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FILED MAR 11 1997

SENATE FILE 391

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 187)

Passed Senate, Date ^(P668) 3-18-97 Passed House, Date 4/9/97 (P. 114)
 Vote: Ayes 50 Nays 0 Vote: Ayes 74 Nays 21
 Approved May 19, 1997
Steph Veloz

A BILL FOR

1 An Act relating to and making appropriations to the state
 2 department of transportation, including allocation and use of
 3 moneys from the general fund of the state, road use tax fund,
 4 and primary road fund, providing for the nonreversion of
 5 certain moneys, establishing a toll-free road and weather
 6 reporting system, eliminating the motor vehicle use tax as the
 7 funding source for the value-added agricultural products and
 8 processes financial assistance program and the renewable fuels
 9 and coproducts fund, and providing for the designation of
 10 access Iowa highways, and providing effective dates.

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

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S.F. 391

1 Section 1. There is appropriated from the general fund of
2 the state to the state department of transportation for the
3 fiscal year beginning July 1, 1997, and ending June 30, 1998,
4 the following amounts, or so much thereof as is necessary, to
5 be used for the purposes designated:

6 1. a. For providing assistance for the restoration,
7 conservation, improvement, and construction of railroad main
8 lines, branch lines, switching yards, and sidings as required
9 in section 327H.18, for use by the railway finance authority
10 as provided in chapter 327I:

11 \$ 1,415,000

12 b. For airport engineering studies and improvement
13 projects as provided in chapter 328:

14 \$ 2,472,000

15 2. For planning and programming, for salaries, support,
16 maintenance, and miscellaneous purposes:

17 \$ 247,000

18 Sec. 2. There is appropriated from the road use tax fund
19 to the state department of transportation for the fiscal year
20 beginning July 1, 1997, and ending June 30, 1998, the
21 following amounts, or so much thereof as is necessary, for the
22 purposes designated:

23 1. For the payment of costs associated with the production
24 of motor vehicle licenses, as defined in section 321.1,
25 subsection 43:

26 \$ 1,295,000

27 2. For salaries, support, maintenance, and miscellaneous
28 purposes:

29 a. Operations and finance:
30 \$ 4,289,335

31 b. Administrative services:
32 \$ 884,590

33 c. Planning and programming:
34 \$ 429,785

35 d. Motor vehicles:

1 \$ 22,475,386

2 3. For payments to the department of personnel for

3 expenses incurred in administering the merit system on behalf

4 of the state department of transportation, as required by

5 chapter 19A:

6 \$ 35,000

7 4. Unemployment compensation:

8 \$ 17,000

9 5. For payments to the department of personnel for paying

10 workers' compensation claims under chapter 85 on behalf of

11 employees of the state department of transportation:

12 \$ 77,000

13 6. For payment to the general fund of the state for

14 indirect cost recoveries:

15 \$ 96,000

16 7. For reimbursement to the auditor of state for audit

17 expenses as provided in section 11.5B:

18 \$ 33,740

19 8. For technology improvement projects consistent with the

20 recommendations of the blue ribbon task force, including local

21 area network development, electronic document management

22 system development, geographic information system and global

23 positioning system data development, and integrated database

24 development:

25 \$ 168,000

26 9. For up to the following amount for membership in the

27 North America's superhighway corridor coalition:

28 \$ 150,000

29 In accordance with the rights granted the state for

30 membership in the North America's superhighway coalition, six

31 individuals shall be appointed to represent the state as

32 follows:

33 a. The director of transportation or the director's

34 designee.

35 b. The director of the Iowa department of economic

1 development or the director's designee.

2 c. Four persons appointed in coordination between the
3 speaker of the house of representatives and the president of
4 the senate to represent the state's interest in interstate
5 highways 29, 35, and 80, and the business and labor community
6 of the state.

7 Of these, the director of transportation or the director's
8 designee and one of the other individuals, as determined by
9 the speaker of the house of representatives and the president
10 of the senate, shall be designated to serve on the executive
11 committee of the coalition.

12 10. For assisting the department of public safety in
13 analyzing how to provide and, if feasible, implementing and
14 operating a system providing toll-free telephone road and
15 weather conditions information:

16 \$ 110,000

17 Sec. 3. There is appropriated from the primary road fund
18 to the state department of transportation for the fiscal year
19 beginning July 1, 1997, and ending June 30, 1998, the
20 following amounts, or so much thereof as is necessary, to be
21 used for the purposes designated:

22 1. For salaries, support, maintenance, miscellaneous
23 purposes and the following full-time equivalent positions:

24 a. Operations and finance:

25 \$ 26,348,764

26 FTEs 254.00

27 b. Administrative services:

28 \$ 5,433,910

29 FTEs 98.00

30 c. Planning and programming:

31 \$ 8,157,859

32 FTEs 174.00

33 d. Project development:

34 \$ 54,347,000

35 FTEs 1,185.00

1 It is the intent of the general assembly that no more than
2 \$313,600, plus an allocation for salary adjustment, be
3 expended from the highway beautification fund for salaries and
4 benefits for no more than 9.00 FTEs.

