

Reprinted 2/10/80

FILED FEB 28 1980

SENATE FILE 2273

By COMMITTEE ON APPROPRIATIONS

(FORMERLY SENATE STUDY BILL 2210)

*approved 2/26 (p. 633)*

Passed Senate, Date 3-6-80 (p. 729) Passed House, Date \_\_\_\_\_

Vote: Ayes 42 Nays 0 Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to appropriations by amending the Acts of  
 2 the Sixty-eighth General Assembly, 1979 Session, chapters  
 3 four (4) and fourteen (14), to increase the appropriations  
 4 for the board of engineering examiners, Iowa beer and  
 5 liquor control department, comptroller's office, department  
 6 of revenue, secretary of state and the administration of  
 7 the Iowa public employees' retirement system fund, by in-  
 8 creasing the full-time equivalent positions for the board  
 9 of engineering examiners and department of job service,  
 10 by eliminating the need for additional appropriations for  
 11 the Iowa beer and liquor control department by repealing  
 12 the law requiring a deposit on liquor bottles and by  
 13 providing that unobligated funds remaining from the  
 14 appropriation to the comptroller's office for data  
 15 processing shall not revert at the end of the 1979-1980  
 16 fiscal year.

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

18

SENATE FILE 2273

S-5290

1 Amend Senate File 2273 as follows:

2 1. Title page, line 5, by striking the words  
3 "comptroller's office,".

4 2. Title page, by striking lines 10 through 12,  
5 and inserting in lieu thereof the words "and by".

S-5290 FILED & ADOPTED (p. 728)  
MARCH 6, 1980

BY JOHN S. MURRAY

2273

1 Section 1. Acts of the Sixty-eighth General Assembly,  
2 1979 Session, chapter four (4), section one (1), subsection  
3 five (5), is amended to read as follows:

4 5. STATE BOARD OF  
5 ENGINEERING EXAMINERS

6 For salaries and wages  
7 for not more than two  
8 point fifty full-time  
9 equivalent positions and  
10 for support, maintenance,  
11 and other operational

12 purposes..... \$ 88,044 \$ ~~92,771~~  
13 96,771

14 It is the intent of the general assembly that the per diem  
15 and travel expenses of the members of the state board of en-  
16 gineering examiners be reduced to an amount not more than  
17 eighteen thousand eight hundred sixty-six (18,866) dollars  
18 for the fiscal year 1979-1980 and to not more than twenty  
19 thousand seven hundred fifty-three (20,753) dollars for the  
20 fiscal year 1980-1981.

21 The department of general services shall provide for  
22 security for the offices of the board of engineering examiners.

23 Sec. 2. Acts of the Sixty-eighth General Assembly, 1979  
24 Session, chapter four (4), section two (2), subsections three  
25 (3), fourteen (14) and fifteen (15), are amended to read as  
26 follows:

27 3. IOWA BEER AND LI-  
28 QUOR CONTROL DEPARTMENT

29 For salaries and wages  
30 for not more than nine  
31 hundred five point four-  
32 teen full-time equiv-  
33 alent positions and for  
34 support, maintenance, and

35 other operational purposes..... \$14,746,842 \$~~14,860,474~~

1 14,997,974

2 It is the intent of the general assembly that one hundred  
3 thirty-seven thousand five hundred (137,500) dollars, or so  
4 much thereof as may be necessary, for the fiscal year beginning  
5 July 1, 1980 and ending June 30, 1981 be used for outside  
6 warehousing.

7 14. DEPARTMENT OF  
8 REVENUE

9 For salaries and wages  
10 for not more than six  
11 hundred seventy-eight  
12 point sixty-four full-  
13 time equivalent posi-  
14 tions and for support,  
15 maintenance, and other  
16 operational purposes..... \$12,228,072 ~~\$12,145,839~~  
17 12,345,839

18 It is the intent of the general assembly that two hun-  
19 dred thousand (200,000) dollars, or so much thereof as may  
20 be necessary, for the fiscal year beginning July 1, 1980 and  
21 ending June 30, 1981 be used for the capital assets pricing  
22 model program.

23 15. SECRETARY OF STATE

24 For salaries and wages  
25 for not more than forty-  
26 one point thirty-three  
27 full-time equivalent po-  
28 sitions and for support,  
29 maintenance, and other  
30 operational purposes..... \$ 698,444 \$ 679,248  
31 684,248

32 It is the intent of the general assembly that the secre-  
33 tary of state shall not lease space of facilities in the  
34 capitol complex to any private person without charging a fair  
35 and reasonable market price for such space or facilities as

1 determined by the director of the general services department.

