

Highways.
March 6, 1929.

Senate File No. 366.
By BLACKFORD

A BILL FOR

An Act to amend section four thousand seven hundred fifty-five b-two (4755-b2), Code, 1927, relating to the primary road system, to amend section five thousand ninety-three a-nine (5093-a9), Code, 1927, relating to the distribution of funds derived from the tax on gasoline, to regulate the distribution and use of the fund derived from said tax, and to provide for the establishment of the sub-primary road system and the improvement of said system.

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

1 Section 1. Section four thousand seven hundred
2 fifty-five b-two (4755-b2) is amended by repealing the first
3 sentence after "Road System defined" and substituting the
4 following:

5 "The highways of the state are, for the purpose of this
6 chapter divided into three systems, to wit: The primary
7 road system, the sub-primary road system and the secondary
8 road system."

1 Sec. 2. Establishment of sub-primary road system.
2 The state highway commission is hereby authorized and
3 directed to establish the sub-primary road system by taking
4 from the secondary road system in each county a sufficient
5 number of miles so as to make the total number of miles of
6 sub-primary roads in each county plus the total number of
7 miles of primary roads in each county equal to one-third (1/3)
8 of the number of square miles of said county, except that

9 there may be a variation of five per cent (5%) in this ratio
10 of combined mileage of primary and sub-primary roads to
11 county area. Before designating the sub-primary roads the
12 state highway commission shall request the cooperation and
13 assistance of the board of supervisors of the respective
14 counties, and shall give due consideration to the recommendations
15 of each of said boards in such designations but the final
16 determination shall be left to the state highway commission,
17 provided, however, that each city and town shall have at least
18 one sub-primary road leading to it. The highway commission
19 shall add one-third (1/3) of this mileage to the sub-primary
20 road system in each county by December 31, 1929, one-third (1/3)
21 by December 31, 1930, and one-third (1/3) by December 31, 1931.

1 Sec. 3. The board of supervisors in each county
2 under the direction and supervision of the state highway
3 commission shall bridge, grade, drain and maintain the
4 sub-primary roads and pay the cost of same out of the
5 county bridge fund, the county road fund, the county road
6 building fund, the county road drainage fund, and any other
7 funds that may be by law created for the construction and
8 improvement of secondary roads, the same as if the sub-primary
9 roads were a part of the secondary road system.

1 Sec. 4. When any part of the sub-primary road
2 system has been bridged, drained and graded, the state highway
3 commission shall surface it, including streets in towns when
4 such streets are continuations of sub-primary roads, with

5 gravel, sand clay or other type of low cost surfacing, and
6 thereafter maintain the same, paying for the cost of such
7 construction and maintenance out of the sub-primary road fund.

1 Sec. 5. There is hereby created a fund which shall
2 be known as the sub-primary road fund which shall embrace all
3 gasoline tax funds not devoted to the primary road system,
4 after deducting the cost of collecting said tax, and all other
5 funds that may by law be appropriated for the use of the
6 sub-primary road fund.

1 Sec. 6. Said sub-primary road fund is hereby
2 appropriated for and shall be used in improving and maintaining
3 a sub-primary road system. All laws governing the collecting,
4 accounting and disbursement of the primary road fund shall,
5 so far as applicable, apply to the sub-primary road fund.

1 Sec. 7. The sub-primary road fund shall be expended
2 by the state highway commission in such manner as to give each
3 county the approximate number of surfaced mileage of said
4 sub-primary roads as every other county enjoys, and to accomplish
5 this the state highway commission may pay from said fund part of
6 the cost of grading sub-primary roads in those counties whose
7 sub-primary roads are in the least advanced state of road
8 improvement.

1 Sec. 8. Section five thousand ninety-three a-nine
2 (5093-a9), Code, 1927, is hereby repealed and the following is
3 enacted in lieu thereof, to wit:

4 "5093-a9. Distribution of proceeds. License fees

5 collected under the provisions of this chapter after this act
6 takes effect, shall be distributed and disbursed as follows:
7 two-thirds ($2/3$) of one (1) cent per gallon tax to the
8 primary road fund. The balance to the sub-primary road fund.
1 Sec. 9. Sections four (4), five (5), six (6), seven
2 (7) and eight (8) hereof shall take effect from and after
3 December 31, 1929.