

Senate Study Bill 1008

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
PUBLIC DEFENSE BILL)

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

A BILL FOR

1 An Act relating to the military code by amending the powers of
2 the adjutant general and by allowing the armory board to enter
3 into design-build contracts for the construction of certain
4 national guard facilities.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
6 TLSB 1252DP 82
7 eg/je/5

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1 1 Section 1. Section 29A.12, subsection 1, Code 2007, is
1 2 amended to read as follows:
1 3 1. The adjutant general shall have command and control of
1 4 the military division, and perform such duties as pertain to
1 5 the office of the adjutant general under law and regulations,
1 6 pursuant to the authority vested in the adjutant general by
1 7 the governor. The adjutant general shall superintend the
1 8 preparation of all letters and reports required by the United
1 9 States from the state, and perform all the duties prescribed
1 10 by law. The adjutant general shall have charge of the state
1 11 military reservations, and all other property of the state
1 12 kept or used for military purposes. The adjutant general may
1 13 accept and expend nonappropriated funds in accordance with law
1 14 and regulations. The adjutant general shall cause an
1 15 inventory to be taken at least once each year of all military
1 16 stores, property, and funds under the adjutant general's
1 17 jurisdiction. In each year preceding a regular session of the
1 18 general assembly, the adjutant general shall prepare a
1 19 detailed report of the transactions of that office, its
1 20 expenses, and other matters required by the governor for the
1 21 period since the last preceding report, and the governor may
1 22 at any time require a similar report.
1 23 Sec. 2. Section 29A.57, subsection 3, Code 2007, is
1 24 amended by adding the following new paragraph:
1 25 NEW PARAGRAPH. e. Enter into a design-build contract for
1 26 a facility to be funded entirely with federal funds and to be
1 27 used solely by the national guard or jointly by the national
1 28 guard and other armed forces of the United States. A
1 29 design-build contract may provide that design and construction
1 30 of the project may be in sequential or concurrent phases. As
1 31 used in this paragraph, "design-build contract" means a single
1 32 contract providing for both design services and construction
1 33 services that may include finance, maintenance, operations,
1 34 preconstruction, and other related services.

EXPLANATION

2 1 This bill makes changes to the military code relating to
2 2 certain powers of the adjutant general and the armory board.
2 3 Code section 29A.12 is amended to authorize the adjutant
2 4 general to accept and expend nonappropriated funds in
2 5 accordance with state and federal law and regulations.
2 6 Code section 29A.57 is amended to authorize the armory
2 7 board to enter into a contract known as a "design-build
2 8 contract" to construct a facility for use by the Iowa national
2 9 guard or the Iowa national guard and other armed forces of the
2 10 United States where the construction funding is entirely
2 11 federal moneys. The bill defines design-build contract.
2 12 LSB 1252DP 82
2 13 eg:sc/je/5.1