

# House File 772

## Bill Text

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HOUSE FILE 772

### AN ACT

1 5 RELATING TO AND MAKING APPROPRIATIONS FROM AND TO THE REBUILD  
1 6 IOWA INFRASTRUCTURE FUND AND THE IOWA RESOURCES ENHANCEMENT  
1 7 AND PROTECTION FUND TO STATE DEPARTMENTS AND AGENCIES,  
1 8 INCLUDING THE DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP,  
1 9 THE DEPARTMENT OF CULTURAL AFFAIRS, THE DEPARTMENT OF ECONOMIC  
1 10 DEVELOPMENT, THE DEPARTMENT OF CORRECTIONS, THE DEPARTMENT  
1 11 OF GENERAL SERVICES, THE IOWA STATE FAIR FOUNDATION, THE  
1 12 JUDICIAL BRANCH, THE LEGISLATIVE COUNCIL, THE DEPARTMENT OF  
1 13 NATURAL RESOURCES, THE DEPARTMENT OF PUBLIC DEFENSE, THE  
1 14 DEPARTMENT OF PUBLIC SAFETY, THE STATE BOARD OF REGENTS, THE  
1 15 STATE DEPARTMENT OF TRANSPORTATION, OFFICE OF TREASURER OF  
1 16 STATE, AND THE COMMISSION OF VETERANS AFFAIRS AND PROVIDING  
1 17 EFFECTIVE DATES.

1 18

1 19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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### DIVISION I

1 22

#### REBUILD IOWA INFRASTRUCTURE FUND

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#### DEPARTMENT OF CORRECTIONS

1 24

1 25 Section 1. There is appropriated from the rebuild Iowa  
1 26 infrastructure fund to the department of corrections for the  
1 27 fiscal biennium beginning July 1, 1999, and ending June 30,  
1 28 2001, the following amounts, or so much thereof as is  
1 29 necessary, to be used for the purposes designated:

1 30 1. For purchase and planning, design, and construction of  
1 31 a 170-bed facility at the Iowa medical and classification  
1 32 center at Oakdale:

1 32 FY 1999-2000 ..... \$ 3,750,000

1 33 FY 2000-2001 ..... \$ 2,500,000

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1 35 2. For purchase and installation of a boiler and related  
2 1 planning, design, and construction at the correctional  
2 2 facility at Rockwell City:

2 2 FY 1999-2000 ..... \$ 1,800,000

2 3 FY 2000-2001 ..... \$ 0

2 4

2 5 3. For planning, design, renovation, and construction of  
2 6 expansion projects at community-based correctional facilities:

2 6 FY 1999-2000 ..... \$ 2,000,000

2 7 FY 2000-2001 ..... \$ 0

2 8

2 9 4. For planning, design, renovation, and construction of  
2 10 expansion projects and for utility upgrades at the  
2 11 correctional facility at Mitchellville:

2 11 FY 1999-2000 ..... \$ 2,700,000

2 12 FY 2000-2001 ..... \$ 0

2 13

#### DEPARTMENT OF CULTURAL AFFAIRS

2 14

2 15 Sec. 2. There is appropriated from the rebuild Iowa  
2 16 infrastructure fund to the department of cultural affairs for  
2 17 the fiscal biennium beginning July 1, 1999, and ending June  
2 18 30, 2001, the following amounts, or so much thereof as is  
2 19 necessary, to be used for the purposes designated:

2 20 For historical site preservation grants, to be used for the  
2 21 restoration, preservation, and development of historical  
2 22 sites:

2 22 FY 1999-2000 ..... \$ 2,500,000  
2 23 FY 2000-2001..... \$ 1,450,000

2 24 Except as otherwise provided in this section, historical  
2 25 site preservation grants shall only be awarded for projects  
2 26 which meet the definition of "vertical infrastructure" in  
2 27 section 8.57, subsection 5, paragraph "c".

2 28 1. Of the amount appropriated in this section for the  
2 29 fiscal year beginning July 1, 1999, not more than \$600,000 may  
2 30 be used to fund a state contribution toward the restoration  
2 31 and renovation of the Salisbury house in Des Moines.

2 32 2. Of the amount appropriated in this section for the  
2 33 fiscal year beginning July 1, 1999, not more than \$50,000 may  
2 34 be used for research, preparation, and completion of a visual  
2 35 documentary of the historical renovation of the state capitol  
3 1 building, notwithstanding section 8.57, subsection 5,  
3 2 paragraph "c".

3 3 3. Of the amount appropriated in this section for fiscal  
3 4 year beginning July 1, 1999, not more than \$90,000 may be used  
3 5 to fund a state contribution toward publishing a book about  
3 6 African-American history in Iowa, notwithstanding section  
3 7 8.57, subsection 5, paragraph "c".

3 8 4. Of the amount appropriated in this section for the  
3 9 fiscal year beginning July 1, 1999, \$200,000 shall be used for  
3 10 the restoration of buildings which were designed by Frank  
3 11 Lloyd Wright and are listed on the national register of  
3 12 historic places and on the list of the top ten most endangered  
3 13 structures in the state by the Iowa historic preservation  
3 14 alliance, and up to \$400,000 may be used by the department for  
3 15 major maintenance on facilities under the purview of the  
3 16 department.

3 17 In making grants pursuant to this section, the department  
3 18 shall consider the existence and amount of other funds  
3 19 available to an applicant for the designated project. Except  
3 20 as provided in subsection 1, each grant awarded from moneys  
3 21 appropriated in this section shall not exceed \$100,000 per  
3 22 project. Not more than two grants may be awarded in each  
3 23 county.

3 24 DEPARTMENT OF ECONOMIC DEVELOPMENT

3 25 Sec. 3. There is appropriated from the rebuild Iowa  
3 26 infrastructure fund to the department of economic development  
3 27 for the fiscal biennium beginning July 1, 1999, and ending  
3 28 June 30, 2001, the following amounts, or so much thereof as is  
3 29 necessary, to be used for the purposes designated:

3 30 1. To be deposited in the physical infrastructure  
3 31 assistance fund created in section 15E.175:  
3 32 FY 1999-2000 ..... \$ 12,500,000  
3 33 FY 2000-2001 ..... \$ 12,500,000

3 34 a. Of the amount appropriated in this subsection for each  
3 35 fiscal year, up to \$5,000,000 may be used for purposes of the  
4 1 physical infrastructure assistance program. The department  
4 2 shall maximize these moneys, to the extent possible, for  
4 3 physical infrastructure assistance program projects which meet  
4 4 the definition of "vertical infrastructure", or for projects  
4 5 which facilitate the creation of "vertical infrastructure"  
4 6 projects. The department shall report to the general assembly  
4 7 by June 30 of each fiscal year for which funds are  
4 8 appropriated in this subsection regarding the amount of such  
4 9 funds used for "vertical infrastructure" projects and the  
4 10 amount of such funds used for projects which facilitate the  
4 11 creation of "vertical infrastructure".

4 12 b. Of the amount appropriated in this subsection for each  
4 13 fiscal year, \$7,500,000 shall be used by the department for  
4 14 accelerated career education program capital projects at  
4 15 community colleges which are authorized under chapter 260G, if  
4 16 enacted by 1999 Iowa Acts, Senate File 465, and which meet the  
4 17 definition of "vertical infrastructure" in section 8.57,  
4 18 subsection 5, paragraph "c". Of these amounts, \$3,000,000 in

4 19 each fiscal year shall be allocated equally among the  
4 20 community colleges in the state, to be used for such projects  
4 21 which meet all of the requirements in chapter 260G, if enacted  
4 22 by 1999 Iowa Acts, Senate File 465. If any portion of the  
4 23 equal allocation to a community college is not obligated or  
4 24 encumbered by April 1 of the fiscal year for which the  
4 25 allocation is made, the unobligated and unencumbered portions  
4 26 shall be available for use by other community colleges.

4 27 If 1999 Iowa Acts, Senate File 465, is enacted, the  
4 28 department shall adopt rules regarding development and funding  
4 29 of accelerated career education program capital projects. The  
4 30 rules shall provide for prioritization of funding for those  
4 31 projects which do all of the following:

4 32 (1) Demonstrate a lack of existing public or private  
4 33 infrastructure for development of the partnership.

