Senate File 2163 - Introduced

SENATE FILE 2163
BY COMMITTEE ON EDUCATION

(SUCCESSOR TO SSB 3047)

A BILL FOR

- 1 An Act relating to licensing fees collected by the board of
- 2 educational examiners, nullifying related administrative
- 3 rules, and including effective date and retroactive
- 4 applicability provisions.
- 5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

S.F. 2163

- 1 Section 1. Section 272.10, subsection 2, Code 2016, is 2 amended to read as follows:
- Licensing fees are payable to the treasurer of state and
- 4 shall be deposited with the executive director of the board.
- 5 The executive director shall deposit twenty-five percent of
- 6 the fees collected annually with the treasurer of state and
- 7 the fees shall be credited to the general fund of the state.
- 8 The remaining licensing fees collected during the fiscal year
- 9 shall be retained by and are appropriated to the board for
- 10 the purposes related to the board's duties. Notwithstanding
- 11 section 8.33, licensing fees retained by and appropriated to
- 12 the board pursuant to this section that remain unencumbered or
- 13 unobligated at the close of the fiscal year shall not revert
- 14 but shall remain available for expenditure for the activities
- 15 of the board as provided in this chapter until the close of the
- 16 succeeding fiscal year. However, the maximum amount that may
- 17 be carried over to the succeeding fiscal year in accordance
- 18 with this subsection shall not exceed six hundred fifty
- 19 thousand dollars. Any unencumbered or unobligated licensing
- 20 fees in excess of six hundred fifty thousand dollars at the
- 21 close of the fiscal year shall revert to the general fund of
- 22 the state.
- 23 Sec. 2. Section 272.10, Code 2016, is amended by adding the
- 24 following new subsection:
- 25 NEW SUBSECTION. 5. For the fiscal years beginning July
- 26 1, 2015, and July 1, 2016, the board of educational examiners
- 27 shall not increase its licensing fees as they exist for the
- 28 fiscal year ending June 30, 2015.
- 29 Sec. 3. BOARD OF EDUCATIONAL EXAMINERS RULE
- 30 NULLIFICATION. The amendments to 282 Iowa administrative code,
- 31 chapter 12, as appearing in ARC 2229C, as published in the
- 32 Iowa administrative bulletin, volume XXXVIII, number 10, dated
- 33 November 11, 2015, p. 804, are nullified.
- 34 Sec. 4. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
- 35 immediate importance, takes effect upon enactment.

S.F. 2163

- 1 Sec. 5. RETROACTIVE APPLICABILITY. This Act applies
- 2 retroactively to January 1, 2016.
- 3 EXPLANATION
- 4 The inclusion of this explanation does not constitute agreement with
- 5 the explanation's substance by the members of the general assembly.
- 6 This bill establishes limitations relating to the board
- 7 of educational examiners licensing fees. The maximum amount
- 8 of the licensing fees that are retained and appropriated to
- 9 the board and may be carried over to the next succeeding
- 10 fiscal year shall not exceed \$650,000. Any amount in excess
- 11 of \$650,000 shall revert to the general fund of the state.
- 12 The board is prohibited from raising its licensing fees for
- 13 the fiscal years beginning July 1, 2015, and July 1, 2016.
- 14 Amendments to the board's rules dated November 1, 2015, are
- 15 nullified.
- 16 The bill takes effect upon enactment and is retroactively
- 17 applicable to January 1, 2016.