

Shearer
Lundby
Flynn

SSB-1127
Small Business
Economic Develop. & Tourism

SENATE/HOUSE FILE _____

BY (PROPOSED GOVERNOR'S BILL)

Succeeded by
SF/HF 426

Passed Senate, Date _____

Passed House, Date _____

Vote: Ayes _____ Nays _____

Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to linked investment deposits by providing a low-
2 interest loan program to assist persons involved in value-
3 added agricultural processing.

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

- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

1 Section 1. Section 12.32, Code 1999, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 4. "Qualified linked investment" means a
4 linked investment in which a certificate of deposit is placed
5 by the treasurer of state with an eligible lending institution
6 under the value-added agricultural linked investment program
7 established under section 12.42.

8 Sec. 2. Section 12.34, Code 1999, is amended to read as
9 follows:

10 12.34 LINKED INVESTMENTS -- LIMITATIONS -- RULES --
11 MATURITY AND RENEWAL OF CERTIFICATES.

12 1. The treasurer of state may invest up to the lesser of
13 ~~sixty-eight~~ one hundred eight million dollars or ten percent
14 of the balance of the state pooled money fund in certificates
15 of deposit in eligible lending institutions pursuant to this
16 division. The treasurer of state shall allocate forty million
17 dollars of the amount authorized for investment under this
18 subsection for purposes of supporting the value-added
19 agricultural linked investment program established in section
20 12.42. The treasurer of state shall provide for the security
21 of the deposits made to eligible lending institutions as
22 provided in chapter 12C.

23 2. The treasurer of state shall adopt rules pursuant to
24 chapter 17A to administer this division.

25 3. The following shall apply to a certificate of deposit,
26 which is placed with an eligible lending institution by the
27 treasurer of state pursuant to this division:

28 a. Certificates A certificate of deposit, which is not
29 part of a qualified linked investment, placed by the treasurer
30 of state with an eligible lending institution on or after July
31 1, 1996, pursuant-to-this-division may be renewed at the
32 option of the treasurer. The initial certificate of deposit
33 for a given borrower shall have a maturity of one year and may
34 be renewed for eight additional one-year periods.

35 b. A certificate of deposit which is part of a qualified

1 linked investment placed by the treasurer of state with an
2 eligible lending institution shall have a maturity of up to
3 eighteen months. The certificate of deposit may be renewed at
4 the option of the treasurer on an annual basis for a total
5 term not to exceed nine years.

6 Sec. 3. NEW SECTION. 12.42 VALUE-ADDED AGRICULTURAL
7 LINKED INVESTMENT PROGRAM.

8 1. The treasurer of state shall establish and administer,
9 and adopt rules as necessary to establish and administer, a
10 value-added agricultural linked investment program. The
11 purpose of the program is to provide capital in the form of
12 low-interest loans in order to do any of the following:

13 a. Stimulate existing businesses or encourage the
14 establishment of new businesses that add value through the
15 processing of agricultural commodities.

16 b. Encourage the production of agricultural commodities,
17 if a shortage in production exists.

18 2. A borrower shall be eligible to participate in the
19 value-added agricultural linked investment program, to the
20 extent that the borrower meets eligibility requirements
21 established by the treasurer of state.

22 3. A borrower shall not receive a loan of more than five
23 hundred thousand dollars under this program.

24 Sec. 4. NEW SECTION. 15.204 VALUE-ADDED AGRICULTURAL
25 LINKED INVESTMENT PROGRAM.

26 The agricultural products advisory council established in
27 section 15.203, in cooperation with the department of economic
28 development, shall recommend to the treasurer of state
29 eligibility requirements for borrowers to participate in the
30 value-added agricultural linked investment program established
31 in section 12.42. The treasurer of state shall establish the
32 eligibility requirements by rule adopted pursuant to chapter
33 17A.

34 EXPLANATION

35 This bill amends the "Linked Investments for Tomorrow Act",

1 by providing for qualified linked investments in which the
2 treasurer of state places a certificate of deposit with an
3 eligible lending institution at a certain interest rate on the
4 condition that the institution agrees to lend the value of the
5 deposit to an eligible borrower at a special rate. The moneys
6 must be used to support a value-added agricultural linked
7 investment program administered by the treasurer of state.

