

House File 2534 - Introduced

HOUSE FILE 2534
BY COMMITTEE ON APPROPRIATIONS
(SUCCESSOR TO HSB 742)

A BILL FOR

1 An Act relating to and making, reducing, and transferring
2 appropriations to state departments and agencies from
3 the rebuild Iowa infrastructure fund, the technology
4 reinvestment fund, the revenue bonds capitals fund, the
5 revenue bonds capitals II fund, the FY 2009 prison bonding
6 fund, and other funds, creating the Iowa jobs II program,
7 and the revenue bonds federal subsidy holdback fund,
8 providing for related matters, and providing an effective
9 date.
10 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

REBUILD IOWA INFRASTRUCTURE FUND

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Section 1. There is appropriated from the rebuild Iowa infrastructure fund to the following departments and agencies for the fiscal year beginning July 1, 2010, and ending June 30, 2011, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF ADMINISTRATIVE SERVICES

a. For distribution to other governmental entities for the payment of services related to the integrated information for Iowa system, notwithstanding section 8.57, subsection 6, paragraph "c":

..... \$ 3,700,000

Moneys appropriated in this lettered paragraph shall be separately accounted for in a distribution account and shall be distributed to other governmental entities based upon a formula established by the department to pay for services associated with the integrated information for Iowa system provided during the fiscal year by the department.

During the fiscal year, the department may use up to \$1,000,000 of unexpended or unobligated funds in the information technology operations fund established under the provisions of section 8A.123 to provide funding for costs associated with the integrated information for Iowa system. By October 31, 2011, the department shall report to the department of management and the legislative services agency regarding any moneys that are used for this purpose.

b. For costs associated with Mercy capitol hospital building operations, notwithstanding section 8.57, subsection 6, paragraph "c":

..... \$ 1,083,175

c. For the state's share of support in conjunction with the city of Des Moines and local area businesses to provide a free shuttle service to the citizens of Iowa that includes transportation between the capitol complex and the downtown

1 Des Moines area, notwithstanding section 8.57, subsection 6,
2 paragraph "c":

3 \$ 200,000

4 Details for the shuttle service, including the route to
5 be served, shall be determined pursuant to an agreement to
6 be entered into by the department with the Des Moines area
7 regional transit authority (DART) and any other participating
8 entities.

9 Of the amount appropriated in this lettered paragraph, up to
10 \$50,000 shall be used to encourage state employees to utilize
11 transit services provided by the Des Moines area regional
12 transit authority.

13 2. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

14 For the administration of the watershed improvement review
15 board established in section 466A.3, notwithstanding section
16 8.57, subsection 6, paragraph "c":

17 \$ 50,000

18 3. DEPARTMENT FOR THE BLIND

19 For costs associated with universal access to audio
20 information over the phone on demand for blind and print
21 handicapped Iowans, notwithstanding section 8.57, subsection
22 6, paragraph "c":

23 \$ 20,000

24 4. DEPARTMENT OF CULTURAL AFFAIRS

25 a. For continuation of the project recommended by the Iowa
26 battle flag advisory committee to stabilize the condition of
27 the battle flag collection, notwithstanding section 8.57,
28 subsection 6, paragraph "c":

29 \$ 60,000

30 b. For purposes of maintenance and repairs of historic
31 sites:

32 \$ 40,000

33 5. DEPARTMENT OF ECONOMIC DEVELOPMENT

34 a. For deposit in the workforce training and economic
35 development funds for each community college in section

1 260C.18A, notwithstanding section 8.57, subsection 6, paragraph
2 "c":
3 \$ 2,000,000
4 b. To the 6th avenue corridor for improvements to the
5 streetscape associated with the national mainstreet conference
6 and for additional architectural and engineering design
7 plans for economic development and community revitalization,
8 notwithstanding section 8.57, subsection 6, paragraph "c":
9 \$ 100,000
10 c. To develop site plans for the southeast Iowa regional
11 economic and port authority including plans for infrastructure
12 for economic development, notwithstanding section 8.57,
13 subsection 6, paragraph "c":
14 \$ 50,000
15 d. For equal distribution to regional sports authority
16 districts certified by the department pursuant to section
17 15E.321, notwithstanding section 8.57, subsection 6, paragraph
18 "c":
19 \$ 500,000
20 e. For administration and support of the world food prize
21 including the Borlaug/Ruan scholar program, notwithstanding
22 section 8.57, subsection 6, paragraph "c":
23 \$ 100,000
24 6. DEPARTMENT OF EDUCATION
25 To provide resources for structural and technological
26 improvements to local libraries and for the enrich Iowa
27 program, notwithstanding section 8.57, subsection 6, paragraph
28 "c":
29 \$ 500,000
30 Of the moneys appropriated in this subsection, \$50,000 shall
31 be allocated equally to each library service area.
32 7. DEPARTMENT OF NATURAL RESOURCES
33 a. For floodplain management and dam safety,
34 notwithstanding section 8.57, subsection 6, paragraph "c":
35 \$ 2,000,000

1 Of the amounts appropriated in this lettered paragraph,
2 up to \$400,000 is authorized for stream gages to be used
3 for tracking and predicting flood events and for compiling
4 necessary data relating to flood frequency analysis.

5 b. For costs associated with the construction of a permanent
6 structure for handicapped persons and senior citizens in a
7 county with a population between 37,150 and 37,250:

8 \$ 40,000

9 c. For costs associated with the hiring and employment of an
10 asset manager at Honey creek resort state park, notwithstanding
11 section 8.57, subsection 6, paragraph "c":

12 \$ 100,000

13 The department shall issue a request for proposals to
14 competitively procure the services of an asset manager which
15 shall be selected by the natural resource commission. The
16 asset manager shall have hospitality management experience
17 of at least five years including at least three years asset
18 management experience in a setting similar in size and quality
19 to the Honey creek resort state park with a similar type of
20 market. The duties and job responsibilities of the asset
21 manager shall include but are not limited to reviewing and
22 commenting on the resort's sales and marketing plan, providing
23 for the operation of the resort in a manner consistent with
24 the requirements and limitations set forth in the resort's
25 operating agreement, monitoring and supervising the resort
26 including site visits, and negotiating and recommending an
27 annual operating budget and budget plan. The asset manager
28 shall report to bond counsel, the governor, the Honey creek
29 authority, the department of natural resources, and the
30 legislative services agency.

31 8. DEPARTMENT OF PUBLIC DEFENSE

32 a. For major maintenance projects at national guard
33 armories and facilities:

34 \$ 1,500,000

35 b. For renovation and facility improvements at the Iowa

1 Falls readiness center:

2 \$ 500,000

3 c. For renovation and facility improvements at the Cedar

4 Rapids armed forces readiness center:

5 \$ 200,000

6 d. For renovation and facility improvements at the

7 Middletown readiness center:

8 \$ 100,000

9 9. DEPARTMENT OF PUBLIC HEALTH

10 For a grant to an existing national affiliated volunteer eye
11 organization that has an established program for children and
12 adults and that is solely dedicated to preserving sight and
13 preventing blindness through education, nationally certified
14 vision screening and training, community and patient service
15 programs, notwithstanding section 8.57, subsection 6, paragraph
16 "c":

17 \$ 100,000

18 10. IOWA FINANCE AUTHORITY

19 For transfer to the Polk county housing trust fund for the
20 construction of facilities to meet the specialized needs of
21 adult persons with severe and profound disabilities who have
22 high medical needs:

23 \$ 250,000

24 11. STATE BOARD OF REGENTS

25 a. For allocation by the state board of regents to the
26 state university of Iowa, the Iowa state university of
27 science and technology, and the university of northern Iowa to
28 reimburse the institutions for deficiencies in the operating
29 funds resulting from the pledging of tuition, student fees
30 and charges, and institutional income to finance the cost of
31 providing academic and administrative buildings and facilities
32 and utility services at the institutions, notwithstanding
33 section 8.57, subsection 6, paragraph "c":

34 \$ 24,305,412

35 b. For the Iowa flood center at the state university of Iowa

1 for use by the university's college of engineering, pursuant
2 to section 466C.1, notwithstanding section 8.57, subsection 6,
3 paragraph "c":

4 \$ 1,300,000

5 c. To Iowa state university of science and technology to
6 purchase veterinary surgical and other equipment to modernize
7 the animal care facilities at the blank park zoo as part of
8 a cooperative effort of blank park zoo and the college of
9 veterinary medicine, notwithstanding section 8.57, subsection
10 6, paragraph "c":

11 \$ 400,000

12 12. TREASURER OF STATE

13 For county fair infrastructure improvements for distribution
14 in accordance with chapter 174 to qualified fairs which belong
15 to the association of Iowa fairs:

16 \$ 1,060,000

17 13. DEPARTMENT OF TRANSPORTATION

18 For infrastructure improvements at general aviation airports
19 within the state:

20 \$ 750,000

21 14. DEPARTMENT OF VETERANS AFFAIRS

22 For transfer to the Iowa finance authority for the
23 continuation of the home ownership assistance program for
24 persons who are or were eligible members of the armed forces of
25 the United States, pursuant to section 16.54, notwithstanding
26 section 8.57, subsection 6, paragraph "c":

27 \$ 1,000,000

28 Sec. 2. There is appropriated from the rebuild Iowa
29 infrastructure fund to the following departments and agencies
30 for the following fiscal years, the following amounts, or so
31 much thereof as is necessary, to be used for the purposes
32 designated:

33 1. DEPARTMENT OF CORRECTIONS

34 For project management costs at Fort Madison and
35 Mitchellville prisons, associated with construction projects

1 at the department, notwithstanding section 8.57, subsection 6,
2 paragraph "c":

3	FY 2011-2012.....	\$ 4,500,000
4	FY 2012-2013.....	\$ 1,000,000
5	FY 2013-2014.....	\$ 200,000

6 2. DEPARTMENT OF NATURAL RESOURCES

7 For state park infrastructure improvements:

8	FY 2011-2012.....	\$ 5,000,000
9	FY 2012-2013.....	\$ 5,000,000
10	FY 2013-2014.....	\$ 5,000,000
11	FY 2014-2015.....	\$ 5,000,000

12 3. DEPARTMENT OF TRANSPORTATION

13 For deposit into the passenger rail service revolving
14 fund created in section 327J.2 for matching federal funding
15 available through the federal Passenger Rail Investment
16 and Improvement Act of 2008 for passenger rail service,
17 notwithstanding section 8.57, subsection 6, paragraph "c":

18	FY 2011-2012.....	\$ 6,500,000
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19 It is the intent of the general assembly to fund up to
20 \$20 million over a four-year period to fully fund the state
21 commitment for matching federal funding available through the
22 federal Passenger Rail Investment and Improvement Act of 2008.

23 Sec. 3. REVERSION. For purposes of section 8.33, unless
24 specifically provided otherwise, unencumbered or unobligated
25 moneys made from an appropriation in this division of this Act
26 shall not revert but shall remain available for expenditure for
27 the purposes designated until the close of the fiscal year that
28 ends three years after the end of the fiscal year for which the
29 appropriation was made. However, if the project or projects
30 for which such appropriation was made are completed in an
31 earlier fiscal year, unencumbered or unobligated moneys shall
32 revert at the close of that same fiscal year.

33 DIVISION II

34 TECHNOLOGY REINVESTMENT FUND

35 Sec. 4. There is appropriated from the technology

1 reinvestment fund created in section 8.57C to the following
2 departments and agencies for the fiscal year beginning July
3 1, 2010, and ending June 30, 2011, the following amounts, or
4 so much thereof as is necessary, to be used for the purposes
5 designated:

6 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

7 For technology improvement projects:

8 \$ 3,793,654

9 2. DEPARTMENT OF CORRECTIONS

10 For costs associated with the Iowa corrections offender
11 network data system:

12 \$ 500,000

13 3. DEPARTMENT OF EDUCATION

14 a. For maintenance and lease costs associated with
15 connections for Part III of the Iowa communications network:

16 \$ 2,727,000

17 b. For the implementation of an educational data warehouse
18 that will be utilized by teachers, parents, school district
19 administrators, area education agency staff, department of
20 education staff, and policymakers:

21 \$ 600,000

22 The department may use a portion of the moneys appropriated
23 in this lettered paragraph for an e-transcript data system
24 capable of tracking students throughout their education via
25 interconnectivity with multiple schools.

26 4. DEPARTMENT OF PUBLIC HEALTH

27 For deposit in the county mental health, mental retardation,
28 and developmental disabilities services fund created by section
29 331.424A in a county with a population over 350,000 for a
30 community mental health center created under chapter 230A which
31 serves only adults:

32 \$ 250,000

33 5. IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION

34 For replacement of equipment for the Iowa communications
35 network:

1 \$ 2,244,956

2 The commission may continue to enter into contracts pursuant
3 to section 8D.13 for the replacement of equipment and for
4 operations and maintenance costs of the network.

5 In addition to moneys appropriated in this subsection,
6 the commission may use a financing agreement entered into by
7 the treasurer of state in accordance with section 12.28 for
8 the replacement of equipment for the network. For purposes
9 of this subsection, the treasurer of state is not subject to
10 the maximum principal limitation contained in section 12.28,
11 subsection 6. Repayment of any amounts financed shall be made
12 from receipts associated with fees charged for use of the
13 network.

14 Sec. 5. REVERSION. For purposes of section 8.33, unless
15 specifically provided otherwise, unencumbered or unobligated
16 moneys made from an appropriation in this division of this Act
17 shall not revert but shall remain available for expenditure for
18 the purposes designated until the close of the fiscal year that
19 ends three years after the end of the fiscal year for which the
20 appropriation was made. However, if the project or projects
21 for which such appropriation was made are completed in an
22 earlier fiscal year, unencumbered or unobligated moneys shall
23 revert at the close of that same fiscal year.

24 DIVISION III

25 REVENUE BONDS CAPITALS FUND — APPROPRIATIONS

26 Sec. 6. There is appropriated from the revenue bonds
27 capitals fund created in section 12.88, to the following
28 departments and agencies for the fiscal year beginning July
29 1, 2010, and ending June 30, 2011, the following amounts, or
30 so much thereof as is necessary, to be used for the purposes
31 designated:

32 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

33 For projects related to major repairs and major maintenance
34 for state buildings and facilities:

35 \$ 3,000,000

1 Moneys appropriated in this subsection shall not be used
2 for purposes of the renovation of the Mercy capitol hospital
3 building.

4 2. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

5 a. To the soil conservation division of the department
6 established in section 161A.4 to provide financial assistance
7 for the establishment of permanent soil and water conservation
8 practices:

9 \$ 1,000,000

10 b. Not more than 5 percent of the moneys appropriated
11 in paragraph "a" may be allocated for cost sharing to abate
12 complaints filed under section 161A.47.

