

Senate Study Bill 1121 - Introduced

SENATE/HOUSE FILE _____
BY (PROPOSED DEPARTMENT OF
NATURAL RESOURCES BILL)

A BILL FOR

- 1 An Act providing for the repeal of the honey creek premier
- 2 destination park bond program.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 8.57F, subsection 2, paragraph a, Code
2 2019, is amended by striking the paragraph.

3 Sec. 2. Section 12.30, subsection 1, paragraph a, Code 2019,
4 is amended to read as follows:

5 a. "Authority" means a department, or public or quasi-public
6 instrumentality of the state including but not limited to
7 the authority created under chapter 12E, 16, 257C, or 261A,
8 or ~~463C~~, which has the power to issue obligations, except
9 that "authority" does not include the state board of regents
10 or the Iowa finance authority to the extent it acts pursuant
11 to chapter 260C. "Authority" also includes a port authority
12 created under chapter 28J.

13 Sec. 3. Section 422.7, subsection 2, paragraph v, Code 2019,
14 is amended by striking the paragraph.

15 Sec. 4. Section 461A.1, Code 2019, is amended by adding the
16 following new subsection:

17 NEW SUBSECTION. 4. "*Honey creek resort state park*" or
18 "*resort*" means the state's premier destination state park
19 located on Rathbun lake.

20 Sec. 5. NEW SECTION. 461A.3A Honey creek resort state park
21 — findings — competitive bidding.

22 1. Honey creek resort state park is established to provide
23 important recreational and economic benefits to the state.

24 2. Competitive bid laws, including hearings in connection
25 with contracts, shall not apply to either the department's or
26 its agents' contracts involving or benefitting the resort if
27 the contract is carrying out a public or essential governmental
28 function. However, the exemption from competitive bid laws in
29 this section shall not be construed to apply to contracts for
30 the development or construction of facilities at the resort,
31 including but not limited to lodges, campgrounds, cabins, and
32 golf courses.

33 Sec. 6. REPEAL. Chapter 463C, Code 2019, is repealed.

34 EXPLANATION

35 The inclusion of this explanation does not constitute agreement with

1 the explanation's substance by the members of the general assembly.

2 This bill repeals the honey creek premier destination park
3 bond program.

4 Current law creates within the department of natural
5 resources the honey creek premier destination park authority,
6 which implements and administers the honey creek premier
7 destination park bond program. The law requires the authority
8 to dissolve no later than two years after the date of final
9 payment of all outstanding bonds and the satisfaction of all
10 outstanding obligations of the authority, except to the extent
11 necessary to remain in existence to fulfill any outstanding
12 covenants or provisions with bondholders or third parties made
13 in accordance with Iowa Code chapter 463C. Upon dissolution,
14 all assets of the authority shall be deposited into the general
15 fund of the state unless otherwise directed by the general
16 assembly.

17 All outstanding bonds of the authority were defeased on
18 November 25, 2013, and subsequently redeemed on June 1, 2016.
19 The dissolution of the authority was effective June 1, 2018.

20 The bill makes conforming changes in the Iowa Code to remove
21 references to the authority. The bill also retains language
22 regarding competitive bidding that would otherwise have been
23 repealed.