2 Sec. 3. Acts of the Sixty-eighth General Assembly, 1979  
3 Session, chapter four (4), section two (2), subsection six  
4 (6), is amended by adding the following paragraph:

5 d. Implementation of  
6 Governor's Economy Com-  
7 mittee Recommendations.

8 This appropriation is  
9 to be allocated to de-  
10 partments and agencies  
11 of state government for  
12 the exclusive purpose  
13 of implementing the  
14 governor's economy com-  
15 mittee recommendations.  
16 The objectives of im-  
17 plementation are to in-  
18 crease the effective-  
19 ness and efficiency of  
20 state government and  
21 to maximize the rever-  
22 sion of appropriated  
23 funds to the state gen-  
24 eral fund.

25 The amounts reason-  
26 ably attributable to  
27 being saved by the  
28 various agencies as a  
29 result of this appro-  
30 priation shall be iden-  
31 tified and reverted to  
32 the general fund in  
33 time to be included in  
34 the balance of June  
35 30, 1981.

1 The comptroller  
 2 shall furnish a de-  
 3 tailed report of the  
 4 use and results of  
 5 this appropriation to  
 6 the general assembly  
 7 in January 1, 1982,  
 8 including the speci-  
 9 fic recommendations  
 10 of the governor's  
 11 economy committee  
 12 which were imple-  
 13 mented, the amounts  
 14 saved and reverted..... \$ \$ 1,000,000

15 Sec. 4. Acts of the Sixty-eighth General Assembly, 1979  
 16 Session, chapter four (4), section seven (7), is amended to  
 17 read as follows:

18 SEC. 7. There is appropriated from the Iowa public  
 19 employees' retirement system fund for each fiscal year of  
 20 the biennium beginning July 1, 1979 and ending June 30, 1981  
 21 to the Iowa department of job service, the following amounts,  
 22 or so much thereof as is necessary, to be used for the  
 23 following purposes:

|    |                    |                    |
|----|--------------------|--------------------|
| 24 | 1979-1980          | 1980-1981          |
| 25 | <u>Fiscal Year</u> | <u>Fiscal Year</u> |

26 For salaries and wages  
 27 for not more than ~~thirty-~~  
 28 ~~eight~~ forty point fifty  
 29 full-time equivalent po-  
 30 sitions and for support,  
 31 maintenance, and other  
 32 operational purposes to  
 33 pay the costs of admin-  
 34 istration of the Iowa  
 35 public employees' re-



1 ~~section-123-3, subsection-8, by holders of class "A", "B"~~  
 2 ~~and "C" liquor control licenses, a~~ A refund value of not less  
 3 than five cents shall be paid by the consumer on each beverage  
 4 container sold in this state by a dealer for consumption off  
 5 the premises. Upon return of the empty beverage container  
 6 upon which a refund value has been paid to the dealer or  
 7 person operating a redemption center and acceptance of the  
 8 empty beverage container by the dealer or person operating  
 9 a redemption center, the dealer or person operating a  
 10 redemption center shall return the amount of the refund value  
 11 to the consumer.

12 Sec. 8. Section four hundred fifty-five C point three  
 13 (455C.3), subsection two (2), Code 1979, as the section is  
 14 amended by Acts of the Sixty-eighth General Assembly, 1979  
 15 Session, chapter one hundred thirteen (113), section two (2),  
 16 is amended to read as follows:

17 2. A distributor shall accept and pick up from a dealer  
 18 served by the distributor or a redemption center for a dealer  
 19 served by the distributor any empty beverage container of  
 20 the kind, size and brand sold by the distributor, and shall  
 21 pay to the dealer or person operating a redemption center  
 22 the refund value of a beverage container and the reimbursement  
 23 as provided under section 455C.2. ~~This subsection shall not~~  
 24 ~~apply to a distributor selling alcoholic liquor to the Iowa~~  
 25 ~~beer and liquor control department.~~

26 Sec. 9. Section four hundred fifty-five C point five  
 27 (455C.5), subsections two (2) and three (3), Code 1979, as  
 28 amended by Acts of the Sixty-eighth General Assembly, 1979  
 29 Session, chapter one hundred thirteen (113), section three  
 30 (3), is amended to read as follows:

31 2. A person, except a distributor, shall not import into  
 32 this state ~~after July 17, 1979~~ a beverage container which does  
 33 not have securely affixed to the container the refund value  
 34 indication. The provisions of this subsection do not apply  
 35 if:



1 the 1980-81 fiscal year for the state board of engineering  
2 examiners, the Iowa beer and liquor control department, the  
3 department of revenue, secretary of state and the department  
4 of job service. The bill appropriates one million dollars  
5 for implementing selected recommendations of the 1979  
6 governor's economy committee which it is projected will result  
7 in a savings of five million dollars for governmental  
8 operations. The bill provides that the appropriation made  
9 to the comptroller in chapter 14 of the Session Laws for data  
10 processing will not revert at the end of the 1979-80 fiscal  
11 year. The bill also repeals the mandatory deposit on liquor  
12 bottles thus eliminating the need to increase the Iowa beer  
13 and liquor control department's appropriation even more.