13 c. Of the moneys appropriated in paragraph "a", 5 percent
14 shall be allocated for financial incentives to establish
15 practices to protect watersheds above publicly owned lakes of
16 the state from soil erosion and sediment as provided in section
17 161A.73.

18 d. Not more than 30 percent of a soil and water conservation
19 district's allocation of moneys as financial incentives may be
20 provided for the purpose of establishing management practices
21 to control soil erosion on land that is row cropped, including
22 but not limited to no-till planting, ridge-till planting,
23 contouring, and contour strip-cropping as provided in section
24 161A.73.

25 e. The state soil conservation committee created in section
26 161A.4 may allocate moneys appropriated in paragraph "a"
27 to conduct research and demonstration projects to promote
28 conservation tillage and nonpoint source pollution control
29 practices.

30 f. The allocation of moneys as financial incentives as
31 provided in section 161A.73 may be used in combination with
32 moneys allocated by the department of natural resources.

33 g. Moneys appropriated in this subsection shall not be used
34 for administrative or planning purposes.

35 3. DEPARTMENT OF CULTURAL AFFAIRS

1 For grants for Iowa great places program projects:
2 \$ 2,000,000
3 4. DEPARTMENT OF CORRECTIONS
4 a. For one-time costs associated with the opening of
5 community-based corrections facilities including the purchase
6 of equipment:
7 \$ 1,519,048
8 b. For use by a city with a population between 198,000 and
9 199,000 for a safety barrier to be constructed in the natural
10 environment between the fifth judicial district facility and
11 the blank park zoo:
12 \$ 1,000,000
13 c. For project management costs at Fort Madison and
14 Mitchellville prisons associated with construction projects at
15 the department:
16 \$ 2,200,000
17 5. DEPARTMENT OF ECONOMIC DEVELOPMENT
18 To the Des Moines area regional transit authority (DART) for
19 construction of a regional transit hub for economic development
20 purposes and for providing public transportation in a city with
21 a population between 198,000 and 199,000 in the last preceding
22 certified federal census:
23 \$ 4,000,000
24 6. DEPARTMENT OF NATURAL RESOURCES
25 For implementation of lake projects that have established
26 watershed improvement initiatives and community support in
27 accordance with the department's annual lake restoration plan
28 and report:
29 \$ 7,000,000
30 Of the amount appropriated in this subsection, \$250,000
31 shall be allocated for dredging, reconstruction, and related
32 improvements of twin ponds adjacent to a nature center in a
33 county with a population between 13,050, and 13,100.
34 Of the amount appropriated in this subsection, \$2,000,000
35 shall be allocated for costs associated with dam construction;

1 shoreline protection; boat ramp, parking, and road
2 construction; and an in-lake fishing habitat development
3 project for a new state recreation area on a lake located in a
4 county with a population between 155,000 and 160,000.

5 Of the amount appropriated in this subsection, \$100,000
6 shall be allocated for lake dredging and related improvements
7 including ongoing dam maintenance and operation on a lake with
8 public access that has the support of a benefited lake district
9 located in a county with a population between 18,350 and 18,450
10 in the last preceding federal census.

11 7. STATE BOARD OF REGENTS

12 For phase II of the construction and renovation of the
13 veterinary medical facilities at Iowa state university of
14 science and technology, specifically the renovation and
15 modernization of the area formerly occupied by the large animal
16 area of the teaching hospital for expanded clinical services:
17 \$ 13,000,000

18 8. IOWA STATE FAIR

19 For infrastructure improvements to the Iowa state
20 fairgrounds including but not limited to the construction of an
21 agricultural exhibition center on the Iowa state fairgrounds:
22 \$ 2,500,000

23 9. IOWA FINANCE AUTHORITY

24 For grants for purposes of the housing trust fund created in
25 section 16.181:
26 \$ 2,000,000

27 Sec. 7. TAX-EXEMPT STATUS — USE OF APPROPRIATIONS.

28 1. Payment of moneys from the appropriations in this
29 division of this Act shall be made in a manner that does not
30 adversely affect the tax-exempt status of any outstanding bonds
31 issued by the treasurer of state.

32 2. Payment of moneys from the appropriations in this
33 division of this Act shall not be used for administrative or
34 planning purposes.

35 Sec. 8. REVERSION. For purposes of section 8.33, unless

1 specifically provided otherwise, unencumbered or unobligated
2 moneys made from an appropriation in this division of this Act
3 shall not revert but shall remain available for expenditure for
4 the purposes designated until the close of the fiscal year that
5 ends three years after the end of the fiscal year for which the
6 appropriation was made. However, if the project or projects
7 for which such appropriation was made are completed in an
8 earlier fiscal year, unencumbered or unobligated moneys shall
9 revert at the close of that same fiscal year.

10

DIVISION IV

11

REVENUE BONDS CAPITALS II FUND — APPROPRIATIONS

12

Sec. 9. NEW SECTION. **12.88A Revenue bonds capitals II fund.**

13

1. A revenue bonds capitals II fund is created and
14 established as a separate and distinct fund in the state
15 treasury. The treasurer of state shall act as custodian of the
16 fund and disburse moneys contained in the fund.

17

2. Revenue for the revenue bonds capitals II fund shall
18 include but is not limited to the following, which shall be
19 deposited with the treasurer of state or the treasurer of
20 state's designee as provided by any bond or security documents
21 and credited to the fund:

22

a. The net proceeds of bonds issued after July 1, 2010,
23 pursuant to section 12.87 other than bonds issued for the
24 purpose of refunding such bonds, and investment earnings on the
25 net proceeds.

26

b. Interest attributable to investment of moneys in the fund
27 or an account of the fund.

28

c. Moneys in the form of a devise, gift, bequest, donation,
29 federal or other grant, reimbursement, repayment, judgment,
30 transfer, payment, or appropriation from any source intended to
31 be used for the purposes of the fund.

32

3. Moneys in the revenue bonds capitals II fund are not
33 subject to section 8.33. Notwithstanding section 12C.7,
34 subsection 2, interest or earnings on moneys in the fund shall
35 be credited to the fund.

1 4. Annually, on or before January 15 of each year, a state
2 agency that received an appropriation from the revenue bonds
3 capitals II fund shall report to the legislative services
4 agency and the department of management the status of all
5 projects completed or in progress. The report shall include
6 a description of the project, the work completed, the total
7 estimated cost of the project, a list of all revenue sources
8 being used to fund the project, the amount of funds expended,
9 the amount of funds obligated, and the date the project was
10 completed or an estimated completion date of the project, where
11 applicable.

12 Sec. 10. There is appropriated from the revenue bonds
13 capitals II fund created in section 12.88A to the following
14 departments and agencies for the fiscal year beginning July
15 1, 2010, and ending June 30, 2011, the following amounts, or
16 so much thereof as is necessary, to be used for the purposes
17 designated:

18 1. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

19 a. To the soil conservation division of the department
20 established in section 161A.4 to provide financial assistance
21 for the establishment of permanent soil and water conservation
22 practices:

23 \$ 5,950,000

24 (1) Not more than 5 percent of the moneys appropriated in
25 this paragraph "a" may be allocated for cost sharing to abate
26 complaints filed under section 161A.47.

27 (2) Of the moneys appropriated in this paragraph "a",
28 5 percent shall be allocated for financial incentives to
29 establish practices to protect watersheds above publicly owned
30 lakes of the state from soil erosion and sediment as provided
31 in section 161A.73.

32 (3) Not more than 30 percent of a soil and water
33 conservation district's allocation of moneys as financial
34 incentives may be provided for the purpose of establishing
35 management practices to control soil erosion on land that is

1 row cropped, including but not limited to no-till planting,
2 ridge-till planting, contouring, and contour strip-cropping as
3 provided in section 161A.73.

4 (4) The state soil conservation committee created in
5 section 161A.4 may allocate moneys appropriated in paragraph
6 "a" to conduct research and demonstration projects to promote
7 conservation tillage and nonpoint source pollution control
8 practices.

9 (5) The allocation of moneys as financial incentives as
10 provided in section 161A.73 may be used in combination with
11 moneys allocated by the department of natural resources.

12 (6) Moneys appropriated in this paragraph "a" shall not be
13 used for administrative or planning purposes.

14 b. For grants under the conservation reserve enhancement
15 program to improve water quality and intercept nitrates:

16 \$ 2,500,000

17 2. DEPARTMENT OF ECONOMIC DEVELOPMENT

18 a. For deposit into the community attraction and tourism
19 fund created in section 15F.204:

20 \$ 12,000,000

21 b. For deposit into the river enhancement community
22 attraction and tourism fund created in section 15F.205:

23 \$ 4,000,000

24 Moneys appropriated for grants awarded in paragraphs "a" and
25 "b" shall be used to assist communities in the development and
26 creation of multiple purpose attractions or community service
27 facilities for public use.

28 c. For accelerated career education program capital
29 projects at community colleges that are authorized under
30 chapter 260G and that meet the definition of vertical
31 infrastructure in section 8.57, subsection 6, paragraph "c":

32 \$ 5,500,000

33 d. For the main street Iowa program to be used as grants
34 for projects that have previously applied for funding
35 consideration, or have received partial funding for facade

1 master plans to rehabilitate storefronts in main street Iowa
2 districts, to complete streetscape projects where planning
3 and the majority of funding is already secured, for unfunded
4 main street challenge grant projects, and for other building
5 rehabilitation projects that are currently on the department's
6 highest priority list:

7 \$ 8,450,000

8 Moneys appropriated in this lettered paragraph shall not be
9 used for administration or planning purposes.

10 Of the amount appropriated in this lettered paragraph,
11 \$300,000 shall be allocated to a city with a population between
12 25,100 and 25,200 in the last preceding certified federal
13 census for a redevelopment project that includes improvements
14 and modifications to streets and storm sewers in both the
15 downtown and mall areas of the city.

16 e. To north Iowa area community college (merged area II)
17 for the construction of a small business center for economic
18 development:

19 \$ 1,500,000

20 f. To Kirkwood community college (merged area X) for
21 the construction of a small business center for economic
22 development:

23 \$ 1,200,000

24 3. DEPARTMENT OF EDUCATION

25 For major renovation and major repair needs, including
26 health, life, and fire safety needs and for compliance with the
27 federal Americans with Disabilities Act, for state buildings
28 and facilities under the purview of the community colleges:

29 \$ 2,000,000

30 4. IOWA FINANCE AUTHORITY

31 a. To the Iowa jobs board created in section 16.191 for
32 disaster relief and mitigation renovation and construction
33 projects:

34 \$ 30,900,000

35 The moneys appropriated in this paragraph "a" shall be

1 allocated as follows:

2 (1) To a county with a population between 189,000 and
3 196,000 in the last preceding certified federal census for the
4 renovation and expansion of an administrative office building:
5 \$ 4,400,000

6 (2) To a city with a population between 120,500 and 120,800
7 in the last preceding certified federal census, for the
8 following projects:

9 (a) For renovation of an existing public building to make
10 the building useful for city department offices:
11 \$ 4,400,000

12 (b) For flood mitigation or renovation in and around an
13 existing courthouse:
14 \$ 2,000,000

15 (3) To a city with a population between 198,000 and 199,000
16 in the last preceding certified federal census to be allocated
17 as follows:

18 (a) For site acquisition, design, engineering, and
19 construction of a fire training and logistics center:
20 \$ 3,000,000

21 (b) For land acquisition, design, and construction of
22 sewers, structures, and pumping facilities necessary to
23 separate and convey sewer flow within the riverpoint service
24 area:
25 \$ 1,250,000

26 (c) For land acquisition, design, and construction of
27 sewers, structures, and pumping facilities necessary to
28 separate or convey sewer flow within the Court avenue service
29 area:
30 \$ 3,050,000

31 (d) For bank stabilization, stream bed stabilization, and
32 erosion control on highly erodible ground that is impacting
33 utilities, road infrastructure, and water quality:
34 \$ 700,000

35 (e) To improve utilization of two of the wastewater

1 reclamation authority's existing equalization basins for
2 the control of peak flows during wet weather events in the
3 authority's sewer system:
4 \$ 500,000
5 (4) For a publicly owned acute care teaching hospital
6 located in a county with a population of over 350,000, for
7 the construction and renovation of patient access and care
8 facilities, equipment replacement and upgrades, and other
9 infrastructure improvements:
10 \$ 1,000,000
11 (5) For a city with a population between 98,300 and 98,400
12 in the last preceding certified federal census, for flood
13 protection, replacement, and construction improvements to a
14 recreational sports facility:
15 \$ 1,050,000
16 (6) For a city with a population between 68,700 and
17 68,800 in the last preceding certified federal census, for a
18 public works building that will allow the city to provide for
19 disaster-related services:
20 \$ 5,000,000
21 (7) For a city with a population between 62,100 and
22 62,250 in the last preceding certified federal census, for
23 the demolition, relocation, and reconstruction of a public
24 wastewater treatment plant and the development of a public
25 green space:
26 \$ 2,000,000
27 (8) For a city with a population between 2,545 and 2,555 in
28 the last preceding certified federal census, for a streetscape
29 project that reconstructs existing horizontal infrastructure
30 and lighting systems utilizing sustainable development
31 practices:
32 \$ 1,175,000
33 (9) For a city with a population between 2,200 and 2,220 in
34 the last preceding certified federal census, for construction
35 of a public city building:

1 \$ 475,000
2 (10) For a city with a population between 2,558 and 2,565
3 in the last preceding certified federal census, for the
4 installation of backflow prevention devices for the city's
5 storm sewer system:
6 \$ 600,000
7 (11) For a city with a population between 6,875 and 6,890
8 in the last preceding certified federal census, for the
9 construction of grade control structures and associated grading
10 to mitigate future water damage to residential structures:
11 \$ 300,000
12 b. To the Iowa jobs board for a disaster prevention program
13 created in section 16.194A for grants for cities and counties
14 that apply smart planning principles and guidelines pursuant to
15 sections 18B.1 and 18B.2, if enacted by 2010 Iowa Acts, Senate
16 File 2265, sections 1 and 2:
17 \$ 30,000,000
18 5. DEPARTMENT OF NATURAL RESOURCES
19 a. For state park infrastructure improvements:
20 \$ 5,000,000
21 Of the amount appropriated in this lettered paragraph,
22 \$100,000 shall be allocated for the renovation of a clubhouse
23 on a lake in a county with a population between 20,200 and
24 20,250 in the last preceding certified federal census.
25 b. For implementation of lake projects that have
26 established watershed improvement initiatives and community
27 support in accordance with the department's annual lake
28 restoration plan and report:
29 \$ 3,000,000
30 6. STATE BOARD OF REGENTS
31 a. For costs associated with the construction and
32 establishment of the Iowa institute for biomedical discovery at
33 the state university of Iowa:
34 \$ 10,000,000
35 b. For deposit into the alternate energy revolving loan

1 fund created in section 476.46 to encourage the development
2 of alternate energy production facilities and small hydro
3 facilities, as defined in section 476.42, within the state:

4 \$ 5,000,000

5 Any award of loans to private individuals or organizations
6 must be for the public purpose of encouraging the development
7 of alternate energy production facilities and small hydro
8 facilities within the state in order to conserve finite and
9 expensive energy resources and to provide for their most
10 efficient use. Funds from bond proceeds shall not be used for
11 administration or planning purposes. These moneys, and any
12 loan repayments, shall be maintained in separate accounts and
13 shall only be used for these public purposes.

