

February 4, 1970
Passed on File
see Higher Education 2-27

SENATE FILE 1187

By COMMITTEE ON HIGHER
EDUCATION

Passed Senate, Date.....*2-26-70*..... Passed House, Date.....
Vote: Ayes..... Nays.....*17*..... Vote: Ayes..... Nays.....
Approved.....

A BILL FOR

1 An Act relating to the establishment of a university in western
2 Iowa.

3 *Be It Enacted by the General Assembly of the State of Iowa:*

4 Section 1. The board of regents shall terminate all actions
5 with respect to the establishment, construction, and operation
6 of a western Iowa university as authorized by chapter six (6),
7 section four (4), Acts of the Sixty-second General Assembly.

8 Any unencumbered balance of moneys appropriated to the board of
9 regents pursuant to chapter six (6), section four (4), Acts of
10 the Sixty-second General Assembly, shall revert to the general
11 fund of the state.

12 Sec. 2. Chapter forty-nine (49), section one (1), Acts of
13 the Sixty-third General Assembly, First Session, is hereby
14 amended by striking from lines nine (9) and ten (10) the words
15 "and for the purchase of land for a western Iowa regents insti-
16 tution".

17 Sec. 3. This Act being deemed of immediate importance shall
18 be in full force and effect from and after its final approval and
19 publication in the, a
20 newspaper published at, Iowa,
21 and the, a news-
22 paper published at, Iowa.

EXPLANATION

This bill repeals the provisions of the Acts of the Sixty-second General Assembly and the Sixty-third General Assembly, First Session, which provide for the establishment of a western Iowa university to be administered by the board of regents.

FISCAL NOTE

Date prepared February 10, 1969

Requested by Senator Neu.

Prepared in regard to Senate File 1187, a bill for an Act relating to the establishment of a university in western Iowa.

Following is the fiscal effect in dollars of the legislative proposal as required by Rule 31:

Under section 1, Senate File 1187, \$372,765.73 is available for reversion to the general fund.

Under section 2 of Senate File 1187, there was \$330,000 included in the appropriation of \$7,100,000 to the Board of Regents. None of this amount has been spent.

The above figures were obtained from the Office of State Comptroller.

GERRY D. RANKIN

Legislative Fiscal Director

-
- 1 Amend Senate File 1187, page 1, by adding after line 16 a new
 - 2 section as follows:
 - 3 Chapter forty-nine (49), section one (1), Acts of the
 - 4 Sixty-third General Assembly, First Session, is amended by
 - 5 striking from lines three (3) and four (4) the words "seven
 - 6 million one hundred thousand (7,100,000)" and inserting in
 - 7 lieu thereof "six million five hundred forty-three thousand
 - 8 (6,543,000)".

Filed - *Adopted as amended 2-19*
February 9, 1970

By MESSERLY and MOWRY

-
- 1 Amend Senate File 1187, page 1, by adding after line 16 a new
 - 2 section as follows:
 - 3 Chapter forty-nine (49), section one (1), Acts of the
 - 4 Sixty-Third General Assembly, First Session, is amended by
 - 5 striking from lines three (3) and four (4) the words
 - 6 "seven million one hundred thousand (7,100,000)" and inserting
 - 7 in lieu thereof six million six hundred thousand (6,600,000)".

Filed - *Withdrawn 2-19*
February 9, 1970

By MOWRY

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- 1 Amend Senate File 1187, page 1, line 10, by inserting
 - 2 after the word "revert" the words "half to the merged
 - 3 area XIII school and half".

Filed - *Lost 2-19*
February 9, 1970

By GRIFFIN

1 Senate File 1187 is hereby amended as follows:

2 1. Page 1, by striking line 11 and inserting in lieu
3 thereof the following:

4 "fund and is hereby reappropriated from the general fund
5 to the state department of public instruction to be used for
6 general state financial aid to school districts operating
7 public junior and community colleges and to merged areas for
8 the second year of the biennium ending June 30, 1971, in
9 addition to the sums specified in chapter one hundred ninety
10 (190), section five (5), lines twenty-five (25) through forty-
11 two (42), Acts of the Sixty-third General Assembly, First
12 Session, to be divided among said colleges and merged areas
13 in the same proportion that the amounts therein specified for
14 each bears to the total specified for the second year of the
15 biennium, to be paid over to said colleges and areas in the
16 same manner and at the same time as the amounts so specified
17 in chapter one hundred ninety (190) of the Acts of the Sixty-
18 third General Assembly, First Session."