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SENATE FILE 2273

S-5280

1 Amend Senate File 2273 as follows:  
2 1. Page 2, by striking lines 9 through 17.  
S-5280 FILED & LOST (p. 722) BY C. W. (BILL) HUTCHINS  
MARCH 6, 1980

SENATE FILE 2273

S-5281

1 Amend Senate File 2273 as follows:  
2 1. Page 2, line 6, by inserting after the word  
3 "warehousing." the words "It is the further intent  
4 of the general assembly that all state liquor stores  
5 maintain business hours no shorter than those under  
6 which they are currently operating."

S-5281 FILED & ADOPTED (p. 722) BY C. W. HUTCHINS  
MARCH 6, 1980 LOWELL L. JUNKINS

SENATE FILE 2273

S-5282

1 Amend Senate File 2273 by striking page 1, line 30,  
2 through page 2, line 1, and inserting in lieu thereof  
3 the words and figures "for not more than nine hundred  
4 thirty full-time equivalent  
5 positions and for support, maintenance, and other  
6 maintenance, and other  
7 operational purposes.....\$14,746,842 \$14,860,474

S-5282 FILED & ADOPTED (p. 722) BY JOHN S. MURRAY  
MARCH 6, 1980 STEPHEN BISENIUS 15,297,474

SENATE FILE 2273

S-5283

1 Amend Senate File 2273 as follows:  
2 1. Page 3, by inserting after line 1 the following  
3 new section:  
4 "Sec. \_\_\_\_ . Section four hundred fifty-five C point  
5 two (455C.2), subsection one (1), Code 1979, is amended  
6 to read as follows:  
7 1. Except purchases of alcoholic liquor as defined  
8 in section 123.3, subsection 8, by holders of Class "A",  
9 "B" and "C" liquor control licenses, a refund value of  
10 twenty-five cents on alcoholic liquor containers and  
11 a refund value of not less than five cents shall be  
12 paid by the consumer on each beverage container sold  
13 in this state by a dealer for consumption off the  
14 premises. Upon return of the empty beverage container  
15 upon which a refund value has been paid to the dealer  
16 or person operating a redemption center and acceptance  
17 of the empty beverage container by the dealer or person  
18 operating a redemption center, the dealer or person  
19 operating a redemption center shall return the amount  
20 of the refund value to the consumer."

S-5283 FILED & LOST (p. 723) BY JOHN W. JENSEN  
MARCH 6, 1980 ARNE WALDSTEIN

SENATE FILE 2273

S-5242

- 1 Amend Senate File 2273 as follows:  
 2 1. Page 5, by striking lines 23 through 35.  
 3 2. By striking page 6.  
 4 3. Page 7, by striking lines 1 through 23.

S-5242 FILED  
 MARCH 3, 1980  
*Adopted 3/6 (p. 721)*

BY LOWELL L. JUNKINS  
 EDGAR H. HOLDEN

SENATE FILE 2273

S-5243

- 1 Amend Senate File 2273 as follows:  
 2 1. Page 3, by striking lines 2 through 35.  
 3 2. Page 4, by striking lines 1 through 14.

S-5243 FILED *Adopted 3/6 (p. 725)*  
 MARCH 3, 1980

BY WILLIAM D. PALMER  
 ALVIN V. MILLER

SENATE FILE 2273

S-5255

- 1 Amend Senate File 2273 as follows:  
 2 1. Page 3, by inserting after line 1 the following:  
 3 "Sec. 3. There is appropriated from the general  
 4 fund of the state to the state commission of athletics  
 5 for the fiscal year beginning July 1, 1979 and ending  
 6 June 30, 1980 the sum of three thousand five hundred  
 7 fifty-six (3,556) dollars, or so much thereof as may  
 8 be necessary, for membership in boxing associations,  
 9 actual expenses, and mileage of meetings, office  
 10 expenses, and travel of the athletic commissioner's  
 11 advisory committee."  
 12 2. By renumbering the sections to conform with  
 13 this amendment.