14 7. DEPARTMENT OF TRANSPORTATION

15 a. For grants for rail projects including wind energy rail
16 port projects that provide assistance consistent with the
17 purposes of section 327H.20A:

18 \$ 7,500,000

19 Grants awarded pursuant to this lettered paragraph shall
20 meet all of the following selection criteria:

- 21 (1) Be located in or adjacent to a rail industrial park.
- 22 (2) Be a facility that serves multiple industrial clients
23 with one rail infrastructure investment.
- 24 (3) Accommodate building and loading a complete unit train
25 in the rail port.
- 26 (4) Have connection tracks with adequate clearances to
27 transport large components.
- 28 (5) Be located in an area with short unimpeded access for
29 oversized wind components to a divided four-lane highway.

30 Priority in the awarding of grants shall be given to
31 communities that have experienced exceptional economic
32 setbacks. An additional preference shall be given to a county
33 that has lost nine percent of its workforce to a permanent
34 factory closing where the laid off workers are trade adjustment
35 assistance eligible.

1 b. For the public transit infrastructure grant program in
2 section 324A.6A:

3 \$ 2,000,000

4 c. For infrastructure improvements at the commercial air
5 service airports within the state:

6 \$ 1,500,000

7 Fifty percent of the funds appropriated in this lettered
8 paragraph shall be allocated equally between each commercial
9 air service airport, forty percent of the funds shall be
10 allocated based on the percentage that the number of enplaned
11 passengers at each commercial air service airport bears to the
12 total number of enplaned passengers in the state during the
13 previous fiscal year, and ten percent of the funds shall be
14 allocated based on the percentage that the air cargo tonnage
15 at each commercial air service airport bears to the total air
16 cargo tonnage in the state during the previous fiscal year. In
17 order for a commercial air service airport to receive funding
18 under this lettered paragraph, the airport shall be required
19 to submit applications for funding of specific projects to the
20 department for approval by the state transportation commission.

21 d. For infrastructure projects relating to functionally
22 obsolete and structurally deficient bridges:

23 \$ 10,000,000

24 8. TREASURER OF STATE

25 For transfer to the watershed improvement review board
26 created in section 466A.3 for grants associated with the
27 construction and restoration of wetland easements and flood
28 prevention projects:

29 \$ 2,000,000

30 Notwithstanding section 466A.5, moneys from the
31 appropriation in this subsection shall not be used for
32 administrative purposes.

33 Sec. 11. TAX-EXEMPT STATUS — USE OF APPROPRIATIONS.

34 1. Payment of moneys from the appropriations in this
35 division of this Act shall be made in a manner that does not

1 adversely affect the tax-exempt status of any outstanding bonds
2 issued by the treasurer of state.

3 2. Payment of moneys from the appropriations in this
4 division of this Act shall not be used for administrative or
5 planning purposes.

6 Sec. 12. REVERSION. For purposes of section 8.33, unless
7 specifically provided otherwise, unencumbered or unobligated
8 moneys made from an appropriation in this division of this Act
9 shall not revert but shall remain available for expenditure for
10 the purposes designated until the close of the fiscal year that
11 ends three years after the end of the fiscal year for which the
12 appropriation was made. However, if the project or projects
13 for which such appropriation was made are completed in an
14 earlier fiscal year, unencumbered or unobligated moneys shall
15 revert at the close of that same fiscal year.

16 DIVISION V

17 PRISON BONDING

18 Sec. 13. There is appropriated from the FY 2009 prison
19 bonding fund created pursuant to section 12.79 to the
20 department of corrections for the fiscal year beginning July
21 1, 2010, and ending June 30, 2011, the following amount, or
22 so much thereof as is necessary, to be used for the purpose
23 designated:

24 For costs associated with the building of a new Iowa State
25 penitentiary at Fort Madison:

26 \$ 322,500

27 The appropriation made in this section constitutes approval
28 by the general assembly for the issuance of bonds by the
29 treasurer of state pursuant to section 12.80.

30 Sec. 14. REVERSION. For purposes of section 8.33, unless
31 specifically provided otherwise, unencumbered or unobligated
32 moneys made from an appropriation in this division of this Act
33 shall not revert but shall remain available for expenditure for
34 the purposes designated until the close of the fiscal year that
35 ends three years after the end of the fiscal year for which the

1 appropriation was made. However, if the project or projects
2 for which such appropriation was made are completed in an
3 earlier fiscal year, unencumbered or unobligated moneys shall
4 revert at the close of that same fiscal year.

5 DIVISION VI

6 IOWA COMPREHENSIVE PETROLEUM UNDERGROUND STORAGE

7 TANK FUND — DEPARTMENT OF TRANSPORTATION

8 Sec. 15. There is appropriated from the Iowa comprehensive
9 petroleum underground storage tank fund to the department of
10 transportation for the fiscal year beginning July 1, 2010, and
11 ending June 30, 2011, the following amount, or so much thereof
12 as is necessary, to be used for the purposes designated:

13 Notwithstanding section 455G.3, subsection 1, for deposit in
14 the passenger rail service revolving fund created in section
15 327J.2:

16 \$ 2,000,000

17 Such funds shall be coupled with the remaining unobligated
18 balance of up to one million five hundred thousand dollars from
19 the appropriation made in 2009 Iowa Acts, chapter 184, section
20 1, subsection 12, paragraph "a", for a total commitment of
21 three million five hundred thousand dollars for the fiscal year
22 beginning July 1, 2010, and ending June 30, 2011, for matching
23 federal funding available through the Passenger Rail Investment
24 and Improvement Act of 2008.

25 DIVISION VII

26 GROW IOWA VALUES FUND

27 Sec. 16. There is appropriated from the rebuild Iowa
28 infrastructure fund to the department of economic development
29 for deposit in the grow Iowa values fund, for the fiscal year
30 beginning July 1, 2010, and ending June 30, 2011, the following
31 amount, notwithstanding section 8.57, subsection 6, paragraph
32 "c":

33 \$ 38,000,000

34 Sec. 17. GROW IOWA VALUES FUND APPROPRIATION REDUCTION. In
35 lieu of the \$50,000,000 appropriated for the fiscal year

1 beginning July 1, 2010, and ending June 30, 2011, from
2 the grow Iowa values fund to the department of economic
3 development pursuant to section 15G.111, subsection 3, there is
4 appropriated from the grow Iowa values fund to the department
5 of economic development for the fiscal year beginning July 1,
6 2010, and ending June 30, 2011, \$38,000,000 for the purposes of
7 making expenditures pursuant to chapter 15G.

8 Sec. 18. GROW IOWA VALUES FUND ALLOCATIONS. In lieu of the
9 amounts allocated pursuant to section 15G.111, subsections 4
10 through 10, for the fiscal year beginning July 1, 2010, and
11 ending June 30, 2011, of the \$38,000,000 appropriated to the
12 department of economic development pursuant to this division of
13 this Act, the department shall allocate the following amounts
14 for the following purposes as described in section 15G.111,
15 subsections 4 through 10:

- 16 1. For departmental purposes, \$21,363,600.
- 17 2. For the state board of regents institutions, \$3,800,000.
- 18 3. For state parks, \$760,000.
- 19 4. For deposit in the Iowa cultural trust fund, \$760,000.
- 20 5. For community colleges, \$5,320,000.
- 21 6. For regional financial assistance, \$760,000.

22 Of the moneys allocated pursuant to this subsection and in
23 lieu of the three hundred fifty thousand dollars transferred
24 under section 15G.111, subsection 9, paragraph "a", the
25 department shall transfer two hundred sixty-six thousand
26 dollars to Iowa state university of science and technology, for
27 purposes of providing financial assistance to establish small
28 business development centers.

- 29 7. For commercialization services, \$4,389,000.
- 30 8. For targeted small business, \$847,400.

31 Sec. 19. Section 15.247, subsection 3, Code Supplement
32 2009, is amended to read as follows:

33 3. a. All moneys designated for the targeted small business
34 financial assistance program shall be credited to the program
35 account. The department shall determine the actuarially

1 sound reserve requirement for the amount of guaranteed loans
2 outstanding.

3 b. Of the moneys credited to the program account, the
4 department may allocate an amount necessary for marketing and
5 compliance and an amount for the provision of the mentoring
6 services required under subsection 7.

7 Sec. 20. Section 15G.110, Code Supplement 2009, is amended
8 to read as follows:

9 **15G.110 Appropriation.**

10 1. For the fiscal period beginning July 1, 2005, and ending
11 June 30, 2008, and for the fiscal period beginning July 1,
12 ~~2010~~ 2011, and ending June 30, 2015, there is appropriated to
13 the department of economic development each fiscal year fifty
14 million dollars from the general fund of the state for deposit
15 in the grow Iowa values fund.

16 2. For the fiscal period beginning July 1, 2008, and ending
17 June 30, ~~2010~~ 2011, there is appropriated to the department of
18 economic development each fiscal year fifty million dollars
19 from the rebuild Iowa infrastructure fund for deposit in the
20 grow Iowa values fund, notwithstanding section 8.57, subsection
21 6, paragraph "c".

22 Sec. 21. Section 15G.111, subsection 2, paragraph b, Code
23 Supplement 2009, is amended to read as follows:

24 b. Moneys credited to the fund are not subject to section
25 8.33. Notwithstanding section 12C.7, interest or earnings on
26 moneys in the fund shall be credited to the fund. Interest
27 or earnings on moneys in the fund are appropriated to the
28 department. Of the moneys appropriated to the department
29 pursuant to this paragraph, the department shall make the
30 following allocations:

31 (1) For each fiscal year of the fiscal period beginning
32 July 1, 2010, and ending June 30, 2013, the department shall
33 allocate not more than one hundred seventy-five thousand
34 dollars for purposes of providing financial assistance to
35 Iowa's councils of governments.

1 (2) For each fiscal year of the fiscal period beginning
2 July 1, 2010, and ending June 30, 2013, the department shall
3 allocate not more than two hundred thousand dollars for
4 purposes of providing support and administrative assistance to
5 the vision Iowa board, the community attraction and tourism
6 program, and river enhancement community attraction and tourism
7 projects.

8 (3) For each fiscal year of the fiscal period beginning
9 July 1, 2010, and ending June 30, 2013, the department shall
10 allocate the remaining amount of interest or earnings on moneys
11 in the fund for purposes of providing financial assistance
12 under the disaster recovery component of the grow Iowa values
13 financial assistance program. All moneys allocated pursuant to
14 this subparagraph that remain unexpended or unobligated at the
15 end of the fiscal year beginning July 1, 2012, shall revert and
16 be credited to the fund.

17 Sec. 22. Section 15G.111, subsection 4, unnumbered
18 paragraph 1, Code Supplement 2009, is amended to read as
19 follows:

20 Of the moneys appropriated to the department pursuant
21 to subsection 3, the department shall allocate
22 ~~thirty-two~~ twenty-eight million five hundred thousand dollars
23 each fiscal year as follows:

24 Sec. 23. Section 15G.111, subsection 10, Code Supplement
25 2009, is amended to read as follows:

26 10. ~~Commercialization~~ Innovation and commercialization
27 services. Of the moneys appropriated to the department
28 pursuant to subsection 3, the department shall allocate
29 ~~three~~ five million five hundred thousand dollars for deposit in
30 the innovation and commercialization development fund created
31 in section 15.412.

32 Sec. 24. Section 15G.111, Code Supplement 2009, is amended
33 by adding the following new subsection:

34 NEW SUBSECTION. 11. *Targeted small businesses.* Of the
35 moneys appropriated to the department pursuant to subsection 3,

1 the department shall allocate one million dollars for deposit
2 in the targeted small business financial assistance program
3 account established pursuant to section 15.247 within the
4 strategic investment fund created in section 15.313.

5 DIVISION VIII

6 SMALL BUSINESS LINKED INVESTMENTS

7 Sec. 25. Section 12.43, subsection 5, unnumbered paragraph
8 1, Code 2009, is amended to read as follows:

9 In order to qualify under this program, all owners of the
10 business or borrowers must not have a combined net worth
11 exceeding ~~seven~~ nine hundred ~~fifty~~ seventy-five thousand
12 dollars as defined in rules adopted by the treasurer of state
13 pursuant to chapter 17A and the small business must meet all of
14 the following criteria:

15 DIVISION IX

16 SITE DEVELOPMENT

17 Sec. 26. Section 15E.18, Code 2009, is amended by striking
18 the section and inserting in lieu thereof the following:

19 **15E.18 Site development consultations — certificates of**
20 **readiness.**

21 1. *a.* The department shall consult with local governments
22 and local economic development officials in regard to site
23 development techniques. For purposes of this section, "*site*
24 *development techniques*" include environmental evaluations,
25 property and wetland delineation, and historical evaluations.

26 *b.* The department may charge a fee for providing site
27 development consultations. The fee shall not exceed
28 the reasonable cost to the department of providing the
29 consultations. The amount of any fees collected by the
30 department shall be deposited in the general fund of the state.

31 2. *a.* A local government or local economic development
32 official involved with the development of a site may apply to
33 the department for a certificate of readiness verifying that
34 the site is ready for development.

35 *b.* The department shall develop criteria for evaluating

1 various types of sites in order to determine whether a
2 particular site is ready for development based on the site's
3 individual circumstances and the economic development goals of
4 the applicant.

5 c. The department shall review applications for certificates
6 of readiness and may issue a certificate of readiness to any
7 site that meets the criteria developed under paragraph "b".

8 3. The department shall adopt rules pursuant to chapter 17A
9 for the implementation of this section.

10 Sec. 27. SITE DEVELOPMENT CONSULTATIONS

11 APPROPRIATION. There is appropriated from the school
12 infrastructure fund created in section 12.82 to the department
13 of economic development for the fiscal year beginning July
14 1, 2010, and ending June 30, 2011, the following amount, or
15 so much thereof as is necessary, to be used for the purposes
16 designated:

17 For providing site development consultations pursuant to
18 section 15E.18, including salaries, support, maintenance,
19 miscellaneous purposes, and for not more than the following
20 full-time equivalent positions:

21	\$	175,000
22	FTEs	1.00

23 Of the moneys appropriated to the department pursuant to
24 this section, the department may allocate up to \$75,000 for
25 purposes of contracting with third parties to provide site
26 development consultations.

