

4 July 1, 1975 remaining on June 30, 1976 shall revert to the general
5 fund on August 31, 1976. In all other respects the provisions of section
6 eight point thirty-three (8.33) of the Code shall apply to this Act.

Approved May 15, 1975

CHAPTER 33

DRIVER EDUCATION

S. F. 559

AN ACT making an appropriation to the department of public instruction for the administration of driver education courses.

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

1 SECTION 1. There is appropriated from the general fund of the state
2 to the department of public instruction for the fiscal year beginning
3 July 1, 1975 and ending June 30, 1976 the following amount, or so
4 much thereof as is necessary, to be used for administration of the pro-
5 gram for driver education courses:

6 GENERAL OFFICE ADMINISTRATION

7 For salaries, support, maintenance and miscellaneous purposes for
8 administering the program for driver education courses pursuant to the
9 provisions of section three hundred twenty-one point one hundred
10 seventy-eight (321.178) of the Code.....\$63,000

1 SEC. 2. All federal grants to and the federal receipts of the agencies
2 appropriated funds under this Act are appropriated for the purposes
3 set forth in such federal grants or receipts.

1 SEC. 3. Funds appropriated by this Act shall not be used for capital
2 improvements.

Approved June 16, 1975

CHAPTER 34

SOIL CONSERVATION AND AGRICULTURE DEPARTMENT

H. F. 780

AN ACT making an appropriation to the department of soil conservation and department of agriculture, from the general fund of the state and various trust funds, and providing for changes in certain fees by the department of agriculture to provide funds sufficient to meet expenses of a program under the department of agriculture.

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

1 SECTION 1. There is appropriated from the general fund of the state
2 for the department of soil conservation and department of agriculture,
3 the following amounts, or so much thereof as is necessary, for the fiscal
4 year designated to be used for the following purposes:

	1975-76 <u>Fiscal Year</u>
5	
6	
7	
8	1. DEPARTMENT OF SOIL CONSERVATION
9	a. General office. For salaries, support, maintenance, and miscella-
10	neous purposes including expenses necessary to discharge duties under
11	chapter four hundred sixty-seven D (467D) of the Code.....\$ 284,452
12	b. State Soil Conservation Committee
13	(1) To carry on soil conservation work in soil conservation districts
14	organized under the soil conservation districts laws of the state; for aid
15	to soil conservation districts for district commissioners' expenses, sta-
16	tionary, postage and other uses as they may be authorized by the
17	state soil conservation committee, to be allocated on a need basis:
18\$ 137,500
19	(2) For personnel, technicians and clerical salaries and their neces-
20	sary expenses, equipment, and materials to be assigned to the soil con-
21	servation districts by the state soil conservation committee on a need
22	basis:.....\$1,221,079
23	(3) For participation in and conjunction with the federal government
24	or any of its agencies in joint operations of watershed planning and de-
25	velopment within this state.....\$ 60,000
26	(4) For use and expenditures in participation and conjunction with
27	the soil conservation service, United States department of agriculture,
28	and state agencies in joint operations in conducting soil surveys on
29	lands within this state.....\$ 240,000
30	(5) For support for conservancy district planning.....\$ 5,750
31	2. DEPARTMENT OF AGRICULTURE
32	a. General administration
33	(1) For salaries, support, maintenance, and miscellaneous purposes
34\$ 727,813
35	(2) For state aid to the state horticulture society.....\$ 19,000
36	b. Regulatory division
37	(1) For salaries, support, maintenance, and miscellaneous purposes
38\$1,759,115
39	(2) For payment of indemnities for hogs destroyed under the hog
40	cholera eradication program in accordance with chapter one hundred
41	sixty-six B (166B) of the Code.....\$ 25,000
42	c. Laboratory division
43	For salaries, support, maintenance, and miscellaneous purposes.....
\$ 358,012

1 SEC. 2. There is appropriated from the various specified trust
2 funds, except as provided in subsection two (2) of this section, for the
3 following divisions of the department of agriculture, the following
4 amounts or so much thereof as is necessary, for the fiscal year designat-
5 ed to be used in the manner designated:

	1975-76 <u>Fiscal Year</u>
6	
7	
8	1. a. From the commercial feed fund to be transferred to the labora-
9	tory division.....\$407,695
10	b. From the commercial feed fund to be transferred to the adminis-
11	tration division for auditing.....\$ 17,577
12	2. From the hotel and restaurant fund to be transferred to the regu-
13	latory division, however if House File 785 is enacted by the 1975 ses-
14	sion of the Sixty-sixth General Assembly the following amount shall be
15	appropriated from the general fund of the state to the regulatory divi-
16	sion in addition to funds appropriated by section one (1) of this Act
17\$207,385

18	3. From the pesticide fund to be transferred to the laboratory division.....	\$108,678
19		
20	4. a. From the fertilizer fund to be transferred to the laboratory division.....	\$439,259
21		
22	b. From the fertilizer fund to be transferred to the administration division for auditing.....	\$ 17,577
23		
24	5. From the dairy trade practice fund to be transferred to the administration division.....	\$ 41,697
25		

