

FILED JAN 30 1974

Reprinted 2/8
SENATE FILE 1062

By COMMITTEE ON STATE GOVERNMENT
(Committee on Transportation)

Passed Senate, Date 2-7-74 (320) Passed House, Date _____
Vote: Ayes 45 Nays 3 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the functional classification and jurisdic-
2 tion of highways.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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1 Section 1. Section three hundred six point one (306.1),
2 subsection one (1), Code 1973, is amended by striking the
3 subsection and inserting in lieu thereof the following:

4 1. FUNCTIONAL CLASSIFICATION OF ROADS AND STREETS. The
5 roads and streets of this state are classified into the fol-
6 lowing systems:

7 a. The freeway-expressway system.

8 b. The arterial system.

9 c. The arterial connector system.

10 d. The trunk system.

11 e. The trunk collector system.

12 f. The area service system.

13 g. The municipal arterial system.

14 h. The municipal collector system.

15 i. The municipal service system.

16 j. The state park, state institution and other state land
17 road system.

18 k. The county conservation parkway system.

19 Sec. 2. Section three hundred six point one (306.1), sub-
20 section two (2), unnumbered paragraph one (1), Code 1973,
21 is amended to read as follows:

22 For the purpose of functionally classifying the roads and
23 streets of this state ~~to co-operate with the United States~~
24 ~~department of transportation, as required by section 47,~~
25 ~~public law 90-495, and for no other purpose,~~ the following
26 words and phrases relating to roads and streets shall have
27 the following meanings:

28 Sec. 3. Section three hundred six point one (306.1), sub-
29 section two (2), Code 1973, is amended by striking paragraphs
30 f, g, h, i, and j, and inserting in lieu thereof the follow-
31 ing:

32 f. The area service system shall include those public
33 roads outside of municipalities not otherwise classified.

34 g. The municipal arterial system shall consist of those
35 streets within municipalities not included in other classi-

1 fications which connect principal traffic generating areas
2 or connect such areas with other systems. The municipal
3 arterial system shall not exceed fifteen percent of the en-
4 tire street mileage under the jurisdiction of a municipality,
5 except that municipalities under two thousand population may
6 exceed such limitation.

7 h. The municipal collector system shall consist of those
8 streets within municipalities that collect traffic from the
9 municipal service system and connect to other systems. The
10 municipal collector system shall not exceed twenty percent
11 of the entire street mileage under jurisdiction of the muni-
12 cipality, except that municipalities under two thousand
13 population may exceed such limitation.

14 i. The municipal service system shall consist of those
15 streets and commercial alleys within municipalities which
16 serve primarily as access to commercial and residential prop-
17 erty and shall also include streets within municipal parks.

18 j. The municipal residential alley system shall consist
19 of those alleys which serve primarily as secondary access
20 to residential property.

21 k. The state park, state institution, and other state
22 land road system shall consist of those roads and streets
23 wholly within the boundaries of state lands operated as parks,
24 institutions, or other state governmental agencies.

25 l. The county conservation parkway system shall consist
26 of those parkways located wholly within the boundaries of
27 county lands operated as parks, forests, or other public
28 access areas.

29 Sec. 4. Section three hundred six point three (306.3),
30 Code 1973, is amended by striking the section and inserting
31 in lieu thereof the following:

32 306.3 DEFINITION OF TERMS. As used in this chapter or
33 in any chapter of the Code relating to highways:

34 1. "Road" or "street" means the entire width between
35 property lines through private property or designated width

1 through public property of every way or place of whatever
2 nature when any part of such way or place is open to the use
3 of the public, as a matter of right, for purposes of vehicu-
4 lar traffic.

5 2. "Primary roads" or "primary road system" means those
6 roads and streets, both inside and outside the boundaries
7 of municipalities, classified under section three hundred
8 six point one (306.1) of the Code as freeway-expressway,
9 arterial and arterial connector.

10 3. "Interstate roads" or "interstate road system" means
11 those roads and streets of the primary road system that are
12 designated by the secretary of the United States department
13 of transportation as the National System of Interstate and
14 Defense Highways in Iowa.

15 4. "Secondary roads" or "secondary road system" means
16 those roads, outside the boundaries of municipalities, clas-
17 sified as trunk, trunk collector and area service under sec-
18 tion three hundred six point one (306.1) of the Code and shall
19 include municipal extensions of the trunk and trunk collector
20 systems in municipalities with less than five thousand
21 population.