S-5255 FILED *H/S 3/6 (p. 720)*  
 MARCH 4, 1980

BY FORREST V. SCHWENGELS  
 STEPHEN W. BISENIUS  
 JAMES BRILES  
 CHARLES MILLER

SENATE FILE 2273

S-5274

- 1 Amend Senate File 2273 as follows:  
 2 1. Page 3, by inserting after line 1 the following:  
 3 "Sec. 3. There is appropriated from the general  
 4 fund of the state to the state commission of athletics  
 5 for the fiscal year beginning July 1, 1980 and ending  
 6 June 30, 1981 the sum of three thousand five hundred  
 7 fifty-six (3,556) dollars, or so much thereof as may  
 8 be necessary, for membership in boxing associations,  
 9 actual expenses, and mileage of meetings, office  
 10 expenses, and travel of the athletic commissioner's  
 11 advisory committee."  
 12 2. By renumbering the sections to conform with  
 13 this amendment.

S-5274 FILED *H/S 3/6 (p. 720)*  
 MARCH 5, 1980

BY FORREST V. SCHWENGELS  
 STEPHEN W. BISENIUS

H. Appropriations 3/10  
Amend. for 5503: to Pass 3/13 (p. 923)

SENATE FILE 2273

By COMMITTEE ON APPROPRIATIONS

(AS AMENDED AND PASSED BY THE SENATE MARCH 6, 1980)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to appropriations by amending the Acts of  
 2 the Sixty-eighth General Assembly, 1979 Session, chapters  
 3 four (4) and fourteen (14), to increase the appropriations  
 4 for the board of engineering examiners, Iowa beer and  
 \* 5 liquor control department, department of revenue, secretary  
 6 of state and the administration of the Iowa public em-  
 7 ployees' retirement system fund, by increasing the full-time  
 8 equivalent positions for the board of engineering examiners  
 \* 9 and department of job service, and by providing that un-  
 10 obligated funds remaining from the appropriation to the  
 11 comptroller's office for data processing shall not revert  
 12 at the end of the 1979-1980 fiscal year.

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

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\_\_\_\_\_ = New Language  
by the Senate

\* = Language Stricken  
by the Senate

1 Section 1. Acts of the Sixty-eighth General Assembly,  
2 1979 Session, chapter four (4), section one (1), subsection  
3 five (5), is amended to read as follows:

4 5. STATE BOARD OF  
5 ENGINEERING EXAMINERS

|    |                              |           |               |
|----|------------------------------|-----------|---------------|
| 6  | For salaries and wages       |           |               |
| 7  | for not more than two        |           |               |
| 8  | <u>point fifty full-time</u> |           |               |
| 9  | equivalent positions and     |           |               |
| 10 | for support, maintenance,    |           |               |
| 11 | and other operational        |           |               |
| 12 | purposes.....                | \$ 88,044 | \$ 92,774     |
| 13 |                              |           | <u>96,771</u> |

14 It is the intent of the general assembly that the per diem  
15 and travel expenses of the members of the state board of en-  
16 gineering examiners be reduced to an amount not more than  
17 eighteen thousand eight hundred sixty-six (18,866) dollars  
18 for the fiscal year 1979-1980 and to not more than twenty  
19 thousand seven hundred fifty-three (20,753) dollars for the  
20 fiscal year 1980-1981.

21 The department of general services shall provide for  
22 security for the offices of the board of engineering examiners.

23 Sec. 2. Acts of the Sixty-eighth General Assembly, 1979  
24 Session, chapter four (4), section two (2), subsections three  
25 (3), fourteen (14) and fifteen (15), are amended to read as  
26 follows:

27 3. IOWA BEER AND LI-  
28 QUOR CONTROL DEPARTMENT  
29 For salaries and wages  
30 for not more than nine  
31 hundred thirty full-time  
32 equivalent positions and for

|    |  |                     |                     |
|----|--|---------------------|---------------------|
| 33 | <u>support, maintenance, and</u>       |                     |                     |
| 34 | <u>other operational purposes.....</u> | <u>\$14,746,842</u> | <u>\$14,860,474</u> |
| 35 |  |                     | <u>15,297,474</u>   |

1 It is the intent of the general assembly that one hundred  
2 thirty-seven thousand five hundred (137,500) dollars, or so  
3 much thereof as may be necessary, for the fiscal year beginning  
4 July 1, 1980 and ending June 30, 1981 be used for outside  
5 warehousing. It is the further intent of the general assembly  
6 that all state liquor stores maintain business hours no shorter  
7 than those under which they are currently operating.

8 14. DEPARTMENT OF  
9 REVENUE

10 For salaries and wages  
11 for not more than six  
12 hundred seventy-eight  
13 point sixty-four full-  
14 time equivalent posi-  
15 tions and for support,  
16 maintenance, and other  
17 operational purposes. .... \$12,228,072 \$42,445,839  
18 12,345,839

19 It is the intent of the general assembly that two hun-  
20 dred thousand (200,000) dollars, or so much thereof as may  
21 be necessary, for the fiscal year beginning July 1, 1980 and  
22 ending June 30, 1981 be used for the capital assets pricing  
23 model program.