5 e. Maintenance:

6 \$ 98,407,750

7 FTEs 1,592.00

8 f. Motor vehicles:

9 \$ 893,597

10 FTEs 548.00

11 2. For use to meet cash flow needs for maintenance of the
12 state highway system due to the unavailability of sufficient
13 funds appropriated under subsection 1, paragraph "e":

14 \$ 954,000

15 3. For deposit in the state department of transportation's
16 highway materials and equipment revolving fund established by
17 section 307.47 for funding the increased replacement cost of
18 equipment:

19 \$ 3,250,000

20 It is the intent of the general assembly that no more than
21 \$3,110,347 plus an allocation for salary adjustment, from the
22 highway materials and equipment revolving fund, be expended
23 for salaries and benefits for no more than 89.00 FTEs.

24 4. For payments to the department of personnel for
25 expenses incurred in administering the merit system on behalf
26 of the state department of transportation, as required by
27 chapter 19A:

28 \$ 665,000

29 5. Unemployment compensation:

30 \$ 328,000

31 6. For payments to the department of personnel for paying
32 workers' compensation claims under chapter 85 on behalf of the
33 employees of the state department of transportation:

34 \$ 1,463,000

35 7. For disposal of hazardous wastes from field locations

1 and the central complex:
2 \$ 1,000,000
3 8. For payment to the general fund for indirect cost
4 recoveries:
5 \$ 704,000
6 9. For reimbursement to the auditor of state for audit
7 expenses as provided in section 11.5B:
8 \$ 207,260
9 10. For technology improvement projects consistent with
10 the recommendations of the blue ribbon task force, including
11 local area network development, electronic document management
12 system development, geographic information system and global
13 positioning system data development, and integrated database
14 development:
15 \$ 1,032,000
16 11. For improvements to upgrade the handling of wastewater
17 at various field facilities throughout the state:
18 \$ 400,000
19 12. For replacement of roofs according to the department's
20 priority list at field facility locations in Decorah, Charles
21 City, Fairfield, Fort Dodge, Neola, Harlan, or Denison:
22 \$ 400,000
23 13. For tuckpointing of the south building at the
24 department facility in Ames:
25 \$ 160,000
26 14. For field garage facilities at Des Moines, Anamosa,
27 Correctionville, Charles City, and Sheldon:
28 \$ 3,500,000
29 Section 8.33 does not apply to funds appropriated in
30 subsections 11 through 14. Funds appropriated in subsections
31 11 through 14 shall remain available for expenditure for the
32 purposes designated until June 30, 2000. Unencumbered or
33 unobligated funds remaining on June 30, 2000, from funds
34 appropriated in subsections 11 through 14 shall revert to the
35 primary road fund on August 31, 2000.

1 Sec. 4. For the fiscal year beginning July 1, 1998, any
2 appropriations from the road use tax fund, from the primary
3 road fund, or from use tax receipts to departments for
4 services provided to the state department of transportation
5 shall be within the authority of the joint appropriations
6 subcommittee on transportation, infrastructure, and capitals
7 and shall appear as line items in the bill relating to and
8 making appropriations to the state department of
9 transportation.

10 Sec. 5. It is the intent of the general assembly that the
11 road use tax fund, primary road fund, and use tax receipts be
12 used exclusively for the construction, maintenance, and
13 supervision of highways in the state and that the funding
14 obligation for services provided by the state which are not
15 related to the construction, maintenance, or supervision of
16 highways be transferred to the general fund of the state over
17 a period of time.

18 Sec. 6. To the extent moneys are made available, the
19 department of transportation shall construct a combination
20 welcome center and rest area as part of the I-29 gateway into
21 the southwest corner of the state.

22 Sec. 7. Section 8.60, subsection 8, Code 1997, is amended
23 by striking the subsection.

24 Sec. 8. Section 15E.112, subsections 1 and 3, Code 1997,
25 are amended to read as follows:

26 1. A value-added agricultural products and processes
27 financial assistance fund is created within the state treasury
28 under the control of the department. Three million six
29 hundred fifty thousand dollars is appropriated from the
30 general fund of the state to the fund each fiscal year. The
31 fund shall consist of any-money those appropriated by the
32 general-assembly moneys and any other moneys available to and
33 obtained or accepted by the department from the federal
34 government or private sources for placement in the fund. The
35 assets of the fund shall be used by the department only for

1 carrying out the purposes of section 15E.111.

2 3. Payments of interest, recaptures of awards, or
3 repayments of moneys loaned under the value-added agricultural
4 products and processes financial assistance program shall be
5 deposited into the fund. Section 8.33 does not apply to any
6 moneys in the fund. ~~Unencumbered or unobligated moneys in the~~
7 ~~fund derived from moneys deposited pursuant to section 423.24,~~
8 ~~which are in excess of three million six hundred fifty~~
9 ~~thousand dollars of unencumbered or unobligated moneys in the~~
10 ~~fund deposited pursuant to that section which are remaining~~
11 ~~on June 30 of each fiscal year shall be credited on August 31~~
12 ~~to the road use tax fund as created in section 312.1.~~

13 Sec. 9. Section 159A.7, subsection 1, unnumbered paragraph
14 1, Code 1997, is amended to read as follows:

15 A renewable fuels and coproducts fund is created in the
16 state treasury under the control of the office of renewable
17 fuels and coproducts. ~~The fund is composed of moneys accepted~~
18 ~~by the office.~~ Three hundred fifty thousand dollars is
19 appropriated from the general fund of the state to the fund
20 each fiscal year. The fund may also include moneys
21 ~~appropriated by the general assembly,~~ and other moneys
22 available to and obtained or accepted by the office, including
23 moneys from the United States, other states in the union,
24 foreign nations, state agencies, political subdivisions, and
25 private sources.