19 2. Page 1, line 2, by inserting after the word "Iowa"
20 the words "and to reappropriate certain funds for aid to
21 public junior or community colleges and to merged areas".

Filed - *Adopted 2-19, Recommended and Sent 2-20*
February 13, 1970

By POTGETER

1 Amend Senate File 1187, page 1, by inserting after
2 line 16 the following new section and renumbering the
3 remaining section:

4 "Sec. 3. Any person, group of persons, or corpora-
5 tion who, in reliance upon chapter six (6), section four
6 (4), Acts of the Sixty-second General Assembly and chapter
7 forty-nine (49), section one (1), Acts of the Sixty-third
8 General Assembly, First Session, has expended reasonable
9 sums of money or is legally obligated to expend reasonable
10 sums of money to secure the location of the proposed western
11 Iowa university or for title searches, abstracting, clearing
12 titles and any other reasonable expense necessary to prepare
13 the real estate designated by the board of regents for such
14 school, for transfer or conveyance to the state of Iowa,
15 shall have a cause of action against the state of Iowa for
16 the recovery of such sums of money. Such actions shall be
17 enforced and paid in the same manner as tort claims against
18 the state of Iowa pursuant to chapter twenty-five A (25A),
19 Code 1966."

Filed - *sent 2-20*
February 19, 1970

By SCHABEN and GAUDINEER

1 Amend the Messerly and Mowry amendment to Senate File
2 1187, filed February 9, 1970, and found on page 417 of the
3 Senate Journal, by striking lines 7 and 8 and inserting
4 in lieu thereof the words and figures "lieu thereof 'six
5 million seven hundred seventy thousand (6,770,000)'".

Filed and adopted
February 19, 1970

By RIGLER

1 Amend Senate File 1187, page 1, line 7, by inserting
2 after the word "Assembly" the following words:
3 " , until the governor's education advisory study committee
4 has completed its study on the need and feasibility of an
5 institution in western Iowa at Atlantic and until the general
6 assembly acts thereon. In the event the general assembly
7 further establishes the institution, the site of the institu-
8 tion shall be at Atlantic, Iowa".

Filed and lost
February 19, 1970

By RIGLER

1 Amend Senate File 1187, on page 1, by striking
2 lines 17 through 22 and inserting in lieu thereof
3 the following:
4 Sec. 3. This Act being deemed of immediate
5 importance shall be in full force and effect
6 from and after its publication in The Auburn
7 Enterprise, a newspaper published at Auburn,
8 Iowa, and the Denison Review, a newspaper pub-
9 lished at Denison, Iowa.

Filed and adopted
February 20, 1970

By LANGE

1 Amend Senate File 1187, page 1, by striking
2 lines 17 through 22, inclusive.

Filed and withdrawn
February 20, 1970

By BORTELL

1 Amend Senate File 1187 by striking lines 4 through 7,
2 and inserting in lieu thereof "Section 1."

Filed and lost
February 20, 1970

By ARBUCKLE, BRILES and BASS

1 Senate File 1187 is hereby amended as follows:
2 1. Page 1, by striking line 11 and inserting in lieu
3 thereof the following:
4 "fund and is hereby reappropriated from the general fund
5 for the administration of the bureau of income maintenance for
6 old age assistance."
7 2. Page 1, line 2, by inserting after the word "Iowa "
8 the words "and to reappropriate certain funds for old age
9 assistance".

Filed and ruled out of order
February 20, 1970

By DODERER, FROMMELT,
SHIRLEY and SCHABEN

1 Amend the Schaben, Gaudineer amendment, filed
2 February 19, 1970, as follows:
3 By striking in line 10 all after the word "money"
4 and in line 11 by striking the words "Iowa University
5 or".