24 15. SECRETARY OF STATE

25 For salaries and wages  
26 for not more than forty-  
27 one point thirty-three  
28 full-time equivalent po-  
29 sitions and for support,  
30 maintenance, and other  
31 operational purposes..... \$ 698,444 \$ 679,248  
32 684,248

33 It is the intent of the general assembly that the secre-  
34 tary of state shall not lease space of facilities in the  
35 capitol complex to any private person without charging a fair

1 and reasonable market price for such space or facilities as  
2 determined by the director of the general services department.

3 Sec. 3. Acts of the Sixty-eighth General Assembly, 1979  
4 Session, chapter four (4), section seven (7), is amended to  
5 read as follows:

6 SEC. 7. There is appropriated from the Iowa public  
7 employees' retirement system fund for each fiscal year of  
8 the biennium beginning July 1, 1979 and ending June 30, 1981  
9 to the Iowa department of job service, the following amounts,  
10 or so much thereof as is necessary, to be used for the  
11 following purposes:

|  | 1979-1980          | 1980-1981          |
|--|--------------------|--------------------|
|  | <u>Fiscal Year</u> | <u>Fiscal Year</u> |
| 14 For salaries and wages                    |                    |                    |
| 15 for not more than <del>thirty-</del>      |                    |                    |
| 16 <del>eight</del> <u>forty</u> point fifty |                    |                    |
| 17 full-time equivalent po-                  |                    |                    |
| 18 sitions and for support,                  |                    |                    |
| 19 maintenance, and other                    |                    |                    |
| 20 operational purposes to                   |                    |                    |
| 21 pay the costs of admin-                   |                    |                    |
| 22 istration of the Iowa                     |                    |                    |
| 23 public employees' re-                     |                    |                    |
| 24 tirement system.....                      | \$ 1,535,755       | \$ 4,622,074       |
| 25   |                    | <u>1,719,404</u>   |

26 It is the intent of the general assembly that seventy-  
27 five thousand (75,000) dollars, or so much thereof as may  
28 be necessary, for the fiscal year beginning July 1, 1980 and  
29 ending June 30, 1981 be used to establish a systems development  
30 program.

31 Sec. 4. Acts of the Sixty-eighth General Assembly, 1979  
32 Session, chapter fourteen (14), section twelve (12), subsec-  
33 tion three (3), is amended to read as follows:

34 3. Unobligated or unencumbered funds remaining as of June  
35 30, 1980, from funds appropriated by ~~subsection one-(1)-and~~

1 subsection two (2), paragraph a of this section shall re-  
2 vert to the general fund on September 30, 1980. Unobligated  
3 or unencumbered funds remaining as of June 30, 1980, from  
4 funds appropriated by subsection one (1) of this section shall  
5 be carried forward for use during the fiscal year beginning  
6 July 1, 1980 and shall revert to the general fund on September  
7 30, 1981. Unobligated or unencumbered funds remaining as  
8 of June 30, 1981, from funds appropriated by subsection two  
9 (2), paragraph b of this section shall revert to the general  
10 fund on September 30, 1981.

\*  
11 Sec. 5. EFFECTIVE DATE--REFUNDS. Sections six (6) through  
12 ten (10) of this Act become effective on July 1, 1980. The  
13 Iowa beer and liquor control department shall accept and pay  
14 the refund value on empty alcoholic liquor beverage containers  
15 which have refund value indications on them until December  
16 31, 1980.

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HOUSE CLIP SHEET

FRIDAY, MARCH 14, 1980

SENATE FILE 2273

H-5503

1 Amend Senate File 2273 as amended, passed and  
2 reprinted by the Senate as follows:

3 1. Page 1, line 31, by striking the word "thirty"  
4 and inserting in lieu thereof the word "six".

5 2. Page 1, line 35, by striking the figure  
6 "15,297,474 " and inserting in lieu thereof the figure  
7 "14,997,974 ".

8 3. Page 3, by inserting after line 2, the  
9 following:

10 "Sec. \_\_\_\_ . Acts of the Sixty-eighth General  
11 Assembly, 1979 Session, chapter four (4), section  
12 two (2), subsection six (6), is amended by adding  
13 the following paragraph:

14 d. Implementation of  
15 Governor's Economy Com-  
16 mittee Recommendations.