1 SEC. 3. Section one hundred eighty-seven point four (187.4), Code
2 1975, is amended to read as follows:

3 **187.4 Recording—fee.** Any person desiring to adopt a brand
4 shall forward to the secretary proper brand application forms of such
5 desired brand, together with a recording fee of ~~fifteen dollars~~ in an
6 amount established by rule of the secretary pursuant to chapter sev-
7 enteen A (17A) of the Code, which amount shall be based upon the
8 administrative costs of maintaining the brand program provided for
9 by this chapter. Upon receipt of such application and fee, the secre-
10 tary shall file the same and unless such brand is of record as that of
11 some other person or conflicts with or closely resembles the brand of
12 another person, the secretary shall record the same. If the secretary de-
13 termines that such brand is of record or conflicts with or closely resem-
14 bles the brand of another person he shall not record it but shall return
15 such facsimile and fee to the forwarding person. The power of exami-
16 nation, approval, acceptance, or rejection shall be vested in the secre-
17 tary. It shall be the duty of the secretary to file all brands offered for
18 record pending the examination provided for in this section. The secre-
19 tary shall make such examination as promptly as possible. If the brand
20 is accepted, the ownership thereof shall vest in the person recording it
21 from the date of filing.

1 SEC. 4. Section one hundred eighty-seven point eight (187.8), Code
2 1975, is amended to read as follows:

3 **187.8 Sale or assignment of brand.** Any brand recorded as pro-
4 vided in section 187.4 shall be the property of the person causing such
5 record to be made and shall be subject to sale, assignment, transfer, de-
6 vise, and descent as personal property. Instruments of writing, evidenc-
7 ing the sale, assignment, or transfer of such brand shall be recorded by
8 the secretary and the fee for recording such sale, assignment, or trans-
9 fer shall be ~~five dollars~~ in an amount established by rule of the secre-
10 tary pursuant to chapter seventeen A (17A) of the Code, which
11 amount shall be based upon the administrative costs of maintain-
12 ing the brand program provided for by this chapter.

1 SEC. 5. Section one hundred eighty-seven point thirteen (187.13),
2 Code 1975, is amended to read as follows:

3 **187.13 Fee each fifth year.** Each owner of a brand of record be-
4 ginning on January 1, 1970, shall pay to the secretary a fee of five dol-
5 lars and a renewal fee of ~~five dollars~~ on January 1 of each fifth year
6 thereafter after the payment of the five dollar fee, or on January 1
7 of each fifth year following the original recording of a brand record-
8 ed after June 30, 1975. The amount of the renewal fee required for
9 January 1, 1976 and each year thereafter shall be established by
10 rule of the secretary pursuant to chapter seventeen A (17A) of the
11 Code. Such amount shall be based upon the administrative costs of
12 maintaining the brand program provided for in this Act. It shall be
13 the duty of the secretary to notify every owner of a brand of record at
14 least thirty days prior to the date of the renewal period. The secretary
15 shall give a receipt for all such payments made and if any owner of a

16 brand of record shall fail, refuse, or neglect to pay such fee by July 1
 17 of each year in which it is due, such brand shall become forfeited and
 18 no longer carried in the record. Any such forfeited brand shall not be
 19 issued to any other person within a period of less than five years fol-
 20 lowing date of forfeiture.

1 SEC. 6.

2 1. Funds appropriated by paragraph a of subsection one (1) of sec-
 3 tion one (1) of this Act for the general office of the department of soil
 4 conservation shall be used to pay salaries and support for a table of or-
 5 ganization of not more than fifteen permanent full-time positions.

6 2. Funds appropriated to the state soil conservation committee pur-
 7 suant to subparagraph two (2) of paragraph b of subsection one (1) of
 8 section one (1) of this Act shall be used to pay salaries and support for
 9 a table of organization of not more than one hundred sixty-eight per-
 10 manent full-time positions.

11 3.* Funds appropriated by subsection two (2) of section one (1) and
 12 section two (2) of this Act to the department of agriculture shall be
 13 used to pay salaries and support for a table of organization of not
 14 more than three hundred two permanent full-time positions.

1 SEC. 7. Funds appropriated by this Act shall not be used for capital
 2 improvements.

1 SEC. 8. All federal grants to and the federal receipts of the agencies
 2 appropriated funds under this Act are appropriated for the purposes
 3 set forth in such federal grants or receipts.

1 SEC. 9. Notwithstanding the provisions of section eight point
 2 thirty-three (8.33) of the Code, all unencumbered or unobligated bal-
 3 ances of appropriations made by this Act for the fiscal year beginning
 4 July 1, 1975 remaining on June 30, 1976 shall revert to the general
 5 fund on August 31, 1976. In all other respects the provisions of section
 6 eight point thirty-three (8.33) of the Code shall apply to this Act.

Approved June 3, 1975

*Amended by Ch 53 of these Acts

CHAPTER 35

TRANSPORTATION DEPARTMENT

H. F. 892

AN ACT to appropriate from the road use tax fund, the primary road fund, the aeronautics fund, and the general fund of the state to the state department of transportation for administration and other purposes, clarifying administrative duties of the state department of transportation, and funding the state department of transportation's share for administration of the state merit system.

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

1 SECTION 1. There is appropriated from the general fund of the state
 2 to the state department of transportation for the fiscal year beginning
 3 July 1, 1975 and ending June 30, 1976 the following amounts, or so
 4 much thereof as may be necessary, to be used for the following purpos-
 5 es: