

Use Approp. 4/12, Pass per 5/12

FILED MAR 25 1976

SENATE FILE 1276

By COMMITTEE ON APPROPRIATIONS

Passed Senate, Date 4-6-76 (1186) Passed House, Date 5-12-76 (2669)

Vote: Ayes 41 Nays 3 Vote: Ayes 65 Nays 17

Approved 6-23-76

Repassed Senate per House amendment
5-18-76 (p. 2033)

Repassed House per Senate amendment as amended
5-28-76 (p. 3335)

40-5

72-16

A BILL FOR

Motion to reconsider filed (2033) ^{Bill out of order 5/28 (2445)}

1 An Act making appropriations to certain funds for providing
2 assistance to local governing bodies including the municipal
3 assistance fund and county government assistance fund
4 created by this Act.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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Repassed House per Senate amendment
5-29-76 (p. 3390)
75-0

1 Section 1. NEW SECTION. FUND CREATED. There is created
2 a "county government assistance fund" in the office of the
3 treasurer of state. Funds appropriated to such fund and dis-
4 tributed pursuant to section two (2) of this Act shall be
5 used, insofar as practicable, for projects and programs
6 developed and maintained for citizens of the county residing
7 outside the incorporated areas of any city in the county.

8 Sec. 2. NEW SECTION. DISTRIBUTION OF FUNDS. On or before
9 December fifteenth of each fiscal year the state comptroller
10 shall distribute the funds in the county government assistance
11 fund to each county in the state in the proportion that the
12 population residing in the unincorporated area of each county
13 is to the total population residing in the unincorporated
14 areas of all of the counties.

15 For purposes of this section "population" shall be based
16 on the most recent federal census.

17 Sec. 3. There is appropriated from the general fund of
18 the state to the county government assistance fund, estab-
19 lished pursuant to section one (1) of this Act, for the fiscal
20 year beginning July 1, 1976 and ending June 30, 1977, the
21 sum of five million (5,000,000) dollars, or so much thereof
22 as may be necessary, to be used for state assistance to
23 counties, with distribution in accordance with section two
24 (2) of this Act.

25 Sec. 4. There is appropriated from the general fund of
26 the state to the municipal assistance fund, established in
27 section four hundred five point one (405.1) of the Code, for
28 the fiscal year beginning July 1, 1976 and ending June 30,
29 1977, the sum of fifteen million (15,000,000) dollars, or
30 so much thereof as may be necessary, to be used for state
31 assistance to municipalities, with distribution in accordance
32 with section four hundred five point one (405.1) of the Code.

33 EXPLANATION

34 This bill creates and appropriates \$5,000,000 to the county
35 government assistance fund. Moneys in the county government

1 assistance fund are distributed to the counties on a
2 proportional basis to be used for projects and programs
3 developed and maintained for citizens of the county residing
4 outside the incorporated areas of any city in the county.

5 This bill also appropriates \$15,000,000 to the municipal
6 assistance fund for distribution to cities pursuant to section
7 405.1 of the Code.

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HOUSE AMENDMENT TO SENATE AMENDMENT TO
HOUSE AMENDMENT TO SENATE FILE 1276

S-6006

Amend Senate amendment H-6920, to House amendment
S-5796, to Senate File 1276, as follows:

1. Page 1, by inserting after line 2 the following:
"_____. Page 1, by striking lines 2 through 7 and
inserting in lieu thereof the following:

"1. Page 1, line 21, by striking the words "five
million (5,000,000)" and inserting in lieu thereof
the words "three million eight hundred seventy-five
thousand (3,875,000)".

2. Page 1, line 29, by striking the words "fif-
teen million (15,000,000)" and inserting in lieu
thereof the words "eleven million eight hundred
seventy-five thousand (11,875,000)"."

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

"3. Page 1, by inserting after line 32 the fol-
lowing:

"Sec. 5. Chapter twenty-eight H (28H), Code 1975,
is amended by adding sections six (6) through eight
(8) of this Act.

Sec. 6. NEW SECTION. The purpose of this Act
is to encourage self-help development in local
communities, to encourage local decisions on the
development needs of the community and to encourage
local citizens to participate in decisions on
development needs and their implementation. This
Act may be cited as the "Iowa Rural Community
Development Act".

Sec. 7. NEW SECTION.

1. A city of less than twenty-five hundred
population by the last available federal census may
apply to the commission for a grant for a community
development project. The project must be a non-
reoccurring expense. The application shall be
sponsored by the city government or by an organization
approved by the city government representing a broad
cross-section of the community.

2. The sponsor shall design and implement a survey
to discover community needs and resources. The sponsor
shall then hold a public hearing to discuss and
determine the priority of needs, the available
resources, and the most appropriate project for the
grant application.

3. The commission shall provide simple and direct
forms for applications for the grants. The
applications shall include the following:

a. A description of the process followed in
accordance with subsection two (2) of this section.

b. A description of the project and the plans

for the completion of the project.

1 c. A statement as to why the particular project
2 was selected from among the other community needs.

3 d. A statement as to the effect of the project
4 upon the community.

5 e. A statement of the other resources available
6 for the project.

7 f. The approval of the project by the city
8 government.

9 Sec. 8. NEW SECTION. The commission shall allocate
10 the funds to the applicants based on the extent to
11 which the community is involved in the project, whether
12 the project will affect a significant number of people
13 in the community, and whether the project is likely
14 to encourage further community development activities.
15 The commission shall attempt, after consideration
16 of the prior criteria, to achieve a fair geographic
17 distribution of the grants.
18

19 A grant shall not exceed five thousand dollars
20 nor shall it exceed forty percent of the total cost
21 of the project. A grant shall not be approved by
22 the commission unless the grant and the other available
23 resources equal the total cost of the project. The
24 other available resources may include private dona-
25 tions of money, goods or services which shall be
26 included in the computation of the cost of the project,
27 but shall not include any funds received from the
28 federal government.

29 Sec. 9. Section twenty-eight H point one (28H.1),
30 Code 1975, is amended by striking the section and
31 inserting in lieu thereof the following:

32 28H.1 There is established an Iowa rural community
33 development commission composed of the following:

34 1. Seven citizens of the state appointed by the
35 governor with the approval of two-thirds of the members
36 of the senate for terms of six years.

37 2. The director of the division of municipal
38 affairs of the office for planning and programming.

39 3. The director of the community betterment
40 division of the Iowa development commission.

41 4. The superintendent of grants-in-aid of the
42 Iowa state conservation commission.

43 5. The dean and director of the Iowa state
44 university cooperative extension service.

45 Not more than six members of the commission shall
46 be of the same political party. Vacancies shall be
47 filled in the same manner in which the original
48 appointments are made.

49 Sec. 10. In making the initial appointments of
50 the members of the commission listed in section twenty-

1 eight H point one (28H.1), subsection one (1) of the
2 Code, the governor shall appoint two members to terms
3 of two years, two members to terms of four years,
4 and three members to terms of six years.

5 Sec. 11. NEW SECTION. COMMISSION TERMINATION.
6 The commission is abolished effective June 30, 1979.
7 The second session of the Sixty-seventh General
8 Assembly meeting in the year 1978 shall review the
9 activities and performance of the commission and
10 shall not later than July 1, 1978 make a determination
11 concerning the status and duties of the commission."

12 Sec. 12. Section twenty-eight H point two (28H.2)
13 and section twenty-eight H point three (28H.3),
14 subsections two (2) and three (3), Code 1975, are
15 repealed.

16 Sec. 13. Sections nine (9), ten (10), and eleven
17 (11) of this Act shall be effective on July 1, 1977.

18 Sec. 14. There is appropriated from the general
19 fund of the state to the Iowa American revolution
20 bicentennial commission for the fiscal year beginning
21 July 1, 1976 and ending June 30, 1977, the sum of
22 two hundred fifty thousand (250,000) dollars or so
23 much thereof as may be necessary to be used for
24 community development projects approved by the Iowa
25 American revolution bicentennial commission in
26 accordance with sections six (6), seven (7) and eight
27 (8) of this Act. The commission may use not more
28 than ten percent of the funds appropriated by this
29 section for the costs of administering the grants
30 for the community development projects."