26 Sec. 10. Section 159A.7, subsection 3, Code 1997, is
27 amended by striking the subsection.

28 Sec. 11. Section 159A.7, subsection 6, Code 1997, is
29 amended to read as follows:

30 6. Section 8.33 does not apply to moneys in the fund.
31 Income received by investment of moneys in the fund shall
32 remain in the fund. ~~Unencumbered or unobligated moneys in the~~
33 ~~fund derived from moneys deposited pursuant to section 423.24,~~
34 ~~which are in excess of three hundred fifty thousand dollars of~~
35 ~~unencumbered or unobligated moneys in the fund deposited~~

1 pursuant-to-that-section,-and-which-are-remaining-on-June-30
2 of-each-fiscal-year,-shall-be-credited-on-August-31-to-the
3 road-use-tax-fund-as-created-in-section-312.1-

4 Sec. 12. Section 312.2, subsection 13, Code 1997, is
5 amended by striking the subsection.

6 Sec. 13. Section 313.2A, Code 1997, is amended by adding
7 the following new subsection:

8 NEW SUBSECTION. 5. ACCESS IOWA HIGHWAYS. The commission
9 shall designate a portion of the commercial and industrial
10 network as the access Iowa highway system. The purpose of the
11 access Iowa highway system is to enhance the existing Iowa
12 economy and provide for its continuing development and growth
13 in the national and global competitive marketplace. The
14 access Iowa highway system shall enhance intrastate
15 transportation and commerce and provide direct access to the
16 nation's system of interstate highways and to other
17 transportation services to Iowa residents.

18 When designating portions of the commercial and industrial
19 network as the access Iowa highway system, the commission
20 shall consider and give priority to direct linkages between
21 economic centers with populations of twenty thousand or more
22 and the development of these linkages as four-lane highways.
23 The access Iowa highway system shall be established in
24 accordance with the designation of access Iowa highways
25 identified in the access Iowa highways report submitted by the
26 department to the general assembly in accordance with 1996
27 Iowa Acts, chapter 1218, section 51.

28 Sec. 14. Section 423.24, subsection 1, paragraph b, Code
29 1997, is amended by striking the paragraph.

30 Sec. 15. 1994 Iowa Acts, chapter 1119, section 36, is
31 repealed.

32 Sec. 16. 1995 Iowa Acts, chapter 67, section 49, is
33 repealed.

34 Sec. 17. EFFECTIVE DATES.

35 1. Sections 15 and 16 of this Act take effect July 1,

1 1997.

2 2. Sections 7 and 12 of this Act take effect July 1, 1998.

3 3. Sections 8, 9, 10, 11, and 14 of this Act take effect
4 July 1, 2000.

5

EXPLANATION

6 This bill makes appropriations from the general fund of the
7 state, the road use tax fund, and the primary road fund to the
8 state department of transportation and establishes the number
9 of full-time equivalent positions authorized to the
10 department.

11 Appropriations from the general fund include appropriations
12 for railroad lines, airport engineering studies, and planning
13 and programming.

14 Appropriations from the road use tax fund include
15 appropriations for license plate production costs, salaries,
16 operations, motor vehicles, unemployment and workers'
17 compensation, indirect cost recoveries, technology
18 improvements, for membership in the North America's
19 superhighway corridor coalition, formerly the I-35 corridor
20 coalition, and for a toll-free telephone, road conditions,
21 information study. The bill provides that the state shall be
22 represented on the superhighway coalition by the director of
23 transportation and the director of the Iowa department of
24 economic development or the directors' designees and four
25 individuals selected by the speaker of the house of
26 representatives and the president of the senate to represent
27 the state's interests in interstate highways 29, 35, and 80,
28 and to represent the business and labor community.

29 Appropriations from the primary road fund include
30 appropriations for salaries, operations, planning and
31 programming, project development, maintenance, motor vehicles,
32 equipment, the merit system, unemployment and workers'
33 compensation, disposal of hazardous wastes at field locations,
34 indirect costs, technology improvements, wastewater handling,
35 roof replacement at field facilities, tuckpointing of a

1 department building in Ames, and field garages in Des Moines,
2 Anamosa, Correctionville, Charles City, and Sheldon.

3 The bill also replaces, effect July 1, 2000, the motor
4 vehicle use tax with moneys from the general fund of the state
5 as the funding source for the value-added agricultural
6 products and processes financial assistance program and the
7 renewable fuels and coproducts fund programs.

8 The bill also expresses the intent of the general assembly
9 that the road use tax fund, primary road fund, and motor
10 vehicle tax receipts be used exclusively for construction,
11 maintenance, and supervision of highways and that nonrelated
12 activities be funded from the state general fund.

13 To the extent that moneys are available, the bill instructs
14 the department of transportation to construct a combination I-
15 29 welcome center and rest area in the southwest corner of the
16 state.

17 The bill also eliminates the devotion of road use tax funds
18 for motor vehicle fraud law enforcement purposes, effective
19 July 1, 1998.

