

HOUSE FILE 2782  
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO LSB 5197HB)

Passed House, Date 4-4-06 Passed Senate, Date 5/3/06  
Vote: Ayes 94 Nays 4 Vote: Ayes 46 Nays 2  
Approved 5/31/06

*Passed 5-3-06  
Vote 89-5*

A BILL FOR

1 An Act relating to and making appropriations to state departments  
2 and agencies from the rebuild Iowa infrastructure fund,  
3 environment first fund, tobacco settlement trust fund,  
4 vertical infrastructure fund, the endowment for Iowa's health  
5 restricted capitals fund, the technology reinvestment fund,  
6 the endowment for Iowa's health account, and related matters.  
7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 2782

DIVISION I

REBUILD IOWA INFRASTRUCTURE FUND

Section 1. There is appropriated from the rebuild Iowa infrastructure fund to the following departments and agencies for the fiscal year beginning July 1, 2006, and ending June 30, 2007, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF ADMINISTRATIVE SERVICES

a. For relocation and project costs directly associated with remodeling projects on the capitol complex and for facility lease payments, notwithstanding section 8.57, subsection 6, paragraph "c":

..... \$ 1,824,500

Of the funds appropriated in this paragraph, \$210,600 is allocated to the department of corrections and board of parole for assessed maintenance charges by the department of administrative services, \$122,000 is allocated for rent payments for the community-based corrections facility located in Davenport, and \$185,768 is allocated to the department of cultural affairs for costs associated with leasing space for the state records center.

b. For routine maintenance of state buildings and facilities, notwithstanding section 8.57, subsection 6, paragraph "c":

..... \$ 2,800,500

c. For maintenance of the Terrace Hill complex:

..... \$ 75,000

d. For planning, design, and construction costs associated with the construction of a new 350,000-gross-square-foot state office building:

..... \$ 22,000,000

2. DEPARTMENT OF CORRECTIONS

a. For the lease payment under the lease-purchase agreement to connect the electrical system supporting the special needs unit at Fort Madison:

1 ..... \$ 333,168

2 b. For the Oakdale expansion one-time equipment purchases  
3 and expenses, notwithstanding section 8.57, subsection 6,  
4 paragraph "c":

5 ..... \$ 3,376,519

6 c. For systemic study and planning of the state prison  
7 system to maximize the efficient use of the current  
8 infrastructure, capacity, and treatment needs, versus  
9 projected needs of the prison system based on the Iowa prison  
10 population forecast:

11 ..... \$ 500,000

12 3. DEPARTMENT OF CULTURAL AFFAIRS

13 For continuation of the project recommended by the Iowa  
14 battle flag advisory committee to stabilize the condition of  
15 the battle flag collection, notwithstanding section 8.57,  
16 subsection 6, paragraph "c":

17 ..... \$ 220,000

18 4. IOWA FINANCE AUTHORITY

19 For deposit into the transitional housing revolving loan  
20 program fund created in section 16.184:

21 ..... \$ 1,400,000

22 5. DEPARTMENT OF NATURAL RESOURCES

23 To be used to assist in the purchase, through public-  
24 private partnerships, of certain unique and treasured land in  
25 Iowa:

26 ..... \$ 1,500,000

27 6. DEPARTMENT OF PUBLIC DEFENSE

28 For construction costs associated with the Camp Dodge armed  
29 forces readiness center:

30 ..... \$ 100,000

31 7. STATE BOARD OF REGENTS

32 a. For allocation by the state board of regents to the  
33 state university of Iowa, the Iowa state university of science  
34 and technology, and the university of Northern Iowa to  
35 reimburse the institutions for deficiencies in their operating

1 funds resulting from the pledging of tuition, student fees and  
2 charges, and institutional income to finance the cost of  
3 providing academic and administrative buildings and facilities  
4 and utility services at the institutions, notwithstanding  
5 section 8.57, subsection 6, paragraph "c":

6 ..... \$ 10,329,981

7     b. For implementation of the recommendations provided in  
8 separate consultant reports on bioscience, advanced  
9 manufacturing, and information technology submitted to the  
10 department of economic development in the calendar years 2004  
11 and 2005, notwithstanding section 8.57, subsection 6,  
12 paragraph "c":

13 ..... \$ 13,200,000

14     c. For vertical infrastructure-related improvements  
15 associated with the implementation of the recommendations  
16 provided in separate consultant reports on bioscience,  
17 advanced manufacturing, and information technology submitted  
18 to the department of economic development in the calendar  
19 years 2004 and 2005:

20 ..... \$ 1,800,000

21     8. NATIONAL PROGRAM FOR PLAYGROUND SAFETY AT THE  
22 UNIVERSITY OF NORTHERN IOWA

23     For the Iowa safe surfacing initiative, notwithstanding  
24 section 8.57, subsection 6, paragraph "c":

25 ..... \$ 500,000

26     Not more than 2.5 percent of the funds appropriated in this  
27 subsection shall be used by the national program for  
28 playground safety for administrative costs associated with the  
29 Iowa safe surfacing initiative.

30     The crumb rubber playground tiles for the initiative shall  
31 be international play equipment manufacturers association  
32 (IPEMA)-certified to the American society for testing and  
33 materials (A.S.T.M.) F1292 standard.

34     The national program for playground safety shall submit a  
35 report by January 15, 2007, to the joint appropriations

1 subcommittee on transportation, infrastructure, and capitals  
2 detailing the use of the moneys appropriated in this  
3 subsection. The report shall specify the projects for which  
4 moneys were used and the cost of each project, including the  
5 amounts spent on administration.

6 9. DEPARTMENT OF TRANSPORTATION

7 a. For the rail assistance program and to provide economic  
8 development project funding, notwithstanding section 8.57,  
9 subsection 6, paragraph "c":

10 ..... \$ 35,000

11 b. For operation and maintenance of the network of  
12 automated weather observation and data transfer systems  
13 associated with the Iowa aviation weather system, the runway  
14 marking program for public airports, the windsock program for  
15 public airports, and the aviation improvement program,  
16 notwithstanding section 8.57, subsection 6, paragraph "c":

17 ..... \$ 500,000

18 10. TREASURER OF STATE

19 For repayment of prison infrastructure revenue bonds under  
20 section 16.177, notwithstanding section 8.57, subsection 6,  
21 paragraph "c":

22 ..... \$ 5,416,604

23 Sec. 2. There is appropriated from the rebuild Iowa  
24 infrastructure fund to the department of public defense for  
25 the fiscal year beginning July 1, 2007, and ending June 30,  
26 2008, the following amount, or so much thereof as is  
27 necessary, to be used for the purposes designated:

28 For allocation to the homeland security and emergency  
29 management division for construction costs of regional  
30 multijurisdictional institutes for governmental, first  
31 responder, communications, and training operations, and  
32 including regional and mobile fire training centers, in  
33 consultation with the state fire marshal:

34 ..... \$ 6,000,000

35 Sec. 3. There is appropriated from the rebuild Iowa

1 infrastructure fund to the department of public defense for  
2 the fiscal year beginning July 1, 2008, and ending June 30,  
3 2009, the following amount, or so much thereof as is  
4 necessary, to be used for the purposes designated:

5 For allocation to the homeland security and emergency  
6 management division for construction costs of regional  
7 multijurisdictional institutes for governmental, first  
8 responder, communications, and training operations, and  
9 including regional and mobile fire training centers, in  
10 consultation with the state fire marshal:

11 ..... \$ 6,000,000

12 Sec. 4. REVERSION. Notwithstanding section 8.33, moneys  
13 appropriated for the fiscal year beginning July 1, 2006, in  
14 this division of this Act that remain unencumbered or  
15 unobligated at the close of the fiscal year shall not revert  
16 but shall remain available for the purposes designated until  
17 the close of the fiscal year that begins July 1, 2009, or  
18 until the project for which the appropriation was made is  
19 completed, whichever is earlier.

20 Sec. 5. DEPARTMENT OF ADMINISTRATIVE SERVICES. There is  
21 appropriated from the rebuild Iowa infrastructure fund to the  
22 department of administrative services for the designated  
23 fiscal years, the following amounts, or so much thereof as is  
24 necessary, to be used for the purposes designated:

25 For planning, design, and construction costs associated  
26 with the construction of a new 350,000-gross-square-foot state  
27 office building, including costs associated with furnishings,  
28 employee relocation, and the demolition of the Wallace  
29 Building:

30 FY 2007-2008..... \$ 23,685,000  
31 FY 2008-2009..... \$ 22,000,000  
32 FY 2009-2010..... \$ 6,657,100

33 Notwithstanding section 8.33, moneys appropriated in this  
34 section shall not revert at the close of the fiscal year for  
35 which they were appropriated but shall remain available for

1 the purposes designated until the close of the fiscal year  
2 that begins July 1, 2011, or until the project for which the  
3 appropriation was made is completed, whichever is earlier.

4 DIVISION II

5 ENVIRONMENT FIRST FUND

6 Sec. 6. There is appropriated from the environment first  
7 fund to the following departments and agencies for the fiscal  
8 year beginning July 1, 2006, and ending June 30, 2007, the  
9 following amounts, or so much thereof as is necessary, to be  
10 used for the purposes designated:

11 1. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

12 a. For the conservation reserve enhancement program to  
13 restore and construct wetlands for the purposes of  
14 intercepting tile line runoff, reducing nutrient loss,  
15 improving water quality, and enhancing agricultural production  
16 practices:

17 ..... \$ 1,500,000

18 Not more than 5 percent of the moneys appropriated in this  
19 lettered paragraph may be used for costs of administration and  
20 implementation of soil and water conservation practices.

21 b. For continuation of a program that provides  
22 multiobjective resource protections for flood control, water  
23 quality, erosion control, and natural resource conservation:

24 ..... \$ 2,700,000

25 Not more than 5 percent of the moneys appropriated in this  
26 lettered paragraph may be used for costs of administration and  
27 implementation of soil and water conservation practices.

28 c. For continuation of a statewide voluntary farm  
29 management demonstration program to demonstrate the  
30 effectiveness and adaptability of emerging practices in  
31 agronomy that protect water resources and provide other  
32 environmental benefits:

33 ..... \$ 850,000

34 Not more than 5 percent of the moneys appropriated in this  
35 lettered paragraph may be used for costs of administration and

1 implementation of soil and water conservation practices.

2 Of the amount appropriated in this lettered paragraph,  
3 \$400,000 shall be allocated to the Iowa soybean association's  
4 agriculture and environment performance program.

5 d. For deposit in the alternative drainage system  
6 assistance fund created in section 460.303 to be used for  
7 purposes of supporting the alternative drainage system  
8 assistance program as provided in section 460.304:

9 ..... \$ 500,000

10 Not more than 5 percent of the moneys appropriated in this  
11 lettered paragraph may be used for costs of administration and  
12 implementation of soil and water conservation practices.

13 e. To provide financial assistance for the establishment  
14 of permanent soil and water conservation practices:

15 ..... \$ 5,500,000

16 (1) Not more than 5 percent of the moneys appropriated in  
17 this lettered paragraph may be allocated for cost-sharing to  
18 abate complaints filed under section 161A.47.

19 (2) Of the moneys appropriated in this lettered paragraph,  
20 5 percent shall be allocated for financial incentives to  
21 establish practices to protect watersheds above publicly owned  
22 lakes of the state from soil erosion and sediment as provided  
23 in section 161A.73.

24 (3) Not more than 30 percent of a soil and water  
25 conservation district's allocation of moneys as financial  
26 incentives may be provided for the purpose of establishing  
27 management practices to control soil erosion on land that is  
28 row-cropped, including but not limited to no-till planting,  
29 ridge-till planting, contouring, and contour strip-cropping as  
30 provided in section 161A.73.

31 (4) The state soil conservation committee created in  
32 section 161A.4 may allocate moneys appropriated in this  
33 lettered paragraph to conduct research and demonstration  
34 projects to promote conservation tillage and nonpoint source  
35 pollution control practices.

1 (5) The financial incentive payments may be used in  
2 combination with department of natural resources moneys.

3 (6) Not more than 10 percent of the moneys appropriated in  
4 this lettered paragraph may be used for costs of  
5 administration and implementation of soil and water  
6 conservation practices.

7 f. To encourage and assist farmers in enrolling in and the  
8 implementation of federal conservation programs and to work  
9 with them to enhance their revegetation efforts to improve  
10 water quality and habitat:

11 ..... \$ 2,000,000

12 Not more than 5 percent of the moneys appropriated in this  
13 lettered paragraph may be used for costs of administration and  
14 implementation of soil and water conservation practices.

15 g. For deposit in the loess hills development and  
16 conservation fund created in section 161D.2:

17 ..... \$ 600,000

18 Of the amount appropriated in this lettered paragraph,  
19 \$400,000 shall be allocated to the hungry canyons account and  
20 \$200,000 shall be allocated to the loess hills alliance  
21 account to be used for the purposes for which the moneys in  
22 those accounts are authorized to be used under chapter 161D.  
23 No more than 10 percent of the moneys allocated to the hungry  
24 canyons account in this lettered paragraph may be used for  
25 administrative costs. No more than 10 percent of the moneys  
26 allocated to the loess hills alliance account in this lettered  
27 paragraph may be used for administrative costs.

28 h. For deposit in the southern Iowa development and  
29 conservation fund created in section 161D.12:

30 ..... \$ 300,000

31 Not more than 5 percent of the moneys appropriated in this  
32 lettered paragraph may be used for administrative costs.

33 2. DEPARTMENT OF ECONOMIC DEVELOPMENT

34 For deposit in the brownfield redevelopment fund created in  
35 section 15.293 to provide assistance under the brownfield

1 redevelopment program:  
2 ..... \$ 500,000  
3 3. DEPARTMENT OF NATURAL RESOURCES  
4 a. For statewide coordination of volunteer efforts under  
5 the water quality and keepers of the land programs:  
6 ..... \$ 100,000  
7 b. For purposes of funding capital projects for the  
8 purposes specified in section 452A.79, and for expenditures  
9 for the local cost-share grants to be used for capital  
10 expenditures to local governmental units for boating  
11 accessibility:  
12 ..... \$ 2,500,000  
13 c. For regular maintenance of state parks and staff time  
14 associated with these activities:  
15 ..... \$ 2,000,000  
16 d. To provide local watershed managers with geographic  
17 information system data for their use in developing,  
18 monitoring, and displaying results of their watershed work:  
19 ..... \$ 195,000  
20 e. For continuing the establishment and operation of water  
21 quality monitoring stations:  
22 ..... \$ 2,955,000  
23 f. For deposit in the administration account of the water  
24 quality protection fund, to carry out the purposes of that  
25 account:  
26 ..... \$ 500,000  
27 g. For full-time personnel to conduct air quality  
28 monitoring, which may include but is not limited to staffing  
29 required to perform field monitoring and laboratory functions,  
30 including salaries, support, maintenance, and miscellaneous  
31 purposes:  
32 ..... \$ 275,000  
33 h. For the dredging of lakes, including necessary  
34 preparation for dredging, in accordance with the department's  
35 classification of Iowa lakes restoration report:

1 ..... \$ 275,000

2 The department shall consider the following criteria for  
3 funding lake dredging projects as provided in this lettered  
4 paragraph, and shall prioritize projects based on the  
5 following:

6 (1) Documented efforts to address watershed protection,  
7 considering testing, conservation efforts, and the amount of  
8 time devoted to watershed protection.

9 (2) Protection of a natural resource and natural habitat.

10 (3) Percentage of public access and undeveloped lakefront  
11 property.

12 (4) Continuation of current projects partially funded by  
13 state resources to achieve department recommendations.

14 i. For the purposes of contracting with qualified persons  
15 outside the department to conduct use attainability analyses  
16 in conformance with section 455B.176A, as enacted in 2006 Iowa  
17 Acts, Senate File 2363, if enacted, or in any other Act of the  
18 Eighty-first General Assembly, 2006 Session:

19 ..... \$ 750,000

20 RESOURCES ENHANCEMENT AND PROTECTION FUND

21 Sec. 7. Notwithstanding the amount of the standing  
22 appropriation from the general fund of the state under section  
23 455A.18, subsection 3, there is appropriated from the  
24 environment first fund to the Iowa resources enhancement and  
25 protection fund, in lieu of the appropriation made in section  
26 455A.18, for the fiscal year beginning July 1, 2006, and  
27 ending June 30, 2007, the following amount, to be allocated as  
28 provided in section 455A.19:

29 ..... \$ 11,000,000

30 Sec. 8. REVERSION.

31 1. Except as provided in subsection 2, and notwithstanding  
32 section 8.33, moneys appropriated in this division of this Act  
33 that remain unencumbered or unobligated at the close of the  
34 fiscal year shall not revert but shall remain available for  
35 the purposes designated until the close of the fiscal year

1 beginning July 1, 2007, or until the project for which the  
2 appropriation was made is completed, whichever is earlier.

3 2. Notwithstanding section 8.33, moneys appropriated in  
4 this division of this Act to the department of agriculture and  
5 land stewardship to provide financial assistance for the  
6 establishment of permanent soil and water conservation  
7 practices that remain unencumbered or unobligated at the close  
8 of the fiscal year shall not revert but shall remain available  
9 for expenditure for the purposes designated until the close of  
10 the fiscal year that begins July 1, 2009.

11 Sec. 9. CONTINGENT EFFECTIVE DATE. The lettered paragraph  
12 in the section of this division of this Act making an  
13 appropriation from the environment first fund to the  
14 department of natural resources for purposes related to use  
15 attainability analyses is contingent upon the enactment of  
16 section 455B.176A by the Eighty-first General Assembly, 2006  
17 Session, making it necessary for the department to contract  
18 with qualified persons outside the department to conduct use  
19 attainability analyses.

20 DIVISION III

21 TOBACCO SETTLEMENT TRUST FUND

22 Sec. 10.

23 1. There is appropriated from the tax-exempt bond proceeds  
24 restricted capital funds account of the tobacco settlement  
25 trust fund to the following departments and agencies for the  
26 fiscal year beginning July 1, 2006, and ending June 30, 2007,  
27 the following amounts, or so much thereof as is necessary, to  
28 be used for the purposes designated:

29 a. DEPARTMENT OF ADMINISTRATIVE SERVICES

30 For upgrades to the electrical distribution system serving  
31 the capitol complex:

32 ..... \$ 3,468,800

33 b. DEPARTMENT OF CULTURAL AFFAIRS

34 For historical site preservation grants, to be used for the  
35 restoration, preservation, and development of historic sites:

1 ..... \$ 800,000

2 In making grants pursuant to this paragraph, the department  
3 shall consider the existence and amount of other funds  
4 available to an applicant for the designated project. A grant  
5 awarded from moneys appropriated in this subsection shall not  
6 exceed \$100,000 per project. Not more than two grants may be  
7 awarded in the same county.

8 c. DEPARTMENT OF ECONOMIC DEVELOPMENT

9 For accelerated career education program capital projects  
10 at community colleges that are authorized under chapter 260G  
11 and that meet the definition of "vertical infrastructure" in  
12 section 8.57B, subsection 3:

13 ..... \$ 5,500,000

14 d. DEPARTMENT OF NATURAL RESOURCES

15 For state park infrastructure renovations:

16 ..... \$ 1,000,000

17 e. DEPARTMENT OF PUBLIC DEFENSE

18 (1) For major maintenance projects at national guard  
19 armories and facilities:

20 ..... \$ 1,500,000

21 (2) For allocation to the homeland security and emergency  
22 management division for construction costs of regional  
23 multijurisdictional institutes for governmental, first  
24 responder, communications, and training operations, and  
25 including regional and mobile fire training centers, in  
26 consultation with the state fire marshal:

27 ..... \$ 6,044,519

28 f. DEPARTMENT OF TRANSPORTATION

29 (1) For infrastructure improvements at general aviation  
30 airports within the state:

31 ..... \$ 750,000

32 (2) For acquiring, constructing, and improving  
33 recreational trails within the state:

34 ..... \$ 1,000,000

35 (3) For vertical infrastructure improvements at the

1 commercial air service airports within the state:

2 ..... \$ 1,000,000

3 Fifty percent of the funds appropriated in this  
4 subparagraph shall be allocated equally between each  
5 commercial service airport, 40 percent of the funds shall be  
6 allocated based on the percentage that the number of enplaned  
7 passengers at each commercial service airport bears to the  
8 total number of enplaned passengers in the state during the  
9 previous fiscal year, and 10 percent of the funds shall be  
10 allocated based on the percentage that the air cargo tonnage  
11 at each commercial service airport bears to the total air  
12 cargo tonnage in the state during the previous fiscal year.  
13 In order for a commercial service airport to receive funding  
14 under this subparagraph, the airport shall be required to  
15 submit applications for funding of specific projects to the  
16 department for approval by the state transportation  
17 commission.

18 g. OFFICE OF TREASURER OF STATE

19 For county fair infrastructure improvements for  
20 distribution in accordance with chapter 174 to qualified fairs  
21 which belong to the association of Iowa fairs:

22 ..... \$ 1,060,000

23 2. TAX-EXEMPT STATUS -- USE OF APPROPRIATIONS. Payment of  
24 moneys from the appropriations in this section shall be made  
25 in a manner that does not adversely affect the tax-exempt  
26 status of any outstanding bonds issued by the tobacco  
27 settlement authority.

28 3. REVERSION. Notwithstanding section 8.33, moneys  
29 appropriated in this section that remain unencumbered or  
30 unobligated at the close of the fiscal year shall not revert  
31 but shall remain available for the purposes designated until  
32 the close of the fiscal year that begins July 1, 2009, or  
33 until the project for which the appropriation was made is  
34 completed, whichever is earlier.

35 DIVISION IV

1 VERTICAL INFRASTRUCTURE FUND

2 Sec. 11. There is appropriated from the vertical  
3 infrastructure fund to the state board of regents for the  
4 fiscal year beginning July 1, 2006, and ending June 30, 2007,  
5 the following amount, or so much thereof as is necessary, to  
6 be used for the purposes designated:

7 STATE BOARD OF REGENTS

8 For vertical infrastructure-related improvements associated  
9 with the implementation of the recommendations provided in  
10 separate consultant reports on bioscience, advanced  
11 manufacturing, and information technology submitted to the  
12 department of economic development in the calendar years 2004  
13 and 2005:

14 ..... \$ 5,000,000

15 Sec. 12. REVERSION. Notwithstanding section 8.33, moneys  
16 appropriated in this division of this Act that remain  
17 unencumbered or unobligated at the close of the fiscal year  
18 shall not revert but shall remain available for the purposes  
19 designated until the close of the fiscal year that begins July  
20 1, 2009, or until the project for which the appropriation was  
21 made is completed, whichever is earlier.

22 DIVISION V

23 ENDOWMENT FOR IOWA'S HEALTH RESTRICTED CAPITALS FUND

24 Sec. 13. There is appropriated from the endowment for  
25 Iowa's health restricted capitals fund to the following  
26 departments and agencies for the fiscal year beginning July 1,  
27 2006, and ending June 30, 2007, the following amounts, or so  
28 much thereof as is necessary, to be used for the purposes  
29 designated:

30 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

31 a. For costs associated with the restoration of the west  
32 capitol terrace:

33 ..... \$ 2,300,000

34 b. For costs to repair parking lots on the capitol  
35 complex:

1 ..... \$ 1,545,000

2 c. For capitol interior and exterior restoration and for  
3 major renovation and major repair needs, including health,  
4 life, and fire safety needs, and for compliance with the  
5 federal Americans With Disabilities Act, for state buildings  
6 and facilities under the purview of the department:

7 ..... \$ 6,830,000

8 Of the amount appropriated in this paragraph, up to  
9 \$500,000 shall be used to establish areas of rescue assistance  
10 in emergency evacuation situations.

11 d. For planning, design, and construction costs associated  
12 with the construction of a new 350,000-gross-square-foot state  
13 office building:

14 ..... \$ 2,800,000

15 e. For upgrades to the Woodward state resource center  
16 wastewater treatment system:

17 ..... \$ 2,443,000

18 f. For costs associated with the remodeling of the records  
19 and property center:

20 ..... \$ 2,200,000

21 g. For costs associated with the replacement of the  
22 powerhouse facilities at the Iowa juvenile home at Toledo:

23 ..... \$ 1,521,045

24 h. For construction of a new school and infirmary building  
25 at the Iowa juvenile home at Toledo and for the renovation of  
26 existing school buildings and the demolition of other  
27 buildings:

28 ..... \$ 8,130,668

29 2. DEPARTMENT FOR THE BLIND

30 For costs associated with department for the blind building  
31 renovations:

32 ..... \$ 4,000,000

33 3. DEPARTMENT OF CORRECTIONS

34 a. For construction of a community-based correctional  
35 facility, including district offices, in Davenport:

1 ..... \$ 3,750,000

2 b. For construction of a community-based correctional  
3 facility, including district offices, in Fort Dodge:  
4 ..... \$ 1,400,000

5 c. For the remodeling and renovation of the kitchen  
6 facilities at the Anamosa correctional facility:  
7 ..... \$ 1,840,000

8 4. DEPARTMENT OF CULTURAL AFFAIRS

9 To fund capital projects in a city with a population of at  
10 least 1,285 residents but not more than 1,320 residents in the  
11 county of Carroll, in a city with a population of at least  
12 25,000 residents but not more than 30,000 residents, and in a  
13 city with a population of at least 80,000 residents but not  
14 more than 90,000 residents through the Iowa great places  
15 program:

16 ..... \$ 1,000,000

17 5. DEPARTMENT OF EDUCATION

18 For major renovation and major repair needs, including  
19 health, life, and fire safety needs, and for compliance with  
20 the federal Americans With Disabilities Act, for state  
21 buildings and facilities under the purview of community  
22 colleges:

23 ..... \$ 2,000,000

24 The moneys appropriated in this subsection shall be  
25 allocated to the community colleges based upon the state aid  
26 distribution formula established in section 260C.18C.

27 6. IOWA STATE FAIR AUTHORITY

28 For capital projects on the Iowa state fairgrounds:  
29 ..... \$ 1,000,000

30 7. DEPARTMENT OF PUBLIC DEFENSE

31 a. For construction of a national guard readiness center  
32 in Iowa City:  
33 ..... \$ 1,444,288

34 b. For construction of a national guard aviation armory in  
35 Waterloo:

1 ..... \$ 1,635,000  
2 c. For construction of a national guard armory in Spencer:  
3 ..... \$ 689,000  
4 d. For upgrades to the Camp Dodge water distribution  
5 system:  
6 ..... \$ 750,000  
7 8. DEPARTMENT OF PUBLIC SAFETY  
8 For construction of an Iowa state patrol post in district  
9 8:  
10 ..... \$ 2,400,000  
11 9. STATE BOARD OF REGENTS  
12 a. For major renovation and major repair needs, including  
13 health, life, and fire safety needs, and for compliance with  
14 the federal American With Disabilities Act, for state  
15 buildings and facilities under the purview of state board of  
16 regents institutions:  
17 ..... \$ 10,000,000  
18 Of the funds appropriated in this paragraph, \$5,000,000 is  
19 allocated for costs associated with the planning, design, and  
20 construction of the chemistry building at Iowa state  
21 university of science and technology, \$3,000,000 is allocated  
22 for costs associated with completing upgrades to the  
23 electrical distribution system at the university of northern  
24 Iowa, and \$2,000,000 is allocated for costs associated with  
25 the planning, design, and construction of a new building to  
26 house the college of public health at the state university of  
27 Iowa.  
28 b. For the design and construction of a new university  
29 hygienic laboratory at the state university of Iowa:  
30 ..... \$ 35,685,000  
31 10. DEPARTMENT OF VETERANS AFFAIRS  
32 For capital improvement projects at the Iowa veterans home:  
33 ..... \$ 6,200,000  
34 Sec. 14. There is appropriated from the endowment for  
35 Iowa's health restricted capitals fund to the department of

1 cultural affairs for the fiscal year beginning July 1, 2007,  
2 and ending June 30, 2008, the following amount, or so much  
3 thereof as is necessary, to be used for the purposes  
4 designated:

5 To fund capital projects in a city with a population of at  
6 least 1,285 residents but not more than 1,320 residents in the  
7 county of Carroll, in a city with a population of at least  
8 25,000 residents but not more than 30,000 residents, and in a  
9 city with a population of at least 80,000 residents but not  
10 more than 90,000 residents through the Iowa great places  
11 program:

12 ..... \$ 1,000,000

13 Sec. 15. There is appropriated from the endowment for  
14 Iowa's health restricted capitals fund to the department of  
15 cultural affairs for the fiscal year beginning July 1, 2008,  
16 and ending June 30, 2009, the following amount, or so much  
17 thereof as is necessary, to be used for the purposes  
18 designated:

19 To fund capital projects in a city with a population of at  
20 least 1,285 residents but not more than 1,320 residents in the  
21 county of Carroll, in a city with a population of at least  
22 25,000 residents but not more than 30,000 residents, and in a  
23 city with a population of at least 80,000 residents but not  
24 more than 90,000 residents through the Iowa great places  
25 program:

26 ..... \$ 1,000,000

27 Sec. 16. TAX-EXEMPT STATUS -- USE OF APPROPRIATIONS.  
28 Payment of moneys from the appropriations in this section  
29 shall be made in a manner that does not adversely affect the  
30 tax-exempt status of any outstanding bonds issued by the  
31 tobacco settlement authority.

32 Sec. 17. REVERSION.

33 1. Except as provided in subsections 2 and 3,  
34 notwithstanding section 8.33, moneys appropriated from the  
35 endowment for Iowa's health restricted capitals fund for the

1 fiscal year that begins July 1, 2006, and ends June 30, 2007,  
2 in this division of this Act that remain unencumbered or  
3 unobligated at the close of the fiscal year shall not revert  
4 but shall remain available for the purposes designated until  
5 the close of the fiscal year that begins July 1, 2009, or  
6 until the project for which the appropriation was made is  
7 completed, whichever is earlier.

8 2. Notwithstanding section 8.33, moneys appropriated from  
9 the endowment for Iowa's health restricted capitals fund for  
10 the fiscal year that begins July 1, 2006, and ends June 30,  
11 2007, in this division of this Act to the department of  
12 veterans affairs for capital improvement projects at the Iowa  
13 veterans home that remain unencumbered or unobligated at the  
14 close of the fiscal year shall not revert but shall remain  
15 available for expenditure for the purposes designated until  
16 the close of the fiscal year that begins July 1, 2010.

17 3. Notwithstanding section 8.33, moneys appropriated from  
18 the endowment for Iowa's health restricted capitals fund for  
19 the fiscal year beginning July 1, 2006, and ending June 30,  
20 2007, in the division of this Act to the department of  
21 education for major renovation and major repair needs at the  
22 community colleges that remain unencumbered or unobligated at  
23 the close of the fiscal year shall not revert but shall remain  
24 available for expenditure for the purposes designated until  
25 the close of the fiscal year beginning July 1, 2010, or until  
26 the project for which appropriated is completed, whichever is  
27 earlier.

28 DIVISION VI

29 TECHNOLOGY REINVESTMENT FUND

30 Sec. 18. There is appropriated from the technology  
31 reinvestment fund created in section 8.57C to the following  
32 departments and agencies for the fiscal year beginning July 1,  
33 2006, and ending June 30, 2007, the following amounts, or so  
34 much thereof as is necessary, to be used for the purposes  
35 designated:

1 1. DEPARTMENT OF ADMINISTRATIVE SERVICES  
 2 For technology improvement projects:  
 3 ..... \$ 3,397,434  
 4 2. DEPARTMENT OF CORRECTIONS  
 5 For costs associated with the Iowa corrections offender  
 6 network data system:  
 7 ..... \$ 500,000  
 8 3. DEPARTMENT OF EDUCATION  
 9 a. For implementation of the provisions of chapter 280A:  
 10 ..... \$ 500,000  
 11 b. For maintenance and lease costs associated with  
 12 connections for Part III of the Iowa communications network:  
 13 ..... \$ 2,727,000  
 14 c. For allocation to the public broadcasting division for  
 15 installation costs for the conversion to high definition  
 16 broadcasting at the Iowa public television facilities:  
 17 ..... \$ 2,300,000  
 18 d. To the public broadcasting division for replacing  
 19 transmitters:  
 20 ..... \$ 1,425,000  
 21 e. To the public broadcasting division for the purchase of  
 22 equipment intended to provide an uninterruptible power supply:  
 23 ..... \$ 315,000  
 24 4. DEPARTMENT OF HUMAN RIGHTS  
 25 For the cost of equipment and computer software for the  
 26 implementation of Iowa's criminal justice information system:  
 27 ..... \$ 2,645,066  
 28 5. IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION  
 29 For replacement of equipment for the Iowa communications  
 30 network:  
 31 ..... \$ 1,997,500  
 32 6. IOWA LAW ENFORCEMENT ACADEMY  
 33 For information technology upgrades and renovations at the  
 34 Iowa law enforcement academy:  
 35 ..... \$ 50,000

1 7. BOARD OF PAROLE

2 For information technology upgrades for the board of  
3 parole:

4 ..... \$ 75,000

5 8. DEPARTMENT OF PUBLIC DEFENSE

6 For information technology upgrades for the Iowa national  
7 guard:

8 ..... \$ 75,000

9 9. DEPARTMENT OF PUBLIC SAFETY

10 a. For continuation of payments on the lease of the  
11 automated fingerprint identification system:

12 ..... \$ 550,000

13 b. For information technology hardware and software  
14 upgrades for the department of public safety:

15 ..... \$ 943,000

16 Sec. 19. REVERSION. Notwithstanding section 8.33, moneys  
17 appropriated in this division of this Act that remain  
18 unencumbered or unobligated at the close of the fiscal year  
19 shall not revert but shall remain available for the purposes  
20 designated until the close of the fiscal year beginning July  
21 1, 2007, or until the project for which the appropriation was  
22 made is completed, whichever is earlier.

23 Sec. 20. NEW SECTION. 8.57C TECHNOLOGY REINVESTMENT  
24 FUND.

25 1. A technology reinvestment fund is created under the  
26 authority of the department of management. The fund shall  
27 consist of appropriations made to the fund and transfers of  
28 interest, earnings, and moneys from other funds as provided by  
29 law. The fund shall be separate from the general fund of the  
30 state and the balance in the fund shall not be considered part  
31 of the balance of the general fund of the state. However, the  
32 fund shall be considered a special account for the purposes of  
33 section 8.53, relating to generally accepted accounting  
34 principles.

35 2. Moneys in the fund in a fiscal year shall be used as

1 appropriated by the general assembly for the acquisition of  
2 computer hardware and software, software development,  
3 telecommunications equipment, and maintenance and lease  
4 agreements associated with technology components and for the  
5 purchase of equipment intended to provide an uninterrupted  
6 power supply.

7 3. There is appropriated from the general fund of the  
8 state for the fiscal year beginning July 1, 2006, and for each  
9 subsequent fiscal year, the sum of seventeen million five  
10 hundred thousand dollars to the technology reinvestment fund.

11 DIVISION VII

12 ENDOWMENT FOR IOWA'S HEALTH ACCOUNT

13 Sec. 21. Notwithstanding section 12.65, subsection 2, and  
14 section 12E.12, subsection 1, paragraph "b", subparagraph (2),  
15 there is appropriated from the endowment for Iowa's health  
16 account of the tobacco settlement trust fund established in  
17 section 12E.12 to the following departments and agencies for  
18 the fiscal year beginning July 1, 2006, and ending June 30,  
19 2007, the following amounts, or so much thereof as is  
20 necessary, to be used for the purposes designated:

21 1. DEPARTMENT OF NATURAL RESOURCES

22 For implementation of lake projects that have established  
23 watershed improvement initiatives and community support in  
24 accordance with the department's annual lake restoration plan  
25 and report:

26 ..... \$ 8,600,000

27 It is the intent of the general assembly that all lake  
28 restoration projects that satisfy the criteria required in  
29 section 456A.33B and whose project designers worked with the  
30 department to develop an action plan prior to January 1, 2006,  
31 shall be funded in the amounts and according to the timeline  
32 for fiscal year 2006-2007 provided in the department's Iowa  
33 lakes restoration report submitted to the Eighty-first General  
34 Assembly.

35 Of the amounts appropriated in this subsection, at least

1 the following amounts shall be allocated as follows:

2 a. For clear lake in Cerro Gordo county:

3 ..... \$ 4,000,000

4 b. For storm lake in Buena Vista county:

5 ..... \$ 500,000

6 c. For crystal lake in Hancock county:

7 ..... \$ 1,400,000

8 2. TREASURER OF STATE

9 For deposit in the watershed improvement fund created in  
10 section 466A.2:

11 ..... \$ 5,000,000

12 Sec. 22. Notwithstanding section 12.65, subsection 2, and  
13 section 12E.12, subsection 1, paragraph "b", subparagraph (2),  
14 there is appropriated from the endowment for Iowa's health  
15 account of the tobacco settlement trust fund established in  
16 section 12E.12 to the treasurer of state for the fiscal year  
17 beginning July 1, 2007, and ending June 30, 2008, the  
18 following amount, or so much thereof as is necessary, to be  
19 used for the purposes designated:

20 For deposit in the watershed improvement fund credited in  
21 section 466A.2:

22 ..... \$ 5,000,000

23 Sec. 23. NEW SECTION. 456A.33B LAKE RESTORATION PLAN AND  
24 REPORT.

25 1. It is the intent of the general assembly that the  
26 department of natural resources shall develop annually a lake  
27 restoration plan and report that shall be submitted to the  
28 joint appropriations subcommittee on transportation,  
29 infrastructure, and capitals and the legislative services  
30 agency by no later than January 1 of each year. The plan and  
31 report shall include the department's plans and  
32 recommendations for lake restoration projects to receive  
33 funding consistent with the process and criteria provided in  
34 this section, and shall include the department's assessment of  
35 the progress and results of projects funded with moneys

1 appropriated under this section.

2 The department shall recommend funding for lake restoration  
3 projects that are designed to achieve the following goals:

4 a. Ensure a cost-effective, positive return on investment  
5 for the citizens of Iowa.

6 b. Ensure local community commitment to lake and watershed  
7 protection.

8 c. Ensure significant improvement in water clarity,  
9 safety, and quality of Iowa lakes.

10 d. Provide for a sustainable, healthy, functioning lake  
11 system.

12 e. Result in the removal of the lake from the impaired  
13 waters list.

14 2. The process and criteria the department shall utilize  
15 to recommend funding for lake restoration projects shall be as  
16 follows:

17 a. The department shall develop an initial list of not  
18 more than thirty-five significant public lakes to be  
19 considered for funding based on the feasibility of each lake  
20 for restoration and the use or potential use of the lake, if  
21 restored. The list shall include lake projects under active  
22 development that the department shall recommend be given  
23 priority for funding so long as progress toward completion of  
24 the projects remains consistent with the goals of this  
25 section.

26 b. The department shall meet with representatives of  
27 communities where lakes on the initial list are located to  
28 provide an initial lake restoration assessment and to explain  
29 the process and criteria for receiving lake restoration  
30 funding. Communities with lakes not included on the initial  
31 list may petition the director of the department for a  
32 preliminary lake restoration assessment and explanation of the  
33 funding process and criteria. The department shall work with  
34 representatives of each community to develop a joint lake  
35 restoration action plan. At a minimum, each joint action plan

1 shall document the causes, sources, and magnitude of lake  
2 impairment, evaluate the feasibility of the lake and watershed  
3 restoration options, establish water quality goals and a  
4 schedule for attainment, assess the economic benefits of the  
5 project, identify the sources and amounts of any leveraged  
6 funds, and describe the community's commitment to the project,  
7 including local funding. The community's commitment to the  
8 project may include moneys to fund a lake diagnostic study and  
9 watershed assessment, including development of a TMDL (total  
10 maximum daily load).

11 c. Each joint lake restoration plan shall comply with the  
12 following guidelines:

13 (1) Biologic controls will be utilized to the maximum  
14 extent, wherever possible.

15 (2) If proposed, dredging of the lake will be conducted to  
16 a mean depth of at least ten feet to gain water quality  
17 benefits unless a combination of biologic and structural  
18 controls is sufficient to assure water quality targets will be  
19 achieved at a shallower average water depth.

20 (3) The costs of lake restoration will include the  
21 maintenance costs of improvements to the lake.

22 (4) Delivery of phosphorous and sediment from the  
23 watershed will be controlled and in place before lake  
24 restoration begins. Loads of phosphorous and sediment, in  
25 conjunction with in-lake management, will meet or exceed the  
26 following water quality targets:

27 (a) Clarity. A four-and-one-half-foot secchi depth will  
28 be achieved fifty percent of the time from April 1 through  
29 September 30.

30 (b) Safety. Beaches will meet water quality standards for  
31 recreational use.

32 (c) Biota. A diverse, balanced, and sustainable aquatic  
33 community will be maintained.

34 (d) Sustainability. The water quality benefits of the  
35 restoration efforts will be sustained for at least fifty

1 years.

2 d. The department shall evaluate the joint action plans  
3 and prioritize the plans based on the criteria required in  
4 this section. The department's annual lake restoration plan  
5 and report shall include the prioritized list and the amounts  
6 of state and other funding the department recommends for each  
7 lake restoration project. The department may seek public  
8 comment on its recommendations prior to submitting the plan  
9 and report to the general assembly.

10 DIVISION VIII

11 CHANGES TO PRIOR APPROPRIATIONS

12 Sec. 24. 2002 Iowa Acts, chapter 1173, section 1,  
13 subsection 3, paragraph b, is amended to read as follows:

14 b. To provide a grant for construction of, and purchasing  
15 of equipment for, a facility to be used exclusively for  
16 processing novel proteins from agricultural products for  
17 pharmaceutical, nutraceutical, or chemical applications:

|    |                   |    |           |
|----|-------------------|----|-----------|
| 18 | FY 2002-2003..... | \$ | 3,268,696 |
| 19 |                   |    | <u>0</u>  |
| 20 | FY 2003-2004..... | \$ | 0         |
| 21 | FY 2004-2005..... | \$ | 0         |
| 22 | FY 2005-2006..... | \$ | 0         |

23 The moneys appropriated in this paragraph "b" shall  
24 comprise no more than 15 percent of the total costs of  
25 construction of, and purchasing equipment for, the facility.

26 Sec. 25. 2004 Iowa Acts, chapter 1175, section 288,  
27 subsection 4, paragraph b, is amended to read as follows:

28 b. For construction of a community-based correctional  
29 facility, including district offices, in Davenport:

|    |                   |    |           |
|----|-------------------|----|-----------|
| 30 | FY 2004-2005..... | \$ | 3,000,000 |
| 31 | FY 2005-2006..... | \$ | 3,750,000 |
| 32 | FY 2006-2007..... | \$ | 3,750,000 |
| 33 |                   |    | <u>0</u>  |

34 ~~It is the intent of the general assembly that the~~  
35 ~~department of management allocate the entire appropriation for~~

1 ~~the-fiscal-year-beginning-July-17-2006-to-the-department-of~~  
2 ~~corrections-by-July-31-2006-~~

3 Sec. 26. 2004 Iowa Acts, chapter 1175, section 288,  
4 subsection 7, paragraph d, is amended to read as follows:

5 d. For allocation to the public broadcasting division for  
6 costs of installation of digital and analog television for  
7 Iowa public television facilities, notwithstanding section  
8 8.57, subsection 5, paragraph "c":

|    |                   |    |           |
|----|-------------------|----|-----------|
| 9  | FY 2004-2005..... | \$ | 8,000,000 |
| 10 | FY 2005-2006..... | \$ | 8,000,000 |
| 11 | FY 2006-2007..... | \$ | 2,300,000 |
| 12 |                   |    | <u>0</u>  |

13 Sec. 27. 2005 Iowa Acts, chapter 178, section 4, is  
14 amended to read as follows:

15 SEC. 4. There is appropriated from the rebuild Iowa  
16 infrastructure fund to the following departments and agencies  
17 for the fiscal year beginning July 1, 2006, and ending June  
18 30, 2007, the following amounts, or so much thereof as is  
19 necessary, to be used for the purposes designated:

20 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

21 a. For costs associated with the remodeling of the records  
22 and property center:

|    |       |    |           |
|----|-------|----|-----------|
| 23 | ..... | \$ | 2,200,000 |
| 24 |       |    | <u>0</u>  |

25 b. For costs associated with the replacement of the  
26 powerhouse facilities at the Iowa juvenile home at Toledo:

|    |       |    |           |
|----|-------|----|-----------|
| 27 | ..... | \$ | 1,521,045 |
| 28 |       |    | <u>0</u>  |

29 2. DEPARTMENT OF CORRECTIONS

30 a. For construction of a community-based correctional  
31 facility, including district offices, in Fort Dodge:

|    |       |    |           |
|----|-------|----|-----------|
| 32 | ..... | \$ | 1,400,000 |
| 33 |       |    | <u>0</u>  |

34 b. For the remodeling and renovation of the kitchen  
35 facilities at the Anamosa correctional facility:

1 ..... \$ 1,784,000  
2 ..... 0

3 Sec. 28. 2005 Iowa Acts, chapter 179, section 13,  
4 unnumbered paragraph 2, is amended to read as follows:

5 For major renovation and major repair needs, including  
6 health, life, and fire safety needs, and for compliance with  
7 the federal Americans With Disabilities Act, for state  
8 buildings and facilities under the purview of the community  
9 colleges:

10 FY 2006-2007..... \$ 2,000,000  
11 ..... 0  
12 FY 2007-2008..... \$ 2,000,000  
13 FY 2008-2009..... \$ 2,000,000

14 EXPLANATION

15 This bill makes appropriations for FY 2006-2007 from the  
16 rebuild Iowa infrastructure fund, environment first fund, tax-  
17 exempt bond proceeds restricted capital funds account of the  
18 tobacco settlement trust fund, the vertical infrastructure  
19 fund, the endowment for Iowa's health restricted capitals  
20 fund, the technology reinvestment fund, and the endowment for  
21 Iowa's health account, for various capital and other projects.

22 REBUILD IOWA INFRASTRUCTURE FUND. This division  
23 appropriates project funding from the rebuild Iowa  
24 infrastructure fund, including projects for the departments of  
25 administrative services, corrections, cultural affairs,  
26 natural resources, public defense, and transportation, and the  
27 Iowa finance authority, state board of regents, and treasurer  
28 of state.

29 ENVIRONMENT FIRST FUND. This division appropriates funding  
30 from the environment first fund to the departments of  
31 agriculture and land stewardship, economic development, and  
32 natural resources. The bill appropriates \$11 million from the  
33 environment first fund to the resources enhancement and  
34 protection fund in lieu of the \$20 million appropriated by  
35 statute from the general fund of the state.

1 TOBACCO SETTLEMENT TRUST FUND. This division appropriates  
2 funding from the tax-exempt bond proceeds restricted capital  
3 funds account of the tobacco settlement trust fund for  
4 projects for the departments of administrative services,  
5 cultural affairs, economic development, natural resources,  
6 public defense, and transportation and the treasurer of state.

7 VERTICAL INFRASTRUCTURE FUND. This division appropriates  
8 funding from the vertical infrastructure fund for the state  
9 board of regents.

10 ENDOWMENT FOR IOWA'S HEALTH RESTRICTED CAPITALS FUND. This  
11 division appropriates funding from the endowment for Iowa's  
12 health restricted capitals fund to the departments of  
13 administrative services, blind, corrections, cultural affairs,  
14 education, public defense, public safety, and veterans  
15 affairs, the Iowa state fair authority, and the state board of  
16 regents.

17 TECHNOLOGY REINVESTMENT FUND. This division appropriates  
18 funding from the technology reinvestment fund created in Code  
19 section 8.57C, as enacted in this Act, to the departments of  
20 administrative services, corrections, education, human rights,  
21 public defense, and public safety, and the Iowa law  
22 enforcement academy, the Iowa telecommunications and  
23 technology commission, and the board of parole.

24 The bill creates Code section 8.57C, the technology  
25 reinvestment fund, under the authority of the department of  
26 management. The fund shall consist of appropriations made to  
27 the fund and transfers of interest, earnings, and moneys from  
28 other funds as provided by law. The fund shall be separate  
29 from the general fund of the state and the balance shall not  
30 be considered part of the balance of the general fund of the  
31 state. Moneys in the fund shall be used for the acquisition  
32 of computer hardware and software, software development,  
33 telecommunications equipment, and maintenance and lease  
34 agreements associated with technology components. An annual  
35 \$17.5 million is made to the fund from the state general fund.

1        ENDOWMENT FOR IOWA'S HEALTH ACCOUNT. This division  
2 appropriates funding from the endowment for Iowa's health  
3 account to the department of natural resources and the  
4 treasurer of state. The division also creates Code section  
5 456A.33B that requires the department of natural resources to  
6 annually develop a lake restoration plan and report.

7        CHANGES TO PRIOR APPROPRIATIONS. This division makes  
8 changes to prior appropriations from the rebuild Iowa  
9 infrastructure fund to the departments of corrections and  
10 education for the 2006-2007 fiscal year. The division also  
11 makes changes to prior to appropriations from the rebuild Iowa  
12 infrastructure fund to the departments of administrative  
13 services and corrections for the 2006-2007 fiscal year.

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HOUSE FILE 2782

H-8455

1 Amend House File 2782 as follows:

2 1. Page 28, by inserting after line 13, the  
3 following:

4 "DIVISION IX

5 MISCELLANEOUS CHANGES

6 Sec. \_\_\_\_ . NEW SECTION. 307.15 SAFE ROUTES TO  
7 SCHOOL PROGRAM.

8 1. A safe routes to school program is established  
9 as provided in the federal Safe, Accountable,  
10 Flexible, Efficient Transportation Equity Act: A  
11 Legacy For Users, Pub. L. No. 109-59. The program  
12 shall be administered by the department using funds  
13 received from the federal government, appropriations,  
14 and any other moneys available from public or private  
15 sources. The primary purpose of the program is to  
16 enable and encourage children in kindergarten through  
17 grade eight to walk or ride bicycles to school.  
18 Projects which are eligible for funding under the  
19 state infrastructure program include but are not  
20 limited to the following:

21 a. Installation of new crosswalks and bicycle  
22 lanes.

23 b. Construction of multiuse trails in proximity to  
24 schools.

25 c. Implementation of traffic-calming programs in  
26 neighborhoods surrounding schools.

27 d. Construction of wide outside lanes to be used  
28 as bicycle routes.