27 DIVISION X
28 INTERNET SITE FOR BUSINESS
29 ASSISTANCE

30 Sec. 28. BUSINESS ASSISTANCE INTERNET SITE.

31 1. The department of economic development, in consultation
32 with other state agencies that provide financial and technical
33 assistance to small businesses and with the state board of
34 regents, shall create a business assistance internet site
35 designed to assist small businesses in finding information

1 related to the various kinds of technical and financial
2 assistance available from the state of Iowa. The department
3 may incorporate the internet site into its existing internet
4 site as appropriate.

5 2. The internet site shall include links to the various
6 internet sites maintained by other state agencies or the
7 state board of regents that pertain to assistance for small
8 businesses. The other state agencies and the board of regents
9 shall assist the department of economic development in an
10 effort to keep the information on the internet site up-to-date.
11 The department of administrative services shall work with the
12 department of economic development to ensure that the internet
13 site is readily accessible to the public.

14 Sec. 29. BUSINESS ASSISTANCE INTERNET SITE

15 APPROPRIATION. There is appropriated from the school
16 infrastructure fund created in section 12.82 to the department
17 of economic development for the fiscal year beginning July
18 1, 2010, and ending June 30, 2011, the following amount, or
19 so much thereof as is necessary, to be used for the purposes
20 designated:

21 For purposes of creating a business assistance internet
22 site:

23 \$ 20,000

24 DIVISION XI

25 REGULATORY ASSISTANCE INTERIM

26 STUDY COMMITTEE

27 Sec. 30. REGULATORY ASSISTANCE INTERIM STUDY COMMITTEE.

28 1. The legislative council is requested to establish an
29 interim study committee to examine and make recommendations
30 regarding methods of assisting small business that do not
31 require direct financial incentives and regarding potential
32 changes of law that would improve business licensing,
33 regulatory compliance, and tax collection procedures.

34 2. The study committee shall be composed of five members of
35 the house of representatives, five members of the senate, and

1 five members of the general public who are also small business
2 owners. Of the members of the senate, three members shall be
3 appointed by the majority leader of the senate and two shall
4 be appointed by the minority leader of the senate. Of the
5 members of the house of representatives, three members shall
6 be appointed by the speaker of the house of representatives,
7 and two shall be appointed by the minority leader of the house
8 of representatives.

9 3. a. The study committee shall work with the department
10 of economic development, the department of inspections and
11 appeals, the insurance division of the department of commerce,
12 the department of natural resources, the professional licensing
13 and regulation bureau of the banking division of the department
14 of commerce, the department of public health, the department
15 of public safety, the department of revenue, the secretary of
16 state, and the department of workforce development to study
17 ways to improve the state's business licensing procedures.

18 b. In preparation for assisting with the interim study
19 committee, a state agency listed in this subsection shall
20 conduct an internal review to identify and prioritize
21 its procedures as they pertain to businesses and business
22 licensing.

23 c. A state agency listed in this subsection shall provide
24 all necessary assistance to the interim study committee in
25 making recommendations to the general assembly.

26 4. The interim study committee shall submit its
27 recommendations to the general assembly on or before January
28 14, 2011.

29 DIVISION XII

30 SAVE OUR SMALL BUSINESSES FUND

31 AND PROGRAM

32 Sec. 31. NEW SECTION. 15.300 Findings and intent.

33 1. The general assembly finds all of the following:

34 a. That entrepreneurs and small businesses often have
35 difficulty obtaining conventional loan financing, limiting

1 their ability to expand, retain, and create additional jobs.

2 *b.* That a source of capital provided by the state could
3 greatly assist entrepreneurs and small businesses in their
4 efforts to upgrade or modernize equipment, realize additional
5 efficiencies in their supply chains, improve their distribution
6 and transportation margins, reduce facility costs through
7 increased energy efficiency, and leverage other sources of
8 business financing.

9 2. The purpose of the save our small businesses fund created
10 in section 15.301 is to promote the creation and retention of
11 jobs in the state's economy and to assist businesses to be more
12 competitive by addressing the needs identified in subsection 1.

13 Sec. 32. NEW SECTION. 15.301 **Save our small businesses fund**
14 **and program.**

15 1. *a.* A save our small businesses fund is created in
16 the state treasury under the control of the department and
17 consisting of any moneys appropriated to the fund by the
18 general assembly and any other moneys available and obtained or
19 accepted by the department for placement in the fund.

20 *b.* Payments of interest, repayments of moneys loaned
21 pursuant to this section, and recaptures of loans shall be
22 deposited in the fund. The fund shall be used to provide
23 financial assistance in the form of low-interest loans as
24 provided under the program created in this section.

25 *c.* (1) If, on March 31, 2011, there are unobligated moneys
26 in the fund, such unobligated moneys shall revert to the
27 general fund of the state.

28 (2) For each quarter, beginning with the first quarter after
29 the reversion of moneys pursuant to subparagraph (1) and ending
30 with the last quarter prior to the reversion of moneys pursuant
31 to subparagraph (3), the department shall, on the last day
32 of the quarter transfer to the general fund of the state the
33 balance of unencumbered moneys in the fund.

34 (3) On March 31, 2016, all moneys in the fund shall revert
35 to the general fund of the state.

1 2. *a.* The department shall establish and administer a
2 program for purposes of providing financial assistance to
3 eligible small businesses. For purposes of this section,
4 "*financial assistance*" means loans at an interest rate not to
5 exceed three and nine-tenths percent per annum and "*eligible*
6 *small business*" means a small business meeting the requirements
7 of subsection 3.

8 *b.* (1) The department may designate an organization to
9 administer the provisions of this section on the department's
10 behalf.

11 (2) In order to be designated, an organization must be
12 a nonprofit organization exempt from taxation under section
13 501(c)(3) of the Internal Revenue Code and must be designated
14 by the United States small business administration as a
15 statewide microloan program provider.

16 (3) If the department elects to designate an organization
17 pursuant to subparagraph (1), the department shall enter into
18 an agreement with the organization for purposes of ensuring
19 that the program is administered pursuant to the requirements
20 of this section.

21 (4) An organization designated pursuant to subparagraph (1)
22 may accept, evaluate, and approve applications for financial
23 assistance from eligible small businesses pursuant to the
24 requirements of this section and may monitor the compliance of
25 eligible businesses with the terms of an agreement entered into
26 with the department.

27 (5) All disbursements of moneys to recipients of financial
28 assistance approved by an organization designated pursuant to
29 subparagraph (1) shall be made by the department.

30 (6) All repayments of principal and interest on financial
31 assistance provided under the program shall be remitted to the
32 department and deposited in the fund.

33 (7) The department, with the assistance of an organization
34 designated pursuant to subparagraph (1), may seek the recapture
35 of financial assistance provided pursuant to this section as

1 provided in subsection 4.

2 *c.* Financial assistance under the program shall be provided
3 from the fund created in subsection 1.

4 *d.* Financial assistance to a small business shall be at
5 least two thousand five hundred dollars, but shall not exceed
6 fifty thousand dollars.

7 *e.* The department, under the terms of an agreement with the
8 organization designated pursuant to paragraph "b", shall begin
9 to provide financial assistance from the fund not later than
10 August 1, 2010, and shall to the extent practicable obligate
11 all available moneys in the fund prior to March 31, 2011.

12 *f.* A loan made to a small business under the program may
13 be for any period of time, but the terms of such loan shall
14 provide for the repayment of principal and interest prior to
15 the date the moneys in the fund revert pursuant to subsection
16 1, paragraph "c", subparagraph (3).

17 3. A business is eligible to apply for financial assistance
18 under the program if the business meets all of the following
19 criteria at the time of application:

20 *a.* The business has thirty-five or fewer full-time
21 equivalent employees.

22 *b.* The business is located in Iowa.

23 *c.* The business is owned, operated, and actively managed by
24 a resident of Iowa.

25 *d.* The business has a business plan and has received
26 assistance in the development stage or the expansion stage
27 from a small business development center or from a qualified
28 public or nonprofit small business consultant as defined by the
29 department.

30 *e.* If a business has been a going concern for two years or
31 more, the business has not been found to be in violation of any
32 environmental or worker safety laws, rules, or regulations.

33 *f.* The business only employs individuals legally authorized
34 to work in this state.

35 *g.* The business does not engage in the production,

1 depiction, or distribution of obscene material. For purposes
2 of this paragraph, "*obscene material*" means the same as defined
3 in section 728.1.

4 *h.* The business is not in bankruptcy and is not imminently
5 contemplating filing for bankruptcy.

6 4. Upon approval of the application for financial
7 assistance by the department or an organization designated
8 pursuant to subsection 2, paragraph "*b*", the eligible business
9 shall enter into an agreement with the department which shall
10 include but not be limited to all of the following provisions:

11 *a.* If an eligible business, after receiving financial
12 assistance, does not continue to meet one or more of the
13 criteria for eligibility under subsection 3, except for
14 subsection 3, paragraph "*a*", all or a portion of the financial
15 assistance received is subject to disallowance, recapture, or
16 immediate repayment.

17 *b.* If, after receiving financial assistance, an eligible
18 business ceases operations within the state or removes a
19 significant portion of its operations to a location outside
20 of the state, all or a portion of the financial assistance
21 received is subject to disallowance, recapture, or immediate
22 repayment.

23 5. *a.* An eligible business shall not receive more than one
24 award of financial assistance under this section.

25 *b.* An eligible business that receives financial assistance
26 under this section may subsequently apply for financial
27 assistance under other programs administered by the department.

28 *c.* An eligible business that receives financial assistance
29 under this section shall not use such financial assistance for
30 purposes of meeting payroll obligations to employees.

31 6. *a.* The small business development centers shall track
32 the number of referrals for assistance made to the department
33 for assistance under this section and shall include that number
34 in the small business development center's annual report to the
35 general assembly.

1 *b.* The department in conjunction with an organization
2 designated pursuant to subsection 2, paragraph "b", shall
3 by January 15 of each year submit a report on the program
4 administered pursuant to this section to the general assembly.
5 The report shall include information on the number of
6 businesses that receive loans under the program and any other
7 information the department deems relevant to assessing the
8 success of the program.

9 7. The department shall adopt rules pursuant to chapter 17A
10 as necessary to administer the program. The department may
11 adopt emergency rules under section 17A.4, subsection 3, and
12 section 17A.5, subsection 2, paragraph "b", as necessary for the
13 administration of this section.

14 Sec. 33. SAVE OUR SMALL BUSINESSES FUND

15 APPROPRIATION. There is appropriated from the school
16 infrastructure fund created in section 12.82 to the department
17 of economic development for deposit in the save our small
18 businesses fund for the fiscal year beginning July 1, 2010, and
19 ending June 30, 2011, the following amount, or so much thereof
20 as is necessary, to be used for the purposes designated:

21 For purposes of providing financial assistance under the
22 save our small businesses program under section 15.301:

23 \$ 5,000,000

24 Of the moneys appropriated pursuant to this section, the
25 department may allocate an amount not to exceed two percent of
26 the moneys appropriated for purposes of retaining the services
27 of an organization designated pursuant to section 15.301,
28 subsection 2, paragraph "b".

29 Sec. 34. EFFECTIVE UPON ENACTMENT. This division of this
30 Act, being deemed of immediate importance, takes effect upon
31 enactment.

32 DIVISION XIII

33 FLOODPLAIN MAPPING

34 Sec. 35. FLOODPLAIN MAPPING. Using funds allocated to the
35 department of natural resources for floodplain mapping from the

1 appropriation made to the department of economic development in
2 2009 Iowa Acts, chapter 183, section 67, of federal community
3 development block grant funds awarded to the state under
4 the federal Consolidated Security, Disaster Assistance, and
5 Continuing Appropriations Act, 2009, Pub. L. No. 110-329, the
6 department of natural resources shall enter an agreement in an
7 amount of not less than \$10,000,000 with the state university
8 of Iowa for the development of new floodplain maps by June 30,
9 2014, by the Iowa flood center established pursuant to section
10 466C.1. The department of natural resources shall structure
11 the contract to be consistent with any plan for use of the
12 funds approved by any federal agency, or, if necessary, follow
13 any procedures necessary for approval of this contract.

14 Sec. 36. EFFECTIVE UPON ENACTMENT. This division of this
15 Act, being deemed of immediate importance, takes effect upon
16 enactment.

17 DIVISION XIV

18 DEPARTMENT OF ADMINISTRATIVE SERVICES — OFFICE SPACE

19 Sec. 37. DEPARTMENT OF ADMINISTRATIVE SERVICES — OFFICE
20 SPACE REQUEST FOR PROPOSALS.

21 1. The department of administrative services shall issue a
22 request for proposals concerning the availability and cost of
23 office space for state employees in downtown Des Moines and in
24 other areas in close proximity to the state capitol complex.
25 The department shall consider the advantages of locating state
26 employees and their functions near the state capitol complex.

27 2. In issuing the request for proposals, the department
28 shall examine current leases for office space within the
29 greater Des Moines area, determine the current length and
30 duration of those leases, and consider the number of state
31 employees impacted by those leases.

32 3. The request for proposals shall ensure that any office
33 space selected shall meet all of the following criteria:

34 a. The building which includes the office space has skywalk
35 access.

1 b. The building which includes the office space is located
2 within reasonable proximity to the free shuttle service route
3 that includes transportation between the capitol complex and
4 the downtown Des Moines area.

5 c. The entity leasing office space provides adequate
6 parking to employees utilizing the office space which is within
7 reasonable proximity to the office space.

8 d. The office space is energy efficient.

9 e. The office space provides adequate space and resources
10 needed for the employees intending to occupy the office space.

11 4. The department of administrative services shall issue
12 the request for proposals by December 1, 2010, and shall submit
13 a written report to the general assembly concerning the request
14 for proposals by January 14, 2011.

15 Sec. 38. DEPARTMENT OF ADMINISTRATIVE SERVICES — OFFICE
16 SPACE — COST-BENEFIT ANALYSIS.

17 1. a. The department of administrative services shall
18 conduct a cost-benefit analysis of utilizing existing office
19 space for state employees in downtown Des Moines and other
20 areas in close proximity to the state capitol complex in
21 lieu of replacing or renovating the Wallace Building or
22 relocating any state agencies to any space in the mercy capitol
23 hospital building. The cost-benefit analysis shall include
24 consideration of any cost to the applicable local jurisdiction
25 arising from the state's utilization of existing office space.

