

MAR 7 2000

APPROPRIATIONS

HOUSE FILE **2537**
BY HOUSER, BAUDLER, BARRY,
BOGCESS, DRAKE, HORBACH,
and WEIDMAN

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

A BILL FOR

1 An Act relating to the center for excellence in fundamental plant
2 science at Iowa state university of science and technology by
3 providing for an appropriation used to support the center
4 derived from research results and establishing a fund.

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

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HF 2537

1 Section 1. NEW SECTION. 266.47 CENTER FOR EXCELLENCE IN
2 FUNDAMENTAL PLANT SCIENCE -- DEPOSIT OF MONEYS DERIVED FROM
3 RESEARCH RESULTS.

4 The results of any research conducted by the center for
5 excellence in fundamental plant science established by Iowa
6 state university of science and technology, which are subject
7 to intellectual property rights, including patent, trademark,
8 or copyright, shall be held by the state in the name of Iowa
9 state university of science and technology. The university
10 may license persons to use the results of the research.
11 Licensing fees for such use shall be deposited into the
12 excellence in fundamental plant science fund created in
13 section 266.48. The university may provide that a person who
14 contributed to research pay a reduced licensing fee for the
15 use of results of that research.

16 Sec. 2. NEW SECTION. 266.48 EXCELLENCE IN FUNDAMENTAL
17 PLANT SCIENCE FUND -- APPROPRIATION TO THE EXCELLENCE IN
18 FUNDAMENTAL PLANT SCIENCE CENTER.

19 1. An excellence in fundamental plant science fund is
20 created in the state treasury under the control of Iowa state
21 university of science and technology.

22 2. The fund shall consist of any moneys received by Iowa
23 state university or the center for excellence in fundamental
24 plant science in license fees as provided in section 266.47 or
25 other moneys appropriated by the general assembly for
26 placement in the fund, and moneys available to and obtained or
27 accepted by the university or the center from the federal
28 government or private sources for placement in the fund.

29 3. There is appropriated from the fund amounts required by
30 the excellence in fundamental plant science center for the
31 exclusive purpose of supporting research by the center. The
32 treasurer of Iowa state university of science and technology
33 shall act as custodian of the fund and disburse amounts
34 contained in the fund as directed by the center. The
35 treasurer is authorized to invest the moneys deposited in the

1 fund as provided in section 12B.10. The income from such
2 investment shall be credited to and deposited in the fund.
3 Notwithstanding section 8.33, moneys in the fund are not
4 subject to reversion to the general fund of the state. The
5 finances of the fund shall be calculated on an accrual basis
6 in accordance with generally accepted accounting principles.
7 The auditor of state shall regularly perform audits of the
8 fund.

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EXPLANATION

10 This bill relates to research conducted by the center for
11 excellence in fundamental plant science which is part of Iowa
12 state university of science and technology. The bill provides
13 that results of any research conducted by the center subject
14 to intellectual property rights is to be held by the state in
15 the name of Iowa state university of science and technology.
16 The bill provides that the university may license persons to
17 use the results of the research. The bill provides that the
18 university may provide that a person who contributed to
19 research pay a reduced licensing fee for results of that
20 research.

21 The bill creates an excellence in fundamental plant science
22 fund in the state treasury under the control of Iowa state
23 university of science and technology. The bill provides that
24 moneys received by Iowa state university or the center for
25 excellence in fundamental plant science in license fees must
26 be deposited in the fund. The bill appropriates moneys from
27 the fund required by the center for the exclusive purpose of
28 supporting research by the center.

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