22 5. "Farm-to-market roads" or "farm to market road system"
23 means those rural secondary roads classified as trunk and
24 trunk collector under section three hundred six point one
25 (306.1) of the Code.

26 6. "Local secondary roads" or "local secondary road sys-
27 tem" means those secondary roads which are classified as area
28 service under section three hundred six point one (306.1)
29 of the Code.

30 7. "Municipal street system" means those streets, within
31 municipalities of less than five thousand population, clas-
32 sified as municipal arterial, municipal collector, municipal
33 service, and municipal alleys and those streets, within muni-
34 cipalities of five thousand or more population, classified
35 as trunk, trunk collector, municipal arterial, municipal

1 collector, municipal service and municipal alleys under sec-
2 tion three hundred six point one (306.1) of the Code.

3 8. "State park roads" means those roads and streets clas-
4 sified as state park roads under section three hundred six
5 point one (306.1) of the Code.

6 9. "Institutional roads" means those roads and streets
7 classified as institutional roads under section three hun-
8 dred six point one (306.1) of the Code.

9 10. "Other state land roads" means those roads and streets
10 classified as other state land roads under section three
11 hundred six point one (306.1) of the Code.

12 11. "County conservation parkways" or "county conserva-
13 tion parkway system" means those parkways classified as county
14 conservation parkways under section three hundred six point
15 one (306.1) of the Code.

16 Sec. 5. Section three hundred six point four (306.4),
17 Code 1973, is amended by striking the section and insert-
18 ing in lieu thereof the following:

19 306.4 JURISDICTION OF SYSTEMS. The jurisdiction and con-
20 trol over the roads and streets of the state are vested as
21 follows:

22 1. Jurisdiction and control over the primary roads shall
23 be vested in the state highway commission.

24 2. Jurisdiction and control over the secondary roads shall
25 be vested in the county board of supervisors of the respec-
26 tive counties.

27 3. Jurisdiction and control over the municipal street
28 system shall be vested in the governing bodies of each muni-
29 cipality; except that the state highway commission and the
30 municipal governing body shall exercise concurrent jurisdic-
31 tion over the municipal extensions of primary roads in all
32 municipalities; and the county board of supervisors and the
33 municipal governing body shall exercise concurrent jurisdic-
34 tion over the extensions of trunk and trunk collector roads
35 in all municipalities of less than five thousand population.

1 The parties exercising concurrent jurisdiction shall enter
2 into agreements with each other as to the kind and type of
3 construction, reconstruction, repair and maintenance and the
4 division of costs thereof.

5 4. Jurisdiction and control over the roads and streets
6 in any state park, state institution or other state land shall
7 be vested in the board, commission, or agency in control of
8 such park, institution, or other state land; except that:

9 a. The state highway commission and the controlling agency
10 shall have concurrent jurisdiction over any road which is
11 an extension of a primary road and which both enters and
12 exits from the state land at separate points. The state
13 highway commission may expend the moneys available for such
14 roads in the same manner as the commission expends such funds
15 on other roads over which the commission exercises jurisdic-
16 tion and control. The parties exercising concurrent juris-
17 diction may enter into agreements with each other as to the
18 kind and type of construction, reconstruction, repair and
19 maintenance and the division of costs thereof. In the ab-
20 sence of such agreement the jurisdiction and control of such
21 road shall remain in the state highway commission.

22 b. The board of supervisors of any county and the con-
23 trolling state agency shall have concurrent jurisdiction over
24 any road which is an extension of a secondary road and which
25 both enters and exits from the state land at separate points.
26 The board of supervisors of any county may expend the moneys
27 available for such roads in the same manner as the board ex-
28 pends such funds on other roads over which the board exer-
29 cises jurisdiction and control. The parties exercising concur-
30 rent jurisdiction may enter into agreements with each other
31 as to the kind and type of construction, reconstruction,
32 repair and maintenance and the division of costs thereof.
33 In the absence of such agreement, the jurisdiction and con-
34 trol of such road shall remain in the board of supervisors
35 of the county.