29 2. The department is encouraged to work with  
30 school districts and individual schools, neighborhood  
31 associations, metropolitan and regional planning  
32 organizations, law enforcement agencies, state and  
33 local government agencies, and other entities as  
34 necessary to maximize the use of federal and other  
35 moneys to fulfill the purpose of the program.

36 3. Contingent upon the receipt of funds from the  
37 federal government in a fiscal year, there is  
38 appropriated from the rebuild Iowa infrastructure fund  
39 to the department an annual appropriation of one  
40 million dollars."

41 2. By renumbering as necessary.

By PETERSEN of Polk

H-8455 FILED APRIL 3, 2006

HOUSE FILE 2782

H-8449

1 Amend House File 2782 as follows:

2 1. Page 12, line 15, by inserting before the word  
3 "For" the following: "(1)".

4 2. Page 12, by inserting after line 16 the  
5 following:

6 "(2) For the preservation of a historic wall at  
7 backbone state park:

8 ..... \$ 25,000"

9 3. By renumbering as necessary.

By THOMAS of Clayton

H-8449 FILED APRIL 3, 2006

HOUSE FILE 2782

H-8458

1 Amend House File 2782 as follows:

2 1. Page 18, by striking lines 5 through 11 and  
3 inserting the following:

4 "For a community designated by the department as a  
5 great place under the great places initiative:"

6 2. Page 18, by striking lines 19 through 25 and  
7 inserting the following:

8 "For a community designated by the department as a  
9 great place under the great places initiative:"

10 3. By renumbering as necessary.

By T. TAYLOR of Linn

H-8458 FILED APRIL 3, 2006

HOUSE FILE 2782

H-8462

1 Amend House File 2782 as follows:

2 1. Page 3, line 13, by striking the figure  
3 "13,200,000" and inserting the following:  
4 "8,200,000".

5 2. Page 3, by inserting after line 20 the  
6 following:

7 "\_\_\_\_. For the design and construction of a new  
8 university hygienic laboratory at the state university  
9 of Iowa:

10 ..... \$ 10,000,000

11 \_\_\_\_\_. For the construction, major renovation, and  
12 maintenance of a veterinary laboratory at Iowa state  
13 university of science and technology:

14 ..... \$ 2,000,000

15 \_\_\_\_\_. For major renovation and major repair needs,  
16 including health, life, and fire safety needs, and for  
17 compliance with the federal Americans With  
18 Disabilities Act, for state buildings and facilities  
19 under the purview of the state board of regents  
20 institutions:

21 ..... \$ 6,200,000

22 \_\_\_\_\_. For endowment salaries:

23 ..... \$ 5,000,000

24 \_\_\_\_\_. To provide a grant for the construction of,  
25 and purchasing equipment for, a facility to be used  
26 exclusively for processing novel proteins from  
27 agricultural products for pharmaceutical,  
28 nutraceutical, or chemical applications:

29 ..... \$ 1,000,000"

30 3. Page 6, by inserting after line 3 the  
31 following:

32 "Sec. \_\_\_\_\_. STATE BOARD OF REGENTS. There is  
33 appropriated from the rebuild Iowa infrastructure fund  
34 to the state board of regents for the following fiscal  
35 years the following amounts, or so much thereof as is  
36 necessary, to be used for the purposes designated:

37 For the design and construction of a new university  
38 hygienic laboratory at the state university of Iowa:

39 FY 2007-2008..... \$ 14,000,000

40 FY 2008-2009..... \$ 12,000,000

41 Notwithstanding section 8.33, moneys appropriated  
42 in this section shall not revert at the close of the  
43 fiscal year for which they were appropriated but shall  
44 remain available for the purposes designated until the  
45 close of the fiscal year that begins July 1, 2011, or  
46 until the project for which the appropriation was made  
47 is completed, whichever is earlier."

48 4. Page 17, line 12, by striking the word "a."

49 5. Page 17, by striking lines 28 through 30.

50 6. Page 28, by inserting after line 13 the

H-8462

1 following:

2 "DIVISION IX  
3 MISCELLANEOUS CHANGES  
4 Sec. \_\_\_\_ STATE BOARD OF REGENTS -- GENERAL FUND  
5 ENDING BALANCE.

6 1. Prior to the appropriation of the surplus  
7 existing in the general fund of the state at the  
8 conclusion of the fiscal year beginning July 1, 2005,  
9 pursuant to section 8.57, subsections 1 and 2, from  
10 appropriations that remain unencumbered or unobligated  
11 and would otherwise revert on August 31, 2006,  
12 pursuant to section 8.33, up to \$2,800,000 shall be  
13 transferred to the state board of regents.

14 2. The transfer made in subsection 1 shall be  
15 distributed to the state board of regents in the  
16 fiscal year beginning July 1, 2006, to be used as  
17 additional funding for the fiscal year beginning July  
18 1, 2006, for the institutions under the state board of  
19 regents.

20 Sec. \_\_\_\_ EFFECTIVE DATE. This division of this  
21 Act, being deemed of immediate importance, takes  
22 effect upon enactment."

23 7. Title page, line 6, by inserting after the  
24 word "matters" the following: "and providing an  
25 immediate effective date".

26 8. By renumbering, redesignating, and correcting  
27 internal references as necessary.

By RAECKER of Polk

H-8462 FILED APRIL 4, 2006  
ADOPTED

HOUSE FILE 2782

H-8463

1 Amend House File 2782 as follows:

2 1. Page 4, by inserting after line 17, the  
3 following:

4 "c. For the purchase and placement of close-  
5 clearance warning devices by a railroad company at a  
6 location along its railways:

7 ..... \$ 5,000"

8 The director of the department of transportation  
9 shall adopt rules regarding the placement and purchase  
10 of close-clearance warning devices."

11 2. By renumbering as necessary.

By T. TAYLOR of Linn

H-8463 FILED APRIL 4, 2006  
LOST

HOUSE FILE 2782

H-8468

1 Amend the amendment, H-8462, to House File 2782 as  
2 follows:

3 1. Page 1, by inserting after line 21 the  
4 following:

5 "It is the intent of the general assembly that the  
6 moneys appropriated in this subsection supplant state  
7 university operating funds used for the purposes  
8 stated."

9 2. By renumbering as necessary.

By RAECKER of Polk

H-8468 FILED APRIL 4, 2006

ADOPTED

HOUSE FILE 2782

H-8469

1 Amend House File 2782 as follows:

2 1. Page 2, line 23, by inserting before the word  
3 "To" the following: "a."

4 2. Page 2, by inserting after line 26 the  
5 following:

6 "b. For the establishment of a wastewater  
7 treatment financial assistance program to assist  
8 disadvantaged communities in installing or upgrading  
9 water treatment facilities:

10 ..... \$ 5,000,000"

11 3. Page 6, by inserting after line 3 the  
12 following:

13 "Sec. \_\_\_\_ . DEPARTMENT OF NATURAL RESOURCES. There  
14 is appropriated from the rebuild Iowa infrastructure  
15 fund to the department of natural resources for the  
16 fiscal year beginning July 1, 2007, and ending June  
17 30, 2008, the following amount, or so much thereof as  
18 is necessary, to be used for the purpose designated:

19 For the establishment of a wastewater treatment  
20 financial assistance program to assist disadvantaged  
21 communities in installing or upgrading water treatment  
22 facilities:

23 ..... \$ 5,000,000

24 Notwithstanding section 8.33, moneys appropriated  
25 in this section shall not revert at the close of the  
26 fiscal year for which they were appropriated but shall  
27 remain available for the purposes designated until the  
28 close of the fiscal year that begins July 1, 2009, or  
29 until the project for which the appropriation was made  
30 is completed, whichever is earlier."

31 4. By renumbering as necessary.

By D. OLSON of Boone  
ANDERSON of Page

H-8469 FILED APRIL 4, 2006

LOST

**HOUSE FILE 2782**

**H-8470**

1 Amend House File 2782 as follows:  
2 1. Page 4, by inserting after line 34 the  
3 following:  
4 "Sec. \_\_. There is appropriated from the rebuild  
5 Iowa infrastructure fund to the department of economic  
6 development for the fiscal year beginning July 1,  
7 2007, and ending June 30, 2008, the following amount,  
8 or so much thereof as is necessary, to be used for the  
9 purposes designated:  
10 For allocation to the world food prize for purposes  
11 of renovating the former state library in Des Moines:  
12 ..... \$ 500,000"  
13 2. By renumbering as necessary.

**By THOMAS of Clayton**

**H-8470 FILED APRIL 4, 2006**  
WITHDRAWN

**HOUSE FILE 2782**

**H-8472**

1 Amend House File 2782 as follows:  
2 1. Page 2, line 13, by inserting before the word  
3 "For" the following: "a."  
4 2. Page 2, by inserting after line 17 the  
5 following:  
6 "b. For providing a grant to the Grout museum  
7 district for infrastructure needs in establishing a  
8 veterans database and interpretive exhibits at the  
9 Sullivan brothers veterans museum in order to honor  
10 Iowa veterans and their many contributions:  
11 ..... \$ 1,000,000"  
12 3. By renumbering as necessary.

**By SHOULTZ of Black Hawk**  
**BERRY of Black Hawk**

**H-8472 FILED APRIL 4, 2006**  
WITHDRAWN

HOUSE FILE 2782

H-8474

1 Amend House File 2782 as follows:

2 1. Page 28, by inserting after line 13 the  
3 following:

4 "DIVISION

5 MISCELLANEOUS CODE CHANGES

6 Sec. \_\_\_\_\_. Section 8A.321, Code Supplement 2005, is  
7 amended by adding the following new subsection:

8 NEW SUBSECTION. 4A. Adopt the energy-efficient  
9 components of the leadership in energy and  
10 environmental design rating system for all new  
11 construction state-owned and state-financed  
12 buildings."

13 2. By renumbering as necessary.

By PETERSEN of Polk

H-8474 FILED APRIL 4, 2006

LOST

HOUSE FILE 2782

H-8475

1 Amend House File 2782 as follows:

2 1. Page 1, line 25, by striking the figure  
3 "2,800,500" and inserting the following: "2,536,500".

4 2. Page 1, line 31, by striking the figure  
5 "22,000,000" and inserting the following:  
6 "1,800,000".

7 3. Page 4, line 10, by striking the figure  
8 "35,000" and inserting the following: "235,000".

9 4. Page 4, line 17, by striking the figure  
10 "500,000" and inserting the following: "564,000".

11 5. Page 4, by inserting after line 17, the  
12 following:

13 "c. For acquiring, constructing, and improving  
14 recreational trails within the state:

15 ..... \$ 1,000,000"

16 6. Page 5, line 30, by striking the figure  
17 "23,685,000" and inserting the following:  
18 "14,600,000".

19 7. Page 5, line 31, by striking the figure  
20 "22,000,000" and inserting the following:  
21 "14,600,000".

22 8. Page 10, by inserting after line 1 the  
23 following:

24 "Of the amount appropriated for the dredging of  
25 lakes, \$275,000 shall be allocated for a lake with  
26 public access located in a county with a population  
27 between 18,350 and 18,450."

28 9. Page 11, line 30, by inserting before the word  
29 "For" the following: "(1)".

30 10. Page 11, by inserting after line 32 the  
31 following:

32 "(2) For planning, design, and construction costs  
33 associated with the construction of a new 350,000-  
34 gross-square-foot state office building:

35 ..... \$ 1,000,000"

36 11. Page 12, by striking lines 21 through 27 and  
37 inserting the following:

38 "(2) For allocation to the homeland security and  
39 emergency management division for the STARCOM project:

40 ..... \$ 1,700,000

41 DEPARTMENT OF PUBLIC SAFETY

42 For allocation to the division of fire protection  
43 for the planning, design, and construction of regional  
44 emergency response training centers in the state:

45 ..... \$ 4,300,000

46 Of the amount appropriated in this subsection,  
47 \$300,000 shall be allocated to Western Iowa technical  
48 community college.

49 Of the amount appropriated in this subsection,  
50 \$900,000 shall be allocated to Iowa western community

H-8475

1 college.

2 Of the amount appropriated in this subsection,  
3 \$150,000 shall be allocated to the Dubuque county  
4 firemen's association.

5 Of the amount appropriated in this subsection,  
6 \$150,000 shall be allocated to the city of Waterloo.

7 Of the amount appropriated in this subsection,  
8 \$300,000 shall be allocated to Scott county community  
9 college.

10 Of the amount appropriated in this subsection,  
11 \$400,000 shall be allocated to Iowa lakes community  
12 college.

13 Of the amount appropriated in this subsection,  
14 \$400,000 shall be allocated to the Mason City fire  
15 department.

16 Of the amount appropriated in this subsection,  
17 \$400,000 shall be allocated to southeastern community  
18 college.

19 Of the amount appropriated in this subsection,  
20 \$300,000 shall be allocated to a public agency, as  
21 defined in section 470.1, located in merged area  
22 eleven.

23 Of the amount appropriated in this subsection,  
24 \$300,000 shall be allocated to a public agency, as  
25 defined in section 470.1, located in merged area ten.

26 Of the amount appropriated in this subsection,  
27 \$300,000 shall be allocated to a public agency, as  
28 defined in section 470.1, located in merged area five.

29 Of the amount appropriated in this subsection,  
30 \$400,000 shall be allocated to a public agency, as  
31 defined in section 470.1, located in merged areas  
32 fourteen and fifteen."

33 12. Page 12, by striking lines 32 through 34.

34 13. Page 14, by striking lines 31 through 33.

35 14. Page 15, line 14, by striking the figure  
36 "2,800,000" and inserting the following:

37 "38,485,000".

38 15. Page 16, line 16, by striking the figure  
39 "1,000,000" and inserting the following: "3,000,000".

40 16. By striking page 17, line 34, through page  
41 18, line 26.

42 17. Page 18, by inserting before line 27 the  
43 following:

44 "Sec. \_\_\_\_ . There is appropriated from the  
45 endowment for Iowa's health restricted capitals fund  
46 to the department of administrative services for the  
47 fiscal year beginning July 1, 2005, and ending June  
48 30, 2006, the following amount, or so much thereof as  
49 is necessary, to be used for the purpose designated:

50 For costs associated with the restoration of the

1 west capitol terrace:  
2 ..... \$ 2,300,000"

3 18. Page 19, by striking line 1 and inserting the  
4 following: "fiscal years that begin July 1, 2005, and  
5 July 1, 2006,".

6 19. Page 19, line 19, by striking the word  
7 "needing" and inserting the following: "ending".

8 20. Page 19, line 20, by striking the words "the  
9 division" and inserting the following: "this  
10 division".

11 21. Page 19, by inserting after line 27 the  
12 following:

13 "Sec. \_\_\_\_ . EFFECTIVE DATE. The section of this  
14 division of this Act appropriating moneys to the  
15 department of administrative services for the fiscal  
16 year beginning July 1, 2005, for restoration of the  
17 west capitol terrace, being deemed of immediate  
18 importance, takes effect upon enactment."

19 22. Page 20, line 3, by striking the figure  
20 "3,397,434" and inserting the following: "3,358,334".

21 23. Page 20, by inserting after line 27 the  
22 following:

23 " \_\_\_\_ . IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD  
24 For technological improvements to the board's  
25 electronic filing system:  
26 ..... \$ 39,100"

27 24. Page 23, line 20, by striking the word  
28 "credited" and inserting the following: "created".

29 25. Page 26, by inserting after line 11 the  
30 following:

31 "Sec. \_\_\_\_ . 2001 Iowa Acts, chapter 185, section  
32 30, as amended by 2005 Iowa Acts, chapter 178, section  
33 22, is amended to read as follows:

34 SEC. 30. REVERSION.

35 1. Except as provided in subsection 2 and  
36 notwithstanding section 8.33, moneys appropriated in  
37 this division of this Act shall not revert at the  
38 close of the fiscal year for which they were  
39 appropriated but shall remain available for the  
40 purposes designated until the close of the fiscal year  
41 that begins July 1, 2004, or until the project for  
42 which the appropriation was made is completed,  
43 whichever is earlier.

44 2. Notwithstanding section 8.33, moneys  
45 appropriated in section 25, subsection 3, paragraph  
46 "b", and section 28 of this division of this Act shall  
47 not revert at the close of the fiscal year for which  
48 they were appropriated but shall remain available for  
49 the purpose designated until the close of the fiscal  
50 year that begins July 1, ~~2005~~ 2006, or until the

1 project for which the appropriation was made is  
2 completed, whichever is earlier."

3 26. Page 28, by inserting after line 13 the  
4 following:

5 "DIVISION

6 MISCELLANEOUS CODE CHANGES

7 Sec. \_\_\_\_ . NEW SECTION. 8A.330 NEW CONSTRUCTION

8 -- RETURN ON INVESTMENT.

9 The department shall not expend or obligate more  
10 than \$1,000,000 in total of the funds appropriated for  
11 a project unless authorized by a constitutional  
12 majority of each house of the general assembly, or  
13 upon approval by a constitutional majority of the  
14 members of each house of the general assembly  
15 appointed to the legislative fiscal committee if the  
16 general assembly is not in session. If the return on  
17 investment is less than five percent, the expenditure  
18 or obligation of the funds must be approved by the  
19 general assembly and the governor. Additionally,  
20 prior to expending or obligating more than \$1,000,000  
21 in total, the department shall submit a business plan  
22 related to the construction of a new state office  
23 building that includes all of the following:

24 1. A list of the identified agencies that will  
25 occupy the building and an estimate of the number of  
26 employees of each agency.

27 2. The rental or lease costs currently paid by the  
28 identified state agencies, and the estimated rental or  
29 lease costs to be incurred by the identified state  
30 agencies if a new state office building is not  
31 constructed.

32 3. A return on investment analysis associated with  
33 the construction of a new state office building  
34 compared with the following:

35 a. Continuing to lease or rent space for existing  
36 state agencies in addition to renovating the Wallace  
37 state office building.

38 b. Entering into an agreement for the construction  
39 of a new building for use by the state through a long-  
40 term lease or long-term lease-purchase agreement.

41 Sec. \_\_\_\_ . Section 100B.2, Code Supplement 2005, is  
42 amended by adding the following new subsection:

43 NEW SUBSECTION. 9. Participate in the regional  
44 emergency response training center application process  
45 as provided in section 100B.16.

46 Sec. \_\_\_\_ . Section 100B.3, Code 2005, is amended to  
47 read as follows:

48 100B.3 TRAINING AGREEMENTS.

49 The state fire marshal, subject to the approval of  
50 the state fire service and emergency response council,

1 ~~may~~ shall enter into written agreements with other  
2 ~~educational institutions~~ public agencies that have  
3 established regional emergency response training  
4 centers under section 100B.16 to provide training in  
5 conjunction with training provided by the fire service  
6 training bureau ~~or~~. Moneys appropriated shall not be  
7 distributed by the department of public safety to a  
8 regional training center until such an agreement has  
9 been entered into with the regional training center.

10 PARAGRAPH DIVIDED. The state fire marshal, subject  
11 to the approval of the state fire service and  
12 emergency response council, may enter into written  
13 agreements with other educational institutions to  
14 assist in research conducted by the bureau.

15 Sec. \_\_\_\_\_. Section 100B.4, unnumbered paragraph 1,  
16 Code Supplement 2005, is amended to read as follows:

17 Fees assessed pursuant to this chapter shall be  
18 retained by the division of state fire marshal and  
19 such repayments received shall be used exclusively to  
20 offset the cost of fire service training. Fees  
21 charged by regional emergency response training  
22 centers for fire service training programs as  
23 described in section 100B.6 shall be uniform statewide  
24 and shall not be greater than the fee schedule  
25 approved by the state fire service and emergency  
26 response council.

27 Sec. \_\_\_\_\_. Section 100B.7, subsection 2, paragraphs  
28 k and l, Code 2005, are amended to read as follows:

29 k. Plan and coordinate fire schools and other  
30 short courses of instruction on a statewide, regional,  
31 and local level, utilizing existing educational  
32 institutions, programs, and facilities as ~~feasible~~  
33 provided in sections 100B.16 and 100B.18.

34 l. Prepare for the state fire marshal and the  
35 state fire service and emergency response council an  
36 annual report of activities that include a summary of  
37 classes taught, budget, and staff activities. The  
38 annual report shall include a report of the activities  
39 of each regional emergency response training center  
40 established under section 100B.16.

41 Sec. \_\_\_\_\_. Section 100B.7, subsection 2, Code 2005,  
42 is amended by adding the following new paragraph:

43 NEW PARAGRAPH. r. Work in conjunction with those  
44 state agencies charged with developing training  
45 standards for emergency response training to develop a  
46 curriculum and standards for emergency response  
47 training provided by a training center established  
48 pursuant to section 100B.16.

49 Sec. \_\_\_\_\_. NEW SECTION. 100B.15 DEFINITIONS.

50 As used in this part:

- 1 1. "Bureau" means the fire service training
- 2 bureau.
- 3 2. "Council" means the state fire service and
- 4 emergency response council.
- 5 3. "Emergency responders" means firefighters, law
- 6 enforcement officers, emergency medical service
- 7 personnel, and other personnel having emergency
- 8 response duties.
- 9 4. "Emergency response service" means fire
- 10 protection service, law enforcement, emergency medical
- 11 service, hazardous materials containment and disposal,
- 12 search and rescue operations, evacuation operations,
- 13 and other related services.
- 14 5. "Municipality" means a city, county, township,
- 15 benefited fire district, or agency authorized by law
- 16 to provide emergency response services.
- 17 6. "Public agency" means a municipality, a
- 18 community college, or an association representing fire
- 19 fighters.
- 20 7. "Training center" means a regional emergency
- 21 response training center established under section
- 22 100B.16.

23 Sec. \_\_\_\_ . NEW SECTION. 100B.16 REGIONAL  
 24 EMERGENCY RESPONSE TRAINING CENTERS.

- 25 1. Twelve regional emergency response training
- 26 centers are established to provide training to fire
- 27 fighters and other emergency responders. The training
- 28 centers are established in the following cities and
- 29 shall be operated by the following public agencies:
- 30 a. In Dubuque to be operated by the Dubuque county
- 31 fire fighters' association and to provide advanced
- 32 training in agricultural emergency response.
- 33 b. In Waterloo to be operated by the city of
- 34 Waterloo and to provide advanced training in hazardous
- 35 materials emergency response.
- 36 c. In Sioux City to be operated by Western Iowa
- 37 technology community college and to provide advanced
- 38 training in emergency responder communications.
- 39 d. In Council Bluffs to be operated by Iowa
- 40 western community college.
- 41 e. In Davenport to be operated by Scott County
- 42 community college.
- 43 f. In Emmetsburg to be operated by Iowa lakes
- 44 community college.
- 45 g. In Mason City to be operated by the Mason City
- 46 fire department.
- 47 h. In Fort Madison to be operated by southeastern
- 48 community college.

49 The public agencies named in paragraphs "a" through  
 50 "h" shall, in conjunction with the bureau, coordinate

1 fire service training programs as described in section  
2 100B.6 at each training center.

3 2. a. A public agency listed in subsection 1,  
4 paragraphs "a" through "h", shall submit an  
5 application to the council in order to receive any  
6 appropriation made for the agency's training center.  
7 A public agency located in merged area five, ten, or  
8 eleven, or in merged areas fourteen and fifteen  
9 combined may submit an application to the council to  
10 request that a training center be established to  
11 coordinate, in conjunction with the bureau, fire  
12 service training programs as described in section  
13 100B.6 at that training center.

14 b. The application shall be provided by the bureau  
15 in a form prescribed by the council. An applicant  
16 public agency shall indicate on the application the  
17 location of the proposed training center. The  
18 application shall be accompanied by letters from  
19 public agencies and private businesses in the merged  
20 area stating an intent to participate in, and provide  
21 for financial support for, establishment and  
22 activities of the training center.

23 c. By January 10 of each year, the council shall  
24 submit a list of applications received and the  
25 council's recommendation on each application to the  
26 general assembly. The general assembly shall  
27 determine which applications for establishment of a  
28 training center shall be approved. The council shall,  
29 upon request, provide the applications and supporting  
30 documentation submitted by each applicant.

31 3. In selecting a location for a proposed training  
32 center, an applicant public agency shall consider, and  
33 address in the application, all of the following:

34 a. The availability and proximity of quality  
35 classroom space with adequate audio-visual support.

36 b. The availability and adequate supply from area  
37 emergency response service entities of equipment which  
38 supports training.

39 c. A site where limited, safe open burning would  
40 not be challenged or prohibited due to environmental  
41 issues or community concerns.

42 d. Proximity to a medical facility.

43 e. The availability of water mains, roadway,  
44 drainage, electrical service, and reasonably flat  
45 terrain.

46 f. Accessibility to area fire departments.

47 The application shall include letters of support  
48 for the recommended site from emergency response  
49 entities in the region.

50 4. a. If a training center is established in

1 merged area five, the training center shall provide  
2 advanced training in homeland security.

3 b. If a training center is established in merged  
4 area ten, the training center shall provide advanced  
5 training in agricultural terrorism response and mass  
6 casualty and fatality response.

7 c. If a training center is established in merged  
8 area eleven, the training center shall provide  
9 advanced training in operations integration in  
10 compliance with the national incident management  
11 system.

12 Sec. \_\_\_\_ . NEW SECTION. 100B.17 TRAINING CENTER  
13 FACILITIES.

14 1. Each training center is required to have the  
15 following facilities:

16 a. A two-story burn building containing a minimum  
17 of two burn rooms, interior and exterior stairways, a  
18 standpipe connection, and other features necessary to  
19 provide live fire training which meets federal fire  
20 fighter professional qualifications standards and the  
21 minimum training standards developed by the council  
22 for Iowa fire fighters.

23 b. A two-story skills building containing interior  
24 and exterior stairways, ventilation panels, forcible  
25 entry skill stations, a sprinkler system, and other  
26 features necessary to provide live fire training which  
27 meets federal fire fighter professional qualifications  
28 standards and the minimum training standards developed  
29 by the council for Iowa fire fighters.

30 c. Necessary classroom space.

31 2. In addition to the requirements in subsection  
32 1, each training center assigned an area of advanced  
33 training as specified in section 100B.16 is required  
34 to have facilities to support instruction in its area  
35 of advanced training. These facilities shall include  
36 facilities and structures to support full-scale  
37 training exercises in such area of advanced training  
38 as recommended or required by any applicable state or  
39 national training facility standards.

40 3. The bureau shall inspect the facilities of each  
41 training center to ensure compliance with the  
42 requirements of this section.

43 Sec. \_\_\_\_ . NEW SECTION. 100B.18 TRAINING  
44 PROVIDED.

45 1. Training centers shall provide fire service  
46 training in accordance with curriculum approved by the  
47 bureau. The bureau, in cooperation with the public  
48 agencies operating the training centers, shall provide  
49 the necessary training materials, curriculum, and  
50 training aids. Each public agency operating a

1 training center shall be responsible for scheduling  
2 training programs.

3 2. Training centers may provide emergency response  
4 service training in addition to fire service training.  
5 A training center shall offer joint training exercises  
6 to emergency responders. The bureau shall work in  
7 conjunction with those state agencies charged with  
8 developing training standards for emergency response  
9 service training to develop a curriculum and standards  
10 for emergency response service training provided by a  
11 training center.

12 3. A training center shall offer training to any  
13 emergency responder who applies for training at the  
14 training center regardless of the emergency  
15 responder's place of residence or employment.

16 Sec. \_\_\_\_ . NEW SECTION. 100B.19 AGREEMENTS FOR  
17 TRAINING AND FINANCIAL ASSISTANCE -- AUTHORITY.

18 A public agency operating a training center may  
19 enter into agreements under chapter 28E to provide  
20 emergency response service training to emergency  
21 responders. The agreements may provide for financial  
22 contributions from participating public agencies,  
23 private fire departments, and emergency response  
24 service entities and may provide for in-kind  
25 contributions of land, equipment, and personnel from  
26 such public agencies, private fire departments, and  
27 other entities providing emergency response services.

28 Sec. \_\_\_\_ . NEW SECTION. 546.12 COMMERCE-RELATED  
29 BUILDING.

30 1. For the purposes of this section:

31 a. "Chargeable expenses" means expenses incurred  
32 as part of the regulatory expenses charged by a  
33 commerce-related agency that are not deposited into  
34 the general fund of the state, may be expended by the  
35 commerce-related agency, and are collected by the  
36 following commerce-related agency pursuant to the  
37 following specified authorization:

38 (1) The utilities board and the consumer advocate  
39 division of the department of justice, expenses for  
40 carrying out duties under section 476.10.

41 (2) The banking division, actual expenses under  
42 section 524.207, subsection 3.

43 (3) The credit union division, actual expenses  
44 under section 533.67, subsection 3.

45 (4) The insurance division, actual expenses under  
46 section 505.7, subsection 4.

47 b. "Commerce-related agency" means the consumer  
48 advocate division of the department of justice or any  
49 of the following divisions of the department:

50 (1) Banking.

1 (2) Credit union.

2 (3) Insurance.

3 (4) Utilities.

4 2. The commerce-related agencies may jointly  
5 provide for construction of a building to house the  
6 commerce-related agencies. If deemed cost-effective  
7 by the commerce-related agencies, the building may be  
8 developed with capacity for other occupants. A  
9 building developed under this section shall be a model  
10 energy-efficient building that may be used as a public  
11 example for similar efforts. The building shall  
12 comply with the life cycle cost provisions developed  
13 pursuant to section 72.5. The building shall be  
14 located on the capitol grounds.

15 3. Costs associated with construction and  
16 operation of the building are chargeable expenses.  
17 The commerce-related agencies shall utilize a cost-  
18 effective approach for financing construction of the  
19 building which may include but is not limited to  
20 lease, lease-purchase, bonding, or installment  
21 acquisition arrangement, or a financing arrangement  
22 under section 12.28. If financing for the building is  
23 implemented under section 12.28, the limitation on  
24 principal under that section does not apply. This  
25 section comprises a complete and independent  
26 authorization and procedure for the commerce-related  
27 agencies to enter into a lease or agreement and this  
28 section is not a qualification of any other powers  
29 which the commerce-related agencies may possess and  
30 the authorizations and powers granted under this  
31 section are not subject to the terms, requirements, or  
32 limitations of any other provisions of law, except  
33 that the commerce-related agencies must comply with  
34 the provisions of section 12.28 when entering into  
35 financing agreements for the purchase of real or  
36 personal property.

37 4. If financing for the building is implemented  
38 through bonding, the commerce-related agencies shall  
39 be considered to be an authority for purposes of  
40 section 12.30 and shall be subject to that section.  
41 In order further to assure maintenance of any bond  
42 reserve funds established in connection with the  
43 financing, the treasurer of state shall, on or before  
44 January 1 of each calendar year, make and deliver to  
45 the governor the treasurer of state's certificate  
46 stating the sum, if any, required to restore any such  
47 bond reserve fund to the bond reserve fund requirement  
48 for that fund. Within thirty days after the beginning  
49 of the session of the general assembly next following  
50 the delivery of the certificate, the governor shall

1 submit to both houses of the general assembly printed  
2 copies of a budget including the sum, if any, required  
3 to restore any such bond reserve fund to the bond  
4 reserve fund requirement for that fund. Any sums  
5 appropriated by the general assembly and paid to the  
6 treasurer of state shall be deposited by the treasurer  
7 of state in the applicable bond reserve fund.

8 5. All moneys received by the commerce-related  
9 agencies from agreements and leases entered into  
10 pursuant to this section with private and public  
11 agencies shall be considered repayment receipts as  
12 defined in section 8.2, and shall be used for costs  
13 incurred in connection with the building.

14 6. Notwithstanding sections 8A.302, 8A.321, and  
15 8A.322, the commerce-related agencies shall be  
16 responsible for securing architectural services,  
17 contracting for construction, engineering, and  
18 construction oversight and management, assigning  
19 space, and controlling the funding associated with the  
20 building construction and the building's operation.  
21 The commerce-related agencies may utilize consultants  
22 or other expert assistance to address feasibility,  
23 planning, or other considerations connected with  
24 construction of the building or decision making  
25 regarding the building. The commerce-related agencies  
26 shall consult with the office of the governor and the  
27 legislative bodies with oversight of the commerce-  
28 related agencies and capital projects. If the  
29 building will be constructed on the capitol grounds,  
30 the building project shall be subject to a  
31 recommendation by the capitol planning commission.

32 Sec. \_\_\_\_ . TRAINING FOCUS REPORT.

33 1. The state fire service and emergency response  
34 council and the homeland security and emergency  
35 management division of the department of public  
36 defense shall compile a report developing a  
37 comprehensive training focus for emergency responders  
38 to be implemented by training centers that are, or  
39 will be, established under section 100B.16. The  
40 report shall identify areas of emergency response  
41 services on which the state should focus, including  
42 but not limited to advanced training in homeland  
43 security, agricultural terrorism response, mass  
44 casualty and fatality response, and operations  
45 integration in compliance with the national incident  
46 management system. The report shall also include  
47 recommendations on which a merged area or established  
48 training center should provide the training.

49 2. On or before March 10, 2007, the state fire  
50 service and emergency response council and the

H-8475

Page 12

1 homeland security and emergency response division  
2 shall report to the general assembly on the matters  
3 described in subsection 1."  
4 27. By renumbering, redesignating, and correcting  
5 internal references as necessary.

By HUSEMAN of Cherokee

H-8475 FILED APRIL 4, 2006

ADOPTED

HOUSE FILE 2782

H-8476

1 Amend House File 2782 as follows:  
2 1. Page 28, by inserting after line 13 the  
3 following:

"DIVISION IX

MISCELLANEOUS CHANGES

6 Sec. \_\_\_\_ . Section 103A.10, subsection 2, Code  
7 2005, is amended by adding the following new  
8 paragraph:

9 NEW PARAGRAPH. c. To all newly constructed  
10 buildings and structures the construction of which is  
11 paid for in whole or in part with money appropriated  
12 by the state. If a municipality has adopted a  
13 building code, such a new building or structure shall  
14 be built to comply to that standard, but if a  
15 municipality has not adopted a building code, such a  
16 new building or structure must be built to comply with  
17 the state building code and the project will be  
18 assessed a fee for the employment of an independent  
19 building inspector."

20 2. By renumbering as necessary.

By HUSER of Polk

H-8476 FILED APRIL 4, 2006

WITHDRAWN

HOUSE FILE 2782

H-8461

1 Amend House File 2782 as follows:  
2 1. Page 2, by inserting after line 30 the  
3 following:

4 " \_\_\_\_ . DEPARTMENT OF PUBLIC HEALTH

5 For construction costs associated with the  
6 planning, design, and construction of a regional  
7 collaborative building to house environmental public  
8 health and emergency and facility management:

9 ..... \$ 450,000"

10 2. By renumbering as necessary.

By SWAIM of Davis  
ARNOLD of Lucas

H-8461 FILED APRIL 4, 2006

LOST

HOUSE FILE 2782

H-8478

1 Amend House File 2782 as follows:

2 1. Page 28, by inserting after line 13 the  
3 following:

4 "DIVISION

5 STATE BUILDING WELLNESS FACILITIES

6 Sec. \_\_\_\_ . NEW SECTION. 8A.330 STATE BUILDING  
7 WELLNESS FACILITIES.

8 1. For the purposes of this section:

9 a. "State business space" means a building or  
10 portion of a building occupied by persons conducting  
11 state business.

12 b. "Wellness facilities" means space dedicated for  
13 exercise equipment, shower and changing facilities,  
14 the provision of physical fitness and health promotion  
15 classes, and other programs and facilities intended to  
16 support persons engaged in healthy lifestyle  
17 activities.

18 2. The general assembly finds that a healthy  
19 workforce is essential to efficiently provide service  
20 to the public and that state employees should be  
21 supported in their efforts to maintain a healthy  
22 lifestyle. In order to support these efforts, state-  
23 owned wellness facilities should be provided within or  
24 in close proximity to state business space.

25 3. State business space that is constructed on or  
26 after July 1, 2007, shall provide the employees using  
27 that space with access to wellness facilities. Unless  
28 state-owned wellness facilities are already available  
29 in close proximity to the state business space, the  
30 department, state agency contracting officer, and  
31 director of the state agency that will occupy the  
32 business space shall ensure that the architect or  
33 other person responsible for developing plans and  
34 specifications for the space includes plans and  
35 specifications for wellness facilities within the  
36 state business space. The cost of the wellness  
37 facilities shall not exceed one-half of one percent of  
38 the total cost of the state business space, exclusive  
39 of professional fees associated with development of  
40 the wellness facilities.

41 4. A wellness facility developed in accordance  
42 with this section shall be administered by the  
43 department in accordance with the needs of the agency  
44 occupying the state business space in which the  
45 wellness facility is located."

46 2. By renumbering as necessary.

By PETERSEN of Polk

H-8478 FILED APRIL 4, 2006

LOST

HOUSE FILE 2782

H-8479

- 1 Amend House File 2782 as follows:
- 2 1. Page 16, by inserting after line 29 the
- 3 following:
- 4 "The authority shall seek minority entertainment
- 5 performers for entertainment attractions."
- 6 2. By renumbering as necessary.

By FORD of Polk

H-8479 FILED APRIL 4, 2006  
LOST

HOUSE FILE 2782

H-8480

- 1 Amend the amendment, H-8462, to House File 2782 as
- 2 follows:
- 3 1. Page 1, by inserting after line 1 the
- 4 following:
- 5 "\_\_\_\_. Page 2, by inserting after line 30 the
- 6 following:
- 7 "\_\_\_\_. DEPARTMENT OF PUBLIC SAFETY
- 8 For the planning, design, and construction of a law
- 9 enforcement driving safety training facility in the
- 10 same location as the automobile racetrack facility, as
- 11 defined in section 423.4, subsection 5:
- 12 ..... \$ 800,000"
- 13 2. Page 1, line 10, by striking the figure
- 14 "10,000,000" and inserting the following:
- 15 "9,200,000".
- 16 3. By renumbering as necessary.

By BELL of Jasper  
HUSER of Polk

H-8480 FILED APRIL 4, 2006  
WITHDRAWN

HOUSE FILE 2782

H-8481

- 1 Amend House File 2782 as follows:
- 2 1. Page 2, line 13, by inserting before the word
- 3 "For" the following: "a."
- 4 2. Page 2, by inserting after line 17 the
- 5 following:
- 6 "b. For allocation to the world food prize for
- 7 purposes of renovating the former Des Moines public
- 8 library:
- 9 ..... \$ 500,000"
- 10 3. By renumbering as necessary.

By THOMAS of Clayton

H-8481 FILED APRIL 4, 2006  
WITHDRAWN

HOUSE FILE 2782

H-8483

1 Amend House File 2782 as follows:

2 1. Page 2, by inserting after line 17 the  
3 following:

4 "\_\_\_\_. DEPARTMENT OF ECONOMIC DEVELOPMENT

5 For costs associated with the creation and  
6 operation of Iowa port authorities pursuant to chapter  
7 28J:

8 ..... \$ 80,000

9 The amount appropriated in this subsection shall be  
10 administered by the department as a grant program.  
11 The purpose of the grant program is to provide support  
12 for programs that enhance, foster, aid, provide, or  
13 promote transportation, economic development,  
14 recreation, governmental operations, culture, or  
15 research within the jurisdiction of a port authority  
16 pursuant to chapter 28J. Grants shall be awarded in  
17 the manner provided by the department pursuant to  
18 rule."

By COHOON of Des Moines

H-8483 FILED APRIL 4, 2006

ADOPTED

HOUSE FILE 2782

H-8484

1 Amend House File 2782 as follows:

2 1. Page 2, by inserting after line 30 the  
3 following:

4 "\_\_\_\_. DEPARTMENT OF PUBLIC HEALTH

5 For the establishment of a grant program for  
6 infrastructure needs associated with the expansion and  
7 enhancement of medical services in distressed rural  
8 areas of the state:

9 ..... \$ 2,000,000

10 For purposes of the grant program, "distressed  
11 rural area of the state" means a county with a  
12 population not exceeding twenty thousand which has a  
13 family poverty rate which is among the fifteen highest  
14 in the state. The department shall establish rules to  
15 implement and administer the grant program."

16 2. By renumbering as necessary.

By SWAIM of Davis

H-8484 FILED APRIL 4, 2006

LOST

HOUSE FILE 2782

H-8486

1 Amend the amendment, H-8475 to House File 2782 as  
2 follows:

3 1. Page 1, line 6, by striking the figure  
4 "1,800,000" and inserting the following: "21,250,000".

5 2. Page 1, by inserting after line 6 the  
6 following:

7 "\_\_\_\_. Page 2, by inserting after line 17 the  
8 following:

9 "\_\_\_\_. DEPARTMENT OF EDUCATION

10 For administrative costs including FTEs for a  
11 preschool initiative located in a county with a  
12 population of at least 86,000 residents but not more  
13 than 88,000 residents, notwithstanding section 8.57,  
14 subsection 6, paragraph "c":

15 ..... \$ 750,000"

16 3. Page 1, line 18, by striking the figure  
17 "14,600,000" and inserting the following:  
18 "24,435,000".

19 4. By renumbering and correcting internal  
20 references as necessary.

By STRUYK of Pottawattamie

H-8486 FILED APRIL 4, 2006  
WITHDRAWN

HOUSE FILE 2782

H-8487

1 Amend the amendment, H-8475, to House File 2782 as  
2 follows:

3 1. Page 1, line 6, by striking the figure  
4 "1,800,000" and inserting the following: "1,300,000".

5 2. Page 1, by inserting after line 6 the  
6 following:

7 "\_\_\_\_. Page 2, line 23, by inserting before the  
8 word "To" the following: "a."

9 \_\_\_\_\_. Page 2, by inserting after line 26 the  
10 following:

11 "b. To clean up asbestos on land that can be used  
12 for public purposes in the city of Letts:

13 ..... \$ 500,000"

14 3. Page 1, line 18, by striking the figure  
15 "14,600,000" and inserting the following:  
16 "15,100,000".

17 4. By renumbering as necessary.

By SANDS of Louisa

H-8487 FILED APRIL 4, 2006  
WITHDRAWN

HOUSE FILE 2782

H-8488

- 1 Amend the amendment, H-8475, to House File 2782 as  
2 follows:  
3 1. Page 2, by striking lines 26 through 28 and  
4 inserting the following:  
5 "Of the amount appropriated in this subsection,  
6 \$300,000 shall be allocated to Iowa central community  
7 college."  
8 2. Page 6, by inserting after line 44 the  
9 following:  
10 "\_\_\_\_. In Fort Dodge to be operated by Iowa central  
11 community college."  
12 3. By renumbering as necessary.

By EICHHORN of Hamilton  
TJEPKES of Webster

H-8488 FILED APRIL 4, 2006  
OUT OF ORDER

HOUSE FILE 2782

H-8490

- 1 Amend the amendment, H-8475, to House File 2782 as  
2 follows:  
3 1. Page 11, by striking lines 28 through 31 and  
4 inserting the following: "related agencies and  
5 capital projects. The building location shall be  
6 subject to a recommendation by the capitol planning  
7 commission."

By WATTS of Dallas

H-8490 FILED APRIL 4, 2006  
ADOPTED

HOUSE FILE 2782

H-8502

- 1 Amend the amendment, H-8475, to House File  
2 2782 as follows:  
3 1. Page 7, by striking lines 7 and 8 and inserting the  
4 following: "A public agency located in merged are  
5 eleven, or in merged areas fourteen and fifteen".  
6 2. By renumbering as necessary.

By PAULSEN of Linn

H-8502 FILED APRIL 4, 2006  
ADOPTED

HOUSE FILE 2782

H-8491

1 Amend House File 2782 as follows:

2 1. Page 28, by inserting after line 13 the  
3 following:

4 "DIVISION IX

5 MISCELLANEOUS CHANGES

6 Sec. \_\_\_\_ . Section 103A.10, subsection 2, Code  
7 2005, is amended by adding the following new  
8 paragraph:

9 NEW PARAGRAPH. c. To all newly constructed  
10 buildings and structures the construction of which is  
11 paid for in whole or in part with money appropriated  
12 by the state. If a municipality has adopted a  
13 building code, electrical code, mechanical code, and  
14 plumbing code, and performs inspections pursuant to  
15 such codes, such a new building or structure shall be  
16 built to comply to such codes, but if a municipality  
17 has not adopted a building code, electrical code,  
18 mechanical code, and plumbing code, or does not  
19 perform inspections pursuant to such codes, such new  
20 building or structure shall be built to comply with  
21 the state building code and such building shall be  
22 subject to a plan review and inspection by the state  
23 building code commissioner or an independent building  
24 inspector appointed by the state building code  
25 commissioner, and a fee, established by rule, shall be  
26 assessed for the cost of plan review and the cost of  
27 inspection."

28 2. By renumbering as necessary.

By HUSER of Polk

QUIRK of Chickasaw

H-8491 FILED APRIL 4, 2006

WITHDRAWN

HOUSE FILE 2782

H-8492

1 Amend the amendment, H-8475, to House File 2782, as  
2 follows:

3 1. Page 1, line 18, by striking the figure  
4 "14,600,000" and inserting the following:  
5 "14,900,000".

6 2. Page 1, by inserting after line 35 the  
7 following:

8 "\_\_\_\_. Page 12, by inserting after line 13 the  
9 following:

10 "\_\_\_\_. DEPARTMENT OF EDUCATION

11 For renovations and maintenance projects associated  
12 with a career vision academy in a school district  
13 served by area education agency 13:

14 ..... \$ 300,000"

15 3. Page 2, line 37, by striking the figure  
16 "38,485,000" and inserting the following:  
17 "38,185,000".

18 4. By renumbering, redesignating, and correcting  
19 internal references as necessary.

By STRUYK of Pottawattamie

H-8492 FILED APRIL 4, 2006

WITHDRAWN

HOUSE FILE 2782

H-8495

1 Amend the amendment, H-8475, to House File 2782 as  
2 follows:

3 1. Page 1, by inserting after line 6 the  
4 following:

5 "\_\_\_\_. Page 2, by inserting after line 17 the  
6 following:

7 "\_\_\_\_. DEPARTMENT OF EDUCATION

8 To provide resources for structural and  
9 technological improvements to local libraries and for  
10 the enrich Iowa program, notwithstanding section 8.57,  
11 subsection 6, paragraph "c":

12 ..... \$ 1,200,000"

By RAECKER of Polk

H-8495 FILED APRIL 4, 2006

ADOPTED

HOUSE FILE 2782

H-8496

1 Amend the House amendment, H-8475, to House File  
2 2782 as follows:  
3 1. Page 1, line 6, by striking the figure  
4 "1,800,000" and inserting the following: "300,000".  
5 2. Page 1, by inserting after line 6 the  
6 following:  
7 "\_\_\_\_. Page 2, by inserting after line 17 the  
8 following:  
9 "\_\_\_\_. DEPARTMENT OF HUMAN SERVICES  
10 For construction costs associated with the  
11 construction of a multiagency human services campus in  
12 a city with a population of at least 58,000 residents  
13 but not more than 59,000 residents:  
14 ..... \$ 1,500,000".  
15 3. Page 1, line 18, by striking the figure  
16 "14,600,000" and inserting the following:  
17 "16,100,000".  
18 4. By renumbering and correcting internal  
19 references as necessary.

By STRUYK of Pottawattamie

H-8496 FILED APRIL 4, 2006  
WITHDRAWN

HOUSE FILE 2782

H-8497

1 Amend the amendment, H-8469, to House File 2782 as  
2 follows:  
3 1. Page 1, line 13, by striking the words  
4 "NATURAL RESOURCES" and inserting the following:  
5 "ECONOMIC DEVELOPMENT".  
6 2. Page 1, line 15, by striking the words  
7 "natural resources" and inserting the following:  
8 "economic development".

By D. OLSON of Boone

H-8497 FILED APRIL 4, 2006  
ADOPTED

HOUSE FILE 2782

H-8498

1 Amend the amendment, H-8475, to House File 2782, as  
2 follows:

3 1. Page 2, by inserting after line 39 the  
4 following:

5 "\_\_\_\_. Page 16, by inserting after line 16 the  
6 following:

7 "Moneys appropriated in this subsection shall be  
8 used for vertical infrastructure purposes.

9 By January 15 of each year, an identified Iowa  
10 great place shall submit a report to the department of  
11 cultural affairs regarding the activities of the Iowa  
12 great place during the previous calendar year. The  
13 report shall include but not be limited to an  
14 explanation of the use of all moneys received by the  
15 Iowa great place from the department of cultural  
16 affairs. The department shall submit information  
17 received in the annual reports as well as a written  
18 report accounting for all expenditures made by the  
19 department during the previous year for purposes of  
20 the Iowa great places program to the governor, the  
21 auditor of state, the general assembly, and the chairs  
22 and ranking members of the joint appropriations  
23 subcommittee on transportation, infrastructure, and  
24 capitals and the chairs and ranking members of  
25 committees in the senate and house which customarily  
26 consider legislation regarding the Iowa great places  
27 programs.""

28 2. Page 9, by inserting after line 27 the  
29 following:

30 "Sec. \_\_\_\_\_. Section 303.3C, subsection 3, Code  
31 Supplement 2005, is amended by adding the following  
32 new paragraph:

33 NEW PARAGRAPH. d. Approve, deny, or modify  
34 recommendations submitted by the department of  
35 cultural affairs for the expenditure of moneys  
36 appropriated to the department for purposes of the  
37 Iowa great places program.

38 Sec. \_\_\_\_\_. Section 303.3C, Code Supplement 2005, is  
39 amended by adding the following new subsection:

40 NEW SUBSECTION. 4. By January 15 of each year, an  
41 identified Iowa great place shall submit a report to  
42 the department of cultural affairs regarding the  
43 activities of the Iowa great place during the previous  
44 calendar year. The report shall include but not be  
45 limited to an explanation of the use of all moneys  
46 received by the Iowa great place from the department  
47 of cultural affairs. The department shall submit  
48 information received in the annual reports as well as  
49 a written report accounting for all expenditures made  
50 by the department during the previous year for

H-8498

1 purposes of the Iowa great places program to the  
2 governor, the auditor of state, the general assembly,  
3 and the chairs and ranking members of the joint  
4 appropriations subcommittee on transportation,  
5 infrastructure, and capitals and the chairs and  
6 ranking members of committees in the senate and house  
7 which customarily consider legislation regarding the  
8 Iowa great places programs."

9 3. By renumbering as necessary.