17 This appropriation is  
18 to be allocated to de-  
19 partments and agencies  
20 of state government for  
21 the exclusive purpose  
22 of implementing the  
23 governor's economy com-  
24 mittee recommendations.  
25 The objectives of im-  
26 plementation are to in-  
27 crease the effective-  
28 ness and efficiency of  
29 state government and  
30 to maximize the rever-  
31 sion of appropriated  
32 funds to the state gen-  
33 eral fund.

34 The amounts reason-  
35 ably attributable to  
36 being saved by the  
37 various agencies as a  
38 result of this appro-  
39 priation shall be iden-  
40 tified and reverted to  
41 the general fund in  
42 time to be included in  
43 the balance of June  
44 30, 1981.

45 The comptroller  
46 shall furnish a de-  
47 tailed report of the  
48 use and results of  
49 this appropriation to  
50 the general assembly

MARCH 14, 1980  
PAGE TWO

H-5503  
Page Two

1 by January 1, 1982,  
2 including the speci-  
3 fic recommendations  
4 of the governor's  
5 economy committee  
6 which were imple-  
7 mented, the amounts  
8 saved and reverted..... \$ \$ 500,000"  
9 4. Page 4, by striking lines 11 through 16.  
10 5. Amend the title, line 6, by inserting after  
11 the word "state" the words ", comptroller's office".  
12 6. By numbering, renumbering and correcting  
13 internal references as are necessary.

H-5503 FILED  
MARCH 13, 1980

BY COMMITTEE ON APPROPRIATIONS  
WELDEN, Chair

SENATE FILE 2273

H-5516

1 Amend Senate File 2273 as amended, passed and  
2 reprinted by the Senate, as follows:  
3 1. Page 2, by striking lines 6 and 7 and inserting  
4 in lieu thereof the words "that all state liquor  
5 stores in operation as of March 1, 1980 shall not  
6 be closed and that the total number of hours per week  
7 that a state liquor store, operating on March 1, 1980,  
8 is open shall remain open for at least that many hours  
9 per week."

H-5516 FILED  
MARCH 13, 1980

BY TOFTE of Winneshiek

SENATE FILE 2273

H-5622

1 Amend amendment H-5503 to Senate File 2273 as  
2 amended, passed, and reprinted by the Senate as  
3 follows:  
4 1. Page 1, line 40, by inserting before the  
5 word "and" the words "by the agency".

H-5622 FILED  
MARCH 20, 1980

BY CRAWFORD of Story  
WELDEN of Hardin

SENATE FILE 2273

H-5794

1 Amend H-5503, filed by the Committee on  
2 Appropriations, to Senate File 2273 as amended, passed  
3 and reprinted by the Senate as follows:

4 1. Page 2, by inserting after line 8 the following:  
5 "It is the intent of the general assembly that  
6 the comptroller in selecting these projects give  
7 special consideration to the following:

8 Governor's  
9 Economy Com-

10 mittee Recom-  
11 mendation No.

Agency  
Name

Description

|        |  |  |
|--------|--|--|
| 12 22  | Attorney general                         | Enhance legal research capabilities.   |
| 13     |  |  |
| 14 63  | General services                         | Finish automating the elevators in the capitol building.                                   |
| 15     |  |  |
| 16     |  |  |
| 17 80  | General services                         | Inventory existing telephone equipment and establish appropriate usage.                    |
| 18     |  |  |
| 19     |  |  |
| 20 88  | Library commis-<br>sion                  | Relocate the medical library.  |
| 21     |  |  |
| 22 157 | Board of regents<br>UNI                  | Improve cost effectiveness of long distance telephone service.                             |
| 23     |  |  |
| 24     |  |  |
| 25 176 | Department of<br>public instruc-<br>tion | Expand the department's word processing activities.  |
| 26     |  |  |
| 27     |  |  |
| 28 183 | Department of<br>social services         | Improve administrative efficiency at the veteran's home.                                   |
| 29     |  |  |
| 30     |  |  |
| 31 218 | Department of<br>social services         | Standardize resident information system for mental health institutes and hospital-schools. |
| 32     |  |  |
| 33     |  |  |
| 34     |  |  |
| 35 227 | Department of<br>social services         | Complete work on the integrated client information system.                                 |
| 36     |  |  |
| 37     |  |  |
| 38 237 | Department of<br>social services         | Enhance food service operations at Fort Madison.   |
| 39     |  |  |
| 40 243 | Commission on<br>aging                   | Establish a word processing function in the commission.                                    |
| 41     |  |  |
| 42     |  |  |
| 43 303 | Beer and liquor<br>control dept.         | Install automatic timers on store thermostats.   |
| 44     |  |  |
| 45 323 | Department of<br>public safety           | Reduce the number of radio dispatch centers."  |
| 46     |  |  |