Filed and adopted
February 20, 1970

By GLENN and GAUDINEER

February 20, 1970

SENATE FILE 1187

By COMMITTEE ON HIGHER EDUCATION
(AS PASSED BY THE SENATE)

Passed Senate, Date 3-22-70 Passed House, Date 4-14-70
Vote: Ayes 40 Nays 17 Vote: Ayes 109 Nays 2

Approved.....

*Passed by the Senate as amended by House
4-15-70
aye 39, nay 16* **A BILL FOR**

1 An Act relating to the establishment of a university in western
2 Iowa.

3 *Be It Enacted by the General Assembly of the State of Iowa:*

4 Section 1. The board of regents shall terminate all actions
5 with respect to the establishment, construction, and operation
6 of a western Iowa university as authorized by chapter six (6),
7 section four (4), Acts of the Sixty-second General Assembly.

8 Any unencumbered balance of moneys appropriated to the board of
9 regents pursuant to chapter six (6), section four (4), Acts of
10 the Sixty-second General Assembly, shall revert to the general
11 fund of the state.

12 Sec. 2. Chapter forty-nine (49), section one (1), Acts of
13 the Sixty-third General Assembly, First Session, is hereby
14 amended by striking from lines nine (9) and ten (10) the words
15 "and for the purchase of land for a western Iowa regents insti-
16 tution".

17 *Sec. 3. Chapter forty-nine (49), section one (1), Acts*
18 *of the Sixty-third General Assembly, First Session, is amended*
19 *by striking from lines three (3) and four (4) the words*
20 *"seven million one hundred thousand (7,100,000)" and inserting*
21 *in lieu thereof "six million seven hundred seventy thousand*
22 *(6,770,000)".*

23 *Sec. 4. This Act being deemed of immediate importance*
24 *shall be in full force and effect from and after its publi-*
25 *cation in The Auburn Enterprise, a newspaper published at*
26 *Auburn, Iowa, and The Denison Review, a newspaper published*
27 *at Denison, Iowa.*

EXPLANATION

This bill repeals the provisions of the Acts of the Sixty-second General Assembly and the Sixty-third General Assembly, First Session, which provide for the establishment of a western Iowa university to be administered by the board of regents.

- 1 Amend Senate File 1187 on page 1, by striking lines 17
- 2 through 22 and inserting in lieu thereof the following:
- 3 Sec. 3. This Act being deemed of immediate importance
- 4 shall be in full force and effect from and after its
- 5 publication in The Auburn Enterprise, a newspaper published at
- 6 Auburn, Iowa, and The Denison Review, a newspaper published at
- 7 Denison, Iowa.

Filed

February 4, 1970

By LANGE

- 1 Amend Senate File 1187, page 1, by striking lines
- 2 17 through 22, inclusive.

Filed

February 4, 1970

By BORTELL and BRILES

HOUSE AMENDMENT TO SENATE FILE 1187

- 1 Amend Senate File 1187, as passed by the Senate, by
- 2 striking all of section 1 and substituting in lieu thereof
- 3 the following:
- 4 Section 1. The board of regents shall terminate all
- 5 actions with respect to the purchasing of land for a western
- 6 Iowa institution as authorized by chapter six (6), section
- 7 four (4), Acts of the Sixty-second General Assembly. Any
- 8 unencumbered balance of moneys appropriated to the board of
- 9 regents pursuant to chapter six (6), section four (4), Acts
- 10 of the Sixty-second General Assembly, shall remain with
- 11 the board of regents and shall not be used for any other
- 12 purpose until the governor's advisory committee on education
- 13 has completed its study on the need and feasibility of an
- 14 institution in western Iowa at Atlantic and until the
- 15 legislature acts thereon.

