SENATE FILE 2290 BY COMMITTEE ON EDUCATION

(SUCCESSOR TO SF 2010)

A BILL FOR

- 1 An Act relating to the use of certain regular physical plant
- 2 and equipment levy funds and including effective date
- 3 provisions.
- 4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 298.3, Code Supplement 2009, is amended 2 by adding the following new subsection:

3 <u>NEW SUBSECTION</u>. 1A. *a.* The revenue from the regular 4 physical plant and equipment levy and the portion of any 5 unspent balance in the physical plant and equipment levy 6 fund that is attributable to the regular physical plant and 7 equipment levy as determined pursuant to section 298A.4 may be 8 expended for the following purposes in addition to the purposes 9 described in subsection 1:

10 (1) The purchase, lease-purchase, or lease of computers or 11 computer-related equipment regardless of value per unit, and 12 computer software.

13 (2) The funding of technical support services provided 14 by third-party contractual agreement and technical support 15 training of school district personnel.

16 (3) The cost of the repair of any equipment purchased by the 17 school district under this section.

18 b. This subsection shall not apply to funds received by the 19 school district pursuant to section 423E.4 and authorized to be 20 used for the purposes described in this section.

21 Sec. 2. Section 298A.4, Code 2009, is amended to read as 22 follows:

23 298A.4 Physical plant and equipment levy fund.

24 <u>1.</u> The physical plant and equipment levy fund is a special 25 revenue fund. A physical plant and equipment levy fund must 26 be established in any school corporation which levies the tax 27 authorized, whether regular or voter-approved, under section 28 298.2.

29 <u>2. If applicable, for the school year beginning July 1,</u> 30 2009, the amount of any unspent balance in the physical plant 31 and equipment levy fund that is expended in any one fiscal year 32 for purposes of section 298.3, subsection 1A, shall not exceed 33 an amount equivalent to the ratio of the regular physical plant 34 and equipment levy funds to the voter-approved physical plant 35 and equipment levy funds collected in that fiscal year.

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1 3. If applicable, for school years beginning on or after 2 July 1, 2010, the department of education shall require school 3 districts to establish within the physical plant and equipment 4 levy fund a separate account for those revenues derived from 5 the regular physical plant and equipment levy and a separate 6 account for those revenues derived from a voter-approved 7 physical plant and equipment levy in order to ensure that funds 8 expended for purposes of section 298.3, subsection 1A, shall 9 only be expended from regular physical plant and equipment levy 10 revenues. Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being deemed of 11 12 immediate importance, takes effect upon enactment. 13 EXPLANATION 14 This bill modifies the purposes for which physical plant and 15 equipment levy (PPEL) funds may be used by school districts. 16 The bill expands the authorized uses of the funds to include 17 the purchase, lease-purchase, and lease of computers and 18 computer-related equipment; computer software; payment of 19 technical support, including contractual support and in-house 20 technical support training; and the cost of repair of any 21 equipment purchased with PPEL funds. No funds paid to school 22 districts from the school infrastructure funds pursuant to Code 23 chapter 423E may be used for the purposes of the bill. 24 For the current fiscal year beginning July 1, 2009, school 25 districts with both the regular PPEL and the voter-approved 26 PPEL may not spend more than an amount equal to the ratio of 27 the regular PPEL funds to the voter-approved PPEL funds. For 28 school years beginning on or after July 1, 2010, the department 29 of education must require districts to establish within their 30 PPEL fund, a separate account for revenues from the regular 31 PPEL to ensure only those funds are spent for the purposes 32 specified in the bill.

33 The bill is effective upon enactment.

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