20 The bill also provides for designation of a portion of the
21 commercial and industrial network as the access Iowa highway
22 system.

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SENATE FILE 391

S-3145

- 1 Amend Senate File 391 as follows:
- 2 1. Page 6, by striking lines 10 through 17.
- 3 2. By renumbering as necessary.

By MARY LOU FREEMAN

S-3145 FILED MARCH 18, 1997

ADOPTED

3-18-97

SENATE FILE 391

S-3133

- 1 Amend Senate File 391 as follows:
- 2 1. Page 8, by striking lines 6 through 27.
- 3 2. Title page, lines 9 and 10, by striking the
- 4 words "and providing for the designation of access
- 5 Iowa highways,".
- 6 3. By renumbering as necessary.

By RICHARD DRAKE
DERRYL McLAREN

Lot 3/18/97 (p. 667)

S-3133 FILED MARCH 17, 1997

SENATE FILE 391

S-3150

- 1 Amend Senate File 391 as follows:
- 2 1. Page 8, by inserting after line 33 the
- 3 following:
- 4 "Sec. ____ 1996 Iowa Acts, chapter 1218, section
- 5 55, subsection 3, is repealed."
- 6 2. By renumbering as necessary.

By ALLEN BORLAUG
DERRYL McLAREN
MICHAEL E. GRONSTAL

S-3150 FILED MARCH 18, 1997

RULED OUT OF ORDER

3/18/97

H- 3/19/97 Approp
H-3/26/97 Do Pass

SENATE FILE 391
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 187)

(AS AMENDED AND PASSED BY THE SENATE MARCH 18, 1997)

* - Language Stricken by the Senate

Passed Senate, Date 4-14-97 (p.1145) Passed House, Date 4/9/97 (p.1114)
Vote: Ayes 49 Nays 0 Vote: Ayes 74 Nays 21

~~Approved~~ ADOPTED May 19, 1997
(p.1556) Passed 4-29-97 Vote 47-1 Passed 4-29-97
(p.1746) Vote 12-25

A BILL FOR

S.F. 391

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4 and primary road fund, providing for the nonreversion of
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7 funding source for the value-added agricultural products and
8 processes financial assistance program and the renewable fuels
9 and coproducts fund, and providing for the designation of
10 access Iowa highways, and providing effective dates.

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

12 Senate Conf. Comm. 4/24/97 (p. 1416)
13 Drake ^{ch}
14 Freeman
15 King
16 Halvorson
17 Connolly

House Conf. Comm. 4/24/97 (p.1543)
Breurs ^{ch}
Raybore
Bradley
Coburn
Wernstedt

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26 government or private sources for placement in the fund. The
27 assets of the fund shall be used by the department only for
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30 repayments of moneys loaned under the value-added agricultural
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32 deposited into the fund. Section 8.33 does not apply to any
33 moneys in the fund. ~~Unencumbered or unobligated moneys in the~~
34 ~~fund derived from moneys deposited pursuant to section 423-247~~
35 ~~which are in excess of three million six hundred fifty~~

~~1 thousand-dollars-of-unencumbered-or-unobligated-moneys-in-the
2 fund-deposited-pursuant-to-that-section, which-are-remaining
3 on-June-30-of-each-fiscal-year, shall-be-credited-on-August-31
4 to-the-road-use-tax-fund-as-created-in-section-312.1.~~

5 Sec. 8. Section 159A.7, subsection 1, unnumbered paragraph
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8 state treasury under the control of the office of renewable
9 fuels and coproducts. ~~The fund is composed of moneys accepted~~
10 ~~by the office.~~ Three hundred fifty thousand dollars is
11 appropriated from the general fund of the state to the fund
12 each fiscal year. The fund may also include moneys
13 ~~appropriated-by-the-general-assembly,~~ and other moneys
14 available to and obtained or accepted by the office, including
15 moneys from the United States, other states in the union,
16 foreign nations, state agencies, political subdivisions, and
17 private sources.

18 Sec. 9. Section 159A.7, subsection 3, Code 1997, is
19 amended by striking the subsection.

20 Sec. 10. Section 159A.7, subsection 6, Code 1997, is
21 amended to read as follows:

22 6. Section 8.33 does not apply to moneys in the fund.
23 Income received by investment of moneys in the fund shall
24 remain in the fund. ~~Unencumbered-or-unobligated-moneys-in-the~~
25 ~~fund-derived-from-moneys-deposited-pursuant-to-section-423.24,~~
26 ~~which-are-in-excess-of-three-hundred-fifty-thousand-dollars-of~~
27 ~~unencumbered-or-unobligated-moneys-in-the-fund-deposited~~
28 ~~pursuant-to-that-section, and-which-are-remaining-on-June-30~~
29 ~~of-each-fiscal-year, shall-be-credited-on-August-31-to-the~~
30 ~~road-use-tax-fund-as-created-in-section-312.1.~~

31 Sec. 11. Section 312.2, subsection 13, Code 1997, is
32 amended by striking the subsection.

33 Sec. 12. Section 313.2A, Code 1997, is amended by adding
34 the following new subsection:

35 NEW SUBSECTION. 5. ACCESS IOWA HIGHWAYS. The commission

1 shall designate a portion of the commercial and industrial
2 network as the access Iowa highway system. The purpose of the
3 access Iowa highway system is to enhance the existing Iowa
4 economy and provide for its continuing development and growth
5 in the national and global competitive marketplace. The
6 access Iowa highway system shall enhance intrastate
7 transportation and commerce and provide direct access to the
8 nation's system of interstate highways and to other
9 transportation services to Iowa residents.

