6 study under subsection 1 composed of public members as
7 deemed appropriate by the commission.

8 b. In addition to the public members appointed by
9 the commission under paragraph "a", the majority and
10 minority leaders in the senate and the speaker and the
11 minority leader in the house of representatives shall
12 appoint one member each to serve on the task force.
13 The legislative appointees are eligible for per diem
14 and actual expenses in the fulfillment of their duties
15 as members of the task force.

16 3. The Iowa telecommunications and technology
17 commission shall utilize funds from the appropriation
18 for the study relating to the sale or conversion of
19 the network contained in 1995 Iowa Acts, chapter 210,
20 section 4, subsection 3, that remain unencumbered and
21 unobligated on the effective date of this section, for
22 the completion of the study to be conducted pursuant
23 to this section."

24 9. Page 4, by inserting after line 33 the
25 following:

26 "4. Section 101 of this Act, being deemed of
27 immediate importance, takes effect upon enactment."

28 10. By renumbering as necessary.

By ROBERT DVORSKY

S-5359 FILED MARCH 14, 1996

(P. 839) A adopted 3-18-96
(P. 839) B. Lost 3-18-96

SENATE FILE 2195

S-5377

1 Amend the amendment, S-5359, to Senate File 2195,
2 as follows:

3 1. By striking page 1, line 42, through page 2,
4 line 27, and inserting the following:

5 " ". Page 4, line 2, by striking the word
6 "subsection" and inserting the following:
7 "subsections".

8 . Page 4, by inserting after line 11 the
9 following:

10 "NEW SUBSECTION. 19. The use of the network or
11 its services shall not be resold, directly or
12 indirectly, to any unauthorized user. The commission
13 or an authorized user shall not collect a fee or
14 charge, directly or indirectly, for use of the network
15 or for any network services, except as expressly
16 authorized by this chapter.

17 NEW SUBSECTION. 20. Access to the network through
18 the use of a modem which permits an individual to
19 access the network through the facilities of an
20 authorized user shall not be permitted except that an
21 educational institution which is an authorized user
22 may permit a student or teacher associated with such
23 institution to access the network in such manner.""

24 2. By renumbering as necessary.

By DERRYL McLAREN
JOHN W. JENSEN
DONALD B. REDFERN

S-5377 FILED MARCH 18, 1996
LOST

(P. 838)

SENATE FILE 2195

S-5352

1 Amend Senate File 2195 as follows:

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

4 "Sec. ____ . Section 8D.4, Code 1995, is amended to
5 read as follows:

6 8D.4 EXECUTIVE DIRECTOR AND CHIEF OPERATING
7 OFFICER APPOINTED.

8 The commission shall appoint an executive director
9 of the commission, subject to confirmation by the
10 senate, and a chief operating officer, subject to
11 confirmation by the senate. ~~Such individual~~ The
12 individuals shall not serve as a member members of the
13 commission. The executive director and the chief
14 operating officer shall serve at the pleasure of the
15 commission. The executive director shall be selected
16 primarily for administrative ability and knowledge in
17 the field, without regard to political affiliation.
18 The governor shall establish the salary of the
19 executive director within range nine as established by
20 the general assembly. The commission shall establish
21 the salary of the chief operating officer. The salary
22 and support of the executive director and the chief
23 operating officer shall be paid from funds deposited
24 in the Iowa communications network fund."

25 2. By renumbering as necessary.

By MERLIN E. BARTZ

WITHDRAWN 3/18/96 (p.840)

S-5352 FILED MARCH 14, 1996

SENATE FILE 2195

S-5385

1 Amend the amendment, S-5248, to Senate File 2195,
2 as follows:

3 1. Page 1, by striking line 19.

4 2. By renumbering as necessary.

By JIM LIND

S-5385 FILED MARCH 18, 1996

ADOPTED

(p.840)

SENATE FILE 2195

S-5378

1 Amend Senate File 2195 as follows:

2 1. Page 4, by inserting after line 11 the
3 following:

4 "Sec. ____ . NEW SECTION. 8D.15 NETWORK SINKING
5 FUND CREATED.

6 A network sinking fund is created in the state
7 treasury. The network sinking fund shall be separate
8 from the general fund of the state and shall not be
9 considered part of the general fund. Moneys shall be
10 deposited in the network sinking fund as determined by
11 the general assembly and as appropriated by the
12 general assembly from the rebuild Iowa infrastructure
13 fund of the state created in section 8.57, subsection
14 5. Moneys deposited in the network sinking fund shall
15 be appropriated by the general assembly and shall only
16 be used for the payment of costs associated with the
17 early redemption of the certificates of participation
18 issued to pay costs associated with the construction
19 of the network. Interest or earnings on moneys
20 deposited in the network sinking fund shall be
21 credited to the network sinking fund."

22 2. Renumber as necessary.

By DERRYL McLAREN
JOHN W. JENSEN
DONALD B. REDFERN

S-5378 FILED MARCH 18, 1996
RULED OUT OF ORDER (P. 837)

SENATE FILE 2195

S-5379

1 Amend the amendment, S-5359, to Senate File 2195 as
2 follows:

3 1. Page 1, by inserting after line 14 the
4 following:

5 " ____ . Page 3, line 5, by inserting after the word
6 "activities." the following: "A regional
7 telecommunications council shall not expend any funds
8 received pursuant to this paragraph without the prior
9 approval of the area education agency serving the area
10 in which the council is located. In approving such
11 expenditures, the area education agency shall consider
12 and give priority to the best interests of students in
13 grades kindergarten through twelve.""

14 2. By renumbering as necessary.

By DERRYL McLAREN

S-5379 FILED MARCH 18, 1996
LOST

(P. 838)

H-31/9196 Approp.
H-3/29/96 Amend/Do Pass
w/H-5683

S-4/23/96 Motion to R/c by *any*
4/24/96 S. Motion to R/c *Parvada* & *Drousky*

SENATE FILE 2195
BY COMMITTEE ON COMMUNICATIONS
AND INFORMATION POLICY

(SUCCESSOR TO SSB 2170)

(AS AMENDED AND PASSED BY THE SENATE MARCH 18, 1996)

_____ - New Language by the Senate
* - Language Stricken by the Senate

Passed Senate, Date ^(P.1477) 4/23/96 Passed House, Date ^(P.1770) 4-18-96
Vote: Ayes 38 Nays 10 Vote: Ayes 84 Nays 9

Approved ~~Item Vetoed~~ 5/10/96 *Repassed 4-25-96 (P.1924)*
Repassed 4/24/96 (P.1500) *Vote 68-28*
Vote 45-5 **A BILL FOR**

1 An Act relating to the Iowa communications network by providing
2 for state ownership of a Part III connection and for the
3 connection and support of certain Part III users, making
4 appropriations, and providing effective dates.

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

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S.F. 2195

1 Section 1. PART III RELATED APPROPRIATIONS.

2 1. PART III AUTHORIZED USERS.

3 a. There is appropriated from the rebuild Iowa
4 infrastructure fund of the state created in section 8.57,
5 subsection 5, to the Iowa communications network fund under
6 the control of the Iowa telecommunications and technology
7 commission for the fiscal year beginning July 1, 1996, and
8 ending June 30, 1997, the following amount, or so much thereof
9 as is necessary, to be used for the purpose designated:

10 For the connection of a minimum of 110 Part III authorized
11 users as determined by the commission and communicated to the
12 general assembly:

13 \$ 20,800,000

14 b. It is the intent of the general assembly that the
15 connection of the authorized user sites pursuant to this
16 subsection be awarded based upon the Part III contracts
17 executed in 1995.

18 c. It is the intent of the general assembly that the
19 appropriation provided for in this section and the connections
20 to be made with that appropriation represent the second phase
21 of contracts, the total cost of which is anticipated to be
22 approximately \$94,690,000. It is intended that the first four
23 years of the plan include the connection of a minimum of 474
24 Part III authorized users. It is anticipated that the total
25 cost of connections to be completed in the first four years of
26 the plan which are to be funded by the general assembly
27 through the rebuild Iowa infrastructure account of the state
28 created in section 8.57, subsection 5, is to be approximately
29 \$80,880,000 with additional lease costs to be incurred in
30 years five through eight of approximately \$13,810,000. The
31 costs identified in this paragraph include all maintenance
32 costs associated with state-owned hardware, a three percent
33 increase for inflation in fiscal year 1997-1998, and a six
34 percent increase for inflation in fiscal year 1998-1999.

35 d. Notwithstanding the fact that funds appropriated

1 pursuant to this subsection will not be made available prior
2 to July 1, 1996, the Iowa telecommunications and technology
3 commission is authorized to negotiate and enter into contracts
4 for ordering necessary equipment related to the completion of
5 the connections authorized in paragraph "a" as deemed
6 appropriate by the commission upon the effective date of this
7 paragraph.

8 2. SUPPORT SERVICES. There is appropriated from the
9 general fund of the state to the Iowa communications network
10 fund created in section 8D.14 for the fiscal year beginning
11 July 1, 1996, and ending June 30, 1997, the following amount,
12 or so much thereof as is necessary, to be used for the
13 purposes designated:

14 For purposes designated in paragraphs "a" and "b", and for
15 not more than the following full-time equivalent positions:

16	\$	<u>1,950,000</u>
17	FTEs	<u>10.0</u>

18 a. As a condition of the appropriation in this subsection,
19 \$450,000 of the amount appropriated shall be expended by the
20 public broadcasting division of the department of education to
21 provide support for functions related to the network,
22 including but not limited to the following functions:

- 23 scheduling for video classrooms; development of distance
- 24 learning applications; development of a central information
- 25 source on the Internet relating to educational uses of the
- * 26 network; second-line technical support for network sites;
- 27 testing and initializing sites onto the network; and
- 28 coordinating the work of the education telecommunications
- 29 council. The division is authorized an additional 5.00 FTEs
- 30 for a total of 10.00 FTEs for the purpose of providing such
- 31 support.

32 b. As a further condition of the appropriation in this
33 subsection, \$1,500,000 of the amount appropriated shall be
34 allocated by the public broadcasting division of the
35 department of education to the regional telecommunications

1 councils established in section 8D.5. The regional
2 telecommunications councils shall use the funds to provide
3 technical assistance for network classrooms, planning and
4 troubleshooting for local area networks, scheduling of video
5 sites, and other related support activities.