31 3. Amend the title, line 1, by inserting after
32 the word "to" the words "the Iowa American revolu-
33 tion bicentennial commission and". ""
34

S-6006 FILED

MAY 29, 1976

RECEIVED FROM THE HOUSE

*Senate refused to concur 5/29 (2526)
House passed 5/29/76 (p. 3390)*

SENATE FILE 1276

S-5809

1 Amend the House amendment, S-5796, to Senate
2 File 1276 as follows:

3 1. Page 1, by striking lines 8 through 28.

S-5809 FILED & ADOPTED (2033)

MAY 18, 1976

BY LOWELL L. JUNKINS

HOUSE AMENDMENT TO SENATE FILE 1276.

S-5796

1 Amend Senate File 1276 as follows:

2 1. Page 1, line 21, by striking the words "five
3 million (5,000,000)" and inserting in lieu thereof
4 the words "four million (4,000,000)".

5 2. Page 1, line 29, by striking the words
6 "fifteen million (15,000,000)" and inserting in lieu
7 thereof the words "twelve million (12,000,000)".

8 3. Page 1, by inserting after line 32 the follow-
9 ing:

10 "Sec. 5. There is appropriated from the general
11 fund of the state for the fiscal period beginning
12 July 1, 1976 to the department of transportation the
13 following amounts to be used in the manner designated.

14 1. For public transit purpose to
15 implement a state assistance plan.....\$ 2,000,000

16 2. For railroad assistance in-
17 cluding but not limited to branch-
18 line improvement, terminal car
19 control analysis, rail inspections,
20 and special hearings.....\$ 3,000,000

21 Sec. 6. There is appropriated from the general
22 fund of the state for the fiscal period beginning
23 July 1, 1976 the sum of twelve million (12,000,000)
24 dollars, or so much thereof as is necessary, to be
25 deposited in the road use tax fund."

26 4. Title page, line 4, by inserting after the word
27 "Act" the words "and making additional funds available
28 to the department of transportation".

S-5796 FILED
MAY 13, 1976

RECEIVED FROM THE HOUSE
Senate amended and Concurred 5/18 (2033)

1. Amend Senate amendment H-6920, to House amendment
2 S-5796, to Senate File 1276, as follows:

3 1. Page 1, by inserting after line 2 the following:
4 "_____. Page 1, by striking lines 2 through 7 and
5 inserting in lieu thereof the following:

6 "1. Page 1, line 21, by striking the words "five
7 million (5,000,000)" and inserting in lieu thereof
8 the words "three million eight hundred seventy-five
9 thousand (3,875,000)".

10 2. Page 1, line 29, by striking the words "fif-
11 teen million (15,000,000)" and inserting in lieu
12 thereof the words "eleven million eight hundred
13 seventy-five thousand (11,875,000)"."

14 2. Page 1, by inserting after line 3 the following:
15 "_____. Page 1, by inserting after line 28 the
16 following:

17 "3. Page 1, by inserting after line 32 the fol-
18 lowing:

19 "Sec. 5. Chapter twenty-eight H (28H), Code 1975,
20 is amended by adding sections six (6) through eight
21 (8) of this Act.

22 Sec. 6. NEW SECTION. The purpose of this Act
23 is to encourage self-help development in local
24 communities, to encourage local decisions on the
25 development needs of the community and to encourage
26 local citizens to participate in decisions on
27 development needs and their implementation. This
28 Act may be cited as the "Iowa Rural Community
29 Development Act".

30 Sec. 7. NEW SECTION.

31 1. A city of less than twenty-five hundred
32 population by the last available federal census may
33 apply to the commission for a grant for a community
34 development project. The project must be a non-
35 reoccurring expense. The application shall be
36 sponsored by the city government or by an organization
37 approved by the city government representing a broad
38 cross-section of the community.