**By** REICHERT of Muscatine  
BELL of Jasper  
BERRY of Black Hawk  
COHOON of Des Moines  
DANDEKAR of Linn  
DAVITT of Warren  
FOEGE of Linn  
FREVERT of Palo Alto  
GASKILL of Wapello  
HEDDENS of Story  
HUNTER of Polk  
JACOBY of Johnson  
JOCHUM of Dubuque  
KRESSIG of Black Hawk  
KUHN of Floyd  
LENSING of Johnson  
LYKAM of Scott  
MASCHER of Johnson  
MERTZ of Kossuth  
MILLER of Webster  
MURPHY of Dubuque

OLDSON of Polk  
D. OLSON of Boone  
R. OLSON of Polk  
PETERSEN of Polk  
PETTENGILL of Benton  
QUIRK of Chickasaw  
REASONER of Union  
SCHUELLER of Jackson  
SHOMSHOR of Pottawattamie  
SHOULTZ of Black Hawk  
SMITH of Marshall  
SWAIM of Davis  
T. TAYLOR of Linn  
THOMAS of Clayton  
WENDT of Woodbury  
WESSEL-KROESCHELL of Story  
WHITAKER of Van Buren  
WHITEAD of Woodbury  
WINCKLER of Scott  
WISE of Lee

**HOUSE FILE 2782**

**H-8500**

- 1 Amend the amendment, H-8475, to House File 2782 as  
2 follows:  
3 1. Page 2, by striking lines 26 through 28 and  
4 inserting the following:  
5 "Of the amount appropriated in this subsection,  
6 \$300,000 shall be allocated to Iowa central community  
7 college."  
8 2. Page 6, by inserting after line 44 the  
9 following:  
10 "\_\_\_\_. In Fort Dodge to be operated by Iowa central  
11 community college and to provide advanced training in  
12 homeland security."  
13 3. Page 7, by striking lines 7 and 8 and  
14 inserting the following: "A public agency located in  
15 merged area ten or eleven, or in merged areas fourteen  
16 and fifteen".  
17 4. By striking page 7, line 50, through page 8,  
18 line 2.  
19 5. By renumbering as necessary.

By EICHHORN of Hamilton  
TJEPKES of Webster

**H-8500** FILED APRIL 4, 2006  
ADOPTED

**HOUSE FILE 2782**

**H-8501**

- 1 Amend the amendment, H-8475, to House File 2782 as  
2 follows:  
3 1. Page 2, by striking lines 23 through 25 and  
4 inserting the following:  
5 "Of the amount appropriated in this subsection,  
6 \$300,000 shall be allocated to Kirkwood community  
7 college."  
8 2. Page 6, by inserting after line 38 the  
9 following:  
10 "\_\_\_\_. In Cedar Rapids to be operated by Kirkwood  
11 community college and to provide advanced training in  
12 agricultural terrorism response and mass casualty and  
13 fatality response."  
14 3. Page 7, by striking lines 7 and 8 and  
15 inserting the following: "A public agency located in  
16 merged area five or eleven, or in merged areas  
17 fourteen and fifteen".  
18 4. Page 8, by striking lines 3 through 6.  
19 5. By renumbering as necessary.

By PAULSEN of Linn  
ELGIN of Linn

**H-8501** FILED APRIL 4, 2006  
ADOPTED

HOUSE FILE 2782  
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO LSB 5197HB)

(As Amended and Passed by the House April 4, 2006)

Re- Passed House, Date 5-3-06 Passed Senate, Date 5-3-06  
Vote: Ayes 89 Nays 5 Vote: Ayes 46 Nays 2  
Approved 5/31/06

A BILL FOR

1 An Act relating to and making appropriations to state departments  
2 and agencies from the rebuild Iowa infrastructure fund,  
3 environment first fund, tobacco settlement trust fund,  
4 vertical infrastructure fund, the endowment for Iowa's health  
5 restricted capitals fund, the technology reinvestment fund,  
6 the endowment for Iowa's health account, and related matters  
7 and providing an immediate effective date.

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

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Deleted Language \*  
House Amendments \_\_\_\_\_  
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DIVISION I

REBUILD IOWA INFRASTRUCTURE FUND

Section 1. There is appropriated from the rebuild Iowa infrastructure fund to the following departments and agencies for the fiscal year beginning July 1, 2006, and ending June 30, 2007, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF ADMINISTRATIVE SERVICES

a. For relocation and project costs directly associated with remodeling projects on the capitol complex and for facility lease payments, notwithstanding section 8.57, subsection 6, paragraph "c":

..... \$ 1,824,500

Of the funds appropriated in this paragraph, \$210,600 is allocated to the department of corrections and board of parole for assessed maintenance charges by the department of administrative services, \$122,000 is allocated for rent payments for the community-based corrections facility located in Davenport, and \$185,768 is allocated to the department of cultural affairs for costs associated with leasing space for the state records center.

b. For routine maintenance of state buildings and facilities, notwithstanding section 8.57, subsection 6, paragraph "c":

..... \$ 2,536,500

c. For maintenance of the Terrace Hill complex:

..... \$ 75,000

d. For planning, design, and construction costs associated with the construction of a new 350,000-gross-square-foot state office building:

..... \$ 1,800,000

2. DEPARTMENT OF CORRECTIONS

a. For the lease payment under the lease-purchase agreement to connect the electrical system supporting the special needs unit at Fort Madison:

1 ..... \$ 333,168

2 b. For the Oakdale expansion one-time equipment purchases  
3 and expenses, notwithstanding section 8.57, subsection 6,  
4 paragraph "c":

5 ..... \$ 3,376,519

6 c. For systemic study and planning of the state prison  
7 system to maximize the efficient use of the current  
8 infrastructure, capacity, and treatment needs, versus  
9 projected needs of the prison system based on the Iowa prison  
10 population forecast:

11 ..... \$ 500,000

12 3. DEPARTMENT OF CULTURAL AFFAIRS

13 For continuation of the project recommended by the Iowa  
14 battle flag advisory committee to stabilize the condition of  
15 the battle flag collection, notwithstanding section 8.57,  
16 subsection 6, paragraph "c":

17 ..... \$ 220,000

18 4. DEPARTMENT OF ECONOMIC DEVELOPMENT

19 For costs associated with the creation and operation of  
20 Iowa port authorities pursuant to chapter 28J:

21 ..... \$ 80,000

22 The amount appropriated in this subsection shall be  
23 administered by the department as a grant program. The  
24 purpose of the grant program is to provide support for  
25 programs that enhance, foster, aid, provide, or promote  
26 transportation, economic development, recreation, governmental  
27 operations, culture, or research within the jurisdiction of a  
28 port authority pursuant to chapter 28J. Grants shall be  
29 awarded in the manner provided by the department pursuant to  
30 rule.

31 5. DEPARTMENT OF EDUCATION

32 To provide resources for structural and technological  
33 improvements to local libraries and for the enrich Iowa  
34 program, notwithstanding section 8.57, subsection 6, paragraph  
35 "c":

1 [ ..... \$ 1,200,000 ]  
2 6. IOWA FINANCE AUTHORITY  
3 For deposit into the transitional housing revolving loan  
4 program fund created in section 16.184:  
5 ..... \$ 1,400,000  
6 7. DEPARTMENT OF NATURAL RESOURCES  
7 To be used to assist in the purchase, through public-  
8 private partnerships, of certain unique and treasured land in  
9 Iowa:  
10 ..... \$ 1,500,000  
11 8. DEPARTMENT OF PUBLIC DEFENSE  
12 For construction costs associated with the Camp Dodge armed  
13 forces readiness center:  
14 ..... \$ 100,000  
15 9. STATE BOARD OF REGENTS  
16 a. For allocation by the state board of regents to the  
17 state university of Iowa, the Iowa state university of science  
18 and technology, and the university of Northern Iowa to  
19 reimburse the institutions for deficiencies in their operating  
20 funds resulting from the pledging of tuition, student fees and  
21 charges, and institutional income to finance the cost of  
22 providing academic and administrative buildings and facilities  
23 and utility services at the institutions, notwithstanding  
24 section 8.57, subsection 6, paragraph "c":  
25 ..... \$ 10,329,981  
26 b. For implementation of the recommendations provided in  
27 separate consultant reports on bioscience, advanced  
28 manufacturing, and information technology submitted to the  
29 department of economic development in the calendar years 2004  
30 and 2005, notwithstanding section 8.57, subsection 6,  
31 paragraph "c":  
32 ..... \$ 8,200,000  
33 c. For vertical infrastructure-related improvements  
34 associated with the implementation of the recommendations  
35 provided in separate consultant reports on bioscience,

1 advanced manufacturing, and information technology submitted  
2 to the department of economic development in the calendar  
3 years 2004 and 2005:

4 ..... \$ 1,800,000

5 d. For the design and construction of a new university  
6 hygienic laboratory at the state university of Iowa:

7 ..... \$ 10,000,000

8 e. For the construction, major renovation, and maintenance  
9 of a veterinary laboratory at Iowa state university of science  
10 and technology:

11 ..... \$ 2,000,000

12 f. For major renovation and major repair needs, including  
13 health, life, and fire safety needs, and for compliance with  
14 the federal Americans With Disabilities Act, for state  
15 buildings and facilities under the purview of the state board  
16 of regents institutions:

17 ..... \$ 6,200,000

18 It is the intent of the general assembly that the moneys  
19 appropriated in this subsection supplant state university  
20 operating funds used for the purposes stated.

21 g. For endowment salaries:

22 ..... \$ 5,000,000

23 h. To provide a grant for the construction of, and  
24 purchasing equipment for, a facility to be used exclusively  
25 for processing novel proteins from agricultural products for  
26 pharmaceutical, nutraceutical, or chemical applications:

27 ..... \$ 1,000,000

28 10. NATIONAL PROGRAM FOR PLAYGROUND SAFETY AT THE  
29 UNIVERSITY OF NORTHERN IOWA

30 For the Iowa safe surfacing initiative, notwithstanding  
31 section 8.57, subsection 6, paragraph "c":

32 ..... \$ 500,000

33 Not more than 2.5 percent of the funds appropriated in this  
34 subsection shall be used by the national program for  
35 playground safety for administrative costs associated with the

1 Iowa safe surfacing initiative.

2 The crumb rubber playground tiles for the initiative shall  
3 be international play equipment manufacturers association  
4 (IPEMA)-certified to the American society for testing and  
5 materials (A.S.T.M.) F1292 standard.

6 The national program for playground safety shall submit a  
7 report by January 15, 2007, to the joint appropriations  
8 subcommittee on transportation, infrastructure, and capitals  
9 detailing the use of the moneys appropriated in this  
10 subsection. The report shall specify the projects for which  
11 moneys were used and the cost of each project, including the  
12 amounts spent on administration.

13 11. DEPARTMENT OF TRANSPORTATION

14 a. For the rail assistance program and to provide economic  
15 development project funding, notwithstanding section 8.57,  
16 subsection 6, paragraph "c":

17 ..... \$ 235,000

18 b. For operation and maintenance of the network of  
19 automated weather observation and data transfer systems  
20 associated with the Iowa aviation weather system, the runway  
21 marking program for public airports, the windsock program for  
22 public airports, and the aviation improvement program,  
23 notwithstanding section 8.57, subsection 6, paragraph "c":

24 ..... \$ 564,000

25 c. For acquiring, constructing, and improving recreational  
26 trails within the state:

27 ..... \$ 1,000,000

28 12. TREASURER OF STATE

29 For repayment of prison infrastructure revenue bonds under  
30 section 16.177, notwithstanding section 8.57, subsection 6,  
31 paragraph "c":

32 ..... \$ 5,416,604

33 Sec. 2. There is appropriated from the rebuild Iowa  
34 infrastructure fund to the department of public defense for  
35 the fiscal year beginning July 1, 2007, and ending June 30,

1 2008, the following amount, or so much thereof as is  
2 necessary, to be used for the purposes designated:

3 For allocation to the homeland security and emergency  
4 management division for construction costs of regional  
5 multijurisdictional institutes for governmental, first  
6 responder, communications, and training operations, and  
7 including regional and mobile fire training centers, in  
8 consultation with the state fire marshal:  
9 ..... \$ 6,000,000

10 Sec. 3. There is appropriated from the rebuild Iowa  
11 infrastructure fund to the department of public defense for  
12 the fiscal year beginning July 1, 2008, and ending June 30,  
13 2009, the following amount, or so much thereof as is  
14 necessary, to be used for the purposes designated:

15 For allocation to the homeland security and emergency  
16 management division for construction costs of regional  
17 multijurisdictional institutes for governmental, first  
18 responder, communications, and training operations, and  
19 including regional and mobile fire training centers, in  
20 consultation with the state fire marshal:  
21 ..... \$ 6,000,000

22 Sec. 4. REVERSION. Notwithstanding section 8.33, moneys  
23 appropriated for the fiscal year beginning July 1, 2006, in  
24 this division of this Act that remain unencumbered or  
25 unobligated at the close of the fiscal year shall not revert  
26 but shall remain available for the purposes designated until  
27 the close of the fiscal year that begins July 1, 2009, or  
28 until the project for which the appropriation was made is  
29 completed, whichever is earlier.

30 Sec. 5. DEPARTMENT OF ADMINISTRATIVE SERVICES. There is  
31 appropriated from the rebuild Iowa infrastructure fund to the  
32 department of administrative services for the designated  
33 fiscal years, the following amounts, or so much thereof as is  
34 necessary, to be used for the purposes designated:

35 For planning, design, and construction costs associated

1 with the construction of a new 350,000-gross-square-foot state  
2 office building, including costs associated with furnishings,  
3 employee relocation, and the demolition of the Wallace  
4 Building:

|   |                   |                      |
|---|-------------------|----------------------|
| 5 | FY 2007-2008..... | \$ <u>14,600,000</u> |
| 6 | FY 2008-2009..... | \$ <u>14,600,000</u> |
| 7 | FY 2009-2010..... | \$ 6,657,100         |

8 Notwithstanding section 8.33, moneys appropriated in this  
9 section shall not revert at the close of the fiscal year for  
10 which they were appropriated but shall remain available for  
11 the purposes designated until the close of the fiscal year  
12 that begins July 1, 2011, or until the project for which the  
13 appropriation was made is completed, whichever is earlier.

14 Sec. 6. STATE BOARD OF REGENTS. There is appropriated  
15 from the rebuild Iowa infrastructure fund to the state board  
16 of regents for the following fiscal years the following  
17 amounts, or so much thereof as is necessary, to be used for  
18 the purposes designated:

19 For the design and construction of a new university  
20 hygienic laboratory at the state university of Iowa:

|    |                   |               |
|----|-------------------|---------------|
| 21 | FY 2007-2008..... | \$ 14,000,000 |
| 22 | FY 2008-2009..... | \$ 12,000,000 |

23 Notwithstanding section 8.33, moneys appropriated in this  
24 section shall not revert at the close of the fiscal year for  
25 which they were appropriated but shall remain available for  
26 the purposes designated until the close of the fiscal year  
27 that begins July 1, 2011, or until the project for which the  
28 appropriation was made is completed, whichever is earlier.

29 DIVISION II

30 ENVIRONMENT FIRST FUND

31 Sec. 7. There is appropriated from the environment first  
32 fund to the following departments and agencies for the fiscal  
33 year beginning July 1, 2006, and ending June 30, 2007, the  
34 following amounts, or so much thereof as is necessary, to be  
35 used for the purposes designated:

1 1. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

2 a. For the conservation reserve enhancement program to  
3 restore and construct wetlands for the purposes of  
4 intercepting tile line runoff, reducing nutrient loss,  
5 improving water quality, and enhancing agricultural production  
6 practices:

7 ..... \$ 1,500,000

8 Not more than 5 percent of the moneys appropriated in this  
9 lettered paragraph may be used for costs of administration and  
10 implementation of soil and water conservation practices.

11 b. For continuation of a program that provides  
12 multiobjective resource protections for flood control, water  
13 quality, erosion control, and natural resource conservation:

14 ..... \$ 2,700,000

15 Not more than 5 percent of the moneys appropriated in this  
16 lettered paragraph may be used for costs of administration and  
17 implementation of soil and water conservation practices.

18 c. For continuation of a statewide voluntary farm  
19 management demonstration program to demonstrate the  
20 effectiveness and adaptability of emerging practices in  
21 agronomy that protect water resources and provide other  
22 environmental benefits:

23 ..... \$ 850,000

24 Not more than 5 percent of the moneys appropriated in this  
25 lettered paragraph may be used for costs of administration and  
26 implementation of soil and water conservation practices.

27 Of the amount appropriated in this lettered paragraph,  
28 \$400,000 shall be allocated to the Iowa soybean association's  
29 agriculture and environment performance program.

30 d. For deposit in the alternative drainage system  
31 assistance fund created in section 460.303 to be used for  
32 purposes of supporting the alternative drainage system  
33 assistance program as provided in section 460.304:

34 ..... \$ 500,000

35 Not more than 5 percent of the moneys appropriated in this

1 lettered paragraph may be used for costs of administration and  
2 implementation of soil and water conservation practices.

3 e. To provide financial assistance for the establishment  
4 of permanent soil and water conservation practices:

5 ..... \$ 5,500,000

6 (1) Not more than 5 percent of the moneys appropriated in  
7 this lettered paragraph may be allocated for cost-sharing to  
8 abate complaints filed under section 161A.47.

9 (2) Of the moneys appropriated in this lettered paragraph,  
10 5 percent shall be allocated for financial incentives to  
11 establish practices to protect watersheds above publicly owned  
12 lakes of the state from soil erosion and sediment as provided  
13 in section 161A.73.

14 (3) Not more than 30 percent of a soil and water  
15 conservation district's allocation of moneys as financial  
16 incentives may be provided for the purpose of establishing  
17 management practices to control soil erosion on land that is  
18 row-cropped, including but not limited to no-till planting,  
19 ridge-till planting, contouring, and contour strip-cropping as  
20 provided in section 161A.73.

21 (4) The state soil conservation committee created in  
22 section 161A.4 may allocate moneys appropriated in this  
23 lettered paragraph to conduct research and demonstration  
24 projects to promote conservation tillage and nonpoint source  
25 pollution control practices.

26 (5) The financial incentive payments may be used in  
27 combination with department of natural resources moneys.

28 (6) Not more than 10 percent of the moneys appropriated in  
29 this lettered paragraph may be used for costs of  
30 administration and implementation of soil and water  
31 conservation practices.

32 f. To encourage and assist farmers in enrolling in and the  
33 implementation of federal conservation programs and to work  
34 with them to enhance their revegetation efforts to improve  
35 water quality and habitat:

1 ..... \$ 2,000,000

2 Not more than 5 percent of the moneys appropriated in this  
3 lettered paragraph may be used for costs of administration and  
4 implementation of soil and water conservation practices.

5 g. For deposit in the loess hills development and  
6 conservation fund created in section 161D.2:

7 ..... \$ 600,000

8 Of the amount appropriated in this lettered paragraph,  
9 \$400,000 shall be allocated to the hungry canyons account and  
10 \$200,000 shall be allocated to the loess hills alliance  
11 account to be used for the purposes for which the moneys in  
12 those accounts are authorized to be used under chapter 161D.  
13 No more than 10 percent of the moneys allocated to the hungry  
14 canyons account in this lettered paragraph may be used for  
15 administrative costs. No more than 10 percent of the moneys  
16 allocated to the loess hills alliance account in this lettered  
17 paragraph may be used for administrative costs.

18 h. For deposit in the southern Iowa development and  
19 conservation fund created in section 161D.12:

20 ..... \$ 300,000

21 Not more than 5 percent of the moneys appropriated in this  
22 lettered paragraph may be used for administrative costs.

23 2. DEPARTMENT OF ECONOMIC DEVELOPMENT

24 For deposit in the brownfield redevelopment fund created in  
25 section 15.293 to provide assistance under the brownfield  
26 redevelopment program:

27 ..... \$ 500,000

28 3. DEPARTMENT OF NATURAL RESOURCES

29 a. For statewide coordination of volunteer efforts under  
30 the water quality and keepers of the land programs:

31 ..... \$ 100,000

32 b. For purposes of funding capital projects for the  
33 purposes specified in section 452A.79, and for expenditures  
34 for the local cost-share grants to be used for capital  
35 expenditures to local governmental units for boating

1 accessibility:

2 ..... \$ 2,500,000

3 c. For regular maintenance of state parks and staff time  
4 associated with these activities:

5 ..... \$ 2,000,000

6 d. To provide local watershed managers with geographic  
7 information system data for their use in developing,  
8 monitoring, and displaying results of their watershed work: .

9 ..... \$ 195,000

10 e. For continuing the establishment and operation of water  
11 quality monitoring stations:

12 ..... \$ 2,955,000

13 f. For deposit in the administration account of the water  
14 quality protection fund, to carry out the purposes of that  
15 account:

16 ..... \$ 500,000

17 g. For full-time personnel to conduct air quality  
18 monitoring, which may include but is not limited to staffing  
19 required to perform field monitoring and laboratory functions,  
20 including salaries, support, maintenance, and miscellaneous  
21 purposes:

22 ..... \$ 275,000

23 h. For the dredging of lakes, including necessary  
24 preparation for dredging, in accordance with the department's  
25 classification of Iowa lakes restoration report:

26 ..... \$ 275,000

27 Of the amount appropriated for the dredging of lakes,  
28 \$275,000 shall be allocated for a lake with public access  
29 located in a county with a population between 18,350 and  
30 18,450.

31 The department shall consider the following criteria for  
32 funding lake dredging projects as provided in this lettered  
33 paragraph, and shall prioritize projects based on the  
34 following:

35 (1) Documented efforts to address watershed protection,

1 considering testing, conservation efforts, and the amount of  
2 time devoted to watershed protection.

3 (2) Protection of a natural resource and natural habitat.

4 (3) Percentage of public access and undeveloped lakefront  
5 property.

6 (4) Continuation of current projects partially funded by  
7 state resources to achieve department recommendations.

8 i. For the purposes of contracting with qualified persons  
9 outside the department to conduct use attainability analyses  
10 in conformance with section 455B.176A, as enacted in 2006 Iowa  
11 Acts, Senate File 2363, if enacted, or in any other Act of the  
12 Eighty-first General Assembly, 2006 Session:

13 ..... \$ 750,000

14 RESOURCES ENHANCEMENT AND PROTECTION FUND

15 Sec. 8. Notwithstanding the amount of the standing  
16 appropriation from the general fund of the state under section  
17 455A.18, subsection 3, there is appropriated from the  
18 environment first fund to the Iowa resources enhancement and  
19 protection fund, in lieu of the appropriation made in section  
20 455A.18, for the fiscal year beginning July 1, 2006, and  
21 ending June 30, 2007, the following amount, to be allocated as  
22 provided in section 455A.19:

23 ..... \$ 11,000,000

24 Sec. 9. REVERSION.

25 1. Except as provided in subsection 2, and notwithstanding  
26 section 8.33, moneys appropriated in this division of this Act  
27 that remain unencumbered or unobligated at the close of the  
28 fiscal year shall not revert but shall remain available for  
29 the purposes designated until the close of the fiscal year  
30 beginning July 1, 2007, or until the project for which the  
31 appropriation was made is completed, whichever is earlier.

32 2. Notwithstanding section 8.33, moneys appropriated in  
33 this division of this Act to the department of agriculture and  
34 land stewardship to provide financial assistance for the  
35 establishment of permanent soil and water conservation

1 practices that remain unencumbered or unobligated at the close  
2 of the fiscal year shall not revert but shall remain available  
3 for expenditure for the purposes designated until the close of  
4 the fiscal year that begins July 1, 2009.

5 Sec. 10. CONTINGENT EFFECTIVE DATE. The lettered  
6 paragraph in the section of this division of this Act making  
7 an appropriation from the environment first fund to the  
8 department of natural resources for purposes related to use  
9 attainability analyses is contingent upon the enactment of  
10 section 455B.176A by the Eighty-first General Assembly, 2006  
11 Session, making it necessary for the department to contract  
12 with qualified persons outside the department to conduct use  
13 attainability analyses.

14 DIVISION III  
15 TOBACCO SETTLEMENT TRUST FUND

16 Sec. 11.

17 1. There is appropriated from the tax-exempt bond proceeds  
18 restricted capital funds account of the tobacco settlement  
19 trust fund to the following departments and agencies for the  
20 fiscal year beginning July 1, 2006, and ending June 30, 2007,  
21 the following amounts, or so much thereof as is necessary, to  
22 be used for the purposes designated:

23 a. DEPARTMENT OF ADMINISTRATIVE SERVICES

24 (1) For upgrades to the electrical distribution system  
25 serving the capitol complex:  
26 ..... \$ 3,468,800

27 (2) For planning, design, and construction costs  
28 associated with the construction of a new 350,000-gross-  
29 square-foot state office building:  
30 ..... \$ 1,000,000

31 b. DEPARTMENT OF CULTURAL AFFAIRS

32 For historical site preservation grants, to be used for the  
33 restoration, preservation, and development of historic sites:  
34 ..... \$ 800,000

35 In making grants pursuant to this paragraph, the department

1 shall consider the existence and amount of other funds  
2 available to an applicant for the designated project. A grant  
3 awarded from moneys appropriated in this subsection shall not  
4 exceed \$100,000 per project. Not more than two grants may be  
5 awarded in the same county.

6 c. DEPARTMENT OF ECONOMIC DEVELOPMENT

7 For accelerated career education program capital projects  
8 at community colleges that are authorized under chapter 260G  
9 and that meet the definition of "vertical infrastructure" in  
10 section 8.57B, subsection 3:

11 ..... \$ 5,500,000

12 d. DEPARTMENT OF NATURAL RESOURCES

13 For state park infrastructure renovations:

14 ..... \$ 1,000,000

15 e. DEPARTMENT OF PUBLIC DEFENSE

16 (1) For major maintenance projects at national guard  
17 armories and facilities:

18 ..... \$ 1,500,000

19 (2) For allocation to the homeland security and emergency  
20 management division for the STARCOM project:

21 ..... \$ 1,700,000

22 f. DEPARTMENT OF PUBLIC SAFETY

23 For allocation to the division of fire protection for the  
24 planning, design, and construction of regional emergency  
25 response training centers in the state:

26 ..... \$ 4,300,000

27 Of the amount appropriated in this subsection, \$300,000  
28 shall be allocated to Western Iowa technical community  
29 college.

30 Of the amount appropriated in this subsection, \$900,000  
31 shall be allocated to Iowa western community college.

32 Of the amount appropriated in this subsection, \$150,000  
33 shall be allocated to the Dubuque county firefighter's  
34 association.

35 Of the amount appropriated in this subsection, \$150,000

1 shall be allocated to the city of Waterloo.

2 Of the amount appropriated in this subsection, \$300,000  
3 shall be allocated to Scott county community college.

4 Of the amount appropriated in this subsection, \$400,000  
5 shall be allocated to Iowa lakes community college.

6 Of the amount appropriated in this subsection, \$400,000  
7 shall be allocated to the Mason City fire department.

8 Of the amount appropriated in this subsection, \$400,000  
9 shall be allocated to southeastern community college.

10 Of the amount appropriated in this subsection, \$300,000  
11 shall be allocated to a public agency, as defined in section  
12 470.1, located in merged area eleven.

13 Of the amount appropriated in this subsection, \$300,000  
14 shall be allocated to Kirkwood community college.

15 Of the amount appropriated in this subsection, \$300,000  
16 shall be allocated to Iowa central community college.

17 Of the amount appropriated in this subsection, \$400,000  
18 shall be allocated to a public agency, as defined in section  
19 470.1, located in merged areas fourteen and fifteen.

20 g. DEPARTMENT OF TRANSPORTATION

21 (1) For infrastructure improvements at general aviation  
22 airports within the state:

23 ..... \$ 750,000

\*

24 (2) For vertical infrastructure improvements at the  
25 commercial air service airports within the state:

26 ..... \$ 1,000,000

27 Fifty percent of the funds appropriated in this  
28 subparagraph shall be allocated equally between each  
29 commercial service airport, 40 percent of the funds shall be  
30 allocated based on the percentage that the number of enplaned  
31 passengers at each commercial service airport bears to the  
32 total number of enplaned passengers in the state during the  
33 previous fiscal year, and 10 percent of the funds shall be  
34 allocated based on the percentage that the air cargo tonnage  
35 at each commercial service airport bears to the total air

1 cargo tonnage in the state during the previous fiscal year.  
2 In order for a commercial service airport to receive funding  
3 under this subparagraph, the airport shall be required to  
4 submit applications for funding of specific projects to the  
5 department for approval by the state transportation  
6 commission.

7 h. OFFICE OF TREASURER OF STATE

8 For county fair infrastructure improvements for  
9 distribution in accordance with chapter 174 to qualified fairs  
10 which belong to the association of Iowa fairs:

11 ..... \$ 1,060,000

12 2. TAX-EXEMPT STATUS -- USE OF APPROPRIATIONS. Payment of  
13 moneys from the appropriations in this section shall be made  
14 in a manner that does not adversely affect the tax-exempt  
15 status of any outstanding bonds issued by the tobacco  
16 settlement authority.

17 3. REVERSION. Notwithstanding section 8.33, moneys  
18 appropriated in this section that remain unencumbered or  
19 unobligated at the close of the fiscal year shall not revert  
20 but shall remain available for the purposes designated until  
21 the close of the fiscal year that begins July 1, 2009, or  
22 until the project for which the appropriation was made is  
23 completed, whichever is earlier.

24 DIVISION IV

25 VERTICAL INFRASTRUCTURE FUND

26 Sec. 12. There is appropriated from the vertical  
27 infrastructure fund to the state board of regents for the  
28 fiscal year beginning July 1, 2006, and ending June 30, 2007,  
29 the following amount, or so much thereof as is necessary, to  
30 be used for the purposes designated:

31 STATE BOARD OF REGENTS

32 For vertical infrastructure-related improvements associated  
33 with the implementation of the recommendations provided in  
34 separate consultant reports on bioscience, advanced  
35 manufacturing, and information technology submitted to the

1 department of economic development in the calendar years 2004  
2 and 2005:

3 ..... \$ 5,000,000

4 Sec. 13. REVERSION. Notwithstanding section 8.33, moneys  
5 appropriated in this division of this Act that remain  
6 unencumbered or unobligated at the close of the fiscal year  
7 shall not revert but shall remain available for the purposes  
8 designated until the close of the fiscal year that begins July  
9 1, 2009, or until the project for which the appropriation was  
10 made is completed, whichever is earlier.

11 DIVISION V

12 ENDOWMENT FOR IOWA'S HEALTH RESTRICTED CAPITALS FUND

13 Sec. 14. There is appropriated from the endowment for  
14 Iowa's health restricted capitals fund to the following  
15 departments and agencies for the fiscal year beginning July 1,  
16 2006, and ending June 30, 2007, the following amounts, or so  
17 much thereof as is necessary, to be used for the purposes  
18 designated:

19 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

\*20 a. For costs to repair parking lots on the capitol  
21 complex:

22 ..... \$ 1,545,000

23 b. For capitol interior and exterior restoration and for  
24 major renovation and major repair needs, including health,  
25 life, and fire safety needs, and for compliance with the  
26 federal Americans With Disabilities Act, for state buildings  
27 and facilities under the purview of the department:

28 ..... \$ 6,830,000

29 Of the amount appropriated in this paragraph, up to  
30 \$500,000 shall be used to establish areas of rescue assistance  
31 in emergency evacuation situations.

32 c. For planning, design, and construction costs associated  
33 with the construction of a new 350,000-gross-square-foot state  
34 office building:

35 ..... \$ 38,485,000

1 d. For upgrades to the Woodward state resource center  
2 wastewater treatment system:

3 ..... \$ 2,443,000

4 e. For costs associated with the remodeling of the records  
5 and property center:

6 ..... \$ 2,200,000

7 f. For costs associated with the replacement of the  
8 powerhouse facilities at the Iowa juvenile home at Toledo:

9 ..... \$ 1,521,045

10 g. For construction of a new school and infirmary building  
11 at the Iowa juvenile home at Toledo and for the renovation of  
12 existing school buildings and the demolition of other  
13 buildings:

14 ..... \$ 8,130,668

15 2. DEPARTMENT FOR THE BLIND

16 For costs associated with department for the blind building  
17 renovations:

18 ..... \$ 4,000,000

19 3. DEPARTMENT OF CORRECTIONS

20 a. For construction of a community-based correctional  
21 facility, including district offices, in Davenport:

22 ..... \$ 3,750,000

23 b. For construction of a community-based correctional  
24 facility, including district offices, in Fort Dodge:

25 ..... \$ 1,400,000

26 c. For the remodeling and renovation of the kitchen  
27 facilities at the Anamosa correctional facility:

28 ..... \$ 1,840,000

29 4. DEPARTMENT OF CULTURAL AFFAIRS

30 To fund capital projects in a city with a population of at  
31 least 1,285 residents but not more than 1,320 residents in the  
32 county of Carroll, in a city with a population of at least  
33 25,000 residents but not more than 30,000 residents, and in a  
34 city with a population of at least 80,000 residents but not  
35 more than 90,000 residents through the Iowa great places

1 program:

2 ..... \$ 3,000,000

3 5. DEPARTMENT OF EDUCATION

4 For major renovation and major repair needs, including  
5 health, life, and fire safety needs, and for compliance with  
6 the federal Americans With Disabilities Act, for state  
7 buildings and facilities under the purview of community  
8 colleges:

9 ..... \$ 2,000,000

10 The moneys appropriated in this subsection shall be  
11 allocated to the community colleges based upon the state aid  
12 distribution formula established in section 260C.18C.

13 6. IOWA STATE FAIR AUTHORITY

14 For capital projects on the Iowa state fairgrounds:

15 ..... \$ 1,000,000

16 7. DEPARTMENT OF PUBLIC DEFENSE

17 a. For construction of a national guard readiness center  
18 in Iowa City:

19 ..... \$ 1,444,288

20 b. For construction of a national guard aviation armory in  
21 Waterloo:

22 ..... \$ 1,635,000

23 c. For construction of a national guard armory in Spencer:

24 ..... \$ 689,000

25 d. For upgrades to the Camp Dodge water distribution  
26 system:

27 ..... \$ 750,000

28 8. DEPARTMENT OF PUBLIC SAFETY

29 For construction of an Iowa state patrol post in district  
30 8:

31 ..... \$ 2,400,000

32 9. STATE BOARD OF REGENTS

\* 33 For major renovation and major repair needs, including  
34 health, life, and fire safety needs, and for compliance with  
35 the federal American With Disabilities Act, for state

1 buildings and facilities under the purview of state board of  
2 regents institutions:  
3 ..... \$ 10,000,000

4 Of the funds appropriated in this paragraph, \$5,000,000 is  
5 allocated for costs associated with the planning, design, and  
6 construction of the chemistry building at Iowa state  
7 university of science and technology, \$3,000,000 is allocated  
8 for costs associated with completing upgrades to the  
9 electrical distribution system at the university of northern  
10 Iowa, and \$2,000,000 is allocated for costs associated with  
11 the planning, design, and construction of a new building to  
12 house the college of public health at the state university of  
13 Iowa.

\* 14 10. DEPARTMENT OF VETERANS AFFAIRS

15 For capital improvement projects at the Iowa veterans home:  
16 ..... \$ 6,200,000

\* 17 Sec. 15. There is appropriated from the endowment for  
18 Iowa's health restricted capitals fund to the department of  
19 administrative services for the fiscal year beginning July 1,  
20 2005, and ending June 30, 2006, the following amount, or so  
21 much thereof as is necessary, to be used for the purpose  
22 designated:

23 For costs associated with the restoration of the west  
24 capitol terrace:  
25 ..... \$ 2,300,000

26 Sec. 16. TAX-EXEMPT STATUS -- USE OF APPROPRIATIONS.  
27 Payment of moneys from the appropriations in this section  
28 shall be made in a manner that does not adversely affect the  
29 tax-exempt status of any outstanding bonds issued by the  
30 tobacco settlement authority.

31 Sec. 17. REVERSION.  
32 1. Except as provided in subsections 2 and 3,  
33 notwithstanding section 8.33, moneys appropriated from the  
34 endowment for Iowa's health restricted capitals fund for the  
35 fiscal years that begin July 1, 2005, and July 1, 2006, in

1 this division of this Act that remain unencumbered or  
2 unobligated at the close of the fiscal year shall not revert  
3 but shall remain available for the purposes designated until  
4 the close of the fiscal year that begins July 1, 2009, or  
5 until the project for which the appropriation was made is  
6 completed, whichever is earlier.

7 2. Notwithstanding section 8.33, moneys appropriated from  
8 the endowment for Iowa's health restricted capitals fund for  
9 the fiscal year that begins July 1, 2006, and ends June 30,  
10 2007, in this division of this Act to the department of  
11 veterans affairs for capital improvement projects at the Iowa  
12 veterans home that remain unencumbered or unobligated at the  
13 close of the fiscal year shall not revert but shall remain  
14 available for expenditure for the purposes designated until  
15 the close of the fiscal year that begins July 1, 2010.

16 3. Notwithstanding section 8.33, moneys appropriated from  
17 the endowment for Iowa's health restricted capitals fund for  
18 the fiscal year beginning July 1, 2006, and ending June 30,  
19 2007, in this division of this Act to the department of  
20 education for major renovation and major repair needs at the  
21 community colleges that remain unencumbered or unobligated at  
22 the close of the fiscal year shall not revert but shall remain  
23 available for expenditure for the purposes designated until  
24 the close of the fiscal year beginning July 1, 2010, or until  
25 the project for which appropriated is completed, whichever is  
26 earlier.

27 Sec. 18. EFFECTIVE DATE. The section of this division of  
28 this Act appropriating moneys to the department of  
29 administrative services for the fiscal year beginning July 1,  
30 2005, for restoration of the west capitol terrace, being  
31 deemed of immediate importance, takes effect upon enactment.

32 DIVISION VI

33 TECHNOLOGY REINVESTMENT FUND

34 Sec. 19. There is appropriated from the technology  
35 reinvestment fund created in section 8.57C to the following

1 departments and agencies for the fiscal year beginning July 1,  
2 2006, and ending June 30, 2007, the following amounts, or so  
3 much thereof as is necessary, to be used for the purposes  
4 designated:

5 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

6 For technology improvement projects:

7 ..... \$ 3,358,334

8 2. DEPARTMENT OF CORRECTIONS

9 For costs associated with the Iowa corrections offender  
10 network data system:

11 ..... \$ 500,000

12 3. DEPARTMENT OF EDUCATION

13 a. For implementation of the provisions of chapter 280A:

14 ..... \$ 500,000

15 b. For maintenance and lease costs associated with  
16 connections for Part III of the Iowa communications network:

17 ..... \$ 2,727,000

18 c. For allocation to the public broadcasting division for  
19 installation costs for the conversion to high definition  
20 broadcasting at the Iowa public television facilities:

21 ..... \$ 2,300,000

22 d. To the public broadcasting division for replacing  
23 transmitters:

24 ..... \$ 1,425,000

25 e. To the public broadcasting division for the purchase of  
26 equipment intended to provide an uninterruptible power supply:

27 ..... \$ 315,000

28 4. DEPARTMENT OF HUMAN RIGHTS

29 For the cost of equipment and computer software for the  
30 implementation of Iowa's criminal justice information system:

31 ..... \$ 2,645,066

32 5. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD

33 For technological improvements to the board's electronic  
34 filing system:

35 ..... \$ 39,100

1     6. IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION  
2     For replacement of equipment for the Iowa communications  
3 network:  
4 ..... \$ 1,997,500  
5     7. IOWA LAW ENFORCEMENT ACADEMY  
6     For information technology upgrades and renovations at the  
7 Iowa law enforcement academy:  
8 ..... \$ 50,000  
9     8. BOARD OF PAROLE  
10    For information technology upgrades for the board of  
11 parole:  
12 ..... \$ 75,000  
13    9. DEPARTMENT OF PUBLIC DEFENSE  
14    For information technology upgrades for the Iowa national  
15 guard:  
16 ..... \$ 75,000  
17    10. DEPARTMENT OF PUBLIC SAFETY  
18    a. For continuation of payments on the lease of the  
19 automated fingerprint identification system:  
20 ..... \$ 550,000  
21    b. For information technology hardware and software  
22 upgrades for the department of public safety:  
23 ..... \$ 943,000  
24    Sec. 20. REVERSION. Notwithstanding section 8.33, moneys  
25 appropriated in this division of this Act that remain  
26 unencumbered or unobligated at the close of the fiscal year  
27 shall not revert but shall remain available for the purposes  
28 designated until the close of the fiscal year beginning July  
29 1, 2007, or until the project for which the appropriation was  
30 made is completed, whichever is earlier.  
31    Sec. 21. NEW SECTION. 8.57C TECHNOLOGY REINVESTMENT  
32 FUND.  
33    1. A technology reinvestment fund is created under the  
34 authority of the department of management. The fund shall  
35 consist of appropriations made to the fund and transfers of

1 interest, earnings, and moneys from other funds as provided by  
2 law. The fund shall be separate from the general fund of the  
3 state and the balance in the fund shall not be considered part  
4 of the balance of the general fund of the state. However, the  
5 fund shall be considered a special account for the purposes of  
6 section 8.53, relating to generally accepted accounting  
7 principles.

8 2. Moneys in the fund in a fiscal year shall be used as  
9 appropriated by the general assembly for the acquisition of  
10 computer hardware and software, software development,  
11 telecommunications equipment, and maintenance and lease  
12 agreements associated with technology components and for the  
13 purchase of equipment intended to provide an uninterruptible  
14 power supply.

15 3. There is appropriated from the general fund of the  
16 state for the fiscal year beginning July 1, 2006, and for each  
17 subsequent fiscal year, the sum of seventeen million five  
18 hundred thousand dollars to the technology reinvestment fund.

19 DIVISION VII

20 ENDOWMENT FOR IOWA'S HEALTH ACCOUNT

21 Sec. 22. Notwithstanding section 12.65, subsection 2, and  
22 section 12E.12, subsection 1, paragraph "b", subparagraph (2),  
23 there is appropriated from the endowment for Iowa's health  
24 account of the tobacco settlement trust fund established in  
25 section 12E.12 to the following departments and agencies for  
26 the fiscal year beginning July 1, 2006, and ending June 30,  
27 2007, the following amounts, or so much thereof as is  
28 necessary, to be used for the purposes designated:

29 1. DEPARTMENT OF NATURAL RESOURCES

30 For implementation of lake projects that have established  
31 watershed improvement initiatives and community support in  
32 accordance with the department's annual lake restoration plan  
33 and report:

34 ..... \$ 8,600,000

35 It is the intent of the general assembly that all lake

1 restoration projects that satisfy the criteria required in  
2 section 456A.33B and whose project designers worked with the  
3 department to develop an action plan prior to January 1, 2006,  
4 shall be funded in the amounts and according to the timeline  
5 for fiscal year 2006-2007 provided in the department's Iowa  
6 lakes restoration report submitted to the Eighty-first General  
7 Assembly.

8 Of the amounts appropriated in this subsection, at least  
9 the following amounts shall be allocated as follows:

10 a. For clear lake in Cerro Gordo county:

11 ..... \$ 4,000,000

12 b. For storm lake in Buena Vista county:

13 ..... \$ 500,000

14 c. For crystal lake in Hancock county:

15 ..... \$ 1,400,000

16 2. TREASURER OF STATE

17 For deposit in the watershed improvement fund created in  
18 section 466A.2:

19 ..... \$ 5,000,000

20 Sec. 23. Notwithstanding section 12.65, subsection 2, and  
21 section 12E.12, subsection 1, paragraph "b", subparagraph (2),  
22 there is appropriated from the endowment for Iowa's health  
23 account of the tobacco settlement trust fund established in  
24 section 12E.12 to the treasurer of state for the fiscal year  
25 beginning July 1, 2007, and ending June 30, 2008, the  
26 following amount, or so much thereof as is necessary, to be  
27 used for the purposes designated:

28 For deposit in the watershed improvement fund created in  
29 section 466A.2:

30 ..... \$ 5,000,000

31 Sec. 24. NEW SECTION. 456A.33B LAKE RESTORATION PLAN AND  
32 REPORT.

33 1. It is the intent of the general assembly that the  
34 department of natural resources shall develop annually a lake  
35 restoration plan and report that shall be submitted to the

1 joint appropriations subcommittee on transportation,  
2 infrastructure, and capitals and the legislative services  
3 agency by no later than January 1 of each year. The plan and  
4 report shall include the department's plans and  
5 recommendations for lake restoration projects to receive  
6 funding consistent with the process and criteria provided in  
7 this section, and shall include the department's assessment of  
8 the progress and results of projects funded with moneys  
9 appropriated under this section.

10 The department shall recommend funding for lake restoration  
11 projects that are designed to achieve the following goals:

12 a. Ensure a cost-effective, positive return on investment  
13 for the citizens of Iowa.

14 b. Ensure local community commitment to lake and watershed  
15 protection.

16 c. Ensure significant improvement in water clarity,  
17 safety, and quality of Iowa lakes.

18 d. Provide for a sustainable, healthy, functioning lake  
19 system.

20 e. Result in the removal of the lake from the impaired  
21 waters list.

22 2. The process and criteria the department shall utilize  
23 to recommend funding for lake restoration projects shall be as  
24 follows:

25 a. The department shall develop an initial list of not  
26 more than thirty-five significant public lakes to be  
27 considered for funding based on the feasibility of each lake  
28 for restoration and the use or potential use of the lake, if  
29 restored. The list shall include lake projects under active  
30 development that the department shall recommend be given  
31 priority for funding so long as progress toward completion of  
32 the projects remains consistent with the goals of this  
33 section.

34 b. The department shall meet with representatives of  
35 communities where lakes on the initial list are located to

1 provide an initial lake restoration assessment and to explain  
2 the process and criteria for receiving lake restoration  
3 funding. Communities with lakes not included on the initial  
4 list may petition the director of the department for a  
5 preliminary lake restoration assessment and explanation of the  
6 funding process and criteria. The department shall work with  
7 representatives of each community to develop a joint lake  
8 restoration action plan. At a minimum, each joint action plan  
9 shall document the causes, sources, and magnitude of lake  
10 impairment, evaluate the feasibility of the lake and watershed  
11 restoration options, establish water quality goals and a  
12 schedule for attainment, assess the economic benefits of the  
13 project, identify the sources and amounts of any leveraged  
14 funds, and describe the community's commitment to the project,  
15 including local funding. The community's commitment to the  
16 project may include moneys to fund a lake diagnostic study and  
17 watershed assessment, including development of a TMDL (total  
18 maximum daily load).

19 c. Each joint lake restoration plan shall comply with the  
20 following guidelines:

21 (1) Biologic controls will be utilized to the maximum  
22 extent, wherever possible.

23 (2) If proposed, dredging of the lake will be conducted to  
24 a mean depth of at least ten feet to gain water quality  
25 benefits unless a combination of biologic and structural  
26 controls is sufficient to assure water quality targets will be  
27 achieved at a shallower average water depth.

28 (3) The costs of lake restoration will include the  
29 maintenance costs of improvements to the lake.

30 (4) Delivery of phosphorous and sediment from the  
31 watershed will be controlled and in place before lake  
32 restoration begins. Loads of phosphorous and sediment, in  
33 conjunction with in-lake management, will meet or exceed the  
34 following water quality targets:

35 (a) Clarity. A four-and-one-half-foot secchi depth will

1 be achieved fifty percent of the time from April 1 through  
2 September 30.

3 (b) Safety. Beaches will meet water quality standards for  
4 recreational use.

5 (c) Biota. A diverse, balanced, and sustainable aquatic  
6 community will be maintained.

7 (d) Sustainability. The water quality benefits of the  
8 restoration efforts will be sustained for at least fifty  
9 years.

10 d. The department shall evaluate the joint action plans  
11 and prioritize the plans based on the criteria required in  
12 this section. The department's annual lake restoration plan  
13 and report shall include the prioritized list and the amounts  
14 of state and other funding the department recommends for each  
15 lake restoration project. The department may seek public  
16 comment on its recommendations prior to submitting the plan  
17 and report to the general assembly.

18 DIVISION VIII

19 CHANGES TO PRIOR APPROPRIATIONS

20 [Sec. 25. 2001 Iowa Acts, chapter 185, section 30, as  
21 amended by 2005 Iowa Acts, chapter 178, section 22, is amended  
22 to read as follows:

23 SEC. 30. REVERSION.

24 1. Except as provided in subsection 2 and notwithstanding  
25 section 8.33, moneys appropriated in this division of this Act  
26 shall not revert at the close of the fiscal year for which  
27 they were appropriated but shall remain available for the  
28 purposes designated until the close of the fiscal year that  
29 begins July 1, 2004, or until the project for which the  
30 appropriation was made is completed, whichever is earlier.

31 2. Notwithstanding section 8.33, moneys appropriated in  
32 section 25, subsection 3, paragraph "b", and section 28 of  
33 this division of this Act shall not revert at the close of the  
34 fiscal year for which they were appropriated but shall remain  
35 available for the purpose designated until the close of the

1 fiscal year that begins July 1, ~~2005~~ 2006, or until the  
2 project for which the appropriation was made is completed,  
3 whichever is earlier.]

4 Sec. 26. 2002 Iowa Acts, chapter 1173, section 1,  
5 subsection 3, paragraph b, is amended to read as follows:

6 b. To provide a grant for construction of, and purchasing  
7 of equipment for, a facility to be used exclusively for  
8 processing novel proteins from agricultural products for  
9 pharmaceutical, nutraceutical, or chemical applications:

|    |                   |    |           |
|----|-------------------|----|-----------|
| 10 | FY 2002-2003..... | \$ | 3,268,696 |
| 11 |                   |    | <u>0</u>  |
| 12 | FY 2003-2004..... | \$ | 0         |
| 13 | FY 2004-2005..... | \$ | 0         |
| 14 | FY 2005-2006..... | \$ | 0         |

15 The moneys appropriated in this paragraph "b" shall  
16 comprise no more than 15 percent of the total costs of  
17 construction of, and purchasing equipment for, the facility.