8 The purpose of the program is to provide capital in the
9 form of low-interest loans in order to stimulate existing or
10 to encourage new businesses that add value through the
11 processing of agricultural commodities and to encourage the
12 production of agricultural commodities, if there is a shortage
13 in production.

14 The agricultural products advisory council, in cooperation
15 with the department of economic development, is required to
16 recommend program eligibility requirements to the treasurer of
17 state.

18 The bill increases the amount of moneys that the treasurer
19 of state may invest in the linked investment program from \$68
20 million to \$108 million. The treasurer of state is prohibited
21 from depositing more than 10 percent of the balance of the
22 state pooled money fund in certificates of deposit in eligible
23 lending institutions pursuant to this division of Code chapter
24 12.

25 The bill provides that the treasurer of state must allocate
26 \$40 million for purposes of supporting the value-added
27 agricultural linked investment program. A borrower is not
28 eligible to receive more than \$500,000 in program assistance.
29 The bill provides that an initial certificate of deposit which
30 is part of a qualified linked investment placed with an
31 eligible lending institution has a maturity of up to 18
32 months. It may be renewed at the option of the treasurer of
33 state each year for nine years.

34
35

3/31/99 Referred from Colondow to Small Business

FILED MAR 15 1999

SENATE FILE 426
BY COMMITTEE ON SMALL BUSINESS,
ECONOMIC DEVELOPMENT AND
TOURISM

(SUCCESSOR TO SSB 1127)

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

A BILL FOR

1 An Act relating to linked investment deposits by providing a low-
2 interest loan program to assist persons involved in value-
3 added agricultural processing.

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

- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21

SF 426

1 Section 1. Section 12.32, Code 1999, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 4. "Qualified linked investment" means a
4 linked investment in which a certificate of deposit is placed
5 by the treasurer of state with an eligible lending institution
6 under the value-added agricultural linked investment program
7 established under section 12.42.

8 Sec. 2. Section 12.34, Code 1999, is amended to read as
9 follows:

10 12.34 LINKED INVESTMENTS -- LIMITATIONS -- RULES --
11 MATURITY AND RENEWAL OF CERTIFICATES.

12 1. The treasurer of state may invest up to the lesser of
13 sixty-eight one hundred eight million dollars or ten percent
14 of the balance of the state pooled money fund in certificates
15 of deposit in eligible lending institutions pursuant to this
16 division. The treasurer of state shall allocate forty million
17 dollars of the amount authorized for investment under this
18 subsection for purposes of supporting the value-added
19 agricultural linked investment program established in section
20 12.42. The treasurer of state shall provide for the security
21 of the deposits made to eligible lending institutions as
22 provided in chapter 12C.

23 2. The treasurer of state shall adopt rules pursuant to
24 chapter 17A to administer this division.

25 3. The following shall apply to a certificate of deposit,
26 which is placed with an eligible lending institution by the
27 treasurer of state pursuant to this division:

28 a. Certificates A certificate of deposit, which is not
29 part of a qualified linked investment, placed by the treasurer
30 of state with an eligible lending institution on or after July
31 1, 1996, pursuant-to-this-division may be renewed at the
32 option of the treasurer. The initial certificate of deposit
33 for a given borrower shall have a maturity of one year and may
34 be renewed for eight additional one-year periods.

35 b. A certificate of deposit which is part of a qualified

1 linked investment placed by the treasurer of state with an
2 eligible lending institution shall have a maturity of up to
3 twelve months. The certificate of deposit may be renewed at
4 the option of the treasurer on an annual basis for a total
5 term not to exceed nine years.

6 Sec. 3. NEW SECTION. 12.42 VALUE-ADDED AGRICULTURAL
7 LINKED INVESTMENT PROGRAM.

8 1. The treasurer of state shall establish and administer,
9 and adopt rules as necessary to establish and administer, a
10 value-added agricultural linked investment program. The
11 purpose of the program is to provide capital in the form of
12 low-interest loans in order to do any of the following:

13 a. Stimulate existing businesses or encourage the
14 establishment of new businesses that add value through the
15 processing of agricultural commodities.