1 5. Jurisdiction and control over parkways within county
2 parks and conservation areas shall be vested in the county
3 conservation boards within their respective counties; ex-
4 cept that:

5 a. The state highway commission and the county conser-
6 vation board shall have concurrent jurisdiction over an ex-
7 tension of a primary road which both enters and exits from
8 a county park or other county conservation area at separate
9 points. The state highway commission may expend moneys avail-
10 able for such roads in the same manner as the commission ex-
11 pends such funds on other roads over which the commission
12 exercises jurisdiction and control. The parties exercising
13 concurrent jurisdiction may enter into agreements with each
14 other as to the kind and type of construction, reconstruc-
15 tion, repair and maintenance and the division of costs thereof.
16 In the absence of such agreement, the jurisdiction and control
17 of such roads shall remain in the state highway commission.

18 b. The board of supervisors of any county and the county
19 conservation board shall have concurrent jurisdiction over
20 an extension of a secondary road which both enters and exits
21 from a county park or other county conservation area at
22 separate points. The board of supervisors of any county may
23 expend moneys available for such roads in the same manner
24 as the board expends such funds on other roads over which
25 the board exercises jurisdiction and control. The parties
26 exercising concurrent jurisdiction may enter into agreements
27 with each other as to the kind and type of construction,
28 reconstruction, repair and maintenance and the division of
29 costs thereof. In the absence of such agreement, the juris-
30 diction and control of such roads shall remain in the board
31 of supervisors of the county.

32 Sec. 6. Section three hundred six point five (306.5),
33 Code 1973, is amended by striking unnumbered paragraph one
34 (1) and inserting in lieu thereof the following:

35 The primary, trunk and trunk collector systems shall be

1 continuous interconnected systems and provision shall be
2 made for the continuity of such systems by the designation
3 of extension within municipalities, state parks, state institu-
4 tions, other state lands and county parks and conservation
5 areas. The mileage of such extensions of these systems shall
6 be included in the total mileage of a particular primary,
7 trunk or trunk collector system and shall also be listed
8 separately as an extension of such road system.

9 Sec. 7. Section three hundred six point six (306.6), Code
10 1973, is amended to read as follows:

11 306.6 FUNCTIONAL CLASSIFICATION BOARD.

12 1. A functional classification board shall be appointed
13 for each county and shall operate under procedural rules and
14 regulations promulgated by the state highway commission un-
15 der the provisions of chapter 17A. Said board shall consist
16 of three members to be appointed as follows: The state high-
17 way commission shall appoint one member from the staff of
18 the state highway commission, the county board of supervisors
19 shall appoint one member which shall be either the county
20 engineer or one of its own members, and the third member shall
21 be a municipal official from within the county who shall be
22 appointed by a majority of the mayors of the cities and towns
23 of the county. The mayors shall meet at the call of the
24 chairman of the county board of supervisors who shall act
25 as chairman of the meeting without vote. In the event the
26 mayors cannot agree to and appoint this member within thirty
27 days after the call of the meeting by the chairman, the two
28 members previously appointed shall select the third member.
29 The board shall serve without additional compensation and
30 shall:

31 + a. Classify each segment of each rural public road and
32 each municipal street in the county in accordance with the
33 classifications found in section 306.1.

34 + b. Establish continuity between the systems within the
35 county and with the systems of adjacent counties.

1 3 c. File a copy of the proposed road classification in
2 the office of county engineer for public information and hold
3 a public hearing before final approval of any road classifi-
4 cation action. Notice of the date, the time, and the place
5 of such hearing, and the filing of such proposed road clas-
6 sification for public information shall be published in an
7 official newspaper in general circulation throughout the
8 affected area at least twenty days prior to the established
9 date of the hearing.

10 4 d. Report the selected classifications to the state
11 highway commission. The state highway commission shall re-
12 view the reports of the county classification boards and may:

13 a. (1) Alter the classification of roads coinciding with
14 or crossing county lines to provide continuity of the various
15 county systems.

16 b. ~~Reduce mileage of roads classified in the trunk sys-~~
17 ~~tem or trunk collector system to assure equitable distribu-~~
18 ~~tion among the counties of the total mileage of such systems.~~

19 (2) Adjust the mileage of roads classified in the trunk
20 and trunk collector systems to assure equitable distribution
21 among the counties of the total mileage of such systems.