6 3. SPARE PARTS. There is appropriated from the rebuild
7 Iowa infrastructure fund of the state created in section 8.57,
8 subsection 5, to the Iowa communications network fund created
9 in section 8D.14, for the fiscal year beginning July 1, 1996,
10 and ending June 30, 1997, the following amount, or so much
11 thereof as is necessary, to be used for the purpose
12 designated:

13 For establishing and maintaining a spare parts depot
14 related to the network:

15 \$ 220,000

16 4. COMPUTERS, INTERNET CONNECTION, AND RELATED COSTS.
17 There is appropriated from the rebuild Iowa infrastructure
18 fund of the state created in section 8.57, subsection 5, to
19 the Iowa communications network fund created in section 8D.14,
20 for the fiscal year beginning July 1, 1996, and ending June
21 30, 1997, the following amount, or so much thereof as is
22 necessary, to be used for the purpose designated:

23 For the purchase of computer equipment to be used in
24 connection with the network, providing for connections to the
25 Internet through the use of the network, and for maintaining
26 the regional scheduling system:

27 \$ 110,000

28 Sec. 2. There is appropriated from the general fund of the
29 state to the Iowa communications network fund created in
30 section 8D.14 for the fiscal year beginning July 1, 1996, and
31 ending June 30, 1997, the following amount, or so much thereof
32 as is necessary, to lease DS-1 or T-1 circuits for Part III
33 connections currently using analog technology:

34 \$ 70,000

35 Sec. 3. There is appropriated from the rebuild Iowa

1 infrastructure fund of the state created in section 8.57,
2 subsection 5, to the department of public safety for the
3 fiscal year beginning July 1, 1996, and ending June 30, 1997,
4 the following amount, or so much thereof as is necessary, to
5 be used for the purpose designated:

6 For the purchase of terminal equipment and the payment of
7 other costs associated with the upgrade of the existing Iowa
8 online warrants and articles (IOWA) system to provide faster
9 data transmission capabilities to existing subscribers, and in
10 cooperation with the department of public defense to establish
11 comparable data transmission service to the emergency
12 management office in each county of the state:

13 \$ 300,000

14 Sec. 4. There is appropriated from the general fund of the
15 state to the state board of regents for the fiscal year
16 beginning July 1, 1996, and ending June 30, 1997, the
17 following amount, or so much thereof as is necessary, to be
18 used for the purpose designated:

19 For the center for educational technology at the university
20 of northern Iowa to coordinate staff development for educators
21 using educational technology in this state:

22 \$ 500,000

23 Sec. 5. Section 8D.13, Code Supplement 1995, is amended by
24 adding the following new subsection:

25 NEW SUBSECTION. 17A. Access to the network shall be
26 offered to the department of public safety and the department
27 of public defense for the purpose of establishing and
28 operating a network to be used exclusively for shared data
29 providing law enforcement, emergency management, disaster
30 service, emergency warning, and other emergency information
31 dissemination services to federal, state, and local law
32 enforcement agencies as provided in section 80.9, and local
33 emergency management offices established under the authority
34 of sections 29C.9 and 29C.10.

35 Sec. 6. ADDITIONAL CONNECTIONS.

1 1. LEWIS CENTRAL HIGH SCHOOL. Notwithstanding section
2 8D.13, subsection 5, the state may own and the Iowa
3 telecommunications and technology commission shall provide for
4 the construction and connection to the Iowa communications
5 network of the Lewis Central high school, located in Council
6 Bluffs and contiguous to the school for the deaf established
7 under chapter 270.

8 2. ADDITIONS TO PART III. The Iowa telecommunications and
9 technology commission may contract for construction relating
10 to connections to the Iowa communications network for the
11 following authorized users which were not identified in the
12 original Part III request for proposals, but which meet the
13 definition of a Part III user pursuant to section 8D.13,
14 subsection 2, paragraph "c":

- 15 a. Four oaks educational center, Cedar Rapids.
- 16 b. Keystone area education agency, Dubuque.
- 17 c. Eldora state training school, Eldora.

18 Sec. 7. CONTRACT MODIFICATION. Notwithstanding section
19 8D.13, the commission may modify the Part III contract entered
20 into with Sooland Cable, and involving the connection of five
21 Part III sites, to provide for a lump-sum payment at the time
22 of installation and activation of the circuit which will
23 result in a real savings of approximately \$26,788 per site
24 when compared to the original contract price.

25 Sec. 8. EFFECTIVE DATE.

26 1. Section 1, subsection 1, paragraph "d", of this Act,
27 which authorizes the Iowa telecommunications and technology
28 commission to begin negotiations for ordering necessary
29 equipment prior to the availability of funding, being deemed
30 of immediate importance, takes effect upon enactment.

31 2. Section 5 of this Act, which authorizes access to the
32 network to be offered to certain law enforcement and emergency
33 management agencies, being deemed of immediate importance,
34 takes effect upon enactment.

35 3. Section 6 of this Act, which authorizes the state to

1 construct and own the Iowa communications network connection
2 to Lewis Central high school, being deemed of immediate
3 importance, takes effect upon enactment.

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SENATE FILE 2195

H-5683

1 Amend Senate File 2195, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. By striking everything after the enacting
4 clause and inserting the following:

5 "Section 1. There is appropriated from the general
6 fund of the state to the Iowa communications network
7 fund created in section 8D.14 for the fiscal year
8 beginning July 1, 1996, and ending June 30, 1997, the
9 following amount, or so much thereof as is necessary,
10 to be used for the purpose designated:

11 For debt service:

12 \$ 12,754,000

13 Upon the appropriation of the funds in this section
14 to the Iowa communications network fund, the Iowa
15 telecommunications and technology commission shall
16 immediately transfer \$12,754,000 of the appropriated
17 amount to a separate fund established in the office of
18 the treasurer of state, to be used solely for debt
19 service for the Iowa communications network. The
20 commission shall certify to the treasurer of state
21 when a debt service payment is due, and upon receipt
22 of the certification the treasurer shall make the
23 payment. The commission shall pay any additional
24 amount due from funds deposited in the Iowa
25 communications network fund.

26 Sec. 2. PART III RELATED APPROPRIATIONS.

27 1. PART III AUTHORIZED USERS.

28 a. There is appropriated from the rebuild Iowa
29 infrastructure fund of the state created in section
30 8.57, subsection 5, to the Iowa communications network
31 fund under the control of the Iowa telecommunications
32 and technology commission for the fiscal year
33 beginning July 1, 1996, and ending June 30, 1997, the
34 following amount, or so much thereof as is necessary,
35 to be used for the purpose designated:

36 For the connection of a minimum of 110 Part III
37 authorized users as determined by the commission and
38 communicated to the general assembly:

39 \$ 19,600,095

40 b. It is the intent of the general assembly that
41 the connection of the authorized user sites pursuant
42 to this subsection be awarded based upon the Part III
43 contracts executed in 1995.

44 c. Notwithstanding the fact that funds
45 appropriated pursuant to this subsection will not be
46 made available prior to July 1, 1996, the Iowa
47 telecommunications and technology commission is
48 authorized to negotiate and enter into contracts for
49 ordering necessary equipment related to the completion
50 of the connections authorized in paragraph "a" as

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1 deemed appropriate by the commission upon the
2 effective date of this paragraph.

3 2. PART III NETWORK COSTS -- SUBSIDIZATION FUND.

4 There is appropriated from the general fund of the
5 state to the Iowa communications network fund created
6 in section 8D.14 for the fiscal year beginning July 1,
7 1996, and ending June 30, 1997, the following amount,
8 or so much thereof as is necessary, to be used for the
9 purposes designated in this subsection:

10 For the subsidization of video rates for authorized
11 users as determined by the commission and consistent
12 with chapter 8D:

13 \$ 2,400,000
14 FTES 57.00

15 3. PART III NETWORK COSTS -- MAINTENANCE AND LEASE
16 COSTS.

17 a. There is appropriated from the rebuild Iowa
18 infrastructure fund of the state created in section
19 8.57, subsection 5, to the Iowa communications network
20 fund under the control of the Iowa telecommunications
21 and technology commission for the fiscal year
22 beginning July 1, 1996, and ending June 30, 1997, the
23 following amount, or so much thereof as is necessary,
24 to be used for the purpose designated:

25 For maintenance costs and recurring lease costs as
26 provided in this subsection:
27 \$ 1,199,905

28 b. As a condition of the appropriation in this
29 subsection, \$209,298 of the amount appropriated shall
30 be expended by the Iowa telecommunications and
31 technology commission for maintenance costs associated
32 with Part III connections of the network.

33 c. As a further condition of the appropriation in
34 this subsection, \$990,607 of the amount appropriated
35 shall be expended by the Iowa telecommunications and
36 technology commission for recurring lease costs
37 associated with Part III connections of the network.

38 4. SUPPORT SERVICES. There is appropriated from
39 the general fund of the state to the Iowa
40 communications network fund created in section 8D.14
41 for the fiscal year beginning July 1, 1996, and ending
42 June 30, 1997, the following amount, or so much
43 thereof as is necessary, to be used for the purposes
44 designated:

45 For purposes designated in paragraphs "a" and "b",
46 and for not more than the following full-time
47 equivalent positions:
48 \$ 1,475,000
49 FTES 9.00

50 a. As a condition of the appropriation in this

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1 subsection, \$425,000 of the amount appropriated shall
 2 be expended by the public broadcasting division of the
 3 department of education to provide support for
 4 functions related to the network, including but not
 5 limited to the following functions: development of a
 6 central information source on the Internet relating to
 7 educational uses of the network; a spare parts depot;
 8 and coordinating the work of the education
 9 telecommunications council.

10 b. As a further condition of the appropriation in
 11 this subsection, \$1,050,000 of the amount appropriated
 12 shall be allocated by the public broadcasting division
 13 of the department of education to the regional
 14 telecommunications councils established in section
 15 8D.5. The regional telecommunications councils shall
 16 use the funds to provide technical assistance for
 17 network classrooms, scheduling of video sites, and
 18 other related support activities.

19 c. It is the intent of the general assembly that
 20 the education telecommunications council and the
 21 regional telecommunications councils give priority to
 22 network video usage during the normal school hours for
 23 grades prekindergarten through twelve at those video
 24 sites which are located within school district
 25 facilities. The commission, in consultation with the
 26 education telecommunications council, shall establish
 27 a policy for flexibility of use for educational video
 28 classrooms during normal school hours for events
 29 unrelated to network use.

30 Sec. 3. There is appropriated from the general
 31 fund of the state to the state board of regents for
 32 the fiscal year beginning July 1, 1996, and ending
 33 June 30, 1997, the following amount, or so much
 34 thereof as is necessary, to be used for the purpose
 35 designated:

36 For the center for educational technology at the
 37 university of northern Iowa to coordinate staff
 38 development for educators using educational technology
 39 in this state:

40 \$ 250,000

41 Sec. 4. STUDY. There is appropriated from the
 42 general fund of the state to the Iowa communications
 43 network fund created in section 8D.14 for the fiscal
 44 year beginning July 1, 1996, and ending June 30, 1997,
 45 the following amount, or so much thereof as is
 46 necessary, to be used for the purpose designated:

47 For a study to be conducted by the commission
 48 concerning the possibility of allowing Internet
 49 service providers to petition the commission to
 50 provide Internet service to authorized users in areas

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1 of the state where there is no local Internet service,
 2 if permitting such Internet service providers to
 3 provide such service will result in Internet service
 4 being available to areas where the authorized user is
 5 located, and other Internet related issues:

6 \$ 15,000

7 Sec. 5. LEGISLATIVE INTENT.

8 1. It is the intent of the general assembly that
 9 the telecommunications advisory committee established
 10 in section 8D.7 and the department of management
 11 develop recommendations concerning the expenses which
 12 should be recovered in the rates established by the
 13 commission for use of the network, and any necessary
 14 subsidies. The commission shall develop the
 15 commission's budget recommendations for the fiscal
 16 year beginning July 1, 1997, after consideration of
 17 these recommendations.