4 34 (2) Provide evidence that the jobs which would result from  
4 35 the partnership would include wages, benefits, and other  
5 1 attributes that would improve the quality of employment within  
5 2 the region.

5 3 (3) Provide evidence of local public or private  
5 4 contributions which meet the requirements of chapter 260G, if  
5 5 enacted by 1999 Iowa Acts, Senate File 465.

5 6 (4) Enhance the geographic diversity of state investment  
5 7 in Iowa.

5 8 2. For deposit in the community attraction and tourism  
5 9 development fund to be used for the community attraction and  
5 10 tourism development program, as established in this Act,  
5 11 notwithstanding section 8.57, subsection 5, paragraph "c":  
5 12 FY 1999-2000 ..... \$ 12,500,000  
5 13 FY 2000-2001 ..... \$ 12,500,000

5 14 The department shall give special consideration to  
5 15 community attraction and development projects which involve  
5 16 public and private sector participation.

5 17 a. Of the amount appropriated in this subsection for each  
5 18 fiscal year, up to \$1,200,000 may be used for the development  
5 19 of marketing efforts and promotion of Iowa tourism attractions  
5 20 and events in outside markets. This out-of-state advertising  
5 21 shall be allocated equally among the three tourism regions in  
5 22 the state.

5 23 b. Notwithstanding any contrary provision of this  
5 24 subsection, of the amount appropriated in this subsection for  
5 25 the fiscal year beginning July 1, 1999, up to \$400,000 may be  
5 26 used to provide grants to up to three political subdivisions  
5 27 of the state to conduct a study of the feasibility and  
5 28 viability of developing and creating a multiple purpose  
5 29 attraction and tourism facility. No more than three grants  
5 30 shall be awarded under this paragraph. Each grant under this  
5 31 paragraph shall not exceed \$200,000 per study.

5 32 3. For deposit in the rural enterprise fund to be used for  
5 33 the dry fire hydrant and rural water supply education and  
5 34 demonstration project, notwithstanding section 8.57,  
5 35 subsection 5, paragraph "c":

6 1 FY 1999-2000 ..... \$ 100,000  
6 2 FY 2000-2001 ..... \$ 0

6 3 4. For deposit in the local housing assistance program  
6 4 fund created in section 15.354, in addition to the standing  
6 5 appropriation provided for in that section:

6 6 FY 1999-2000 ..... \$ 1,000,000  
6 7 FY 2000-2001 ..... \$ 0

6 8 5. To provide financial assistance in the form of grants,  
6 9 loans, or forgivable loans for advanced research and  
6 10 commercialization projects involving value-added agriculture,  
6 11 advanced technology, or biotechnology:

6 12 FY 1999-2000 ..... \$ 4,000,000  
6 13 FY 2000-2001 ..... \$ 4,000,000

6 14 The department shall adopt rules for awarding financial  
6 15 assistance under this subsection. The rules shall provide for

- 6 16 prioritization of applications for financial assistance which  
 6 17 do all of the following:
- 6 18 a. Demonstrate substantial regional or statewide economic  
 6 19 impact, as shown by independent analysis.
  - 6 20 b. Demonstrate capacity for the project to become self-  
 6 21 sustaining and self-sufficient.
  - 6 22 c. Contain substantial local public or private  
 6 23 contributions of at least 50 percent of the project costs.
  - 6 24 d. Enhance the geographic diversity of state investment in  
 6 25 Iowa.
  - 6 26 e. Demonstrate that the project is strategically aligned  
 6 27 with or otherwise supportive of existing regional or statewide  
 6 28 economic activities or initiatives.

6 29 DEPARTMENT OF GENERAL SERVICES

6 30 Sec. 4. There is appropriated from the rebuild Iowa  
 6 31 infrastructure fund to the department of general services for  
 6 32 the fiscal biennium beginning July 1, 1999, and ending June  
 6 33 30, 2001, the following amounts, or so much thereof as is  
 6 34 necessary, to be used for the purposes designated:

- 6 35 1. For major renovation and major repair needs including  
 7 1 health, life, and fire safety, for compliance with the federal  
 7 2 Americans With Disabilities Act for state-owned buildings and  
 7 3 facilities:  
 7 4 FY 1999-2000 ..... \$ 7,500,000  
 7 5 FY 2000-2001 ..... \$ 7,500,000  
 7 6 Notwithstanding section 8.57, subsection 5, paragraph "c",  
 7 7 of the amount appropriated for each fiscal year in this  
 7 8 subsection, up to \$800,000 may be used by the department for  
 7 9 routine maintenance needs for the capitol complex.
- 7 10 2. For critical and deferred maintenance at Terrace Hill:  
 7 11 FY 1999-2000 ..... \$ 50,000  
 7 12 FY 2000-2001 ..... \$ 50,000
- 7 13 3. For relocation of offices and other transition costs  
 7 14 associated with renovation projects on the capitol complex:  
 7 15 FY 1999-2000 ..... \$ 2,094,000  
 7 16 FY 2000-2001 ..... \$ 1,668,000
- 7 17 4. For renovation of the Lucas state office building:  
 7 18 FY 1999-2000 ..... \$ 4,026,000  
 7 19 FY 2000-2001 ..... \$ 2,650,000
- 7 20 5. For improvements to parking lot 4 on the capitol  
 7 21 complex:  
 7 22 FY 1999-2000 ..... \$ 200,000  
 7 23 FY 2000-2001 ..... \$ 0
- 7 24 6. For construction of a parking structure located at the  
 7 25 northwest corner of the capitol complex:  
 7 26 FY 1999-2000 ..... \$ 3,500,000  
 7 27 FY 2000-2001 ..... \$ 0
- 7 28 With respect to the proposed construction, financing, and  
 7 29 anticipated operation and maintenance of the parking  
 7 30 structure, the department shall, in cooperation and  
 7 31 consultation with the department of management, a  
 7 32 representative of the general assembly, and the treasurer of  
 7 33 state, develop cost data for the construction, operation, and  
 7 34 maintenance of the structure.
- 7 35 7. For demolition of executive hills and the capitol annex  
 8 1 on the capitol complex:  
 8 2 FY 1999-2000 ..... \$ 750,000  
 8 3 FY 2000-2001 ..... \$ 750,000
- 8 4 8. For renovation of the old historical building:  
 8 5 FY 1999-2000 ..... \$ 5,899,155  
 8 6 FY 2000-2001 ..... \$ 5,842,425
- 8 7 9. For utility upgrades and for construction and  
 8 8 renovation of the school, gym, multipurpose center, and living  
 8 9 unit at the state training school at Eldora:  
 8 10 FY 1999-2000 ..... \$ 4,000,000  
 8 11 FY 2000-2001 ..... \$ 0
- 8 12 10. For renovations at the Toledo juvenile home:

8 13 FY 1999-2000 ..... \$ 250,000  
 8 14 FY 2000-2001 ..... \$ 250,000  
 8 15 11. For capitol interior restoration:  
 8 16 FY 1999-2000..... \$ 4,381,000  
 8 17 FY 2000-2001..... \$ 4,324,100

8 18 The department shall cooperate with the legislative and  
 8 19 judicial branches regarding decisions involving the  
 8 20 renovation, remodeling, preparation, or assignment of space  
 8 21 occupied or used by the respective branches within the state  
 8 22 capitol building pursuant to section 2.43.

8 23 Of the amount appropriated in this subsection for the  
 8 24 fiscal year beginning July 1, 1999, \$50,000 shall be allocated  
 8 25 to the department of cultural affairs to be used to conduct a  
 8 26 study to stabilize the battle flag collection's condition by a  
 8 27 professional flag conservator and for other necessary expenses  
 8 28 incurred by the department, notwithstanding section 8.57,  
 8 29 subsection 5, paragraph "c".