22 (3) Any action authorized under subparagraphs one (1)
23 and two (2) of paragraph d of this section shall not be taken
24 by the state highway commission until the proposed action
25 has been thoroughly discussed with the affected county
26 classification boards and their comments heard.

27 2. There is created a state functional classification
28 review board which shall consist of one state senator ap-
29 pointed by the president of the senate, one state represen-
30 tative appointed by the speaker of the house of representa-
31 tives, one supervisor appointed by the Iowa state associa-
32 tion of county supervisors, one engineer appointed by the
33 Iowa county engineers' association, two persons appointed
34 by the league of Iowa municipalities, one of which shall be
35 a licensed professional engineer, and two persons appointed

1 by the state highway commission, one of which shall be a com-
2 missioner and the other a staff member. This board shall
3 select a permanent chairman from among its members by ma-
4 jority vote of the total membership. The chairman and all
5 members of the board shall serve without additional compen-
6 sation.

7 It shall be the responsibility of the state functional
8 classification review board to hear any and all appeals from
9 classification boards or board members, relative to disputes
10 arising out of the functional classification of any segment
11 of highway or street. The state functional classification
12 review board shall have the authority and the responsibility
13 to make final administrative determinations based on sound
14 functional classification principles for all disputes rela-
15 tive to functional classification. The review board shall
16 also serve, when requested jointly by state and local juris-
17 dictions, as an advisory committee for review and adjustment
18 of construction and maintenance guidelines used in updating
19 road and street needs studies.

20 Sec. 8. This Act shall become effective on July 1, 1975.

21 EXPLANATION

22 The purpose of this bill is to implement the functional
23 classification of the public roads and streets in Iowa.
24 Functional classification is defined as the grouping of roads
25 and streets into systems according to the character of ser-
26 vice which each road or street is expected to provide. This
27 systemization of roads and streets provides a means for de-
28 termining and assigning jurisdiction over each class to the
29 governmental authority having primary interest in each type
30 of service.

31 The Second Session of the Sixty-third General Assembly,
32 through the passage of House Files 394 and 1103, provided
33 for the functional classification of all public roads and
34 streets in the state for study purposes only. This action
35 provided the methodology for establishing the functional

1 classification of each street and road and providing for
2 necessary revisions to reflect future changes of function.
3 The next step, which this bill provides, is to officially
4 recognize and implement these classification systems.

5 The effective date of this Act shall be July 1, 1975.

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LSB 3388
tj/jw/3

S-2132

1 Amend Senate File 1062 as follows:

- 2 1. Page 2, by striking lines 16 through 18, inclu-
3 sive, and inserting in lieu thereof the following:
4 j. The municipal residential alley system.
5 k. The state park, state institution and other state
6 land road system.
7 1. The county conservation parkway system.
8 2. Page 10, by inserting after line 19 the following:
9 Sec. _____. Section three hundred thirteen point two
10 (313.2), Code 1973, is amended by striking unnumbered
11 paragraphs one (1) and two (2) and inserting in lieu
12 thereof the following:
13 The roads and streets of the state are, for the
14 purpose of this chapter, assigned to the functional
15 classification systems established under chapter three
16 hundred six (306) of the Code.
17 Sec. _____. Sections three hundred six point two
18 (306.2) and three hundred six point nine (306.9), Code
19 1973, are repealed.
20 3. By renumbering the sections to conform to this
21 amendment.

S-2132 Filed - *Adopted 2/7*
February 5, 1974

By CURTIS, LAMBORN and
SCHABEN

S-2133

1 Amend Senate File 1062 as follows:

- 2 1. Page 4, lines 18 to 21, inclusive, by striking
3 the words "and shall include municipal extensions of the
4 trunk and trunk collector systems in municipalities with
5 less than five thousand population".
6 2. Page 4, by striking lines 30 to 34, inclusive,
7 and inserting in lieu thereof the following:
8 "7. 'Municipal street system' means those streets
9 within municipalities classified".
10 3. Page 5, line 32, by inserting a period after the
11 word "municipalities" and by striking the remainder of
12 line 32 and lines 33 through 35, inclusive.
13 4. Page 10, line 20, by striking the period after the
14 number "1975", and inserting in lieu thereof the follow-
15 ing:
16 "; except that no transfer of jurisdiction and control
17 of any road or street as required by this Act shall be
18 effective until the enactment of legislation which
19 allocates the road use tax fund in a manner different
20 from the law existing on January 1, 1974, and in a
21 manner which compensates state, county and municipal
22 jurisdictions for additional highway, road or street
23 needs acquired by such transfer as determined by the
24 state highway commission.
25 Notwithstanding the foregoing provision of this

Page 2

1 section, transfers in jurisdiction and control of roads
2 and streets may take place if agreements are entered
3 into by the jurisdictional divisions of government
4 involved in the transfer of such roads and streets."