H-5794 FILED  
MARCH 31, 1980

BY WELDEN of Hardin  
CUSACK of Scott

## SENATE FILE 2272

## AN ACT

## RELATING TO THE MOVEMENT OF VEHICLES OF EXCESSIVE SIZE AND WEIGHT.

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

Section 1. Section three hundred twenty-one E point seven (321E.7), Code 1979, as amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter seventy-three (73), section one (1), is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Special mobile equipment, as defined in section three hundred twenty-one point one (321.1), subsection seventeen (17), of the Code, is not subject to the requirements for distance in feet between the extremes of any group of axles or the extreme axles of the vehicle or combination of vehicles as required by this chapter when being moved upon the highways, except the interstate road system, as defined in section three hundred six point three (306.3), subsection three (3), of the Code.

Sec. 2. Section three hundred twenty-one E point eight (321E.8), subsections one (1) and two (2), Code 1979, as the section is amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter seventy-three (73), sections two (2) and three (3), are amended to read as follows:

1. Vehicles with indivisible loads having an overall width not to exceed twelve feet, five inches or mobile homes including appurtenances not to exceed twelve feet, five inches and an overall length not to exceed seventy seventy-five feet, zero inches may be moved for unlimited distances. The vehicle and load shall not exceed the height of thirteen feet, ten inches and the total gross weight as prescribed in section 321.463.

2. Vehicles with indivisible loads having an overall width not to exceed fourteen feet, zero inches and an overall length

not to exceed eighty eighty-five feet, zero inches shall be restricted to trip distances not to exceed fifty highway and street miles in total aggregate. The vehicle and load shall not exceed the height as prescribed in section 321.456 and the total gross weight as prescribed in section 321.463.

Sec. 3. Section three hundred twenty-one E point nine (321E.9), Code 1979, as amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter seventy-three (73), section four (4), is amended by striking the section and inserting in lieu thereof the following:

321E.9 SINGLE-TRIP PERMITS. Subject to the discretion and judgment provided for in section three hundred twenty-one E point one (321E.1) of the Code, single-trip permits shall be issued in accordance with the following provisions:

1. Vehicles with indivisible loads having an overall width not to exceed forty feet, zero inches, an overall length not to exceed one hundred twenty feet, zero inches, or a total gross weight not to exceed one hundred thousand pounds may be moved, provided the gross weight on any one axle shall not exceed the maximum prescribed in section three hundred twenty-one point four hundred sixty-three (321.463), pursuant to rules adopted pursuant to chapter seventeen A (17A) of the Code. The height of the vehicles and loads shall be limited only to height limitations of underpasses, bridges, power lines and other established height restrictions on the specified route. A mobile home shall not be moved under the provisions of this section if the actual mobile home width exceeds twelve feet, five inches or length exceeds sixty-seven feet, six inches, excluding hitch or any overhang. The vehicle with load shall be accompanied by an escort as required by rules adopted pursuant to chapter seventeen A (17A) of the Code.

2. Vehicles with indivisible loads exceeding the width, length, and total gross weight provided in subsection one (1) of this section, may be moved in special or emergency situations, provided the gross weight on any one axle shall not exceed the maximum prescribed in section three hundred

twenty-one point four hundred sixty-three (321.463) of the Code. The vehicle and load shall be accompanied by an escort as required by rules adopted pursuant to chapter seventeen A (17A) of the Code. The issuing authority may impose any special restrictions as deemed necessary on movements by permit under this subsection.

3. Vehicles or combinations of vehicles consisting of construction machinery being temporarily moved on streets, roads, and highways with a maximum total gross weight limitation and a single axle weight limitation prescribed in section three hundred twenty-one E point seven (321E.7) of the Code, an overall width not to exceed fourteen feet, an overall length not to exceed eighty feet, may be moved for unlimited distances over specified routes when accompanied by an escort as required by rules adopted pursuant to chapter seventeen A (17A) of the Code. The height of the vehicle or combination of vehicles shall be limited only to the height limitations of underpasses, bridges, power lines, and other established height restrictions on the specified route.

Sec. 4. Section three hundred twenty-one E point thirteen (321E.13), Code 1979, is amended to read as follows:

321E.13 FINANCIAL RESPONSIBILITY. Prior to the issuance of any permit, the applicant for a permit shall be required to file proof of financial responsibility or to post a bond ~~not to exceed ten thousand dollars~~ with the issuing authority. ~~such bonds~~ The amount of the bond shall be determined by the issuing authority and shall be used as security for repair or replacement of official signs, signals, and roadway foundations, surfaces, or structures which may be damaged or destroyed during the movement of a vehicle and load operating under such the permit. The duration of the bond shall be determined by the issuing authority for a period not to exceed one year.