16 b. Encourage the production of agricultural commodities,
17 if a shortage in production exists.

18 2. A borrower shall be eligible to participate in the
19 value-added agricultural linked investment program, to the
20 extent that the borrower meets eligibility requirements
21 established by the treasurer of state.

22 3. A borrower shall not receive a loan of more than five
23 hundred thousand dollars under this program.

24 Sec. 4. NEW SECTION. 15.204 VALUE-ADDED AGRICULTURAL
25 LINKED INVESTMENT PROGRAM.

26 The agricultural products advisory council established in
27 section 15.203, in cooperation with the department of economic
28 development, shall recommend to the treasurer of state
29 eligibility requirements for borrowers to participate in the
30 value-added agricultural linked investment program established
31 in section 12.42. The treasurer of state shall establish the
32 eligibility requirements by rule adopted pursuant to chapter
33 17A.

34 EXPLANATION

35 This bill amends the "Linked Investments for Tomorrow Act",

1 by providing for qualified linked investments in which the
2 treasurer of state places a certificate of deposit with an
3 eligible lending institution at a certain interest rate on the
4 condition that the institution agrees to lend the value of the
5 deposit to an eligible borrower at a special rate. The moneys
6 must be used to support a value-added agricultural linked
7 investment program administered by the treasurer of state.

8 The purpose of the program is to provide capital in the
9 form of low-interest loans in order to stimulate existing or
10 to encourage new businesses that add value through the
11 processing of agricultural commodities and to encourage the
12 production of agricultural commodities, if there is a shortage
13 in production.

14 The agricultural products advisory council, in cooperation
15 with the department of economic development, is required to
16 recommend program eligibility requirements to the treasurer of
17 state.

18 The bill increases the amount of moneys that the treasurer
19 of state may invest in the linked investment program from \$68
20 million to \$108 million. The treasurer of state is prohibited
21 from depositing more than 10 percent of the balance of the
22 state pooled money fund in certificates of deposit in eligible
23 lending institutions pursuant to this division of Code chapter
24 12.

25 The bill provides that the treasurer of state must allocate
26 \$40 million for purposes of supporting the value-added
27 agricultural linked investment program. A borrower is not
28 eligible to receive more than \$500,000 in program assistance.
29 The bill provides that an initial certificate of deposit which
30 is part of a qualified linked investment placed with an
31 eligible lending institution has a maturity of up to 12
32 months. It may be renewed at the option of the treasurer of
33 state each year for nine years.

34
35

**SENATE FILE 426
FISCAL NOTE**

A fiscal note for **Senate File 426** is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

BACKGROUND

Senate File 426 increases the amount of the State Pooled Money Fund that the Treasurer of State may invest in the Linked Investment for Tomorrow (LIFT) Program by \$40.0 million. The amount of the increase must be used for linked investment deposits for value-added agriculture. The LIFT Program authorizes the Treasurer of State to deposit funds in Iowa depositories at an interest rate 3.0% below the current market rate for a U.S. Treasury Bill. The cost to the State of the LIFT Program is the loss of foregone interest.

ASSUMPTIONS

1. One-half of the available funds for value-added agriculture, \$20.0 million, would be invested in FY 2000.
2. The remaining half of the available funds for value-added agriculture, for a total of \$40.0 million, would be invested in FY 2001.
3. One new FTE position, Investment Officer 2, above the current FY 1999 funding level will be required. Annual salary and support for the new FTE position is \$50,000.
4. Annual State foregone interest equals 3.0% times the increase of State pooled money invested in the LIFT Program.

FISCAL IMPACT

The FY 2000 cost to the General Fund is estimated at approximately \$650,000 which is \$600,000 in foregone interest plus \$50,000 in salary and support for a new FTE position. In FY 2001, the estimated cost to the General Fund is approximately \$1.25 million, which is \$1.2 million in foregone interest and \$50,000 for salary and support.

SOURCE

Treasurer of State

(LSB 1577SV, SKW)

FILED MARCH 16, 1999

BY DENNIS PROUTY, FISCAL DIRECTOR