S-2133 Filed - *Adopted 2/7*
February 5, 1974

By LAMBORN and SCHABEN

February 8, 1974

SENATE FILE 1062

Am Transportated 2-12, Rev 2-12

By COMMITTEE ON STATE GOVERNMENT
(Committee on Transportation)

**SENATE AMENDMENTS
SHOWN IN BOLD FACE**

(AS PASSED BY THE SENATE)

Passed Senate, Date *2-7-74 (320)* Passed House, Date *2-19-74 (528)*

Vote: Ayes *45* Nays *3* Vote: Ayes *85* Nays *4*

Approved *3-4-74*

A BILL FOR

- 1 An Act relating to the functional classification and jurisdic-
- 2 tion of highways.
- 3 *Be It Enacted by the General Assembly of the State of Iowa:*

1 Section 1. Section three hundred six point one (306.1),
2 subsection one (1), Code 1973, is amended by striking the
3 subsection and inserting in lieu thereof the following:

4 1. FUNCTIONAL CLASSIFICATION OF ROADS AND STREETS.

5 roads and streets of this state are classified into the fol-
6 lowing systems:

- 7 a. The freeway-expressway system.
- 8 b. The arterial system.
- 9 c. The arterial connector system.
- 10 d. The trunk system.
- 11 e. The trunk collector system.
- 12 f. The area service system.
- 13 g. The municipal arterial system.
- 14 h. The municipal collector system.
- 15 i. The municipal service system.
- 16 j. The municipal residential alley system.
- 17 k. The state park, state institution and other state
18 land road system.

- 19 l. The county conservation parkway system.

20 Sec. 2. Section three hundred six point one (306.1), sub-
21 section two (2), unnumbered paragraph one (1), Code 1973,
22 is amended to read as follows:

23 For the purpose of functionally classifying the roads and
24 streets of this state [to co-operate with the United States
25 department of transportation, as required by section 17,
26 public law 90-495, and for no other purpose], the following
27 words and phrases relating to roads and streets shall have
28 the following meanings:

29 Sec. 3. Section three hundred six point one (306.1), sub-
30 section two (2), Code 1973, is amended by striking paragraphs
31 f, g, h, i, and j, and inserting in lieu thereof the follow-
32 ing:

- 33 f. The area service system shall include those public
34 roads outside of municipalities not otherwise classified.
- 35 g. The municipal arterial system shall consist of those

1 fications which connect principal traffic generating areas
2 or connect such areas with other systems. The municipal
3 arterial system shall not exceed fifteen percent of the en-
4 tire street mileage under the jurisdiction of a municipality,
5 except that municipalities under two thousand population may
6 exceed such limitation.

7 h. The municipal collector system shall consist of those
8 streets within municipalities that collect traffic from the
9 municipal service system and connect to other systems. The
10 municipal collector system shall not exceed twenty percent
11 of the entire street mileage under jurisdiction of the muni-
12 cipality, except that municipalities under two thousand
13 population may exceed such limitation.

14 i. The municipal service system shall consist of those
15 streets and commercial alleys with municipalities which
16 serve primarily as access to commercial and residential prop-
17 erty and shall also include streets within municipal parks.

18 j. The municipal residential alley system shall consist
19 of those alleys which serve primarily as secondary access
20 to residential property.

21 k. The state park, state institution, and other state
22 land road system shall consist of those roads and streets
23 wholly within the boundaries of state lands operated as parks,
24 institutions, or other state governmental agencies.

25 l. The county conservation parkway system shall consist
26 of those parkways located wholly within the boundaries of
27 county lands operated as parks, forests, or other public
28 access areas.