10 When designating portions of the commercial and industrial
11 network as the access Iowa highway system, the commission
12 shall consider and give priority to direct linkages between
13 economic centers with populations of twenty thousand or more
14 and the development of these linkages as four-lane highways.
15 The access Iowa highway system shall be established in
16 accordance with the designation of access Iowa highways
17 identified in the access Iowa highways report submitted by the
18 department to the general assembly in accordance with 1996
19 Iowa Acts, chapter 1218, section 51.

20 Sec. 13. Section 423.24, subsection 1, paragraph b, Code
21 1997, is amended by striking the paragraph.

22 Sec. 14. 1994 Iowa Acts, chapter 1119, section 36, is
23 repealed.

24 Sec. 15. 1995 Iowa Acts, chapter 67, section 49, is
25 repealed.

26 Sec. 16. EFFECTIVE DATES.

27 1. Sections 14 and 15 of this Act take effect July 1,
28 1997.

29 2. Sections 6 and 11 of this Act take effect July 1, 1998.

30 3. Sections 7, 8, 9, 10, and 13 of this Act take effect
31 July 1, 2000.

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SENATE AMENDMENT TO HOUSE AMENDMENT TO S. F. 391

H-1701

- 1 Amend the amendment, S-3453, to Senate File 391, as
- 2 amended, passed, and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 1, by striking lines 6 through 11.
- 5 2. By renumbering as necessary.

RECEIVED FROM THE SENATE

H-1701 FILED APRIL 14, 1997

4/24/97 House Refused
4/24/97 Senate Assists

SENATE FILE 391

H-1650

- 1 Amend the amendment, H-1369, to Senate File 391, as
- 2 amended, passed, and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 1, by inserting after line 4 the
- 5 following:
- 6 "____. Page 8, by inserting after line 19 the
- 7 following:
- 8 "Sec. ____ REPAIR OF HIGHWAY 235. The state
- 9 department of transportation shall include in its
- 10 current five-year plan, provisions for completing the
- 11 repairs and reconstruction planned for highway 235.""
- 12 2. By renumbering as necessary.

By GRUNDBERG of Polk

H-1650 FILED APRIL 9, 1997

w/d 4/9/97 (p. 1113)

SENATE FILE 391

H-1623

1 Amend Senate File 391, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 8, by inserting after line 19 the
4 following:

5 "Sec. ____ . NEW SECTION. 321L.2A WHEELCHAIR LIFT
6 WARNING CONE.

7 The department shall, upon the request of a person
8 issued a handicapped parking permit under section
9 321L.2 who operates a motor vehicle with a wheelchair
10 lift, provide the person with a traffic cone bearing
11 the international symbol of accessibility and the
12 words "wheelchair lift space".

13 2. By renumbering as necessary.

By BRAND of Tama

H-1623 FILED APRIL 8, 1997

Ruled not germane 4/9/97 (p. 1114)

SENATE FILE 391

H-1624

1 Amend Senate File 391, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 8, by inserting after line 19 the
4 following:

5 "Sec. ____ . Section 314.22, Code 1997, is amended
6 by adding the following new subsection:

7 NEW SUBSECTION. 3A. The integrated roadside
8 vegetation management technical advisory committee
9 shall establish a series of demonstration projects
10 beginning in September 1997, on the backslopes along
11 interstates or other four-lane highways in rural areas
12 in this state using native prairie grasses or
13 forestation in order to reduce the need to mow and
14 maintain those areas, except for noxious weed control.
15 The department shall report to the general assembly
16 regarding the demonstration projects in accordance
17 with subsection 3."

18 2. Title page, line 9, by inserting after the
19 word "fund," the following: "providing for
20 demonstration projects by the department,".

21 3. By renumbering as necessary.

By COHOON of Des Moines

MAY of Worth

H-1624 FILED APRIL 8, 1997

Ruled not germane 4/9/97 (p. 1113)

SENATE FILE 391

H-1625

1 Amend Senate File 391, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 4, by inserting after line 14 the
4 following:

5 "The department shall use a portion of the moneys
6 appropriated under this subsection to alleviate safety
7 problems associated with the pedestrian walkway under
8 state highway 150 near the Iowa school for the blind
9 in Vinton."

By BRAND of Tama

H-1625 FILED APRIL 8, 1997

Spot 4/9/97 (p. 1112)

SENATE FILE 391

H-1368

- 1 Amend Senate File 391, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 3, line 4, by inserting after the word
- 4 "senate" the following: "in consultation with the
- 5 minority leader in each house".

By MURPHY of Dubuque
KOENIGS of Mitchell
HUSER of Polk

WARNSTADT of Woodbury
COHOON of Des Moines
BUTKA of Clinton

H-1368 FILED MARCH 25, 1997

Adopted 4/9/97 (p. 1111)

SENATE FILE 391

H-1369

- 1 Amend Senate File 391, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. By striking page 7, line 33, through page 8,
- 4 line 19.
- 5 2. Title page, lines 9 and 10, by striking the
- 6 words "and providing for the designation of access
- 7 Iowa highways,".
- 8 3. By renumbering as necessary.