18 It is also the intent of the general assembly that
 19 the commission in its budget for fiscal years
 20 beginning on or after July 1, 1997, not recommend that
 21 any amounts for lease costs and maintenance costs be
 22 appropriated from the rebuild Iowa infrastructure fund
 23 of the state created in section 8.57, subsection 5.

24 2. It is also the intent of the general assembly
 25 that the commission establish a waiver process for
 26 site-based charges to permit an authorized user to
 27 recover the authorized user's full cost of providing
 28 the use of the authorized user's facility to another
 29 person.

30 Sec. 6. CONTRACT MODIFICATION. Notwithstanding
 31 section 8D.13, the commission is authorized to
 32 negotiate a contract with Sooland Cable involving the
 33 connection of five Part III sites, to provide for a
 34 lump-sum payment at the time of installation and
 35 activation of the circuit which will result in a real
 36 savings within a range of \$23,400 up to \$27,000 per
 37 site when compared to the original contract price.

38 Sec. 7. ADDITIONAL CONNECTIONS.

39 1. LEWIS CENTRAL HIGH SCHOOL. Notwithstanding
 40 section 8D.13, subsection 5, the state may own and the
 41 Iowa telecommunications and technology commission
 42 shall provide for the construction and connection to
 43 the Iowa communications network of the Lewis Central
 44 high school, located in Council Bluffs and contiguous
 45 to the school for the deaf established under chapter
 46 270.

47 2. ADDITIONS TO PART III. The Iowa
 48 telecommunications and technology commission may
 49 contract for construction relating to connections to
 50 the Iowa communications network for the following

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1 authorized users which were not identified in the
 2 original Part III request for proposals, but which
 3 meet the definition of a Part III user pursuant to
 4 section 8D.13, subsection 2, paragraph "c":
 5 a. Wall LakeView middle school, Wall Lake.
 6 b. Meservey-Thornton community school district,
 7 Thornton.
 8 c. Eldora state training school, Eldora.
 9 d. Iowa juvenile home, Toledo.
 10 e. Any other public school district, identified by
 11 the commission, which does not have a connection to
 12 the network.
 13 Sec. 8. EFFECTIVE DATE.
 14 1. Section 2, subsection 1, paragraph "c", of this
 15 Act, which authorizes the Iowa telecommunications and
 16 technology commission to begin negotiations for
 17 ordering necessary equipment prior to the availability
 18 of funding, being deemed of immediate importance,
 19 takes effect upon enactment.
 20 2. Section 7, subsection 1, of this Act, which
 21 authorizes the state to construct and own the Iowa
 22 communications network connection to Lewis Central
 23 high school, being deemed of immediate importance,
 24 takes effect upon enactment."

By COMMITTEE ON APPROPRIATIONS
 MILLAGE of Scott, Chairperson

WITHDRAWN

H-5683 FILED MARCH 27, 1996

WITHDRAWN 4-18-96

SENATE FILE 2195

H-5836

1 Amend the amendment, H-5683, to Senate File 2195,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 5, by inserting after line 9 the
 5 following:
 6 "____. Keystone area education agency, Dubuque."
 7 2. By relettering as necessary.

By MURPHY of Dubuque
 JOCHUM of Dubuque

H-5836 FILED APRIL 2, 1996

0/6 / order 4-18-96

SENATE FILE 2195

H-5848

1 Amend the amendment, H-5683, to Senate File 2195,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. By striking page 2, line 45, through page 3,
5 line 18, and inserting the following:

6 "For purposes designated in paragraphs "a" and "b",
7 and for not more than the following full-time
8 equivalent positions:

9	\$	1,950,000
10	FTEs	10.0

11 a. As a condition of the appropriation in this
12 subsection, \$450,000 of the amount appropriated shall
13 be expended by the public broadcasting division of the
14 department of education to provide support for
15 functions related to the network, including but not
16 limited to the following functions: scheduling for
17 video classrooms; development of distance learning
18 applications; development of a central information
19 source on the Internet relating to educational uses of
20 the network; second-line technical support for network
21 sites; testing and initializing sites onto the
22 network; and coordinating the work of the education
23 telecommunications council. The division is
24 authorized an additional 5.00 FTEs for a total of
25 10.00 FTEs for the purpose of providing such support.

26 b. As a further condition of the appropriation in
27 this subsection, \$1,500,000 of the amount appropriated
28 shall be allocated by the public broadcasting division
29 of the department of education to the regional
30 telecommunications councils established in section
31 8D.5. The regional telecommunications councils shall
32 use the funds to provide technical assistance for
33 network classrooms, planning and troubleshooting for
34 local area networks, scheduling of video sites, and
35 other related support activities."

By WISE of Lee
BRAND of Benton
WEIGEL of Chickasaw

o/o/ordw 4/18/96

H-5848 FILED APRIL 3, 1996

SENATE FILE 2195

H-5842

1 Amend the amendment, H-5683, to Senate File 2195,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 3, by inserting after line 29 the
5 following:

6 "Sec. _____. There is appropriated from the general
7 fund of the state to the Iowa communications network
8 fund created in section 8D.14 for the fiscal year
9 beginning July 1, 1996, and ending June 30, 1997, the
10 following amount, or so much thereof as is necessary,
11 to lease DS-1 or T-1 circuits for Part III connections
12 currently using analog technology:

13	\$	70,000"
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14 2. By renumbering as necessary.

By WEIGEL of Chickasaw
MERTZ of Kossuth
NELSON of Pottawattamie

MAY of Worth
WARNSTADT of Woodbury

H-5842 FILED APRIL 3, 1996

o/o/ordw 4-18-96 (P. 1762)

SENATE FILE 2195

H-5874

1 Amend the amendment, H-5683, to Senate File 2195,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. By striking page 3, line 41, through page 4,
5 line 6.

6 2. By renumbering as necessary.

By BRUNKHORST of Bremer

H-5874 FILED APRIL 8, 1996

O/O / order 4-18-96

SENATE FILE 2195

H-5958

1 Amend the amendment, H-5683, to Senate File 2195,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. By striking page 1, line 27, through page 2,
5 line 2.

6 2. Page 2, by striking lines 15 through 37.

7 3. Page 5, by striking lines 14 through 20 and
8 inserting the following:

9 "Section 7, subsection 1, of this Act, which".

10 4. By renumbering as necessary.

By BRUNKHORST of Bremer

H-5958 FILED APRIL 15, 1996

O/O / order 4-18-96

SENATE FILE 2195

H-6028

1 Amend Senate File 2195, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. By striking everything after the enacting
4 clause and inserting the following:

5 "Section 1. There is appropriated from the general
6 fund of the state to the Iowa communications network
7 fund created in section 8D.14 for the fiscal year
8 beginning July 1, 1996, and ending June 30, 1997, the
9 following amount, or so much thereof as is necessary,
10 to be used for the purpose designated:

11 For debt service:

12 \$ 12,754,000

13 Upon the appropriation of the funds in this section
14 to the Iowa communications network fund, the Iowa
15 telecommunications and technology commission shall
16 immediately transfer \$12,754,000 of the appropriated
17 amount to a separate fund established in the office of
18 the treasurer of state, to be used solely for debt
19 service for the Iowa communications network. The
20 commission shall certify to the treasurer of state
21 when a debt service payment is due, and upon receipt
22 of the certification the treasurer shall make the
23 payment. The commission shall pay any additional
24 amount due from funds deposited in the Iowa
25 communications network fund.

26 Sec. 2. PART III RELATED APPROPRIATIONS.

27 1. PART III AUTHORIZED USERS.

28 a. There is appropriated from the rebuild Iowa
29 infrastructure fund of the state created in section
30 8.57, subsection 5, to the Iowa communications network
31 fund under the control of the Iowa telecommunications
32 and technology commission for the fiscal year
33 beginning July 1, 1996, and ending June 30, 1997, the
34 following amount, or so much thereof as is necessary,
35 to be used for the purpose designated:

36 For the connection of a minimum of 110 Part III
37 authorized users as determined by the commission and
38 communicated to the general assembly:

39 \$ 19,600,095

40 b. It is the intent of the general assembly that
41 the connection of the authorized user sites pursuant
42 to this subsection be awarded based upon the Part III
43 contracts executed in 1995.

44 c. Notwithstanding the fact that funds
45 appropriated pursuant to this subsection will not be
46 made available prior to July 1, 1996, the Iowa
47 telecommunications and technology commission is
48 authorized to negotiate and enter into contracts for
49 ordering necessary equipment related to the completion
50 of the connections authorized in paragraph "a" as

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1 deemed appropriate by the commission upon the
2 effective date of this paragraph.

3 2. PART III NETWORK COSTS -- SUBSIDIZATION FUND.

4 There is appropriated from the general fund of the
5 state to the Iowa communications network fund created
6 in section 8D.14 for the fiscal year beginning July 1,
7 1996, and ending June 30, 1997, the following amount,
8 or so much thereof as is necessary, to be used for the
9 purposes designated in this subsection:

10 For the subsidization of video rates for authorized
11 users as determined by the commission and consistent
12 with chapter 8D:

13	\$	2,400,000
14	FTEs	57.00

15 3. PART III NETWORK COSTS -- MAINTENANCE AND LEASE
16 COSTS.

17 a. There is appropriated from the rebuild Iowa
18 infrastructure fund of the state created in section
19 8.57, subsection 5, to the Iowa communications network
20 fund under the control of the Iowa telecommunications
21 and technology commission for the fiscal year
22 beginning July 1, 1996, and ending June 30, 1997, the
23 following amount, or so much thereof as is necessary,
24 to be used for the purpose designated:

25 For maintenance costs and recurring lease costs as
26 provided in this subsection:

27 \$ 1,199,905

28 b. As a condition of the appropriation in this
29 subsection, \$209,298 of the amount appropriated shall
30 be expended by the Iowa telecommunications and
31 technology commission for maintenance costs associated
32 with Part III connections of the network.

33 c. As a further condition of the appropriation in
34 this subsection, \$990,607 of the amount appropriated
35 shall be expended by the Iowa telecommunications and
36 technology commission for recurring lease costs
37 associated with Part III connections of the network.