29 Sec. 4. Section three hundred six point three (306.3),
30 Code 1973, is amended by striking the section and inserting
31 in lieu thereof the following:

32 306.3 DEFINITION OF TERMS. As used in this chapter or
33 in any chapter of the Code relating to highways:

34 1. "Road" or "street" means the entire width between
35 property lines through private property or designated width

36 streets within municipalities not included in other classi-

1 collector, municipal service and municipal alleys under sec-
2 tion three hundred six point one (306.1) of the Code.

3 8. "State park roads" means those roads and streets clas-
4 sified as state park roads under section three hundred six
5 point one (306.1) of the Code.

6 9. "Institutional roads" means those roads and streets
7 classified as institutional roads under section three hun-
8 dred six point one (306.1) of the Code.

9 10. "Other state land roads" means those roads and streets
10 classified as other state land roads under section three
11 hundred six point one (306.1) of the Code.

12 11. "County conservation parkways" or "county conserva-
13 tion parkway system" means those parkways classified as **county**
14 conservation parkways under section three hundred six point
15 one (306.1) of the Code.

16 Sec. 5. Section three hundred six point four (306.4),
17 Code 1973, is amended by striking the section and insert-
18 ing in lieu thereof the following:

19 306.4 JURISDICTION OF SYSTEMS. The jurisdiction and **con-**
20 trol over the roads and streets of the state are vested as
21 follows:

22 1. Jurisdiction and control over the primary roads shall
23 be vested in the state highway commission.

24 2. Jurisdiction and control over the secondary roads shall
25 be vested in the county board of supervisors of the respec-
26 tive counties.

27 3. Jurisdiction and control over the municipal street
28 system shall be vested in the governing bodies of each muni-
29 cipality; except that the state highway commission and the
30 municipal governing body shall exercise concurrent jurisdic-
31 tion over the municipal extensions of primary roads in all
32 municipalities.

1 through public property of every way or place of whatever
2 nature when any part of such way or place is open to the use
3 of the public, as a matter of right, for purposes of vehicu-
4 lar traffic.

5 2. "Primary roads" or "primary road system" means those
6 roads and streets, both inside and outside the boundaries
7 of municipalities, classified under section three hundred
8 six point one (306.1) of the Code as freeway-expressway,
9 arterial and arterial connector.

10 3. "Interstate roads" or "interstate road system" means
11 those roads and streets of the primary road system that are
12 designated by the secretary of the United States department
13 of transportation as the National System of Interstate and
14 Defense Highways in Iowa.

15 4. "Secondary roads" or "secondary road system" means
16 those roads, outside the boundaries of municipalities, clas-
17 sified as trunk, trunk collector and area service under sec-
18 tion three hundred six point one (306.1) of the Code.

19 5. "Farm-to-market roads" or "farm to market road system"
20 means those rural secondary roads classified as trunk and
21 trunk collector under section three hundred six point one
22 (306.1) of the Code.

23 6. "Local secondary roads" or "local secondary road sys-
24 tem" means those secondary roads which are classified as area
25 service under section three hundred six point one (306.1)
26 of the Code.

27 7. "Municipal street system" means those streets
28 within municipalities classified
29 as trunk, trunk collector, municipal arterial, municipal

1 5. Jurisdiction and control over parkways within county
2 parks and conservation areas shall be vested in the county
3 conservation boards within their respective counties; ex-
4 cept that:

5 a. The state highway commission and the county conser-
6 vation board shall have concurrent jurisdiction over an ex-
7 tension of a primary road which both enters and exits from
8 a county park or other county conservation area at separate
9 points. The state highway commission may expend moneys avail-
10 able for such roads in the same manner as the commission ex-
11 pends such funds on other roads over which the commission
12 exercises jurisdiction and control. The parties exercising
13 concurrent jurisdiction may enter into agreements with each
14 other as to the kind and type of construction, reconstruc-
15 tion, repair and maintenance and the division of costs thereof.
16 In the absence of such agreement, the jurisdiction and control
17 of such roads shall remain in the state highway commission.

18 b. The board of supervisors of any county and the county
19 conservation board shall have concurrent jurisdiction over
20 an extension of a secondary road which both enters and exits
21 from a county park or other county conservation area at
22 separate points. The board of supervisors of any county may
23 expend moneys available for such roads in the same manner
24 as the board expends such funds on other roads over which
25 the board exercises jurisdiction and control. The parties
26 exercising concurrent jurisdiction may enter into agreements
27 with each other as to the kind and type of construction,
28 reconstruction, repair and maintenance and the division of
29 costs thereof. In the absence of such agreement, the juris-
30 diction and control of such roads shall remain in the board
31 of supervisors of the county.