39 2. The sponsor shall design and implement a survey
40 to discover community needs and resources. The sponsor
41 shall then hold a public hearing to discuss and
42 determine the priority of needs, the available
43 resources, and the most appropriate project for the
44 grant application.

45 3. The commission shall provide simple and direct
46 forms for applications for the grants. The
47 applications shall include the following:

48 a. A description of the process followed in
49 accordance with subsection two (2) of this section.

50 b. A description of the project and the plans

1 for the completion of the project.

2 c. A statement as to why the particular project
3 was selected from among the other community needs.

4 d. A statement as to the effect of the project
5 upon the community.

6 e. A statement of the other resources available
7 for the project.

8 f. The approval of the project by the city
9 government.

10 Sec. 8. NEW SECTION. The commission shall allocate
11 the funds to the applicants based on the extent to
12 which the community is involved in the project, whether
13 the project will affect a significant number of people
14 in the community, and whether the project is likely
15 to encourage further community development activities.
16 The commission shall attempt, after consideration
17 of the prior criteria, to achieve a fair geographic
18 distribution of the grants.

19 A grant shall not exceed five thousand dollars
20 nor shall it exceed forty percent of the total cost
21 of the project. A grant shall not be approved by
22 the commission unless the grant and the other available
23 resources equal the total cost of the project. The
24 other available resources may include private dona-
25 tions of money, goods or services which shall be
26 included in the computation of the cost of the project,
27 but shall not include any funds received from the
28 federal government.

29 Sec. 9. Section twenty-eight H point one (28H.1),
30 Code 1975, is amended by striking the section and
31 inserting in lieu thereof the following:

32 28H.1 There is established an Iowa rural community
33 development commission composed of the following:

34 1. Seven citizens of the state appointed by the
35 governor with the approval of two-thirds of the members
36 of the senate for terms of six years.

37 2. The director of the division of municipal
38 affairs of the office for planning and programming.

39 3. The director of the community betterment
40 division of the Iowa development commission.

41 4. The superintendent of grants-in-aid of the
42 Iowa state conservation commission.

43 5. The dean and director of the Iowa state
44 university cooperative extension service.

45 Not more than six members of the commission shall
46 be of the same political party. Vacancies shall be
47 filled in the same manner in which the original
48 appointments are made.

49 Sec. 10. In making the initial appointments of
50 the members of the commission listed in section twenty-

1 eight H point one (28H.1), subsection one (1) of the
2 Code, the governor shall appoint two members to terms
3 of two years, two members to terms of four years,
4 and three members to terms of six years.

5 Sec. 11. Section twenty-eight H point two (28H.2)
6 and section twenty-eight H point three (28H.3),
7 subsections two (2) and three (3), Code 1975, are
8 repealed.

9 Sec. 12. Sections nine (9), ten (10), and eleven
10 (11) of this Act shall be effective on July 1, 1977.

11 Sec. 13. There is appropriated from the general
12 fund of the state to the Iowa American revolution
13 bicentennial commission for the fiscal year beginning
14 July 1, 1976 and ending June 30, 1977, the sum of
15 two hundred fifty thousand (250,000) dollars or so
16 much thereof as may be necessary to be used for
17 community development projects approved by the Iowa
18 American revolution bicentennial commission in
19 accordance with sections six (6), seven (7) and eight
20 (8) of this Act. The commission may use not more
21 than ten percent of the funds appropriated by this
22 section for the costs of administering the grants
23 for the community development projects."