38 Sec. 3. LEGISLATIVE INTENT.

39 1. It is the intent of the general assembly that
40 the Iowa telecommunications and technology commission
41 direct the telecommunications advisory committee
42 established in section 8D.7, in consultation with the
43 department of management, to develop recommendations
44 concerning the expenses which should be recovered in
45 the rates established by the commission for use of the
46 network, and any necessary subsidies. The commission
47 shall develop the commission's budget recommendations
48 for the fiscal year beginning July 1, 1997, after
49 consideration of these recommendations.

50 2. It is also the intent of the general assembly

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1 that the commission conduct a study concerning the
2 possibility of allowing Internet service providers to
3 petition the commission to provide Internet service to
4 authorized users in areas of the state where there is
5 no local Internet service, if permitting such Internet
6 service providers to provide such service will result
7 in Internet service being available to areas where the
8 authorized user is located.

9 3. It is also the intent of the general assembly
10 that the commission establish a waiver process for
11 site-based charges to permit an authorized user to
12 recover the authorized user's full cost of providing
13 the use of the authorized user's facility to another
14 person.

15 4. It is also the intent of the general assembly
16 that the education telecommunications council and the
17 regional telecommunications councils give priority to
18 network video usage during the normal school hours for
19 grades prekindergarten through twelve at those video
20 sites which are located within school district
21 facilities. The commission, in consultation with the
22 education telecommunications council, shall establish
23 a policy for flexibility of use for educational video
24 classrooms during normal school hours for events
25 unrelated to network use.

26 Sec. 4. CONTRACT MODIFICATION. Notwithstanding
27 section 8D.13, the commission is authorized to
28 negotiate a contract with Sooland Cable involving the
29 connection of five Part III sites, to provide for a
30 lump-sum payment at the time of installation and
31 activation of the circuit which will result in a real
32 savings within a range of \$23,400 up to \$27,000 per
33 site when compared to the original contract price.

34 Sec. 5. ADDITIONAL CONNECTIONS.

35 1. LEWIS CENTRAL HIGH SCHOOL. Notwithstanding
36 section 8D.13, subsection 5, the state may own and the
37 Iowa telecommunications and technology commission
38 shall provide for the construction and connection to
39 the Iowa communications network of the Lewis Central
40 high school, located in Council Bluffs and contiguous
41 to the school for the deaf established under chapter
42 270.

43 2. ADDITIONS TO PART III. The Iowa
44 telecommunications and technology commission may
45 contract for construction relating to connections to
46 the Iowa communications network for the following
47 authorized users which were not identified in the
48 original Part III request for proposals, but which
49 meet the definition of a Part III user pursuant to
50 section 8D.13, subsection 2, paragraph "c":

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- 1 a. Wall LakeView middle school, Wall Lake.
- 2 b. Meservey-Thornton community school district,
- 3 Thornton.
- 4 c. Eldora state training school, Eldora.
- 5 d. Iowa juvenile home, Toledo.
- 6 e. Any other public school district, identified by
- 7 the commission, which does not have a connection to
- 8 the network.
- 9 Sec. 6. EFFECTIVE DATE.
- 10 1. Section 2, subsection 1, paragraph "c", of this
- 11 Act, which authorizes the Iowa telecommunications and
- 12 technology commission to begin negotiations for
- 13 ordering necessary equipment prior to the availability
- 14 of funding, being deemed of immediate importance,
- 15 takes effect upon enactment.
- 16 2. Section 5, subsection 1, of this Act, which
- 17 authorizes the state to construct and own the Iowa
- 18 communications network connection to Lewis Central
- 19 high school, being deemed of immediate importance,
- 20 takes effect upon enactment."

By BRUNKHORST of Bremer

H-6028 FILED APRIL 18, 1996

ADOPTED AS AMENDED (P.1769)

SENATE FILE 2195

H-6029

- 1 Amend the amendment, H-6028, to Senate File 2195,
- 2 as amended, passed, and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 4, by inserting after line 5 the
- 5 following:
- 6 "_____. Keystone area education agency, Dubuque."
- 7 2. By relettering as necessary.

By MURPHY of Dubuque
JOCHUM of Dubuque

H-6029 FILED APRIL 18, 1996

LOST

(P.1767)

SENATE FILE 2195

H-6030

1 Amend the amendment, H-6028, to Senate File 2195,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 2, by inserting after line 37 the
 5 following:
 6 "Sec. _____. There is appropriated from the general
 7 fund of the state to the Iowa communications network
 8 fund created in section 8D.14 for the fiscal year
 9 beginning July 1, 1996, and ending June 30, 1997, the
 10 following amount, or so much thereof as is necessary,
 11 to lease DS-1 or T-1 circuits for Part III connections
 12 currently using analog technology:

13\$ 70,000"

14 2. By renumbering as necessary.

By WEIGEL of Chickasaw MAY of Worth
 MERTZ of Kossuth WARNSTADT of Woodbury
 NELSON of Pottawattamie

H-6030 FILED APRIL 18, 1996

LOST (P. 1766)

SENATE FILE 2195

H-6031

1 Amend the amendment, H-6028, to Senate File 2195,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

4 1. Page 3, line 12, by striking the word "full".

By BRUNKHORST of Bremer
 KREIMAN of Davis

H-6031 FILED APRIL 18, 1996

ADOPTED

(P. 1766)

HOUSE AMENDMENT TO
SENATE FILE 2195

S-5821

1 Amend Senate File 2195, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. By striking everything after the enacting
4 clause and inserting the following:

5 "Section 1. There is appropriated from the general
6 fund of the state to the Iowa communications network
7 fund created in section 8D.14 for the fiscal year
8 beginning July 1, 1996, and ending June 30, 1997, the
9 following amount, or so much thereof as is necessary,
10 to be used for the purpose designated:

11 For debt service:

12 \$ 12,754,000

13 Upon the appropriation of the funds in this section
14 to the Iowa communications network fund, the Iowa
15 telecommunications and technology commission shall
16 immediately transfer \$12,754,000 of the appropriated
17 amount to a separate fund established in the office of
18 the treasurer of state, to be used solely for debt
19 service for the Iowa communications network. The
20 commission shall certify to the treasurer of state
21 when a debt service payment is due, and upon receipt
22 of the certification the treasurer shall make the
23 payment. The commission shall pay any additional
24 amount due from funds deposited in the Iowa
25 communications network fund.

26 Sec. 2. PART III RELATED APPROPRIATIONS.

27 1. PART III AUTHORIZED USERS.

28 a. There is appropriated from the rebuild Iowa
29 infrastructure fund of the state created in section
30 8.57, subsection 5, to the Iowa communications network
31 fund under the control of the Iowa telecommunications
32 and technology commission for the fiscal year
33 beginning July 1, 1996, and ending June 30, 1997, the
34 following amount, or so much thereof as is necessary,
35 to be used for the purpose designated:

36 For the connection of a minimum of 110 Part III
37 authorized users as determined by the commission and
38 communicated to the general assembly:

39 \$ 19,600,095

40 b. It is the intent of the general assembly that
41 the connection of the authorized user sites pursuant
42 to this subsection be awarded based upon the Part III
43 contracts executed in 1995.

44 c. Notwithstanding the fact that funds
45 appropriated pursuant to this subsection will not be
46 made available prior to July 1, 1996, the Iowa
47 telecommunications and technology commission is
48 authorized to negotiate and enter into contracts for
49 ordering necessary equipment related to the completion
50 of the connections authorized in paragraph "a" as

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1 deemed appropriate by the commission upon the
2 effective date of this paragraph.

3 2. PART III NETWORK COSTS -- SUBSIDIZATION FUND.

4 There is appropriated from the general fund of the
5 state to the Iowa communications network fund created
6 in section 8D.14 for the fiscal year beginning July 1,
7 1996, and ending June 30, 1997, the following amount,
8 or so much thereof as is necessary, to be used for the
9 purposes designated in this subsection:

10 For the subsidization of video rates for authorized
11 users as determined by the commission and consistent
12 with chapter 8D:

13	\$ 2,400,000
14	FTEs 57.00

15 3. PART III NETWORK COSTS -- MAINTENANCE AND LEASE
16 COSTS.

17 a. There is appropriated from the rebuild Iowa
18 infrastructure fund of the state created in section
19 8.57, subsection 5, to the Iowa communications network
20 fund under the control of the Iowa telecommunications
21 and technology commission for the fiscal year
22 beginning July 1, 1996, and ending June 30, 1997, the
23 following amount, or so much thereof as is necessary,
24 to be used for the purpose designated:

25 For maintenance costs and recurring lease costs as
26 provided in this subsection:

27	\$ 1,199,905
----------	--------------

28 b. As a condition of the appropriation in this
29 subsection, \$209,298 of the amount appropriated shall
30 be expended by the Iowa telecommunications and
31 technology commission for maintenance costs associated
32 with Part III connections of the network.

33 c. As a further condition of the appropriation in
34 this subsection, \$990,607 of the amount appropriated
35 shall be expended by the Iowa telecommunications and
36 technology commission for recurring lease costs
37 associated with Part III connections of the network.

38 Sec. 3. LEGISLATIVE INTENT.

39 1. It is the intent of the general assembly that
40 the Iowa telecommunications and technology commission
41 direct the telecommunications advisory committee
42 established in section 8D.7, in consultation with the
43 department of management, to develop recommendations
44 concerning the expenses which should be recovered in
45 the rates established by the commission for use of the
46 network, and any necessary subsidies. The commission
47 shall develop the commission's budget recommendations
48 for the fiscal year beginning July 1, 1997, after
49 consideration of these recommendations.

50 2. It is also the intent of the general assembly

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1 that the commission conduct a study concerning the
2 possibility of allowing Internet service providers to
3 petition the commission to provide Internet service to
4 authorized users in areas of the state where there is
5 no local Internet service, if permitting such Internet
6 service providers to provide such service will result
7 in Internet service being available to areas where the
8 authorized user is located.

9 3. It is also the intent of the general assembly
10 that the commission establish a waiver process for
11 site-based charges to permit an authorized user to
12 recover the authorized user's cost of providing the
13 use of the authorized user's facility to another
14 person.

15 4. It is also the intent of the general assembly
16 that the education telecommunications council and the
17 regional telecommunications councils give priority to
18 network video usage during the normal school hours for
19 grades prekindergarten through twelve at those video
20 sites which are located within school district
21 facilities. The commission, in consultation with the
22 education telecommunications council, shall establish
23 a policy for flexibility of use for educational video
24 classrooms during normal school hours for events
25 unrelated to network use.

26 Sec. 4. CONTRACT MODIFICATION. Notwithstanding
27 section 8D.13, the commission is authorized to
28 negotiate a contract with Sooland Cable involving the
29 connection of five Part III sites, to provide for a
30 lump-sum payment at the time of installation and
31 activation of the circuit which will result in a real
32 savings within a range of \$23,400 up to \$27,000 per
33 site when compared to the original contract price.