8 30 12. For renovation of office space occupied or used by the  
 8 31 governor, governor's staff, and department of management in  
 8 32 the state capitol building:

8 33 FY 1999-2000..... \$ 250,000  
 8 34 FY 2000-2001..... \$ 0

8 35 13. For renovations to and shelving for the fifth floor of  
 9 1 the law library in the state capitol building:

9 2 FY 1999-2000..... \$ 400,000  
 9 3 FY 2000-2001..... \$ 0

9 4 14. For a study to determine the requirements for and  
 9 5 feasibility of constructing a pedestrian bridge across court  
 9 6 avenue to connect the new judicial building with other areas  
 9 7 of the capitol complex:

9 8 FY 1999-2000..... \$ 25,000  
 9 9 FY 2000-2001..... \$ 0

9 10 15. For the design and construction of an Iowa hall of  
 9 11 pride:

9 12 FY 1999-2000..... \$ 1,500,000  
 9 13 FY 2000-2001..... \$ 275,000

9 14 The department may enter into an agreement under chapter  
 9 15 28E with public and private agencies for purposes of planning,  
 9 16 designing, constructing, operating, and maintaining an Iowa  
 9 17 hall of pride on the capitol complex.

9 18 The legislative council shall review and approve design and  
 9 19 location proposals for construction of the Iowa hall of pride.  
 9 20 The department shall submit a report to the general assembly  
 9 21 regarding the operational and maintenance aspects of the Iowa  
 9 22 hall of pride.

9 23 IOWA STATE FAIR FOUNDATION

9 24 Sec. 5. There is appropriated from the rebuild Iowa  
 9 25 infrastructure fund to the Iowa state fair foundation for the  
 9 26 fiscal biennium beginning July 1, 1999, and ending June 30,  
 9 27 2001, the following amounts, or so much thereof as is  
 9 28 necessary, to be used for the purpose designated:

9 29 For design and construction of a varied industries building  
 9 30 at the state fairgrounds:

9 31 FY 1999-2000 ..... \$ 5,000,000  
 9 32 FY 2000-2001 ..... \$ 5,000,000

9 33 It is the intent of the general assembly that the amounts  
 9 34 appropriated in this subsection shall be the final  
 9 35 appropriations for the designated project.

10 1 JUDICIAL BRANCH

10 2 Sec. 6. There is appropriated from the rebuild Iowa  
 10 3 infrastructure fund to the judicial branch for the fiscal  
 10 4 biennium beginning July 1, 1999, and ending June 30, 2001, the  
 10 5 following amounts, or so much thereof as is necessary, to be  
 10 6 used for the purposes designated:

10 7 For planning, design, and construction of a new judicial  
 10 8 building:

10 9 FY 1999-2000 ..... \$ 10,000,000

10 10 FY 2000-2001 ..... \$ 10,000,000

10 11 LEGISLATIVE COUNCIL

10 12 Sec. 7. There is appropriated from the rebuild Iowa

10 13 infrastructure fund to the legislative council, for the fiscal

10 14 biennium beginning July 1, 1999, and ending June 30, 2001, the

10 15 following amounts, or so much thereof as is necessary, to be

10 16 used for the purposes designated, notwithstanding section

10 17 8.57, subsection 5, paragraph "c":

10 18 For planning, design, and construction of legislative

10 19 support space in the area of the capitol complex:

10 20 FY 1999-2000..... \$ 1,600,000

10 21 FY 2000-2001..... \$ 0

10 22 DEPARTMENT OF PUBLIC DEFENSE

10 23 Sec. 8. There is appropriated from the rebuild Iowa

10 24 infrastructure fund to the department of public defense for

10 25 the fiscal biennium beginning July 1, 1999, and ending June

10 26 30, 2001, the following amounts, or so much thereof as is

10 27 necessary, to be used for the purpose designated:

10 28 For maintenance and repair of national guard armories and

10 29 facilities:

10 30 FY 1999-2000 ..... \$ 700,000

10 31 FY 2000-2001 ..... \$ 700,000

10 32 DEPARTMENT OF PUBLIC SAFETY

10 33 Sec. 9. There is appropriated from the rebuild Iowa

10 34 infrastructure fund to the department of public safety for the

10 35 fiscal biennium beginning July 1, 1999, and ending June 30,

11 1 2001, the following amounts, or so much thereof as is

11 2 necessary, to be used for the purposes designated:

11 3 1. For construction of a new patrol post in District 2:

11 4 FY 1999-2000 ..... \$ 1,500,000

11 5 FY 2000-2001 ..... \$ 0

11 6 2. For a study to determine the requirements for and

11 7 feasibility of the relocation of department offices and the

11 8 location of the laboratory for the state medical examiner and

11 9 the state medical examiner's staff, notwithstanding section

11 10 8.57, subsection 5, paragraph "c":

11 11 FY 1999-2000 ..... \$ 150,000

11 12 FY 2000-2001 ..... \$ 0

11 13 3. For a study to determine the requirements for and

11 14 feasibility of a pursuit driving track, notwithstanding

11 15 section 8.57, subsection 5, paragraph "c":

11 16 FY 1999-2000 ..... \$ 150,000

11 17 FY 2000-2001 ..... \$ 0

11 18 4. For planning, design, and construction of a pursuit

11 19 driving training track:

11 20 FY 1999-2000 ..... \$ 0

11 21 FY 2000-2001 ..... \$ 1,000,000

11 22 STATE BOARD OF REGENTS

11 23 Sec. 10. There is appropriated from the rebuild Iowa

11 24 infrastructure fund to the state board of regents for the

11 25 fiscal biennium beginning July 1, 1999, and ending June 30,

11 26 2001, the following amounts, or so much thereof as is

11 27 necessary, to be used for the projects designated:

11 28 1. For construction of a recreation complex at the Iowa

11 29 school for the deaf:

11 30 FY 1999-2000 ..... \$ 3,200,000

11 31 FY 2000-2001 ..... \$ 0

11 32 2. For major maintenance needs at the Iowa school for the

11 33 deaf and the Iowa braille and sight saving school:

11 34 FY 1999-2000 ..... \$ 1,285,000

11 35 FY 2000-2001 ..... \$ 0

12 1 3. For improvements to Gilman hall at Iowa state

12 2 university of science and technology:

12 3 FY 1999-2000 ..... \$ 0

12 4 FY 2000-2001 ..... \$ 8,750,000

12 5 It is the intent of the general assembly that, in order to

12 6 supplement the recent gift of \$10,000,000 to the Iowa state

12 7 university of science and technology for a new business  
12 8 college building, the next capital project which shall be  
12 9 funded at the university is a new business college building.  
12 10 4. For continued renovation of the biology complex at the  
12 11 state university of Iowa:

12 12	FY 1999-2000 .....	\$	0
12 13	FY 2000-2001 .....	\$	14,086,000

12 14 5. For upgrades and improvements to the steam distribution  
12 15 system at the university of northern Iowa:

12 16	FY 1999-2000 .....	\$	0
12 17	FY 2000-2001 .....	\$	3,500,000

12 18 STATE DEPARTMENT OF TRANSPORTATION

12 19 Sec. 11. There is appropriated from the rebuild Iowa  
12 20 infrastructure fund to the state department of transportation  
12 21 for the fiscal biennium beginning July 1, 1999, and ending  
12 22 June 30, 2001, the following amounts, or so much thereof as is  
12 23 necessary, to be used for the purposes designated:

12 24 1. For vertical infrastructure improvements at all 10 of  
12 25 the commercial air service airports within the state:

12 26	FY 1999-2000 .....	\$	1,000,000
12 27	FY 2000-2001 .....	\$	1,000,000

12 28 For each fiscal year for which funds are appropriated in  
12 29 this subsection, one-half of the funds appropriated shall be  
12 30 allocated equally between each commercial service airport and  
12 31 one-half of the funds shall be allocated based on the  
12 32 percentage that the number of enplaned passengers at each  
12 33 commercial service airport bears to the total number of  
12 34 enplaned passengers in the state during the previous fiscal  
12 35 year. In order for a commercial service airport to receive  
13 1 funding under this subsection, the airport shall be required  
13 2 to submit applications for funding of specific projects to the  
13 3 department for approval by the state transportation  
13 4 commission.