*Senate concurred
4/15*

Received from the House
April 14, 1970

1 Amend Senate File 1187 as passed by the Senate and reprinted by
2 striking all after the enacting clause and inserting in lieu thereof
3 the following:
4 "Section 1. The board of regents shall terminate all actions
5 with respect to further expansion at the University of Northern
6 Iowa, State University of Iowa, and Iowa State University, or
7 construction of any new building for which the contract has not been
8 let prior to July 1, 1970, and shall not proceed with the purchase
9 of any land at or for the State University of Iowa, or the Iowa
10 State University, or University of Northern Iowa, or with construction
11 and operation of a western Iowa university, until the governor's
12 committee on higher education completes its study and files its
13 recommendations regarding higher education and the facilities
14 therefor needed in the state of Iowa, as authorized by chapter
15 six (6), section four (4), Acts of the Sixty-second General Assembly.
16 Any unencumbered balance of moneys appropriated to the board of
17 regents pursuant to chapter six (6), section four (4), Acts of the
18 Sixty-second General Assembly, shall revert to the general fund
19 of the state.
20 Sec. 2. Chapter forty-nine (49), section one (1), Acts of
21 the Sixty-third General Assembly, First Session, is amended by
22 striking from lines three (3) and four (4) the words "seven million
23 one hundred thousand (7,100,000)" and inserting in lieu thereof
24 "six million seven hundred seventy thousand (6,770,000)."

Filed - *Withdrawn 4/14*
March 9, 1970
In: Higher education.

SCHROEDER of Pottawattamie

1 Amend Senate File 1187, as passed by the Senate, as follows:
2 1. By striking lines 21 and 22 and inserting in lieu thereof
3 the following:
4 in lieu thereof "three million one hundred thousand
5 (3,100,000)".
6 2. By adding the following new section:
7 There is hereby appropriated from the general fund of the
8 state to the department of public instruction the sum of four
9 million (4,000,000) dollars to be apportioned by the department
10 of public instruction to the area school districts of this state
11 on the basis of the number of students in each district.
12 3. By striking lines 1 and 2 and inserting in lieu thereof the
13 following:
14 An Act relating to higher education.

Filed - *Withdrawn 4/14*
March 11, 1970

MILLER of Page

1 Amend Senate File 1187, page 1, line 7, by inserting
2 after the word "Assembly" the following words "until any
3 existing institution under the jurisdiction of the state
4 board of regents reaches a total student enrollment of
5 twenty-two thousand".

Filed - *Withdrawn 4/14*
March 12, 1970
In: Higher education

KLUEVER of Cass

1 Amend Senate File 1187, page 1, by inserting after line
2 16 the following new section and renumbering the remaining
3 section:
4 "Sec. 3. Any person, group of persons, or corporation
5 who, in reliance upon chapter six (6), section four (4), Acts
6 of the Sixty-second General Assembly and chapter forty-nine
7 (49), section one (1), Acts of the Sixty-third General Assembly,
8 First Session, has expended reasonable sums of money or is
9 legally obligated to expend reasonable sums of money to secure
10 the location of the proposed western Iowa university or for title
11 searches, abstracting, clearing titles and any other reasonable
12 expense necessary to prepare the real estate designated by the
13 board of regents for such school, for transfer or conveyance to
14 the state of Iowa, shall have a cause of action against the state
15 of Iowa for the recovery of such sums of money. Such actions
16 shall be enforced and paid in the same manner as tort claims
17 against the state of Iowa pursuant to chapter twenty-five A
18 (25A) of the Code.

Filed ^{lost} ~~to withdrawal~~ 4/14
March 12, 1970
In: Higher education

KLUEVER of Cass

1 Amend Senate File 1187 by striking all after the enacting
2 clause and substituting in lieu thereof the following:
3 Section 1. The board of regents shall terminate all
4 actions with respect to the purchasing of land for a western
5 Iowa institution as authorized by chapter six (6), section four
6 (4), Acts of the Sixty-second General Assembly. Any unencumbered
7 balance of moneys appropriated to the board of regents pursuant
8 to chapter six (6), section four (4), Acts of the Sixty-second
9 General Assembly shall remain with the board of regents and
10 shall not be used for any other purpose until the governor's
11 education advisory study committee has completed its study on
12 the need and feasibility of an institution in western Iowa at
13 Atlantic and until the legislature acts thereon.
14 Sec. 2. Chapter forty-nine (49), section one (1), Acts
15 of the Sixty-third General Assembly, First Session, is hereby
16 amended by striking from lines nine (9) and ten (10) the words
17 "and for the purchase of land for a western Iowa regents
18 institution".

Filed - ~~Withdrawn~~ 4/14
March 12, 1970
In: Higher education

KLUEVER of Cass

1 Amend Senate File 1187, page 1, line 7, by inserting
2 after the word "Assembly" the following words "until
3 any existing institution under the jurisdiction of the
4 state board of regents reaches a total student enrollment
5 of twenty-two thousand".