18 Sec. 27. 2004 Iowa Acts, chapter 1175, section 288,  
19 subsection 4, paragraph b, is amended to read as follows:

20 b. For construction of a community-based correctional  
21 facility, including district offices, in Davenport:

|    |                   |    |           |
|----|-------------------|----|-----------|
| 22 | FY 2004-2005..... | \$ | 3,000,000 |
| 23 | FY 2005-2006..... | \$ | 3,750,000 |
| 24 | FY 2006-2007..... | \$ | 3,750,000 |
| 25 |                   |    | <u>0</u>  |

26 ~~It is the intent of the general assembly that the~~  
27 ~~department of management allocate the entire appropriation for~~  
28 ~~the fiscal year beginning July 1, 2006, to the department of~~  
29 ~~corrections by July 31, 2006.~~

30 Sec. 28. 2004 Iowa Acts, chapter 1175, section 288,  
31 subsection 7, paragraph d, is amended to read as follows:

32 d. For allocation to the public broadcasting division for  
33 costs of installation of digital and analog television for  
34 Iowa public television facilities, notwithstanding section  
35 8.57, subsection 5, paragraph "c":

|   |                   |    |           |
|---|-------------------|----|-----------|
| 1 | FY 2004-2005..... | \$ | 8,000,000 |
| 2 | FY 2005-2006..... | \$ | 8,000,000 |
| 3 | FY 2006-2007..... | \$ | 2,300,000 |
| 4 |                   |    | <u>0</u>  |

5 Sec. 29. 2005 Iowa Acts, chapter 178, section 4, is  
6 amended to read as follows:

7 SEC. 4. There is appropriated from the rebuild Iowa  
8 infrastructure fund to the following departments and agencies  
9 for the fiscal year beginning July 1, 2006, and ending June  
10 30, 2007, the following amounts, or so much thereof as is  
11 necessary, to be used for the purposes designated:

12 1. DEPARTMENT OF ADMINISTRATIVE SERVICES

13 a. For costs associated with the remodeling of the records  
14 and property center:

|    |       |    |           |
|----|-------|----|-----------|
| 15 | ..... | \$ | 2,200,000 |
| 16 |       |    | <u>0</u>  |

17 b. For costs associated with the replacement of the  
18 powerhouse facilities at the Iowa juvenile home at Toledo:

|    |       |    |           |
|----|-------|----|-----------|
| 19 | ..... | \$ | 1,521,045 |
| 20 |       |    | <u>0</u>  |

21 2. DEPARTMENT OF CORRECTIONS

22 a. For construction of a community-based correctional  
23 facility, including district offices, in Fort Dodge:

|    |       |    |           |
|----|-------|----|-----------|
| 24 | ..... | \$ | 1,400,000 |
| 25 |       |    | <u>0</u>  |

26 b. For the remodeling and renovation of the kitchen  
27 facilities at the Anamosa correctional facility:

|    |       |    |           |
|----|-------|----|-----------|
| 28 | ..... | \$ | 1,840,000 |
| 29 |       |    | <u>0</u>  |

30 Sec. 30. 2005 Iowa Acts, chapter 179, section 13,  
31 unnumbered paragraph 2, is amended to read as follows:

32 For major renovation and major repair needs, including  
33 health, life, and fire safety needs, and for compliance with  
34 the federal Americans With Disabilities Act, for state  
35 buildings and facilities under the purview of the community

1 colleges:

|   |                   |    |           |
|---|-------------------|----|-----------|
| 2 | FY 2006-2007..... | \$ | 2,000,000 |
| 3 |                   |    | <u>0</u>  |
| 4 | FY 2007-2008..... | \$ | 2,000,000 |
| 5 | FY 2008-2009..... | \$ | 2,000,000 |

6 DIVISION IX

7 MISCELLANEOUS CHANGES

8 Sec. 31. STATE BOARD OF REGENTS -- GENERAL FUND ENDING  
9 BALANCE.

10 1. Prior to the appropriation of the surplus existing in  
11 the general fund of the state at the conclusion of the fiscal  
12 year beginning July 1, 2005, pursuant to section 8.57,  
13 subsections 1 and 2, from appropriations that remain  
14 unencumbered or unobligated and would otherwise revert on  
15 August 31, 2006, pursuant to section 8.33, up to \$2,800,000  
16 shall be transferred to the state board of regents.

17 2. The transfer made in subsection 1 shall be distributed  
18 to the state board of regents in the fiscal year beginning  
19 July 1, 2006, to be used as additional funding for the fiscal  
20 year beginning July 1, 2006, for the institutions under the  
21 state board of regents.

22 Sec. 32. EFFECTIVE DATE. This division of this Act, being  
23 deemed of immediate importance, takes effect upon enactment.

24 DIVISION X

25 MISCELLANEOUS CODE CHANGES

26 Sec. 33. NEW SECTION. 8A.330 NEW CONSTRUCTION -- RETURN  
27 ON INVESTMENT.

28 The department shall not expend or obligate more than  
29 \$1,000,000 in total of the funds appropriated for a project  
30 unless authorized by a constitutional majority of each house  
31 of the general assembly, or upon approval by a constitutional  
32 majority of the members of each house of the general assembly  
33 appointed to the legislative fiscal committee if the general  
34 assembly is not in session. If the return on investment is  
35 less than five percent, the expenditure or obligation of the ]

1 [funds must be approved by the general assembly and the  
2 governor. Additionally, prior to expending or obligating more  
3 than \$1,000,000 in total, the department shall submit a  
4 business plan related to the construction of a new state  
5 office building that includes all of the following:

6 1. A list of the identified agencies that will occupy the  
7 building and an estimate of the number of employees of each  
8 agency.

9 2. The rental or lease costs currently paid by the  
10 identified state agencies, and the estimated rental or lease  
11 costs to be incurred by the identified state agencies if a new  
12 state office building is not constructed.

13 3. A return on investment analysis associated with the  
14 construction of a new state office building compared with the  
15 following:

16 a. Continuing to lease or rent space for existing state  
17 agencies in addition to renovating the Wallace state office  
18 building.

19 b. Entering into an agreement for the construction of a  
20 new building for use by the state through a long-term lease or  
21 long-term lease-purchase agreement.

22 Sec. 34. Section 100B.2, Code Supplement 2005, is amended  
23 by adding the following new subsection:

24 NEW SUBSECTION. 9. Participate in the regional emergency  
25 response training center application process as provided in  
26 section 100B.16.

27 Sec. 35. Section 100B.3, Code 2005, is amended to read as  
28 follows:

29 100B.3 TRAINING AGREEMENTS.

30 The state fire marshal, subject to the approval of the  
31 state fire service and emergency response council, may shall  
32 enter into written agreements with other ~~educational~~  
33 ~~institutions~~ public agencies that have established regional  
34 emergency response training centers under section 100B.16 to  
35 provide training in conjunction with training provided by the ]

1 [fire service training bureau or. Moneys appropriated shall  
2 not be distributed by the department of public safety to a  
3 regional training center until such an agreement has been  
4 entered into with the regional training center.

5 PARAGRAPH DIVIDED. The state fire marshal, subject to the  
6 approval of the state fire service and emergency response  
7 council, may enter into written agreements with other  
8 educational institutions to assist in research conducted by  
9 the bureau.

10 Sec. 36. Section 100B.4, unnumbered paragraph 1, Code  
11 Supplement 2005, is amended to read as follows:

12 Fees assessed pursuant to this chapter shall be retained by  
13 the division of state fire marshal and such repayments  
14 received shall be used exclusively to offset the cost of fire  
15 service training. Fees charged by regional emergency response  
16 training centers for fire service training programs as  
17 described in section 100B.6 shall be uniform statewide and  
18 shall not be greater than the fee schedule approved by the  
19 state fire service and emergency response council.

20 Sec. 37. Section 100B.7, subsection 2, paragraphs k and l,  
21 Code 2005, are amended to read as follows:

22 k. Plan and coordinate fire schools and other short  
23 courses of instruction on a statewide, regional, and local  
24 level, utilizing existing educational institutions, programs,  
25 and facilities as feasible provided in sections 100B.16 and  
26 100B.18.

27 1. Prepare for the state fire marshal and the state fire  
28 service and emergency response council an annual report of  
29 activities that include a summary of classes taught, budget,  
30 and staff activities. The annual report shall include a  
31 report of the activities of each regional emergency response  
32 training center established under section 100B.16.

33 Sec. 38. Section 100B.7, subsection 2, Code 2005, is  
34 amended by adding the following new paragraph:

35 NEW PARAGRAPH. r. Work in conjunction with those state ]

1 [agencies charged with developing training standards for  
2 emergency response training to develop a curriculum and  
3 standards for emergency response training provided by a  
4 training center established pursuant to section 100B.16.

5 Sec. 39. NEW SECTION. 100B.15 DEFINITIONS.

6 As used in this part:

7 1. "Bureau" means the fire service training bureau.

8 2. "Council" means the state fire service and emergency  
9 response council.

10 3. "Emergency responders" means firefighters, law  
11 enforcement officers, emergency medical service personnel, and  
12 other personnel having emergency response duties.

13 4. "Emergency response service" means fire protection  
14 service, law enforcement, emergency medical service, hazardous  
15 materials containment and disposal, search and rescue  
16 operations, evacuation operations, and other related services.

17 5. "Municipality" means a city, county, township,  
18 benefited fire district, or agency authorized by law to  
19 provide emergency response services.

20 6. "Public agency" means a municipality, a community  
21 college, or an association representing fire fighters.

22 7. "Training center" means a regional emergency response  
23 training center established under section 100B.16.

24 Sec. 40. NEW SECTION. 100B.16 REGIONAL EMERGENCY  
25 RESPONSE TRAINING CENTERS.

26 1. Twelve regional emergency response training centers are  
27 established to provide training to fire fighters and other  
28 emergency responders. The training centers are established in  
29 the following cities and shall be operated by the following  
30 public agencies:

31 a. In Dubuque to be operated by the Dubuque county fire  
32 fighters' association and to provide advanced training in  
33 agricultural emergency response.

34 b. In Waterloo to be operated by the city of Waterloo and  
35 to provide advanced training in hazardous materials emergency ]

1 [response.

2 c. In Sioux City to be operated by Western Iowa technology  
3 community college and to provide advanced training in  
4 emergency responder communications.

5 d. In Cedar Rapids to be operated by Kirkwood community  
6 college and to provide advanced training in agricultural  
7 terrorism response and mass casualty and fatality response.

8 e. In Council Bluffs to be operated by Iowa western  
9 community college.

10 f. In Davenport to be operated by Scott County community  
11 college.

12 g. In Emmetsburg to be operated by Iowa lakes community  
13 college.

14 h. In Fort Dodge to be operated by Iowa central community  
15 college and to provide advanced training in homeland security.

16 i. In Mason City to be operated by the Mason City fire  
17 department.

18 j. In Fort Madison to be operated by southeastern  
19 community college.

20 The public agencies named in paragraphs "a" through "j"  
21 shall, in conjunction with the bureau, coordinate fire service  
22 training programs as described in section 100B.6 at each  
23 training center.

24 2. a. A public agency listed in subsection 1, paragraphs  
25 "a" through "j", shall submit an application to the council in  
26 order to receive any appropriation made for the agency's  
27 training center. A public agency located in merged area  
28 eleven, or in merged areas fourteen and fifteen combined may  
29 submit an application to the council to request that a  
30 training center be established to coordinate, in conjunction  
31 with the bureau, fire service training programs as described  
32 in section 100B.6 at that training center.

33 b. The application shall be provided by the bureau in a  
34 form prescribed by the council. An applicant public agency  
35 shall indicate on the application the location of the proposed ]

1 [training center. The application shall be accompanied by  
2 letters from public agencies and private businesses in the  
3 merged area stating an intent to participate in, and provide  
4 for financial support for, establishment and activities of the  
5 training center.

6 c. By January 10 of each year, the council shall submit a  
7 list of applications received and the council's recommendation  
8 on each application to the general assembly. The general  
9 assembly shall determine which applications for establishment  
10 of a training center shall be approved. The council shall,  
11 upon request, provide the applications and supporting  
12 documentation submitted by each applicant.

13 3. In selecting a location for a proposed training center,  
14 an applicant public agency shall consider, and address in the  
15 application, all of the following:

16 a. The availability and proximity of quality classroom  
17 space with adequate audio-visual support.

18 b. The availability and adequate supply from area  
19 emergency response service entities of equipment which  
20 supports training.

21 c. A site where limited, safe open burning would not be  
22 challenged or prohibited due to environmental issues or  
23 community concerns.

24 d. Proximity to a medical facility.

25 e. The availability of water mains, roadway, drainage,  
26 electrical service, and reasonably flat terrain.

27 f. Accessibility to area fire departments.

28 The application shall include letters of support for the  
29 recommended site from emergency response entities in the  
30 region.

31 4. If a training center is established in merged area  
32 eleven, the training center shall provide advanced training in  
33 operations integration in compliance with the national  
34 incident management system.

35 Sec. 41. NEW SECTION. 100B.17 TRAINING CENTER ]

1 **FACILITIES.**

2 1. Each training center is required to have the following  
3 facilities:

4 a. A two-story burn building containing a minimum of two  
5 burn rooms, interior and exterior stairways, a standpipe  
6 connection, and other features necessary to provide live fire  
7 training which meets federal fire fighter professional  
8 qualifications standards and the minimum training standards  
9 developed by the council for Iowa fire fighters.

10 b. A two-story skills building containing interior and  
11 exterior stairways, ventilation panels, forcible entry skill  
12 stations, a sprinkler system, and other features necessary to  
13 provide live fire training which meets federal fire fighter  
14 professional qualifications standards and the minimum training  
15 standards developed by the council for Iowa fire fighters.

16 c. Necessary classroom space.

17 2. In addition to the requirements in subsection 1, each  
18 training center assigned an area of advanced training as  
19 specified in section 100B.16 is required to have facilities to  
20 support instruction in its area of advanced training. These  
21 facilities shall include facilities and structures to support  
22 full-scale training exercises in such area of advanced  
23 training as recommended or required by any applicable state or  
24 national training facility standards.

25 3. The bureau shall inspect the facilities of each  
26 training center to ensure compliance with the requirements of  
27 this section.

28 **Sec. 42. NEW SECTION. 100B.18 TRAINING PROVIDED.**

29 1. Training centers shall provide fire service training in  
30 accordance with curriculum approved by the bureau. The  
31 bureau, in cooperation with the public agencies operating the  
32 training centers, shall provide the necessary training  
33 materials, curriculum, and training aids. Each public agency  
34 operating a training center shall be responsible for  
35 scheduling training programs.]

1 [2. Training centers may provide emergency response service  
2 training in addition to fire service training. A training  
3 center shall offer joint training exercises to emergency  
4 responders. The bureau shall work in conjunction with those  
5 state agencies charged with developing training standards for  
6 emergency response service training to develop a curriculum  
7 and standards for emergency response service training provided  
8 by a training center.

9 3. A training center shall offer training to any emergency  
10 responder who applies for training at the training center  
11 regardless of the emergency responder's place of residence or  
12 employment.

13 Sec. 43. NEW SECTION. 100B.19 AGREEMENTS FOR TRAINING  
14 AND FINANCIAL ASSISTANCE -- AUTHORITY.

15 A public agency operating a training center may enter into  
16 agreements under chapter 28E to provide emergency response  
17 service training to emergency responders. The agreements may  
18 provide for financial contributions from participating public  
19 agencies, private fire departments, and emergency response  
20 service entities and may provide for in-kind contributions of  
21 land, equipment, and personnel from such public agencies,  
22 private fire departments, and other entities providing  
23 emergency response services.

24 Sec. 44. NEW SECTION. 546.12 COMMERCE-RELATED BUILDING.

25 1. For the purposes of this section:

26 a. "Chargeable expenses" means expenses incurred as part  
27 of the regulatory expenses charged by a commerce-related  
28 agency that are not deposited into the general fund of the  
29 state, may be expended by the commerce-related agency, and are  
30 collected by the following commerce-related agency pursuant to  
31 the following specified authorization:

32 (1) The utilities board and the consumer advocate division  
33 of the department of justice, expenses for carrying out duties  
34 under section 476.10.

35 (2) The banking division, actual expenses under section ]

1 [524.207, subsection 3.

2 (3) The credit union division, actual expenses under  
3 section 533.67, subsection 3.

4 (4) The insurance division, actual expenses under section  
5 505.7, subsection 4.

6 b. "Commerce-related agency" means the consumer advocate  
7 division of the department of justice or any of the following  
8 divisions of the department:

9 (1) Banking.

10 (2) Credit union.

11 (3) Insurance.

12 (4) Utilities.

13 2. The commerce-related agencies may jointly provide for  
14 construction of a building to house the commerce-related  
15 agencies. If deemed cost-effective by the commerce-related  
16 agencies, the building may be developed with capacity for  
17 other occupants. A building developed under this section  
18 shall be a model energy-efficient building that may be used as  
19 a public example for similar efforts. The building shall  
20 comply with the life cycle cost provisions developed pursuant  
21 to section 72.5. The building shall be located on the capitol  
22 grounds.

23 3. Costs associated with construction and operation of the  
24 building are chargeable expenses. The commerce-related  
25 agencies shall utilize a cost-effective approach for financing  
26 construction of the building which may include but is not  
27 limited to lease, lease-purchase, bonding, or installment  
28 acquisition arrangement, or a financing arrangement under  
29 section 12.28. If financing for the building is implemented  
30 under section 12.28, the limitation on principal under that  
31 section does not apply. This section comprises a complete and  
32 independent authorization and procedure for the commerce-  
33 related agencies to enter into a lease or agreement and this  
34 section is not a qualification of any other powers which the  
35 commerce-related agencies may possess and the authorizations ]

1 [and powers granted under this section are not subject to the  
2 terms, requirements, or limitations of any other provisions of  
3 law, except that the commerce-related agencies must comply  
4 with the provisions of section 12.28 when entering into  
5 financing agreements for the purchase of real or personal  
6 property.

7 4. If financing for the building is implemented through  
8 bonding, the commerce-related agencies shall be considered to  
9 be an authority for purposes of section 12.30 and shall be  
10 subject to that section. In order further to assure  
11 maintenance of any bond reserve funds established in  
12 connection with the financing, the treasurer of state shall,  
13 on or before January 1 of each calendar year, make and deliver  
14 to the governor the treasurer of state's certificate stating  
15 the sum, if any, required to restore any such bond reserve  
16 fund to the bond reserve fund requirement for that fund.  
17 Within thirty days after the beginning of the session of the  
18 general assembly next following the delivery of the  
19 certificate, the governor shall submit to both houses of the  
20 general assembly printed copies of a budget including the sum,  
21 if any, required to restore any such bond reserve fund to the  
22 bond reserve fund requirement for that fund. Any sums  
23 appropriated by the general assembly and paid to the treasurer  
24 of state shall be deposited by the treasurer of state in the  
25 applicable bond reserve fund.

26 5. All moneys received by the commerce-related agencies  
27 from agreements and leases entered into pursuant to this  
28 section with private and public agencies shall be considered  
29 repayment receipts as defined in section 8.2, and shall be  
30 used for costs incurred in connection with the building.

31 6. Notwithstanding sections 8A.302, 8A.321, and 8A.322,  
32 the commerce-related agencies shall be responsible for  
33 securing architectural services, contracting for construction,  
34 engineering, and construction oversight and management,  
35 assigning space, and controlling the funding associated with ]

1 [the building construction and the building's operation. The  
2 commerce-related agencies may utilize consultants or other  
3 expert assistance to address feasibility, planning, or other  
4 considerations connected with construction of the building or  
5 decision making regarding the building. The commerce-related  
6 agencies shall consult with the office of the governor and the  
7 legislative bodies with oversight of the commerce-related  
8 agencies and capital projects. The building location shall be  
9 subject to a recommendation by the capitol planning  
10 commission.

11 Sec. 45. TRAINING FOCUS REPORT.

12 1. The state fire service and emergency response council  
13 and the homeland security and emergency management division of  
14 the department of public defense shall compile a report  
15 developing a comprehensive training focus for emergency  
16 responders to be implemented by training centers that are, or  
17 will be, established under section 100B.16. The report shall  
18 identify areas of emergency response services on which the  
19 state should focus, including but not limited to advanced  
20 training in homeland security, agricultural terrorism  
21 response, mass casualty and fatality response, and operations  
22 integration in compliance with the national incident  
23 management system. The report shall also include  
24 recommendations on which a merged area or established training  
25 center should provide the training.

26 2. On or before March 10, 2007, the state fire service and  
27 emergency response council and the homeland security and  
28 emergency response division shall report to the general  
29 assembly on the matters described in subsection 1.]

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31  
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35

S-5265

1 Amend House File 2782, as amended, passed, and  
2 reprinted by the House, as follows:  
3 1. Page 1, by striking lines 28 through 31.  
4 2. Page 2, by striking lines 2 through 5.  
5 3. Page 2, line 13, by inserting before the word  
6 "For" the following: "a."  
7 4. Page 2, by inserting after line 17 the  
8 following:

9 "b. For historical site preservation grants to be  
10 used for the restoration, preservation, and  
11 development of historic sites:  
12 ..... \$ 800,000

13 In making grants pursuant to this lettered  
14 paragraph, the department shall consider the existence  
15 and amount of other funds available to an applicant  
16 for the designated project. A grant awarded from  
17 moneys appropriated in this lettered paragraph shall  
18 not exceed \$100,000 per project. Not more than two  
19 grants may be awarded in the same county.

20 c. For providing a grant to the Grout museum  
21 district for establishing a veterans database and  
22 interpretive exhibits at the Sullivan brothers  
23 veterans museum in order to honor Iowa veterans and  
24 their many contributions, notwithstanding section  
25 8.57, subsection 6, paragraph "c":  
26 ..... \$ 1,000,000

27 d. For the American gothic visitors education  
28 center in Eldon, Iowa, for infrastructure purposes:  
29 ..... \$ 250,000"

30 5. Page 2, by striking lines 19 and 20 and  
31 inserting the following:  
32 "For costs associated with the construction,  
33 renovation, major repair, and site development of Iowa  
34 port authorities pursuant to chapter 28J:"

35 6. Page 3, by inserting after line 1 the  
36 following:  
37 "Of the amount appropriated in this subsection,  
38 \$200,000 shall be allocated to the state library and  
39 \$50,000 shall be allocated equally to each library  
40 service area.

41 DEPARTMENT OF HUMAN SERVICES

42 To provide a matching grant for the planning,  
43 design, renovation, and construction of a residential  
44 treatment facility for youth with emotional and  
45 behavioral disorders in a city with a population of  
46 between 10,000 and 15,000 residents located in a  
47 central Iowa county with a population of approximately  
48 38,000 residents:

49 ..... \$ 300,000

50 It is the intent of the general assembly that the

S-5265

1 matching grant awarded from the funds appropriated  
2 under this subsection shall be awarded only to the  
3 extent that the state moneys are matched from sources  
4 other than the state on a dollar-for-dollar basis."

5 7. Page 3, line 7, by inserting before the word  
6 "To" the following: "a."

7 8. Page 3, by inserting after line 10 the  
8 following:

9 "b. For repair and maintenance of the four season  
10 bathhouse shelter at Lake Darling:  
11 ..... \$ 250,000"

12 9. Page 3, line 12, by inserting before the word  
13 "For" the following: "a."

14 10. Page 3, by inserting after line 14 the  
15 following:

16 "b. For allocation to the homeland security and  
17 emergency management division for the STARCOMM  
18 project:  
19 ..... \$ 1,000,000

20     . DEPARTMENT OF PUBLIC HEALTH

21 For construction costs associated with the  
22 planning, design, and construction of a regional  
23 collaborative building to house environmental public  
24 health and emergency and facility management:  
25 ..... \$ 100,000"

26 11. Page 3, by inserting before line 15 the  
27 following:

28 "    . DEPARTMENT OF PUBLIC SAFETY

29 a. For the planning, design, and construction of a  
30 law enforcement driving safety training facility in  
31 the same location as the automobile racetrack facility  
32 as defined in section 423.4, subsection 5:  
33 ..... \$ 800,000

34 b. For allocation to the division of fire  
35 protection for the planning, design, and construction  
36 of regional emergency response training centers in the  
37 state:  
38 ..... \$ 2,300,000

39 Of the amount appropriated in this lettered  
40 paragraph, \$400,000 shall be allocated to Western Iowa  
41 technical community college.

42 Of the amount appropriated in this lettered  
43 paragraph, \$500,000 shall be allocated to Iowa western  
44 community college.

45 Of the amount appropriated in this lettered  
46 paragraph, \$150,000 shall be allocated to northeast  
47 Iowa community college.

48 Of the amount appropriated in this lettered  
49 paragraph, \$150,000 shall be allocated to hawkeye  
50 community college.

1 Of the amount appropriated in this lettered  
2 paragraph, \$400,000 shall be allocated to eastern Iowa  
3 community college.

4 Of the amount appropriated in this lettered  
5 paragraph, \$400,000 shall be allocated to Iowa lakes  
6 community college.

7 Of the amount appropriated in this lettered  
8 paragraph, an additional \$300,000 shall be available  
9 to a lead public agency of any of the regional  
10 emergency response training centers upon application  
11 to the fire service training bureau. The state fire  
12 marshal shall adopt rules that establish an  
13 application procedure for a lead public agency of any  
14 of the regional emergency response training centers  
15 identified in section 100B.16. The highest priority  
16 use for the moneys appropriated under this paragraph  
17 shall be for regional emergency response training  
18 centers comprised of two merged areas. Such moneys  
19 shall be used for the same purposes for which the  
20 previously identified allocations may be spent and  
21 shall not be used for facilities related to providing  
22 advanced training as specified in section 100B.16."

23 12. Page 3, line 30, by inserting after the  
24 figure "2005," the following: "including projects  
25 submitted for review to the technology and  
26 commercialization resources organization created in  
27 this Act, if enacted,".

28 13. Page 4, line 3, by inserting after the figure  
29 "2005" the following: ", including projects submitted  
30 for review to the technology and commercialization  
31 resources organization created in this Act, if  
32 enacted".

33 14. Page 4, line 7, by striking the figure  
34 "10,000,000" and inserting the following:  
35 "8,350,000".

36 15. Page 4, by striking line 21 and inserting the  
37 following:

38 "g. For endowments and salaries, notwithstanding  
39 section 8.57, subsection 6, paragraph "c":"

40 16. Page 5, by striking lines 14 through 16 and  
41 inserting the following:

42 "a. For deposit into the railroad revolving loan  
43 and grant fund created in section 327H.20A:"

44 17. Page 5, by striking lines 25 through 27.

45 18. Page 5, line 29, by inserting before the word  
46 "For" the following: "a."

47 19. Page 5, by inserting after line 32 the  
48 following:

49 "b. For county fair infrastructure improvements  
50 for distribution in accordance with chapter 174 to

1 qualified fairs which belong to the association of  
2 Iowa fairs:  
3 ..... \$ 1,060,000"

4 20. Page 5, line 34, by striking the words  
5 "department of public defense" and inserting the  
6 following: "following departments".

7 21. Page 6, line 1, by striking the word "amount"  
8 and inserting the following: "amounts".

9 22. Page 6, by striking lines 3 through 21 and  
10 inserting the following:

11 "1. DEPARTMENT OF ADMINISTRATIVE SERVICES  
12 For construction of a new school and infirmary  
13 building at the Iowa juvenile home at Toledo and for  
14 the renovation of existing school buildings and the  
15 demolition of other buildings:  
16 ..... \$ 3,100,000

17 2. DEPARTMENT OF CULTURAL AFFAIRS  
18 For deposit into the Iowa great places program fund  
19 created in section 303.3D as enacted in this Act:  
20 ..... \$ 3,000,000

21 3. DEPARTMENT OF PUBLIC DEFENSE  
22 For allocation to the homeland security and  
23 emergency management division for the STARCOMM  
24 project:  
25 ..... \$ 2,000,000

26 4. DEPARTMENT OF TRANSPORTATION. For deposit into  
27 the public transit infrastructure grant fund created  
28 in section 324A.6A, if enacted in this Act:  
29 ..... \$ 2,200,000

30 Sec. \_\_\_\_\_. There is appropriated from the rebuild  
31 Iowa infrastructure fund to the department of public  
32 defense for the fiscal year beginning July 1, 2008,  
33 and ending June 30, 2009, the following amount, or so  
34 much thereof as is necessary, to be used for the  
35 purposes designated:

36 For allocation to the homeland security and  
37 emergency management division for the STARCOMM  
38 project:  
39 ..... \$ 1,600,000"

40 23. Page 6, by striking lines 22 through 29 and  
41 inserting the following:

42 "Sec. \_\_\_\_\_. REVERSION.

43 1. Notwithstanding section 8.33, moneys  
44 appropriated for the fiscal year beginning July 1,  
45 2006, in this division of this Act that remain  
46 unencumbered or unobligated at the close of the fiscal  
47 year shall not revert but shall remain available for  
48 the purposes designated until the close of the fiscal  
49 year that begins July 1, 2009, or until the project  
50 for which the appropriation was made is completed,

1 whichever is earlier.

2 2. Notwithstanding section 8.33, moneys  
3 appropriated for the fiscal year beginning July 1,  
4 2007, in this division of this Act that remain  
5 unencumbered or unobligated at the close of the fiscal  
6 year shall not revert but shall remain available for  
7 the purposes designated until the close of the fiscal  
8 year that begins July 1, 2010, or until the project  
9 for which the appropriation was made is completed,  
10 whichever is earlier.

11 3. Notwithstanding section 8.33, moneys  
12 appropriated for the fiscal year beginning July 1,  
13 2008, in this division of this Act that remain  
14 unencumbered or unobligated at the close of the fiscal  
15 year shall not revert but shall remain available for  
16 the purposes designated until the close of the fiscal  
17 year that begins July 1, 2011, or until the project  
18 for which the appropriation was made is completed,  
19 whichever is earlier."

20 24. Page 7, line 1, by inserting after the word  
21 "new" the following: "approximately".

22 25. Page 7, line 5, by striking the figure  
23 "14,600,000" and inserting the following:  
24 "16,100,000".

25 26. Page 7, line 6, by striking the figure  
26 "14,600,000" and inserting the following:  
27 "16,800,000".

28 27. Page 7, line 21, by striking the figure  
29 "14,000,000" and inserting the following:  
30 "15,650,000".

31 28. Page 8, by inserting after line 14 the  
32 following:

33 "Of the amount appropriated in this lettered  
34 paragraph, \$150,000 is allocated to the department for  
35 the purpose of funding a detailed project report by  
36 the United States army corps of engineers to study  
37 flood prevention improvements to a levee located in  
38 the largest city in a county in this state with a  
39 population between 190,000 and 200,000. To receive  
40 funds pursuant to this paragraph, the city shall  
41 provide local matching moneys on a dollar-for-dollar  
42 basis and shall work to obtain any available federal  
43 funding."

44 29. Page 8, by striking lines 30 and 31 and  
45 inserting the following:

46 "d. For deposit in the agricultural drainage well  
47 water quality assistance fund created in section  
48 460.303 to be used for".

49 30. Page 11, by striking lines 26 through 30 and  
50 inserting the following:

1 "..... \$ 975,000  
 2 Of the amount appropriated for the dredging of  
 3 lakes, \$225,000 shall be allocated for a lake with  
 4 public access that has the support of a benefitted  
 5 lake district located in a county with a population  
 6 between 18,350 and 18,450.

7 The department shall monitor private lake  
 8 recipients with a department presence of the funds  
 9 appropriated in this lettered paragraph and such  
 10 recipients shall provide local matching moneys on a  
 11 dollar-for-dollar basis."

12 31. Page 12, by striking lines 8 through 13 and  
 13 inserting the following:

14 "i. For completion of the tire reclamation project  
 15 near Rhodes:

16 ..... \$ 50,000

17 Sec. \_\_\_\_\_. There is appropriated from the  
 18 environment first fund to the department of  
 19 agriculture and land stewardship for the fiscal year  
 20 beginning July 1, 2007, and ending June 30, 2008, the  
 21 following amount, or so much thereof as is necessary,  
 22 to be used for the purpose designated:

23 For the purpose of funding a detailed project  
 24 report by the United States army corps of engineers to  
 25 study flood prevention improvements to a levee located  
 26 in the largest city in a county in this state with a  
 27 population between 190,000 and 200,000:

28 ..... \$ 150,000

29 To receive funds pursuant to this section, the city  
 30 shall provide local matching moneys on a  
 31 dollar-for-dollar basis and shall work to obtain any  
 32 available federal funding.

33 Notwithstanding section 8.33, moneys appropriated  
 34 in this section that remain unencumbered or  
 35 unobligated at the close of the fiscal year shall not  
 36 revert but shall remain available for the purposes  
 37 designated until the close of the fiscal year that  
 38 begins July 1, 2010, or until the project for which  
 39 the appropriation was made is completed, whichever is  
 40 earlier."

41 32. Page 12, line 26, by inserting after the word  
 42 "appropriated" the following: "for the fiscal year  
 43 beginning July 1, 2006,".

44 33. Page 13, by striking line 20 and inserting  
 45 the following: "fiscal year beginning July 1, 2005,  
 46 and ending June 30, 2006".

47 34. By striking page 13, line 27, through page  
 48 14, line 11, and inserting the following:

49 "(2) For costs associated with the remodeling of  
 50 the records and property center:

1 ..... \$ 2,200,000  
 2 (3) For costs associated with the restoration of  
 3 the west capitol terrace:  
 4 ..... \$ 2,300,000  
 5 (4) For costs to repair parking lots on the  
 6 capitol complex:  
 7 ..... \$ 1,545,000

b. DEPARTMENT OF CORRECTIONS

8  
 9 (1) For construction of a community-based  
 10 correctional facility, including district offices, in  
 11 Ft. Dodge:  
 12 ..... \$ 1,400,000  
 13 (2) For the remodeling and renovation of the  
 14 kitchen facilities at the Anamosa correctional  
 15 facility:  
 16 ..... \$ 1,840,000  
 17 (3) For the Oakdale expansion one-time equipment  
 18 purchases and expenses:  
 19 ..... \$ 3,376,519"

20 35. Page 14, by inserting after line 14 the  
 21 following:  
 22 "Of the amount appropriated in this lettered  
 23 paragraph, \$25,000 shall be used for improvements to  
 24 the stone wall at Backbone state park."

25 36. By striking page 14, line 19, through page  
 26 16, line 11, and inserting the following:

27 "(2) For upgrades to the Camp Dodge water  
 28 distribution system:  
 29 ..... \$ 750,000  
 30 (3) For construction of a national guard aviation  
 31 armory in Waterloo:  
 32 ..... \$ 399,000

DEPARTMENT OF PUBLIC SAFETY

33  
 34 For construction of an Iowa state patrol post in  
 35 district 8:  
 36 ..... \$ 2,400,000"

37 37. Page 16, by striking lines 21 through 23 and  
 38 inserting the following: "the close of the fiscal  
 39 year that begins July 1, 2006.

40 Sec. \_\_\_\_ . EFFECTIVE DATE. This division of this  
 41 Act, being deemed of immediate importance, takes  
 42 effect upon enactment."

43 38. Page 17, line 2, by inserting after the  
 44 figure "2005" the following: ", including projects  
 45 submitted for review to the technology and  
 46 commercialization resources organization created in  
 47 this Act, if enacted."

48 39. Page 17, by striking lines 20 through 22.

49 40. Page 17, by inserting after line 31 the  
 50 following:

1 "Of the amount appropriated in this lettered  
2 paragraph, funds shall be used for the maintenance of  
3 the exterior windows on the east side of the capitol  
4 building."

5 41. Page 17, line 33, by inserting after the word  
6 "new" the following: "approximately".

7 42. Page 17, line 35, by striking the figure  
8 "38,485,000" and inserting the following:  
9 "37,585,000".

10 43. Page 18, by striking lines 4 through 6.

11 44. Page 18, line 14, by striking the figure  
12 "8,130,668" and inserting the following: "5,030,668".

13 45. Page 18, by inserting after line 14 the  
14 following:

15 "\_\_\_\_\_. For discretion by the director of the  
16 department of administrative services to be used to  
17 purchase property or enter into agreements to purchase  
18 property which would be appropriate or beneficial to  
19 the state:

20 ..... \$ 500,000"

21 46. Page 18, line 25, by striking the figure  
22 "1,400,000" and inserting the following: "1,000,000".

23 47. Page 18, by striking lines 26 through 28 and  
24 inserting the following:

25 "c. To the sixth judicial district department of  
26 correctional services for the design and construction  
27 of a 20-bed residential facility for offenders under  
28 the supervision of the district department who have  
29 mental health or dual diagnosis needs:

30 ..... \$ 1,000,000"

31 48. By striking page 18, line 30, through page  
32 19, line 2, and inserting the following:

33 "For deposit into the Iowa great places program  
34 fund created in section 303.3D, if enacted in this  
35 Act:

36 ..... \$ 3,000,000

37 Of the amount deposited into the Iowa great places  
38 program fund pursuant to this subsection, \$1,000,000  
39 is appropriated for and shall be allocated to each  
40 Iowa great place identified through the Iowa great  
41 places program in fiscal year 2005-2006.  
42 Notwithstanding section 8.33, the amounts appropriated  
43 and allocated pursuant to this paragraph that remain  
44 unencumbered at the close of the fiscal year shall not  
45 revert but shall remain available for expenditure by  
46 the department for the purposes designated in this  
47 paragraph until the close of the succeeding fiscal  
48 year.

49 \_\_\_\_\_ DEPARTMENT OF ECONOMIC DEVELOPMENT

50 For accelerated career education program capital

1 projects at community colleges that are authorized  
 2 under chapter 260G and that meet the definition of  
 3 "vertical infrastructure" in section 8.57B, subsection  
 4 3:  
 5 ..... \$ 5,500,000

6 The moneys appropriated in this subsection shall be  
 7 allocated equally among the community colleges in the  
 8 state. If any portion of the equal allocation to a  
 9 community college is not obligated or encumbered by  
 10 April 1, 2007, the unobligated and unencumbered  
 11 portions shall be available for use by other community  
 12 colleges."

13 49. Page 19, line 22, by striking the figure  
 14 "1,635,000" and inserting the following: "1,236,000".

15 50. Page 19, by striking lines 25 through 27, and  
 16 inserting the following:

17 "d. For allocation to the homeland security and  
 18 emergency management division for the STARCOMM  
 19 project:

20 ..... \$ 600,000"

21 51. Page 19, by striking lines 29 through 31 and  
 22 inserting the following:

23 "For allocation to the division of fire protection  
 24 for the planning, design, and construction of regional  
 25 emergency response training centers in the state:

26 ..... \$ 2,000,000

27 Of the amount appropriated in this subsection,  
 28 \$400,000 shall be allocated to north Iowa area  
 29 community college.

30 Of the amount appropriated in this subsection,  
 31 \$400,000 shall be allocated to southeastern Iowa  
 32 community college.

33 Of the amount appropriated in this subsection,  
 34 \$400,000 shall be allocated to a public agency, as  
 35 defined in section 100B.15, located in merged area  
 36 eleven.

37 Of the amount appropriated in this subsection,  
 38 \$400,000 shall be allocated to Kirkwood community  
 39 college.

40 Of the amount appropriated in this subsection,  
 41 \$400,000 shall be allocated to Iowa central community  
 42 college."

43 52. Page 20, by inserting after line 13 the  
 44 following:

45 "\_\_\_\_. DEPARTMENT OF TRANSPORTATION

46 a. For infrastructure improvements at general  
 47 aviation airports within the state:

48 ..... \$ 750,000

49 b. For vertical infrastructure improvements at the  
 50 commercial air service airports within the state:

1 ..... \$ 1,500,000  
 2 Fifty percent of the funds appropriated in this  
 3 lettered paragraph shall be allocated equally between  
 4 each commercial service airport, 40 percent of the  
 5 funds shall be allocated based on the percentage that  
 6 the number of enplaned passengers at each commercial  
 7 service airport bears to the total number of enplaned  
 8 passengers in the state during the previous fiscal  
 9 year, and 10 percent of the funds shall be allocated  
 10 based upon the percentage that the air cargo tonnage  
 11 at each commercial service airport bears to the total  
 12 air cargo tonnage in the state during the previous  
 13 fiscal year. In order for a commercial service  
 14 airport to receive funding under this lettered  
 15 paragraph, the airport shall be required to submit  
 16 applications for funding of specific projects to the  
 17 department for approval by the state transportation  
 18 commission.

19 c. For acquiring, constructing, and improving  
 20 recreational trails within the state:  
 21 ..... \$ 2,000,000

22 Of the amount appropriated in this lettered  
 23 paragraph, \$200,000 shall be allocated for trail  
 24 projects in Wapello county.

25 d. For deposit into the public transit  
 26 infrastructure grant fund created in section 324A.6A:  
 27 ..... \$ 2,200,000"

28 53. Page 20, by striking lines 17 through 25.

29 54. Page 21, by inserting after line 26 the  
 30 following:

31 "Sec. \_\_\_\_ . REPORT. Annually, on or before January  
 32 1 of each year, a state agency that received an  
 33 appropriation from the endowment for Iowa's health  
 34 restricted capitals fund for the preceding fiscal year  
 35 shall report to the joint transportation,  
 36 infrastructure, and capitals appropriation  
 37 subcommittee, the legislative services agency, the  
 38 department of management, and the legislative capital  
 39 projects committee of the legislative council the  
 40 status of all ongoing projects for which an  
 41 appropriation from the fund has been made. The report  
 42 shall include a description of the project, the  
 43 progress of work completed, the total estimated cost  
 44 of the project, a list of all revenue sources being  
 45 used to fund the project, the amount of funds  
 46 expended, the amount of funds obligated, and an  
 47 estimated completion date of the project."

48 55. Page 24, by inserting after line 18 the  
 49 following:

50 "4. Annually, on or before January 1 of each year,

1 a state agency that received an appropriation from  
 2 this fund for the preceding fiscal year shall report  
 3 to the joint transportation, infrastructure, and  
 4 capitals appropriation subcommittee, the legislative  
 5 services agency, the department of management, and the  
 6 legislative capital projects committee of the  
 7 legislative council the status of all ongoing projects  
 8 for which an appropriation from this fund has been  
 9 made. The report shall include a description of the  
 10 project, the progress of work completed, the total  
 11 estimated cost of the project, a list of all revenue  
 12 sources being used to fund the project, the amount of  
 13 funds expended, the amount of funds obligated, and an  
 14 estimated completion date of the project."

15 56. Page 25, by inserting after line 15 the  
 16 following:

17 "d. For the purposes of contracting with qualified  
 18 persons outside the department to conduct use  
 19 attainability analyses in conformance with section  
 20 455B.176A, as enacted in 2006 Iowa Acts, Senate File  
 21 2363, if enacted, or in any other Act of the  
 22 Eighty-first General Assembly, 2006 Session:

23 ..... \$ 750,000"

24 57. Page 31, by striking lines 6 through 23.

25 58. Page 31, by inserting after line 25 the  
 26 following:

27 "Sec. \_\_\_\_ . Section 8.57, subsection 6, Code 2005,  
 28 is amended by adding the following new paragraph:

29 NEW PARAGRAPH. h. Annually, on or before January  
 30 1 of each year, a state agency that received an  
 31 appropriation from the rebuild Iowa infrastructure  
 32 fund for the preceding fiscal year shall report to the  
 33 joint transportation, infrastructure, and capitals  
 34 appropriation subcommittee, the legislative services  
 35 agency, the department of management, and the  
 36 legislative capital projects committee of the  
 37 legislative council the status of all ongoing projects  
 38 for which an appropriation from the fund has been  
 39 made. The report shall include a description of the  
 40 project, the progress of work completed, the total  
 41 estimated cost of the project, a list of all revenue  
 42 sources being used to fund the project, the amount of  
 43 funds expended, the amount of funds obligated, and an  
 44 estimated completion date of the project.

45 Sec. \_\_\_\_ . Section 8.57A, Code 2005, is amended by  
 46 adding the following new subsection:

47 NEW SUBSECTION. 5. Annually, on or before January  
 48 1 of each year, a state agency that received an  
 49 appropriation from the environment first fund for the  
 50 preceding fiscal year shall report to the joint

1 transportation, infrastructure, and capitals  
2 appropriation subcommittee, the legislative services  
3 agency, the department of management, and the  
4 legislative capital projects committee of the  
5 legislative council the status of all ongoing projects  
6 for which an appropriation from the fund has been  
7 made. The report shall include a description of the  
8 project, the progress of work completed, the total  
9 estimated cost of the project, a list of all revenue  
10 sources being used to fund the project, the amount of  
11 funds expended, the amount of funds obligated, and an  
12 estimated completion date of the project.

13 Sec. \_\_\_\_\_. Section 8.57B, Code Supplement 2005, is  
14 amended by adding the following new subsection:

15 NEW SUBSECTION. 5. Annually, on or before January  
16 1 of each year, a state agency that received an  
17 appropriation from the vertical infrastructure fund  
18 for the preceding fiscal year shall report to the  
19 joint transportation, infrastructure, and capitals  
20 appropriation subcommittee, the legislative services  
21 agency, the department of management, and the  
22 legislative capital projects committee of the  
23 legislative council the status of all ongoing projects  
24 for which an appropriation from the fund has been  
25 made. The report shall include a description of the  
26 project, the progress of work completed, the total  
27 estimated cost of the project, a list of all revenue  
28 sources being used to fund the project, the amount of  
29 funds expended, the amount of funds obligated, and an  
30 estimated completion date of the project.

31 Sec. \_\_\_\_\_. Section 8A.321, subsection 10, Code  
32 Supplement 2005, is amended to read as follows:

33 10. Prepare annual status reports for all ongoing  
34 capital projects of ~~all state agencies, as defined in~~  
35 ~~section 8.3A the department,~~ and submit the status  
36 reports to the ~~legislative capital projects committee~~  
37 joint transportation, infrastructure, and capitals  
38 appropriation subcommittee."

39 59. Page 32, by inserting after line 21 the  
40 following:

41 "Sec. \_\_\_\_\_. Section 12E.12, Code 2005, is amended  
42 by adding the following new subsection:

43 NEW SUBSECTION. 9. Annually, on or before January  
44 1 of each year, a state agency that received an  
45 appropriation from the tobacco settlement trust fund  
46 for the preceding fiscal year shall report to the  
47 joint transportation, infrastructure, and capitals  
48 appropriation subcommittee, the legislative services  
49 agency, the department of management, and the  
50 legislative capital projects committee of the

1 legislative council the status of all ongoing projects  
2 for which an appropriation from the fund has been  
3 made. The report shall include a description of the  
4 project, the progress of work completed, the total  
5 estimated cost of the project, a list of all revenue  
6 sources being used to fund the project, the amount of  
7 funds expended, the amount of funds obligated, and an  
8 estimated completion date of the project.

9 Sec. \_\_\_\_\_. Section 15I.1, subsection 2, paragraph  
10 a, Code Supplement 2005, is amended to read as  
11 follows:

12 a. Medical and dental insurance plans. If an  
13 employer offers medical insurance under both single  
14 and family coverage plans, the employer shall be given  
15 credit for providing medical insurance under family  
16 coverage plans to all new employees."

17 60. Page 32, by striking lines 22 through 26.

18 61. Page 32, by striking lines 30 and 31 and  
19 inserting the following:

20 "~~The state fire marshal, subject to the approval of~~  
21 ~~the state fire service and emergency response council,~~  
22 may shall".

23 62. Page 33, by striking lines 5 through 7 and  
24 inserting the following:

25 "The state fire marshal may enter into written  
26 agreements with other".

27 63. Page 33, by striking lines 17 through 19 and  
28 inserting the following: "described in section 100B.6  
29 shall not be greater than the fee schedule established  
30 by rule by the state fire marshal."

31 64. By striking page 33, line 33, through page  
32 34, line 4.

33 65. By striking page 34, line 26, through page  
34 35, line 19, and inserting the following:

35 "1. Regional emergency response training centers  
36 shall be established to provide training to fire  
37 fighters and other emergency responders. The lead  
38 public agency for the training centers shall be the  
39 following community colleges for the following merged  
40 areas:

41 a. Northeast Iowa community college for merged  
42 area I in partnership with the Dubuque county  
43 firemen's association and to provide advanced training  
44 in agricultural emergency response as such advanced  
45 training is funded by the homeland security and  
46 emergency management division of the department of  
47 public defense.

48 b. North Iowa area community college for merged  
49 area II in partnership with the Mason City fire  
50 department.

- 1 c. Iowa lakes community college for merged area
- 2 III.
- 3 d. Iowa central community college for merged area
- 4 V and to provide advanced training in homeland
- 5 security as such advanced training is funded by the
- 6 homeland security and emergency management division of
- 7 the department of public defense.
- 8 e. Hawkeye community college for merged area VII
- 9 in partnership with the Waterloo regional hazardous
- 10 materials training center and to provide advanced
- 11 training in hazardous materials emergency response as
- 12 such advanced training is funded by the homeland
- 13 security and emergency management division of the
- 14 department of public defense.
- 15 f. Eastern Iowa community college for merged area
- 16 IX in partnership with the city of Davenport fire
- 17 department.
- 18 g. Kirkwood community college for merged area X in
- 19 partnership with the city of Coralville fire
- 20 department and the Iowa City fire department and to
- 21 provide advanced training in agricultural terrorism
- 22 response and mass casualty and fatality response as
- 23 such advanced training is funded by the homeland
- 24 security and emergency management division of the
- 25 department of public defense.
- 26 h. Western Iowa technical community college for
- 27 merged area XII in partnership with the Sioux City
- 28 fire department and to provide advanced training in
- 29 emergency responder communications as such advanced
- 30 training is funded by the homeland security and
- 31 emergency management division of the department of
- 32 public defense.
- 33 i. Iowa western community college for merged areas
- 34 XIII and XIV in partnership with southwestern
- 35 community college and the Council Bluffs fire
- 36 department.
- 37 j. Southeastern Iowa community college for merged
- 38 areas XV and XVI in partnership with Indian hills
- 39 community college and the city of Fort Madison fire
- 40 department."
- 41 66. Page 35, by striking lines 24 through 34 and
- 42 inserting the following:
- 43 "2. a. A lead public agency listed in subsection
- 44 1, paragraphs "a" through "j", shall submit an
- 45 application to the bureau in order to be eligible to
- 46 receive a state appropriation for the agency's
- 47 training center. The bureau shall prescribe the form
- 48 of the application and, on or before August 15, 2006,
- 49 shall provide such application to each lead public
- 50 agency.

1 b. An applicant lead public agency".