13 5 2. For vertical infrastructure improvements at publicly  
13 6 owned airports within the state:

13 7	FY 1999-2000 .....	\$	500,000
13 8	FY 2000-2001 .....	\$	0

13 9 The state department of transportation shall establish a  
13 10 grant program for disbursement of funds appropriated pursuant  
13 11 to this subsection. The program shall provide grants to  
13 12 publicly owned airports within the state for infrastructure  
13 13 improvements based on an applicant airport's need for the  
13 14 improvements and its financial need. The department shall  
13 15 adopt rules to administer the program.

13 16 3. For acquiring, constructing, and improving recreational  
13 17 trails within the state:

13 18	FY 1999-2000 .....	\$	2,250,000
13 19	FY 2000-2001 .....	\$	2,250,000

13 20 None of the funds appropriated in this subsection shall be  
13 21 used for the acquisition of land by involuntary condemnation  
13 22 for recreational trail projects or for recreational trail  
13 23 projects on land acquired by involuntary condemnation on or  
13 24 after the effective date of this section of this Act.

13 25 Of the amount appropriated in this subsection for each  
13 26 fiscal year, \$1,000,000 shall be used for funding, on a  
13 27 matching basis, recreational trail projects, with priority  
13 28 given to completion of trail connections and sections between  
13 29 existing trails and parks within the established state  
13 30 recreational trails system. Such projects shall be matched by  
13 31 one dollar of private or other funds for each three dollars of  
13 32 state funds.

13 33 Of the amount appropriated in this subsection for each  
13 34 fiscal year, up to \$250,000 shall be used for off-road-vehicle  
13 35 trail projects.

14 1 OFFICE OF TREASURER OF STATE

14 2 Sec. 12. There is appropriated from the rebuild Iowa  
14 3 infrastructure fund to the office of treasurer of state for

14 4 the fiscal biennium beginning July 1, 1999, and ending June  
 14 5 30, 2001, the following amounts, or so much thereof as is  
 14 6 necessary, to be used for the purpose designated:  
 14 7 For county fair infrastructure improvements for  
 14 8 distribution in accordance with chapter 174 to qualified fairs  
 14 9 which belong to the association of Iowa fairs:  
 14 10 FY 1999-2000 ..... \$ 1,060,000  
 14 11 FY 2000-2001 ..... \$ 1,060,000

14 12 COMMISSION OF VETERANS AFFAIRS

14 13 Sec. 13. There is appropriated from the rebuild Iowa  
 14 14 infrastructure fund to the commission of veterans affairs for  
 14 15 the fiscal biennium beginning July 1, 1999, and ending June  
 14 16 30, 2001, the following amounts, or so much thereof as is  
 14 17 necessary, to be used for the purposes designated:

14 18 1. For the renovation of facilities at the veterans home:  
 14 19 FY 1999-2000 ..... \$ 0  
 14 20 FY 2000-2001 ..... \$ 734,605

14 21 2. For expansion of the food preparation area and dining  
 14 22 room at the veterans home:  
 14 23 FY 1999-2000 ..... \$ 0  
 14 24 FY 2000-2001 ..... \$ 2,424,244

14 25 Sec. 14. REVERSION. In accordance with section 8.33,  
 14 26 moneys appropriated for capital expenditures in this division  
 14 27 of this Act that remain unencumbered or unobligated at the  
 14 28 close of the fiscal year that begins July 1, 2003, shall  
 14 29 revert at the close of that fiscal year. However, if the  
 14 30 projects for which the moneys are appropriated are completed  
 14 31 in an earlier fiscal year, unencumbered or unobligated moneys  
 14 32 shall revert at the close of that fiscal year.

14 33 DIVISION II

14 34 NATURAL RESOURCES

14 35 REBUILD IOWA INFRASTRUCTURE FUND

15 1 DEPARTMENT OF AGRICULTURE

15 2 AND LAND STEWARDSHIP

15 3 Sec. 15. There is appropriated from the rebuild Iowa  
 15 4 infrastructure fund, to the division of soil conservation  
 15 5 located in the department of agriculture and land stewardship  
 15 6 for the fiscal biennium beginning July 1, 1999, and ending  
 15 7 June 30, 2001, the following amounts, or so much thereof as is  
 15 8 necessary, to be used for the purposes designated,  
 15 9 notwithstanding section 8.57, subsection 5, paragraph "c":

15 10 1. For deposit in the loess hills development and  
 15 11 conservation fund created in section 161D.2 to be allocated as  
 15 12 provided in chapter 161D:  
 15 13 FY 1999-2000 ..... \$ 2,000,000  
 15 14 FY 2000-2001 ..... \$ 2,000,000

15 15 Of the amount appropriated in this subsection for each  
 15 16 fiscal year, \$1,500,000 shall be allocated to the hungry  
 15 17 canyons account created in section 161D.2, as amended by 1999  
 15 18 Iowa Acts, House File 218, if enacted.

15 19 Of the amount appropriated in this subsection for each  
 15 20 fiscal year, \$500,000 shall be allocated to the preservation  
 15 21 and development account created in section 161D.2, as amended  
 15 22 by 1999 Iowa Acts, House File 218, if enacted, to be used by  
 15 23 the loess hills preservation and development alliance.

15 24 2. For deposit in the alternative drainage system  
 15 25 assistance fund created in section 159.29A to be used for  
 15 26 purposes of supporting the alternative drainage system  
 15 27 assistance program as provided in section 159.29B:  
 15 28 FY 1999-2000 ..... \$ 2,200,000  
 15 29 FY 2000-2001 ..... \$ 2,000,000

15 30 Of the amount appropriated in this subsection for the  
 15 31 fiscal year beginning July 1, 1999, up to \$200,000 may be used  
 15 32 to provide assistance for closing agricultural drainage wells  
 15 33 and constructing alternative drainage systems in Pocahontas  
 15 34 county.

15 35 It is the intent of the general assembly that a portion of



16 1 the funds appropriated in this subsection for the fiscal year  
16 2 beginning July 1, 1999, be used to provide adequate assistance  
16 3 for closing agricultural drainage wells and constructing  
16 4 alternative drainage systems in Humboldt county.

16 5 3. To provide financial incentives for soil conservation  
16 6 practices under chapter 161A:  
16 7 FY 1999-2000 ..... \$ 1,000,000  
16 8 FY 2000-2001 ..... \$ 1,500,000

16 9 a. Not more than 5 percent of the moneys appropriated in  
16 10 this subsection may be allocated for cost-sharing to abate  
16 11 complaints filed under section 161A.47.

16 12 b. Of the moneys appropriated in this subsection, 5  
16 13 percent shall be allocated for financial incentives to  
16 14 establish practices to protect watersheds above publicly owned  
16 15 lakes of the state from soil erosion and sediment as provided  
16 16 in section 161A.73.

16 17 c. Not more than 30 percent of a district's allocation of  
16 18 moneys as financial incentives may be provided for the purpose  
16 19 of establishing management practices to control soil erosion  
16 20 on land that is row-cropped, including but not limited to no-  
16 21 till planting, ridge-till planting, contouring, and contour  
16 22 strip-cropping as provided in section 161A.73.

16 23 d. The state soil conservation committee created in  
16 24 section 161A.4 may allocate moneys appropriated in this  
16 25 subsection to conduct research and demonstration projects to  
16 26 promote conservation tillage and nonpoint source pollution  
16 27 control practices.

16 28 e. The financial incentive payments may be used in  
16 29 combination with department of natural resources moneys.

16 30 4. For accelerating watershed protection efforts to reduce  
16 31 soil erosion, protect water quality, and provide flood control  
16 32 in priority watersheds in the state:

16 33 FY 1999-2000 ..... \$ 1,250,000  
16 34 FY 2000-2001 ..... \$ 1,250,000

16 35 a. On or after February 1, 2000, a retail dealer shall not  
17 1 offer for sale in this state a motor vehicle fuel that  
17 2 contains more than two percent of methyl tertiary butyl ether  
17 3 by volume as provided by rules adopted by the department. The  
17 4 department shall adopt rules necessary in order to ensure that  
17 5 methyl tertiary butyl ether does not cause a threat to the  
17 6 public health or environment by contaminating groundwater or  
17 7 surface water in this state.