26 b. The department of administrative services shall submit
27 a written report to the general assembly on the cost-benefit
28 analysis by January 14, 2011.

29 2. Prior to submitting the cost-benefit analysis report
30 required by this section, the department of administrative
31 services shall not relocate any state agencies to space in
32 the Mercy capitol hospital building other than any of the
33 following:

34 a. A centralized department of corrections pharmacy.

35 b. Offices of a state agency currently located in a

1 state-owned office building.

2 c. The agricultural development authority established in
3 section 175.3.

4 d. Any state employee located in a nonleased facility or
5 space.

6 e. A nonstate agency.

7 DIVISION XV

8 CHANGES TO PRIOR APPROPRIATIONS

9 Sec. 39. 2004 Iowa Acts, chapter 1175, section 288,
10 subsection 7, paragraph d, is amended by adding the following
11 new unnumbered paragraph:

12 NEW UNNUMBERED PARAGRAPH. Notwithstanding section 8.33,
13 2004 Iowa Acts, chapter 1175, section 290, or any other
14 provision of law, moneys allocated in this lettered paragraph
15 that remain unencumbered or unobligated at the close of a
16 fiscal year shall not revert but shall remain available for
17 expenditure for the purposes designated until the close of the
18 fiscal year that begins July 1, 2012. However, if the projects
19 for which the moneys are appropriated are completed in an
20 earlier fiscal year, unencumbered or unobligated moneys shall
21 revert at the close of that fiscal year.

22 Sec. 40. 2006 Iowa Acts, chapter 1179, section 4, subsection
23 1, is amended to read as follows:

24 1. a. Notwithstanding Except as provided in paragraph
25 "b", notwithstanding section 8.33, moneys appropriated for the
26 fiscal year beginning July 1, 2006, in this division of this
27 Act that remain unencumbered or unobligated at the close of
28 the fiscal year shall not revert but shall remain available
29 for the purposes designated until the close of the fiscal year
30 that begins July 1, 2009, or until the project for which the
31 appropriation was made is completed, whichever is earlier.

32 b. Notwithstanding section 8.33, moneys appropriated for the
33 fiscal year beginning July 1, 2006, in section 1, subsection 1,
34 and section 1, subsection 11, paragraph "b" of this division of
35 this Act that remain unencumbered or unobligated at the close

1 of the fiscal year shall not revert but shall remain available
2 for the purposes designated until the close of the fiscal year
3 that begins July 1, 2010, or until the project for which the
4 appropriation was made is completed, whichever is earlier.

5 Sec. 41. 2006 Iowa Acts, chapter 1179, section 18, is
6 amended to read as follows:

7 SEC. 18. REVERSION.

8 1. Except as provided in subsections 2, and 3, and
9 4, notwithstanding section 8.33, moneys appropriated from the
10 endowment for Iowa's health restricted capitals fund for the
11 fiscal years that begin July 1, 2005, and July 1, 2006, in this
12 division of this Act that remain unencumbered or unobligated at
13 the close of the fiscal year shall not revert but shall remain
14 available for the purposes designated until the close of the
15 fiscal year that begins July 1, 2009, or until the project for
16 which the appropriation was made is completed, whichever is
17 earlier.

18 2. Notwithstanding section 8.33, moneys appropriated from
19 the endowment for Iowa's health restricted capitals fund
20 for the fiscal year that begins July 1, 2006, and ends June
21 30, 2007, in this division of this Act to the department of
22 veterans affairs for capital improvement projects at the Iowa
23 veterans home that remain unencumbered or unobligated at the
24 close of the fiscal year shall not revert but shall remain
25 available for expenditure for the purposes designated until the
26 close of the fiscal year that begins July 1, 2010.

27 3. Notwithstanding section 8.33, moneys appropriated from
28 the endowment for Iowa's health restricted capitals fund
29 for the fiscal year beginning July 1, 2006, and ending June
30 30, 2007, in this division of this Act to the department of
31 education for major renovation and major repair needs at the
32 community colleges that remain unencumbered or unobligated at
33 the close of the fiscal year shall not revert but shall remain
34 available for expenditure for the purposes designated until
35 the close of the fiscal year beginning July 1, 2010, or until

1 the project for which appropriated is completed, whichever is
2 earlier.

3 4. Notwithstanding section 8.33, moneys appropriated from
4 the endowment for Iowa's health restricted capitals fund
5 for the fiscal year that begins July 1, 2006, and ends June
6 30, 2007, in this division of this Act to the department of
7 administrative services for upgrades to the Woodward state
8 resource center wastewater treatment system that remain
9 unencumbered or unobligated at the close of the fiscal year
10 shall not revert but shall remain available for expenditure
11 for the purposes designated until the close of the fiscal year
12 that begins July 1, 2011, or until the project for which the
13 appropriation is made is completed, whichever is earlier.

14 Sec. 42. 2007 Iowa Acts, chapter 219, section 7, subsection
15 1, as amended by 2009 Iowa Acts, chapter 170, section 20, and
16 2009 Iowa Acts, chapter 184, section 17, is amended to read as
17 follows:

18 1. For costs associated with the construction and
19 establishment of the Iowa institute for biomedical discovery at
20 the state university of Iowa:

21 FY 2008-2009.....	\$	0
22 FY 2009-2010.....	\$	0
23 FY 2010-2011.....	\$	10,000,000
24		<u>0</u>

25 Sec. 43. 2007 Iowa Acts, chapter 219, section 15, is amended
26 to read as follows:

27 SEC. 15. REVERSION.

28 1. Notwithstanding Except as provided in subsection 2,
29 notwithstanding section 8.33, moneys appropriated for the
30 fiscal year beginning July 1, 2007, in this division of this
31 Act that remain unencumbered or unobligated at the close of
32 the fiscal year shall not revert but shall remain available
33 for the purposes designated until the close of the fiscal year
34 beginning July 1, 2009, or until the project for which the
35 appropriation was made is completed, whichever is earlier.

1 2. Notwithstanding section 8.33, moneys appropriated
2 for the fiscal year beginning July 1, 2007, in section 14,
3 subsections 4 and 7 of this division of this Act that remain
4 unencumbered or unobligated at the close of the fiscal year
5 shall not revert but shall remain available for the purposes
6 designated until the close of the fiscal year beginning July 1,
7 2011, or until the project for which the appropriation was made
8 is completed, whichever is earlier.

9 Sec. 44. 2008 Iowa Acts, chapter 1179, section 1, subsection
10 1, paragraph 1, as enacted by 2009 Iowa Acts, chapter 184,
11 section 21, is amended to read as follows:

12 1. ~~For heating, ventilating, and air conditioning~~
13 ~~improvements~~ building security and firewall protection in the
14 Hoover state office building:

15 \$ 165,000

16 Sec. 45. 2008 Iowa Acts, chapter 1179, section 1, subsection
17 4, paragraph b, as amended by 2009 Iowa Acts, chapter 81,
18 section 1, is amended to read as follows:

19 b. For historical site preservation grants to be used for
20 the restoration, preservation, and development of historic
21 sites:

22 \$ 1,000,000

23 In making grants pursuant to this lettered paragraph, the
24 department shall consider the existence and amount of other
25 funds available to an applicant for the designated project.
26 A grant awarded from moneys appropriated in this lettered
27 paragraph shall not exceed \$100,000 per project. Not more than
28 \$200,000 may be awarded in the same county in the same round of
29 grant reviews.

30 Of the amount appropriated in this lettered paragraph,
31 \$20,000 shall be used for the administration and support of
32 historic sites including the hiring and employment of seasonal
33 workers, notwithstanding section 8.57, subsection 6, paragraph
34 "c".

35 Sec. 46. 2008 Iowa Acts, chapter 1179, section 7, as amended

1 by 2009 Iowa Acts, chapter 173, section 21, is amended to read
2 as follows:

3 SEC. 7. DEPARTMENT OF ECONOMIC DEVELOPMENT. There is
4 appropriated from the rebuild Iowa infrastructure fund to
5 the department of economic development for the designated
6 fiscal years the following amounts, or so much thereof as is
7 necessary, to be used for the purposes designated:

8 For deposit into the river enhancement community attraction
9 and tourism fund created in 2008 Iowa Acts, Senate File 2430,
10 if enacted:

11	FY 2009-2010.....	\$	0
12	FY 2010-2011.....	\$	10,000,000
13			<u>0</u>
14	FY 2011-2012.....	\$	10,000,000
15	FY 2012-2013.....	\$	10,000,000

16 ~~Notwithstanding section 8.33, moneys appropriated in this~~
17 ~~section for the fiscal year beginning July 1, 2010, and ending~~
18 ~~June 30, 2011, shall not revert at the close of the fiscal year~~
19 ~~for which they are appropriated but shall remain available~~
20 ~~for the purpose designated until the close of the fiscal year~~
21 ~~that begins July 1, 2013, or until the project for which the~~
22 ~~appropriation was made is completed, whichever is earlier.~~

23 Notwithstanding section 8.33, moneys appropriated in this
24 section for the fiscal year beginning July 1, 2011, and ending
25 June 30, 2012, shall not revert at the close of the fiscal year
26 for which they are appropriated but shall remain available
27 for the purpose designated until the close of the fiscal year
28 that begins July 1, 2014, or until the project for which the
29 appropriation was made is completed, whichever is earlier.

30 Notwithstanding section 8.33, moneys appropriated in this
31 section for the fiscal year beginning July 1, 2012, and ending
32 June 30, 2013, shall not revert at the close of the fiscal year
33 for which they are appropriated but shall remain available
34 for the purpose designated until the close of the fiscal year
35 that begins July 1, 2015, or until the project for which the

1 appropriation was made is completed, whichever is earlier.

2 Sec. 47. 2008 Iowa Acts, chapter 1179, section 15,
3 subsection 4, paragraph b, as amended by 2009 Iowa Acts,
4 chapter 184, section 25, is amended to read as follows:

5 b. To the public broadcasting division for the purchase and
6 installation of generators at transmitter sites:

7 \$ 1,602,437

8 Of the amount appropriated in this lettered paragraph, up to
9 \$210,477 may be used for operational costs of the division for
10 FY 2008-2009, ~~and~~ up to \$1,000,000 may be used for operational
11 costs of the division for FY 2009-2010, and up to \$378,637
12 may be used for operational costs of the division for FY
13 2010-2011, notwithstanding section 8.57C, subsection 2.

14 Sec. 48. 2008 Iowa Acts, chapter 1179, section 15,
15 subsection 4, paragraph c, is amended to read as follows:

16 c. To the public broadcasting division for the replacement
17 and digital conversion of the Keosauqua translator:

18 \$ 701,500

19 Of the amount appropriated in this lettered paragraph, up to
20 \$25,378 may be used for operational costs of the division for
21 FY 2010-2011, notwithstanding section 8.57C, subsection 2.

22 Sec. 49. 2008 Iowa Acts, chapter 1179, section 18,
23 subsection 3, as amended by 2009 Iowa Acts, chapter 173,
24 section 24, is amended to read as follows:

25 3. DEPARTMENT OF CORRECTIONS

26 a. For expansion of the community-based corrections
27 facility at Sioux City:

28 \$ 5,300,000

29 b. For expansion of the community-based corrections
30 facility at Ottumwa:

31 \$ 4,100,000

32 c. For expansion of the community-based corrections
33 facility at Waterloo:

34 \$ 6,000,000

35 d. For expansion of the community-based corrections

1 facility at Davenport:

2 \$ 2,100,000

3 e. For expansion, including land acquisition, of the
4 community-based corrections facility at Des Moines:

5 \$ 13,100,000

6 0

7 ~~The appropriation in this lettered paragraph is contingent~~
8 ~~upon relocation of the sex offender treatment program from~~
9 ~~the community-based corrections facility at Des Moines to~~
10 ~~the property in northeast Des Moines identified by the fifth~~
11 ~~judicial district in the facility and site study final report~~
12 ~~submitted December 12, 2008.~~

13 It is the intent of the general assembly that the funds
14 appropriated in paragraphs "a" through "e" be used to expand
15 the number of beds available through new construction and
16 remodeling and for the expansion of existing facilities.

17 f. For expansion of the Iowa correctional facility for women
18 at Mitchellville including costs related to project management
19 including the hiring and employment of a construction manager
20 and a correctional specialist:

21 \$ 47,500,000

22 g. For the remodeling of kitchens at the correctional
23 facilities at Mount Pleasant and Rockwell City:

24 \$ 12,500,000

25 Sec. 50. 2008 Iowa Acts, chapter 1179, section 22, is
26 amended to read as follows:

27 SEC. 22. There is appropriated from the FY 2009 prison
28 bonding fund created pursuant to section 12.79, as enacted in
29 this Act, to the department of corrections for the fiscal year
30 beginning July 1, 2008, and ending June 30, 2009, the following
31 amount, or so much thereof as is necessary, to be used for the
32 purpose designated:

33 For costs associated with the building of a new Iowa State
34 Penitentiary at Fort Madison including costs related to
35 project management including the hiring and employment of a

1 construction manager and a correctional specialist:

2 \$130,677,500

3 The appropriation made in this section constitutes approval
4 by the general assembly for the issuance of bonds by the
5 treasurer pursuant to section 12.80, as enacted in this Act.

6 Sec. 51. 2009 Iowa Acts, chapter 173, section 13, subsection
7 1, is amended by adding the following new paragraph:

8 NEW PARAGRAPH. e. Of the moneys appropriated in
9 this subsection, the department may award moneys for the
10 establishment of drainage district pilot projects. Each
11 drainage district pilot project shall be presented to the state
12 soil conservation committee and the watershed improvement
13 review board to ensure the project design, project goals,
14 baseline data collection, project data collection standards,
15 and data evaluation standards are appropriate for, and advance,
16 the soil and water conservation goals of the state. Annual
17 progress reports on each pilot project shall be presented
18 to the state soil conservation committee and the watershed
19 improvement review board to ensure the projects continue to
20 advance the soil and water conservation goals of the state.
21 All construction plans, monitoring plans, project data, and
22 project data analysis shall be available for public review and
23 study. Experts from the United States geological survey, the
24 national laboratory for agriculture and the environment at
25 Iowa state university, and other appropriate state and federal
26 agencies may be consulted on any aspect of the program.

27 Sec. 52. 2009 Iowa Acts, chapter 173, section 13, subsection
28 2, is amended to read as follows:

29 2. DEPARTMENT OF NATURAL RESOURCES

30 For watershed rebuilding and water quality projects:

31 \$ 13,500,000

32 Of the moneys appropriated in this subsection, the
33 department may provide moneys to construct, reconstruct, or
34 repair infrastructure associated with the control and movement
35 of surface water, including but not limited to addressing

1 issues affected by combined sewer overflows, enrolling larger
2 contiguous areas in emergency watershed programs, improving
3 facilities or systems that provide water quality, mitigating
4 flood damage or the threat of flood damage in the areas most
5 severely affected by the 2008 flood, and improving or replacing
6 low-head dams. Any award of moneys made under this subsection
7 shall be in the form of a grant. Any grant awards for practices
8 on private property shall be for the public purposes of flood
9 control, watershed management, or improving water quality.