2 67. Page 36, line 1, by inserting after the word  
3 "center." the following: "An applicant shall also  
4 include on the application the location of any  
5 existing facilities required in section 100B.17 and  
6 located in the training region."

7 68. Page 36, by striking lines 6 through 10 and  
8 inserting the following:

9 "c. By January 10 of each year, the bureau shall  
10 submit to the general assembly a list of applications  
11 received and the action taken by the bureau on each  
12 application. The bureau shall,".

13 69. Page 36, line 14, by inserting after the word  
14 "applicant" the following: "lead".

15 70. Page 36, by inserting after line 30 the  
16 following:

17 "4. Applications must be submitted to the bureau  
18 by September 15, 2006, in order for a training center  
19 to be eligible to receive state funds in the fiscal  
20 year beginning July 1, 2006, if funds are appropriated  
21 to that training center for that fiscal year. The  
22 bureau shall review and approve an application and, if  
23 approved, distribute funds appropriated for that  
24 training center within thirty days of receiving the  
25 application from the applicant. State funds that have  
26 been appropriated for use by a specified training  
27 center shall be distributed to that training center as  
28 soon as possible after the bureau approves such  
29 training center's application.

30 5. The application shall list the training  
31 facilities to be required in order for a training  
32 center to provide training to fire fighters and other  
33 emergency responders. If a lead agency or a partner  
34 of a lead agency already owns or utilizes a required  
35 training facility, that facility shall not be  
36 duplicated when constructing the required training  
37 facilities listed on the application."

38 71. Page 36, line 31, by striking the figure "4."  
39 and inserting the following: "6."

40 72. Page 36, line 34, by inserting after the word  
41 "system" the following: "as such advanced training is  
42 funded by the homeland security and emergency  
43 management division of the department of public  
44 defense".

45 73. Page 36, by inserting after line 34 the  
46 following:

47 "7. The state fire marshal may adopt  
48 administrative rules under section 17A.4, subsection  
49 2, and section 17A.5, subsection 2, paragraph "b", to  
50 administer this section."

1 74. By striking page 36, line 35, through page  
2 37, line 17, and inserting the following:

3 "Sec. \_\_\_\_ . NEW SECTION. 100B.17 TRAINING CENTER  
4 FACILITIES -- ADVANCED TRAINING -- INSPECTIONS.

5 1. Each training center is required to have the  
6 facilities listed on the application in section  
7 100B.16. In addition, each".

8 75. Page 37, line 25, by striking the figure "3."  
9 and inserting the following: "2."

10 76. Page 37, by striking lines 33 through 35 and  
11 inserting the following: "materials, curriculum,  
12 training aids, and training schedule."

13 77. Page 38, by inserting after line 23 the  
14 following:

15 "Sec. \_\_\_\_ . NEW SECTION. 262B.21 RESEARCH AND  
16 DEVELOPMENT PLATFORMS.

17 1. For purposes of this section, and sections  
18 262B.22 and 262B.23, "core platform areas" means the  
19 areas of advanced manufacturing, biosciences,  
20 information solutions, and financial services.

21 2. The state board of regents shall do all of the  
22 following:

23 a. Recruit employees, build capacity, and invest  
24 moneys to ensure rapid scientific progress in the core  
25 platform areas.

26 b. Create endowed chair positions and employ  
27 persons with entrepreneurial expertise.

28 c. Invest in technology development infrastructure  
29 to strengthen and accelerate the scientific and  
30 commercialization work in the core platform areas.

31 d. Provide financial assistance in the form of  
32 grants for purposes of accelerating the transformation  
33 of new and ongoing research and development  
34 initiatives in the core platform areas into commercial  
35 opportunities.

36 e. Actively participate in advisory groups  
37 dedicated to the areas of bioscience advanced  
38 manufacturing, and information solutions.

39 Sec. \_\_\_\_ . NEW SECTION. 262B.22 TECHNOLOGY AND  
40 COMMERCIALIZATION RESOURCE ORGANIZATION.

41 1. The general assembly finds and declares that  
42 the public good requires that Iowa successfully  
43 participate and compete in the emerging world economy.  
44 A technology and commercialization resource  
45 organization is established to formulate and implement  
46 plans and programs for the core platform areas and to  
47 facilitate their commercial application within the  
48 state.

49 2. The technology and commercialization resource  
50 organization shall receive recommendations for

1 research projects which have commercialization  
2 potential from institutions of higher learning under  
3 the control of the state board of regents. In  
4 cooperation with commercialization experts in the  
5 private sector, the organization shall analyze  
6 research project submissions and make recommendations  
7 regarding which projects should receive funding and  
8 how much funding such projects should receive. The  
9 recommendations of the organization shall be forwarded  
10 to the state board of regents. The state board of  
11 regents shall review the recommendations and may  
12 approve, deny, or modify the recommendations, but the  
13 state board of regents shall not change the primary  
14 focus of the proposal. The state board of regents may  
15 award financial assistance to approved research  
16 projects.

17 3. A technology and commercialization resource  
18 organization shall be incorporated under chapter 504.  
19 The organization shall not be regarded as a state  
20 agency, except for purposes of chapter 17A. A member  
21 of the board of directors is not considered a state  
22 employee, except for purposes of chapter 669. A  
23 natural person employed by the organization is a state  
24 employee for purposes of the Iowa public employees'  
25 retirement system, state health and dental plans, and  
26 other state employee benefit plans and chapter 669.  
27 Chapters 8, 8A, and 20, and other provisions of law  
28 that relate to requirements or restrictions dealing  
29 with state personnel or state funds, do not apply to  
30 the organization or any employees of the board of  
31 directors or the organization except to the extent  
32 provided in this chapter.

33 4. The board of directors of the organization  
34 shall consist of eight voting members as follows:  
35 a. The president of the state board of regents.  
36 b. The three members of the economic development  
37 subcommittee of the state board of regents.  
38 c. The chief technology officer of the state.  
39 d. One member selected by a biosciences  
40 development organization designated by the department  
41 of economic development pursuant to section 15G.111,  
42 subsection 2.  
43 e. The chairperson of the advanced manufacturing  
44 steering group of the department of economic  
45 development.  
46 f. The chairperson of the information solutions  
47 steering group of the department of economic  
48 development.

49 5. The members of the board of directors shall  
50 annually elect a president of the board from the board

1 membership. A vacancy shall be filled by the  
2 appointing authority. Members are eligible for actual  
3 expense reimbursement while fulfilling duties of the  
4 board.

5 Sec. \_\_\_\_\_. NEW SECTION. 262B.23 ENDOWED CHAIRS  
6 AND SALARIES.

7 The state board of regents may use for salaries and  
8 may create endowed chair positions at each of the  
9 regents universities using, in part, moneys  
10 appropriated to the state board of regents for  
11 purposes of implementing recommendations provided in  
12 separate consultant reports on bioscience, advanced  
13 manufacturing, and information technology submitted to  
14 the department of economic development in the calendar  
15 years 2004 and 2005. Such moneys may only be used to  
16 partially fund an endowed chair position if  
17 significant private contributions and contributions  
18 from governmental entities other than the state and  
19 political subdivisions of the state are used to fund  
20 the position. Not more than fifty percent of the cost  
21 of funding an endowed chair position shall be paid  
22 with such moneys. The endowed chair positions shall  
23 be used to attract scholars recruited nationally and  
24 internationally who can bring with them related  
25 start-up business ventures or a concept for near-term  
26 commercialization.

27 Sec. \_\_\_\_\_. Section 303.3C, subsection 1, paragraph  
28 c, Code Supplement 2005, is amended to read as  
29 follows:

30 c. Initially, three Iowa great places projects  
31 shall be identified by the Iowa great places board.  
32 ~~Two years after the third project is identified by the~~  
33 board, Thereafter, the board may identify up to six  
34 additional Iowa great places for participation under  
35 the program.

36 Sec. \_\_\_\_\_. Section 303.3C, subsection 1, Code  
37 Supplement 2005, is amended by adding the following  
38 new paragraphs:

39 NEW PARAGRAPH. d. The department of cultural  
40 affairs shall work in cooperation with the vision Iowa  
41 and community attraction and tourism programs for  
42 purposes of maximizing and leveraging moneys  
43 appropriated to identified Iowa great places.

44 NEW PARAGRAPH. e. As a condition of receiving  
45 state funds, an identified Iowa great place shall  
46 present information to the board concerning the  
47 proposed activities and total financial needs of the  
48 project.

49 NEW PARAGRAPH. f. The department of cultural  
50 affairs shall account for any funds appropriated from

1 the endowment for Iowa health restricted capitals fund  
2 for an identified Iowa great place.

3 Sec. \_\_\_\_ Section 303.3C, subsection 3, paragraph  
4 b, Code Supplement 2005, is amended to read as  
5 follows:

6 b. Identify ~~three~~ Iowa great places for purposes  
7 of receiving a package of resources under the program.

8 Sec. \_\_\_\_ . NEW SECTION. 303.3D IOWA GREAT PLACES  
9 PROGRAM FUND.

10 1. An Iowa great places program fund is created  
11 under the authority of the department of cultural  
12 affairs. The fund shall consist of appropriations  
13 made to the fund and transfers of interest, earnings,  
14 and moneys from other funds as provided by law.  
15 Notwithstanding section 12C.7, subsection 2, interest  
16 or earnings on investments or time deposits of the  
17 moneys in the Iowa great places program fund shall be  
18 credited to the Iowa great places program fund.

19 2. Moneys appropriated for a fiscal year to the  
20 fund shall be used by the general assembly to fund  
21 capital infrastructure projects for identified Iowa  
22 great places through the Iowa great places program  
23 established in section 303.3C.

24 3. In awarding moneys the department of cultural  
25 affairs shall give consideration to the particular  
26 needs of each identified Iowa great place.

27 4. Notwithstanding section 8.33, moneys credited  
28 to the great places program fund shall not revert to  
29 the fund from which appropriated.

30 Sec. \_\_\_\_ . NEW SECTION. 324A.6A PUBLIC TRANSIT  
31 INFRASTRUCTURE GRANT FUND.

32 A public transit infrastructure grant fund is  
33 established within the department. Moneys in the fund  
34 shall be awarded to public transit systems within the  
35 state for construction and infrastructure projects  
36 that meet the definition of "vertical infrastructure"  
37 in section 8.57, subsection 6, paragraph "c". The  
38 fund shall consist of appropriations made to the fund  
39 and transfers of interest, earnings, and moneys from  
40 other funds as provided by law. In awarding grant  
41 assistance, the office of public transit within the  
42 department shall, by rule, specify certain criteria  
43 that must be included in a grant application, which  
44 shall include but not be limited to information on the  
45 feasibility of completion of an individual  
46 infrastructure project. Notwithstanding section 8.33,  
47 moneys in the public transit infrastructure grant fund  
48 shall not revert to the fund from which they are  
49 appropriated but shall remain available indefinitely  
50 for expenditure under this section.

1 Sec. \_\_\_\_ . NEW SECTION. 328.56 STATE AVIATION

2 FUND.

3 1. A state aviation fund is created under the  
4 authority of the department. The fund shall consist  
5 of moneys deposited in the fund pursuant to sections  
6 328.21 and 452A.82 and other moneys appropriated to  
7 the fund.

8 2. Moneys in the fund in a fiscal year shall be  
9 used as appropriated by the general assembly for  
10 airport engineering studies, construction or  
11 improvements, and the windsock program for public  
12 airports. In awarding moneys, the department shall  
13 give preference to projects that demonstrate a  
14 collaborative effort between airports.

15 Sec. \_\_\_\_ . Section 422.34A, Code 2005, is amended  
16 by adding the following new subsection:

17 NEW SUBSECTION. 8. Utilizing a distribution  
18 facility within this state, owning or leasing property  
19 at a distribution facility within this state that is  
20 used at or distributed from the distribution facility,  
21 or selling property shipped or distributed from a  
22 distribution facility. For purposes of this  
23 subsection, "distribution facility" means an  
24 establishment where shipments of tangible personal  
25 property are processed for delivery to customers.  
26 "Distribution facility" does not include an  
27 establishment where retail sales of tangible personal  
28 property or returns of such property are undertaken  
29 with respect to retail customers on more than twelve  
30 days a year except for a distribution facility which  
31 processes customer sales orders by mail, telephone, or  
32 electronic means, if the distribution facility also  
33 processes shipments of tangible personal property to  
34 customers provided that not more than ten percent of  
35 the dollar amount of goods are delivered and shipped  
36 so as to be included in the gross sales of the  
37 corporation within this state as provided in section  
38 422.33, subsection 2, paragraph "b", subparagraph (6).

39 Sec. \_\_\_\_ . Section 452A.79, Code Supplement 2005,  
40 is amended by striking the section and inserting in  
41 lieu thereof the following:

42 452A.79 USE OF REVENUE.

43 Except as provided in sections 452A.79A, 452A.82,  
44 and 452A.84, the net proceeds of the excise tax on the  
45 diesel special fuel and the excise tax on motor fuel  
46 and other special fuel, and penalties collected under  
47 the provision of this chapter, shall be credited to  
48 the road use tax fund.

49 Sec. \_\_\_\_ . NEW SECTION. 452A.79A MARINE FUEL TAX

50 FUND.

1 1. A marine fuel tax fund is created under the  
2 authority of the department of natural resources. The  
3 fund shall consist of all revenues derived from the  
4 excise tax on the sale of motor fuel used in  
5 watercraft as provided in section 452A.84 and other  
6 moneys appropriated to the fund.

7 2. Moneys in the fund in a fiscal year shall be  
8 used as appropriated by the general assembly for use  
9 by the department of natural resources in its  
10 recreational boating program, which may include but is  
11 not limited to:

12 a. Dredging and renovation of lakes of this state.

13 b. Acquisition, development, and maintenance of  
14 access to public boating waters.

15 c. Development and maintenance of boating  
16 facilities and navigation aids.

17 d. Administration, operation, and maintenance of  
18 recreational boating activities of the department of  
19 natural resources.

20 e. Acquisition, development, and maintenance of  
21 recreation facilities associated with recreational  
22 boating.

23 Sec. \_\_\_\_\_. Section 452A.82, Code 2005, is amended  
24 to read as follows:

25 452A.82 AVIATION FUEL TAX FUND.

26 The portion of the moneys collected under this  
27 chapter received on account of aviation gasoline and  
28 special fuel used in aircraft shall be deposited in a  
29 separate fund to be maintained by the treasurer. All  
30 moneys remaining in the separate fund after the cost  
31 of administering the fund has been paid shall be  
32 credited to the ~~general fund of the state~~ aviation  
33 fund created in section 328.56.

34 Sec. \_\_\_\_\_. Section 452A.84, Code 2005, is amended  
35 to read as follows:

36 452A.84 TRANSFER TO ~~STATE GENERAL~~ MARINE FUEL TAX  
37 FUND.

38 The treasurer of state shall transfer from the  
39 motor fuel tax fund to the ~~general~~ marine fuel tax  
40 ~~fund of the state~~ that portion of moneys collected  
41 under this chapter attributable to motor fuel used in  
42 watercraft computed as follows:

43 1. Determine monthly the total amount of motor  
44 fuel tax collected under this chapter and multiply the  
45 amount by nine-tenths of one percent.

46 2. Subtract from the figure computed pursuant to  
47 subsection 1 of this section three percent of the  
48 figure for administrative costs and further subtract  
49 from the figure the amounts refunded to commercial  
50 fishers pursuant to section 452A.17, subsection 1,

1 paragraph "a", subparagraph (7). All moneys remaining  
2 after claims for refund and the cost of administration  
3 have been made shall be transferred to the ~~general~~  
4 marine fuel tax fund of the state."

5 78. Page 41, by inserting after line 10 the  
6 following:

7 "Sec. \_\_\_\_\_. 2006 Iowa Acts, Senate File 2363,  
8 section 5, if enacted, is amended by striking the  
9 section and inserting in lieu thereof the following:

10 SEC. 5. NEW SECTION. 16.134 WASTEWATER TREATMENT  
11 FINANCIAL ASSISTANCE PROGRAM.

12 1. The Iowa finance authority shall establish and  
13 administer a wastewater treatment financial assistance  
14 program. The purpose of the program shall be to  
15 provide grants to enhance water quality and to assist  
16 communities to comply with water quality standards  
17 adopted by the department of natural resources. The  
18 program shall be administered in accordance with rules  
19 adopted by the authority pursuant to chapter 17A.

20 2. A wastewater treatment financial assistance  
21 fund is created under the authority of the Iowa  
22 finance authority. The fund shall consist of  
23 appropriations made to the fund and transfers of  
24 interest, earnings, and moneys from other funds as  
25 provided by law. Moneys in the fund are not subject  
26 to section 8.33. Notwithstanding section 12C.7,  
27 subsection 2, interest or earnings on moneys in the  
28 fund shall be credited to the fund.

29 3. Financial assistance under the program shall be  
30 used to install or upgrade wastewater treatment  
31 facilities and systems, and for engineering or  
32 technical assistance for facility planning and design.

33 4. The authority shall distribute financial  
34 assistance in the fund in accordance with the  
35 following:

36 a. Communities shall be eligible for financial  
37 assistance by qualifying as a disadvantaged community  
38 and seeking financial assistance for the installation  
39 or upgrade of wastewater treatment facilities due to  
40 regulatory activity in response to water quality  
41 standards adopted by the department of natural  
42 resources in calendar year 2006. For purposes of this  
43 section, the term "disadvantaged community" means the  
44 same as defined by the department of natural resources  
45 for the drinking water facilities revolving loan fund  
46 established in section 455B.295. Communities with a  
47 population of three thousand or more do not qualify  
48 for financial assistance under the program.

49 b. Priority shall be given to projects in which  
50 the financial assistance is used to obtain financing

1 under the Iowa water pollution control works and  
2 drinking water facilities financing program pursuant  
3 to section 16.131 or other federal or state financing.

4 c. Priority shall also be given to projects whose  
5 completion will provide significant improvement to  
6 water quality in the relevant watershed.

7 d. A community meeting the criteria of paragraph  
8 "a" shall be required to provide matching moneys in  
9 accordance with the following:

10 (1) Unsewered incorporated communities with a  
11 population of less than five hundred and communities  
12 with a population of less than five hundred shall be  
13 required to provide a five percent match.

14 (2) Communities with a population of five hundred  
15 or more but less than one thousand shall be required  
16 to provide a ten percent match.

17 (3) Communities with a population of one thousand  
18 or more but less than one thousand five hundred shall  
19 be required to provide a twenty percent match.

20 (4) Communities with a population of one thousand  
21 five hundred or more but less than two thousand shall  
22 be required to provide a thirty percent match.

23 (5) Communities with a population of two thousand  
24 or more but less than three thousand shall be required  
25 to provide a forty percent match.

26 e. Financial assistance in the form of grants  
27 shall be issued on a quarterly basis.

28 5. The authority in cooperation with the  
29 department of natural resources shall share  
30 information and resources when determining the  
31 qualifications of a community for financial assistance  
32 from the fund.

33 6. The authority may use an amount of not more  
34 than four percent of any moneys appropriated for  
35 deposit in the fund for administration purposes.

36 7. It is the intent of the general assembly that  
37 for the fiscal period beginning July 1, 2007, and  
38 ending June 30, 2016, a minimum of four million  
39 dollars shall be appropriated each fiscal year to the  
40 authority for deposit in the wastewater treatment  
41 financial assistance fund."

42 79. Page 41, by striking lines 11 through 29 and  
43 inserting the following:

44 "Sec. \_\_\_\_ . STUDY OF EMERGENCY SERVICES IN THE  
45 STATE. The legislative council is requested to  
46 establish a committee to study emergency services in  
47 the state during the 2006 legislative interim.

48 The interim committee is directed to receive input  
49 from the department of public defense, division of  
50 homeland security and emergency management,

1 departments of human services, public health, and  
2 public safety, including the state fire marshal, and  
3 representatives of emergency services providers,  
4 including but not limited to the Iowa firemen's  
5 association, Iowa fire chiefs association, Iowa  
6 association of professional fire chiefs, and Iowa  
7 professional fire fighters, Iowa emergency medical  
8 services association, and emergency room physicians.

9 The interim committee is directed to expeditiously  
10 complete its study and issue findings and make  
11 recommendations regarding the governance, structure,  
12 and funding of the state's emergency services and the  
13 training available in the state for emergency services  
14 providers for consideration during the 2007  
15 legislative session."

16 80. Page 41, by inserting before line 30 the  
17 following:

18 "Sec. \_\_\_\_ . AVIATION FUEL TAX FUND -- GENERAL FUND  
19 CREDIT. Notwithstanding section 452A.82, for the  
20 fiscal year beginning July 1, 2007, 50 percent of the  
21 moneys remaining after the cost of administering the  
22 aviation fuel tax fund shall be credited to the  
23 general fund.

24 Sec. \_\_\_\_ . EFFECTIVE DATES AND RETROACTIVE  
25 APPLICABILITY.

26 1. The section of this division of this Act  
27 enacting section 422.34A, subsection 8, being deemed  
28 of immediate importance, takes effect upon enactment  
29 and applies retroactively to January 1, 2006, for tax  
30 years beginning on or after that date.

31 2. The sections of this division of this Act  
32 amending sections 328.36, 452A.79, 452A.82, and  
33 452A.84 and enacting sections 328.56 and 452A.79A,  
34 relating to a state aviation fund and a marine fuel  
35 tax fund, take effect July 1, 2007."

36 81. Page 41, by inserting before line 30 the  
37 following:

38 "Sec. \_\_\_\_ . EFFECTIVE DATE. The sections of this  
39 division of this Act amending sections 100B.3, 100B.4,  
40 and 100B.7, and enacting sections 100B.15 through  
41 100B.19, being deemed of immediate importance, take  
42 effect upon enactment."

43 82. Page 41, by inserting before line 30 the  
44 following:

45 "DIVISION  
46 MISCELLANEOUS APPROPRIATIONS

47 Sec. \_\_\_\_ . WASTEWATER TREATMENT FINANCIAL  
48 ASSISTANCE FUND -- IOWA FINANCE AUTHORITY. There is  
49 appropriated from any interest or earnings on moneys  
50 in the federal economic stimulus and jobs holding

1 account to the Iowa finance authority for deposit in  
2 the wastewater treatment financial assistance fund  
3 created in section 16.134, the following amount:  
4 ..... \$ 4,000,000

5 Sec. \_\_\_\_ . RESOURCE CONSERVATION AND DEVELOPMENT  
6 PROJECTS -- DEPARTMENT OF NATURAL RESOURCES. There is  
7 appropriated from any interest or earnings on moneys  
8 in the federal economic stimulus and jobs holding  
9 account to the department of natural resources for the  
10 development of projects relating to natural  
11 resource-based business opportunities, the following  
12 amount:

13 ..... \$ . 300,000

14 Local resource conservation and development groups  
15 sponsored by county governments or sponsored by soil  
16 and water conservation districts shall be eligible to  
17 receive funding on the condition that such groups  
18 receive dollar-for-dollar funding.

19 DIVISION

20 UTILITIES BOARD AND CONSUMER ADVOCATE BUILDING PROJECT  
21 Sec. \_\_\_\_ . NEW SECTION. 12.91 UTILITIES BOARD AND  
22 CONSUMER ADVOCATE BUILDING PROJECT.

23 1. For purposes of this section:

24 a. "Bonds" means bonds, notes, or other evidences  
25 of indebtedness issued under this section.

26 b. "Chargeable expenses" means expenses charged by  
27 the utilities board and the consumer advocate division  
28 of the department of justice under section 476.10.

29 c. "Chargeable expenses fund" means the fund  
30 created in the state treasury under this section.

31 d. "Project" means a building and related  
32 improvements and furnishings authorized under section  
33 476.10B.

34 2. The treasurer of state may issue bonds and do  
35 all things necessary in order to finance the costs of  
36 the project. The treasurer of state shall have all of  
37 the powers which are necessary to issue and secure  
38 bonds to provide the financing for the project. The  
39 treasurer of state may issue bonds in principal  
40 amounts which, in the opinion of the treasurer, are  
41 necessary to provide sufficient funds for the costs of  
42 the project, the payment of interest on the bonds, the  
43 establishment of reserves to secure the bonds, the  
44 costs of issuance of the bonds, other expenditures of  
45 the treasurer of state incident to and necessary or  
46 convenient to carry out the bond issue, and all other  
47 expenditures of the utilities board and the department  
48 of administrative services in connection with the  
49 construction of the project. The bonds are investment  
50 securities and negotiable instruments within the

1 meaning of and for purposes of the Iowa uniform  
2 commercial code, chapter 554.

3 3. Bonds issued under this section are payable  
4 solely and only out of the moneys, assets, or revenues  
5 of the chargeable expenses fund and any bond reserve  
6 funds established pursuant to this section, all of  
7 which may be held by the treasurer of state or  
8 deposited with trustees or depositories in accordance  
9 with bond or security documents and pledged by the  
10 treasurer of state to the payment thereof. Bonds  
11 issued under this section shall contain a statement  
12 that the bonds do not constitute an indebtedness of  
13 the state. The treasurer of state shall not pledge  
14 the credit or taxing power of this state or any  
15 political subdivision of this state or make bonds  
16 issued pursuant to this section payable out of any  
17 moneys except those in the chargeable expenses fund  
18 and any bond reserve funds established pursuant to  
19 this section.

20 4. The proceeds of bonds issued by the treasurer  
21 of state and not required for immediate disbursement  
22 may be deposited with a trustee or depository as  
23 provided in the bond documents and invested or  
24 reinvested in any investment as directed by the  
25 treasurer of state and specified in the trust  
26 indenture, resolution, or other instrument pursuant to  
27 which the bonds are issued without regard to any  
28 limitation otherwise provided by law.

29 5. The bonds shall be:

30 a. In a form, issued in denominations, executed in  
31 a manner, and payable over terms and with rights of  
32 redemption, and be subject to such other terms and  
33 conditions as prescribed in the trust indenture,  
34 resolution, or other instrument authorizing their  
35 issuance.

36 b. Negotiable instruments under the laws of the  
37 state and may be sold at prices, at public or private  
38 sale, and in a manner, as prescribed by the treasurer  
39 of state. Chapters 73A, 74, 74A, and 75 do not apply  
40 to the sale or issuance of the bonds.

41 c. Subject to the terms, conditions, and covenants  
42 providing for the payment of the principal, redemption  
43 premiums, if any, interest, and other terms,  
44 conditions, covenants, and protective provisions  
45 safeguarding payment, not inconsistent with this  
46 section and as determined by the trust indenture,  
47 resolution, or other instrument authorizing their  
48 issuance.

49 6. The bonds are securities in which public  
50 officers and bodies of this state; political

1 subdivisions of this state; insurance companies and  
2 associations and other persons carrying on an  
3 insurance business; banks, trust companies, savings  
4 associations, savings and loan associations, and  
5 investment companies; administrators, guardians,  
6 executors, trustees, and other fiduciaries; and other  
7 persons authorized to invest in bonds or other  
8 obligations of the state, may properly and legally  
9 invest funds, including capital, in their control or  
10 belonging to them.

11 7. Bonds must be authorized by a trust indenture,  
12 resolution, or other instrument of the treasurer of  
13 state.

14 8. Neither the resolution, trust agreement, nor  
15 any other instrument by which a pledge is created  
16 needs to be recorded or filed under the Iowa uniform  
17 commercial code, chapter 554, to be valid, binding, or  
18 effective.

19 9. Bonds issued under the provisions of this  
20 section are declared to be issued for a general public  
21 and governmental purpose and all bonds issued under  
22 this section shall be exempt from taxation by the  
23 state of Iowa and the interest on the bonds shall be  
24 exempt from the state income tax and the state  
25 inheritance and estate tax.

26 10. Subject to the terms of any bond documents,  
27 moneys in the chargeable expenses fund may be expended  
28 for administration expenses of the treasurer of state  
29 in connection with the bonds.

30 11. The treasurer of state may issue bonds for the  
31 purpose of refunding any bonds issued pursuant to this  
32 section then outstanding, including the payment of any  
33 redemption premiums thereon and any interest accrued  
34 or to accrue to the date of redemption of the  
35 outstanding bonds. Until the proceeds of bonds issued  
36 for the purpose of refunding outstanding bonds are  
37 applied to the purchase or retirement of outstanding  
38 bonds or the redemption of outstanding bonds, the  
39 proceeds may be placed in escrow and be invested and  
40 reinvested in accordance with the provisions of this  
41 section. The interest, income, and profits earned or  
42 realized on an investment may also be applied to the  
43 payment of the outstanding bonds to be refunded by  
44 purchase, retirement, or redemption. After the terms  
45 of the escrow have been fully satisfied and carried  
46 out, any balance of proceeds and interest earned or  
47 realized on the investments may be returned to the  
48 treasurer of state for deposit in the chargeable  
49 expenses fund unless all bonds issued under the  
50 provisions of this section have been retired in which

1 case the proceeds shall be deposited in the general  
2 fund of the state. All refunding bonds shall be  
3 issued and secured and subject to the provisions of  
4 this chapter in the same manner and to the same extent  
5 as other bonds issued pursuant to this section.

6 12. A chargeable expenses fund is created and  
7 established as a separate and distinct fund in the  
8 state treasury. The moneys in the fund are  
9 appropriated for payment of the principal of, premium,  
10 and interest on any bonds issued under this section.  
11 Moneys in the fund shall not be subject to  
12 appropriation for any other purpose by the general  
13 assembly, but shall be used only for the purposes of  
14 the chargeable expenses fund. The treasurer of state  
15 shall act as custodian of the fund and disburse moneys  
16 contained in the fund for payment of the principal of,  
17 premium, and interest on any bonds issued under this  
18 section. Notwithstanding section 476.10, there shall  
19 in each fiscal year be deposited in the chargeable  
20 expenses fund from amounts collected by the utilities  
21 board as chargeable expenses an amount equal to the  
22 principal of, premium, if any, and interest on any  
23 bonds issued under this section to become due, whether  
24 at maturity, by call for optional redemption or by  
25 sinking fund redemption, in such fiscal year. The  
26 treasurer of state is authorized to pledge any amounts  
27 in the chargeable expenses fund as security for the  
28 payment of the principal of, premium, and interest on  
29 any bonds issued under this section. The treasurer of  
30 state may provide in the trust indenture, resolution,  
31 or other instrument authorizing the issuance of bonds  
32 for the transfer to the general fund of the state of  
33 any amounts on deposit in the chargeable expenses fund  
34 that are not necessary for the payment of the  
35 principal of, premium, and interest on any bonds  
36 issued under this section.

37 13. Moneys in the chargeable expenses fund are not  
38 subject to section 8.33. Notwithstanding section  
39 12C.7, subsection 2, interest or earnings on moneys in  
40 the fund shall be credited to the fund.

41 14. a. The treasurer of state may create and  
42 establish one or more special funds, to be known as  
43 "bond reserve funds", to secure one or more issues of  
44 bonds issued pursuant to this section. The treasurer  
45 of state shall pay into each bond reserve fund any  
46 moneys appropriated and made available by the state or  
47 the treasurer of state for the purpose of the fund,  
48 any proceeds of sale of bonds to the extent provided  
49 in the resolutions authorizing their issuance, and any  
50 other moneys which may be available to the treasurer

1 of state for the purpose of the fund from any other  
2 sources. All moneys held in a bond reserve fund,  
3 except as otherwise provided in this chapter, shall be  
4 used as required solely for the payment of the  
5 principal of bonds secured in whole or in part by the  
6 fund or of the sinking fund payments with respect to  
7 the bonds, the purchase or redemption of the bonds,  
8 the payment of interest on the bonds, or the payments  
9 of any redemption premium required to be paid when the  
10 bonds are redeemed prior to maturity.

11 b. Moneys in a bond reserve fund shall not be  
12 withdrawn from it at any time in an amount that will  
13 reduce the amount of the fund to less than the bond  
14 reserve fund requirement established for the fund, as  
15 provided in this subsection, except for the purpose of  
16 making, with respect to bonds secured in whole or in  
17 part by the fund, payment when due of principal,  
18 interest, redemption premiums, and the sinking fund  
19 payments with respect to the bonds for the payment of  
20 which other moneys of the treasurer of state are not  
21 available. Any income or interest earned by, or  
22 incremental to, a bond reserve fund due to the  
23 investment of it may be transferred by the treasurer  
24 of state to other funds or accounts to the extent the  
25 transfer does not reduce the amount of that bond  
26 reserve fund below the bond reserve fund requirement  
27 for that bond reserve fund. For the purposes of this  
28 subsection, the term "bond reserve fund requirement"  
29 means, as of any particular date of computation, an  
30 amount of money, as provided in the resolutions  
31 authorizing the bonds with respect to which the fund  
32 is established.

33 c. The treasurer of state shall comply with the  
34 provisions of section 476.10B in order to assure the  
35 maintenance of any bond reserve funds established  
36 under this section.

37 15. It is the intent of the general assembly that  
38 a pledge made in respect of bonds issued under this  
39 section shall be valid and binding from the time the  
40 pledge is made, that the money or property so pledged  
41 and received after the pledge by the treasurer of  
42 state shall immediately be subject to the lien of the  
43 pledge without physical delivery or further act, and  
44 that the lien of the pledge shall be valid and binding  
45 as against all parties having claims of any kind in  
46 tort, contract, or otherwise against the treasurer of  
47 state whether or not the parties have notice of the  
48 lien.

49 16. Bonds issued pursuant to this section are not  
50 debts of the state, or of any political subdivision of

1 the state, and do not constitute a pledge of the faith  
2 and credit of the state or a charge against the  
3 general credit or general fund of the state. The  
4 issuance of any bonds pursuant to this section by the  
5 treasurer of state does not directly, indirectly, or  
6 contingently obligate the state or a political  
7 subdivision of the state to apply moneys from, or to  
8 levy or pledge any form of taxation whatever, to the  
9 payment of the bonds. Bonds issued under this section  
10 are payable solely and only from the sources and  
11 special fund provided in this section.

12 17. This section, being necessary for the welfare  
13 of this state and its inhabitants, shall be liberally  
14 construed to effect its purposes.

15 Sec. \_\_\_\_\_. Section 422.7, Code Supplement 2005, is  
16 amended by adding the following new subsection:

17 NEW SUBSECTION. 45. Subtract, to the extent  
18 included, income from interest and earnings received  
19 from the bonds issued under section 12.91.

20 Sec. \_\_\_\_\_. FISCAL YEAR 2005-2006 EXPENDITURE  
21 AUTHORITY -- BUILDING PROJECT. Notwithstanding  
22 sections 8.33 and 476.10 or any other provision to the  
23 contrary, any balance of the operational appropriation  
24 for the utilities board for the fiscal year beginning  
25 July 1, 2005, that remains unused, unencumbered, or  
26 unobligated at the close of the fiscal year shall not  
27 revert but shall remain available to be used for  
28 purposes of the energy-efficient building project  
29 authorized under section 476.10B, as enacted by this  
30 division of this Act, or for relocation costs in  
31 succeeding fiscal years.

32 Sec. \_\_\_\_\_. NEW SECTION. 476.10B ENERGY-EFFICIENT  
33 BUILDING.

34 1. For the purposes of this section, "building  
35 project expenses" means expenses that have been  
36 approved by the utilities board for the building and  
37 related improvements and furnishings developed under  
38 this section and that are considered part of the  
39 regulatory expenses charged by the utilities board and  
40 the consumer advocate division of the department of  
41 justice for carrying out duties under section 476.10.

42 2. The department of administrative services, in  
43 consultation with the board and the consumer advocate  
44 division of the department of justice, shall provide  
45 for the construction of a building to house the board  
46 and the division. A building developed under this  
47 subsection shall be a model energy-efficient building  
48 that may be used as a public example for similar  
49 efforts. The building shall comply with the life  
50 cycle cost provisions developed pursuant to section

1 72.5. The building shall be located on the capitol  
2 complex grounds or at another convenient location in  
3 the vicinity of the capitol complex grounds..

4 3. Building project expenses shall include but are  
5 not limited to the costs associated with construction,  
6 maintenance, and operation of the building that are  
7 approved by the board and shall also include principal  
8 of, premium, if any, and interest on indebtedness to  
9 finance the building.

10 4. The department of administrative services'  
11 costs associated with construction, maintenance, and  
12 operation of the building as provided under chapter 8A  
13 are building project expenses.

14 5. A cost-effective approach for financing  
15 construction of the building shall be utilized, which  
16 may include but is not limited to lease,  
17 lease-purchase, bonding, or installment acquisition  
18 arrangement, or a financing arrangement under section  
19 12.28. If financing for the building is implemented  
20 under section 12.28, the limitation on principal under  
21 that section does not apply. This subsection is not a  
22 qualification of any other powers which the board and  
23 the division may possess and the authorizations and  
24 powers granted under this subsection are not subject  
25 to the terms, requirements, or limitations of any  
26 other provisions of law. The department of  
27 administrative services must comply with the  
28 provisions of section 12.28 when entering into  
29 financing agreements for the purchase of real or  
30 personal property.

31 6. a. If financing for the building is  
32 implemented through bonding, the provisions of section  
33 12.91 shall apply. In order to assure maintenance of  
34 the bond reserve funds established in connection with  
35 the financing, the treasurer of state shall, on or  
36 before January 1 of each calendar year, make and  
37 deliver to the governor the treasurer's certificate  
38 stating the sum, if any, required to restore each bond  
39 reserve fund to the bond reserve fund requirement for  
40 that fund.

41 b. Within thirty days after the beginning of the  
42 session of the general assembly next following the  
43 delivery of the certificate, the governor shall submit  
44 to both houses of the general assembly printed copies  
45 of a budget including the sum, if any, required to  
46 restore each bond reserve fund to the bond reserve  
47 fund requirement for that fund. Any sums appropriated  
48 by the general assembly and paid to the treasurer of  
49 state shall be deposited by the treasurer of state in  
50 the applicable bond reserve fund.

1 7. The department of administrative services, in  
2 consultation with the board and the division, shall  
3 secure architectural services, contract for  
4 construction, engineering, and construction oversight  
5 and management, and control the funding associated  
6 with the building construction and the building's  
7 operation and maintenance. The department of  
8 administrative services may utilize consultants or  
9 other expert assistance to address feasibility,  
10 planning, or other considerations connected with  
11 construction of the building or decision making  
12 regarding the building. The department of  
13 administrative services, on behalf of the board and  
14 division, shall consult with the office of the  
15 governor, appropriate legislative bodies, and the  
16 capitol planning commission.

17 Sec. \_\_\_\_ . EFFECTIVE DATE. The section of this  
18 division of this Act relating to the expenditure  
19 authority of the utilities board for the fiscal year  
20 beginning July 1, 2005, being deemed of immediate  
21 importance, takes effect upon enactment."

22 83. Title page, line 6, by inserting after the  
23 word "account," the following: "the public transit  
24 infrastructure grant fund, the Iowa great places  
25 program fund,".

26 84. Title page, by striking line 7 and inserting  
27 the following: "and providing immediate, retroactive,  
28 and future effective dates."

29 85. By renumbering, relettering, or redesignating  
30 and correcting internal references as necessary.

**By** STEVEN H. WARNSTADT  
STEVE KETTERING

S-5277

1 Amend the amendment, S-5265, to House File 2782, as  
2 amended, passed, and reprinted by the House, as  
3 follows:

4 1. Page 1, by striking lines 20 through 25 and  
5 inserting the following:

6 "c. For providing a grant to the Grout museum  
7 district for costs associated with the construction  
8 and site development at the Sullivan brothers veterans  
9 museum in order to honor Iowa veterans and their many  
10 contributions:"

11 2. Page 1, line 48, by striking the figure  
12 "38,000" and inserting the following: "375,000".

13 3. Page 2, by striking lines 21 through 24 and  
14 inserting the following:

15 "To an established regional environmental public  
16 health and emergency management program for costs  
17 associated with the planning, design, and construction  
18 of a building to house environmental public health and  
19 emergency and facility management:"

20 4. By striking page 2, line 39, through page 3,  
21 line 3, and inserting the following:

22 "Of the amount appropriated in this lettered  
23 paragraph, \$400,000 shall be allocated to the Sioux  
24 City fire department.

25 Of the amount appropriated in this lettered  
26 paragraph, \$500,000 shall be allocated to the Council  
27 Bluffs fire department.

28 Of the amount appropriated in this lettered  
29 paragraph, \$150,000 shall be allocated to the Dubuque  
30 county firemen's association.

31 Of the amount appropriated in this lettered  
32 paragraph, \$150,000 shall be allocated to the Waterloo  
33 regional hazardous materials training center.

34 Of the amount appropriated in this lettered  
35 paragraph, \$400,000 shall be allocated to eastern Iowa  
36 community college."

37 5. Page 7, by striking line 47 and inserting the  
38 following: "this Act, if enacted.""

39 6. Page 9, by striking lines 27 through 42 and  
40 inserting the following:

41 "Of the amount appropriated in this subsection,  
42 \$400,000 shall be allocated to north Iowa area  
43 community college.

44 Of the amount appropriated in this subsection,  
45 \$400,000 shall be allocated to southeastern Iowa  
46 community college.

47 Of the amount appropriated in this subsection,  
48 \$400,000 shall be allocated to Des Moines area  
49 community college to be used at the Ankeny campus  
50 site.

S-5277

1 Of the amount appropriated in this subsection,  
2 \$400,000 shall be allocated to the city of Coralville  
3 fire department.

4 Of the amount appropriated in this subsection,  
5 \$400,000 shall be allocated to Iowa central community  
6 college.""

7 7. Page 14, by inserting after line 25 the  
8 following:

9 "h. Des Moines area community college for merged  
10 area XI and to provide advanced training in operations  
11 integration in compliance with the national incident  
12 management system as such advanced training is funded  
13 by the homeland security and emergency management  
14 division of the department of public defense."

15 8. Page 14, line 26, by striking the word "h."  
16 and inserting the following: "i."

17 9. Page 14, line 33, by striking the word "i."  
18 and inserting the following: "j."

19 10. Page 14, line 37, by striking the word "j."  
20 and inserting the following: "k."

21 11. Page 14, line 44, by striking the word "j."  
22 and inserting the following: "k."

23 12. Page 15, by striking lines 38 through 47 and  
24 inserting the following:

25 "\_\_\_\_. Page 36, by striking lines 31 through 34  
26 and inserting the following:

27 "6. The state fire marshal may adopt"."

28 13. Page 18, by striking lines 30 through 35 and  
29 inserting the following:

30 "c. Initially, three Iowa great places projects  
31 shall be identified by the Iowa great places board.  
32 ~~Two years after the third project is identified by the~~  
33 ~~board, the~~ The board may identify up to six additional  
34 Iowa great places for participation under the  
35 program."

36 14. Page 19, by inserting after line 50 the  
37 following:

38 "Sec. \_\_\_\_\_. Section 328.36, Code 2005, is amended  
39 by striking the section and inserting in lieu thereof  
40 the following:

41 328.36 DEPOSIT AND USE OF REVENUES.

42 1. All moneys received by the department pursuant  
43 to section 328.21 shall be deposited into the state  
44 aviation fund in section 328.56.

45 2. Notwithstanding subsection 1, for the fiscal  
46 year beginning July 1, 2007, and ending June 30, 2008,  
47 fifty percent of the moneys collected under section  
48 328.21 shall be deposited in the state aviation fund  
49 in section 328.56 and fifty percent shall be deposited  
50 in the general fund of the state."

**S-5277**

Page 3

1 15. Page 22, by inserting after line 4 the  
2 following:

3 "\_\_\_\_\_. By striking page 38, line 24, through page  
4 41, line 10."

5 16. By renumbering as necessary.

**By** STEVEN H. WARNSTADT  
STEVE KETTERING

**S-5277** FILED MAY 3, 2006

ADOPTED

SENATE AMENDMENT TO  
HOUSE FILE 2782

H-8648

1 Amend House File 2782, as amended, passed, and  
2 reprinted by the House, as follows:

3 1. Page 1, by striking lines 28 through 31.

4 2. Page 2, by striking lines 2 through 5.

5 3. Page 2, line 13, by inserting before the word  
6 "For" the following: "a."

7 4. Page 2, by inserting after line 17 the  
8 following:

9 "b. For historical site preservation grants to be  
10 used for the restoration, preservation, and  
11 development of historic sites:

12 ..... \$ 800,000

13 In making grants pursuant to this lettered  
14 paragraph, the department shall consider the existence  
15 and amount of other funds available to an applicant  
16 for the designated project. A grant awarded from  
17 moneys appropriated in this lettered paragraph shall  
18 not exceed \$100,000 per project. Not more than two  
19 grants may be awarded in the same county.

20 c. For providing a grant to the Grout museum  
21 district for costs associated with the construction  
22 and site development at the Sullivan brothers veterans  
23 museum in order to honor Iowa veterans and their many  
24 contributions:

25 ..... \$ 1,000,000

26 d. For the American gothic visitors education  
27 center in Eldon, Iowa, for infrastructure purposes:

28 ..... \$ 250,000"

29 5. Page 2, by striking lines 19 and 20 and  
30 inserting the following:

31 "For costs associated with the construction,  
32 renovation, major repair, and site development of Iowa  
33 port authorities pursuant to chapter 28J:"

34 6. Page 3, by inserting after line 1 the  
35 following:

36 "Of the amount appropriated in this subsection,  
37 \$200,000 shall be allocated to the state library and  
38 \$50,000 shall be allocated equally to each library  
39 service area.

40 DEPARTMENT OF HUMAN SERVICES

41 To provide a matching grant for the planning,  
42 design, renovation, and construction of a residential  
43 treatment facility for youth with emotional and  
44 behavioral disorders in a city with a population of  
45 between 10,000 and 15,000 residents located in a  
46 central Iowa county with a population of approximately  
47 375,000 residents:

48 ..... \$ 300,000

49 It is the intent of the general assembly that the  
50 matching grant awarded from the funds appropriated

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1 under this subsection shall be awarded only to the  
2 extent that the state moneys are matched from sources  
3 other than the state on a dollar-for-dollar basis."

4 7. Page 3, line 7, by inserting before the word  
5 "To" the following: "a."

6 8. Page 3, by inserting after line 10 the  
7 following:

8 "b. For repair and maintenance of the four season  
9 bathhouse shelter at Lake Darling:

10 ..... \$ 250,000"

11 9. Page 3, line 12, by inserting before the word  
12 "For" the following: "a."

13 10. Page 3, by inserting after line 14 the  
14 following:

15 "b. For allocation to the homeland security and  
16 emergency management division for the STARCOMM  
17 project:

18 ..... \$ 1,000,000

19 DEPARTMENT OF PUBLIC HEALTH

20 To an established regional environmental public  
21 health and emergency management program for costs  
22 associated with the planning, design, and construction  
23 of a building to house environmental public health and  
24 emergency and facility management:

25 ..... \$ 100,000"

26 11. Page 3, by inserting before line 15 the  
27 following:

28 " DEPARTMENT OF PUBLIC SAFETY

29 a. For the planning, design, and construction of a  
30 law enforcement driving safety training facility in  
31 the same location as the automobile racetrack facility  
32 as defined in section 423.4, subsection 5:

33 ..... \$ 800,000

34 b. For allocation to the division of fire  
35 protection for the planning, design, and construction  
36 of regional emergency response training centers in the  
37 state:

38 ..... \$ 2,300,000

39 Of the amount appropriated in this lettered  
40 paragraph, \$400,000 shall be allocated to the Sioux  
41 City fire department.

42 Of the amount appropriated in this lettered  
43 paragraph, \$500,000 shall be allocated to the Council  
44 Bluffs fire department.

45 Of the amount appropriated in this lettered  
46 paragraph, \$150,000 shall be allocated to the Dubuque  
47 county firemen's association.

48 Of the amount appropriated in this lettered  
49 paragraph, \$150,000 shall be allocated to the Waterloo  
50 regional hazardous materials training center.

1 Of the amount appropriated in this lettered  
2 paragraph, \$400,000 shall be allocated to eastern Iowa  
3 community college.

4 Of the amount appropriated in this lettered  
5 paragraph, \$400,000 shall be allocated to Iowa lakes  
6 community college.

7 Of the amount appropriated in this lettered  
8 paragraph, an additional \$300,000 shall be available  
9 to a lead public agency of any of the regional  
10 emergency response training centers upon application  
11 to the fire service training bureau. The state fire  
12 marshal shall adopt rules that establish an  
13 application procedure for a lead public agency of any  
14 of the regional emergency response training centers  
15 identified in section 100B.16. The highest priority  
16 use for the moneys appropriated under this paragraph  
17 shall be for regional emergency response training  
18 centers comprised of two merged areas. Such moneys  
19 shall be used for the same purposes for which the  
20 previously identified allocations may be spent and  
21 shall not be used for facilities related to providing  
22 advanced training as specified in section 100B.16."

23 12. Page 3, line 30, by inserting after the  
24 figure "2005," the following: "including projects  
25 submitted for review to the technology and  
26 commercialization resources organization created in  
27 this Act, if enacted,".

28 13. Page 4, line 3, by inserting after the figure  
29 "2005" the following: ", including projects submitted  
30 for review to the technology and commercialization  
31 resources organization created in this Act, if  
32 enacted".

33 14. Page 4, line 7, by striking the figure  
34 "10,000,000" and inserting the following:  
35 "8,350,000".

36 15. Page 4, by striking line 21 and inserting the  
37 following:

38 "g. For endowments and salaries, notwithstanding  
39 section 8.57, subsection 6, paragraph "c":"

40 16. Page 5, by striking lines 14 through 16 and  
41 inserting the following:

42 "a. For deposit into the railroad revolving loan  
43 and grant fund created in section 327H.20A:"

44 17. Page 5, by striking lines 25 through 27.

45 18. Page 5, line 29, by inserting before the word  
46 "For" the following: "a."

47 19. Page 5, by inserting after line 32 the  
48 following:

49 "b. For county fair infrastructure improvements  
50 for distribution in accordance with chapter 174 to

1 qualified fairs which belong to the association of  
2 Iowa fairs:  
3 ..... \$ 1,060,000"

4 20. Page 5, line 34, by striking the words  
5 "department of public defense" and inserting the  
6 following: "following departments".

7 21. Page 6, line 1, by striking the word "amount"  
8 and inserting the following: "amounts".