34 Sec. 5. ADDITIONAL CONNECTIONS.

35 1. LEWIS CENTRAL HIGH SCHOOL. Notwithstanding
36 section 8D.13, subsection 5, the state may own and the
37 Iowa telecommunications and technology commission
38 shall provide for the construction and connection to
39 the Iowa communications network of the Lewis Central
40 high school, located in Council Bluffs and contiguous
41 to the school for the deaf established under chapter
42 270.

43 2. ADDITIONS TO PART III. The Iowa
44 telecommunications and technology commission may
45 contract for construction relating to connections to
46 the Iowa communications network for the following
47 authorized users which were not identified in the
48 original Part III request for proposals, but which
49 meet the definition of a Part III user pursuant to
50 section 8D.13, subsection 2, paragraph "c":

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- 1 a. Wall LakeView middle school, Wall Lake.
- 2 b. Meservey-Thornton community school district,
- 3 Thornton.
- 4 c. Eldora state training school, Eldora.
- 5 d. Iowa juvenile home, Toledo.
- 6 e. Any other public school district, identified by
- 7 the commission, which does not have a connection to
- 8 the network.
- 9 Sec. 6. EFFECTIVE DATE.
- 10 1. Section 2, subsection 1, paragraph "c", of this
- 11 Act, which authorizes the Iowa telecommunications and
- 12 technology commission to begin negotiations for
- 13 ordering necessary equipment prior to the availability
- 14 of funding, being deemed of immediate importance,
- 15 takes effect upon enactment.
- 16 2. Section 5, subsection 1, of this Act, which
- 17 authorizes the state to construct and own the Iowa
- 18 communications network connection to Lewis Central
- 19 high school, being deemed of immediate importance,
- 20 takes effect upon enactment."

RECEIVED FROM THE HOUSE

S-5821 FILED APRIL 22, 1996

Senate Concurred
4/23/96 (p. 1477)

Motion to R/c by Bertz 4/24/96 (p. 1498)

Motion Prevailed 4/24/96 (p. 1498)

Senate Concurred as amended
4/24/96 (p. 1499)

APRIL 24, 1996

SENATE FILE 2195

S-5829

1 Amend the House amendment, S-5821, to Senate File
2 2195, as amended, passed, and reprinted by the Senate,
3 as follows:

4 1. By striking page 1, line 5, through page 4,
5 line 20, and inserting the following:

6 "Section 1. There is appropriated from the
7 general fund of the state to the Iowa communications
8 network fund created in section 8D.14 for the fiscal
9 year beginning July 1, 1996, and ending June 30, 1997,
10 the following amount, or so much thereof as is
11 necessary, to be used for the purpose designated:

12 For debt service:

13 \$ 12,754,000

14 Upon the appropriation of the funds in this section
15 to the Iowa communications network fund, the Iowa
16 telecommunications and technology commission shall
17 immediately transfer \$12,754,000 of the appropriated
18 amount to a separate fund established in the office of
19 the treasurer of state, to be used solely for debt
20 service for the Iowa communications network. The
21 commission shall certify to the treasurer of state
22 when a debt service payment is due, and upon receipt
23 of the certification the treasurer shall make the
24 payment. The commission shall pay any additional
25 amount due from funds deposited in the Iowa
26 communications network fund.

27 Sec. 2. PART III RELATED APPROPRIATIONS.

28 1. PART III AUTHORIZED USERS.

29 a. There is appropriated from the rebuild Iowa
30 infrastructure fund of the state created in section
31 8.57, subsection 5, to the Iowa communications network
32 fund under the control of the Iowa telecommunications
33 and technology commission for the fiscal year
34 beginning July 1, 1996, and ending June 30, 1997, the
35 following amount, or so much thereof as is necessary,
36 to be used for the purpose designated:

37 For the connection of a minimum of 110 Part III
38 authorized users as determined by the commission and
39 communicated to the general assembly:

40 \$ 19,600,095

41 b. It is the intent of the general assembly that
42 the connection of the authorized user sites pursuant
43 to this subsection be awarded based upon the Part III
44 contracts executed in 1995.

45 c. Notwithstanding the fact that funds
46 appropriated pursuant to this subsection will not be
47 made available prior to July 1, 1996, the Iowa
48 telecommunications and technology commission is
49 authorized to negotiate and enter into contracts for
50 ordering necessary equipment related to the completion

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1 of the connections authorized in paragraph "a" as
2 deemed appropriate by the commission upon the
3 effective date of this paragraph.

4 2. PART III NETWORK COSTS -- SUBSIDIZATION FUND.

5 There is appropriated from the general fund of the
6 state to the Iowa communications network fund created
7 in section 8D.14 for the fiscal year beginning July 1,
8 1996, and ending June 30, 1997, the following amount,
9 or so much thereof as is necessary, to be used for the
10 purposes designated in this subsection:

11 For the subsidization of video rates for authorized
12 users as determined by the commission and consistent
13 with chapter 8D:

14 \$ 2,400,000
15 FTEs 57.00

16 3. PART III NETWORK COSTS -- MAINTENANCE AND LEASE
17 COSTS.

18 a. There is appropriated from the rebuild Iowa
19 infrastructure fund of the state created in section
20 8.57, subsection 5, to the Iowa communications network
21 fund under the control of the Iowa telecommunications
22 and technology commission for the fiscal year
23 beginning July 1, 1996, and ending June 30, 1997, the
24 following amount, or so much thereof as is necessary,
25 to be used for the purpose designated:

26 For maintenance costs and recurring lease costs as
27 provided in this subsection:

28 \$ 1,199,905

29 b. As a condition of the appropriation in this
30 subsection, \$209,298 of the amount appropriated shall
31 be expended by the Iowa telecommunications and
32 technology commission for maintenance costs associated
33 with Part III connections of the network.

34 c. As a further condition of the appropriation in
35 this subsection, \$990,607 of the amount appropriated
36 shall be expended by the Iowa telecommunications and
37 technology commission for recurring lease costs
38 associated with Part III connections of the network.

39 4. SUPPORT SERVICES. There is appropriated from
40 the general fund of the state to the Iowa
41 communications network fund created in section 8D.14
42 for the fiscal year beginning July 1, 1996, and ending
43 June 30, 1997, the following amount, or so much
44 thereof as is necessary, to be used for the purposes
45 designated:

46 For purposes designated in paragraphs "a" and "b",
47 and for not more than the following full-time
48 equivalent positions:

49 \$ 1,950,000
50 FTEs 10.0

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1 a. As a condition of the appropriation in this
 2 subsection, \$450,000 of the amount appropriated shall
 3 be expended by the public broadcasting division of the
 4 department of education to provide support for
 5 functions related to the network, including but not
 6 limited to the following functions: scheduling for
 7 video classrooms; development of distance learning
 8 applications; development of a central information
 9 source on the Internet relating to educational uses of
 10 the network; second-line technical support for network
 11 sites; testing and initializing sites onto the
 12 network; and coordinating the work of the education
 13 telecommunications council. The division is
 14 authorized an additional 5.00 FTEs for a total of
 15 10.00 FTEs for the purpose of providing such support.

16 b. As a further condition of the appropriation in
 17 this subsection, \$1,500,000 of the amount appropriated
 18 shall be allocated by the public broadcasting division
 19 of the department of education to the regional
 20 telecommunications councils established in section
 21 8D.5. The regional telecommunications councils shall
 22 use the funds to provide technical assistance for
 23 network classrooms, planning and troubleshooting for
 24 local area networks, scheduling of video sites, and
 25 other related support activities.

26 5. SPARE PARTS. There is appropriated from the
 27 rebuild Iowa infrastructure fund of the state created
 28 in section 8.57, subsection 5, to the Iowa
 29 communications network fund created in section 8D.14,
 30 for the fiscal year beginning July 1, 1996, and ending
 31 June 30, 1997, the following amount, or so much
 32 thereof as is necessary, to be used for the purpose
 33 designated:

34 For establishing and maintaining a spare parts
 35 depot related to the network:
 36 \$ 220,000

37 6. COMPUTERS, INTERNET CONNECTION, AND RELATED
 38 COSTS. There is appropriated from the rebuild Iowa
 39 infrastructure fund of the state created in section
 40 8.57, subsection 5, to the Iowa communications network
 41 fund created in section 8D.14, for the fiscal year
 42 beginning July 1, 1996, and ending June 30, 1997, the
 43 following amount, or so much thereof as is necessary,
 44 to be used for the purpose designated:

45 For the purchase of computer equipment to be used
 46 in connection with the network, providing for
 47 connections to the Internet through the use of the
 48 network, and for maintaining the regional scheduling
 49 system:
 50 \$ 110,000

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1 Sec. 3. There is appropriated from the general
 2 fund of the state to the Iowa communications network
 3 fund created in section 8D.14 for the fiscal year
 4 beginning July 1, 1996, and ending June 30, 1997, the
 5 following amount, or so much thereof as is necessary,
 6 to lease DS-1 or T-1 circuits for Part III connections
 7 currently using analog technology:

8\$ 65,000

9 Sec. 4. There is appropriated from the general
 10 fund of the state to the state board of regents for
 11 the fiscal year beginning July 1, 1996, and ending
 12 June 30, 1997, the following amount, or so much
 13 thereof as is necessary, to be used for the purpose
 14 designated:

15 For the center for educational technology at the
 16 university of northern Iowa to coordinate staff
 17 development for educators using educational technology
 18 in this state:

19 \$ 500,000

20 Sec. 5. LEGISLATIVE INTENT.

21 1. It is the intent of the general assembly that
 22 the Iowa telecommunications and technology commission
 23 develop recommendations concerning the expenses which
 24 should be recovered in the rates established by the
 25 commission for use of the network, and any necessary
 26 subsidies. The commission shall file a written report
 27 concerning these recommendations with the senate
 28 committee on communications and information policy and
 29 the house of representatives committee on technology
 30 by no later than January 13, 1997.

31 2. It is also the intent of the general assembly
 32 that the education telecommunications council and the
 33 regional telecommunications councils give priority to
 34 network video usage during the normal school hours for
 35 grades prekindergarten through twelve at those video
 36 sites which are located within school district
 37 facilities. The commission, in consultation with the
 38 education telecommunications council, shall establish
 39 a policy for flexibility of use for educational video
 40 classrooms during normal school hours for events
 41 unrelated to network use.

42 Sec. 6. CONTRACT MODIFICATION. Notwithstanding
 43 section 8D.13, the commission is authorized to
 44 negotiate a contract with Sooland Cable involving the
 45 connection of five Part III sites, to provide for a
 46 lump-sum payment at the time of installation and
 47 activation of the circuit which will result in a real
 48 savings within a range of \$23,400 up to \$27,000 per
 49 site when compared to the original contract price.

50 Sec. 7. ADDITIONAL CONNECTIONS.

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1 1. LEWIS CENTRAL HIGH SCHOOL. Notwithstanding
 2 section 8D.13, subsection 5, the state may own and the
 3 Iowa telecommunications and technology commission
 4 shall provide for the construction and connection to
 5 the Iowa communications network of the Lewis Central
 6 high school, located in Council Bluffs and contiguous
 7 to the school for the deaf established under chapter
 8 270.