10 Sec. 53. 2009 Iowa Acts, chapter 173, section 13, subsection
11 4, paragraphs b, c, and d, are amended to read as follows:

12 b. For ~~deposit into the public service shelter grant fund~~
13 ~~created in section 16.185~~ for grants for the construction,
14 renovation, and improvements to homeless shelters, emergency
15 shelters, and family and domestic violence shelters:

16 \$ 10,000,000

17 c. For ~~deposit into the disaster damage housing assistance~~
18 ~~grant fund created in section 16.186~~ for grants to ease and
19 speed recovery efforts from the natural disasters of 2008,
20 including stabilizing neighborhoods damaged by the natural
21 disasters, preventing population loss and neighborhood
22 deterioration, and improving the health, safety, and welfare of
23 persons living in such disaster-damaged neighborhoods:

24 \$ 5,000,000

25 d. For ~~deposit into the affordable housing assistance grant~~
26 ~~fund created in section 16.187~~ for grants for housing for
27 certain elderly, disabled, and low-income persons and public
28 servants in critical skills shortage areas of the state:

29 \$ 20,000,000

30 Sec. 54. 2009 Iowa Acts, chapter 173, section 13, subsection
31 5, unnumbered paragraph 1, as amended by 2009 Iowa Acts,
32 chapter 183, section 71, is amended to read as follows:

33 For broadband technology grants for the deployment and
34 sustainability of high-speed broadband access:

35 \$ ~~25,000,000~~

1 0

2 Sec. 55. 2009 Iowa Acts, chapter 173, section 13, subsection
3 6, is amended to read as follows:

4 6. DEPARTMENT OF TRANSPORTATION

5 For ~~deposit into the bridge safety fund created in section~~
6 ~~313.68 to be used for~~ infrastructure projects relating to
7 functionally obsolete and structurally deficient bridges:

8 \$ ~~50,000,000~~
9 40,000,000

10 Sec. 56. 2009 Iowa Acts, chapter 173, section 13, is amended
11 by adding the following new subsection:

12 NEW SUBSECTION. 7. DEPARTMENT OF ECONOMIC DEVELOPMENT

13 For the main street Iowa program to be used as grants
14 for projects that have previously applied for funding
15 consideration, or have received partial funding for facade
16 master plans to rehabilitate storefronts in main street Iowa
17 districts, to complete streetscape projects where planning
18 and the majority of funding is already secured, for unfunded
19 main street challenge grant projects, and for other building
20 rehabilitation projects that are currently on the department's
21 highest priority list:

22 \$ 5,550,000

23 Moneys appropriated in this subsection shall not be used for
24 administration or planning purposes.

25 Sec. 57. 2009 Iowa Acts, chapter 174, section 6, is
26 repealed.

27 Sec. 58. 2009 Iowa Acts, chapter 184, section 1, subsection
28 3, paragraph d, is amended to read as follows:

29 d. For historical site preservation grants to be used for
30 the restoration, preservation, and development of historic
31 sites:

32 \$ 1,000,000

33 In making grants pursuant to this lettered paragraph, the
34 department shall consider the existence and amount of other
35 funds available to an applicant for the designated project.

1 A grant awarded from moneys appropriated in this lettered
2 paragraph shall not exceed \$100,000 per project. Not more than
3 \$200,000 may be awarded in the same county in the same round of
4 grant reviews.

5 Of the amount appropriated in this lettered paragraph,
6 \$20,000 shall be used for the administration and support of
7 historic sites including the hiring and employment of seasonal
8 workers, notwithstanding section 8.57, subsection 6, paragraph
9 “c”.

10 Sec. 59. 2009 Iowa Acts, chapter 184, section 1, subsection
11 12, paragraph a, is amended to read as follows:

12 a. ~~To provide funds for capital improvements and for related~~
13 ~~studies for expanding passenger rail services in Iowa For~~
14 deposit in the passenger rail service revolving fund created
15 in section 327J.2, notwithstanding section 8.57, subsection 6,
16 paragraph “c”:

17 \$ 3,000,000

18 Sec. 60. 2009 Iowa Acts, chapter 184, section 2, subsections
19 1, 2, 4, and 5, are amended by striking the subsections.

20 Sec. 61. 2009 Iowa Acts, chapter 184, section 2, subsection
21 6, paragraph a, is amended to read as follows:

22 a. For deposit into the railroad revolving loan and grant
23 fund created in section 327H.20A, notwithstanding section 8.57,
24 subsection 6, paragraph “c”:

25 \$ 2,000,000

26 Of the amount appropriated in this lettered paragraph,
27 \$2,000,000 shall be allocated to a city with a population
28 between 98,300 and 98,400 in the last preceding certified
29 federal census, for a rail trans-load facility if a federal
30 match of funds is received.

31 Sec. 62. EFFECTIVE UPON ENACTMENT. This division, being
32 deemed of immediate importance, takes effect upon enactment.

33 DIVISION XVI

34 MISCELLANEOUS CODE CHANGES

35 Sec. 63. Section 8.57, subsection 6, paragraph e, Code

1 Supplement 2009, is amended to read as follows:

2 e. (1) (a) (i) Notwithstanding provisions to the contrary
3 in sections 99D.17 and 99F.11, for the fiscal year beginning
4 July 1, 2000, and for each fiscal year thereafter, not more
5 than a total of sixty-six million dollars shall be deposited
6 in the general fund of the state in any fiscal year pursuant to
7 sections 99D.17 and 99F.11.

8 (ii) However, in lieu of the deposit in subparagraph
9 subdivision (i), for the fiscal year beginning July 1, 2010,
10 and for each fiscal year thereafter until the principal and
11 interest on all bonds issued by the treasurer of state pursuant
12 to section 12.87 are paid, as determined by the treasurer of
13 state, the first fifty-five million dollars of the moneys
14 directed to be deposited in the general fund of the state under
15 subparagraph subdivision (i) shall be deposited in the revenue
16 bonds debt service fund created in section 12.89, and the next
17 five three million seven hundred fifty thousand dollars of the
18 moneys directed to be deposited in the general fund of the
19 state under subparagraph subdivision (i) shall be deposited
20 in the revenue bonds federal subsidy holdback fund created
21 in section 12.89, and the next one million two hundred fifty
22 thousand dollars of the moneys directed to be deposited in the
23 general fund of the state under subparagraph subdivision (i)
24 shall be deposited in the general fund of the state.

25 (b) The next fifteen million dollars of the moneys directed
26 to be deposited in the general fund of the state in a fiscal
27 year pursuant to sections 99D.17 and 99F.11 shall be deposited
28 in the vision Iowa fund created in section 12.72 for the fiscal
29 year beginning July 1, 2000, and for each fiscal year through
30 the fiscal year beginning July 1, 2019.

31 (c) The next five million dollars of the moneys directed to
32 be deposited in the general fund of the state in a fiscal year
33 pursuant to sections 99D.17 and 99F.11 shall be deposited in
34 the school infrastructure fund created in section 12.82 for the
35 fiscal year beginning July 1, 2000, and for each fiscal year

1 thereafter until the principal and interest on all bonds issued
2 by the treasurer of state pursuant to section 12.81 are paid,
3 as determined by the treasurer of state.

4 (d) (i) The total moneys in excess of the moneys deposited
5 in the revenue bonds debt service fund, the revenue bonds
6 federal holdback subsidy fund, the vision Iowa fund, the
7 school infrastructure fund, and the general fund of the
8 state in a fiscal year shall be deposited in the rebuild Iowa
9 infrastructure fund and shall be used as provided in this
10 section, notwithstanding section 8.60.

11 (ii) However, in lieu of the deposit in subparagraph
12 subdivision (i), for the fiscal year beginning July 1, 2010,
13 and for each fiscal year thereafter until the principal and
14 interest on all bonds issued by the treasurer of state pursuant
15 to section 12.87 are paid, as determined by the treasurer
16 of state, ~~fifty-five~~ sixty-four million seven hundred fifty
17 thousand dollars of the excess moneys directed to be deposited
18 in the rebuild Iowa infrastructure fund under subparagraph
19 subdivision (i) shall be deposited in the general fund of the
20 state.

21 (2) If the total amount of moneys directed to be deposited
22 in the general fund of the state under sections 99D.17 and
23 99F.11 in a fiscal year is less than the total amount of moneys
24 directed to be deposited in the revenue bonds debt service
25 fund and the revenue bonds federal subsidy holdback fund in
26 the fiscal year pursuant to this paragraph "e", the difference
27 shall be paid from moneys deposited in the beer and liquor
28 control fund created in section 123.53 in the manner provided
29 in section 123.53, subsection 3.

30 (3) After the deposit of moneys directed to be deposited
31 in the general fund of the state, and the revenue bonds debt
32 service fund, and the revenue bonds federal subsidy holdback
33 fund, as provided in subparagraph (1), subparagraph division
34 (a), if the total amount of moneys directed to be deposited
35 in the general fund of the state under sections 99D.17 and

1 99F.11 in a fiscal year is less than the total amount of
2 moneys directed to be deposited in the vision Iowa fund and
3 the school infrastructure fund in the fiscal year pursuant to
4 this paragraph "e", the difference shall be paid from lottery
5 revenues in the manner provided in section 99G.39, subsection
6 3.

7 Sec. 64. Section 8.57, subsection 6, paragraph f, Code
8 Supplement 2009, is amended to read as follows:

9 *f.* There is appropriated from the rebuild Iowa
10 infrastructure fund to the secure an advanced vision for
11 education fund created in section 423F.2, for each fiscal year
12 of the fiscal period beginning July 1, 2008, and ending June
13 30, ~~2014~~, 2010, and for each fiscal year of the fiscal period
14 beginning July 1, 2011, and ending June 30, 2014, the amount of
15 the moneys in excess of the first forty-seven million dollars
16 credited to the rebuild Iowa infrastructure fund during the
17 fiscal year, not to exceed ten million dollars.

18 Sec. 65. Section 8.57A, subsection 4, Code 2009, is amended
19 to read as follows:

20 4. *a.* There is appropriated from the rebuild Iowa
21 infrastructure fund for the fiscal ~~year~~ years beginning July
22 1, 2008, July 1, 2009, and July 1, 2011, and for each fiscal
23 year thereafter, the sum of forty-two million dollars to
24 the environment first fund, notwithstanding section 8.57,
25 subsection 6, paragraph "c".

26 *b.* There is appropriated from the rebuild Iowa
27 infrastructure fund for the fiscal year beginning July 1, 2010,
28 and ending June 30, 2011, the sum of thirty-three million
29 dollars to the environment first fund, notwithstanding section
30 8.57, subsection 6, paragraph "c".

31 Sec. 66. Section 8.57C, subsection 3, Code Supplement 2009,
32 is amended to read as follows:

33 3. *a.* There is appropriated from the general fund of the
34 state for the fiscal years beginning July 1, 2006, July 1,
35 2007, July 1, ~~2010~~ 2011, and for each subsequent fiscal year

1 thereafter, the sum of seventeen million five hundred thousand
2 dollars to the technology reinvestment fund.

3 *b.* There is appropriated from the rebuild Iowa
4 infrastructure fund for the fiscal year beginning July 1, 2008,
5 and ending June 30, 2009, the sum of seventeen million five
6 hundred thousand dollars, and for the fiscal year beginning
7 July 1, 2009, and ending June 30, 2010, the sum of fourteen
8 million five hundred twenty-five thousand dollars to the
9 technology reinvestment fund, notwithstanding section 8.57,
10 subsection 6, paragraph `c`.

11 *c.* There is appropriated from the rebuild Iowa
12 infrastructure fund for the fiscal year beginning July 1, 2010,
13 the sum of ten million dollars to the technology reinvestment
14 fund, notwithstanding section 8.57, subsection 6, paragraph
15 `c`.

16 Sec. 67. Section 12.87, subsections 1 and 2, Code Supplement
17 2009, are amended to read as follows:

18 1. The treasurer of state is authorized to issue and sell
19 bonds on behalf of the state to provide funds for certain
20 infrastructure projects and for purposes of the Iowa jobs
21 program established in section 16.194. The treasurer of state
22 shall have all of the powers which are necessary or convenient
23 to issue, sell and secure bonds and carry out the treasurer of
24 state's duties, and exercise the treasurer of state's authority
25 under this section and sections 12.88 through 12.90. The
26 treasurer of state may issue and sell bonds in such amounts as
27 the treasurer of state determines to be necessary to provide
28 sufficient funds for certain infrastructure projects and the
29 revenue bonds capitals fund, the revenue bonds capitals II
30 fund, the payment of interest on the bonds, the establishment
31 of reserves to secure the bonds, the payment of costs of
32 issuance of the bonds, the payment of other expenditures of
33 the treasurer of state incident to and necessary or convenient
34 to carry out the issuance and sale of the bonds, and the
35 payment of all other expenditures of the treasurer of state

1 necessary or convenient to administer the funds and to carry
2 out the purposes for which the bonds are issued and sold.
3 The treasurer of state may issue and sell bonds in one or
4 more series on the terms and conditions the treasurer of
5 state determines to be in the best interest of the state, in
6 accordance with this section in such amounts as the treasurer
7 of state determines to be necessary to fund the purposes for
8 which such bonds are issued and sold, as follows:

9 a. The treasurer of state may issue and sell bonds in
10 amounts which provide aggregate net proceeds of not more
11 than ~~five hundred forty-five~~ six hundred ninety-five million
12 dollars, excluding any bonds issued and sold to refund
13 outstanding bonds issued under this section, as follows:

14 ~~a.~~ (1) The On or after July 1, 2009, the treasurer of
15 state may issue and sell bonds in amounts which provide
16 aggregate net proceeds of not more than one hundred eighty-five
17 million dollars for capital projects which qualify as vertical
18 infrastructure projects as defined in section 8.57, subsection
19 6, paragraph "c", to the extent practicable in any fiscal year
20 and without limiting other qualifying capital expenditures.

21 ~~b.~~ (2) The On or after July 1, 2009, the treasurer of state
22 may issue and sell bonds in amounts which provide aggregate
23 net proceeds of not more than three hundred sixty million
24 dollars for purposes of the Iowa jobs program established
25 in section 16.194 and for watershed flood rebuilding and
26 prevention projects, soil conservation projects, sewer
27 infrastructure projects, for certain housing and public service
28 shelter projects and public broadband and alternative energy
29 projects, and for projects relating to bridge safety and the
30 rehabilitation of deficient bridges.