32 Sec. 6. Section three hundred six point five (306.5),
33 Code 1973, is amended by striking unnumbered paragraph one
34 (1) and inserting in lieu thereof the following:

35 The primary, trunk and trunk collector systems shall be

1 The parties exercising concurrent jurisdiction shall enter
2 into agreements with each other as to the kind and type of
3 construction, reconstruction, repair and maintenance and the
4 division of costs thereof.

5 4. Jurisdiction and control over the roads and streets
6 in any state park, state institution or other state land shall
7 be vested in the board, commission, or agency in control of
8 such park, institution, or other state land; except that:

9 a. The state highway commission and the controlling agency
10 shall have concurrent jurisdiction over any road which is
11 an extension of a primary road and which both enters and
12 exits from the state land at separate points. The state
13 highway commission may expend the moneys available for such
14 roads in the same manner as the commission expends such funds
15 on other roads over which the commission exercises jurisdic-
16 tion and control. The parties exercising concurrent jurisdic-
17 tion may enter into agreements with each other as to the
18 kind and type of construction, reconstruction, repair and
19 maintenance and the division of costs thereof. In the ab-
20 sence of such agreement the jurisdiction and control of such
21 road shall remain in the state highway commission.

22 b. The board of supervisors of any county and the con-
23 trolling state agency shall have concurrent jurisdiction over
24 any road which is an extension of a secondary road and which
25 both enters and exits from the state land at separate points.
26 The board of supervisors of any county may expend the moneys
27 available for such roads in the same manner as the board ex-
28 pends such funds on other roads over which the board exer-
29 cises jurisdiction and control. The parties exercising concur-
30 rent jurisdiction may enter into agreements with each other
31 as to the kind and type of construction, reconstruction,
32 repair and maintenance and the division of costs thereof.
33 In the absence of such agreement, the jurisdiction and con-
34 trol of such road shall remain in the board of supervisors
35 of the county.

1 continuous interconnected systems and provisions shall be
2 made for the continuity of such systems by the designation
3 of extension within municipalities, state parks, state institu-
4 tions, other state lands and county parks and conservation
5 areas. The mileage of such extensions of these systems shall
6 be included in the total mileage of a particular primary,
7 trunk or trunk collector system and shall also be listed
8 separately as an extension of such road system.

9 Sec. 7. Section three hundred six point six (306.6), Code
10 1973, is amended to read as follows:

11 306.6 FUNCTIONAL CLASSIFICATION BOARD.

12 1. A functional classification board shall be appointed
13 for each county and shall operate under procedural rules and
14 regulations promulgated by the state highway commission un-
15 der the provisions of chapter 17A. Said board shall consist
16 of three members to be appointed as follows: The state high-
17 way commission shall appoint one member from the staff of
18 the state highway commission, the county board of supervisors
19 shall appoint one member which shall be either the county
20 engineer or one of its own members, and the third member shall
21 be a municipal official from within the county who shall be
22 appointed by a majority of the mayors of the cities and towns
23 of the county. The mayors shall meet at the call of the
24 chairman of the county board of supervisors who shall act
25 as chairman of the meeting without vote. In the event the
26 mayors cannot agree to and appoint this member within thirty
27 days after the call of the meeting by the chairman, the two
28 members previously appointed shall select the third member.
29 The board shall not serve without additional compensation and
30 shall:

31 [1] a. Classify each segment of each rural public road and
32 each municipal street in the county in accordance with the
33 classifications found in section 306.1.

34 [2] b. Establish continuity between the systems within the
35 county and with the systems of adjacent counties.

1 [3] c. File copy of the proposed road classification in
2 the office of county engineer for public information and hold
3 a public hearing before final approval of any road classifi-
4 cation action. Notice of the date, the time, and the place
5 of such hearing, and the filing of such proposed road clas-
6 sification for public information shall be published in an
7 official newspaper in general circulation throughout the
8 affected area at least twenty days prior to the established
9 date of the hearing.