9 2. ADDITIONS TO PART III. The Iowa
 10 telecommunications and technology commission may
 11 contract for construction relating to connections to
 12 the Iowa communications network for the following
 13 authorized users which were not identified in the
 14 original Part III request for proposals, but which
 15 meet the definition of a Part III user pursuant to
 16 section 8D.13, subsection 2, paragraph "c":

- 17 a. Wall LakeView middle school, Wall Lake.
- 18 b. Meservey-Thornton community school district,
19 Thornton.
- 20 c. Eldora state training school, Eldora.
- 21 d. Iowa juvenile home, Toledo.
- 22 e. Four oaks educational center, Cedar Rapids.
- 23 f. Keystone area education agency, Dubuque.
- 24 g. Any other school district, identified by the
25 commission, which does not have a connection to the
26 network.

27 Sec. 8. EFFECTIVE DATE.

28 1. Section 2, subsection 1, paragraph "c", of this
 29 Act, which authorizes the Iowa telecommunications and
 30 technology commission to begin negotiations for
 31 ordering necessary equipment prior to the availability
 32 of funding, being deemed of immediate importance,
 33 takes effect upon enactment.

34 2. Section 7, subsection 1, of this Act, which
 35 authorizes the state to construct and own the Iowa
 36 communications network connection to Lewis Central
 37 high school, being deemed of immediate importance,
 38 takes effect upon enactment."

By ROBERT DVORSKY
 TOM FLYNN
 MARY A. LUNDBY

S-5829 FILED APRIL 23, 1996

ADOPTED

(P.1476)

Motion to R/c by Bartz 4/24/96 (P.1499)

Motion Prevailed 4/24/96 (P.1499)

adopted as amended 4/24/96 (P.1499)

SENATE FILE 2195

S-5832

- 1 Amend the amendment, S-5829, to the House
- 2 amendment, S-5821, to Senate File 2195, as amended,
- 3 passed, and reprinted by the Senate, as follows:
- 4 1. Page 5, by striking lines 17 through 19.
- 5 2. By relettering as necessary.

By ROBERT DVORSKY
DERRYL McLAREN
JIM LIND

S-5832 FILED APRIL 23, 1996

ADOPTED

(P. 1476)

Filed out 3 Order 4/24/96 (p. 1499)
- Motion to R/c by Mr Loun 4/24/96
- Motion prevailed 4/24/96 (p. 1499)

SENATE FILE 2195

S-5833

- 1 Amend the amendment, S-5829, to the House
- 2 amendment, S-5821, to Senate File 2195, as amended,
- 3 passed, and reprinted by the Senate, as follows:
- 4 1. Page 5, by striking lines 24 through 26.

By ROBERT DVORSKY
DERRYL McLAREN
JIM LIND

S-5833 FILED APRIL 23, 1996

ADOPTED

(P. 1476)

SENATE FILE 2195

S-5842

- 1 Amend the amendment, S-5829, to the House
- 2 amendment, S-5821, to Senate File 2195, as amended,
- 3 passed, and reprinted by the Senate, as follows:
- 4 1. Page 1, by inserting after line 44 the
- 5 following:
- 6 "____. It is also the intent of the general
- 7 assembly that the commission lease DS-1 or T-1
- 8 circuits for Part III connections currently using
- 9 analog technology."
- 10 2. Page 4, by striking lines 1 through 8.
- 11 3. Page 5, by striking line 17.
- 12 4. By renumbering, relettering, and correcting
- 13 internal references as necessary.

By ROBERT DVORSKY
MERLIN E. BARTZ

DERRYL McLAREN
TOM FLYNN

S-5842 FILED APRIL 24, 1996

ADOPTED

(P. 1499)

SENATE AMENDMENT TO HOUSE AMENDMENT TO
SENATE FILE 2195

H-6053

1 Amend the House amendment, S-5821, to Senate File
2 2195, as amended, passed, and reprinted by the Senate,
3 as follows:

4 1. By striking page 1, line 5, through page 4,
5 line 20, and inserting the following:

6 "Section 1. There is appropriated from the
7 general fund of the state to the Iowa communications
8 network fund created in section 8D.14 for the fiscal
9 year beginning July 1, 1996, and ending June 30, 1997,
10 the following amount, or so much thereof as is
11 necessary, to be used for the purpose designated:

12 For debt service:

13 \$ 12,754,000

14 Upon the appropriation of the funds in this section
15 to the Iowa communications network fund, the Iowa
16 telecommunications and technology commission shall
17 immediately transfer \$12,754,000 of the appropriated
18 amount to a separate fund established in the office of
19 the treasurer of state, to be used solely for debt
20 service for the Iowa communications network. The
21 commission shall certify to the treasurer of state
22 when a debt service payment is due, and upon receipt
23 of the certification the treasurer shall make the
24 payment. The commission shall pay any additional
25 amount due from funds deposited in the Iowa
26 communications network fund.

27 Sec.2. PART III RELATED APPROPRIATIONS.

28 1. PART III AUTHORIZED USERS.

29 a. There is appropriated from the rebuild Iowa
30 infrastructure fund of the state created in section
31 8.57, subsection 5, to the Iowa communications network
32 fund under the control of the Iowa telecommunications
33 and technology commission for the fiscal year
34 beginning July 1, 1996, and ending June 30, 1997, the
35 following amount, or so much thereof as is necessary,
36 to be used for the purpose designated:

37 For the connection of a minimum of 110 Part III
38 authorized users as determined by the commission and
39 communicated to the general assembly:

40 \$ 19,600,095

41 b. It is the intent of the general assembly that
42 the connection of the authorized user sites pursuant
43 to this subsection be awarded based upon the Part III
44 contracts executed in 1995.

45 c. It is also the intent of the general assembly
46 that the commission lease DS-1 or T-1 circuits for
47 Part III connections currently using analog
48 technology.

49 d. Notwithstanding the fact that funds
50 appropriated pursuant to this subsection will not be

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1 made available prior to July 1, 1996, the Iowa
2 telecommunications and technology commission is
3 authorized to negotiate and enter into contracts for
4 ordering necessary equipment related to the completion
5 of the connections authorized in paragraph "a" as
6 deemed appropriate by the commission upon the
7 effective date of this paragraph.

8 2. PART III NETWORK COSTS -- SUBSIDIZATION FUND.

9 There is appropriated from the general fund of the
10 state to the Iowa communications network fund created
11 in section 8D.14 for the fiscal year beginning July 1,
12 1996, and ending June 30, 1997, the following amount,
13 or so much thereof as is necessary, to be used for the
14 purposes designated in this subsection:

15 For the subsidization of video rates for authorized
16 users as determined by the commission and consistent
17 with chapter 8D:

18	\$ 2,400,000
19	FTEs 57.00

20 3. PART III NETWORK COSTS -- MAINTENANCE AND LEASE
21 COSTS.

22 a. There is appropriated from the rebuild Iowa
23 infrastructure fund of the state created in section
24 8.57, subsection 5, to the Iowa communications network
25 fund under the control of the Iowa telecommunications
26 and technology commission for the fiscal year
27 beginning July 1, 1996, and ending June 30, 1997, the
28 following amount, or so much thereof as is necessary,
29 to be used for the purpose designated:

30 For maintenance costs and recurring lease costs as
31 provided in this subsection:

32	\$ 1,199,905
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33 b. As a condition of the appropriation in this
34 subsection, \$209,298 of the amount appropriated shall
35 be expended by the Iowa telecommunications and
36 technology commission for maintenance costs associated
37 with Part III connections of the network.

38 c. As a further condition of the appropriation in
39 this subsection, \$990,607 of the amount appropriated
40 shall be expended by the Iowa telecommunications and
41 technology commission for recurring lease costs
42 associated with Part III connections of the network.

43 4. SUPPORT SERVICES. There is appropriated from
44 the general fund of the state to the Iowa
45 communications network fund created in section 8D.14
46 for the fiscal year beginning July 1, 1996, and ending
47 June 30, 1997, the following amount, or so much
48 thereof as is necessary, to be used for the purposes
49 designated:

50 For purposes designated in paragraphs "a" and "b",

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1 and for not more than the following full-time
2 equivalent positions:

3 \$ 1,950,000
4FTEs 10.0

5 a. As a condition of the appropriation in this
6 subsection, \$450,000 of the amount appropriated shall
7 be expended by the public broadcasting division of the
8 department of education to provide support for
9 functions related to the network, including but not
10 limited to the following functions: scheduling for
11 video classrooms; development of distance learning
12 applications; development of a central information
13 source on the Internet relating to educational uses of
14 the network; second-line technical support for network
15 sites; testing and initializing sites onto the
16 network; and coordinating the work of the education
17 telecommunications council. The division is
18 authorized an additional 5.00 FTEs for a total of
19 10.00 FTEs for the purpose of providing such support.

20 b. As a further condition of the appropriation in
21 this subsection, \$1,500,000 of the amount appropriated
22 shall be allocated by the public broadcasting division
23 of the department of education to the regional
24 telecommunications councils established in section
25 8D.5. The regional telecommunications councils shall
26 use the funds to provide technical assistance for
27 network classrooms, planning and troubleshooting for
28 local area networks, scheduling of video sites, and
29 other related support activities.

30 5. SPARE PARTS. There is appropriated from the
31 rebuild Iowa infrastructure fund of the state created
32 in section 8.57, subsection 5, to the Iowa
33 communications network fund created in section 8D.14,
34 for the fiscal year beginning July 1, 1996, and ending
35 June 30, 1997, the following amount, or so much
36 thereof as is necessary, to be used for the purpose
37 designated:

38 For establishing and maintaining a spare parts
39 depot related to the network:
40 \$ 220,000

41 6. COMPUTERS, INTERNET CONNECTION, AND RELATED
42 COSTS. There is appropriated from the rebuild Iowa
43 infrastructure fund of the state created in section
44 8.57, subsection 5, to the Iowa communications network
45 fund created in section 8D.14, for the fiscal year
46 beginning July 1, 1996, and ending June 30, 1997, the
47 following amount, or so much thereof as is necessary,
48 to be used for the purpose designated:

49 For the purchase of computer equipment to be used
50 in connection with the network, providing for

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1 connections to the Internet through the use of the
2 network, and for maintaining the regional scheduling
3 system:

4 \$ 110,000

5 Sec. 3. There is appropriated from the general
6 fund of the state to the state board of regents for
7 the fiscal year beginning July 1, 1996, and ending
8 June 30, 1997, the following amount, or so much
9 thereof as is necessary, to be used for the purpose
10 designated:

11 For the center for educational technology at the
12 university of northern Iowa to coordinate staff
13 development for educators using educational technology
14 in this state:

15 \$ 500,000

16 Sec. 4. LEGISLATIVE INTENT.

17 1. It is the intent of the general assembly that
18 the Iowa telecommunications and technology commission
19 develop recommendations concerning the expenses which
20 should be recovered in the rates established by the
21 commission for use of the network, and any necessary
22 subsidies. The commission shall file a written report
23 concerning these recommendations with the senate
24 committee on communications and information policy and
25 the house of representatives committee on technology
26 by no later than January 13, 1997.