24 3. Amend the title, line 1, by inserting after
25 the word "to" the words "the Iowa American revolu-
26 tion bicentennial commission and". ""

H-6921 FILED BY
MAY 28, 1976

- SVOBODA of Iowa
- ANDERSON of Jasper
- KRAUSE of Palo Alto
- HUTCHINS of Guthrie
- MIDDLETON of Black Hawk
- SCHEELHAASE of Woodbury
- SMALL of Johnson
- DRAKE of Muscatine
- NORLAND of Worth
- HENNESSEY of Delaware
- SPRADLING of Sioux
- DAGGETT of Adams
- MILLER of Buchanan
- EVANS of Grundy
- JORDAN of Linn
- MIDDLESWART of Warren
- HIGGINS of Scott
- LONERGAN of Boone
- GILLOON of Dubuque
- RINAS of Linn
- WYCKOFF of Benton
- SPENCER of Clay
- O'HALLORAN of Black Hawk

- CUSACK of Scott
- PATCHETT of Johnson
- WELLS of Linn
- DIELEMAN of Marion
- STROMER of Hancock
- HARGRAVE of Johnson
- LINDEEN of Henry
- BINNEBOESE of Plymouth
- HARVEY of Scott
- HANSEN of O'Brien

*Adopted as
amended by 6922
5/28/76 (3334)*

SENATE FILE 1276

H-6922

1 Amend amendment H-6921, to Senate amendment H-6920
2 to House amendment S-5796, to Senate File 1276, as
3 follows:
4 1. Page 3, by inserting after line 4 the
5 following:
6 "Sec. _____ . NEW SECTION. COMMISSION TERMINATION.
7 The commission is abolished effective June 30, 1979.
8 The second session of the Sixty-seventh General
9 Assembly meeting in the year 1978 shall review the
10 activities and performance of the commission and
11 shall not later than July 1, 1978 make a determination
12 concerning the status and duties of the commission."

H-6922 FILED - *Adopted 5/28 (3333)* BY DYRLAND of Clayton
MAY 28, 1976

SENATE AMENDMENT TO HOUSE AMENDMENT
TO SENATE FILE 1276

H-6920

1 Amend the House amendment, S-5796, to Senate
2 File 1276 as follows:
3 1. Page 1, by striking lines 8 through 28.

H-6920 FILED
RECEIVED FROM SENATE
MAY 28, 1976

H-6631

1 Amend amendment H-6614, to Senate File 1276,
2 as follows:
3 1. Page 1, by striking lines 16 through 19, ^a
4 the words "and special hearings" from line 20, and
5 inserting in lieu thereof the following:
6 "2. For deposit in the railroad assistance
7 fund to be used exclusively for branch line
8 restoration, conservation and improvement".
9 2. Page 1, line 20, by striking the figures ^B
10 "\$3,000,000" and inserting in lieu thereof the
11 figures "\$1,500,000".

H-6631 FILED - *Last 5/12 (2665)* BY AVENSON of Fayette
MAY 12, 1976

H-6636

1 Amend amendment H-6614 to Senate File 1276
2 as follows:
3 1. By striking all of line 28 and inserting
4 in lieu thereof the following words: "to the depart-
5 ment of transportation for public transit, rail-
6 road assistance, and the road use tax fund".

H-6636 FILED - *Last 5/12 (2669)* BY SCHROEDER of Pottawattamie
MAY 12, 1976

SENATE FILE 1276

H-6614

- 1 Amend Senate File 1276 as follows:
- 2 1. Page 1, line 21, by striking the words "five a
- 3 million (5,000,000)" and inserting in lieu thereof
- 4 the words "four million (4,000,000)".
- 5 2. Page 1, line 29, by striking the words b
- 6 "fifteen million (15,000,000)" and inserting in lieu
- 7 thereof the words "twelve million (12,000,000)".
- 8 3. Page 1, by inserting after line 32 the follow- a
- 9 ing:
- 10 "Sec. 5. There is appropriated from the general
- 11 fund of the state for the fiscal period beginning
- 12 July 1, 1976 to the department of transportation the
- 13 following amounts to be used in the manner designated.
- 14 1. For public transit purposes to
- 15 implement a state assistance plan..... \$ 2,000,000
- 16 2. For railroad assistance in-
- 17 cluding but not limited to branch-
- 18 line improvement, terminal car
- 19 control analysis, rail inspections,
- 20 and special hearings..... \$ 3,000,000
- 21 Sec. 6. There is appropriated from the general
- 22 fund of the state for the fiscal period beginning
- 23 July 1, 1976 the sum of twelve million (12,000,000)
- 24 dollars, or so much thereof as is necessary, to be
- 25 deposited in the road use tax fund."
- 26 4. Title page, line 4, by inserting after the word
- 27 "Act" the words "and making additional funds available
- 28 to the department of transportation".