By KOENIGS of Mitchell

H-1369 FILED MARCH 25, 1997

Adopted 4/9/97 (p. 1118)

SENATE FILE 391

H-1370

- 1 Amend Senate File 391, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 6, by striking lines 10 through 13.
- 4 2. By renumbering as necessary.

By HUSER of Polk
KOENIGS of Mitchell
BUTKA of Clinton

H-1370 FILED MARCH 25, 1997

Adopted 4/9/97 (p. 1112)

SENATE FILE 391

H-1591

- 1 Amend Senate File 391, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 3, by striking lines 12 through 16.
- 4 2. Title page, lines 5 and 6, by striking the
- 5 words "establishing a toll-free road and weather
- 6 reporting system,".
- 7 3. By renumbering as necessary.

By GARMAN of Story

H-1591 FILED APRIL 8, 1997

Foot 4/9/97 (p. 1118)

REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 391

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to resolve the differences between the Senate and the House of Representatives on Senate File 391, a bill for an Act relating to and making appropriations to the state department of transportation, including allocation and use of moneys from the general fund of the state, road use tax fund, and primary road fund, providing for the nonreversion of certain moneys, establishing a toll-free road and weather reporting system, eliminating the motor vehicle use tax as the funding source for the value-added agricultural products and processes financial assistance program and the renewable fuels and coproducts fund, and providing for the designation of access Iowa highways, and providing effective dates, respectfully make the following report:

1. That the Senate recedes from its amendment, H-1701.

2. That the House amendment, S-3453, to Senate File 391, as amended, passed, and reprinted by the Senate, is amended as follows:

1. Page 1, by inserting after line 8 the following:

" ____ . Page 8, by inserting after line 21 the following:

"Sec. ____ . 1996 Iowa Acts, chapter 1218, section 51, subsection 3, is amended by striking the subsection and inserting in lieu thereof the following:

3. PRESENTATIONS AND REPEAL. The state transportation commission shall make a presentation to the joint appropriations subcommittee on transportation, infrastructure, and capitals not later than February 1, 1998, regarding the effect that complying with subsection 2 will have on the commission's compliance with section 313.2A. The department of economic development shall also make a presentation to the joint appropriations subcommittee on transportation,

CCS-391.3

Page 2

infrastructure, and capitals, not later than February 1, 1998, regarding the economic development impact of implementing subsection 2.

This section is repealed effective July 1, 2000."

ON THE PART OF THE SENATE:

ON THE PART OF THE HOUSE:

RICHARD F. DRAKE , Chairperson
MIKE CONNOLLY
MARY LOU FREEMAN
ROD HALVORSON
STEVE KING

BARRY BRAUNS, Chairperson
HENRY RAYHONS
STEVEN WARNSTADT

CCS-391.3 FILED APRIL 29, 1997

ADOPTED

4-29-97

adopted
4-29-97
(p. 1744)

SENATE FILE 391

S-3487

- 1 Amend the amendment, S-3453, to Senate File 391, as
- 2 amended, passed, and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 1, by striking lines 6 through 11.
- 5 2. By renumbering as necessary.

By MARY LOU FREEMAN

S-3487 FILED APRIL 14, 1997

ADOPTED

(P.1144)

HOUSE AMENDMENT TO
SENATE FILE 391

S-3453

- 1 Amend Senate File 391, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 3, line 4, by inserting after the word
- 4 "senate" the following: "in consultation with the
- 5 minority leader in each house".
- 6 2. Page 6, by striking lines 10 through 13.
- 7 3. By striking page 7, line 33, through page 8,
- 8 line 19.
- 9 4. Title page, lines 9 and 10, by striking the
- 10 words "and providing for the designation of access
- 11 Iowa highways,".
- 12 5. By renumbering, relettering, or redesignating
- 13 and correcting internal references as necessary.

RECEIVED FROM THE HOUSE

S-3453 FILED APRIL 9, 1997

Senate Concurred

4-14-97

(P.1144)

Freeman, Chair
Flynn
Halverson
Rittner
Douglas

SSB-187

Appropriations

Succeeded By

(SF) HF 391

SENATE/HOUSE FILE
BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY THE
JOINT APPROPRIATIONS
SUBCOMMITTEE ON TRANSPORTATION)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to and making appropriations to the state
2 department of transportation, including allocation and use of
3 moneys from the general fund of the state, road use tax fund,
4 and primary road fund, and establishing a toll-free road and
5 weather reporting system.