27 2. It is also the intent of the general assembly
28 that the education telecommunications council and the
29 regional telecommunications councils give priority to
30 network video usage during the normal school hours for
31 grades prekindergarten through twelve at those video
32 sites which are located within school district
33 facilities. The commission, in consultation with the
34 education telecommunications council, shall establish
35 a policy for flexibility of use for educational video
36 classrooms during normal school hours for events
37 unrelated to network use.

38 Sec. 5. CONTRACT MODIFICATION. Notwithstanding
39 section 8D.13, the commission is authorized to
40 negotiate a contract with Sooland Cable involving the
41 connection of five Part III sites, to provide for a
42 lump-sum payment at the time of installation and
43 activation of the circuit which will result in a real
44 savings within a range of \$23,400 up to \$27,000 per
45 site when compared to the original contract price.

46 Sec. 6. ADDITIONAL CONNECTIONS.

47 1. LEWIS CENTRAL HIGH SCHOOL. Notwithstanding
48 section 8D.13, subsection 5, the state may own and the
49 Iowa telecommunications and technology commission
50 shall provide for the construction and connection to

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1 the Iowa communications network of the Lewis Central
2 high school, located in Council Bluffs and contiguous
3 to the school for the deaf established under chapter
4 270.

5 2. ADDITIONS TO PART III. The Iowa
6 telecommunications and technology commission may
7 contract for construction relating to connections to
8 the Iowa communications network for the following
9 authorized users which were not identified in the
10 original Part III request for proposals, but which
11 meet the definition of a Part III user pursuant to
12 section 8D.13, subsection 2, paragraph "c":

13 a. Meservey-Thornton community school district,
14 Thornton.

15 b. Eldora state training school, Eldora.

16 c. Iowa juvenile home, Toledo.

17 d. Four oaks educational center, Cedar Rapids.

18 e. Keystone area education agency, Dubuque.

19 Sec. 7. EFFECTIVE DATE.

20 1. Section 2, subsection 1, paragraph "d", of this
21 Act, which authorizes the Iowa telecommunications and
22 technology commission to begin negotiations for
23 ordering necessary equipment prior to the availability
24 of funding, being deemed of immediate importance,
25 takes effect upon enactment.

26 2. Section 6, subsection 1, of this Act, which
27 authorizes the state to construct and own the Iowa
28 communications network connection to Lewis Central
29 high school, being deemed of immediate importance,
30 takes effect upon enactment."

RECEIVED FROM THE SENATE

H-6053 FILED APRIL 24, 1996

House Concurred
(p. 1924) 4-25-96

Dvorsky
Delahay
McLaren

SSB-2170
Communications &
Information Policy

SENATE FILE 1 HF 2195
BY (PROPOSED COMMITTEE ON
COMMUNICATIONS AND
INFORMATION POLICY BILL
BY CHAIRPERSON DVORSKY)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the Iowa communications network by providing
2 for state ownership of a Part III connection and for the
3 connection and support of certain Part III users, making
4 appropriations, and providing effective dates.

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

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1 Section 1. PART III RELATED APPROPRIATIONS.

2 1. PART III AUTHORIZED USERS.

3 a. There is appropriated from the rebuild Iowa
4 infrastructure fund of the state created in section 8.57,
5 subsection 5, to the Iowa communications network fund under
6 the control of the Iowa telecommunications and technology
7 commission for the fiscal year beginning July 1, 1996, and
8 ending June 30, 1997, the following amount, or so much thereof
9 as is necessary, to be used for the purpose designated:

10 For the connection of a minimum of 110 Part III authorized
11 users as determined by the commission and communicated to the
12 general assembly:

13 \$ 20,800,000

14 b. It is the intent of the general assembly that the
15 connection of the authorized user sites pursuant to this
16 subsection be awarded based upon the Part III contracts
17 executed in 1995.

18 c. It is the intent of the general assembly that the
19 appropriation provided for in this section and the connections
20 to be made with that appropriation represent the second phase
21 of contracts, the total cost of which is anticipated to be
22 approximately \$94,690,000. It is intended that the first four
23 years of the plan include the connection of a minimum of 474
24 Part III authorized users. It is anticipated that the total
25 cost of connections to be completed in the first four years of
26 the plan which are to be funded by the general assembly
27 through the rebuild Iowa infrastructure account of the state
28 created in section 8.57, subsection 5, is to be approximately
29 \$80,880,000 with additional lease costs to be incurred in
30 years five through eight of approximately \$13,810,000. The
31 costs identified in this paragraph include all maintenance
32 costs associated with state-owned hardware, a three percent
33 increase for inflation in fiscal year 1997-1998, and a six
34 percent increase for inflation in fiscal year 1998-1999.

35 d. Notwithstanding the fact that funds appropriated

1 pursuant to this subsection will not be made available prior
2 to July 1, 1996, the Iowa telecommunications and technology
3 commission is authorized to negotiate and enter into contracts
4 for ordering necessary equipment related to the completion of
5 the connections authorized in paragraph "a" as deemed
6 appropriate by the commission upon the effective date of this
7 paragraph.

8 2. SUPPORT SERVICES. There is appropriated from the
9 general fund of the state to the Iowa communications network
10 fund created in section 8D.14 for the fiscal year beginning
11 July 1, 1996, and ending June 30, 1997, the following amount,
12 or so much thereof as is necessary, to be used for the
13 purposes designated:

14 For purposes designated in paragraphs "a" and "b", and for
15 not more than the following full-time equivalent positions:
16 \$ 2,669,537
17FTEs 12.0

18 a. As a condition of the appropriation in this subsection,
19 \$808,037 of the amount appropriated shall be expended by the
20 public broadcasting division of the department of education to
21 provide support for functions related to the network,
22 including but not limited to the following functions:

23 scheduling for video classrooms; development of distance
24 learning applications; development of a central information
25 source on the Internet relating to educational uses of the
26 network; a spare parts depot; second-line technical support
27 for network sites; testing and initializing sites onto the
28 network; and coordinating the work of the education
29 telecommunications council. The division is authorized an
30 additional 7 FTEs for a total of 12 FTE positions for the
31 purpose of providing such support.

32 b. As a further condition of the appropriation in this
33 subsection, \$1,861,500 of the amount appropriated shall be
34 allocated by the public broadcasting division of the
35 department of education to the regional telecommunications

1 councils established in section 8D.5. The regional
2 telecommunications councils shall use the funds to provide
3 technical assistance for network classrooms, planning and
4 troubleshooting for local area networks, scheduling of video
5 sites, and other related support activities.

6 Sec. 2. There is appropriated from the general fund of the
7 state to the Iowa communications network fund created in
8 section 8D.14 for the fiscal year beginning July 1, 1996, and
9 ending June 30, 1997, the following amount, or so much thereof
10 as is necessary, to lease DS-1 or T-1 circuits for Part III
11 connections currently using analog technology:

12\$ 70,000

13 Sec. 3. There is appropriated from the rebuild Iowa
14 infrastructure fund of the state created in section 8.57,
15 subsection 5, to the department of public safety for the
16 fiscal year beginning July 1, 1996, and ending June 30, 1997,
17 the following amount, or so much thereof as is necessary, to
18 be used for the purpose designated:

19 For the purchase of terminal equipment and the payment of
20 other costs associated with the upgrade of the existing Iowa
21 online warrants and articles (IOWA) system to provide faster
22 data transmission capabilities to existing subscribers, and in
23 cooperation with the department of public defense to establish
24 comparable data transmission service to the emergency
25 management office in each county of the state:

26 \$ 300,000

27 Sec. 4. Section 8D.13, Code Supplement 1995, is amended by
28 adding the following new subsection:

29 NEW SUBSECTION. 17A. Access to the network shall be
30 offered to the department of public safety and the department
31 of public defense for the purpose of establishing and
32 operating a shared data network providing law enforcement,
33 emergency management, disaster service, emergency warning, and
34 other emergency information dissemination services to federal,
35 state, and local law enforcement agencies as provided in

1 section 80.9, and local emergency management offices
2 established under the authority of sections 29C.9 and 29C.10.

3 Sec. 5. ADDITIONAL CONNECTIONS.

4 1. LEWIS CENTRAL HIGH SCHOOL. Notwithstanding section
5 8D.13, subsection 5, the state may own and the Iowa
6 telecommunications and technology commission shall provide for
7 the construction and connection to the Iowa communications
8 network of the Lewis Central high school, located in Council
9 Bluffs and contiguous to the school for the deaf established
10 under chapter 270.

11 2. ADDITIONS TO PART III. The Iowa telecommunications and
12 technology commission is authorized to contract for
13 construction relating to connections to the Iowa
14 communications network for authorized users not identified in
15 the original Part III request for proposals, but which meet
16 the definition of a Part III user pursuant to section 8D.13,
17 subsection 2, paragraph "c".

18 Sec. 6. EFFECTIVE DATE.

19 1. Section 1, subsection 1, paragraph "d", of this Act,
20 which authorizes the Iowa telecommunications and technology
21 commission to begin negotiations for ordering necessary
22 equipment prior to the availability of funding, being deemed
23 of immediate importance, takes effect upon enactment.

24 2. Section 4 of this Act, which authorizes access to the
25 network to be offered to certain law enforcement and emergency
26 management agencies, being deemed of immediate importance,
27 takes effect upon enactment.

28 3. Section 5, subsection 1, of this Act, which authorizes
29 the state to construct and own the Iowa communications network
30 connection to Lewis Central high school, being deemed of
31 immediate importance, takes effect upon enactment.

32 EXPLANATION

33 This bill relates to the Iowa communications network by
34 appropriating moneys for various network purposes and
35 providing for the connection of additional Part III sites.

1 The bill appropriates for the 1996-1997 fiscal year
2 \$2,669,537 from the general fund for educational support
3 services and the support of 12 FTEs in the public broadcasting
4 division of the department of education; \$70,000 from the
5 general fund to lease DS-1 or T-1 circuits for Part III
6 connections currently using analog technology; \$300,000 from
7 the rebuild Iowa infrastructure account of the state to
8 purchase terminal equipment and to pay other costs associated
9 with the upgrade of the existing Iowa online warrants and
10 articles (IOWA) system to provide faster data transmission
11 capabilities to existing subscribers, and in cooperation with
12 the department of public defense to establish comparable data
13 transmission service to the emergency management office in
14 each county of the state; \$20,800,000 from the rebuild Iowa
15 infrastructure account of the state for the connection of a
16 minimum of 110 Part III authorized users.