9 22. Page 6, by striking lines 3 through 21 and  
10 inserting the following:

11 "1. DEPARTMENT OF ADMINISTRATIVE SERVICES  
12 For construction of a new school and infirmary  
13 building at the Iowa juvenile home at Toledo and for  
14 the renovation of existing school buildings and the  
15 demolition of other buildings:  
16 ..... \$ 3,100,000

17 2. DEPARTMENT OF CULTURAL AFFAIRS  
18 For deposit into the Iowa great places program fund  
19 created in section 303.3D as enacted in this Act:  
20 ..... \$ 3,000,000

21 3. DEPARTMENT OF PUBLIC DEFENSE  
22 For allocation to the homeland security and  
23 emergency management division for the STARCOMM  
24 project:  
25 ..... \$ 2,000,000

26 4. DEPARTMENT OF TRANSPORTATION. For deposit into  
27 the public transit infrastructure grant fund created  
28 in section 324A.6A, if enacted in this Act:  
29 ..... \$ 2,200,000

30 Sec. \_\_\_\_\_. There is appropriated from the rebuild  
31 Iowa infrastructure fund to the department of public  
32 defense for the fiscal year beginning July 1, 2008,  
33 and ending June 30, 2009, the following amount, or so  
34 much thereof as is necessary, to be used for the  
35 purposes designated:

36 For allocation to the homeland security and  
37 emergency management division for the STARCOMM  
38 project:  
39 ..... \$ 1,600,000"

40 23. Page 6, by striking lines 22 through 29 and  
41 inserting the following:

42 "Sec. \_\_\_\_\_. REVERSION.

43 1. Notwithstanding section 8.33, moneys  
44 appropriated for the fiscal year beginning July 1,  
45 2006, in this division of this Act that remain  
46 unencumbered or unobligated at the close of the fiscal  
47 year shall not revert but shall remain available for  
48 the purposes designated until the close of the fiscal  
49 year that begins July 1, 2009, or until the project  
50 for which the appropriation was made is completed,

1 whichever is earlier.

2 2. Notwithstanding section 8.33, moneys  
3 appropriated for the fiscal year beginning July 1,  
4 2007, in this division of this Act that remain  
5 unencumbered or unobligated at the close of the fiscal  
6 year shall not revert but shall remain available for  
7 the purposes designated until the close of the fiscal  
8 year that begins July 1, 2010, or until the project  
9 for which the appropriation was made is completed,  
10 whichever is earlier.

11 3. Notwithstanding section 8.33, moneys  
12 appropriated for the fiscal year beginning July 1,  
13 2008, in this division of this Act that remain  
14 unencumbered or unobligated at the close of the fiscal  
15 year shall not revert but shall remain available for  
16 the purposes designated until the close of the fiscal  
17 year that begins July 1, 2011, or until the project  
18 for which the appropriation was made is completed,  
19 whichever is earlier."

20 24. Page 7, line 1, by inserting after the word  
21 "new" the following: "approximately".

22 25. Page 7, line 5, by striking the figure  
23 "14,600,000" and inserting the following:  
24 "16,100,000".

25 26. Page 7, line 6, by striking the figure  
26 "14,600,000" and inserting the following:  
27 "16,800,000".

28 27. Page 7, line 21, by striking the figure  
29 "14,000,000" and inserting the following:  
30 "15,650,000".

31 28. Page 8, by inserting after line 14 the  
32 following:

33 "Of the amount appropriated in this lettered  
34 paragraph, \$150,000 is allocated to the department for  
35 the purpose of funding a detailed project report by  
36 the United States army corps of engineers to study  
37 flood prevention improvements to a levee located in  
38 the largest city in a county in this state with a  
39 population between 190,000 and 200,000. To receive  
40 funds pursuant to this paragraph, the city shall  
41 provide local matching moneys on a dollar-for-dollar  
42 basis and shall work to obtain any available federal  
43 funding."

44 29. Page 8, by striking lines 30 and 31 and  
45 inserting the following:

46 "d. For deposit in the agricultural drainage well  
47 water quality assistance fund created in section  
48 460.303 to be used for".

49 30. Page 11, by striking lines 26 through 30 and  
50 inserting the following:

1 "..... \$ 975,000  
 2 Of the amount appropriated for the dredging of  
 3 lakes, \$225,000 shall be allocated for a lake with  
 4 public access that has the support of a benefitted  
 5 lake district located in a county with a population  
 6 between 18,350 and 18,450.

7 The department shall monitor private lake  
 8 recipients with a department presence of the funds  
 9 appropriated in this lettered paragraph and such  
 10 recipients shall provide local matching moneys on a  
 11 dollar-for-dollar basis."

12 31. Page 12, by striking lines 8 through 13 and  
 13 inserting the following:

14 "i. For completion of the tire reclamation project  
 15 near Rhodes:

16 ..... \$ 50,000

17 Sec. \_\_\_\_\_. There is appropriated from the  
 18 environment first fund to the department of  
 19 agriculture and land stewardship for the fiscal year  
 20 beginning July 1, 2007, and ending June 30, 2008, the  
 21 following amount, or so much thereof as is necessary,  
 22 to be used for the purpose designated:

23 For the purpose of funding a detailed project  
 24 report by the United States army corps of engineers to  
 25 study flood prevention improvements to a levee located  
 26 in the largest city in a county in this state with a  
 27 population between 190,000 and 200,000:

28 ..... \$ 150,000

29 To receive funds pursuant to this section, the city  
 30 shall provide local matching moneys on a  
 31 dollar-for-dollar basis and shall work to obtain any  
 32 available federal funding.

33 Notwithstanding section 8.33, moneys appropriated  
 34 in this section that remain unencumbered or  
 35 unobligated at the close of the fiscal year shall not  
 36 revert but shall remain available for the purposes  
 37 designated until the close of the fiscal year that  
 38 begins July 1, 2010, or until the project for which  
 39 the appropriation was made is completed, whichever is  
 40 earlier."

41 32. Page 12, line 26, by inserting after the word  
 42 "appropriated" the following: "for the fiscal year  
 43 beginning July 1, 2006,".

44 33. Page 13, by striking line 20 and inserting  
 45 the following: "fiscal year beginning July 1, 2005,  
 46 and ending June 30, 2006".

47 34. By striking page 13, line 27, through page  
 48 14, line 11, and inserting the following:

49 "(2) For costs associated with the remodeling of  
 50 the records and property center:

1 ..... \$ 2,200,000  
 2 (3) For costs associated with the restoration of  
 3 the west capitol terrace:  
 4 ..... \$ 2,300,000

5 (4) For costs to repair parking lots on the  
 6 capitol complex:  
 7 ..... \$ 1,545,000

8 b. DEPARTMENT OF CORRECTIONS

9 (1) For construction of a community-based  
 10 correctional facility, including district offices, in  
 11 Ft. Dodge:  
 12 ..... \$ 1,400,000

13 (2) For the remodeling and renovation of the  
 14 kitchen facilities at the Anamosa correctional  
 15 facility:  
 16 ..... \$ 1,840,000

17 (3) For the Oakdale expansion one-time equipment  
 18 purchases and expenses:  
 19 ..... \$ 3,376,519"

20 35. Page 14, by inserting after line 14 the  
 21 following:

22 "Of the amount appropriated in this lettered  
 23 paragraph, \$25,000 shall be used for improvements to  
 24 the stone wall at Backbone state park."

25 36. By striking page 14, line 19, through page  
 26 16, line 11, and inserting the following:

27 "(2) For upgrades to the Camp Dodge water  
 28 distribution system:  
 29 ..... \$ 750,000

30 (3) For construction of a national guard aviation  
 31 armory in Waterloo:  
 32 ..... \$ 399,000

33 . DEPARTMENT OF PUBLIC SAFETY

34 For construction of an Iowa state patrol post in  
 35 district 8:  
 36 ..... \$ 2,400,000"

37 37. Page 16, by striking lines 21 through 23 and  
 38 inserting the following: "the close of the fiscal  
 39 year that begins July 1, 2006.

40 Sec. \_\_\_\_ . EFFECTIVE DATE. This division of this  
 41 Act, being deemed of immediate importance, takes  
 42 effect upon enactment."

43 38. Page 17, line 2, by inserting after the  
 44 figure "2005" the following: ", including projects  
 45 submitted for review to the technology and  
 46 commercialization resources organization created in  
 47 this Act, if enacted".

48 39. Page 17, by striking lines 20 through 22.

49 40. Page 17, by inserting after line 31 the  
 50 following:

1 "Of the amount appropriated in this lettered  
2 paragraph, funds shall be used for the maintenance of  
3 the exterior windows on the east side of the capitol  
4 building."

5 41. Page 17, line 33, by inserting after the word  
6 "new" the following: "approximately".

7 42. Page 17, line 35, by striking the figure  
8 "38,485,000" and inserting the following:  
9 "37,585,000".

10 43. Page 18, by striking lines 4 through 6.

11 44. Page 18, line 14, by striking the figure  
12 "8,130,668" and inserting the following: "5,030,668".

13 45. Page 18, by inserting after line 14 the  
14 following:

15 "\_\_\_\_. For discretion by the director of the  
16 department of administrative services to be used to  
17 purchase property or enter into agreements to purchase  
18 property which would be appropriate or beneficial to  
19 the state:

20 ..... \$ 500,000"

21 46. Page 18, line 25, by striking the figure  
22 "1,400,000" and inserting the following: "1,000,000".

23 47. Page 18, by striking lines 26 through 28 and  
24 inserting the following:

25 "c. To the sixth judicial district department of  
26 correctional services for the design and construction  
27 of a 20-bed residential facility for offenders under  
28 the supervision of the district department who have  
29 mental health or dual diagnosis needs:

30 ..... \$ 1,000,000"

31 48. By striking page 18, line 30, through page  
32 19, line 2, and inserting the following:

33 "For deposit into the Iowa great places program  
34 fund created in section 303.3D, if enacted in this  
35 Act:

36 ..... \$ 3,000,000

37 Of the amount deposited into the Iowa great places  
38 program fund pursuant to this subsection, \$1,000,000  
39 is appropriated for and shall be allocated to each  
40 Iowa great place identified through the Iowa great  
41 places program in fiscal year 2005-2006.  
42 Notwithstanding section 8.33, the amounts appropriated  
43 and allocated pursuant to this paragraph that remain  
44 unencumbered at the close of the fiscal year shall not  
45 revert but shall remain available for expenditure by  
46 the department for the purposes designated in this  
47 paragraph until the close of the succeeding fiscal  
48 year.

49 \_\_\_\_\_. DEPARTMENT OF ECONOMIC DEVELOPMENT

50 For accelerated career education program capital

1 projects at community colleges that are authorized  
2 under chapter 260G and that meet the definition of  
3 "vertical infrastructure" in section 8.57B, subsection  
4 3:

5 ..... \$ 5,500,000

6 The moneys appropriated in this subsection shall be  
7 allocated equally among the community colleges in the  
8 state. If any portion of the equal allocation to a  
9 community college is not obligated or encumbered by  
10 April 1, 2007, the unobligated and unencumbered  
11 portions shall be available for use by other community  
12 colleges."

13 49. Page 19, line 22, by striking the figure  
14 "1,635,000" and inserting the following: "1,236,000".

15 50. Page 19, by striking lines 25 through 27, and  
16 inserting the following:

17 "d. For allocation to the homeland security and  
18 emergency management division for the STARCOMM  
19 project:

20 ..... \$ 600,000"

21 51. Page 19, by striking lines 29 through 31 and  
22 inserting the following:

23 "For allocation to the division of fire protection  
24 for the planning, design, and construction of regional  
25 emergency response training centers in the state:

26 ..... \$ 2,000,000

27 Of the amount appropriated in this subsection,  
28 \$400,000 shall be allocated to north Iowa area  
29 community college.

30 Of the amount appropriated in this subsection,  
31 \$400,000 shall be allocated to southeastern Iowa  
32 community college.

33 Of the amount appropriated in this subsection,  
34 \$400,000 shall be allocated to Des Moines area  
35 community college to be used at the Ankeny campus  
36 site.

37 Of the amount appropriated in this subsection,  
38 \$400,000 shall be allocated to the city of Coralville  
39 fire department.

40 Of the amount appropriated in this subsection,  
41 \$400,000 shall be allocated to Iowa central community  
42 college."

43 52. Page 20, by inserting after line 13 the  
44 following:

45 "\_\_\_\_. DEPARTMENT OF TRANSPORTATION

46 a. For infrastructure improvements at general  
47 aviation airports within the state:

48 ..... \$ 750,000

49 b. For vertical infrastructure improvements at the  
50 commercial air service airports within the state:

1 ..... \$ 1,500,000  
 2 Fifty percent of the funds appropriated in this  
 3 lettered paragraph shall be allocated equally between  
 4 each commercial service airport, 40 percent of the  
 5 funds shall be allocated based on the percentage that  
 6 the number of enplaned passengers at each commercial  
 7 service airport bears to the total number of enplaned  
 8 passengers in the state during the previous fiscal  
 9 year, and 10 percent of the funds shall be allocated  
 10 based upon the percentage that the air cargo tonnage  
 11 at each commercial service airport bears to the total  
 12 air cargo tonnage in the state during the previous  
 13 fiscal year. In order for a commercial service  
 14 airport to receive funding under this lettered  
 15 paragraph, the airport shall be required to submit  
 16 applications for funding of specific projects to the  
 17 department for approval by the state transportation  
 18 commission.

19 c. For acquiring, constructing, and improving  
 20 recreational trails within the state:  
 21 ..... \$ 2,000,000

22 Of the amount appropriated in this lettered  
 23 paragraph, \$200,000 shall be allocated for trail  
 24 projects in Wapello county.

25 d. For deposit into the public transit  
 26 infrastructure grant fund created in section 324A.6A:  
 27 ..... \$ 2,200,000"

28 53. Page 20, by striking lines 17 through 25.

29 54. Page 21, by inserting after line 26 the  
 30 following:

31 "Sec. \_\_\_\_ . REPORT. Annually, on or before January  
 32 1 of each year, a state agency that received an  
 33 appropriation from the endowment for Iowa's health  
 34 restricted capitals fund for the preceding fiscal year  
 35 shall report to the joint transportation,  
 36 infrastructure, and capitals appropriation  
 37 subcommittee, the legislative services agency, the  
 38 department of management, and the legislative capital  
 39 projects committee of the legislative council the  
 40 status of all ongoing projects for which an  
 41 appropriation from the fund has been made. The report  
 42 shall include a description of the project, the  
 43 progress of work completed, the total estimated cost  
 44 of the project, a list of all revenue sources being  
 45 used to fund the project, the amount of funds  
 46 expended, the amount of funds obligated, and an  
 47 estimated completion date of the project."

48 55. Page 24, by inserting after line 18 the  
 49 following:

50 "4. Annually, on or before January 1 of each year,

1 a state agency that received an appropriation from  
2 this fund for the preceding fiscal year shall report  
3 to the joint transportation, infrastructure, and  
4 capitals appropriation subcommittee, the legislative  
5 services agency, the department of management, and the  
6 legislative capital projects committee of the  
7 legislative council the status of all ongoing projects  
8 for which an appropriation from this fund has been  
9 made. The report shall include a description of the  
10 project, the progress of work completed, the total  
11 estimated cost of the project, a list of all revenue  
12 sources being used to fund the project, the amount of  
13 funds expended, the amount of funds obligated, and an  
14 estimated completion date of the project."

15 56. Page 25, by inserting after line 15 the  
16 following:

17 "d. For the purposes of contracting with qualified  
18 persons outside the department to conduct use  
19 attainability analyses in conformance with section  
20 455B.176A, as enacted in 2006 Iowa Acts, Senate File  
21 2363, if enacted, or in any other Act of the  
22 Eighty-first General Assembly, 2006 Session:

23 ..... \$ 750,000"

24 57. Page 31, by striking lines 6 through 23.

25 58. Page 31, by inserting after line 25 the  
26 following:

27 "Sec. \_\_\_\_ . Section 8.57, subsection 6, Code 2005,  
28 is amended by adding the following new paragraph:

29 NEW PARAGRAPH. h. Annually, on or before January  
30 1 of each year, a state agency that received an  
31 appropriation from the rebuild Iowa infrastructure  
32 fund for the preceding fiscal year shall report to the  
33 joint transportation, infrastructure, and capitals  
34 appropriation subcommittee, the legislative services  
35 agency, the department of management, and the  
36 legislative capital projects committee of the  
37 legislative council the status of all ongoing projects  
38 for which an appropriation from the fund has been  
39 made. The report shall include a description of the  
40 project, the progress of work completed, the total  
41 estimated cost of the project, a list of all revenue  
42 sources being used to fund the project, the amount of  
43 funds expended, the amount of funds obligated, and an  
44 estimated completion date of the project.

45 Sec. \_\_\_\_ . Section 8.57A, Code 2005, is amended by  
46 adding the following new subsection:

47 NEW SUBSECTION. 5. Annually, on or before January  
48 1 of each year, a state agency that received an  
49 appropriation from the environment first fund for the  
50 preceding fiscal year shall report to the joint

1 transportation, infrastructure, and capitals  
2 appropriation subcommittee, the legislative services  
3 agency, the department of management, and the  
4 legislative capital projects committee of the  
5 legislative council the status of all ongoing projects  
6 for which an appropriation from the fund has been  
7 made. The report shall include a description of the  
8 project, the progress of work completed, the total  
9 estimated cost of the project, a list of all revenue  
10 sources being used to fund the project, the amount of  
11 funds expended, the amount of funds obligated, and an  
12 estimated completion date of the project.

13 Sec. \_\_\_\_\_. Section 8.57B, Code Supplement 2005, is  
14 amended by adding the following new subsection:

15 NEW SUBSECTION. 5. Annually, on or before January  
16 1 of each year, a state agency that received an  
17 appropriation from the vertical infrastructure fund  
18 for the preceding fiscal year shall report to the  
19 joint transportation, infrastructure, and capitals  
20 appropriation subcommittee, the legislative services  
21 agency, the department of management, and the  
22 legislative capital projects committee of the  
23 legislative council the status of all ongoing projects  
24 for which an appropriation from the fund has been  
25 made. The report shall include a description of the  
26 project, the progress of work completed, the total  
27 estimated cost of the project, a list of all revenue  
28 sources being used to fund the project, the amount of  
29 funds expended, the amount of funds obligated, and an  
30 estimated completion date of the project.

31 Sec. \_\_\_\_\_. Section 8A.321, subsection 10, Code  
32 Supplement 2005, is amended to read as follows:

33 10. Prepare annual status reports for all ongoing  
34 capital projects of all state agencies, as defined in  
35 ~~section 8.3A~~ the department, and submit the status  
36 reports to the ~~legislative capital projects committee~~  
37 joint transportation, infrastructure, and capitals  
38 appropriation subcommittee."

39 59. Page 32, by inserting after line 21 the  
40 following:

41 "Sec. \_\_\_\_\_. Section 12E.12, Code 2005, is amended  
42 by adding the following new subsection:

43 NEW SUBSECTION. 9. Annually, on or before January  
44 1 of each year, a state agency that received an  
45 appropriation from the tobacco settlement trust fund  
46 for the preceding fiscal year shall report to the  
47 joint transportation, infrastructure, and capitals  
48 appropriation subcommittee, the legislative services  
49 agency, the department of management, and the  
50 legislative capital projects committee of the

1 legislative council the status of all ongoing projects  
2 for which an appropriation from the fund has been  
3 made. The report shall include a description of the  
4 project, the progress of work completed, the total  
5 estimated cost of the project, a list of all revenue  
6 sources being used to fund the project, the amount of  
7 funds expended, the amount of funds obligated, and an  
8 estimated completion date of the project.

9 Sec. \_\_\_\_ . Section 15I.1, subsection 2, paragraph  
10 a, Code Supplement 2005, is amended to read as  
11 follows:

12 a. Medical and dental insurance plans. If an  
13 employer offers medical insurance under both single  
14 and family coverage plans, the employer shall be given  
15 credit for providing medical insurance under family  
16 coverage plans to all new employees."

17 60. Page 32, by striking lines 22 through 26.

18 61. Page 32, by striking lines 30 and 31 and  
19 inserting the following:

20 "~~The state fire marshal, subject to the approval of~~  
21 ~~the state fire service and emergency response council,~~  
22 may shall".

23 62. Page 33, by striking lines 5 through 7 and  
24 inserting the following:

25 "The state fire marshal may enter into written  
26 agreements with other".

27 63. Page 33, by striking lines 17 through 19 and  
28 inserting the following: "described in section 100B.6  
29 shall not be greater than the fee schedule established  
30 by rule by the state fire marshal."

31 64. By striking page 33, line 33, through page  
32 34, line 4.

33 65. By striking page 34, line 26, through page  
34 35, line 19, and inserting the following:

35 "1. Regional emergency response training centers  
36 shall be established to provide training to fire  
37 fighters and other emergency responders. The lead  
38 public agency for the training centers shall be the  
39 following community colleges for the following merged  
40 areas:

41 a. Northeast Iowa community college for merged  
42 area I in partnership with the Dubuque county  
43 firemen's association and to provide advanced training  
44 in agricultural emergency response as such advanced  
45 training is funded by the homeland security and  
46 emergency management division of the department of  
47 public defense.

48 b. North Iowa area community college for merged  
49 area II in partnership with the Mason City fire  
50 department.

1 c. Iowa lakes community college for merged area  
2 III.  
3 d. Iowa central community college for merged area  
4 V and to provide advanced training in homeland  
5 security as such advanced training is funded by the  
6 homeland security and emergency management division of  
7 the department of public defense.

8 e. Hawkeye community college for merged area VII  
9 in partnership with the Waterloo regional hazardous  
10 materials training center and to provide advanced  
11 training in hazardous materials emergency response as  
12 such advanced training is funded by the homeland  
13 security and emergency management division of the  
14 department of public defense.

15 f. Eastern Iowa community college for merged area  
16 IX in partnership with the city of Davenport fire  
17 department.

18 g. Kirkwood community college for merged area X in  
19 partnership with the city of Coralville fire  
20 department and the Iowa City fire department and to  
21 provide advanced training in agricultural terrorism  
22 response and mass casualty and fatality response as  
23 such advanced training is funded by the homeland  
24 security and emergency management division of the  
25 department of public defense.

26 h. Des Moines area community college for merged  
27 area XI and to provide advanced training in operations  
28 integration in compliance with the national incident  
29 management system as such advanced training is funded  
30 by the homeland security and emergency management  
31 division of the department of public defense.

32 i. Western Iowa technical community college for  
33 merged area XII in partnership with the Sioux City  
34 fire department and to provide advanced training in  
35 emergency responder communications as such advanced  
36 training is funded by the homeland security and  
37 emergency management division of the department of  
38 public defense.

39 j. Iowa western community college for merged areas  
40 XIII and XIV in partnership with southwestern  
41 community college and the Council Bluffs fire  
42 department.

43 k. Southeastern Iowa community college for merged  
44 areas XV and XVI in partnership with Indian hills  
45 community college and the city of Fort Madison fire  
46 department."

47 66. Page 35, by striking lines 24 through 34 and  
48 inserting the following:

49 "2. a. A lead public agency listed in subsection  
50 1, paragraphs "a" through "k", shall submit an

1 application to the bureau in order to be eligible to  
2 receive a state appropriation for the agency's  
3 training center. The bureau shall prescribe the form  
4 of the application and, on or before August 15, 2006,  
5 shall provide such application to each lead public  
6 agency.

7 b. An applicant lead public agency".

8 67. Page 36, line 1, by inserting after the word  
9 "center." the following: "An applicant shall also  
10 include on the application the location of any  
11 existing facilities required in section 100B.17 and  
12 located in the training region."

13 68. Page 36, by striking lines 6 through 10 and  
14 inserting the following:

15 "c. By January 10 of each year, the bureau shall  
16 submit to the general assembly a list of applications  
17 received and the action taken by the bureau on each  
18 application. The bureau shall,"

19 69. Page 36, line 14, by inserting after the word  
20 "applicant" the following: "lead".

21 70. Page 36, by inserting after line 30 the  
22 following:

23 "4. Applications must be submitted to the bureau  
24 by September 15, 2006, in order for a training center  
25 to be eligible to receive state funds in the fiscal  
26 year beginning July 1, 2006, if funds are appropriated  
27 to that training center for that fiscal year. The  
28 bureau shall review and approve an application and, if  
29 approved, distribute funds appropriated for that  
30 training center within thirty days of receiving the  
31 application from the applicant. State funds that have  
32 been appropriated for use by a specified training  
33 center shall be distributed to that training center as  
34 soon as possible after the bureau approves such  
35 training center's application.

36 5. The application shall list the training  
37 facilities to be required in order for a training  
38 center to provide training to fire fighters and other  
39 emergency responders. If a lead agency or a partner  
40 of a lead agency already owns or utilizes a required  
41 training facility, that facility shall not be  
42 duplicated when constructing the required training  
43 facilities listed on the application."

44 71. Page 36, by striking lines 31 through 34 and  
45 inserting the following:

46 "6. The state fire marshal may adopt".  
47 administrative rules under section 17A.4, subsection  
48 2, and section 17A.5, subsection 2, paragraph "b", to  
49 administer this section."

50 72. By striking page 36, line 35, through page

1 37, line 17, and inserting the following:

2 "Sec. \_\_\_\_ . NEW SECTION. 100B.17 TRAINING CENTER  
3 FACILITIES -- ADVANCED TRAINING -- INSPECTIONS.

4 1. Each training center is required to have the  
5 facilities listed on the application in section  
6 100B.16. In addition, each".

7 73. Page 37, line 25, by striking the figure "3."  
8 and inserting the following: "2."

9 74. Page 37, by striking lines 33 through 35 and  
10 inserting the following: "materials, curriculum,  
11 training aids, and training schedule."

12 75. Page 38, by inserting after line 23 the  
13 following:

14 "Sec. \_\_\_\_ . NEW SECTION. 262B.21 RESEARCH AND  
15 DEVELOPMENT PLATFORMS.

16 1. For purposes of this section, and sections  
17 262B.22 and 262B.23, "core platform areas" means the  
18 areas of advanced manufacturing, biosciences,  
19 information solutions, and financial services.

20 2. The state board of regents shall do all of the  
21 following:

22 a. Recruit employees, build capacity, and invest  
23 moneys to ensure rapid scientific progress in the core  
24 platform areas.

25 b. Create endowed chair positions and employ  
26 persons with entrepreneurial expertise.

27 c. Invest in technology development infrastructure  
28 to strengthen and accelerate the scientific and  
29 commercialization work in the core platform areas.

30 d. Provide financial assistance in the form of  
31 grants for purposes of accelerating the transformation  
32 of new and ongoing research and development  
33 initiatives in the core platform areas into commercial  
34 opportunities.

35 e. Actively participate in advisory groups  
36 dedicated to the areas of bioscience advanced  
37 manufacturing, and information solutions.

38 Sec. \_\_\_\_ . NEW SECTION. 262B.22 TECHNOLOGY AND  
39 COMMERCIALIZATION RESOURCE ORGANIZATION.

40 1. The general assembly finds and declares that  
41 the public good requires that Iowa successfully  
42 participate and compete in the emerging world economy.  
43 A technology and commercialization resource  
44 organization is established to formulate and implement  
45 plans and programs for the core platform areas and to  
46 facilitate their commercial application within the  
47 state.

48 2. The technology and commercialization resource  
49 organization shall receive recommendations for  
50 research projects which have commercialization

1 potential from institutions of higher learning under  
2 the control of the state board of regents. In  
3 cooperation with commercialization experts in the  
4 private sector, the organization shall analyze  
5 research project submissions and make recommendations  
6 regarding which projects should receive funding and  
7 how much funding such projects should receive. The  
8 recommendations of the organization shall be forwarded  
9 to the state board of regents. The state board of  
10 regents shall review the recommendations and may  
11 approve, deny, or modify the recommendations, but the  
12 state board of regents shall not change the primary  
13 focus of the proposal. The state board of regents may  
14 award financial assistance to approved research  
15 projects.

16 3. A technology and commercialization resource  
17 organization shall be incorporated under chapter 504.  
18 The organization shall not be regarded as a state  
19 agency, except for purposes of chapter 17A. A member  
20 of the board of directors is not considered a state  
21 employee, except for purposes of chapter 669. A  
22 natural person employed by the organization is a state  
23 employee for purposes of the Iowa public employees'  
24 retirement system, state health and dental plans, and  
25 other state employee benefit plans and chapter 669.  
26 Chapters 8, 8A, and 20, and other provisions of law  
27 that relate to requirements or restrictions dealing  
28 with state personnel or state funds, do not apply to  
29 the organization or any employees of the board of  
30 directors or the organization except to the extent  
31 provided in this chapter.

32 4. The board of directors of the organization  
33 shall consist of eight voting members as follows:  
34 a. The president of the state board of regents.  
35 b. The three members of the economic development  
36 subcommittee of the state board of regents.  
37 c. The chief technology officer of the state.  
38 d. One member selected by a biosciences  
39 development organization designated by the department  
40 of economic development pursuant to section 15G.111,  
41 subsection 2.

42 e. The chairperson of the advanced manufacturing  
43 steering group of the department of economic  
44 development.

45 f. The chairperson of the information solutions  
46 steering group of the department of economic  
47 development.

48 5. The members of the board of directors shall  
49 annually elect a president of the board from the board  
50 membership. A vacancy shall be filled by the

1 appointing authority. Members are eligible for actual  
2 expense reimbursement while fulfilling duties of the  
3 board.

4 Sec. \_\_\_\_\_. NEW SECTION. 262B.23 ENDOWED CHAIRS  
5 AND SALARIES.

6 The state board of regents may use for salaries and  
7 may create endowed chair positions at each of the  
8 regents universities using, in part, moneys  
9 appropriated to the state board of regents for  
10 purposes of implementing recommendations provided in  
11 separate consultant reports on bioscience, advanced  
12 manufacturing, and information technology submitted to  
13 the department of economic development in the calendar  
14 years 2004 and 2005. Such moneys may only be used to  
15 partially fund an endowed chair position if  
16 significant private contributions and contributions  
17 from governmental entities other than the state and  
18 political subdivisions of the state are used to fund  
19 the position. Not more than fifty percent of the cost  
20 of funding an endowed chair position shall be paid  
21 with such moneys. The endowed chair positions shall  
22 be used to attract scholars recruited nationally and  
23 internationally who can bring with them related  
24 start-up business ventures or a concept for near-term  
25 commercialization.

26 Sec. \_\_\_\_\_. Section 303.3C, subsection 1, paragraph  
27 c, Code Supplement 2005, is amended to read as  
28 follows:

29 c. Initially, three Iowa great places projects  
30 shall be identified by the Iowa great places board.  
31 ~~Two years after the third project is identified by the~~  
32 ~~board, the~~ The board may identify up to six additional  
33 Iowa great places for participation under the program.

34 Sec. \_\_\_\_\_. Section 303.3C, subsection 1, Code  
35 Supplement 2005, is amended by adding the following  
36 new paragraphs:

37 NEW PARAGRAPH. d. The department of cultural  
38 affairs shall work in cooperation with the vision Iowa  
39 and community attraction and tourism programs for  
40 purposes of maximizing and leveraging moneys  
41 appropriated to identified Iowa great places.

42 NEW PARAGRAPH. e. As a condition of receiving  
43 state funds, an identified Iowa great place shall  
44 present information to the board concerning the  
45 proposed activities and total financial needs of the  
46 project.

47 NEW PARAGRAPH. f. The department of cultural  
48 affairs shall account for any funds appropriated from  
49 the endowment for Iowa health restricted capitals fund  
50 for an identified Iowa great place.

1 Sec. \_\_\_\_\_ Section 303.3C, subsection 3, paragraph  
2 b, Code Supplement 2005, is amended to read as  
3 follows:

4 b. Identify ~~three~~ Iowa great places for purposes  
5 of receiving a package of resources under the program.

6 Sec. \_\_\_\_\_. NEW SECTION. 303.3D IOWA GREAT PLACES  
7 PROGRAM FUND.

8 1. An Iowa great places program fund is created  
9 under the authority of the department of cultural  
10 affairs. The fund shall consist of appropriations  
11 made to the fund and transfers of interest, earnings,  
12 and moneys from other funds as provided by law.  
13 Notwithstanding section 12C.7, subsection 2, interest  
14 or earnings on investments or time deposits of the  
15 moneys in the Iowa great places program fund shall be  
16 credited to the Iowa great places program fund.

17 2. Moneys appropriated for a fiscal year to the  
18 fund shall be used by the general assembly to fund  
19 capital infrastructure projects for identified Iowa  
20 great places through the Iowa great places program  
21 established in section 303.3C.

22 3. In awarding moneys the department of cultural  
23 affairs shall give consideration to the particular  
24 needs of each identified Iowa great place.

25 4. Notwithstanding section 8.33, moneys credited  
26 to the great places program fund shall not revert to  
27 the fund from which appropriated.

28 Sec. \_\_\_\_\_. NEW SECTION. 324A.6A PUBLIC TRANSIT  
29 INFRASTRUCTURE GRANT FUND.

30 A public transit infrastructure grant fund is  
31 established within the department. Moneys in the fund  
32 shall be awarded to public transit systems within the  
33 state for construction and infrastructure projects  
34 that meet the definition of "vertical infrastructure"  
35 in section 8.57, subsection 6, paragraph "c". The  
36 fund shall consist of appropriations made to the fund  
37 and transfers of interest, earnings, and moneys from  
38 other funds as provided by law. In awarding grant  
39 assistance, the office of public transit within the  
40 department shall, by rule, specify certain criteria  
41 that must be included in a grant application, which  
42 shall include but not be limited to information on the  
43 feasibility of completion of an individual  
44 infrastructure project. Notwithstanding section 8.33,  
45 moneys in the public transit infrastructure grant fund  
46 shall not revert to the fund from which they are  
47 appropriated but shall remain available indefinitely  
48 for expenditure under this section.

49 Sec. \_\_\_\_\_. Section 328.36, Code 2005, is amended by  
50 striking the section and inserting in lieu thereof the

1 following:

2 328.36 DEPOSIT AND USE OF REVENUES.

3 1. All moneys received by the department pursuant  
4 to section 328.21 shall be deposited into the state  
5 aviation fund in section 328.56.

6 2. Notwithstanding subsection 1, for the fiscal  
7 year beginning July 1, 2007, and ending June 30, 2008,  
8 fifty percent of the moneys collected under section  
9 328.21 shall be deposited in the state aviation fund  
10 in section 328.56 and fifty percent shall be deposited  
11 in the general fund of the state.

12 Sec. \_\_\_\_ . NEW SECTION. 328.56 STATE AVIATION  
13 FUND.

14 1. A state aviation fund is created under the  
15 authority of the department. The fund shall consist  
16 of moneys deposited in the fund pursuant to sections  
17 328.21 and 452A.82 and other moneys appropriated to  
18 the fund.

19 2. Moneys in the fund in a fiscal year shall be  
20 used as appropriated by the general assembly for  
21 airport engineering studies, construction or  
22 improvements, and the windsock program for public  
23 airports. In awarding moneys, the department shall  
24 give preference to projects that demonstrate a  
25 collaborative effort between airports.

26 Sec. \_\_\_\_ . Section 422.34A, Code 2005, is amended  
27 by adding the following new subsection:

28 NEW SUBSECTION. 8. Utilizing a distribution  
29 facility within this state, owning or leasing property  
30 at a distribution facility within this state that is  
31 used at or distributed from the distribution facility,  
32 or selling property shipped or distributed from a  
33 distribution facility. For purposes of this  
34 subsection, "distribution facility" means an  
35 establishment where shipments of tangible personal  
36 property are processed for delivery to customers.  
37 "Distribution facility" does not include an  
38 establishment where retail sales of tangible personal  
39 property or returns of such property are undertaken  
40 with respect to retail customers on more than twelve  
41 days a year except for a distribution facility which  
42 processes customer sales orders by mail, telephone, or  
43 electronic means, if the distribution facility also  
44 processes shipments of tangible personal property to  
45 customers provided that not more than ten percent of  
46 the dollar amount of goods are delivered and shipped  
47 so as to be included in the gross sales of the  
48 corporation within this state as provided in section  
49 422.33, subsection 2, paragraph "b", subparagraph (6).

50 Sec. \_\_\_\_ . Section 452A.79, Code Supplement 2005,

1 is amended by striking the section and inserting in  
2 lieu thereof the following:

3 452A.79 USE OF REVENUE.

4 Except as provided in sections 452A.79A, 452A.82,  
5 and 452A.84, the net proceeds of the excise tax on the  
6 diesel special fuel and the excise tax on motor fuel  
7 and other special fuel, and penalties collected under  
8 the provision of this chapter, shall be credited to  
9 the road use tax fund.

10 Sec. \_\_\_\_ . NEW SECTION. 452A.79A MARINE FUEL TAX  
11 FUND.

12 1. A marine fuel tax fund is created under the  
13 authority of the department of natural resources. The  
14 fund shall consist of all revenues derived from the  
15 excise tax on the sale of motor fuel used in  
16 watercraft as provided in section 452A.84 and other  
17 moneys appropriated to the fund.

18 2. Moneys in the fund in a fiscal year shall be  
19 used as appropriated by the general assembly for use  
20 by the department of natural resources in its  
21 recreational boating program, which may include but is  
22 not limited to:

23 a. Dredging and renovation of lakes of this state.

24 b. Acquisition, development, and maintenance of  
25 access to public boating waters.

26 c. Development and maintenance of boating  
27 facilities and navigation aids.

28 d. Administration, operation, and maintenance of  
29 recreational boating activities of the department of  
30 natural resources.

31 e. Acquisition, development, and maintenance of  
32 recreation facilities associated with recreational  
33 boating.

34 Sec. \_\_\_\_ . Section 452A.82, Code 2005, is amended  
35 to read as follows:

36 452A.82 AVIATION FUEL TAX FUND.

37 The portion of the moneys collected under this  
38 chapter received on account of aviation gasoline and  
39 special fuel used in aircraft shall be deposited in a  
40 separate fund to be maintained by the treasurer. All  
41 moneys remaining in the separate fund after the cost  
42 of administering the fund has been paid shall be  
43 credited to the ~~general fund of the state~~ aviation  
44 fund created in section 328.56.

45 Sec. \_\_\_\_ . Section 452A.84, Code 2005, is amended  
46 to read as follows:

47 452A.84 ~~TRANSFER TO STATE GENERAL~~ MARINE FUEL TAX  
48 FUND.

49 The treasurer of state shall transfer from the  
50 motor fuel tax fund to the ~~general~~ marine fuel tax

1 fund ~~of the state~~ that portion of moneys collected  
2 under this chapter attributable to motor fuel used in  
3 watercraft computed as follows:

4 1. Determine monthly the total amount of motor  
5 fuel tax collected under this chapter and multiply the  
6 amount by nine-tenths of one percent.

7 2. Subtract from the figure computed pursuant to  
8 subsection 1 of this section three percent of the  
9 figure for administrative costs and further subtract  
10 from the figure the amounts refunded to commercial  
11 fishers pursuant to section 452A.17, subsection 1,  
12 paragraph "a", subparagraph (7). All moneys remaining  
13 after claims for refund and the cost of administration  
14 have been made shall be transferred to the ~~general~~  
15 marine fuel tax fund of the state."

16 76. By striking page 38, line 24, through page  
17 41, line 10.

18 77. Page 41, by inserting after line 10 the  
19 following:

20 "Sec. \_\_\_\_\_. 2006 Iowa Acts, Senate File 2363,  
21 section 5, if enacted, is amended by striking the  
22 section and inserting in lieu thereof the following:

23 SEC. 5. NEW SECTION. 16.134 WASTEWATER TREATMENT  
24 FINANCIAL ASSISTANCE PROGRAM.

25 1. The Iowa finance authority shall establish and  
26 administer a wastewater treatment financial assistance  
27 program. The purpose of the program shall be to  
28 provide grants to enhance water quality and to assist  
29 communities to comply with water quality standards  
30 adopted by the department of natural resources. The  
31 program shall be administered in accordance with rules  
32 adopted by the authority pursuant to chapter 17A.

33 2. A wastewater treatment financial assistance  
34 fund is created under the authority of the Iowa  
35 finance authority. The fund shall consist of  
36 appropriations made to the fund and transfers of  
37 interest, earnings, and moneys from other funds as  
38 provided by law. Moneys in the fund are not subject  
39 to section 8.33. Notwithstanding section 12C.7,  
40 subsection 2, interest or earnings on moneys in the  
41 fund shall be credited to the fund.

42 3. Financial assistance under the program shall be  
43 used to install or upgrade wastewater treatment  
44 facilities and systems, and for engineering or  
45 technical assistance for facility planning and design.

46 4. The authority shall distribute financial  
47 assistance in the fund in accordance with the  
48 following:

49 a. Communities shall be eligible for financial  
50 assistance by qualifying as a disadvantaged community

1 and seeking financial assistance for the installation  
2 or upgrade of wastewater treatment facilities due to  
3 regulatory activity in response to water quality  
4 standards adopted by the department of natural  
5 resources in calendar year 2006. For purposes of this  
6 section, the term "disadvantaged community" means the  
7 same as defined by the department of natural resources  
8 for the drinking water facilities revolving loan fund  
9 established in section 455B.295. Communities with a  
10 population of three thousand or more do not qualify  
11 for financial assistance under the program.

12 b. Priority shall be given to projects in which  
13 the financial assistance is used to obtain financing  
14 under the Iowa water pollution control works and  
15 drinking water facilities financing program pursuant  
16 to section 16.131 or other federal or state financing.

17 c. Priority shall also be given to projects whose  
18 completion will provide significant improvement to  
19 water quality in the relevant watershed.

20 d. A community meeting the criteria of paragraph  
21 "a" shall be required to provide matching moneys in  
22 accordance with the following:

23 (1) Unsewered incorporated communities with a  
24 population of less than five hundred and communities  
25 with a population of less than five hundred shall be  
26 required to provide a five percent match.

27 (2) Communities with a population of five hundred  
28 or more but less than one thousand shall be required  
29 to provide a ten percent match.

30 (3) Communities with a population of one thousand  
31 or more but less than one thousand five hundred shall  
32 be required to provide a twenty percent match.

33 (4) Communities with a population of one thousand  
34 five hundred or more but less than two thousand shall  
35 be required to provide a thirty percent match.

36 (5) Communities with a population of two thousand  
37 or more but less than three thousand shall be required  
38 to provide a forty percent match.

39 e. Financial assistance in the form of grants  
40 shall be issued on a quarterly basis.

41 5. The authority in cooperation with the  
42 department of natural resources shall share  
43 information and resources when determining the  
44 qualifications of a community for financial assistance  
45 from the fund.

46 6. The authority may use an amount of not more  
47 than four percent of any moneys appropriated for  
48 deposit in the fund for administration purposes.

49 7. It is the intent of the general assembly that  
50 for the fiscal period beginning July 1, 2007, and

1 ending June 30, 2016, a minimum of four million  
2 dollars shall be appropriated each fiscal year to the  
3 authority for deposit in the wastewater treatment  
4 financial assistance fund."

5 78. Page 41, by striking lines 11 through 29 and  
6 inserting the following:

7 "Sec. \_\_\_\_ . STUDY OF EMERGENCY SERVICES IN THE  
8 STATE. The legislative council is requested to  
9 establish a committee to study emergency services in  
10 the state during the 2006 legislative interim.

11 The interim committee is directed to receive input  
12 from the department of public defense, division of  
13 homeland security and emergency management,  
14 departments of human services, public health, and  
15 public safety, including the state fire marshal, and  
16 representatives of emergency services providers,  
17 including but not limited to the Iowa firemen's  
18 association, Iowa fire chiefs association, Iowa  
19 association of professional fire chiefs, and Iowa  
20 professional fire fighters, Iowa emergency medical  
21 services association, and emergency room physicians.

22 The interim committee is directed to expeditiously  
23 complete its study and issue findings and make  
24 recommendations regarding the governance, structure,  
25 and funding of the state's emergency services and the  
26 training available in the state for emergency services  
27 providers for consideration during the 2007  
28 legislative session."

29 79. Page 41, by inserting before line 30 the  
30 following:

31 "Sec. \_\_\_\_ . AVIATION FUEL TAX FUND -- GENERAL FUND  
32 CREDIT. Notwithstanding section 452A.82, for the  
33 fiscal year beginning July 1, 2007, 50 percent of the  
34 moneys remaining after the cost of administering the  
35 aviation fuel tax fund shall be credited to the  
36 general fund.

37 Sec. \_\_\_\_ . EFFECTIVE DATES AND RETROACTIVE  
38 APPLICABILITY.

39 1. The section of this division of this Act  
40 enacting section 422.34A, subsection 8, being deemed  
41 of immediate importance, takes effect upon enactment  
42 and applies retroactively to January 1, 2006, for tax  
43 years beginning on or after that date.

44 2. The sections of this division of this Act  
45 amending sections 328.36, 452A.79, 452A.82, and  
46 452A.84 and enacting sections 328.56 and 452A.79A,  
47 relating to a state aviation fund and a marine fuel  
48 tax fund, take effect July 1, 2007."

49 80. Page 41, by inserting before line 30 the  
50 following:

1 "Sec. \_\_\_\_ . EFFECTIVE DATE. The sections of this  
2 division of this Act amending sections 100B.3, 100B.4,  
3 and 100B.7, and enacting sections 100B.15 through  
4 100B.19, being deemed of immediate importance, take  
5 effect upon enactment."

6 81. Page 41, by inserting before line 30 the  
7 following:

8 "DIVISION

9 MISCELLANEOUS APPROPRIATIONS

10 Sec. \_\_\_\_ . WASTEWATER TREATMENT FINANCIAL

11 ASSISTANCE FUND -- IOWA FINANCE AUTHORITY. There is  
12 appropriated from any interest or earnings on moneys  
13 in the federal economic stimulus and jobs holding  
14 account to the Iowa finance authority for deposit in  
15 the wastewater treatment financial assistance fund  
16 created in section 16.134, the following amount:

17 ..... \$ 4,000,000

18 Sec. \_\_\_\_ . RESOURCE CONSERVATION AND DEVELOPMENT

19 PROJECTS -- DEPARTMENT OF NATURAL RESOURCES. There is  
20 appropriated from any interest or earnings on moneys  
21 in the federal economic stimulus and jobs holding  
22 account to the department of natural resources for the  
23 development of projects relating to natural  
24 resource-based business opportunities, the following  
25 amount:

26 ..... \$ 300,000

27 Local resource conservation and development groups  
28 sponsored by county governments or sponsored by soil  
29 and water conservation districts shall be eligible to  
30 receive funding on the condition that such groups  
31 receive dollar-for-dollar funding.

32 DIVISION

33 UTILITIES BOARD AND CONSUMER ADVOCATE BUILDING PROJECT

34 Sec. \_\_\_\_ . NEW SECTION. 12.91 UTILITIES BOARD AND  
35 CONSUMER ADVOCATE BUILDING PROJECT.

36 1. For purposes of this section:

- 37 a. "Bonds" means bonds, notes, or other evidences  
38 of indebtedness issued under this section.
- 39 b. "Chargeable expenses" means expenses charged by  
40 the utilities board and the consumer advocate division  
41 of the department of justice under section 476.10.
- 42 c. "Chargeable expenses fund" means the fund  
43 created in the state treasury under this section.
- 44 d. "Project" means a building and related  
45 improvements and furnishings authorized under section  
46 476.10B.

47 2. The treasurer of state may issue bonds and do  
48 all things necessary in order to finance the costs of  
49 the project. The treasurer of state shall have all of  
50 the powers which are necessary to issue and secure

1 bonds to provide the financing for the project. The  
2 treasurer of state may issue bonds in principal  
3 amounts which, in the opinion of the treasurer, are  
4 necessary to provide sufficient funds for the costs of  
5 the project, the payment of interest on the bonds, the  
6 establishment of reserves to secure the bonds, the  
7 costs of issuance of the bonds, other expenditures of  
8 the treasurer of state incident to and necessary or  
9 convenient to carry out the bond issue, and all other  
10 expenditures of the utilities board and the department  
11 of administrative services in connection with the  
12 construction of the project. The bonds are investment  
13 securities and negotiable instruments within the  
14 meaning of and for purposes of the Iowa uniform  
15 commercial code, chapter 554.

16 3. Bonds issued under this section are payable  
17 solely and only out of the moneys, assets, or revenues  
18 of the chargeable expenses fund and any bond reserve  
19 funds established pursuant to this section, all of  
20 which may be held by the treasurer of state or  
21 deposited with trustees or depositories in accordance  
22 with bond or security documents and pledged by the  
23 treasurer of state to the payment thereof. Bonds  
24 issued under this section shall contain a statement  
25 that the bonds do not constitute an indebtedness of  
26 the state. The treasurer of state shall not pledge  
27 the credit or taxing power of this state or any  
28 political subdivision of this state or make bonds  
29 issued pursuant to this section payable out of any  
30 moneys except those in the chargeable expenses fund  
31 and any bond reserve funds established pursuant to  
32 this section.

33 4. The proceeds of bonds issued by the treasurer  
34 of state and not required for immediate disbursement  
35 may be deposited with a trustee or depository as  
36 provided in the bond documents and invested or  
37 reinvested in any investment as directed by the  
38 treasurer of state and specified in the trust  
39 indenture, resolution, or other instrument pursuant to  
40 which the bonds are issued without regard to any  
41 limitation otherwise provided by law.

42 5. The bonds shall be:

43 a. In a form, issued in denominations, executed in  
44 a manner, and payable over terms and with rights of  
45 redemption, and be subject to such other terms and  
46 conditions as prescribed in the trust indenture,  
47 resolution, or other instrument authorizing their  
48 issuance.

49 b. Negotiable instruments under the laws of the  
50 state and may be sold at prices, at public or private

1 sale, and in a manner, as prescribed by the treasurer  
2 of state. Chapters 73A, 74, 74A, and 75 do not apply  
3 to the sale or issuance of the bonds.

4 c. Subject to the terms, conditions, and covenants  
5 providing for the payment of the principal, redemption  
6 premiums, if any, interest, and other terms,  
7 conditions, covenants, and protective provisions  
8 safeguarding payment, not inconsistent with this  
9 section and as determined by the trust indenture,  
10 resolution, or other instrument authorizing their  
11 issuance.