17 8 b. The legislative council is requested to establish an  
17 9 interim committee to study issues relating to the sale, use,  
17 10 and health and environmental effects of oxygenate enhancers  
17 11 contained in motor vehicle fuel, including but not limited to  
17 12 ethanol and methyl tertiary butyl ether. The interim  
17 13 committee shall report the findings and recommendations of its  
17 14 study, including any proposed legislation, to the general  
17 15 assembly as required by the legislative council prior to the  
17 16 2000 Session of the Seventy-eighth General Assembly.

17 17 c. At sites where groundwater or soil monitoring is  
17 18 required, pursuant to section 455B.474, subsection 1,  
17 19 paragraph "d", "f", or "h", the department of natural  
17 20 resources shall require that monitoring include testing for  
17 21 the presence of methyl tertiary butyl ether from the locations  
17 22 where other sample analyses are required. The department  
17 23 shall provide regular updates to the interim committee  
17 24 established in paragraph "b" as required by the interim  
17 25 committee. The department shall report the findings and  
17 26 recommendations of the testing to the general assembly prior  
17 27 to the 2000 Session of the Seventy-eighth General Assembly.

17 28 DEPARTMENT OF NATURAL RESOURCES

17 29 Sec. 16. There is appropriated from the rebuild Iowa  
17 30 infrastructure fund to the department of natural resources for  
17 31 the fiscal biennium beginning July 1, 1999, and ending June  
17 32 30, 2001, the following amounts, or so much thereof as is

17 33 necessary, to be used for the purposes designated:

17 34 1. For recreational grants to be used for the restoration  
17 35 or construction of recreational complexes or facilities under  
18 1 the recreational grant matching program:

18 2 FY 1999-2000 ..... \$ 3,500,000  
18 3 FY 2000-2001 ..... \$ 3,500,000

18 4 Matching grants awarded from the funds appropriated in this  
18 5 subsection shall be awarded on a matching basis of one dollar  
18 6 for every two dollars the applicant has raised. Each grant  
18 7 shall not exceed \$100,000 per project.

18 8 The department shall give special consideration to  
18 9 recreational complex or facility projects which involve public  
18 10 and private sector participation.

18 11 2. For the dredging of lakes, including necessary  
18 12 preparation for dredging, in accordance with the department's  
18 13 classification of Iowa lakes restoration report,  
18 14 notwithstanding section 8.57, subsection 5, paragraph "c":

18 15 FY 1999-2000 ..... \$ 4,200,000  
18 16 FY 2000-2001 ..... \$ 4,200,000

18 17 a. Of the amount appropriated in this subsection for each  
18 18 fiscal year, up to \$200,000 may be used by the department to  
18 19 conduct feasibility studies for rehabilitation of state-owned  
18 20 or other public lakes in cooperation with local project  
18 21 sponsors. The department shall match the cost of the studies  
18 22 at a rate of one dollar of state moneys for every one dollar  
18 23 of local project moneys raised.

18 24 b. Of the amount appropriated in this subsection for each  
18 25 fiscal year, up to \$600,000 may be used by the department to  
18 26 provide assistance to qualified applicants for purposes of  
18 27 financing capital improvements to natural or constructed lakes  
18 28 including but not limited to dredging, installation or repair  
18 29 of erosion control measures, and land acquisition. To qualify  
18 30 for assistance, an applicant must be a nonprofit organization  
18 31 based in the community where the lake is located which is  
18 32 active in sponsoring improvements to the lake and is capable  
18 33 of managing or overseeing the improvements or be a  
18 34 governmental body. Assistance shall not be provided to  
18 35 construct a new lake. Notwithstanding any contrary provision  
19 1 of this subsection, the department may consider grants for any  
19 2 public lakes.

19 3 c. To qualify for assistance under paragraph "b", an  
19 4 applicant must demonstrate that existing or planned  
19 5 infrastructure and practices are capable of ensuring long-term  
19 6 benefits to the lake. An applicant must also show that each  
19 7 dollar of assistance will be matched by one dollar contributed  
19 8 by a source other than the state.

19 9 d. The department shall adopt rules pursuant to chapter  
19 10 17A to administer this subsection.

19 11 3. For the purpose of funding capital projects from marine  
19 12 fuel tax receipts for the purposes specified in section  
19 13 452A.79, and notwithstanding section 8.57, subsection 5,  
19 14 paragraph "c", for expenditures for the local cost share  
19 15 grants to be used for capital expenditures to local  
19 16 governmental units for boating accessibility:

19 17 FY 1999-2000..... \$ 2,300,000  
19 18 FY 2000-2001 ..... \$ 2,300,000

19 19 4. For the construction of the Elinor Bedell state park  
19 20 and wildlife conservation area:

19 21 FY 1999-2000 ..... \$ 275,000  
19 22 FY 2000-2001 ..... \$ 0

19 23 5. For establishment and operation of water quality  
19 24 monitoring stations, notwithstanding section 8.57, subsection  
19 25 5, paragraph "c":

19 26 FY 1999-2000 ..... \$ 1,015,000  
19 27 FY 2000-2001 ..... \$ 1,015,000

19 28 Of the amount appropriated in this subsection for each  
19 29 fiscal year, \$15,000 shall be allocated to support a grant to

19 30 local sponsors of the Lewis and Clark rural water system in  
19 31 order to construct a system to provide safe and adequate  
19 32 municipal and rural water supplies for residential,  
19 33 commercial, agricultural, and industrial uses, to preserve  
19 34 wetlands, and to mitigate water conservation efforts. The  
19 35 local sponsors shall submit a report to the general assembly  
20 1 by January 1 of each of the fiscal years regarding the use of  
20 2 the moneys allocated in this paragraph and the status of the  
20 3 project.

20 4 6. For renovation of lake Belva Deer dam, notwithstanding  
20 5 section 8.57, subsection 5, paragraph "c":

20 6	FY 1999-2000 .....	\$	200,000
20 7	FY 2000-2001 .....	\$	200,000

20 8 7. For development and administration of a community-based  
20 9 grant distribution program to provide funding for the planting  
20 10 of trees throughout the state, notwithstanding section 8.57,  
20 11 subsection 5, paragraph "c":

20 12	FY 1999-2000 .....	\$	250,000
20 13	FY 2000-2001 .....	\$	250,000

20 14 The grant distribution program shall be coordinated through  
20 15 public and private partnerships. The department, after  
20 16 consultation with the "A Million More for 2004" legislative ad  
20 17 hoc committee, shall adopt rules to administer the program.

20 18 Sec. 17. REVERSION. In accordance with section 8.33,  
20 19 moneys appropriated for capital expenditures in this division  
20 20 of this Act that remain unencumbered or unobligated at the  
20 21 close of the fiscal year that begins July 1, 2003, shall  
20 22 revert at the close of that fiscal year. However, if the  
20 23 projects for which the moneys are appropriated are completed  
20 24 in an earlier fiscal year, unencumbered or unobligated moneys  
20 25 shall revert at the close of that fiscal year.

20 26 DIVISION III

20 27 RESOURCES ENHANCEMENT AND PROTECTION FUND

20 28 Sec. 18. GENERAL APPROPRIATION. Notwithstanding the  
20 29 amount of the standing appropriation from the general fund of  
20 30 the state under section 455A.18, subsection 3, there is  
20 31 appropriated from the rebuild Iowa infrastructure fund to the  
20 32 Iowa resources enhancement and protection fund, in lieu of the  
20 33 appropriation made in section 455A.18, for the fiscal period  
20 34 beginning July 1, 1999, and ending June 30, 2001, the  
20 35 following amounts, to be allocated as provided in section  
21 1 455A.19, notwithstanding section 8.57, subsection 5, paragraph  
21 2 "c":

21 3	FY 1999-2000 .....	\$	10,500,000
21 4	FY 2000-2001 .....	\$	10,500,000

21 5 DIVISION IV

21 6 SUPPLEMENTAL APPROPRIATIONS

21 7 Sec. 19. DEPARTMENT OF GENERAL SERVICES. There is  
21 8 appropriated from the rebuild Iowa infrastructure fund to the  
21 9 department of general services for the fiscal year beginning  
21 10 July 1, 1998, and ending June 30, 1999, the following amounts,  
21 11 or so much thereof as is necessary, to be used for the  
21 12 purposes designated:

21 13 For renovations, maintenance, and utility upgrades at the  
21 14 state hospital-schools at Glenwood and Woodward and at the  
21 15 state mental health institute at Independence:

21 16	.....	\$	3,600,000
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21 17 Notwithstanding section 8.33, unencumbered or unobligated  
21 18 funds remaining on June 30, 2001, from the funds remaining on  
21 19 June 30, 2001, from the funds appropriated in this section  
21 20 shall revert to the rebuild Iowa infrastructure fund.

