

**Senate Study Bill 1207 - Introduced**

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
NATURAL RESOURCES AND  
ENVIRONMENT BILL BY  
CHAIRPERSON DEARDEN)

**A BILL FOR**

1 An Act creating the emerald ash borer revolving loan program  
2 and fund and including appropriations.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

PART 10

EMERALD ASH BORER REVOLVING LOAN PROGRAM

Section 1. NEW SECTION. 16.222 Emerald ash borer revolving loan program — fund.

1. For purposes of this section, unless the context otherwise requires:

*a.* "Department" means the department of natural resources.

*b.* "Political subdivision" means a city, county, township, or school district.

*c.* "Treatment" means the administration, by environmentally sensitive processes and methods, of products and materials proven by academic research to protect ash trees from the invasive emerald ash borer in order to prevent or reverse damage to ash trees from the emerald ash borer on public land in political subdivisions and prevent the death of the trees.

2. The authority, in cooperation with the department, shall establish and administer an emerald ash borer revolving loan program. Assistance under the program shall consist of low-interest or no-interest loans and shall be used for the purpose of treatment of standing ash trees located on public land in political subdivisions.

3. A political subdivision may apply for assistance under the program. The authority, in cooperation with the department, shall adopt rules to administer the program, including procedures for prioritizing applications from political subdivisions that apply for the loans.

4. An emerald ash borer revolving loan fund is created in the state treasury under the control of the authority, in cooperation with the department, and consisting of moneys appropriated by the general assembly and any other moneys available to and obtained or accepted by the authority or the department for placement in the fund.

5. Repayment of moneys loaned and recaptures of loans shall be deposited in the fund.

6. Moneys in the fund are appropriated to the authority, in

1 cooperation with the department, to provide assistance under  
2 the emerald ash borer revolving loan program established in  
3 this section.

4 7. Not more than three percent of the moneys in the emerald  
5 ash borer revolving loan fund in a fiscal year may be used by  
6 the authority and the department to establish and administer  
7 the emerald ash borer revolving loan program.

8 8. Notwithstanding section 8.33, moneys in the fund  
9 that remain unencumbered or unobligated at the close of a  
10 fiscal year shall not revert but shall remain available for  
11 expenditure for the purposes designated until the close of  
12 the succeeding fiscal year. Notwithstanding section 12C.7,  
13 interest or earnings on moneys in the fund shall be credited  
14 to the fund.

15 Sec. 2. EMERALD ASH BORER REVOLVING LOAN FUND —  
16 APPROPRIATION. There is appropriated from the general fund  
17 of the state to the emerald ash borer revolving loan fund  
18 established in section 16.222, as enacted in this Act, for the  
19 fiscal year beginning July 1, 2015, and ending June 30, 2016,  
20 the following amount, or so much thereof as is necessary, to be  
21 used for the establishment and administration of the emerald  
22 ash borer revolving loan program established pursuant to this  
23 Act:

24 ..... \$ 3,000,000

25 EXPLANATION

26 The inclusion of this explanation does not constitute agreement with  
27 the explanation's substance by the members of the general assembly.

28 This bill creates the emerald ash borer revolving loan  
29 program and fund and appropriates moneys to the fund.

30 The bill requires the Iowa finance authority (authority),  
31 in cooperation with the department of natural resources  
32 (department), to establish and administer an emerald ash borer  
33 revolving loan program to provide low-interest or no-interest  
34 loans to political subdivisions to be used for the purpose  
35 of treatment of standing ash trees located on public land

1 in political subdivisions. For purposes of the program,  
2 "treatment" means the administration, by environmentally  
3 sensitive processes and methods, of products and materials  
4 proven by academic research to protect ash trees from the  
5 invasive emerald ash borer in order to prevent or reverse  
6 damage to ash trees from the emerald ash borer on public land  
7 in political subdivisions and prevent the death of the trees.

8 A political subdivision may apply for assistance under the  
9 program. The authority, in cooperation with the department, is  
10 directed to adopt rules to administer the program, including  
11 procedures for prioritizing applications for the loans.

12 The bill also creates an emerald ash borer revolving loan  
13 fund in the state treasury under the control of the authority,  
14 in cooperation with the department. The fund consists of  
15 moneys appropriated by the general assembly as well as any  
16 other moneys available to and obtained or accepted by the  
17 authority or department for placement in the fund. Repayment  
18 of moneys loaned and recaptures of loans are to be deposited  
19 in the fund. Not more than 3 percent of the moneys in the  
20 fund in a fiscal year may be used by the authority and the  
21 department to establish and administer the emerald ash borer  
22 revolving loan program. Moneys appropriated to the fund that  
23 are unencumbered or unobligated at the close of the fiscal  
24 year remain in the fund for the designated purposes until the  
25 close of the succeeding fiscal year and interest or earnings on  
26 moneys in the fund are credited to the fund.

27 The bill also contains an appropriation of \$3 million from  
28 the general fund to the emerald ash borer revolving loan fund  
29 for FY 2015-2016 to establish and administer the emerald ash  
30 borer revolving loan program.