

# Senate Study Bill 1099

## Bill Text

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1 1 Section 1. Section [14B.102](#), subsection 2, Code 2001, is  
1 2 amended by adding the following new paragraph:  
1 3 NEW PARAGRAPH. k. Receiving and accepting donations,  
1 4 gifts, and contributions in the form of money, services,  
1 5 materials, or otherwise, from the United States or any of its  
1 6 agencies, from this state or any of its agencies, or from any  
1 7 other person, and to using or expending such moneys, services,  
1 8 materials, or other contributions in carrying on information  
1 9 technology operations.  
1 10 Sec. 2. Section [14B.203](#), subsection 1, unnumbered  
1 11 paragraph 1, Code 2001, is amended to read as follows:  
1 12

~~The department shall collect moneys~~

- Moneys paid to a  
1 13 participating governmental

~~entities~~

- entity from persons who

1 14 complete an electronic financial transaction with the  
1 15 governmental entity by accessing IowAccess shall be  
1 16 transferred to the treasurer of state for deposit in the  
1 17 general fund, unless the disposition of the moneys is  
1 18 specifically provided for under other law. The moneys may  
1 19 include all of the following:

1 20 Sec. 3. Section [14B.203](#), subsection 3, Code 2001, is  
1 21 amended by striking the subsection.

1 22 Sec. 4. Section [14B.203](#), subsection 4, Code 2001, is  
1 23 amended to read as follows:

1 24 4. In addition to other forms of payment, credit cards  
1 25 shall be accepted in payment for moneys owed to a governmental  
1 26 entity as provided in this section, according to rules which  
1 27 shall be adopted by the treasurer of state. The fees to be  
1 28 charged shall not exceed those permitted by statute. A  
1 29 governmental entity may adjust its fees to reflect the cost of  
1 30 processing as determined by the treasurer of state. The  
1 31 discount charged by the credit card issuer may be included in  
1 32 determining the fees to be paid for completing a financial  
1 33 transaction under this section by using a credit card. Moneys  
1 34 owed to a governmental entity as provided in this subsection  
1 35 shall not be dischargeable in any proceeding under the federal  
2 1 Bankruptcy Act.

2 2 EXPLANATION

2 3 This bill makes changes concerning designated financial  
2 4 operations and transactions of the information technology  
2 5 department. The bill provides that the department shall be  
2 6 authorized to receive, accept, and utilize donations, gifts,  
2 7 and contributions in the form of money, services, materials,  
2 8 or otherwise, from the United States or any of its agencies,  
2 9 from the state of Iowa or any of its agencies, or from any  
2 10 other person.

2 11 The bill also provides that moneys paid to a participating  
2 12 governmental entity from persons who complete an electronic  
2 13 financial transaction with the governmental entity by  
2 14 accessing IowAccess shall be transferred to the treasurer of  
2 15 state for deposit in the general fund, unless the disposition

2 16 of such moneys is specifically provided for under other law.  
2 17 The bill deletes provisions which had previously specified  
2 18 that the department collected and served as an agent in  
2 19 collecting moneys for receipt by governmental entities, and  
2 20 that the moneys would be then transferred by the department to  
2 21 governmental entities directly or to the treasurer of state  
2 22 for disbursement to governmental entities.  
2 23 The bill additionally provides that moneys owed to a  
2 24 governmental entity by persons using a credit card in  
2 25 completing an electronic financial transaction utilizing  
2 26 IowAccess shall not be dischargeable in any proceeding under  
2 27 the federal Bankruptcy Act. This makes Iowa law consistent  
2 28 with federal law.  
2 29 LSB 1041DP 79  
2 30 rn/pj/5.1