21 21 Sec. 20. EFFECTIVE DATE. This division of this Act, being  
21 22 deemed of immediate importance, takes effect upon enactment.

21 23 DIVISION V

21 24 STATUTORY CHANGES

21 25 Sec. 21. Section [8.6](#), subsection 13, Code 1999, is amended  
21 26 to read as follows:

21 27 13. CAPITAL PROJECT BUDGETING REQUESTS. To compile  
21 28 annually all capital project budgeting requests of all state  
21 29 agencies, as defined in section 8.3A, and to consolidate the  
21 30 requests, with individual state agency priorities noted, into  
21 31 a report for submission

~~to the legislative capital projects~~

21 32

~~committee not later than November 1~~

~~with the budget documents~~

21 33 by the governor pursuant to section 8.22. Any additional  
21 34 information regarding the capital project budgeting requests  
21 35 or priorities shall be compiled and submitted in the same  
22 1 report.

22 2 Sec. 22. Section 8.6, subsection 14, unnumbered paragraph  
22 3 1, Code 1999, is amended to read as follows:

22 4 To prepare annually, in cooperation with the department of  
22 5 general services, a five-year capital project priority plan  
22 6 for all state agencies, as defined in section 8.3A, to be  
22 7 submitted

~~no later than November 1, to the legislative capital~~

22 8

~~projects committee~~

~~with the budget documents by the governor~~

22 9 pursuant to section 8.22. The plan shall include but is not  
22 10 limited to the following:

22 11 Sec. 23. NEW SECTION. 15.371 COMMUNITY ATTRACTION AND  
22 12 TOURISM DEVELOPMENT PROGRAM.

22 13 1. The department shall establish and administer a  
22 14 community attraction and tourism development program to assist  
22 15 communities in the development and creation of multiple  
22 16 purpose attraction and tourism facilities.

22 17 2. A political subdivision of the state or a public  
22 18 organization may submit an application to the department for  
22 19 financial assistance for a project under the program. The  
22 20 assistance shall be in the form of grants, loans, forgivable  
22 21 loans, and loan guarantees. The application shall include,  
22 22 but not be limited to, the following information:

22 23 a. The total capital investment of the project.

22 24 b. The amount or percentage of local and private matching  
22 25 moneys which will be or have been provided for the project.

22 26 c. The total number of jobs to be created or retained by  
22 27 the project.

22 28 d. The need of the community for the project and the  
22 29 financial assistance.

22 30 e. The long-term tax generating impact of the project.

22 31 Sec. 24. NEW SECTION. 15.372 COMMUNITY ATTRACTION AND  
22 32 TOURISM DEVELOPMENT FUND.

22 33 1. The department shall establish a community attraction  
22 34 and tourism development fund consisting of any moneys  
22 35 appropriated by the general assembly for that purpose and any  
23 1 other moneys available to and obtained or accepted by the  
23 2 department for placement in the fund.

23 3 2. Payments of interest, repayments of moneys loaned  
23 4 pursuant to this part, and recaptures of awards shall be  
23 5 deposited in the fund.

23 6 3. The fund shall be used to provide grants, loans,  
23 7 forgivable loans, and loan guarantees under the community  
23 8 attraction and tourism development program established in  
23 9 section 15.371.

23 10 4. Moneys in the fund are not subject to section 8.33.

23 11 Notwithstanding section 12C.7, subsection 2, interest or

23 12 earnings on moneys in the fund shall be credited to the fund.

23 13 Sec. 25. NEW SECTION. 15.373 COMMUNITY ATTRACTION AND  
23 14 TOURISM DEVELOPMENT PROGRAM REVIEW COMMITTEE APPLICATION  
23 15 REVIEW.

23 16 1. A community attraction and tourism development program  
23 17 review committee is established consisting of seven members.  
23 18 The director shall appoint three members representing the  
23 19 travel federation of Iowa, one member representing an  
23 20 association with expertise in the vertical infrastructure  
23 21 industry, one member representing an institution with  
23 22 expertise in economic promotion, and one member representing  
23 23 the professional developers of Iowa. The governor shall  
23 24 appoint the remaining member. The three members representing  
23 25 the travel federation of Iowa shall represent the three  
23 26 tourism regions, with one representing a county with a  
23 27 population of under fifty thousand, one representing a county  
23 28 with a population of at least fifty thousand but not more than  
23 29 one hundred thousand, and one representing a county with a  
23 30 population of more than one hundred thousand.

23 31 2. The community attraction and tourism development  
23 32 program review committee shall review applications for  
23 33 community attraction and tourism development fund assistance  
23 34 and make recommendations to the department regarding the  
23 35 applications. Upon review of the recommendations of the  
24 1 committee, the department shall approve, defer, or deny the  
24 2 application.

24 3 3. When reviewing the applications, the community  
24 4 attraction and tourism development program review committee  
24 5 and the department shall consider, at a minimum, all of the  
24 6 following:

24 7 a. Whether the wages, benefits, including health benefits,  
24 8 safety, and other attributes of the project would improve the  
24 9 quality of attraction and tourism employment in the community.

24 10 b. The extent to which such a project would generate  
24 11 additional attraction and tourism opportunities.

24 12 c. The ability of the project to produce a long-term tax  
24 13 generating economic impact.

24 14 d. The location of the projects and geographic diversity  
24 15 of the applications.

24 16 e. The extent to which any part of the proposed project  
24 17 meets the definition of vertical infrastructure in section  
24 18 8.57, subsection 5, paragraph "c".

24 19 Sec. 26. Section 161A.80, subsection 2, unnumbered  
24 20 paragraph 1, Code 1999, is amended to read as follows:

24 21 A blufflands protection revolving fund is created in the  
24 22 state treasury. All proceeds shall be divided into two equal  
24 23 accounts. One account shall be used for the purchase of  
24 24 blufflands along the Mississippi river and its tributaries and  
24 25 the other account shall be used for the purchase of blufflands  
24 26 along the Missouri river and its tributaries. The proceeds of  
24 27 the revolving fund are appropriated to make loans to  
24 28 conservation organizations which agree to purchase bluffland  
24 29 properties adjacent to state public lands. The department of  
24 30 agriculture and land stewardship, in conjunction with the  
24 31 department of natural resources, shall adopt rules pursuant to  
24 32 chapter 17A to administer the disbursement of funds.

24 33 Notwithstanding section 12C.7, interest or earnings on  
24 34 investments made pursuant to this section or as provided in  
24 35 section 12B.10 shall be credited to the blufflands protection  
25 1 revolving fund. Notwithstanding section 8.33, unobligated or  
25 2 unencumbered funds credited to the blufflands protection  
25 3 revolving fund shall not revert at the close of a fiscal year.  
25 4 However, the maximum balance in the blufflands protection fund  
25 5 shall not exceed two million five hundred thousand dollars.  
25 6 Any funds in excess of two million five hundred thousand  
25 7 dollars shall be credited to the rebuild Iowa infrastructure  
25 8 fund.