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

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1 Section 1. There is appropriated from the general fund of
2 the state to the state department of transportation for the
3 fiscal year beginning July 1, 1997, and ending June 30, 1998,
4 the following amounts, or so much thereof as is necessary, to
5 be used for the purposes designated:

6 1. a. For providing assistance for the restoration,
7 conservation, improvement, and construction of railroad main
8 lines, branch lines, switching yards, and sidings as required
9 in section 327H.18, for use by the railway finance authority
10 as provided in chapter 327I:

11 \$ 1,415,000

12 b. For airport engineering studies and improvement
13 projects as provided in chapter 328:

14 \$ 2,472,000

15 2. For planning and programming, for salaries, support,
16 maintenance, and miscellaneous purposes:

17 \$ 247,000

18 Sec. 2. There is appropriated from the road use tax fund
19 to the state department of transportation for the fiscal year
20 beginning July 1, 1997, and ending June 30, 1998, the
21 following amounts, or so much thereof as is necessary, for the
22 purposes designated:

23 1. For the payment of costs associated with the production
24 of motor vehicle licenses, as defined in section 321.1,
25 subsection 43:

26 \$ 1,295,000

27 2. For salaries, support, maintenance, and miscellaneous
28 purposes:

29 a. Operations and finance:

30 \$ 4,289,335

31 b. Administrative services:

32 \$ 884,590

33 c. Planning and programming:

34 \$ 429,785

35 d. Motor vehicles:

6	.....	\$	35,000
7	4. Unemployment compensation:		
8	.....	\$	17,000
9	5. For payments to the department of personnel for paying		
10	workers' compensation claims under chapter 85 on behalf of		
11	employees of the state department of transportation:		
12	.....	\$	77,000
13	6. For payment to the general fund of the state for		
14	indirect cost recoveries:		
15	.....	\$	96,000
16	7. For reimbursement to the auditor of state for audit		
17	expenses as provided in section 11.5B:		
18	.....	\$	33,740
19	8. For technology improvement projects consistent with the		
20	recommendations of the blue ribbon task force, including local		
21	area network development, electronic document management		
22	system development, geographic information system and global		
23	positioning system data development, and integrated database		
24	development:		
25	.....	\$	168,000
26	9. For membership in the north America's superhighway		
27	corridor coalition:		
28	.....	\$	150,000
29	In accordance with the rights granted the state for		
30	membership in the north America's superhighway coalition, six		
31	individuals shall be appointed to represent the state as		
32	follows:		
33	a. The director of the state department of transportation		
34	or the director's designee.		
35	b. The director of the Iowa department of economic		

1 development or the director's designee.

2 c. Four persons appointed in coordination between the
3 speaker of the house of representatives and the president of
4 the senate to represent the state's interest in interstate
5 highways 29, 35, and 80, and the business community of the
6 state.

7 Of these, the director of the state department of
8 transportation or the director's designee and one of the other
9 individuals, as determined by the speaker of the house of
10 representatives and the president of the senate, shall be
11 designated to serve on the executive committee of the
12 coalition.

13 10. For allocation to the department of public safety for
14 implementation and operation of a toll-free telephone road and
15 weather reporting system:

16 \$ 110,000

17 Sec. 3. There is appropriated from the primary road fund
18 to the state department of transportation for the fiscal year
19 beginning July 1, 1997, and ending June 30, 1998, the
20 following amounts, or so much thereof as is necessary, to be
21 used for the purposes designated:

22 1. For salaries, support, maintenance, miscellaneous
23 purposes and the following full-time equivalent positions:

24 a. Operations and finance:
25 \$ 26,348,764

26 FTEs 254.00

27 b. Administrative services:
28 \$ 5,433,910

29 FTEs 98.00

30 c. Planning and programming:
31 \$ 8,157,859

32 FTEs 174.00

33 d. Project development:
34 \$ 54,347,000

35 FTEs 1,185.00

1 It is the intent of the general assembly that no more than
2 \$313,600 from the highway beautification fund, plus an
3 allocation for salary adjustment be expended for salaries and
4 benefits for no more than 9.00 FTEs.

5 e. Maintenance:

6 \$ 98,407,750
7 FTEs 1,592.00

8 f. Motor vehicles:

9 \$ 893,597
10 FTEs 548.00

11 2. For deposit in the state department of transportation's
12 highway materials and equipment revolving fund established by
13 section 307.47 for funding the increased replacement cost of
14 equipment:

15 \$ 3,250,000

16 It is the intent of the general assembly that no more than
17 \$3,110,347 from the highway materials and equipment revolving
18 fund, plus an allocation for salary adjustment be expended for
19 salaries and benefits for no more than 89.00 FTEs.

20 3. For payments to the department of personnel for
21 expenses incurred in administering the merit system on behalf
22 of the state department of transportation, as required by
23 chapter 19A:

24 \$ 665,000

25 4. Unemployment compensation:

26 \$ 328,000

27 5. For payments to the department of personnel for paying
28 workers' compensation claims under chapter 85 on behalf of the
29 employees of the state department of transportation:

30 \$ 1,463,000

31 6. For disposal of hazardous wastes from field locations
32 and the central complex:

33 \$ 1,000,000

34 7. For payment to the general fund for indirect cost
35 recoveries:

1 \$ 704,000
2 8. For reimbursement to the auditor of state for audit
3 expenses as provided in section 11.5B:
4 \$ 207,260
5 9. For technology improvement projects consistent with the
6 recommendations of the blue ribbon task force, including local
7 area network development, electronic document management
8 system development, geographic information system and global
9 positioning system data development, and integrated database
10 development:
11 \$ 1,032,000
12 10. For improvements to upgrade the handling of wastewater
13 at various field facilities throughout the state:
14 \$ 400,000
15 11. For replacement of roofs according to the department's
16 priority list at field facility locations in Decorah, Charles
17 City, Fairfield, Fort Dodge, Neola, Harlan, or Denison:
18 \$ 400,000
19 12. For tuckpointing of the south building at the
20 department facility in Ames:
21 \$ 160,000
22 13. For field garage facilities at Des Moines, Anamosa,
23 Correctionville, Charles City, and Sheldon:
24 \$ 3,500,000

EXPLANATION

26 This bill makes appropriations from the general fund of the
27 state, the road use tax fund, and the primary road fund to the
28 state department of transportation and establishes the number
29 of full-time equivalent positions authorized to the
30 department.