Sec. 5. Section three hundred twenty-one E point fourteen (321E.14), Code 1979, is amended to read as follows:

321E.14 FEES FOR PERMITS. The department or local authorities issuing ~~such~~ the permits shall charge a fee of

ten dollars for an annual permit and a fee of five dollars for a single-trip permit and shall determine charges for special permits issued pursuant to section three hundred twenty-one E point twenty-nine (321E.29) of the Code by rules adopted pursuant to chapter seventeen A (17A) of the Code. Fees for the movement of buildings, parts of buildings, or unusual vehicles or loads may be increased to cover the costs of inspections by the issuing authority. A fee not to exceed eighty dollars per ten-hour day or prorated fraction thereof per person and car for escort service may be charged when requested or when required under this chapter. Proration of escort fees between state and local authorities when more than one governmental authority provides or is required to provide escort for a movement during the period of a day shall be determined by rule under section 321E.15. The department and local authorities may charge any permit applicant for the cost of trimming trees and removal and replacement of natural obstructions or official signs and signals or other public or private property required to be removed during the movement of a vehicle and load. In addition to the fees provided in this section, the annual fee for a permit for special mobile equipment, as defined in section three hundred twenty-one point one (321.1), subsection seventeen (17), of the Code, operated pursuant to section one (1) of this Act with a combined gross weight up to and including eighty thousand pounds shall be twenty-five dollars and for a combined gross weight exceeding eighty thousand pounds, fifty dollars.

Sec. 6. Section three hundred twenty-one E point seventeen (321E.17), Code 1979, is amended to read as follows:

321E.17 FIVE OR MORE VIOLATIONS. Proof of imposition of penalties on five or more occasions for violation of sections 321.454, 321.456, 321.457, ~~or~~ 321.463, or three hundred twenty-one E point sixteen (321E.16) of the Code or any combination of penalties for violation of said sections totaling five or more incurred during any twelve-month period with respect to the operation of one or more vehicles by any one permit holder, whether operated personally or through

agents, servants, or employees of the permit holder shall constitute prima-facie evidence that the permit holder has willfully operated or caused to be operated a vehicle or vehicles in violation of this chapter.

Sec. 7. Section three hundred twenty-one E point twenty-four (321E.24), Code 1979, is amended to read as follows:

321E.24 WARNING DEVICE ON LONG LOADS. Any vehicle which, including load, exceeds the length of ~~sixty-five~~ seventy-five feet shall carry a warning device clearly visible to a motorist approaching from the rear for a distance of ~~at least~~ at least five hundred feet.

Sec. 8. Section three hundred twenty-one E point twenty-eight (321E.28), subsection five (5), Code 1979, as the section is amended by Acts of the Sixty-eighth General Assembly, 1979 Session, chapter seventy-three (73), section five (5), is amended by striking the subsection.

Sec. 9. Section three hundred twenty-one E point twenty-nine (321E.29), Code 1979, is amended to read as follows:

321E.29 EXCESS SIZE DIVISIBLE LOAD PERMITS. Vehicles or a combination of vehicles with divisible loads in excess of the width, length, or height requirements of chapter three hundred twenty-one (321) of the Code may be moved on the highways of this state ~~pursuant to a special permit issued for special or emergency situations by the department or local authorities subject to the discretion and judgment provided for in section 321B.1 if the department or issuing authority determines there is a special or emergency situation which warrants the issuance of a special permit.~~ The combined gross weight or gross weight on any one axle or group of axles may exceed the limits established in section 321.463, subject to the limits and routes established by the issuing authority. ~~However, movement permits may be issued for vehicles with divisible loads of hay, straw or stover may be allowed in the absence of without a finding of special or emergency situations, however such if the movement shall be consistent with meets the other requirements for movement of excessive divisible loads this chapter.~~

Sec. 10. Sections two (2), three (3), four (4), six (6), seven (7), eight (8), and nine (9) of this Act take effect July first following enactment.

Sec. 11. This Act, being deemed of immediate importance, takes effect from and after its publication in the Muscatine Journal, a newspaper published in Muscatine, Iowa, and in the Lee Town News, a newspaper published in Des Moines, Iowa.

\_\_\_\_\_  
TERRY F. BRANSTAD  
President of the Senate

\_\_\_\_\_  
WILLIAM H. HARBOR  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2272, Sixty-eighth General Assembly.

\_\_\_\_\_  
FRANK J. STORK  
Secretary of the Senate

Approved 5/19, 1980

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ROBERT D. RAY  
Governor