25 9 Sec. 27. NEW SECTION. 161C.7 WATERSHED PROTECTION.  
25 10 1. The department of agriculture and land stewardship  
25 11 shall initiate and coordinate the establishment of a watershed  
25 12 protection task force and provide staffing assistance to the  
25 13 task force. It is the intent of the general assembly that the  
25 14 task force include representatives of the department of  
25 15 agriculture and land stewardship, the department of natural  
25 16 resources, the emergency management division of the department  
25 17 of public defense, county conservation boards, soil and water  
25 18 conservation districts, and any other appropriate  
25 19 stakeholders. The task force shall study the condition of  
25 20 watershed protection in the state and provide recommendations  
25 21 to the department of agriculture and land stewardship  
25 22 regarding soil conservation, water quality protection, flood  
25 23 control, and other natural resource conservation issues. The  
25 24 task force shall submit recommendations to the department by  
25 25 January 1 of each year through January 1, 2001.

25 26 2. The department of agriculture and land stewardship  
25 27 shall implement and administer a watershed protection program.  
25 28 The department of agriculture and land stewardship, in  
25 29 consultation with the department of natural resources, shall  
25 30 annually establish a prioritized list of watersheds that are  
25 31 of the highest importance to the state's water quality. The  
25 32 watershed protection program shall, to the extent practical,  
25 33 target for assistance those watersheds on the prioritized  
25 34 list. A soil and water conservation district, in cooperation  
25 35 with state agencies, local units of government, and private  
26 1 organizations, may submit an application for assistance to the  
26 2 department which provides a strategy for protecting soil,  
26 3 water quality, and other natural resources, and improving  
26 4 flood control in the watershed. Upon approval of an  
26 5 application, the department may provide a grant to the soil  
26 6 and water conservation district for purposes of carrying out  
26 7 the strategy provided in the application.

26 8 3. A watershed protection account is created within the  
26 9 water protection fund created in section 161C.4. Moneys  
26 10 credited to the account shall be distributed under the  
26 11 watershed protection program.

26 12 4. Administrative rules used for water quality protection  
26 13 projects under the water protection fund shall be used to  
26 14 administer the watershed protection program.

26 15 Sec. 28. Section 173.2, subsection 3, Code 1999, is  
26 16 amended to read as follows:

26 17 3. One delegate, a resident of the county, to be appointed  
26 18 by the board of supervisors in each county where there is no  
26 19 such society, or when such society fails to report to the  
26 20

~~state fair board~~  
- association of Iowa fairs in the manner  
26 21 provided by law as a basis for state aid. The

~~board~~  
-  
26 22 association shall promptly report such failure to the county  
26 23 auditor.

26 24 Sec. 29. Section 174.3, Code 1999, is amended to read as  
26 25 follows:

26 26 174.3 CONTROL OF GROUNDS.  
26 27

~~During the time a fair is being held, no~~  
- An ordinance or  
26 28 resolution of

~~any~~  
- a county or city shall not in any way impair

26 29 the authority of the society, but it shall have sole and  
26 30 exclusive control over and management of such fair.  
26 31 Sec. 30. Section [174.9](#), unnumbered paragraph 1, Code 1999,  
26 32 is amended to read as follows:  
26 33 Each eligible society which is a member of the association  
26 34 of Iowa fairs and which conducts a county fair shall be  
26 35 entitled to receive aid from the state as provided in this  
27 1 chapter. In order to be eligible for state aid, a society  
27 2 must file with the

~~Iowa state fair foundation, as established~~

27 3

~~in section 173.22,~~

~~association of Iowa fairs on or before~~

27 4 November 1 of each year, a statement which shall show:

27 5 Sec. 31. Section [174.9](#), subsection 4, Code 1999, is

27 6 amended to read as follows:

27 7 4. A copy of the published financial statement published

27 8 as required by law, together with proof of such publication

27 9 and a certified statement showing an itemized list of premiums

27 10 awarded, and such other information as the

~~Iowa state fair~~

27 11

~~foundation~~

~~association of Iowa fairs may require.~~

27 12 Sec. 32. Section [174.10](#), subsections 1 and 2, Code 1999,

27 13 are amended to read as follows:

27 14 1. Any moneys appropriated for state aid for county or

27 15 local fairs shall be paid

~~directly to each eligible society~~

27 16

~~which conducts a fair which qualifies for funding~~

~~to the~~

27 17 office of treasurer of state to be allocated to the

27 18 association of Iowa fairs for payments to be made by the

27 19 association to eligible societies pursuant to this chapter.

27 20 2. a. The association of Iowa fairs shall

~~provide the~~

27 21

~~Iowa state fair foundation with~~

~~maintain~~ a list of each

27 22 society in a county which is a member of the association and

27 23 conducts a fair in that county as provided in this chapter.

27 24 If a county has more than one fair, the association shall list

27 25 the name of each society conducting a fair in that county for

27 26 three or more years. The

~~Iowa state fair foundation~~

27 27 association of Iowa fairs shall not

~~authorize payment of state~~

27 28

~~aid~~

- make a payment to a society

- under this chapter unless the

27 29 society complies with section 174.9 and the name of the  
27 30 society appears on the association's list.

27 31 b. The association shall prepare a report at the end of  
27 32 each fiscal year concerning the state aid appropriated for  
27 33 county or local fairs, the manner in which such aid was  
27 34 allocated to eligible societies, and the manner in which the  
27 35 aid was expended by the societies. The association shall  
28 1 submit the report to the governor and the general assembly by  
28 2 January 1 of each year. The association shall not use moneys  
28 3 appropriated for state aid for county or local fairs, or  
28 4 interest earned on such moneys, for administrative or other  
28 5 expenses.

28 6 Sec. 33. Section 174.12, Code 1999, is amended to read as  
28 7 follows:

28 8 174.12 PAYMENT OF STATE AID.

28 9 The

~~department of revenue and finance~~

- association of Iowa

28 10 fairs shall

~~issue a warrant to~~

- pay a society

~~for~~

- the amount

28 11 due in state aid, less

~~five hundred~~

- one thousand dollars, as

28 12 provided in this chapter. The

~~Iowa state fair foundation~~

- 28 13 association of Iowa fairs must certify to the

~~department~~

- 28 14 treasurer that the society is eligible under this chapter to

28 15 receive the amount

~~due provided in section 174.10~~

- to be paid

28 16 to the society by the association. The

~~department shall issue~~

- 28 17

~~a warrant to~~

- association shall pay the society

~~for~~

- the

28 18 remaining

~~five hundred~~

- one thousand dollars, if all of the

28 19 following apply:

28 20 1. The secretary of the state fair board certifies to the

28 21

~~department~~



- association that the society had an accredited  
28 22 delegate in attendance at the annual convention for the  
28 23 election of members of the state fair board as provided in  
28 24 section 173.2.  
28 25 2. A district director of the association of Iowa fairs  
28 26 representing the district in which the county is located, and  
28 27 the director of the Iowa state fair board representing the  
28 28 congressional district in which the county is located, certify  
28 29 to the

~~department~~

- association that the society had an  
28 30 accredited delegate in attendance at the district meeting.  
28 31 Any state aid moneys remaining due to the failure of a  
28 32 society to comply with