17 The bill amends section 8D.13 to provide that access be
18 offered to the department of public safety and the department
19 of public defense for the purpose of establishing and
20 operating a shared data network providing law enforcement,
21 emergency management, disaster service, emergency warning, and
22 other emergency information dissemination services to federal,
23 state, and local law enforcement agencies.

24 The bill also authorizes the state to own a connection to
25 the network for the Lewis Central high school in Council
26 Bluffs, and authorizes the commission to contract for
27 construction relating to connections to the network for
28 authorized users not identified in the original Part III
29 request for proposals, but which meet the definition of a Part
30 III user pursuant to chapter 8D.

31 The bill provides for the immediate effect of section 1,
32 subsection 1, paragraph "d", which authorizes the Iowa
33 telecommunications and technology commission to begin
34 negotiations for ordering the necessary equipment associated
35 with the Part III connections funded in this bill prior to the

1 availability of the funding for such connections, for the
2 immediate effect of section 4 which authorizes access to the
3 network to certain law enforcement and emergency management
4 agencies, and for the immediate effect of section 5,
5 subsection 1, which authorizes the state to construct and own
6 the network connection to Lewis Central high school.

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TERRY E. BRANSTAD
GOVERNOR

OFFICE OF THE GOVERNOR

STATE CAPITOL
DES MOINES, IOWA 50319

515 281-5211

RECEIVED

MAY 10 1996

Legislative Service
Bureau

May 10, 1996

The Honorable Paul Pate
Secretary of State
State Capitol Building
LOCAL

Dear Mr. Secretary:

I hereby transmit Senate File 2195, an act relating to the Iowa communications network by providing for state ownership of a Part III connection and for the connection and support of certain Part III users, making appropriations, and providing effective dates.

Approval of this bill means that work can immediately proceed on connecting an additional 110 video classroom sites. This work represents the second year of a four-year commitment to construct Part III of the network.

Senate File 2195 is, therefore, approved on this date with the following exceptions, which I hereby disapprove.

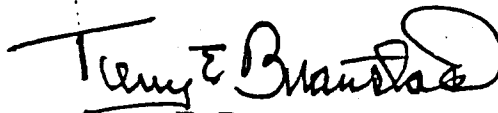
I am unable to approve the item designated as Section 2, subsection 5, in its entirety. This item appropriates \$220,000 for a spare parts depot. This amount exceeds the \$450,000 recommended in my budget and approved by the General Assembly which includes funding for the same purpose. The funding otherwise provided in the bill is sufficient.

I am unable to approve the item designated as Section 2, subsection 6, in its entirety. This item would provide for the purchase of new computers for a regional scheduling system. I support the concept of a regional scheduling system, however, I do not believe that new computers are needed for every new application. This effort can proceed without the additional \$110,000 in funding.

The Honorable Paul Pate
May 10, 1996
Page 2

For the above reasons, I hereby respectfully disapprove these items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 2195 are hereby approved as of this date.

Sincerely,

A handwritten signature in black ink, reading "Terry E. Branstad". The signature is written in a cursive style with a large, looping initial "T".

Terry E. Branstad
Governor

TEB/ps

cc: Secretary of the Senate
Chief Clerk of the House

SENATE FILE 2195

AN ACT

RELATING TO THE IOWA COMMUNICATIONS NETWORK BY PROVIDING FOR STATE OWNERSHIP OF A PART III CONNECTION AND FOR THE CONNECTION AND SUPPORT OF CERTAIN PART III USERS, MAKING APPROPRIATIONS, AND PROVIDING EFFECTIVE DATES.

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

Section 1. There is appropriated from the general fund of the state to the Iowa communications network fund created in section 8D.14 for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For debt service:

..... \$ 12,754,000

Upon the appropriation of the funds in this section to the Iowa communications network fund, the Iowa telecommunications and technology commission shall immediately transfer \$12,754,000 of the appropriated amount to a separate fund established in the office of the treasurer of state, to be used solely for debt service for the Iowa communications network. The commission shall certify to the treasurer of state when a debt service payment is due, and upon receipt of the certification the treasurer shall make the payment. The commission shall pay any additional amount due from funds deposited in the Iowa communications network fund.

Sec. 2. PART III RELATED APPROPRIATIONS.

1. PART III AUTHORIZED USERS.

a. There is appropriated from the rebuild Iowa infrastructure fund of the state created in section 8.57, subsection 5, to the Iowa communications network fund under the control of the Iowa telecommunications and technology commission for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the connection of a minimum of 110 Part III authorized users as determined by the commission and communicated to the general assembly:

..... \$ 19,600,095

b. It is the intent of the general assembly that the connection of the authorized user sites pursuant to this subsection be awarded based upon the Part III contracts executed in 1995.

c. It is also the intent of the general assembly that the commission lease DS-1 or T-1 circuits for Part III connections currently using analog technology.

d. Notwithstanding the fact that funds appropriated pursuant to this subsection will not be made available prior to July 1, 1996, the Iowa telecommunications and technology commission is authorized to negotiate and enter into contracts for ordering necessary equipment related to the completion of the connections authorized in paragraph "a" as deemed appropriate by the commission upon the effective date of this paragraph.

2. PART III NETWORK COSTS -- SUBSIDIZATION FUND. There is appropriated from the general fund of the state to the Iowa communications network fund created in section 8D.14 for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated in this subsection:

For the subsidization of video rates for authorized users as determined by the commission and consistent with chapter 8D:

..... \$ 2,400,000
 FTEs 57.00

3. PART III NETWORK COSTS -- MAINTENANCE AND LEASE COSTS.

a. There is appropriated from the rebuild Iowa infrastructure fund of the state created in section 8.57, subsection 5, to the Iowa communications network fund under the control of the Iowa telecommunications and technology commission for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For maintenance costs and recurring lease costs as provided in this subsection:

..... \$ 1,199,905

b. As a condition of the appropriation in this subsection, \$209,298 of the amount appropriated shall be expended by the Iowa telecommunications and technology commission for maintenance costs associated with Part III connections of the network.

c. As a further condition of the appropriation in this subsection, \$990,607 of the amount appropriated shall be expended by the Iowa telecommunications and technology commission for recurring lease costs associated with Part III connections of the network.

4. SUPPORT SERVICES. There is appropriated from the general fund of the state to the Iowa communications network fund created in section 8D.14 for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For purposes designated in paragraphs "a" and "b", and for not more than the following full-time equivalent positions:

..... \$ 1,950,000

..... FTEs 10.00

a. As a condition of the appropriation in this subsection, \$450,000 of the amount appropriated shall be expended by the

public broadcasting division of the department of education to provide support for functions related to the network, including but not limited to the following functions: scheduling for video classrooms; development of distance learning applications; development of a central information source on the Internet relating to educational uses of the network; second-line technical support for network sites; testing and initializing sites onto the network; and coordinating the work of the education telecommunications council. The division is authorized an additional 5.00 FTEs for a total of 10.00 FTEs for the purpose of providing such support.

b. As a further condition of the appropriation in this subsection, \$1,500,000 of the amount appropriated shall be allocated by the public broadcasting division of the department of education to the regional telecommunications councils established in section 8D.5. The regional telecommunications councils shall use the funds to provide technical assistance for network classrooms, planning and troubleshooting for local area networks, scheduling of video sites, and other related support activities.

5. SPARE PARTS. There is appropriated from the rebuild Iowa infrastructure fund of the state created in section 8.57, subsection 5, to the Iowa communications network fund created in section 8D.14, for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For establishing and maintaining a spare parts depot related to the network:

..... \$ 220,000

6. COMPUTERS, INTERNET CONNECTION, AND RELATED COSTS.

There is appropriated from the rebuild Iowa infrastructure fund of the state created in section 8.57, subsection 5, to the Iowa communications network fund created in section 8D.14,

Veto

Veto

for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the purchase of computer equipment to be used in connection with the network, providing for connections to the Internet through the use of the network, and for maintaining the regional scheduling system:

VETO

..... \$ 110,000

Sec. 3. There is appropriated from the general fund of the state to the state board of regents for the fiscal year beginning July 1, 1996, and ending June 30, 1997, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the center for educational technology at the university of northern Iowa to coordinate staff development for educators using educational technology in this state:

..... \$ 500,000

Sec. 4. LEGISLATIVE INTENT.

1. It is the intent of the general assembly that the Iowa telecommunications and technology commission develop recommendations concerning the expenses which should be recovered in the rates established by the commission for use of the network, and any necessary subsidies. The commission shall file a written report concerning these recommendations with the senate committee on communications and information policy and the house of representatives committee on technology by no later than January 13, 1997.

2. It is also the intent of the general assembly that the education telecommunications council and the regional telecommunications councils give priority to network video usage during the normal school hours for grades prekindergarten through twelve at those video sites which are located within school district facilities. The commission, in consultation with the education telecommunications council, shall establish a policy for flexibility of use for

educational video classrooms during normal school hours for events unrelated to network use.

Sec. 5. CONTRACT MODIFICATION. Notwithstanding section 8D.13, the commission is authorized to negotiate a contract with Sooland Cable involving the connection of five Part III sites, to provide for a lump-sum payment at the time of installation and activation of the circuit which will result in a real savings within a range of \$23,400 up to \$27,000 per site when compared to the original contract price.

Sec. 6. ADDITIONAL CONNECTIONS.

1. LEWIS CENTRAL HIGH SCHOOL. Notwithstanding section 8D.13, subsection 5, the state may own and the Iowa telecommunications and technology commission shall provide for the construction and connection to the Iowa communications network of the Lewis Central high school, located in Council Bluffs and contiguous to the school for the deaf established under chapter 270.

2. ADDITIONS TO PART III. The Iowa telecommunications and technology commission may contract for construction relating to connections to the Iowa communications network for the following authorized users which were not identified in the original Part III request for proposals, but which meet the definition of a Part III user pursuant to section 8D.13, subsection 2, paragraph "c":

- a. Meservey-Thornton community school district, Thornton.
- b. Eldora state training school, Eldora.
- c. Iowa juvenile home, Toledo.
- d. Four oaks educational center, Cedar Rapids.
- e. Keystone area education agency, Dubuque.

Sec. 7. EFFECTIVE DATE.

1. Section 2, subsection 1, paragraph "d", of this Act, which authorizes the Iowa telecommunications and technology commission to begin negotiations for ordering necessary equipment prior to the availability of funding, being deemed of immediate importance, takes effect upon enactment.

2. Section 6, subsection 1, of this Act, which authorizes the state to construct and own the Iowa communications network connection to Lewis Central high school, being deemed of immediate importance, takes effect upon enactment.

LEONARD L. BOSWELL
President of the Senate

RON J. CORBETT
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2195, Seventy-sixth General Assembly.

Item Veto
Approved 5/10/96, 1996

JOHN F. DWYER
Secretary of the Senate

TERRY E. BRANSTAD
Governor