10 [4] d. Report the selected classification to the state
11 highway commission. The state highway commission shall re-
12 view the reports of the county classification boards and may:

13 [a.] (1) Alter the classification of roads coinciding with
14 or crossing county lines to provide continuity of the various
15 county systems.

16 [b. Reduce mileage of road classified in the trunk sys-
17 tem or trunk collector system to assure equitable distribu-
18 tion among the counties of the total mileage of such systems.]

19 (2) *Adjust the mileage of roads classified in the trunk*
20 *and trunk collector systems to assure equitable distribution*
21 *among the counties of the total mileage of such systems.*

22 (3) *Any action authorized under subparagraphs one (1)*
23 *and two (2) of paragraph d of this section shall not be taken*
24 *by the state highway commission until the proposed action*
25 *has been thoroughly discussed with the affected county*
26 *classification boards and their comments heard.*

27 2. *There is created a state functional classification*
28 *review board which shall consist of one state senator ap-*
29 *pointed by the president of the senate, one state represen-*
30 *tative appointed by the speaker of the house of representa-*
31 *tives, one supervisor appointed by the Iowa state associa-*
32 *tion of county supervisors, one engineer appointed by the*
33 *Iowa county engineers' association, two persons appointed*
34 *by the league of Iowa municipalities, one of which shall be*
35 *a licensed professional engineer, and two persons appointed*

1 *by the state highway commission, one of which shall be a com-*
2 *missioner and the other a staff member. The board shall*
3 *select a permanent chairman from among its members by ma-*
4 *jority vote of the total membership. The chairman and all*
5 *members of the board shall serve without additional compen-*
6 *sation.*

7 *It shall be the responsibility of the state functional*
8 *classification review board to hear any and all appeals from*
9 *classification boards or board members, relative to disputes*
10 *arising out of the functional classification of any segment*
11 *of highway or street. The state functional classification*
12 *review board shall have the authority and the responsibility*
13 *to make final administrative determinations based on sound*
14 *functional classification principles for all disputes rela-*
15 *tive to functional classification. The review board shall*
16 *also serve, when requested jointly by state and local juris-*
17 *dictions, as an advisory committee for review and adjustment*
18 *of construction and maintenance guidelines used in updating*
19 *road and street needs studies.*

20 **Sec. 8. Section three hundred thirteen point two**
21 **(313.2), Code 1973, is amended by striking unnumbered**
22 **paragraphs one (1) and two (2) and inserting in lieu there-**
23 **of the following:**

24 **The roads and streets of the state are, for the**
25 **purpose of this chapter, assigned to the functional**
26 **classification systems established under chapter three**
27 **hundred six (306) of the Code.**

28 **Sec. 9. Sections three hundred six point two**
29 **(306.2) and three hundred six point nine (306.9), Code**
30 **1973, are repealed.**

31 **Sec. 10. This Act shall become effective on July 1, 1975;**
32 **except that no transfer of jurisdiction and control of**
33 **any road or street as required by this Act shall be**
34 **effective until the enactment of legislation which allo-**
35 **cates the road use tax fund in a manner different from**

36 the law existing on January 1, 1974, and in a manner
37 which compensates state, county and municipal jurisdictions
38 for additional highway, road or street needs acquired by
39 such transfer as determined by the state highway commission.

40 Notwithstanding the foregoing provision of this section,
41 transfers of jurisdiction and control of roads and streets
42 may take place if agreements are entered into by the
43 jurisdictional divisions of government involved in the
44 transfer of such roads and streets.

45 EXPLANATION

46 The purpose of this bill is to implement the functional
47 classification of the public roads and streets in Iowa.
48 Functional classification is defined as the grouping of roads
49 and streets into systems according to the character of ser-
50 vice which each road or street is expected to provide. This
51 systemization of roads and streets provides a means for de-
52 termining and assigning jurisdiction over each class to the
53 governmental authority having primary interest in each type
54 of service.

55 The Second Session of the Sixty-third General Assembly,
56 through the passage of House Files 394 and 1103, provided
57 for the functional classification of all public roads and
58 streets in the state for study purposes only. This action
59 provided the methodology for establishing the functional

- 1 classification of each street and road and providing for
- 2 necessary revisions to reflect future changes of function.
- 3 The next step, which this bill provides, is to officially
- 4 recognize and implement these classification systems.
- 5 The effective date of this Act shall be July 1, 1975.