~~the provisions of~~

- this section shall be  
28 33 distributed equally among the societies which have qualified  
28 34 for state aid under this section. The treasurer of state  
28 35 shall allocate to the association of Iowa fairs the total  
29 1 amount to be paid by the association to eligible societies  
29 2 under this chapter.  
29 3 Sec. 34. NEW SECTION. 174.17 ISSUANCE OF REVENUE BONDS  
29 4 STANDBY TAX LEVY.  
29 5 1. The governing body of a society may issue bonds payable  
29 6 from revenue generated by the operations of the county fair  
29 7 and the use or rental of the real and personal property owned  
29 8 or leased by the society. The governing body of a society  
29 9 shall comply with all of the following procedures in issuing  
29 10 such bonds:  
29 11 a. A society may institute proceedings for the issuance of  
29 12 bonds by causing a notice of the proposal to issue the bonds  
29 13 to be published at least once in a newspaper of general  
29 14 circulation within the county at least ten days prior to the  
29 15 meeting at which the society proposes to take action for the  
29 16 issuance of the bonds. The notice shall include a statement  
29 17 of the amount and purpose of the bonds, the maximum rate of  
29 18 interest the bonds are to bear, and the right to petition for  
29 19 an election.  
29 20 b. If at any time before the date fixed for taking action  
29 21 for the issuance of the bonds, a petition signed by three  
29 22 percent of the registered voters of the county is filed with  
29 23 the board of supervisors, asking that the question of issuing  
29 24 the bonds be submitted to the registered voters, the board of  
29 25 supervisors shall either by resolution declare the proposal to  
29 26 issue the bonds to have been abandoned or shall direct the  
29 27 county commissioner of elections to call a special election  
29 28 upon the question of issuing the bonds. The proposition of  
29 29 issuing bonds under this subsection is not approved unless the  
29 30 vote in favor of the proposition is equal to at least sixty  
29 31 percent of the vote cast. If a petition is not filed, or if a  
29 32 petition is filed and the proposition of issuing the bonds is  
29 33 approved at an election, the board of supervisors acting on  
29 34 behalf of the society may proceed with the authorization and  
29 35 issuance of the bonds. Bonds may be issued for the purpose of  
30 1 refunding outstanding and previously issued bonds under this  
30 2 subsection without otherwise complying with the provisions of  
30 3 this subsection.  
30 4 c. All bonds issued under this subsection shall be payable  
30 5 solely from and shall be secured by an irrevocable pledge of a  
30 6 sufficient portion of the net rents, profits, and income  
30 7 derived from the operation of the county fair and the use or  
30 8 rental of the real and personal property owned or leased by  
30 9 the society. Bonds issued pursuant to this section shall not  
30 10 constitute an indebtedness within the meaning of any  
30 11 constitutional or statutory debt limitation or restriction,

30 12 and shall not be subject to the provisions of any other law or  
30 13 charter relating to the authorization, issuance, or sale of  
30 14 bonds. Bonds issued under this subsection shall not limit or  
30 15 restrict the authority of the society as otherwise provided by  
30 16 law.

30 17 2. To further secure the payment of the bonds, the board  
30 18 of supervisors may, by resolution, provide for the assessment  
30 19 of an annual levy of a standby tax upon all taxable property  
30 20 within the county. A copy of the resolution shall be sent to  
30 21 the county auditor. The revenues from the standby tax shall  
30 22 be deposited in a special fund and shall be expended only for  
30 23 the payment of principal of and interest on the bonds issued  
30 24 as provided in this section, when the receipt of revenues  
30 25 pursuant to subsection 1 is insufficient to pay the principal  
30 26 and interest. If payments are necessary and made from the  
30 27 special fund, the amount of the payments shall be promptly  
30 28 repaid into the special fund from the first available revenues  
30 29 received which are not required for the payment of principal  
30 30 of or interest on bonds due. Reserves shall not be built up  
30 31 in the special fund in anticipation of a projected default.  
30 32 The board of supervisors shall adjust the annual standby tax  
30 33 levy for each year to reflect the amount of revenues in the  
30 34 special fund and the amount of principal and interest which is  
30 35 due in that year.

31 1 3. For purposes of this section, "society" means a  
31 2 society, as defined by section 174.1, that conducts a county  
31 3 or local fair that has a verifiable annual attendance of at  
31 4 least one hundred fifty thousand persons and annual outside  
31 5 gate admission revenues of at least four hundred thousand  
31 6 dollars.

31 7 Sec. 35. Section [331.303](#), subsection 5, Code 1999, is  
31 8 amended to read as follows:

31 9 5. Proceed upon a petition to establish an official county  
31 10 fair and pay tax funds to it in accordance with section  
31 11 174.10

~~subsection 2~~

31 12 Sec. 36. Section [414.1](#), Code 1999, is amended to read as  
31 13 follows:

31 14 414.1 BUILDING RESTRICTIONS POWERS GRANTED.

31 15 1. For the purpose of promoting the health, safety,  
31 16 morals, or the general welfare of the community or for the  
31 17 purpose of preserving historically significant areas of the  
31 18 community, any city is hereby empowered to regulate and  
31 19 restrict the height, number of stories, and size of buildings  
31 20 and other structures, the percentage of lot that may be  
31 21 occupied, the size of yards, courts, and other open spaces,  
31 22 the density of population, and the location and use of  
31 23 buildings, structures, and land for trade, industry,  
31 24 residence, or other purposes.

31 25 2. The city of Des Moines may, for the purpose of  
31 26 preserving the dominance of the dome of the state capitol  
31 27 building and the view of the state capitol building from  
31 28 prominent public viewing points, regulate and restrict the  
31 29 height and size of buildings and other structures in the city  
31 30 of Des Moines. Any regulations pertaining to such matters  
31 31 shall be made in accordance with a comprehensive plan and in  
31 32 consultation with the capitol planning commission.

31 33 Sec. 37. Section [452A.79](#), subsection 1, Code 1999, is  
31 34 amended to read as follows:

31 35 1. Dredging and renovation of

~~natural~~

- lakes of this state.

32 1 Sec. 38. Section [174.11](#), Code 1999, is repealed.

32 2 Sec. 39. 1998 Iowa Acts, chapter 1219, section 6,

32 3 subsection 1, unnumbered paragraph 3, is amended to read as  
32 4 follows:

32 5 Of the amount appropriated in this subsection, up to  
32 6 \$1,250,000 may be used by the department for the purchase of  
32 7 property located at the southwest corner of Lyon street and  
32 8 East Tenth street, together with the contiguous property south  
32 9 of the southwest corner property and the property between East  
32 10 Tenth street and East Eleventh street between Lyon street and  
32 11 Des Moines street, all in the city of Des Moines.

32 12 Of the amount appropriated in this subsection, up to  
32 13 \$430,000 may be used by the department to complete the  
32 14 infrastructure assessment, notwithstanding section 8.57,  
32 15 subsection 5, paragraph "c".

32 16 Sec. 40. 1998 Iowa Acts, chapter 1219, section 10,  
32 17 subsection 4, unnumbered paragraph 2, is amended to read as  
32 18 follows:

32 19 Of the amount appropriated in this subsection up to  
32 20 \$200,000 shall be used by the department to implement a lake  
32 21 rehabilitation pilot program for state-owned or public lakes  
32 22 in cooperation with local project sponsors. Of this amount,  
32 23 up to \$100,000 may be used to conduct a diagnostic feasibility  
32 24 study. The department shall adopt rules to administer the  
32 25 pilot program to include requirements for the development of  
32 26 diagnostic feasibility lake studies, development of plans for  
32 27 lakes judged suitable for restoration, and provisions for  
32 28 grants to local sponsors by which the department shall match  
32 29 the cost of studies and plans at a rate of one dollar of state  
32 30 appropriated moneys for every

~~three dollars~~  
- one dollar of

32 31 local project moneys raised.

32 32 Sec. 41. SCHOOL BUILDING FINANCING STUDY. The  
32 33 legislative council is requested to establish an interim study  
32 34 committee consisting of five members from each house of the  
32 35 general assembly, representing both political parties, to  
33 1 study the financing mechanisms for K-12 school buildings,  
33 2 including construction of, improvements to, and renovation of  
33 3 such buildings. The committee should have seven meeting days  
33 4 and may be authorized to conduct public hearings across the  
33 5 state regarding the issues to be studied by the committee.  
33 6 The committee should be directed to submit its findings,  
33 7 together with any recommendations, in a report to the general  
33 8 assembly session which convenes in January 2000.

33 9 Sec. 42. EFFECTIVE DATES. The following sections of this  
33 10 division of this Act, being deemed of immediate importance,  
33 11 take effect upon enactment:

33 12 1. Section 26, amending section 161A.80.

33 13 2. Sections 39 and 40, amending 1998 Iowa Acts, chapter  
33 14 1219.

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\_\_\_\_\_  
BRENT SIEGRIST  
Speaker of the House

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MARY E. KRAMER  
President of the Senate

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33 26 I hereby certify that this bill originated in the House and  
33 27 is known as House File 772, Seventy-eighth General Assembly.

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\_\_\_\_\_  
ELIZABETH ISAACSON

33 32 Chief Clerk of the House  
33 33 Approved \_\_\_\_\_, 1999  
33 34  
33 35  
34 1 \_\_\_\_\_  
34 2 THOMAS J. VILSACK  
34 3 Governor