

**House File 264 - Introduced**

HOUSE FILE 264

BY JACOBY

**A BILL FOR**

1 An Act providing for temporary abrogation of authority of the  
2 state board of regents over regents institutions based on the  
3 amount of appropriations to the institutions from the general  
4 fund of the state.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

unofficial

1 Section 1. NEW SECTION. **262.29 Annual board review of**  
2 **general fund appropriations to institutions — abrogation of**  
3 **board authority.**

4 1. For purposes of this section:

5 a. "Authority" includes but is not limited to authority,  
6 whether express or implied, over management, budgets, spending  
7 of funds, programs and curriculum, employment matters, public  
8 relations and communication, legal or contractual matters, sale  
9 of goods or property, or infrastructure.

10 b. "Institution" means an institution specified in section  
11 262.7, subsections 1 through 3.

12 2. No later than August 1 of each fiscal year, the state  
13 board of regents shall complete a review of the amount of  
14 funds appropriated from the general fund of the state to the  
15 three institutions for the fiscal year. As part of the review,  
16 the board shall determine if the total amount of such funds  
17 equals or exceeds fifty-two percent of the combined projected  
18 operating costs of the institutions for the fiscal year. The  
19 board shall publish the results of the review and the board's  
20 determination on the board's internet site and provide the  
21 results and determination in writing to the president of each  
22 institution no later than August 1 of each fiscal year.

23 3. a. If the board determines that the total amount of funds  
24 appropriated from the general fund of the state to the three  
25 institutions for the fiscal year is less than fifty-two percent  
26 of the combined projected operating costs of the institutions for  
27 the fiscal year, the provisions of paragraph "b" shall apply for  
28 the fiscal year.

29 b. Notwithstanding any provision of law to the contrary,  
30 upon publication of the results of the review and the board's  
31 determination as required by subsection 2, all authority provided  
32 by law or policy to the board over the three institutions in any  
33 respect is fully abrogated for the remainder of the fiscal year.  
34 Such authority with respect to each institution shall instead be  
35 exercised by that institution as though any applicable law or

1 policy provided such authority directly to the institution. The  
2 board shall reassume all such authority on July 1 of the next  
3 fiscal year.

4 EXPLANATION

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

7 This bill requires the state board of regents to complete a  
8 review of the amount of funds appropriated from the general fund  
9 of the state to the university of Iowa, Iowa state university,  
10 and the university of northern Iowa for each fiscal year no later  
11 than August 1 of that year. The bill requires the board to  
12 determine, as part of the review, if the total amount of such  
13 funds equals or exceeds 52 percent of the combined projected  
14 operating costs of the institutions for the fiscal year. The  
15 bill requires the board to publish the results of the review  
16 and the board's determination on the board's internet site and  
17 provide the results and determination in writing to the president  
18 of each institution no later than August 1 of each fiscal year.

19 If the board determines that the total amount of funds  
20 appropriated from the general fund of the state to the  
21 institutions for the fiscal year is less than 52 percent of  
22 the combined projected operating costs of the institutions for  
23 the fiscal year, the bill provides that upon publication of  
24 the results of the review and the board's determination, all  
25 authority provided by law or policy to the board over the  
26 institutions in any respect is fully abrogated for the remainder  
27 of the fiscal year, notwithstanding any provision of law to  
28 the contrary. Such authority with respect to each institution  
29 shall instead be exercised by that institution as though any  
30 applicable law or policy provided such authority directly to the  
31 institution. The board shall reassume all such authority on July  
32 1 of the next fiscal year.