

JAN 3 1 2003
EDUCATION

HOUSE FILE 107
BY BOAL and ROBERTS

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

A BILL FOR

1 An Act relating to the use of physical plant and equipment levy
2 revenue, and providing an effective date.

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

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HF 107

1 Section 1. Section 298.3, subsections 3 and 10, Code 2003,
2 are amended to read as follows:

3 3. ~~The purchase-of-buildings-and-the~~ purchase, lease, or
4 lease-purchase of a single unit of equipment or technology
5 exceeding five hundred dollars in value per unit.

6 10. ~~Lease-purchase~~ The purchase of buildings or lease-
7 purchase option agreements for school buildings ~~and-for~~
8 ~~equipment-exceeding-in-value-five-thousand-dollars-per-single~~
9 ~~unit~~.

10 Sec. 2. EFFECTIVE DATE. This Act, being deemed of
11 immediate importance, takes effect upon enactment.

12 EXPLANATION

13 This bill relates to permissible uses for physical plant
14 and equipment levy revenue and eliminates conflicting and
15 duplicative language.

16 Prior to the 2002 Legislative Session, Code section 298.3,
17 subsection 3, provided that physical plant and equipment levy
18 revenue may be expended for the purchase of buildings and the
19 purchase of a single unit of equipment or a technology system
20 exceeding \$1,500 in value. Legislation enacted in 2002
21 changed this subsection, providing for the lease or lease-
22 purchase of a single unit of equipment or technology and
23 lowering the value of the equipment or technology being
24 acquired to exceeding \$500. This change appears to conflict
25 with Code section 298.3, subsection 10, which provides that
26 revenue may be expended for lease-purchase option agreements
27 for school buildings and for equipment exceeding \$5,000 per
28 single unit.

29 To eliminate this apparent conflict, the bill places the
30 provisions relating to the acquisition of buildings, and of
31 equipment or technology, into two separate subsections. Code
32 section 298.3, subsection 3, is modified to remove any
33 reference to the purchase of a building, such that the
34 subsection relates only to the purchase, lease, or lease-
35 purchase of a single unit of equipment or technology exceeding

1 \$500 per unit. Code section 298.3, subsection 10, is modified
2 to remove any reference to equipment or technology or
3 reference to \$5,000 per single unit and add the provision for
4 the purchase of buildings that was removed from subsection 3.

5 The bill takes effect upon enactment.

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