H-6614 FILED - *Referred to* *General Rules* BY COMMITTEE ON APPROPRIATIONS
MAY 12, 1976 *Adopted 5/12* DUNTON of Keokuk, Chair
(2668, 2669)

H-6622

- 1 Amend Amendment H-6614 to Senate File 1276 as
- 2 follows:
- 3 1. By striking lines 2 through 4. a
- 4 2. Line 7 by striking the words "twelve mil- b
- 5 lion (12,000,000)" and inserting in lieu thereof
- 6 the words "thirteen million (13,000,000)".
- 7 3. By striking lines 14 and 15. c

H-6622 FILED - *Lost 5/12 (2663-64)* BY WELDEN of Hardin
MAY 12, 1976 MILLEN of Van Buren
VARLEY of Adair

H-6642

1 Amend H-6614 to Senate File 1276 as follows:
2 1. Page 1, line 23, by striking "twelve million
3 (12,000,000)" and inserting in lieu thereof the
4 words "fourteen million three hundred thousand
5 (14,300,000)".

H-6642 FILED - *Lost 5/12 (2667)* BY WULFF of Black Hawk
MAY 12, 1976 BRANSTAD of Winnebago
BENNETT of Ida
DRAKE of Muscatine
HALVORSON of Clayton

SENATE FILE 1276

H-6646

1 Amend the Dunton amendment, H-6614, to Senate
2 File 1276, as passed by the Senate, as follows:
3 1. On line 25, after the word "fund." by
4 inserting the following: "Any funds disbursed
5 under this section shall be distributed in
6 accordance with the manner in which they were
7 distributed on January 1, 1976."

H-6646 FILED - *Lost 5/12 (2667)* BY STROMER of Hancock
MAY 12, 1976 KRAUSE of Palo Alto

SENATE FILE 1276

AN ACT

MAKING APPROPRIATIONS TO CERTAIN FUNDS FOR PROVIDING ASSISTANCE TO LOCAL GOVERNING BODIES INCLUDING THE MUNICIPAL ASSISTANCE FUND AND COUNTY GOVERNMENT ASSISTANCE FUND CREATED BY THIS ACT.

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

Section 1. NEW SECTION. FUND CREATED. There is created a "county government assistance fund" in the office of the treasurer of state. Funds appropriated to such fund and distributed pursuant to section two (2) of this Act shall be used, insofar as practicable, for projects and programs developed and maintained for citizens of the county residing outside the incorporated areas of any city in the county.

Sec. 2. NEW SECTION. DISTRIBUTION OF FUNDS. On or before December fifteenth of each fiscal year the state comptroller shall distribute the funds in the county government assistance fund to each county in the state in the proportion that the population residing in the unincorporated area of each county is to the total population residing in the unincorporated areas of all of the counties.

For purposes of this section "population" shall be based on the most recent federal census.

Sec. 3. There is appropriated from the general fund of the state to the county government assistance fund, established pursuant to section one (1) of this Act, for the fiscal year beginning July 1, 1976 and ending June 30, 1977, the sum of four million (4,000,000) dollars, or so much thereof as may be necessary, to be used for state assistance to counties, with distribution in accordance with section two (2) of this Act.

Sec. 4. There is appropriated from the general fund of the state to the municipal assistance fund, established in section four hundred five point one (405.1) of the Code, for

the fiscal year beginning July 1, 1976 and ending June 30, 1977, the sum of twelve million (12,000,000) dollars, or so much thereof as may be necessary, to be used for state assistance to municipalities, with distribution in accordance with section four hundred five point one (405.1) of the Code.

ARTHUR A. NEU
President of the Senate

DALE M. COCHRAN
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 1276, Sixty-sixth General Assembly.

STEVEN C. CROSS
Secretary of the Senate

Approved June 23, 1976

ROBERT D. RAY
Governor