12 6. The bonds are securities in which public  
13 officers and bodies of this state; political  
14 subdivisions of this state; insurance companies and  
15 associations and other persons carrying on an  
16 insurance business; banks, trust companies, savings  
17 associations, savings and loan associations, and  
18 investment companies; administrators, guardians,  
19 executors, trustees, and other fiduciaries; and other  
20 persons authorized to invest in bonds or other  
21 obligations of the state, may properly and legally  
22 invest funds, including capital, in their control or  
23 belonging to them.

24 7. Bonds must be authorized by a trust indenture,  
25 resolution, or other instrument of the treasurer of  
26 state.

27 8. Neither the resolution, trust agreement, nor  
28 any other instrument by which a pledge is created  
29 needs to be recorded or filed under the Iowa uniform  
30 commercial code, chapter 554, to be valid, binding, or  
31 effective.

32 9. Bonds issued under the provisions of this  
33 section are declared to be issued for a general public  
34 and governmental purpose and all bonds issued under  
35 this section shall be exempt from taxation by the  
36 state of Iowa and the interest on the bonds shall be  
37 exempt from the state income tax and the state  
38 inheritance and estate tax.

39 10. Subject to the terms of any bond documents,  
40 moneys in the chargeable expenses fund may be expended  
41 for administration expenses of the treasurer of state  
42 in connection with the bonds.

43 11. The treasurer of state may issue bonds for the  
44 purpose of refunding any bonds issued pursuant to this  
45 section then outstanding, including the payment of any  
46 redemption premiums thereon and any interest accrued  
47 or to accrue to the date of redemption of the  
48 outstanding bonds. Until the proceeds of bonds issued  
49 for the purpose of refunding outstanding bonds are  
50 applied to the purchase or retirement of outstanding

1 bonds or the redemption of outstanding bonds, the  
2 proceeds may be placed in escrow and be invested and  
3 reinvested in accordance with the provisions of this  
4 section. The interest, income, and profits earned or  
5 realized on an investment may also be applied to the  
6 payment of the outstanding bonds to be refunded by  
7 purchase, retirement, or redemption. After the terms  
8 of the escrow have been fully satisfied and carried  
9 out, any balance of proceeds and interest earned or  
10 realized on the investments may be returned to the  
11 treasurer of state for deposit in the chargeable  
12 expenses fund unless all bonds issued under the  
13 provisions of this section have been retired in which  
14 case the proceeds shall be deposited in the general  
15 fund of the state. All refunding bonds shall be  
16 issued and secured and subject to the provisions of  
17 this chapter in the same manner and to the same extent  
18 as other bonds issued pursuant to this section.

19 12. A chargeable expenses fund is created and  
20 established as a separate and distinct fund in the  
21 state treasury. The moneys in the fund are  
22 appropriated for payment of the principal of, premium,  
23 and interest on any bonds issued under this section.  
24 Moneys in the fund shall not be subject to  
25 appropriation for any other purpose by the general  
26 assembly, but shall be used only for the purposes of  
27 the chargeable expenses fund. The treasurer of state  
28 shall act as custodian of the fund and disburse moneys  
29 contained in the fund for payment of the principal of,  
30 premium, and interest on any bonds issued under this  
31 section. Notwithstanding section 476.10, there shall  
32 in each fiscal year be deposited in the chargeable  
33 expenses fund from amounts collected by the utilities  
34 board as chargeable expenses an amount equal to the  
35 principal of, premium, if any, and interest on any  
36 bonds issued under this section to become due, whether  
37 at maturity, by call for optional redemption or by  
38 sinking fund redemption, in such fiscal year. The  
39 treasurer of state is authorized to pledge any amounts  
40 in the chargeable expenses fund as security for the  
41 payment of the principal of, premium, and interest on  
42 any bonds issued under this section. The treasurer of  
43 state may provide in the trust indenture, resolution,  
44 or other instrument authorizing the issuance of bonds  
45 for the transfer to the general fund of the state of  
46 any amounts on deposit in the chargeable expenses fund  
47 that are not necessary for the payment of the  
48 principal of, premium, and interest on any bonds  
49 issued under this section.

50 13. Moneys in the chargeable expenses fund are not

1 subject to section 8.33. Notwithstanding section  
2 12C.7, subsection 2, interest or earnings on moneys in  
3 the fund shall be credited to the fund.

4 14. a. The treasurer of state may create and  
5 establish one or more special funds, to be known as  
6 "bond reserve funds", to secure one or more issues of  
7 bonds issued pursuant to this section. The treasurer  
8 of state shall pay into each bond reserve fund any  
9 moneys appropriated and made available by the state or  
10 the treasurer of state for the purpose of the fund,  
11 any proceeds of sale of bonds to the extent provided  
12 in the resolutions authorizing their issuance, and any  
13 other moneys which may be available to the treasurer  
14 of state for the purpose of the fund from any other  
15 sources. All moneys held in a bond reserve fund,  
16 except as otherwise provided in this chapter, shall be  
17 used as required solely for the payment of the  
18 principal of bonds secured in whole or in part by the  
19 fund or of the sinking fund payments with respect to  
20 the bonds, the purchase or redemption of the bonds,  
21 the payment of interest on the bonds, or the payments  
22 of any redemption premium required to be paid when the  
23 bonds are redeemed prior to maturity.

24 b. Moneys in a bond reserve fund shall not be  
25 withdrawn from it at any time in an amount that will  
26 reduce the amount of the fund to less than the bond  
27 reserve fund requirement established for the fund, as  
28 provided in this subsection, except for the purpose of  
29 making, with respect to bonds secured in whole or in  
30 part by the fund, payment when due of principal,  
31 interest, redemption premiums, and the sinking fund  
32 payments with respect to the bonds for the payment of  
33 which other moneys of the treasurer of state are not  
34 available. Any income or interest earned by, or  
35 incremental to, a bond reserve fund due to the  
36 investment of it may be transferred by the treasurer  
37 of state to other funds or accounts to the extent the  
38 transfer does not reduce the amount of that bond  
39 reserve fund below the bond reserve fund requirement  
40 for that bond reserve fund. For the purposes of this  
41 subsection, the term "bond reserve fund requirement"  
42 means, as of any particular date of computation, an  
43 amount of money, as provided in the resolutions  
44 authorizing the bonds with respect to which the fund  
45 is established.

46 c. The treasurer of state shall comply with the  
47 provisions of section 476.10B in order to assure the  
48 maintenance of any bond reserve funds established  
49 under this section.

50 15. It is the intent of the general assembly that

1 a pledge made in respect of bonds issued under this  
2 section shall be valid and binding from the time the  
3 pledge is made, that the money or property so pledged  
4 and received after the pledge by the treasurer of  
5 state shall immediately be subject to the lien of the  
6 pledge without physical delivery or further act, and  
7 that the lien of the pledge shall be valid and binding  
8 as against all parties having claims of any kind in  
9 tort, contract, or otherwise against the treasurer of  
10 state whether or not the parties have notice of the  
11 lien.

12 16. Bonds issued pursuant to this section are not  
13 debts of the state, or of any political subdivision of  
14 the state, and do not constitute a pledge of the faith  
15 and credit of the state or a charge against the  
16 general credit or general fund of the state. The  
17 issuance of any bonds pursuant to this section by the  
18 treasurer of state does not directly, indirectly, or  
19 contingently obligate the state or a political  
20 subdivision of the state to apply moneys from, or to  
21 levy or pledge any form of taxation whatever, to the  
22 payment of the bonds. Bonds issued under this section  
23 are payable solely and only from the sources and  
24 special fund provided in this section.

25 17. This section, being necessary for the welfare  
26 of this state and its inhabitants, shall be liberally  
27 construed to effect its purposes.

28 Sec. \_\_\_\_\_. Section 422.7, Code Supplement 2005, is  
29 amended by adding the following new subsection:

30 NEW SUBSECTION. 45. Subtract, to the extent  
31 included, income from interest and earnings received  
32 from the bonds issued under section 12.91.

33 Sec. \_\_\_\_\_. FISCAL YEAR 2005-2006 EXPENDITURE  
34 AUTHORITY -- BUILDING PROJECT. Notwithstanding  
35 sections 8.33 and 476.10 or any other provision to the  
36 contrary, any balance of the operational appropriation  
37 for the utilities board for the fiscal year beginning  
38 July 1, 2005, that remains unused, unencumbered, or  
39 unobligated at the close of the fiscal year shall not  
40 revert but shall remain available to be used for  
41 purposes of the energy-efficient building project  
42 authorized under section 476.10B, as enacted by this  
43 division of this Act, or for relocation costs in  
44 succeeding fiscal years.

45 Sec. \_\_\_\_\_. NEW SECTION. 476.10B ENERGY-EFFICIENT  
46 BUILDING.

47 1. For the purposes of this section, "building  
48 project expenses" means expenses that have been  
49 approved by the utilities board for the building and  
50 related improvements and furnishings developed under

1 this section and that are considered part of the  
2 regulatory expenses charged by the utilities board and  
3 the consumer advocate division of the department of  
4 justice for carrying out duties under section 476.10.

5 2. The department of administrative services, in  
6 consultation with the board and the consumer advocate  
7 division of the department of justice, shall provide  
8 for the construction of a building to house the board  
9 and the division. A building developed under this  
10 subsection shall be a model energy-efficient building  
11 that may be used as a public example for similar  
12 efforts. The building shall comply with the life  
13 cycle cost provisions developed pursuant to section  
14 72.5. The building shall be located on the capitol  
15 complex grounds or at another convenient location in  
16 the vicinity of the capitol complex grounds.

17 3. Building project expenses shall include but are  
18 not limited to the costs associated with construction,  
19 maintenance, and operation of the building that are  
20 approved by the board and shall also include principal  
21 of, premium, if any, and interest on indebtedness to  
22 finance the building.

23 4. The department of administrative services'  
24 costs associated with construction, maintenance, and  
25 operation of the building as provided under chapter 8A  
26 are building project expenses.

27 5. A cost-effective approach for financing  
28 construction of the building shall be utilized, which  
29 may include but is not limited to lease,  
30 lease-purchase, bonding, or installment acquisition  
31 arrangement, or a financing arrangement under section  
32 12.28. If financing for the building is implemented  
33 under section 12.28, the limitation on principal under  
34 that section does not apply. This subsection is not a  
35 qualification of any other powers which the board and  
36 the division may possess and the authorizations and  
37 powers granted under this subsection are not subject  
38 to the terms, requirements, or limitations of any  
39 other provisions of law. The department of  
40 administrative services must comply with the  
41 provisions of section 12.28 when entering into  
42 financing agreements for the purchase of real or  
43 personal property.

44 6. a. If financing for the building is  
45 implemented through bonding, the provisions of section  
46 12.91 shall apply. In order to assure maintenance of  
47 the bond reserve funds established in connection with  
48 the financing, the treasurer of state shall, on or  
49 before January 1 of each calendar year, make and  
50 deliver to the governor the treasurer's certificate

1 stating the sum, if any, required to restore each bond  
2 reserve fund to the bond reserve fund requirement for  
3 that fund.

4 b. Within thirty days after the beginning of the  
5 session of the general assembly next following the  
6 delivery of the certificate, the governor shall submit  
7 to both houses of the general assembly printed copies  
8 of a budget including the sum, if any, required to  
9 restore each bond reserve fund to the bond reserve  
10 fund requirement for that fund. Any sums appropriated  
11 by the general assembly and paid to the treasurer of  
12 state shall be deposited by the treasurer of state in  
13 the applicable bond reserve fund.

14 7. The department of administrative services, in  
15 consultation with the board and the division, shall  
16 secure architectural services, contract for  
17 construction, engineering, and construction oversight  
18 and management, and control the funding associated  
19 with the building construction and the building's  
20 operation and maintenance. The department of  
21 administrative services may utilize consultants or  
22 other expert assistance to address feasibility,  
23 planning, or other considerations connected with  
24 construction of the building or decision making  
25 regarding the building. The department of  
26 administrative services, on behalf of the board and  
27 division, shall consult with the office of the  
28 governor, appropriate legislative bodies, and the  
29 capitol planning commission.

30 Sec. \_\_\_\_ . EFFECTIVE DATE. The section of this  
31 division of this Act relating to the expenditure  
32 authority of the utilities board for the fiscal year  
33 beginning July 1, 2005, being deemed of immediate  
34 importance, takes effect upon enactment."

35 82. Title page, line 6, by inserting after the  
36 word "account," the following: "the public transit  
37 infrastructure grant fund, the Iowa great places  
38 program fund,".

39 83. Title page, by striking line 7 and inserting  
40 the following: "and providing immediate, retroactive,  
41 and future effective dates."

42 84. By renumbering, relettering, or redesignating  
43 and correcting internal references as necessary.

RECEIVED FROM THE SENATE

HOUSE FILE 2782

AN ACT

RELATING TO AND MAKING APPROPRIATIONS TO STATE DEPARTMENTS AND AGENCIES FROM THE REBUILD IOWA INFRASTRUCTURE FUND, ENVIRONMENT FIRST FUND, TOBACCO SETTLEMENT TRUST FUND, VERTICAL INFRASTRUCTURE FUND, THE ENDOWMENT FOR IOWA'S HEALTH RESTRICTED CAPITALS FUND, THE TECHNOLOGY REINVESTMENT FUND, THE ENDOWMENT FOR IOWA'S HEALTH ACCOUNT, THE PUBLIC TRANSIT INFRASTRUCTURE GRANT FUND, THE IOWA GREAT PLACES PROGRAM FUND, AND RELATED MATTERS AND PROVIDING IMMEDIATE, RETROACTIVE, AND FUTURE EFFECTIVE DATES.

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

DIVISION I

REBUILD IOWA INFRASTRUCTURE FUND

Section 1. There is appropriated from the rebuild Iowa infrastructure fund to the following departments and agencies

for the fiscal year beginning July 1, 2006, and ending June 30, 2007, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF ADMINISTRATIVE SERVICES

a. For relocation and project costs directly associated with remodeling projects on the capitol complex and for facility lease payments, notwithstanding section 8.57, subsection 6, paragraph "c":

..... \$ 1,824,500

Of the funds appropriated in this paragraph, \$210,600 is allocated to the department of corrections and board of parole for assessed maintenance charges by the department of administrative services, \$122,000 is allocated for rent payments for the community-based corrections facility located in Davenport, and \$185,768 is allocated to the department of cultural affairs for costs associated with leasing space for the state records center.

b. For routine maintenance of state buildings and facilities, notwithstanding section 8.57, subsection 6, paragraph "c":

..... \$ 2,536,500

c. For maintenance of the Terrace Hill complex:

..... \$ 75,000

2. DEPARTMENT OF CORRECTIONS

a. For the lease payment under the lease-purchase agreement to connect the electrical system supporting the special needs unit at Fort Madison:

..... \$ 333,168

b. For systemic study and planning of the state prison system to maximize the efficient use of the current infrastructure, capacity, and treatment needs, versus projected needs of the prison system based on the Iowa prison

population forecast:

..... \$ 500,000

3. DEPARTMENT OF CULTURAL AFFAIRS

a. For continuation of the project recommended by the Iowa battle flag advisory committee to stabilize the condition of the battle flag collection, notwithstanding section 8.57, subsection 6, paragraph "c":

..... \$ 220,000

b. For historical site preservation grants to be used for the restoration, preservation, and development of historic sites:

..... \$ 800,000

In making grants pursuant to this lettered paragraph, the department shall consider the existence and amount of other funds available to an applicant for the designated project. A grant awarded from moneys appropriated in this lettered paragraph shall not exceed \$100,000 per project. Not more than two grants may be awarded in the same county.

c. For providing a grant to the Grout museum district for costs associated with the construction and site development at the Sullivan brothers veterans museum in order to honor Iowa veterans and their many contributions:

..... \$ 1,000,000

d. For the American gothic visitors education center in Eldon, Iowa, for infrastructure purposes:

..... \$ 250,000

4. DEPARTMENT OF ECONOMIC DEVELOPMENT

For costs associated with the construction, renovation, major repair, and site development of Iowa port authorities pursuant to chapter 28J:

..... \$ 80,000

The amount appropriated in this subsection shall be administered by the department as a grant program. The purpose of the grant program is to provide support for programs that enhance, foster, aid, provide, or promote transportation, economic development, recreation, governmental operations, culture, or research within the jurisdiction of a port authority pursuant to chapter 28J. Grants shall be awarded in the manner provided by the department pursuant to rule.

5. DEPARTMENT OF EDUCATION

To provide resources for structural and technological improvements to local libraries and for the enrich Iowa program, notwithstanding section 8.57, subsection 6, paragraph "c":

..... \$ 1,200,000

Of the amount appropriated in this subsection, \$200,000 shall be allocated to the state library and \$50,000 shall be allocated equally to each library service area.

6. DEPARTMENT OF HUMAN SERVICES

To provide a matching grant for the planning, design, renovation, and construction of a residential treatment facility for youth with emotional and behavioral disorders in a city with a population of between 10,000 and 15,000 residents located in a central Iowa county with a population of approximately 375,000 residents:

..... \$ 300,000

It is the intent of the general assembly that the matching grant awarded from the funds appropriated under this subsection shall be awarded only to the extent that the state moneys are matched from sources other than the state on a dollar-for-dollar basis.

7. IOWA FINANCE AUTHORITY

For deposit into the transitional housing revolving loan program fund created in section 16.184:

..... \$ 1,400,000

8. DEPARTMENT OF NATURAL RESOURCES

a. To be used to assist in the purchase, through public-private partnerships, of certain unique and treasured land in Iowa:

..... \$ 1,500,000

b. For repair and maintenance of the four season bathhouse shelter at Lake Darling:

..... \$ 250,000

9. DEPARTMENT OF PUBLIC DEFENSE

a. For construction costs associated with the Camp Dodge armed forces readiness center:

..... \$ 100,000

b. For allocation to the homeland security and emergency management division for the STARCOMM project:

..... \$ 1,000,000

10. DEPARTMENT OF PUBLIC HEALTH

To an established regional environmental public health and emergency management program for costs associated with the planning, design, and construction of a building to house environmental public health and emergency and facility management:

..... \$ 100,000

11. DEPARTMENT OF PUBLIC SAFETY

a. For the planning, design, and construction of a law enforcement driving safety training facility in the same location as the automobile racetrack facility as defined in section 423.4, subsection 5:

..... \$ 800,000

b. For allocation to the division of fire protection for the planning, design, and construction of regional emergency response training centers in the state:

..... \$ 2,300,000

Of the amount appropriated in this lettered paragraph, \$400,000 shall be allocated to the Sioux City fire department.

Of the amount appropriated in this lettered paragraph, \$500,000 shall be allocated to the Council Bluffs fire department.

Of the amount appropriated in this lettered paragraph, \$150,000 shall be allocated to the Dubuque county firemen's association.

Of the amount appropriated in this lettered paragraph, \$150,000 shall be allocated to the Waterloo regional hazardous materials training center.

Of the amount appropriated in this lettered paragraph, \$400,000 shall be allocated to eastern Iowa community college.

Of the amount appropriated in this lettered paragraph, \$400,000 shall be allocated to Iowa lakes community college.

Of the amount appropriated in this lettered paragraph, an additional \$300,000 shall be available to a lead public agency of any of the regional emergency response training centers upon application to the fire service training bureau. The state fire marshal shall adopt rules that establish an application procedure for a lead public agency of any of the regional emergency response training centers identified in section 100B.16. The highest priority use for the moneys appropriated under this paragraph shall be for regional emergency response training centers comprised of two merged areas. Such moneys shall be used for the same purposes for which the previously identified allocations may be spent and shall not be used for facilities related to providing advanced training as specified in section 100B.16.

12. STATE BOARD OF REGENTS

a. For allocation by the state board of regents to the state university of Iowa, the Iowa state university of science and technology, and the university of Northern Iowa to reimburse the institutions for deficiencies in their operating funds resulting from the pledging of tuition, student fees and charges, and institutional income to finance the cost of providing academic and administrative buildings and facilities and utility services at the institutions, notwithstanding section 8.57, subsection 6, paragraph "c":

..... \$ 10,329,981

b. For implementation of the recommendations provided in separate consultant reports on bioscience, advanced manufacturing, and information technology submitted to the department of economic development in the calendar years 2004 and 2005, including projects submitted for review to the technology and commercialization resources organization created in this Act, if enacted, notwithstanding section 8.57, subsection 6, paragraph "c":

..... \$ 8,200,000

c. For vertical infrastructure-related improvements associated with the implementation of the recommendations provided in separate consultant reports on bioscience, advanced manufacturing, and information technology submitted to the department of economic development in the calendar years 2004 and 2005, including projects submitted for review to the technology and commercialization resources organization created in this Act, if enacted:

..... \$ 1,800,000

d. For the design and construction of a new university hygienic laboratory at the state university of Iowa:

..... \$ 8,350,000

e. For the construction, major renovation, and maintenance of a veterinary laboratory at Iowa state university of science and technology:

..... \$ 2,000,000

f. For major renovation and major repair needs, including health, life, and fire safety needs, and for compliance with the federal Americans With Disabilities Act, for state buildings and facilities under the purview of the state board of regents institutions:

..... \$ 6,200,000

It is the intent of the general assembly that the moneys appropriated in this subsection supplant state university operating funds used for the purposes stated.

g. For endowments and salaries, notwithstanding section 8.57, subsection 6, paragraph "c":

..... \$ 5,000,000

h. To provide a grant for the construction of, and purchasing equipment for, a facility to be used exclusively for processing novel proteins from agricultural products for pharmaceutical, nutraceutical, or chemical applications:

..... \$ 1,000,000

13. NATIONAL PROGRAM FOR PLAYGROUND SAFETY AT THE UNIVERSITY OF NORTHERN IOWA

For the Iowa safe surfacing initiative, notwithstanding section 8.57, subsection 6, paragraph "c":

..... \$ 500,000

Not more than 2.5 percent of the funds appropriated in this subsection shall be used by the national program for playground safety for administrative costs associated with the Iowa safe surfacing initiative.

The crumb rubber playground tiles for the initiative shall be international play equipment manufacturers association

(IPEMA)-certified to the American society for testing and materials (A.S.T.M.) F1292 standard.

The national program for playground safety shall submit a report by January 15, 2007, to the joint appropriations subcommittee on transportation, infrastructure, and capitals detailing the use of the moneys appropriated in this subsection. The report shall specify the projects for which moneys were used and the cost of each project, including the amounts spent on administration.

14. DEPARTMENT OF TRANSPORTATION

a. For deposit into the railroad revolving loan and grant fund created in section 327H.20A:

..... \$ 235,000

b. For operation and maintenance of the network of automated weather observation and data transfer systems associated with the Iowa aviation weather system, the runway marking program for public airports, the windsock program for public airports, and the aviation improvement program, notwithstanding section 8.57, subsection 6, paragraph "c":

..... \$ 564,000

15. TREASURER OF STATE

a. For repayment of prison infrastructure revenue bonds under section 16.177, notwithstanding section 8.57, subsection 6, paragraph "c":

..... \$ 5,416,604

b. For county fair infrastructure improvements for distribution in accordance with chapter 174 to qualified fairs which belong to the association of Iowa fairs:

..... \$ 1,060,000

Sec. 2. There is appropriated from the rebuild Iowa infrastructure fund to the following departments for the fiscal year beginning July 1, 2007, and ending June 30, 2008,

the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF ADMINISTRATIVE SERVICES

For construction of a new school and infirmary building at the Iowa juvenile home at Toledo and for the renovation of existing school buildings and the demolition of other buildings:

..... \$ 3,100,000

2. DEPARTMENT OF CULTURAL AFFAIRS

For deposit into the Iowa great places program fund created in section 303.3D as enacted in this Act:

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

3. DEPARTMENT OF PUBLIC DEFENSE

For allocation to the homeland security and emergency management division for the STARCOMM project:

..... \$ 2,000,000

4. DEPARTMENT OF TRANSPORTATION

For deposit into the public transit infrastructure grant fund created in section 324A.6A, if enacted in this Act:

..... \$ 2,200,000

Sec. 3. There is appropriated from the rebuild Iowa infrastructure fund to the department of public defense for the fiscal year beginning July 1, 2008, and ending June 30, 2009, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For allocation to the homeland security and emergency management division for the STARCOMM project:

..... \$ 1,600,000

Sec. 4. REVERSION.

1. Notwithstanding section 8.33, moneys appropriated for the fiscal year beginning July 1, 2006, in this division of this Act that remain unencumbered or unobligated at the close

of the fiscal year shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2009, or until the project for which the appropriation was made is completed, whichever is earlier.

2. Notwithstanding section 8.33, moneys appropriated for the fiscal year beginning July 1, 2007, in this division of this Act that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2010, or until the project for which the appropriation was made is completed, whichever is earlier.

3. Notwithstanding section 8.33, moneys appropriated for the fiscal year beginning July 1, 2008, in this division of this Act that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2011, or until the project for which the appropriation was made is completed, whichever is earlier.

Sec. 5. DEPARTMENT OF ADMINISTRATIVE SERVICES. There is appropriated from the rebuild Iowa infrastructure fund to the department of administrative services for the designated fiscal years, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For planning, design, and construction costs associated with the construction of a new approximately 350,000-gross-square-foot state office building, including costs associated with furnishings, employee relocation, and the demolition of the Wallace Building:

|                   |               |
|-------------------|---------------|
| FY 2007-2008..... | \$ 16,100,000 |
| FY 2008-2009..... | \$ 16,800,000 |
| FY 2009-2010..... | \$ 6,657,100  |

Notwithstanding section 8.33, moneys appropriated in this section shall not revert at the close of the fiscal year for which they were appropriated but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2011, or until the project for which the appropriation was made is completed, whichever is earlier.

Sec. 6. STATE BOARD OF REGENTS. There is appropriated from the rebuild Iowa infrastructure fund to the state board of regents for the following fiscal years the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

For the design and construction of a new university hygienic laboratory at the state university of Iowa:

|                   |               |
|-------------------|---------------|
| FY 2007-2008..... | \$ 15,650,000 |
| FY 2008-2009..... | \$ 12,000,000 |

Notwithstanding section 8.33, moneys appropriated in this section shall not revert at the close of the fiscal year for which they were appropriated but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2011, or until the project for which the appropriation was made is completed, whichever is earlier.

DIVISION II  
ENVIRONMENT FIRST FUND

Sec. 7. There is appropriated from the environment first fund to the following departments and agencies for the fiscal year beginning July 1, 2006, and ending June 30, 2007, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
  - a. For the conservation reserve enhancement program to restore and construct wetlands for the purposes of intercepting tile line runoff, reducing nutrient loss,

improving water quality, and enhancing agricultural production practices:

..... \$ 1,500,000

Not more than 5 percent of the moneys appropriated in this lettered paragraph may be used for costs of administration and implementation of soil and water conservation practices.

b. For continuation of a program that provides multiobjective resource protections for flood control, water quality, erosion control, and natural resource conservation:

..... \$ 2,700,000

Of the amount appropriated in this lettered paragraph, \$150,000 is allocated to the department for the purpose of funding a detailed project report by the United States army corps of engineers to study flood prevention improvements to a levee located in the largest city in a county in this state with a population between 190,000 and 200,000. To receive funds pursuant to this paragraph, the city shall provide local matching moneys on a dollar-for-dollar basis and shall work to obtain any available federal funding.

Not more than 5 percent of the moneys appropriated in this lettered paragraph may be used for costs of administration and implementation of soil and water conservation practices.

c. For continuation of a statewide voluntary farm management demonstration program to demonstrate the effectiveness and adaptability of emerging practices in agronomy that protect water resources and provide other environmental benefits:

..... \$ 850,000

Not more than 5 percent of the moneys appropriated in this lettered paragraph may be used for costs of administration and implementation of soil and water conservation practices.

Of the amount appropriated in this lettered paragraph, \$400,000 shall be allocated to the Iowa soybean association's agriculture and environment performance program.

d. For deposit in the agricultural drainage well water quality assistance fund created in section 460.303 to be used for purposes of supporting the alternative drainage system assistance program as provided in section 460.304:

..... \$ 500,000

Not more than 5 percent of the moneys appropriated in this lettered paragraph may be used for costs of administration and implementation of soil and water conservation practices.

e. To provide financial assistance for the establishment of permanent soil and water conservation practices:

..... \$ 5,500,000

(1) Not more than 5 percent of the moneys appropriated in this lettered paragraph may be allocated for cost-sharing to abate complaints filed under section 161A.47.

(2) Of the moneys appropriated in this lettered paragraph, 5 percent shall be allocated for financial incentives to establish practices to protect watersheds above publicly owned lakes of the state from soil erosion and sediment as provided in section 161A.73.

(3) Not more than 30 percent of a soil and water conservation district's allocation of moneys as financial incentives may be provided for the purpose of establishing management practices to control soil erosion on land that is row-cropped, including but not limited to no-till planting, ridge-till planting, contouring, and contour strip-cropping as provided in section 161A.73.

(4) The state soil conservation committee created in section 161A.4 may allocate moneys appropriated in this lettered paragraph to conduct research and demonstration

projects to promote conservation tillage and nonpoint source pollution control practices.

(5) The financial incentive payments may be used in combination with department of natural resources moneys.

(6) Not more than 10 percent of the moneys appropriated in this lettered paragraph may be used for costs of administration and implementation of soil and water conservation practices.

f. To encourage and assist farmers in enrolling in and the implementation of federal conservation programs and to work with them to enhance their revegetation efforts to improve water quality and habitat:

..... \$ 2,000,000

Not more than 5 percent of the moneys appropriated in this lettered paragraph may be used for costs of administration and implementation of soil and water conservation practices.

g. For deposit in the loess hills development and conservation fund created in section 161D.2:

..... \$ 600,000

Of the amount appropriated in this lettered paragraph, \$400,000 shall be allocated to the hungry canyons account and \$200,000 shall be allocated to the loess hills alliance account to be used for the purposes for which the moneys in those accounts are authorized to be used under chapter 161D. No more than 10 percent of the moneys allocated to the hungry canyons account in this lettered paragraph may be used for administrative costs. No more than 10 percent of the moneys allocated to the loess hills alliance account in this lettered paragraph may be used for administrative costs.

h. For deposit in the southern Iowa development and conservation fund created in section 161D.12:

..... \$ 300,000

Not more than 5 percent of the moneys appropriated in this lettered paragraph may be used for administrative costs.

2. DEPARTMENT OF ECONOMIC DEVELOPMENT

For deposit in the brownfield redevelopment fund created in section 15.293 to provide assistance under the brownfield redevelopment program:

..... \$ 500,000

3. DEPARTMENT OF NATURAL RESOURCES

a. For statewide coordination of volunteer efforts under the water quality and keepers of the land programs:

..... \$ 100,000

b. For purposes of funding capital projects for the purposes specified in section 452A.79, and for expenditures for the local cost-share grants to be used for capital expenditures to local governmental units for boating accessibility:

..... \$ 2,500,000

c. For regular maintenance of state parks and staff time associated with these activities:

..... \$ 2,000,000

d. To provide local watershed managers with geographic information system data for their use in developing, monitoring, and displaying results of their watershed work:

..... \$ 195,000

e. For continuing the establishment and operation of water quality monitoring stations:

..... \$ 2,955,000

f. For deposit in the administration account of the water quality protection fund, to carry out the purposes of that account:

..... \$ 500,000

g. For full-time personnel to conduct air quality monitoring, which may include but is not limited to staffing required to perform field monitoring and laboratory functions, including salaries, support, maintenance, and miscellaneous purposes:

..... \$ 275,000

h. For the dredging of lakes, including necessary preparation for dredging, in accordance with the department's classification of Iowa lakes restoration report:

..... \$ 975,000

Of the amount appropriated for the dredging of lakes, \$225,000 shall be allocated for a lake with public access that has the support of a benefitted lake district located in a county with a population between 18,350 and 18,450.

The department shall monitor private lake recipients with a department presence of the funds appropriated in this lettered paragraph and such recipients shall provide local matching moneys on a dollar-for-dollar basis.

The department shall consider the following criteria for funding lake dredging projects as provided in this lettered paragraph, and shall prioritize projects based on the following:

(1) Documented efforts to address watershed protection, considering testing, conservation efforts, and the amount of time devoted to watershed protection.

(2) Protection of a natural resource and natural habitat.

(3) Percentage of public access and undeveloped lakefront property.

(4) Continuation of current projects partially funded by state resources to achieve department recommendations.

i. For completion of the tire reclamation project near Rhodes:

..... \$ 50,000

Sec. 8. There is appropriated from the environment first fund to the department of agriculture and land stewardship for the fiscal year beginning July 1, 2007, and ending June 30, 2008, the following amount, or so much thereof as is necessary, to be used for the purpose designated:

For the purpose of funding a detailed project report by the United States army corps of engineers to study flood prevention improvements to a levee located in the largest city in a county in this state with a population between 190,000 and 200,000:

..... \$ 150,000

To receive funds pursuant to this section, the city shall provide local matching moneys on a dollar-for-dollar basis and shall work to obtain any available federal funding.

Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2010, or until the project for which the appropriation was made is completed, whichever is earlier.

RESOURCES ENHANCEMENT AND PROTECTION FUND

Sec. 9. Notwithstanding the amount of the standing appropriation from the general fund of the state under section 455A.18, subsection 3, there is appropriated from the environment first fund to the Iowa resources enhancement and protection fund, in lieu of the appropriation made in section 455A.18, for the fiscal year beginning July 1, 2006, and ending June 30, 2007, the following amount, to be allocated as provided in section 455A.19:

..... \$ 11,000,000

Sec. 10. REVERSION.

1. Except as provided in subsection 2, and notwithstanding section 8.33, moneys appropriated for the fiscal year beginning July 1, 2006, in this division of this Act that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for the purposes designated until the close of the fiscal year beginning July 1, 2007, or until the project for which the appropriation was made is completed, whichever is earlier.

2. Notwithstanding section 8.33, moneys appropriated in this division of this Act to the department of agriculture and land stewardship to provide financial assistance for the establishment of permanent soil and water conservation practices that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that begins July 1, 2009.

Sec. 11. CONTINGENT EFFECTIVE DATE. The lettered paragraph in the section of this division of this Act making an appropriation from the environment first fund to the department of natural resources for purposes related to use attainability analyses is contingent upon the enactment of section 455B.176A by the Eighty-first General Assembly, 2006 Session, making it necessary for the department to contract with qualified persons outside the department to conduct use attainability analyses.

DIVISION III  
TOBACCO SETTLEMENT TRUST FUND

Sec. 12.

1. There is appropriated from the tax-exempt bond proceeds restricted capital funds account of the tobacco settlement trust fund to the following departments and agencies for the fiscal year beginning July 1, 2005, and ending June 30, 2006

the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

a. DEPARTMENT OF ADMINISTRATIVE SERVICES

- (1) For upgrades to the electrical distribution system serving the capitol complex: ..... \$ 3,468,800
- (2) For costs associated with the remodeling of the records and property center: ..... \$ 2,200,000
- (3) For costs associated with the restoration of the west capitol terrace: ..... \$ 2,300,000
- (4) For costs to repair parking lots on the capitol complex: ..... \$ 1,545,000

b. DEPARTMENT OF CORRECTIONS

- (1) For construction of a community-based correctional facility, including district offices, in Fort Dodge: ..... \$ 1,400,000
- (2) For the remodeling and renovation of the kitchen facilities at the Anamosa correctional facility: ..... \$ 1,840,000
- (3) For the Oakdale expansion one-time equipment purchases and expenses: ..... \$ 3,376,519

c. DEPARTMENT OF NATURAL RESOURCES

- For state park infrastructure renovations: ..... \$ 1,000,000
- Of the amount appropriated in this lettered paragraph, \$25,000 shall be used for improvements to the stone wall at Backbone state park.

d. DEPARTMENT OF PUBLIC DEFENSE

(1) For major maintenance projects at national guard armories and facilities:

..... \$ 1,500,000

(2) For upgrades to the Camp Dodge water distribution system:

..... \$ 750,000

(3) For construction of a national guard aviation armory in Waterloo:

..... \$ 399,000

e. DEPARTMENT OF PUBLIC SAFETY

For construction of an Iowa state patrol post in district 8:

..... \$ 2,400,000

2. TAX-EXEMPT STATUS -- USE OF APPROPRIATIONS. Payment of moneys from the appropriations in this section shall be made in a manner that does not adversely affect the tax-exempt status of any outstanding bonds issued by the tobacco settlement authority.

3. REVERSION. Notwithstanding section 8.33, moneys appropriated in this section that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2006.

Sec. 13. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION IV

VERTICAL INFRASTRUCTURE FUND

Sec. 14. There is appropriated from the vertical infrastructure fund to the state board of regents for the fiscal year beginning July 1, 2006, and ending June 30, 2007, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

STATE BOARD OF REGENTS

For vertical infrastructure-related improvements associated with the implementation of the recommendations provided in separate consultant reports on bioscience, advanced manufacturing, and information technology submitted to the department of economic development in the calendar years 2004 and 2005, including projects submitted for review to the technology and commercialization resources organization created in this Act, if enacted:

..... \$ 5,000,000

Sec. 15. REVERSION. Notwithstanding section 8.33, moneys appropriated in this division of this Act that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2009, or until the project for which the appropriation was made is completed, whichever is earlier.

DIVISION V

ENDOWMENT FOR IOWA'S HEALTH RESTRICTED CAPITALS FUND

Sec. 16. There is appropriated from the endowment for Iowa's health restricted capitals fund to the following departments and agencies for the fiscal year beginning July 1, 2006, and ending June 30, 2007, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF ADMINISTRATIVE SERVICES

a. For capitol interior and exterior restoration and for major renovation and major repair needs, including health, life, and fire safety needs, and for compliance with the federal Americans With Disabilities Act, for state buildings and facilities under the purview of the department:

..... \$ 6,830,000

Of the amount appropriated in this paragraph, up to \$500,000 shall be used to establish areas of rescue assistance in emergency evacuation situations.

Of the amount appropriated in this lettered paragraph, funds shall be used for the maintenance of the exterior windows on the east side of the capitol building.

b. For planning, design, and construction costs associated with the construction of a new approximately 350,000-gross-square-foot state office building: ..... \$ 37,585,000

c. For upgrades to the Woodward state resource center wastewater treatment system: ..... \$ 2,443,000

d. For costs associated with the replacement of the powerhouse facilities at the Iowa juvenile home at Toledo: ..... \$ 1,521,045

e. For construction of a new school and infirmary building at the Iowa juvenile home at Toledo and for the renovation of existing school buildings and the demolition of other buildings: ..... \$ 5,030,668

f. For discretion by the director of the department of administrative services to be used to purchase property or enter into agreements to purchase property which would be appropriate or beneficial to the state: ..... \$ 500,000

2. DEPARTMENT FOR THE BLIND

For costs associated with department for the blind building renovations: ..... \$ 4,000,000

3. DEPARTMENT OF CORRECTIONS

a. For construction of a community-based correctional facility, including district offices, in Davenport: ..... \$ 3,750,000

b. For construction of a community-based correctional facility, including district offices, in Fort Dodge: ..... \$ 1,000,000

c. To the sixth judicial district department of correctional services for the design and construction of a 20-bed residential facility for offenders under the supervision of the district department who have mental health or dual diagnosis needs: ..... \$ 1,000,000

4. DEPARTMENT OF CULTURAL AFFAIRS

For deposit into the Iowa great places program fund created in section 303.3D, if enacted in this Act: ..... \$ 3,000,000

Of the amount deposited into the Iowa great places program fund pursuant to this subsection, \$1,000,000 is appropriated for and shall be allocated to each Iowa great place identified through the Iowa great places program in fiscal year 2005-2006. Notwithstanding section 8.33, the amounts appropriated and allocated pursuant to this paragraph that remain unencumbered at the close of the fiscal year shall not revert but shall remain available for expenditure by the department for the purposes designated in this paragraph until the close of the succeeding fiscal year.

5. DEPARTMENT OF ECONOMIC DEVELOPMENT

For accelerated career education program capital projects at community colleges that are authorized under chapter 260G and that meet the definition of "vertical infrastructure" in section 8.57B, subsection 3: ..... \$ 5,500,000

The moneys appropriated in this subsection shall be allocated equally among the community colleges in the state. If any portion of the equal allocation to a community college is not obligated or encumbered by April 1, 2007, the unobligated and unencumbered portions shall be available for use by other community colleges.

6. DEPARTMENT OF EDUCATION

For major renovation and major repair needs, including health, life, and fire safety needs, and for compliance with the federal Americans With Disabilities Act, for state buildings and facilities under the purview of community colleges:

..... \$ 2,000,000

The moneys appropriated in this subsection shall be allocated to the community colleges based upon the state aid distribution formula established in section 260C.18C.

7. IOWA STATE FAIR AUTHORITY

For capital projects on the Iowa state fairgrounds:

..... \$ 1,000,000

8. DEPARTMENT OF PUBLIC DEFENSE

a. For construction of a national guard readiness center in Iowa City:

..... \$ 1,444,288

b. For construction of a national guard aviation armory in Waterloo:

..... \$ 1,236,000

c. For construction of a national guard armory in Spencer: ..... \$ 689,000

d. For allocation to the homeland security and emergency management division for the STARCOMM project:

..... \$ 600,000

9. DEPARTMENT OF PUBLIC SAFETY

For allocation to the division of fire protection for the planning, design, and construction of regional emergency response training centers in the state:

..... \$ 2,000,000

Of the amount appropriated in this subsection, \$400,000 shall be allocated to north Iowa area community college.

Of the amount appropriated in this subsection, \$400,000 shall be allocated to southeastern Iowa community college.

Of the amount appropriated in this subsection, \$400,000 shall be allocated to Des Moines area community college to be used at the Ankeny campus site.

Of the amount appropriated in this subsection, \$400,000 shall be allocated to the city of Coralville fire department.

Of the amount appropriated in this subsection, \$400,000 shall be allocated to Iowa central community college.

10. STATE BOARD OF REGENTS

For major renovation and major repair needs, including health, life, and fire safety needs, and for compliance with the federal American With Disabilities Act, for state buildings and facilities under the purview of state board of regents institutions:

..... \$ 10,000,000

Of the funds appropriated in this paragraph, \$5,000,000 is allocated for costs associated with the planning, design, and construction of the chemistry building at Iowa state university of science and technology, \$3,000,000 is allocated for costs associated with completing upgrades to the electrical distribution system at the university of northern Iowa, and \$2,000,000 is allocated for costs associated with the planning, design, and construction of a new building to house the college of public health at the state university of Iowa.

11. DEPARTMENT OF TRANSPORTATION

a. For infrastructure improvements at general aviation airports within the state: ..... \$ 750,000

b. For vertical infrastructure improvements at the commercial air service airports within the state: ..... \$ 1,500,000

Fifty percent of the funds appropriated in this lettered paragraph shall be allocated equally between each commercial service airport, 40 percent of the funds shall be allocated based on the percentage that the number of enplaned passengers at each commercial service airport bears to the total number of enplaned passengers in the state during the previous fiscal year, and 10 percent of the funds shall be allocated based upon the percentage that the air cargo tonnage at each commercial service airport bears to the total air cargo tonnage in the state during the previous fiscal year. In order for a commercial service airport to receive funding under this lettered paragraph, the airport shall be required to submit applications for funding of specific projects to the department for approval by the state transportation commission.

c. For acquiring, constructing, and improving recreational trails within the state: ..... \$ 2,000,000

Of the amount appropriated in this lettered paragraph, \$200,000 shall be allocated for trail projects in Wapello county.

d. For deposit into the public transit infrastructure grant fund created in section 324A.6A: ..... \$ 2,200,000

12. DEPARTMENT OF VETERANS AFFAIRS

For capital improvement projects at the Iowa veterans home: ..... \$ 6,200,000

Sec. 17. TAX-EXEMPT STATUS -- USE OF APPROPRIATIONS. Payment of moneys from the appropriations in this section shall be made in a manner that does not adversely affect the tax-exempt status of any outstanding bonds issued by the tobacco settlement authority.

Sec. 18. REVERSION.

1. Except as provided in subsections 2 and 3, notwithstanding section 8.33, moneys appropriated from the endowment for Iowa's health restricted capitals fund for the fiscal years that begin July 1, 2005, and July 1, 2006, in this division of this Act that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2009, or until the project for which the appropriation was made is completed, whichever is earlier.

2. Notwithstanding section 8.33, moneys appropriated from the endowment for Iowa's health restricted capitals fund for the fiscal year that begins July 1, 2006, and ends June 30, 2007, in this division of this Act to the department of veterans affairs for capital improvement projects at the Iowa veterans home that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year that begins July 1, 2010.

3. Notwithstanding section 8.33, moneys appropriated from the endowment for Iowa's health restricted capitals fund for the fiscal year beginning July 1, 2006, and ending June 30, 2007, in this division of this Act to the department of

education for major renovation and major repair needs at the community colleges that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for expenditure for the purposes designated until the close of the fiscal year beginning July 1, 2010, or until the project for which appropriated is completed, whichever is earlier.

Sec. 19. REPORT. Annually, on or before January 1 of each year, a state agency that received an appropriation from the endowment for Iowa's health restricted capitals fund for the preceding fiscal year shall report to the joint transportation, infrastructure, and capitals appropriation subcommittee, the legislative services agency, the department of management, and the legislative capital projects committee of the legislative council the status of all ongoing projects for which an appropriation from the fund has been made. The report shall include a description of the project, the progress of work completed, the total estimated cost of the project, a list of all revenue sources being used to fund the project, the amount of funds expended, the amount of funds obligated, and an estimated completion date of the project.

Sec. 20. EFFECTIVE DATE. The section of this division of this Act appropriating moneys to the department of administrative services for the fiscal year beginning July 1, 2005, for restoration of the west capitol terrace, being deemed of immediate importance, takes effect upon enactment.

DIVISION VI

TECHNOLOGY REINVESTMENT FUND

Sec. 21. There is appropriated from the technology reinvestment fund created in section 8.57C to the following departments and agencies for the fiscal year beginning July 1, 2006, and ending June 30, 2007, the following amounts, or so

much thereof as is necessary, to be used for the purposes designated:

- 1. DEPARTMENT OF ADMINISTRATIVE SERVICES  
For technology improvement projects:  
..... \$ 3,358,334
- 2. DEPARTMENT OF CORRECTIONS  
For costs associated with the Iowa corrections offender network data system:  
..... \$ 500,000
- 3. DEPARTMENT OF EDUCATION
  - a. For implementation of the provisions of chapter 280A:  
..... \$ 500,000
  - b. For maintenance and lease costs associated with connections for Part III of the Iowa communications network:  
..... \$ 2,727,000
  - c. For allocation to the public broadcasting division for installation costs for the conversion to high definition broadcasting at the Iowa public television facilities:  
..... \$ 2,300,000
  - d. To the public broadcasting division for replacing transmitters:  
..... \$ 1,425,000
  - e. To the public broadcasting division for the purchase of equipment intended to provide an uninterruptible power supply:  
..... \$ 315,000
- 4. DEPARTMENT OF HUMAN RIGHTS  
For the cost of equipment and computer software for the implementation of Iowa's criminal justice information system:  
..... \$ 2,645,066
- 5. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD  
For technological improvements to the board's electronic filing system:  
..... \$ 39,100

6. IOWA TELECOMMUNICATIONS AND TECHNOLOGY COMMISSION

For replacement of equipment for the Iowa communications network:

..... \$ 1,997,500

7. IOWA LAW ENFORCEMENT ACADEMY

For information technology upgrades and renovations at the Iowa law enforcement academy:

..... \$ 50,000

8. BOARD OF PAROLE

For information technology upgrades for the board of parole:

..... \$ 75,000

9. DEPARTMENT OF PUBLIC DEFENSE

For information technology upgrades for the Iowa national guard:

..... \$ 75,000

10. DEPARTMENT OF PUBLIC SAFETY

a. For continuation of payments on the lease of the automated fingerprint identification system:

..... \$ 550,000

b. For information technology hardware and software upgrades for the department of public safety:

..... \$ 943,000

Sec. 22. REVERSION. Notwithstanding section 8.33, moneys appropriated in this division of this Act that remain unencumbered or unobligated at the close of the fiscal year shall not revert but shall remain available for the purposes designated until the close of the fiscal year beginning July 1, 2007, or until the project for which the appropriation was made is completed, whichever is earlier.

Sec. 23. NEW SECTION. 8.57C TECHNOLOGY REINVESTMENT FUND.

1. A technology reinvestment fund is created under the authority of the department of management. The fund shall consist of appropriations made to the fund and transfers of interest, earnings, and moneys from other funds as provided by law. The fund shall be separate from the general fund of the state and the balance in the fund shall not be considered part of the balance of the general fund of the state. However, the fund shall be considered a special account for the purposes of section 8.53, relating to generally accepted accounting principles.

2. Moneys in the fund in a fiscal year shall be used as appropriated by the general assembly for the acquisition of computer hardware and software, software development, telecommunications equipment, and maintenance and lease agreements associated with technology components and for the purchase of equipment intended to provide an uninterrupted power supply.

3. There is appropriated from the general fund of the state for the fiscal year beginning July 1, 2006, and for each subsequent fiscal year, the sum of seventeen million five hundred thousand dollars to the technology reinvestment fund.

4. Annually, on or before January 1 of each year, a state agency that received an appropriation from this fund for the preceding fiscal year shall report to the joint transportation, infrastructure, and capitals appropriation subcommittee, the legislative services agency, the department of management, and the legislative capital projects committee of the legislative council the status of all ongoing projects for which an appropriation from this fund has been made. The report shall include a description of the project, the progress of work completed, the total estimated cost of the project, a list of all revenue sources being used to fund the

project, the amount of funds expended, the amount of funds obligated, and an estimated completion date of the project.

DIVISION VII

ENDOWMENT FOR IOWA'S HEALTH ACCOUNT

Sec. 24. Notwithstanding section 12.65, subsection 2, and section 12E.12, subsection 1, paragraph "b", subparagraph (2), there is appropriated from the endowment for Iowa's health account of the tobacco settlement trust fund established in section 12E.12 to the following departments and agencies for the fiscal year beginning July 1, 2006, and ending June 30, 2007, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF NATURAL RESOURCES

For implementation of lake projects that have established watershed improvement initiatives and community support in accordance with the department's annual lake restoration plan and report:

..... \$ 8,600,000

It is the intent of the general assembly that all lake restoration projects that satisfy the criteria required in section 456A.33B and whose project designers worked with the department to develop an action plan prior to January 1, 2006, shall be funded in the amounts and according to the timeline for fiscal year 2006-2007 provided in the department's Iowa lakes restoration report submitted to the Eighty-first General Assembly.