Filed
February 4, 1970

Senate
By BORTELL, ANDERSON and BRILES

1 Amend Senate File 1187 by striking all after the enacting
2 clause and substituting in lieu thereof the following:
3 Section 1. A state institution of higher learning is
4 hereby established and shall be located at Atlantic and shall
5 be officially designated and known as the "western Iowa State
6 College".
7 Sec. 2. The western Iowa state college shall offer under-
8 graduate and graduate courses of instruction, conduct research
9 and provide extension and other public services in areas of its
10 competence to facilitate the social, cultural, and economic
11 development of Iowa, and offer such other educational programs
12 as the state board of regents may approve.
13 Sec. 3. The western Iowa state college may be a branch
14 campus of one of the existing universities or colleges under
15 the jurisdiction of the board of regents as the state board of
16 regents may approve.

Filed - *withdrawn 4/14*

March 12, 1970

KLUEVER of Cass

In: Higher education

1 Amend Senate File 1187, as passed by the Senate and
2 reprinted, as follows:
3 1. By adding the following new section:
4 "Sec. 4. The board of regents shall terminate all
5 actions with respect to further expansion at the University
6 of Northern Iowa, State University of Iowa, and Iowa State
7 University, or construction of any new building for which
8 the contract has not been let prior to July 1, 1970, and
9 shall not proceed with the purchase of any land at or for
10 the State University of Iowa, or the Iowa State University,
11 or University of Northern Iowa until the governor's committee
12 on higher education completes its study and files its recom-
13 mendations regarding higher education and the facilities
14 therefor needed in the state of Iowa."
15 2. By renumbering the remaining section.

Filed - *Withdrawn 4/14*

March 24, 1970

SCHROEDER of Pottawattamie

In: Higher education

1 Amend Senate File 1187, as passed by the Senate, by striking
2 all of section 1 and substituting in lieu thereof the following:
3 Section 1. The board of regents shall terminate all actions
4 with respect to the purchasing of land for a western Iowa in-
5 stitution as authorized by chapter six (6), section four (4), Acts
6 of the Sixty-second General Assembly. Any unencumbered balance
7 of moneys appropriated to the board of regents pursuant to chapter
8 six (6), section four (4), Acts of the Sixty-second General
9 Assembly, shall remain with the board of regents and shall not be
10 used for any other purpose until the governor's advisory committee
11 on education has completed its study on the need and feasibility
12 of an institution in western Iowa at Atlantic and until the
13 legislature acts thereon.

Filed - *Adopted 4/14*

April 7, 1970

VAN NOSTRAND of Pottawattamie

1 Amend Senate File 1187, as passed by the Senate and
2 reprinted, as follows:
3 1. By adding the following new section:
4 "Sec. 4. The board of regents shall terminate all
5 actions with respect to further expansion at the
6 University of Northern Iowa, State University of Iowa,
7 and Iowa State University, or construction of any new
8 building for which the contract has not been let prior
9 to July 1, 1971, and all projects after July 1, 1971,
10 shall require legislative approval before a contract for
11 construction begins or for land purchase for expansion
12 at or for the State University of Iowa, or the Iowa
13 State University or University of Northern Iowa until the
14 governor's advisory committee on education completes its
15 study and files its recommendations regarding higher
16 education and the facilities therefor needed in the
17 state of Iowa. These provisions shall not apply to
18 remodeling or replacement of existing buildings which
19 can be completed by funds from endowments, gifts or
20 interest from temporary investments of funds available
21 to the board of regents."

Filed - *lost 4/14*
April 13, 1970

SCHROEDER of Pottawattamie

1 Amend Senate File 1187, as passed by the Senate and reprinted,
2 as follows:
3 1. By adding the following new section:
4 The Board of Regents is to commit no further funds for which
5 the contract has not been let prior to July 1, 1971, from any
6 source for expansion of the University Hospital at Iowa City,
7 other than necessary for ongoing maintenance and upkeep, until
8 the study committee has completed its work and made its report.

Offered from the floor and lost
April 14, 1970

TAPSCOTT of POLK