31 (3) On or after July 1, 2010, the treasurer of state may
32 issue and sell bonds in amounts which provide aggregate net
33 proceeds of not more than one hundred fifty million dollars
34 for purposes of the Iowa jobs II program established in
35 section 16.194A and for qualified projects in the departments

1 of agriculture and land stewardship, economic development,
 2 education, natural resources, and transportation, and the Iowa
 3 finance authority, state board of regents, and treasurer of
 4 state.

5 2. Bonds issued and sold under this section are payable
 6 solely and only out of the moneys in the revenue bonds debt
 7 service fund, the revenue bonds federal subsidy holdback
 8 fund, and any bond reserve funds established pursuant to
 9 section 12.89, and only to the extent provided in the trust
 10 indenture, resolution, or other instrument authorizing their
 11 issuance. All moneys in the revenue bonds debt service fund,
 12 the revenue bonds federal subsidy holdback fund, and any bond
 13 reserve funds established pursuant to section 12.89 may be
 14 deposited with trustees or depositories in accordance with
 15 the terms of the trust indentures, resolutions, or other
 16 instruments authorizing the issuance of bonds and pledged by
 17 the treasurer of state to the payment thereof. Bonds issued
 18 and sold under this section shall contain a statement that the
 19 bonds are limited special obligations of the state and do not
 20 constitute a debt or indebtedness of the state or a pledge
 21 of the faith or credit of the state or a charge against the
 22 general credit or general fund of the state. The treasurer
 23 of state shall not pledge the credit or taxing power of this
 24 state or any political subdivision of this state or make bonds
 25 issued and sold pursuant to this section payable out of any
 26 moneys except those in the revenue bonds debt service fund,
 27 the revenue bonds federal subsidy holdback fund, and any bond
 28 reserve funds established pursuant to section 12.89.

29 Sec. 68. Section 12.89, subsection 2, Code Supplement 2009,
 30 is amended by adding the following new paragraph:

31 NEW PARAGRAPH. *Od.* Federal subsidies and any transfers
 32 from the revenue bonds federal subsidy holdback fund created
 33 pursuant to section 12.89A.

34 Sec. 69. NEW SECTION. **12.89A Revenue bonds federal subsidy**
 35 **holdback fund.**

1 1. A revenue bonds federal subsidy holdback fund is created
2 and established as a separate and distinct fund in the state
3 treasury. The treasurer of state shall act as custodian of the
4 fund and disburse moneys contained in the fund.

5 2. The moneys in such fund shall include all of the
6 following:

7 a. The revenues required to be deposited in the fund
8 pursuant to section 8.57, subsection 6, paragraph "e",
9 subparagraphs (1) and (2).

10 b. Interest attributable to investment moneys in the fund.

11 c. Any other moneys from any other sources which may be
12 legally available to the treasurer of state for the purpose of
13 the fund.

14 3. The moneys in the revenue bonds federal subsidy holdback
15 fund are appropriated and shall be used or transferred to the
16 revenue bonds debt service fund created in section 12.89,
17 subsection 1, solely for the purpose of making payments of
18 principal and interest on federal subsidy bonds when due, if
19 the treasurer of state or the treasurer's designee has not
20 received a federal subsidy scheduled to be received for such
21 payment by the due date.

22 4. The moneys on deposit in the revenue bonds federal
23 subsidy holdback fund shall be used or transferred to the
24 revenue bonds debt service fund created in section 12.89,
25 subsection 1, solely for the purpose of making payments of
26 principal and interest on federal subsidy bonds prior to any
27 use or transfer of moneys on deposit in any bond reserve fund
28 created for such federal subsidy bonds by the treasurer of
29 state pursuant to section 12.89, subsection 3, paragraph "a".

30 5. At any time during each fiscal year that there are moneys
31 on deposit in the revenue bonds federal subsidy holdback fund
32 that are not needed to pay principal and interest on federal
33 subsidy bonds during such fiscal year as determined by the
34 treasurer of state or the treasurer's designee, such moneys on
35 deposit in the revenue bonds federal subsidy holdback account

1 shall be credited to the rebuild Iowa infrastructure fund of
2 the state.

3 6. For purposes of this section:

4 a. "*Federal subsidy*" means any payment from the federal
5 government with respect to federal subsidy bonds.

6 b. "*Federal subsidy bonds*" means any bonds issued and
7 sold pursuant to section 12.87 for which a federal subsidy is
8 expected to be paid on or before any date on which interest on
9 such bonds is due and payable.

10 Sec. 70. Section 15F.204, subsection 8, paragraph a,
11 subparagraph (6), Code Supplement 2009, is amended by striking
12 the subparagraph.

13 Sec. 71. Section 15F.204, subsection 8, paragraph b,
14 subparagraph (4), Code Supplement 2009, is amended by striking
15 the subparagraph.

16 Sec. 72. Section 16.181A, Code 2009, is amended to read as
17 follows:

18 **16.181A Housing trust fund — appropriations.**

19 1. There is appropriated from the rebuild Iowa
20 infrastructure fund to the Iowa finance authority for deposit
21 in the housing trust fund created in section 16.181, for the
22 fiscal year beginning July 1, 2009, and ending June 30, 2010,
23 and for each succeeding fiscal year, the sum of three million
24 dollars.

25 2. There is appropriated from the rebuild Iowa
26 infrastructure fund to the Iowa finance authority for deposit
27 in the housing trust fund created in section 16.181, for the
28 fiscal year beginning July 1, 2010 and ending June 30, 2011,
29 the sum of one million dollars.

30 Sec. 73. Section 16.192, subsections 2 and 4, Code
31 Supplement 2009, are amended to read as follows:

32 2. Establish the Iowa jobs program pursuant to section
33 16.194 and the Iowa jobs II program pursuant to section
34 16.194A.

35 4. Award financial assistance, including financial

1 assistance in the form of grants under the Iowa jobs program
2 pursuant to sections 16.194, 16.194A, and 16.195.

3 Sec. 74. Section 16.193, subsection 2, Code Supplement
4 2009, is amended to read as follows:

5 2. During the term of the Iowa jobs program established
6 in section 16.194 and the Iowa jobs II program established
7 in section 16.194A, two hundred thousand dollars of the
8 moneys deposited in the rebuild Iowa infrastructure fund
9 shall be allocated each fiscal year to the Iowa finance
10 authority for purposes of administering the Iowa jobs program,
11 notwithstanding section 8.57, subsection 6, paragraph "c".

12 Sec. 75. NEW SECTION. 16.194A Iowa jobs II program —
13 **disaster prevention.**

14 1. An Iowa jobs II program is created to assist in the
15 development and completion of public construction projects
16 relating to disaster prevention.

17 2. A city or county in this state that applies the
18 smartplanning principles and guidelines pursuant to sections
19 18B.1 and 18B.2, if enacted in 2010 Iowa Acts, Senate
20 File 2265, may submit an application to the Iowa jobs
21 board for financial assistance for a local infrastructure
22 competitive grant for an eligible project under the program,
23 notwithstanding any limitation on the state's percentage in
24 funding as contained in section 29C.6, subsection 17.

25 3. Financial assistance under the program shall be awarded
26 in the form of grants.

27 4. The board shall consider the following criteria in
28 evaluating eligible projects to receive financial assistance
29 under the program:

30 a. The total number and quality of jobs to be created and
31 the benefits likely to accrue to areas distressed by high
32 unemployment.

33 b. Financial feasibility, including the ability of projects
34 to fund depreciation costs or replacement reserves, and the
35 availability of other federal, state, local, and private

1 sources of funds.

2 *c.* Sustainability and energy efficiency.

3 *d.* Benefits for disaster prevention.

4 *e.* The project's readiness to proceed.

5 5. An applicant must demonstrate local support for the
6 project as defined by rule.

7 6. Any award of financial assistance to a project shall
8 be limited to up to ninety percent of the total cost of the
9 development and completion of a public construction project
10 relating to disaster prevention.

11 7. In order for a project to be eligible to receive
12 financial assistance from the board, the project must be a
13 public construction project pursuant to subsection 1 with a
14 demonstrated substantial local, regional, or statewide economic
15 impact.

16 8. The board shall not approve an application for assistance
17 for any of the following purposes:

18 *a.* To refinance a loan existing prior to the date of the
19 initial financial assistance application.

20 *b.* For a project that has previously received financial
21 assistance under the program, unless the applicant demonstrates
22 that the financial assistance would be used for a significant
23 expansion of a project.

24 9. Any portion of an amount allocated for projects
25 that remains unexpended or unencumbered one year after the
26 allocation has been made may be reallocated to another project
27 category, at the discretion of the board. The board shall
28 ensure that all bond proceeds be expended within three years
29 from when the allocation was initially made.

30 10. The board shall ensure that funds obligated under
31 this section are coordinated with other federal program funds
32 received by the state, and that projects receiving funds are
33 located in geographically diverse areas of the state.

34 11. An applicant or combination of applicants for a project
35 within the same county shall not be awarded more than forty

1 percent of the funds available under this program.

2 Sec. 76. Section 16.195, subsection 2, Code Supplement
3 2009, is amended to read as follows:

4 2. A review committee composed of members of the
5 board as determined by the board shall review Iowa jobs
6 program applications submitted to the board and make
7 recommendations regarding the applications to the board. When
8 reviewing the applications, the review committee and the
9 authority shall consider the project criteria specified in
10 ~~section~~ sections 16.194 and 16.194A. The board shall develop
11 the appropriate level of transparency regarding project fund
12 allocations.

13 Sec. 77. Section 26.3, subsection 2, Code Supplement 2009,
14 is amended to read as follows:

15 2. A governmental entity shall have an engineer licensed
16 under chapter 542B, a landscape architect licensed under
17 chapter 544B, or an architect registered under chapter
18 544A prepare plans and specifications, and calculate the
19 estimated total cost of a proposed public improvement. A
20 governmental entity shall ensure that a sufficient number
21 of paper copies of the project's contract documents, including
22 all drawings, plans, specifications, and estimated total costs
23 of the proposed public improvement are made available for
24 distribution at no charge to prospective bidders, subcontractor
25 bidders, suppliers, and contractor plan room services. If
26 a deposit is required as part of a paper contract documents
27 distribution policy by the public owner, the deposit shall
28 not exceed two hundred fifty dollars per set which shall be
29 refunded upon return of the contract documents within fourteen
30 days after award of the project. If the contract documents are
31 not returned in a timely manner and in a reusable condition,
32 the deposit shall be forfeited. The governmental entity shall
33 reimburse the landscape architect, architect, or professional
34 engineer for the actual costs of preparation and distribution
35 of plans and specifications.

1 Sec. 78. NEW SECTION. 73.14 **Minority-owned and female-owned**
2 **businesses — bond issuance services.**

3 1. The state, board of regents institutions, counties,
4 townships, school districts, community colleges, cities, and
5 other public entities, and every person acting as contracting
6 agent for any such entity, shall, when issuing bonds or other
7 obligations, make a good-faith effort to utilize minority-owned
8 and female-owned businesses for attorneys, accountants,
9 financial advisors, banks, underwriters, insurers, and other
10 occupations necessary to carry out the issuance of bonds or
11 other obligations by the entity, whether or not such businesses
12 are located in the state.

13 2. For purposes of this section:

14 *a. "Female-owned business"* means a business that is
15 fifty-one percent or more owned, operated, and actively managed
16 by one or more women.

17 *b. "Minority-owned business"* means a business that is
18 fifty-one percent or more owned, operated, and actively managed
19 by one or more minority persons.

20 Sec. 79. Section 123.53, subsections 3 and 4, Code
21 Supplement 2009, are amended to read as follows:

22 3. Notwithstanding subsection 2, if gaming revenues under
23 sections 99D.17 and 99F.11 are insufficient in a fiscal year to
24 meet the total amount of such revenues directed to be deposited
25 in the revenue bonds debt service fund and the revenue bonds
26 federal subsidy holdback fund during the fiscal year pursuant
27 to section 8.57, subsection 6, paragraph "e", the difference
28 shall be paid from moneys deposited in the beer and liquor
29 control fund prior to transfer of such moneys to the general
30 fund pursuant to subsection 2 and prior to the transfer of such
31 moneys pursuant to subsections 5 and 6. If moneys deposited in
32 the beer and liquor control fund are insufficient during the
33 fiscal year to pay the difference, the remaining difference
34 shall be paid from moneys deposited in the beer and liquor
35 control fund in subsequent fiscal years as such moneys become

1 available.

2 4. The treasurer of state shall, each quarter, prepare
3 an estimate of the gaming revenues and of the moneys to be
4 deposited in the beer and liquor control fund that will become
5 available during the remainder of the appropriate fiscal year
6 for the purposes described in subsection 3. The department
7 of management, the department of inspections and appeals, and
8 the department of commerce shall take appropriate actions to
9 provide that the sum of the amount of gaming revenues available
10 to be deposited into the revenue bonds debt service fund during
11 a fiscal year and the amount of moneys to be deposited in the
12 beer and liquor control fund available to be deposited into
13 the revenue bonds debt service fund and the revenue bonds
14 federal subsidy holdback fund during such fiscal year will be
15 sufficient to cover any anticipated deficiencies.

16 Sec. 80. Section 327H.20A, subsection 3, Code Supplement
17 2009, is amended to read as follows:

18 3. Notwithstanding any other provision to the contrary,
19 on or after July 1, 2006, moneys received as repayments for
20 loans made pursuant to this chapter or chapter 327I, Code 2009,
21 before, on, or after July 1, 2005, other than repayments of
22 federal moneys subject to section 327H.21, shall be credited to
23 the railroad revolving loan and grant fund. Notwithstanding
24 section 8.33, moneys in the railroad revolving loan and grant
25 fund shall not revert to the ~~general fund of the state fund~~
26 from which it was appropriated but shall remain available
27 indefinitely for expenditure under this section.

28 Sec. 81. Section 327J.2, subsection 3, Code Supplement
29 2009, is amended to read as follows:

30 3. *No reversion.* Notwithstanding section 8.33, any balance
31 in the fund on June 30 of any fiscal year shall not revert
32 to the ~~general fund of the state fund~~ from which it was
33 appropriated.

34 Sec. 82. REPEAL. Sections 8.57D, 12.90A, 12.90B, 12.90C,
35 16.185, 16.186, 16.187, and 313.68, Code Supplement 2009, are

1 repealed.