Of the amounts appropriated in this subsection, at least the following amounts shall be allocated as follows:

a. For clear lake in Cerro Gordo county:

..... \$ 4,000,000

b. For storm lake in Buena Vista county:

..... \$ 500,000

c. For crystal lake in Hancock county:

..... \$ 1,400,000

d. For the purposes of contracting with qualified persons outside the department to conduct use attainability analyses in conformance with section 455B.176A, as enacted in 2006 Iowa Acts, Senate File 2363, if enacted, or in any other Act of the Eighty-first General Assembly, 2006 Session:

..... \$ 750,000

2. TREASURER OF STATE

For deposit in the watershed improvement fund created in section 466A.2:

..... \$ 5,000,000

Sec. 25. Notwithstanding section 12.65, subsection 2, and section 12E.12, subsection 1, paragraph "b", subparagraph (2), there is appropriated from the endowment for Iowa's health account of the tobacco settlement trust fund established in section 12E.12 to the treasurer of state for the fiscal year beginning July 1, 2007, and ending June 30, 2008, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

For deposit in the watershed improvement fund created in section 466A.2:

..... \$ 5,000,000

Sec. 26. NEW SECTION. 456A.33B LAKE RESTORATION PLAN AND REPORT.

1. It is the intent of the general assembly that the department of natural resources shall develop annually a lake restoration plan and report that shall be submitted to the joint appropriations subcommittee on transportation, infrastructure, and capitals and the legislative services agency by no later than January 1 of each year. The plan and report shall include the department's plans and

recommendations for lake restoration projects to receive funding consistent with the process and criteria provided in this section, and shall include the department's assessment of the progress and results of projects funded with moneys appropriated under this section.

The department shall recommend funding for lake restoration projects that are designed to achieve the following goals:

- a. Ensure a cost-effective, positive return on investment for the citizens of Iowa.
- b. Ensure local community commitment to lake and watershed protection.
- c. Ensure significant improvement in water clarity, safety, and quality of Iowa lakes.
- d. Provide for a sustainable, healthy, functioning lake system.
- e. Result in the removal of the lake from the impaired waters list.

2. The process and criteria the department shall utilize to recommend funding for lake restoration projects shall be as follows:

- a. The department shall develop an initial list of not more than thirty-five significant public lakes to be considered for funding based on the feasibility of each lake for restoration and the use or potential use of the lake, if restored. The list shall include lake projects under active development that the department shall recommend be given priority for funding so long as progress toward completion of the projects remains consistent with the goals of this section.

- b. The department shall meet with representatives of communities where lakes on the initial list are located to provide an initial lake restoration assessment and to explain

the process and criteria for receiving lake restoration funding. Communities with lakes not included on the initial list may petition the director of the department for a preliminary lake restoration assessment and explanation of the funding process and criteria. The department shall work with representatives of each community to develop a joint lake restoration action plan. At a minimum, each joint action plan shall document the causes, sources, and magnitude of lake impairment, evaluate the feasibility of the lake and watershed restoration options, establish water quality goals and a schedule for attainment, assess the economic benefits of the project, identify the sources and amounts of any leveraged funds, and describe the community's commitment to the project, including local funding. The community's commitment to the project may include moneys to fund a lake diagnostic study and watershed assessment, including development of a TMDL (total maximum daily load).

c. Each joint lake restoration plan shall comply with the following guidelines:

- (1) Biologic controls will be utilized to the maximum extent, wherever possible.
- (2) If proposed, dredging of the lake will be conducted to a mean depth of at least ten feet to gain water quality benefits unless a combination of biologic and structural controls is sufficient to assure water quality targets will be achieved at a shallower average water depth.
- (3) The costs of lake restoration will include the maintenance costs of improvements to the lake.
- (4) Delivery of phosphorous and sediment from the watershed will be controlled and in place before lake restoration begins. Loads of phosphorous and sediment, in conjunction with in-lake management, will meet or exceed the following water quality targets:

(a) Clarity. A four-and-one-half-foot secchi depth will be achieved fifty percent of the time from April 1 through September 30.

(b) Safety. Beaches will meet water quality standards for recreational use.

(c) Biota. A diverse, balanced, and sustainable aquatic community will be maintained.

(d) Sustainability. The water quality benefits of the restoration efforts will be sustained for at least fifty years.

d. The department shall evaluate the joint action plans and prioritize the plans based on the criteria required in this section. The department's annual lake restoration plan and report shall include the prioritized list and the amounts of state and other funding the department recommends for each lake restoration project. The department may seek public comment on its recommendations prior to submitting the plan and report to the general assembly.

DIVISION VIII

CHANGES TO PRIOR APPROPRIATIONS

Sec. 27. 2001 Iowa Acts, chapter 185, section 30, as amended by 2005 Iowa Acts, chapter 178, section 22, is amended to read as follows:

SEC. 30. REVERSION.

1. Except as provided in subsection 2 and notwithstanding section 8.33, moneys appropriated in this division of this Act shall not revert at the close of the fiscal year for which they were appropriated but shall remain available for the purposes designated until the close of the fiscal year that begins July 1, 2004, or until the project for which the appropriation was made is completed, whichever is earlier.

2. Notwithstanding section 8.33, moneys appropriated in section 25, subsection 3, paragraph "b", and section 28 of this division of this Act shall not revert at the close of the fiscal year for which they were appropriated but shall remain available for the purpose designated until the close of the fiscal year that begins July 1, 2005 2006, or until the project for which the appropriation was made is completed, whichever is earlier.

Sec. 28. 2002 Iowa Acts, chapter 1173, section 1, subsection 3, paragraph b, is amended to read as follows:

b. To provide a grant for construction of, and purchasing of equipment for, a facility to be used exclusively for processing novel proteins from agricultural products for pharmaceutical, nutraceutical, or chemical applications:

|                   |    |           |   |
|-------------------|----|-----------|---|
| FY 2002-2003..... | \$ | 372687696 |   |
|                   |    |           | 0 |
| FY 2003-2004..... | \$ |           | 0 |
| FY 2004-2005..... | \$ |           | 0 |
| FY 2005-2006..... | \$ |           | 0 |

The moneys appropriated in this paragraph "b" shall comprise no more than 15 percent of the total costs of construction of, and purchasing equipment for, the facility.

Sec. 29. 2004 Iowa Acts, chapter 1175, section 288, subsection 4, paragraph b, is amended to read as follows:

b. For construction of a community-based correctional facility, including district offices, in Davenport:

|                   |    |           |
|-------------------|----|-----------|
| FY 2004-2005..... | \$ | 3,000,000 |
| FY 2005-2006..... | \$ | 3,750,000 |
| FY 2006-2007..... | \$ | 377507000 |

0

~~It is the intent of the general assembly that the department of management allocate the entire appropriation for~~

~~the fiscal year beginning July 1, 2006, to the department of corrections by July 31, 2006.~~

Sec. 30. 2004 Iowa Acts, chapter 1175, section 288, subsection 7, paragraph d, is amended to read as follows:

d. For allocation to the public broadcasting division for costs of installation of digital and analog television for Iowa public television facilities, notwithstanding section 8.57, subsection 5, paragraph "c":

|                   |              |
|-------------------|--------------|
| FY 2004-2005..... | \$ 8,000,000 |
| FY 2005-2006..... | \$ 8,000,000 |
| FY 2006-2007..... | \$ 2,300,000 |

0

Sec. 31. 2005 Iowa Acts, chapter 178, section 4, is amended to read as follows:

SEC. 4. There is appropriated from the rebuild Iowa infrastructure fund to the following departments and agencies for the fiscal year beginning July 1, 2006, and ending June 30, 2007, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. DEPARTMENT OF ADMINISTRATIVE SERVICES

a. For costs associated with the remodeling of the records and property center:

|       |              |
|-------|--------------|
| ..... | \$ 2,200,000 |
|-------|--------------|

0

b. For costs associated with the replacement of the powerhouse facilities at the Iowa juvenile home at Toledo:

|       |              |
|-------|--------------|
| ..... | \$ 1,521,045 |
|-------|--------------|

0

2. DEPARTMENT OF CORRECTIONS

a. For construction of a community-based correctional facility, including district offices, in Fort Dodge:

|       |              |
|-------|--------------|
| ..... | \$ 1,400,000 |
|-------|--------------|

0

b. For the remodeling and renovation of the kitchen facilities at the Anamosa correctional facility:

|       |              |
|-------|--------------|
| ..... | \$ 1,840,000 |
|-------|--------------|

0

Sec. 32. 2005 Iowa Acts, chapter 179, section 13, unnumbered paragraph 2, is amended to read as follows:

For major renovation and major repair needs, including health, life, and fire safety needs, and for compliance with the federal Americans With Disabilities Act, for state buildings and facilities under the purview of the community colleges:

|                   |              |
|-------------------|--------------|
| FY 2006-2007..... | \$ 2,000,000 |
|-------------------|--------------|

0

|                   |              |
|-------------------|--------------|
| FY 2007-2008..... | \$ 2,000,000 |
|-------------------|--------------|

|                   |              |
|-------------------|--------------|
| FY 2008-2009..... | \$ 2,000,000 |
|-------------------|--------------|

DIVISION IX

MISCELLANEOUS CODE CHANGES

Sec. 33. Section 8.57, subsection 6, Code 2005, is amended by adding the following new paragraph:

NEW PARAGRAPH. h. Annually, on or before January 1 of each year, a state agency that received an appropriation from the rebuild Iowa infrastructure fund for the preceding fiscal year shall report to the joint transportation, infrastructure, and capitals appropriation subcommittee, the legislative services agency, the department of management, and the legislative capital projects committee of the legislative council the status of all ongoing projects for which an appropriation from the fund has been made. The report shall include a description of the project, the progress of work completed, the total estimated cost of the project, a list of all revenue sources being used to fund the project, the amount of funds expended, the amount of funds obligated, and an estimated completion date of the project.

Sec. 34. Section 8.57A, Code 2005, is amended by adding the following new subsection:

NEW SUBSECTION. 5. Annually, on or before January 1 of each year, a state agency that received an appropriation from the environment first fund for the preceding fiscal year shall report to the joint transportation, infrastructure, and capitals appropriation subcommittee, the legislative services agency, the department of management, and the legislative capital projects committee of the legislative council the status of all ongoing projects for which an appropriation from the fund has been made. The report shall include a description of the project, the progress of work completed, the total estimated cost of the project, a list of all revenue sources being used to fund the project, the amount of funds expended, the amount of funds obligated, and an estimated completion date of the project.

Sec. 35. Section 8.57B, Code Supplement 2005, is amended by adding the following new subsection:

NEW SUBSECTION. 5. Annually, on or before January 1 of each year, a state agency that received an appropriation from the vertical infrastructure fund for the preceding fiscal year shall report to the joint transportation, infrastructure, and capitals appropriation subcommittee, the legislative services agency, the department of management, and the legislative capital projects committee of the legislative council the status of all ongoing projects for which an appropriation from the fund has been made. The report shall include a description of the project, the progress of work completed, the total estimated cost of the project, a list of all revenue sources being used to fund the project, the amount of funds expended, the amount of funds obligated, and an estimated completion date of the project.

Sec. 36. Section 8A.321, subsection 10, Code Supplement 2005, is amended to read as follows:

10. Prepare annual status reports for all ongoing capital projects of ~~all-state-agencies, as defined in section 8-3A~~ the department, and submit the status reports to the ~~legislative capital-projects-committee~~ joint transportation, infrastructure, and capitals appropriation subcommittee.

Sec. 37. NEW SECTION. 8A.330 NEW CONSTRUCTION -- RETURN ON INVESTMENT.

The department shall not expend or obligate more than \$1,000,000 in total of the funds appropriated for a project unless authorized by a constitutional majority of each house of the general assembly, or upon approval by a constitutional majority of the members of each house of the general assembly appointed to the legislative fiscal committee if the general assembly is not in session. If the return on investment is less than five percent, the expenditure or obligation of the funds must be approved by the general assembly and the governor. Additionally, prior to expending or obligating more than \$1,000,000 in total, the department shall submit a business plan related to the construction of a new state office building that includes all of the following:

1. A list of the identified agencies that will occupy the building and an estimate of the number of employees of each agency.
2. The rental or lease costs currently paid by the identified state agencies, and the estimated rental or lease costs to be incurred by the identified state agencies if a new state office building is not constructed.
3. A return on investment analysis associated with the construction of a new state office building compared with the following:

a. Continuing to lease or rent space for existing state agencies in addition to renovating the Wallace state office building.

b. Entering into an agreement for the construction of a new building for use by the state through a long-term lease or long-term lease-purchase agreement.

Sec. 38. Section 12E.12, Code 2005, is amended by adding the following new subsection:

NEW SUBSECTION. 9. Annually, on or before January 1 of each year, a state agency that received an appropriation from the tobacco settlement trust fund for the preceding fiscal year shall report to the joint transportation, infrastructure, and capitals appropriation subcommittee, the legislative services agency, the department of management, and the legislative capital projects committee of the legislative council the status of all ongoing projects for which an appropriation from the fund has been made. The report shall include a description of the project, the progress of work completed, the total estimated cost of the project, a list of all revenue sources being used to fund the project, the amount of funds expended, the amount of funds obligated, and an estimated completion date of the project.

Sec. 39. Section 15I.1, subsection 2, paragraph a, Code Supplement 2005, is amended to read as follows:

a. Medical and dental insurance plans. If an employer offers medical insurance under both single and family coverage plans, the employer shall be given credit for providing medical insurance under family coverage plans to all new employees.

Sec. 40. Section 100B.3, Code 2005, is amended to read as follows:

100B.3 TRAINING AGREEMENTS.

~~The state fire marshal, subject to the approval of the state fire service and emergency response council, may shall~~ enter into written agreements with other educational institutions public agencies that have established regional emergency response training centers under section 100B.16 to provide training in conjunction with training provided by the fire service training bureau ~~or.~~ Moneys appropriated shall not be distributed by the department of public safety to a regional training center until such an agreement has been entered into with the regional training center.

The state fire marshal may enter into written agreements with other educational institutions to assist in research conducted by the bureau.

Sec. 41. Section 100B.4, unnumbered paragraph 1, Code Supplement 2005, is amended to read as follows:

Fees assessed pursuant to this chapter shall be retained by the division of state fire marshal and such repayments received shall be used exclusively to offset the cost of fire service training. Fees charged by regional emergency response training centers for fire service training programs as described in section 100B.6 shall not be greater than the fee schedule established by rule by the state fire marshal.

Sec. 42. Section 100B.7, subsection 2, paragraphs k and l, Code 2005, are amended to read as follows:

k. Plan and coordinate fire schools and other short courses of instruction on a statewide, regional, and local level, utilizing existing educational institutions, programs, and facilities as feasible provided in sections 100B.16 and 100B.18.

l. Prepare for the state fire marshal and the state fire service and emergency response council an annual report of

activities that include a summary of classes taught, budget, and staff activities. The annual report shall include a report of the activities of each regional emergency response training center established under section 100B.16.

Sec. 43. NEW SECTION. 100B.15 DEFINITIONS.

As used in this part:

1. "Bureau" means the fire service training bureau.
2. "Council" means the state fire service and emergency response council.
3. "Emergency responders" means firefighters, law enforcement officers, emergency medical service personnel, and other personnel having emergency response duties.
4. "Emergency response service" means fire protection service, law enforcement, emergency medical service, hazardous materials containment and disposal, search and rescue operations, evacuation operations, and other related services.
5. "Municipality" means a city, county, township, benefited fire district, or agency authorized by law to provide emergency response services.
6. "Public agency" means a municipality, a community college, or an association representing fire fighters.
7. "Training center" means a regional emergency response training center established under section 100B.16.

Sec. 44. NEW SECTION. 100B.16 REGIONAL EMERGENCY RESPONSE TRAINING CENTERS.

1. Regional emergency response training centers shall be established to provide training to fire fighters and other emergency responders. The lead public agency for the training centers shall be the following community colleges for the following merged areas:

- a. Northeast Iowa community college for merged area I in partnership with the Dubuque county firemen's association and

to provide advanced training in agricultural emergency response as such advanced training is funded by the homeland security and emergency management division of the department of public defense.

- b. North Iowa area community college for merged area II in partnership with the Mason City fire department.
- c. Iowa lakes community college for merged area III.
- d. Iowa central community college for merged area V and to provide advanced training in homeland security as such advanced training is funded by the homeland security and emergency management division of the department of public defense.
- e. Hawkeye community college for merged area VII in partnership with the Waterloo regional hazardous materials training center and to provide advanced training in hazardous materials emergency response as such advanced training is funded by the homeland security and emergency management division of the department of public defense.
- f. Eastern Iowa community college for merged area IX in partnership with the city of Davenport fire department.
- g. Kirkwood community college for merged area X in partnership with the city of Coralville fire department and the Iowa City fire department and to provide advanced training in agricultural terrorism response and mass casualty and fatality response as such advanced training is funded by the homeland security and emergency management division of the department of public defense.
- h. Des Moines area community college for merged area XI and to provide advanced training in operations integration in compliance with the national incident management system as such advanced training is funded by the homeland security and emergency management division of the department of public defense.

i. Western Iowa technical community college for merged area XII in partnership with the Sioux City fire department and to provide advanced training in emergency responder communications as such advanced training is funded by the homeland security and emergency management division of the department of public defense.

j. Iowa western community college for merged areas XIII and XIV in partnership with southwestern community college and the Council Bluffs fire department.

k. Southeastern Iowa community college for merged areas XV and XVI in partnership with Indian hills community college and the city of Fort Madison fire department.

The public agencies named in paragraphs "a" through "j" shall, in conjunction with the bureau, coordinate fire service training programs as described in section 100B.6 at each training center.

2. a. A lead public agency listed in subsection 1, paragraphs "a" through "k", shall submit an application to the bureau in order to be eligible to receive a state appropriation for the agency's training center. The bureau shall prescribe the form of the application and, on or before August 15, 2006, shall provide such application to each lead public agency.

b. An applicant lead public agency shall indicate on the application the location of the proposed training center. An applicant shall also include on the application the location of any existing facilities required in section 100B.17 and located in the training region. The application shall be accompanied by letters from public agencies and private businesses in the merged area stating an intent to participate in, and provide for financial support for, establishment and activities of the training center.

c. By January 10 of each year, the bureau shall submit to the general assembly a list of applications received and the action taken by the bureau on each application. The bureau shall, upon request, provide the applications and supporting documentation submitted by each applicant.

3. In selecting a location for a proposed training center, an applicant lead public agency shall consider, and address in the application, all of the following:

a. The availability and proximity of quality classroom space with adequate audio-visual support.

b. The availability and adequate supply from area emergency response service entities of equipment which supports training.

c. A site where limited, safe open burning would not be challenged or prohibited due to environmental issues or community concerns.

d. Proximity to a medical facility.

e. The availability of water mains, roadway, drainage, electrical service, and reasonably flat terrain.

f. Accessibility to area fire departments.

The application shall include letters of support for the recommended site from emergency response entities in the region.

4. Applications must be submitted to the bureau by September 15, 2006, in order for a training center to be eligible to receive state funds in the fiscal year beginning July 1, 2006, if funds are appropriated to that training center for that fiscal year. The bureau shall review and approve an application and, if approved, distribute funds appropriated for that training center within thirty days of receiving the application from the applicant. State funds that have been appropriated for use by a specified training

center shall be distributed to that training center as soon as possible after the bureau approves such training center's application.

5. The application shall list the training facilities to be required in order for a training center to provide training to fire fighters and other emergency responders. If a lead agency or a partner of a lead agency already owns or utilizes a required training facility, that facility shall not be duplicated when constructing the required training facilities listed on the application.

6. The state fire marshal may adopt administrative rules under section 17A.4, subsection 2, and section 17A.5, subsection 2, paragraph "b", to administer this section.

Sec. 45. NEW SECTION. 100B.17 TRAINING CENTER FACILITIES -- ADVANCED TRAINING -- INSPECTIONS.

1. Each training center is required to have the facilities listed on the application in section 100B.16. In addition, each training center assigned an area of advanced training as specified in section 100B.16 is required to have facilities to support instruction in its area of advanced training. These facilities shall include facilities and structures to support full-scale training exercises in such area of advanced training as recommended or required by any applicable state or national training facility standards.

2. The bureau shall inspect the facilities of each training center to ensure compliance with the requirements of this section.

Sec. 46. NEW SECTION. 100B.18 TRAINING PROVIDED.

1. Training centers shall provide fire service training in accordance with curriculum approved by the bureau. The bureau, in cooperation with the public agencies operating the training centers, shall provide the necessary training materials, curriculum, training aids, and training schedule.

2. Training centers may provide emergency response service training in addition to fire service training. A training center shall offer joint training exercises to emergency responders. The bureau shall work in conjunction with those state agencies charged with developing training standards for emergency response service training to develop a curriculum and standards for emergency response service training provided by a training center.

3. A training center shall offer training to any emergency responder who applies for training at the training center regardless of the emergency responder's place of residence or employment.

Sec. 47. NEW SECTION. 100B.19 AGREEMENTS FOR TRAINING AND FINANCIAL ASSISTANCE -- AUTHORITY.

A public agency operating a training center may enter into agreements under chapter 28E to provide emergency response service training to emergency responders. The agreements may provide for financial contributions from participating public agencies, private fire departments, and emergency response service entities and may provide for in-kind contributions of land, equipment, and personnel from such public agencies, private fire departments, and other entities providing emergency response services.

Sec. 48. NEW SECTION. 262B.21 RESEARCH AND DEVELOPMENT PLATFORMS.

1. For purposes of this section, and sections 262B.22 and 262B.23, "core platform areas" means the areas of advanced manufacturing, biosciences, information solutions, and financial services.

2. The state board of regents shall do all of the following:

- a. Recruit employees, build capacity, and invest moneys to ensure rapid scientific progress in the core platform areas.
- b. Create endowed chair positions and employ persons with entrepreneurial expertise.
- c. Invest in technology development infrastructure to strengthen and accelerate the scientific and commercialization work in the core platform areas.
- d. Provide financial assistance in the form of grants for purposes of accelerating the transformation of new and ongoing research and development initiatives in the core platform areas into commercial opportunities.
- e. Actively participate in advisory groups dedicated to the areas of bioscience advanced manufacturing, and information solutions.

Sec. 49. NEW SECTION. 262B.22 TECHNOLOGY AND COMMERCIALIZATION RESOURCE ORGANIZATION.

1. The general assembly finds and declares that the public good requires that Iowa successfully participate and compete in the emerging world economy. A technology and commercialization resource organization is established to formulate and implement plans and programs for the core platform areas and to facilitate their commercial application within the state.

2. The technology and commercialization resource organization shall receive recommendations for research projects which have commercialization potential from institutions of higher learning under the control of the state board of regents. In cooperation with commercialization experts in the private sector, the organization shall analyze research project submissions and make recommendations regarding which projects should receive funding and how much funding such projects should receive. The recommendations of

the organization shall be forwarded to the state board of regents. The state board of regents shall review the recommendations and may approve, deny, or modify the recommendations, but the state board of regents shall not change the primary focus of the proposal. The state board of regents may award financial assistance to approved research projects.

3. A technology and commercialization resource organization shall be incorporated under chapter 504. The organization shall not be regarded as a state agency, except for purposes of chapter 17A. A member of the board of directors is not considered a state employee, except for purposes of chapter 669. A natural person employed by the organization is a state employee for purposes of the Iowa public employees' retirement system, state health and dental plans, and other state employee benefit plans and chapter 669. Chapters 8, 8A, and 20, and other provisions of law that relate to requirements or restrictions dealing with state personnel or state funds, do not apply to the organization or any employees of the board of directors or the organization except to the extent provided in this chapter.

4. The board of directors of the organization shall consist of eight voting members as follows:

- a. The president of the state board of regents.
- b. The three members of the economic development subcommittee of the state board of regents.
- c. The chief technology officer of the state.
- d. One member selected by a biosciences development organization designated by the department of economic development pursuant to section 15G.111, subsection 2.
- e. The chairperson of the advanced manufacturing steering group of the department of economic development.

f. The chairperson of the information solutions steering group of the department of economic development.

5. The members of the board of directors shall annually elect a president of the board from the board membership. A vacancy shall be filled by the appointing authority. Members are eligible for actual expense reimbursement while fulfilling duties of the board.

Sec. 50. NEW SECTION. 262B.23 ENDOWED CHAIRS AND SALARIES.

The state board of regents may use for salaries and may create endowed chair positions at each of the regents universities using, in part, moneys appropriated to the state board of regents for purposes of implementing recommendations provided in separate consultant reports on bioscience, advanced manufacturing, and information technology submitted to the department of economic development in the calendar years 2004 and 2005. Such moneys may only be used to partially fund an endowed chair position if significant private contributions and contributions from governmental entities other than the state and political subdivisions of the state are used to fund the position. Not more than fifty percent of the cost of funding an endowed chair position shall be paid with such moneys. The endowed chair positions shall be used to attract scholars recruited nationally and internationally who can bring with them related start-up business ventures or a concept for near-term commercialization.

Sec. 51. Section 303.3C, subsection 1, paragraph c, Code Supplement 2005, is amended to read as follows:

c. Initially, three Iowa great places projects shall be identified by the Iowa great places board. ~~Two-years-after the-third-project-is-identified-by-the-board,-the~~ The board

may identify up to six additional Iowa great places for participation under the program.

Sec. 52. Section 303.3C, subsection 1, Code Supplement 2005, is amended by adding the following new paragraphs:

NEW PARAGRAPH. d. The department of cultural affairs shall work in cooperation with the vision Iowa and community attraction and tourism programs for purposes of maximizing and leveraging moneys appropriated to identified Iowa great places.

NEW PARAGRAPH. e. As a condition of receiving state funds, an identified Iowa great place shall present information to the board concerning the proposed activities and total financial needs of the project.

NEW PARAGRAPH. f. The department of cultural affairs shall account for any funds appropriated from the endowment for Iowa health restricted capitals fund for an identified Iowa great place.

Sec. 53. Section 303.3C, subsection 3, paragraph b, Code Supplement 2005, is amended to read as follows:

b. Identify three Iowa great places for purposes of receiving a package of resources under the program.

Sec. 54. NEW SECTION. 303.3D IOWA GREAT PLACES PROGRAM FUND.

1. An Iowa great places program fund is created under the authority of the department of cultural affairs. The fund shall consist of appropriations made to the fund and transfers of interest, earnings, and moneys from other funds as provided by law. Notwithstanding section 12C.7, subsection 2, interest or earnings on investments or time deposits of the moneys in the Iowa great places program fund shall be credited to the Iowa great places program fund.

2. Moneys appropriated for a fiscal year to the fund shall be used by the general assembly to fund capital infrastructure projects for identified Iowa great places through the Iowa great places program established in section 303.3C.

3. In awarding moneys the department of cultural affairs shall give consideration to the particular needs of each identified Iowa great place.

4. Notwithstanding section 8.33, moneys credited to the great places program fund shall not revert to the fund from which appropriated.

Sec. 55. NEW SECTION. 324A.6A PUBLIC TRANSIT INFRASTRUCTURE GRANT FUND.

A public transit infrastructure grant fund is established within the department. Moneys in the fund shall be awarded to public transit systems within the state for construction and infrastructure projects that meet the definition of "vertical infrastructure" in section 8.57, subsection 6, paragraph "c". The fund shall consist of appropriations made to the fund and transfers of interest, earnings, and moneys from other funds as provided by law. In awarding grant assistance, the office of public transit within the department shall, by rule, specify certain criteria that must be included in a grant application, which shall include but not be limited to information on the feasibility of completion of an individual infrastructure project. Notwithstanding section 8.33, moneys in the public transit infrastructure grant fund shall not revert to the fund from which they are appropriated but shall remain available indefinitely for expenditure under this section.

Sec. 56. Section 328.36, Code 2005, is amended by striking the section and inserting in lieu thereof the following:

328.36 DEPOSIT AND USE OF REVENUES.

1. All moneys received by the department pursuant to section 328.21 shall be deposited into the state aviation fund in section 328.56.

2. Notwithstanding subsection 1, for the fiscal year beginning July 1, 2007, and ending June 30, 2008, fifty percent of the moneys collected under section 328.21 shall be deposited in the state aviation fund in section 328.56 and fifty percent shall be deposited in the general fund of the state.

Sec. 57. NEW SECTION. 328.56 STATE AVIATION FUND.

1. A state aviation fund is created under the authority of the department. The fund shall consist of moneys deposited in the fund pursuant to sections 328.21 and 452A.82 and other moneys appropriated to the fund.

2. Moneys in the fund in a fiscal year shall be used as appropriated by the general assembly for airport engineering studies, construction or improvements, and the windsock program for public airports. In awarding moneys, the department shall give preference to projects that demonstrate a collaborative effort between airports.

Sec. 58. Section 422.34A, Code 2005, is amended by adding the following new subsection:

NEW SUBSECTION. 8. Utilizing a distribution facility within this state, owning or leasing property at a distribution facility within this state that is used at or distributed from the distribution facility, or selling property shipped or distributed from a distribution facility. For purposes of this subsection, "distribution facility" means an establishment where shipments of tangible personal property are processed for delivery to customers. "Distribution facility" does not include an establishment where retail sales

of tangible personal property or returns of such property are undertaken with respect to retail customers on more than twelve days a year except for a distribution facility which processes customer sales orders by mail, telephone, or electronic means, if the distribution facility also processes shipments of tangible personal property to customers provided that not more than ten percent of the dollar amount of goods are delivered and shipped so as to be included in the gross sales of the corporation within this state as provided in section 422.33, subsection 2, paragraph "b", subparagraph (6).

Sec. 59. Section 452A.79, Code Supplement 2005, is amended by striking the section and inserting in lieu thereof the following:

452A.79 USE OF REVENUE.

Except as provided in sections 452A.79A, 452A.82, and 452A.84, the net proceeds of the excise tax on the diesel special fuel and the excise tax on motor fuel and other special fuel, and penalties collected under the provision of this chapter, shall be credited to the road use tax fund.

Sec. 60. NEW SECTION. 452A.79A MARINE FUEL TAX FUND.

1. A marine fuel tax fund is created under the authority of the department of natural resources. The fund shall consist of all revenues derived from the excise tax on the sale of motor fuel used in watercraft as provided in section 452A.84 and other moneys appropriated to the fund.

2. Moneys in the fund in a fiscal year shall be used as appropriated by the general assembly for use by the department of natural resources in its recreational boating program, which may include but is not limited to:

- a. Dredging and renovation of lakes of this state.
- b. Acquisition, development, and maintenance of access to public boating waters.

c. Development and maintenance of boating facilities and navigation aids.

d. Administration, operation, and maintenance of recreational boating activities of the department of natural resources.

e. Acquisition, development, and maintenance of recreation facilities associated with recreational boating.

Sec. 61. Section 452A.82, Code 2005, is amended to read as follows:

452A.82 AVIATION FUEL TAX FUND.

The portion of the moneys collected under this chapter received on account of aviation gasoline and special fuel used in aircraft shall be deposited in a separate fund to be maintained by the treasurer. All moneys remaining in the separate fund after the cost of administering the fund has been paid shall be credited to the ~~general fund of the state~~ aviation fund created in section 328.56.

Sec. 62. Section 452A.84, Code 2005, is amended to read as follows:

452A.84 TRANSFER TO STATE-GENERAL MARINE FUEL TAX FUND.

The treasurer of state shall transfer from the motor fuel tax fund to the ~~general~~ marine fuel tax fund ~~of the state~~ that portion of moneys collected under this chapter attributable to motor fuel used in watercraft computed as follows:

1. Determine monthly the total amount of motor fuel tax collected under this chapter and multiply the amount by nine-tenths of one percent.
2. Subtract from the figure computed pursuant to subsection 1 of this section three percent of the figure for administrative costs and further subtract from the figure the amounts refunded to commercial fishers pursuant to section 452A.17, subsection 1, paragraph "a", subparagraph (7). All

moneys remaining after claims for refund and the cost of administration have been made shall be transferred to the general marine fuel tax fund of-the-state.

Sec. 63. 2006 Iowa Acts, Senate File 2363, section 5, if enacted, is amended by striking the section and inserting in lieu thereof the following:

SEC. 5. NEW SECTION. 16.134 WASTEWATER TREATMENT FINANCIAL ASSISTANCE PROGRAM.

1. The Iowa finance authority shall establish and administer a wastewater treatment financial assistance program. The purpose of the program shall be to provide grants to enhance water quality and to assist communities to comply with water quality standards adopted by the department of natural resources. The program shall be administered in accordance with rules adopted by the authority pursuant to chapter 17A.

2. A wastewater treatment financial assistance fund is created under the authority of the Iowa finance authority. The fund shall consist of appropriations made to the fund and transfers of interest, earnings, and moneys from other funds as provided by law. Moneys in the fund are not subject to section 8.33. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys in the fund shall be credited to the fund.

3. Financial assistance under the program shall be used to install or upgrade wastewater treatment facilities and systems, and for engineering or technical assistance for facility planning and design.

4. The authority shall distribute financial assistance in the fund in accordance with the following:

a. Communities shall be eligible for financial assistance by qualifying as a disadvantaged community and seeking

financial assistance for the installation or upgrade of wastewater treatment facilities due to regulatory activity in response to water quality standards adopted by the department of natural resources in calendar year 2006. For purposes of this section, the term "disadvantaged community" means the same as defined by the department of natural resources for the drinking water facilities revolving loan fund established in section 455B.295. Communities with a population of three thousand or more do not qualify for financial assistance under the program.

b. Priority shall be given to projects in which the financial assistance is used to obtain financing under the Iowa water pollution control works and drinking water facilities financing program pursuant to section 16.131 or other federal or state financing.

c. Priority shall also be given to projects whose completion will provide significant improvement to water quality in the relevant watershed.

d. A community meeting the criteria of paragraph "a" shall be required to provide matching moneys in accordance with the following:

(1) Unsewered incorporated communities with a population of less than five hundred and communities with a population of less than five hundred shall be required to provide a five percent match.

(2) Communities with a population of five hundred or more but less than one thousand shall be required to provide a ten percent match.

(3) Communities with a population of one thousand or more but less than one thousand five hundred shall be required to provide a twenty percent match.

(4) Communities with a population of one thousand five hundred or more but less than two thousand shall be required to provide a thirty percent match.

(5) Communities with a population of two thousand or more but less than three thousand shall be required to provide a forty percent match.

e. Financial assistance in the form of grants shall be issued on a quarterly basis.

5. The authority in cooperation with the department of natural resources shall share information and resources when determining the qualifications of a community for financial assistance from the fund.

6. The authority may use an amount of not more than four percent of any moneys appropriated for deposit in the fund for administration purposes.

7. It is the intent of the general assembly that for the fiscal period beginning July 1, 2007, and ending June 30, 2016, a minimum of four million dollars shall be appropriated each fiscal year to the authority for deposit in the wastewater treatment financial assistance fund.

Sec. 64. STUDY OF EMERGENCY SERVICES IN THE STATE. The legislative council is requested to establish a committee to study emergency services in the state during the 2006 legislative interim.

The interim committee is directed to receive input from the department of public defense, division of homeland security and emergency management, departments of human services, public health, and public safety, including the state fire marshal, and representatives of emergency services providers, including but not limited to the Iowa firemen's association, Iowa fire chiefs association, Iowa association of professional fire chiefs, and Iowa professional fire fighters, Iowa

emergency medical services association, and emergency room physicians.

The interim committee is directed to expeditiously complete its study and issue findings and make recommendations regarding the governance, structure, and funding of the state's emergency services and the training available in the state for emergency services providers for consideration during the 2007 legislative session.

Sec. 65. AVIATION FUEL TAX FUND -- GENERAL FUND CREDIT. Notwithstanding section 452A.82, for the fiscal year beginning July 1, 2007, 50 percent of the moneys remaining after the cost of administering the aviation fuel tax fund shall be credited to the general fund.

Sec. 66. EFFECTIVE DATES AND RETROACTIVE APPLICABILITY.

1. The section of this division of this Act enacting section 422.34A, subsection 8, being deemed of immediate importance, takes effect upon enactment and applies retroactively to January 1, 2006, for tax years beginning on or after that date.

2. The sections of this division of this Act amending sections 328.36, 452A.79, 452A.82, and 452A.84 and enacting sections 328.56 and 452A.79A, relating to a state aviation fund and a marine fuel tax fund, take effect July 1, 2007.

Sec. 67. EFFECTIVE DATE. The sections of this division of this Act amending sections 100B.3, 100B.4, and 100B.7, and enacting sections 100B.15 through 100B.19, being deemed of immediate importance, take effect upon enactment.

#### DIVISION X

#### MISCELLANEOUS APPROPRIATIONS

Sec. 68. WASTEWATER TREATMENT FINANCIAL ASSISTANCE FUND -- IOWA FINANCE AUTHORITY. There is appropriated from any interest or earnings on moneys in the federal economic

stimulus and jobs holding account to the Iowa finance authority for deposit in the wastewater treatment financial assistance fund created in section 16.134, the following amount:

..... \$ 4,000,000

Sec. 69. RESOURCE CONSERVATION AND DEVELOPMENT PROJECTS -- DEPARTMENT OF NATURAL RESOURCES. There is appropriated from any interest or earnings on moneys in the federal economic stimulus and jobs holding account to the department of natural resources for the development of projects relating to natural resource-based business opportunities, the following amount:

..... \$ 300,000

Local resource conservation and development groups sponsored by county governments or sponsored by soil and water conservation districts shall be eligible to receive funding on the condition that such groups receive dollar-for-dollar funding.

DIVISION XI

UTILITIES BOARD AND CONSUMER ADVOCATE BUILDING PROJECT

Sec. 70. NEW SECTION. 12.91 UTILITIES BOARD AND CONSUMER ADVOCATE BUILDING PROJECT.

- 1. For purposes of this section:
  - a. "Bonds" means bonds, notes, or other evidences of indebtedness issued under this section.
  - b. "Chargeable expenses" means expenses charged by the utilities board and the consumer advocate division of the department of justice under section 476.10.
  - c. "Chargeable expenses fund" means the fund created in the state treasury under this section.
  - d. "Project" means a building and related improvements and furnishings authorized under section 476.10B.

2. The treasurer of state may issue bonds and do all things necessary in order to finance the costs of the project. The treasurer of state shall have all of the powers which are necessary to issue and secure bonds to provide the financing for the project. The treasurer of state may issue bonds in principal amounts which, in the opinion of the treasurer, are necessary to provide sufficient funds for the costs of the project, the payment of interest on the bonds, the establishment of reserves to secure the bonds, the costs of issuance of the bonds, other expenditures of the treasurer of state incident to and necessary or convenient to carry out the bond issue, and all other expenditures of the utilities board and the department of administrative services in connection with the construction of the project. The bonds are investment securities and negotiable instruments within the meaning of and for purposes of the Iowa uniform commercial code, chapter 554.

3. Bonds issued under this section are payable solely and only out of the moneys, assets, or revenues of the chargeable expenses fund and any bond reserve funds established pursuant to this section, all of which may be held by the treasurer of state or deposited with trustees or depositories in accordance with bond or security documents and pledged by the treasurer of state to the payment thereof. Bonds issued under this section shall contain a statement that the bonds do not constitute an indebtedness of the state. The treasurer of state shall not pledge the credit or taxing power of this state or any political subdivision of this state or make bonds issued pursuant to this section payable out of any moneys except those in the chargeable expenses fund and any bond reserve funds established pursuant to this section.

4. The proceeds of bonds issued by the treasurer of state and not required for immediate disbursement may be deposited with a trustee or depository as provided in the bond documents and invested or reinvested in any investment as directed by the treasurer of state and specified in the trust indenture, resolution, or other instrument pursuant to which the bonds are issued without regard to any limitation otherwise provided by law.

5. The bonds shall be:

a. In a form, issued in denominations, executed in a manner, and payable over terms and with rights of redemption, and be subject to such other terms and conditions as prescribed in the trust indenture, resolution, or other instrument authorizing their issuance.

b. Negotiable instruments under the laws of the state and may be sold at prices, at public or private sale, and in a manner, as prescribed by the treasurer of state. Chapters 73A, 74, 74A, and 75 do not apply to the sale or issuance of the bonds.

c. Subject to the terms, conditions, and covenants providing for the payment of the principal, redemption premiums, if any, interest, and other terms, conditions, covenants, and protective provisions safeguarding payment, not inconsistent with this section and as determined by the trust indenture, resolution, or other instrument authorizing their issuance.

6. The bonds are securities in which public officers and bodies of this state; political subdivisions of this state; insurance companies and associations and other persons carrying on an insurance business; banks, trust companies, savings associations, savings and loan associations, and investment companies; administrators, guardians, executors,

trustees, and other fiduciaries; and other persons authorized to invest in bonds or other obligations of the state, may properly and legally invest funds, including capital, in their control or belonging to them.

7. Bonds must be authorized by a trust indenture, resolution, or other instrument of the treasurer of state.

8. Neither the resolution, trust agreement, nor any other instrument by which a pledge is created needs to be recorded or filed under the Iowa uniform commercial code, chapter 554, to be valid, binding, or effective.

9. Bonds issued under the provisions of this section are declared to be issued for a general public and governmental purpose and all bonds issued under this section shall be exempt from taxation by the state of Iowa and the interest on the bonds shall be exempt from the state income tax and the state inheritance and estate tax.

10. Subject to the terms of any bond documents, moneys in the chargeable expenses fund may be expended for administration expenses of the treasurer of state in connection with the bonds.

11. The treasurer of state may issue bonds for the purpose of refunding any bonds issued pursuant to this section then outstanding, including the payment of any redemption premiums thereon and any interest accrued or to accrue to the date of redemption of the outstanding bonds. Until the proceeds of bonds issued for the purpose of refunding outstanding bonds are applied to the purchase or retirement of outstanding bonds or the redemption of outstanding bonds, the proceeds may be placed in escrow and be invested and reinvested in accordance with the provisions of this section. The interest, income, and profits earned or realized on an investment may also be applied to the payment of the outstanding bonds to be refunded

by purchase, retirement, or redemption. After the terms of the escrow have been fully satisfied and carried out, any balance of proceeds and interest earned or realized on the investments may be returned to the treasurer of state for deposit in the chargeable expenses fund unless all bonds issued under the provisions of this section have been retired in which case the proceeds shall be deposited in the general fund of the state. All refunding bonds shall be issued and secured and subject to the provisions of this chapter in the same manner and to the same extent as other bonds issued pursuant to this section.

12. A chargeable expenses fund is created and established as a separate and distinct fund in the state treasury. The moneys in the fund are appropriated for payment of the principal of, premium, and interest on any bonds issued under this section. Moneys in the fund shall not be subject to appropriation for any other purpose by the general assembly, but shall be used only for the purposes of the chargeable expenses fund. The treasurer of state shall act as custodian of the fund and disburse moneys contained in the fund for payment of the principal of, premium, and interest on any bonds issued under this section. Notwithstanding section 476.10, there shall in each fiscal year be deposited in the chargeable expenses fund from amounts collected by the utilities board as chargeable expenses an amount equal to the principal of, premium, if any, and interest on any bonds issued under this section to become due, whether at maturity, by call for optional redemption or by sinking fund redemption, in such fiscal year. The treasurer of state is authorized to pledge any amounts in the chargeable expenses fund as security for the payment of the principal of, premium, and interest on any bonds issued under this section. The treasurer of state

may provide in the trust indenture, resolution, or other instrument authorizing the issuance of bonds for the transfer to the general fund of the state of any amounts on deposit in the chargeable expenses fund that are not necessary for the payment of the principal of, premium, and interest on any bonds issued under this section.

13. Moneys in the chargeable expenses fund are not subject to section 8.33. Notwithstanding section 12C.7, subsection 2, interest or earnings on moneys in the fund shall be credited to the fund.

14. a. The treasurer of state may create and establish one or more special funds, to be known as "bond reserve funds", to secure one or more issues of bonds issued pursuant to this section. The treasurer of state shall pay into each bond reserve fund any moneys appropriated and made available by the state or the treasurer of state for the purpose of the fund, any proceeds of sale of bonds to the extent provided in the resolutions authorizing their issuance, and any other moneys which may be available to the treasurer of state for the purpose of the fund from any other sources. All moneys held in a bond reserve fund, except as otherwise provided in this chapter, shall be used as required solely for the payment of the principal of bonds secured in whole or in part by the fund or of the sinking fund payments with respect to the bonds, the purchase or redemption of the bonds, the payment of interest on the bonds, or the payments of any redemption premium required to be paid when the bonds are redeemed prior to maturity.

b. Moneys in a bond reserve fund shall not be withdrawn from it at any time in an amount that will reduce the amount of the fund to less than the bond reserve fund requirement established for the fund, as provided in this subsection,

except for the purpose of making, with respect to bonds secured in whole or in part by the fund, payment when due of principal, interest, redemption premiums, and the sinking fund payments with respect to the bonds for the payment of which other moneys of the treasurer of state are not available. Any income or interest earned by, or incremental to, a bond reserve fund due to the investment of it may be transferred by the treasurer of state to other funds or accounts to the extent the transfer does not reduce the amount of that bond reserve fund below the bond reserve fund requirement for that bond reserve fund. For the purposes of this subsection, the term "bond reserve fund requirement" means, as of any particular date of computation, an amount of money, as provided in the resolutions authorizing the bonds with respect to which the fund is established.

c. The treasurer of state shall comply with the provisions of section 476.10B in order to assure the maintenance of any bond reserve funds established under this section.

15. It is the intent of the general assembly that a pledge made in respect of bonds issued under this section shall be valid and binding from the time the pledge is made, that the money or property so pledged and received after the pledge by the treasurer of state shall immediately be subject to the lien of the pledge without physical delivery or further act, and that the lien of the pledge shall be valid and binding as against all parties having claims of any kind in tort, contract, or otherwise against the treasurer of state whether or not the parties have notice of the lien.

16. Bonds issued pursuant to this section are not debts of the state, or of any political subdivision of the state, and do not constitute a pledge of the faith and credit of the state or a charge against the general credit or general fund

of the state. The issuance of any bonds pursuant to this section by the treasurer of state does not directly, indirectly, or contingently obligate the state or a political subdivision of the state to apply moneys from, or to levy or pledge any form of taxation whatever, to the payment of the bonds. Bonds issued under this section are payable solely and only from the sources and special fund provided in this section.

17. This section, being necessary for the welfare of this state and its inhabitants, shall be liberally construed to effect its purposes.

Sec. 71. Section 422.7, Code Supplement 2005, is amended by adding the following new subsection:

NEW SUBSECTION. 45. Subtract, to the extent included, income from interest and earnings received from the bonds issued under section 12.91.

Sec. 72. FISCAL YEAR 2005-2006 EXPENDITURE AUTHORITY -- BUILDING PROJECT. Notwithstanding sections 8.33 and 476.10 or any other provision to the contrary, any balance of the operational appropriation for the utilities board for the fiscal year beginning July 1, 2005, that remains unused, unencumbered, or unobligated at the close of the fiscal year shall not revert but shall remain available to be used for purposes of the energy-efficient building project authorized under section 476.10B, as enacted by this division of this Act, or for relocation costs in succeeding fiscal years.

Sec. 73. NEW SECTION. 476.10B ENERGY-EFFICIENT BUILDING.

1. For the purposes of this section, "building project expenses" means expenses that have been approved by the utilities board for the building and related improvements and furnishings developed under this section and that are considered part of the regulatory expenses charged by the

utilities board and the consumer advocate division of the department of justice for carrying out duties under section 476.10.

2. The department of administrative services, in consultation with the board and the consumer advocate division of the department of justice, shall provide for the construction of a building to house the board and the division. A building developed under this subsection shall be a model energy-efficient building that may be used as a public example for similar efforts. The building shall comply with the life cycle cost provisions developed pursuant to section 72.5. The building shall be located on the capitol complex grounds or at another convenient location in the vicinity of the capitol complex grounds.

3. Building project expenses shall include but are not limited to the costs associated with construction, maintenance, and operation of the building that are approved by the board and shall also include principal of, premium, if any, and interest on indebtedness to finance the building.

4. The department of administrative services' costs associated with construction, maintenance, and operation of the building as provided under chapter 8A are building project expenses.

5. A cost-effective approach for financing construction of the building shall be utilized, which may include but is not limited to lease, lease-purchase, bonding, or installment acquisition arrangement, or a financing arrangement under section 12.28. If financing for the building is implemented under section 12.28, the limitation on principal under that section does not apply. This subsection is not a qualification of any other powers which the board and the division may possess and the authorizations and powers granted

under this subsection are not subject to the terms, requirements, or limitations of any other provisions of law. The department of administrative services must comply with the provisions of section 12.28 when entering into financing agreements for the purchase of real or personal property.

6. a. If financing for the building is implemented through bonding, the provisions of section 12.91 shall apply. In order to assure maintenance of the bond reserve funds established in connection with the financing, the treasurer of state shall, on or before January 1 of each calendar year, make and deliver to the governor the treasurer's certificate stating the sum, if any, required to restore each bond reserve fund to the bond reserve fund requirement for that fund.

b. Within thirty days after the beginning of the session of the general assembly next following the delivery of the certificate, the governor shall submit to both houses of the general assembly printed copies of a budget including the sum, if any, required to restore each bond reserve fund to the bond reserve fund requirement for that fund. Any sums appropriated by the general assembly and paid to the treasurer of state shall be deposited by the treasurer of state in the applicable bond reserve fund.

7. The department of administrative services, in consultation with the board and the division, shall secure architectural services, contract for construction, engineering, and construction oversight and management, and control the funding associated with the building construction and the building's operation and maintenance. The department of administrative services may utilize consultants or other expert assistance to address feasibility, planning, or other considerations connected with construction of the building or decision making regarding the building. The department of

administrative services, on behalf of the board and division, shall consult with the office of the governor, appropriate legislative bodies, and the capitol planning commission.

Sec. 74. EFFECTIVE DATE. The section of this division of this Act relating to the expenditure authority of the utilities board for the fiscal year beginning July 1, 2005, being deemed of immediate importance, takes effect upon enactment.

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CHRISTOPHER C. RANTS  
Speaker of the House

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JEFFREY M. LAMBERTI  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2782, Eighty-first General Assembly.

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MARGARET THOMSON  
Chief Clerk of the House

Approved 5/31/06, 2006

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THOMAS J. VILSACK  
Governor