2

EXPLANATION

3 This bill makes appropriations to state departments and
4 agencies from the rebuild Iowa infrastructure fund, the
5 technology reinvestment fund, the revenue bonds capitals fund,
6 the revenue bonds capitals II fund, the FY 2009 prison bonding
7 fund, and other funds, creates the Iowa jobs II program and the
8 revenue bonds federal subsidy holdback fund, and provides for
9 related matters.

10 DIVISION I — REBUILD IOWA INFRASTRUCTURE FUND

11 APPROPRIATIONS. This division appropriates project funding
12 for FY 2010-2011 from the rebuild Iowa infrastructure fund,
13 including projects for the departments of administrative
14 services, agriculture and land stewardship, for the blind,
15 cultural affairs, economic development, education, natural
16 resources, public defense, public health, transportation, and
17 veterans affairs, and to the Iowa finance authority, the state
18 board of regents, and the treasurer of state.

19 The division appropriates project funding for FY 2011-2012,
20 FY 2012-2013, and FY 2013-2014 from the rebuild Iowa
21 infrastructure fund to the department of corrections, for FY
22 2011-2012, FY 2012-2013, FY 2013-2014, and FY 2014-2015 from
23 the rebuild Iowa infrastructure fund to the department of
24 natural resources and for FY 2011-2012 from the rebuild Iowa
25 infrastructure fund to the department of transportation.

26 DIVISION II — TECHNOLOGY REINVESTMENT FUND —

27 APPROPRIATIONS. This division appropriates project funding
28 for FY 2010-2011 from the technology reinvestment fund for
29 the departments of administrative services, corrections,
30 education, and public health, and the Iowa telecommunications
31 and technology commission.

32 DIVISION III — REVENUE BONDS CAPITALS FUND —

33 APPROPRIATIONS. This division appropriates project funding
34 for FY 2010-2011 from the revenue bonds capitals fund for
35 the departments of administrative services, agriculture and

1 land stewardship, cultural affairs, corrections, economic
2 development, natural resources, and the Iowa state fair, state
3 board of regents, and the Iowa finance authority.

4 DIVISION IV — REVENUE BONDS CAPITALS II FUND —
5 APPROPRIATIONS. The division creates a revenue bonds capitals
6 II fund. Revenue for the revenue bonds capitals II fund shall
7 include but is not limited to the net proceeds of certain bonds
8 issued by the treasurer of state on or after July 1, 2010,
9 interest attributable to investment of moneys in the fund or
10 an account of the fund, and moneys in the form of a devise,
11 gift, bequest, donation, federal or other grant, reimbursement,
12 repayment, judgment, transfer, payment, or appropriation from
13 any source intended to be used for the purposes of the fund.
14 Annually, on or before January 15 of each year, a state agency
15 that received an appropriation from the revenue bonds capitals
16 II fund shall report to the legislative services agency and the
17 department of management the status of all projects completed
18 or in progress.

19 The division appropriates project funding for FY 2010-2011
20 from the revenue bonds capitals II fund created in the bill to
21 the departments of agriculture and land stewardship, economic
22 development, education, natural resources, and transportation
23 and to the Iowa finance authority including to the Iowa jobs
24 board for purposes of the Iowa jobs II program, created in the
25 bill, state board of regents, and treasurer of state.

26 DIVISION V — FY 2009 PRISON BONDING FUND. This division
27 appropriates project funding for FY 2010-2011 to the department
28 of corrections.

29 DIVISION VI — IOWA COMPREHENSIVE PETROLEUM UNDERGROUND
30 STORAGE TANK FUND. This division relates to underground
31 storage tank fund appropriations to the department of
32 transportation.

33 DIVISION VII — GROW IOWA VALUES FUND. Currently, the Code
34 provides that for each fiscal year through the fiscal period
35 ending June 30, 2015, the grow Iowa values fund is to receive

1 an annual appropriation of \$50 million from either the general
2 fund or the rebuild Iowa infrastructure fund. The division
3 provides that the appropriation for FY 2010-2011 shall be
4 from the rebuild Iowa infrastructure fund. The department is
5 directed to allocate that \$50 million for certain purposes.
6 This division appropriates \$38 million from the rebuild
7 Iowa infrastructure fund to the grow Iowa values fund for
8 FY 2010-2011. The division also decreases the FY 2010-2011
9 standing appropriation from the grow Iowa values fund to the
10 department of economic development from \$50 million to \$38
11 million and makes conforming changes to certain allocations.

12 The division allows the department to allocate, of the
13 moneys in the targeted small business financial assistance
14 program account of the strategic investment fund, amounts
15 necessary for marketing, compliance, and the provision of
16 mentoring services.

17 Currently, the department must allocate \$3 million for
18 deposit in the innovation and commercialization development
19 fund. The division amends this allocation to require the
20 department to allocate \$5.5 million for deposit in the
21 innovation and commercialization development fund.

22 The division also creates a new allocation of \$1 million for
23 deposit in the targeted small business financial assistance
24 program account within the strategic investment fund.

25 Currently, the Code does not appropriate interest on moneys
26 in the grow Iowa values fund. The division appropriates the
27 interest to the department and directs the department to
28 allocate it for certain purposes.

29 DIVISION VIII — SMALL BUSINESS LINKED INVESTMENTS. This
30 division relates to qualifications under the small business
31 linked investments program.

32 DIVISION IX — SITE DEVELOPMENT. This division relates to
33 site development techniques.

34 DIVISION X — INTERNET SITE FOR BUSINESS ASSISTANCE. This
35 division relates to an internet site for business assistance.

1 DIVISION XI — REGULATORY ASSISTANCE INTERIM STUDY
2 COMMITTEE. This division relates to a regulatory assistance
3 interim study.

4 DIVISION XII — SAVE OUR SMALL BUSINESSES FUND AND PROGRAM.
5 This division creates a save our small businesses program and
6 fund.

7 DIVISION XIII — FLOODPLAIN MAPPING. This division provides
8 for the use of funds allocated to the department of natural
9 resources for floodplain mapping from the appropriation made
10 to the department of economic development in 2009 Iowa Acts,
11 chapter 183, section 67, of federal community development block
12 grant funds awarded to the state under the federal Consolidated
13 Security, Disaster Assistance, and Continuing Appropriations
14 Act, 2009, Pub. L. No. 110-329, the department of economic
15 development shall enter an agreement in an amount of not less
16 than \$10,000,000 with the state university of Iowa for the
17 development of new floodplain maps by June 30, 2014, by the
18 Iowa flood center established pursuant to section 466C.1. The
19 department of economic development shall structure the contract
20 to be consistent with any plan for use of the funds approved
21 by any federal agency, or, if necessary, follow any procedures
22 necessary for approval of this contract.

23 DIVISION XIV — DEPARTMENT OF ADMINISTRATIVE SERVICES —
24 OFFICE SPACE. This division requires the department of
25 administrative services to issue a request for proposals
26 by December 1, 2010, concerning the availability and cost
27 of office space for state employees in downtown Des Moines
28 and in other areas in close proximity to the state capitol
29 complex. The department shall submit a written report to
30 the general assembly concerning the request for proposals by
31 January 14, 2011. The department is also required to conduct
32 a cost-benefit analysis of utilizing existing office space in
33 downtown Des Moines and other areas in close proximity to the
34 state capitol complex in lieu of replacing or renovating the
35 Wallace Building. The department shall submit a written report

1 to the general assembly concerning the cost-benefit analysis by
2 January 14, 2011.

3 DIVISION XV — CHANGES TO PRIOR YEAR APPROPRIATIONS. This
4 division makes changes to prior year appropriations for FY
5 2006-2007 from the rebuild Iowa infrastructure fund for the
6 department of public safety and from Iowa's health restricted
7 capitals fund for the department of administrative services.
8 The division makes changes to prior year appropriations
9 for FY 2007-2008 from the rebuild Iowa infrastructure fund
10 for the state board of regents and from the technology
11 reinvestment fund for the department of human rights and the
12 Iowa workforce development. The division makes changes to
13 prior year appropriations for FY 2008-2009 from the technology
14 reinvestment fund for the department of education, from the
15 revenue bonds capitals fund for the department of corrections,
16 from the rebuild Iowa infrastructure fund for the departments
17 of administrative services and cultural affairs, and from the
18 FY 2009 prison bonding fund for the department of corrections.
19 The division makes changes to prior year appropriations for
20 FY 2009-2010 from the revenue bonds capitals fund for the
21 departments of agriculture and land stewardship, economic
22 development, natural resources, transportation, and the
23 Iowa telecommunications and technology commission, and from
24 the rebuild Iowa infrastructure fund for the departments of
25 cultural affairs and transportation.

26 The division makes changes to prior year appropriations
27 for FY 2010-2011 from the rebuild Iowa infrastructure fund to
28 the department of economic development and from the rebuild
29 Iowa infrastructure fund to the departments of administrative
30 services, corrections, state board of regents, and the Iowa
31 state fair.

32 This division takes effect upon enactment.

33 DIVISION XVI — MISCELLANEOUS CODE CHANGES. The division
34 eliminates the standing FY 2010-2011 \$10 million appropriation
35 from the rebuild Iowa infrastructure fund to the secure an

1 advanced vision for education (SAVE) fund.

2 The division reduces the FY 2010-2011 standing appropriation
3 from the rebuild Iowa infrastructure fund to the environment
4 first fund from \$42 million to \$33 million.

5 The division appropriates \$10 million from the rebuild Iowa
6 infrastructure fund to the technology reinvestment fund for FY
7 2010-2011.

8 The division makes changes to Code section 8.57 relating
9 to the distribution of wagering tax allocations for purposes
10 of pledging a revenue stream for revenue bonds issued on or
11 after July 1, 2010, authorized under the bill. In addition,
12 the division makes changes to Code section 123.53 relating to
13 the beer and liquor control fund to provide for a secondary
14 source of revenue funding for the revenue bonds relating to the
15 revenue bonds federal subsidy holdback fund.

16 The division authorizes the treasurer of state to issue and
17 sell bonds in amounts which provide aggregate net proceeds of
18 not more than \$150 million for purposes of an Iowa jobs grant
19 program relating to disaster prevention for qualified projects
20 in the departments of agriculture and land stewardship,
21 economic development, education, and transportation, and the
22 Iowa finance authority, the state board of regents, and the
23 treasurer of state.

24 The division creates a revenue bonds federal subsidy
25 holdback fund comprised of the wagering tax revenues required
26 to be deposited in the fund, interest attributable to
27 investment moneys in the fund, and any other moneys from any
28 other sources which may be legally available to the treasurer
29 of state for the purpose of the fund. The moneys in the
30 revenue bonds federal subsidy holdback fund are appropriated
31 and shall be used or transferred to the revenue bonds debt
32 service fund solely for the purpose of making payments of
33 principal and interest on the federal subsidy bonds when due,
34 if the treasurer of state or the treasurer's designee has not
35 received a federal subsidy scheduled to be received for such

1 payment by the due date. The moneys on deposit in the revenue
2 bonds federal subsidy holdback fund are required to be used
3 or transferred to the revenue bonds debt service fund solely
4 for the purpose of making payments of principal and interest
5 on federal subsidy bonds prior to any use or transfer of
6 moneys on deposit in any bond reserve fund created for such
7 federal subsidy bonds by the treasurer of state. At any time
8 during each fiscal year that there are moneys on deposit in
9 the revenue bonds federal subsidy holdback fund that are not
10 needed to pay principal and interest on federal subsidy bonds
11 during such fiscal year, all moneys on deposit in the revenue
12 bonds federal subsidy holdback account shall be credited to
13 the general fund. For purposes of the bill, "federal subsidy"
14 means any payment from the federal government with respect to
15 federal subsidy bonds and "federal subsidy bonds" means any
16 bonds issued and sold pursuant to Code section 12.87 for which
17 a federal subsidy is expected to be paid on or before any date
18 on which interest on such bonds is due and payable.

19 The division eliminates standing appropriations for FY
20 2010-2011 from the rebuild Iowa infrastructure fund to the
21 community attraction and tourism fund and from the franchise
22 tax revenues deposited in the general fund of the state to the
23 community attraction and tourism fund.

24 The division eliminates standing appropriations from the
25 rebuild Iowa infrastructure fund and the general fund for FY
26 2010-2011 to the department of economic development for the
27 community attraction and tourism program.

28 The division appropriates funds from the rebuild Iowa
29 infrastructure fund to the Iowa finance authority for deposit
30 into the housing trust fund for FY 2010-2011.

31 The division creates an Iowa jobs II program to assist
32 in the development and completion of public construction
33 projects relating to disaster prevention. A city or county
34 in this state or a regional transit district as defined in
35 chapter 28M that applies the smart planning principles and

1 guidelines pursuant to Code sections 18B.1 and 18B.2 if
2 enacted in 2010 Iowa Acts, Senate File 2265, may submit an
3 application to the Iowa jobs board created in Code section
4 16.191 for a local infrastructure competitive grant for an
5 eligible project under the program. The board is required to
6 consider certain criteria in evaluating eligible projects to
7 receive financial assistance under the program. Any award
8 of financial assistance to a project is limited to up to 75
9 percent of the total cost of the total cost of the development
10 and completion of a public construction project relating to
11 disaster prevention.

12 The division amends Code section 26.3 relating to
13 competitive bids for public improvement contracts. The
14 division provides that a governmental entity shall ensure that
15 a sufficient number of paper copies of the project's contract
16 documents, including all drawings, plans, specifications, and
17 estimated total costs of the proposed public improvement are
18 made available for distribution at no charge to prospective
19 bidders, subcontractor bidders, suppliers, and contractor
20 plan room services. If a deposit is required as part of a
21 paper contract documents distribution policy by the public
22 owner, the deposit shall not exceed \$250 per set which shall be
23 refunded upon return of the contract documents within 14 days
24 after award of the project. If the contract documents are not
25 returned in a timely manner and in a reusable condition, the
26 deposit shall be forfeited.

27 The division adds a provision relating to minority-owned and
28 female-owned businesses relating to bond issuance services.

29 The division makes technical changes relating to the
30 reversion of funds provisions in Code sections 327H.20A
31 (railroad revolving loan and grant fund) and 327J.2 (passenger
32 rail service revolving fund).

33 The division repeals Code section 12.90A authorizing the
34 treasurer of state to issue annual appropriation bonds on or
35 after July 1, 2010, and makes conforming changes by repealing

H.F. 2534

1 the annual appropriation bonds debt service fund (Code section
2 12.90B), the appropriations bonds capitals fund (Code section
3 12.90C), and the vertical infrastructure restricted capitals
4 fund (Code section 8.57D).

5 The division repeals the public service shelter grant
6 fund (Code section 16.185), the disaster damage housing
7 assistance grant fund (Code section 16.186), the affordable
8 housing assistance grant fund (Code section 16.187), and the
9 bridge safety fund (Code section 313.68), and makes conforming
10 changes.