31 Appropriations from the general fund include appropriations
32 for railroad lines, airport engineering studies, and planning
33 and programming. Appropriations from the road use tax fund
34 include appropriations for license plate production costs,
35 salaries, operations, motor vehicles, unemployment

1 compensation, indirect cost recoveries, technology
 2 improvements, and for membership in the north America's
 3 superhighway corridor coalition formerly the I-35 corridor
 4 coalition. The bill provides that the state shall be
 5 represented on the coalition by the director of the state
 6 department of transportation and the director of the Iowa
 7 department of economic development or the directors' designees
 8 and four individuals selected by the speaker of the house of
 9 representatives and the president of the senate to represent
 10 the state's interests in interstate highways 29, 35, and 80,
 11 and to represent the business community. Appropriations from
 12 the primary road fund include appropriations for salaries,
 13 operations, planning and programming, project development,
 14 unemployment compensation, disposal of hazardous wastes at
 15 field locations, technology improvements, wastewater handling,
 16 roof replacement at field facilities, tuckpointing of a
 17 department building in Ames, and field garages in Des Moines,
 18 Anamosa, Correctionville, Charles City, and Sheldon.

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OFFICE OF THE GOVERNOR

STATE CAPITOL
DES MOINES, IOWA 50319
315 281-5211

TERRY E BRANSTAD
GOVERNOR

MAY 20 1997

May 19, 1997

The Honorable Paul Pate
Secretary of State
State Capitol Building
LOCAL

Dear Mr. Secretary:

I hereby transmit Senate File 391, an act relating to and making appropriations to the state Department of Transportation, including allocation and use of moneys from the general fund of the state, road use tax fund, and primary road fund, providing for the nonreversion of certain moneys, establishing a toll-free road and weather reporting system, eliminating the motor vehicle use tax as the funding source for the value-added agricultural products and processes financial assistance program and the renewable fuels and coproducts fund, and providing for the designation of access Iowa highways, and providing effective dates.

Senate File 391 is, therefore, approved on this date with the following exceptions, which I hereby disapprove.

I am unable to approve the items designated as section 5 and section 10, in their entirety. These items would eliminate the revenue source used to pay for the costs of investigating and prosecuting odometer fraud cases. In 1988, a 25 cent fee on vehicle titles was established to pay for the additional expenses incurred by the Attorney General's office to handle odometer fraud cases. The revenues from the fee should continue to be deposited in the general fund and appropriated to the Attorney General to be used for that purpose.

For the above reason, I hereby respectfully disapprove these items in accordance with Amendment IV of the Amendments of 1968 to the Constitution of the State of Iowa. All other items in Senate File 391 are hereby approved as of this date.

Sincerely,

Terry E. Branstad
Governor

TEB/ps

cc: Secretary of the Senate
Chief Clerk of the House

Item Vito

SENATE FILE 391

AN ACT

RELATING TO AND MAKING APPROPRIATIONS TO THE STATE DEPARTMENT OF TRANSPORTATION, INCLUDING ALLOCATION AND USE OF MONEYS FROM THE GENERAL FUND OF THE STATE, ROAD USE TAX FUND, AND PRIMARY ROAD FUND, PROVIDING FOR THE NONREVERSION OF CERTAIN MONEYS, ESTABLISHING A TOLL-FREE ROAD AND WEATHER REPORTING SYSTEM, ELIMINATING THE MOTOR VEHICLE USE TAX AS THE FUNDING SOURCE FOR THE VALUE-ADDED AGRICULTURAL PRODUCTS AND PROCESSES FINANCIAL ASSISTANCE PROGRAM AND THE RENEWABLE FUELS AND COPRODUCTS FUND, AND PROVIDING EFFECTIVE DATES.

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

Section 1. There is appropriated from the general fund of the state to the state department of transportation for the fiscal year beginning July 1, 1997, and ending June 30, 1998, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

- 1. a. For providing assistance for the restoration, conservation, improvement, and construction of railroad main lines, branch lines, switching yards, and sidings as required in section 327B.18, for use by the railway finance authority as provided in chapter 327I:
 - \$ 1,415,000
- b. For airport engineering studies and improvement projects as provided in chapter 328:
 - \$ 2,472,000
- 2. For planning and programming, for salaries, support, maintenance, and miscellaneous purposes:
 - \$ 247,000

Sec. 2. There is appropriated from the road use tax fund to the state department of transportation for the fiscal year

beginning July 1, 1997, and ending June 30, 1998, the following amounts, or so much thereof as is necessary, for the purposes designated:

- 1. For the payment of costs associated with the production of motor vehicle licenses, as defined in section 321.1, subsection 43:
 - \$ 1,295,000
- 2. For salaries, support, maintenance, and miscellaneous purposes:
 - a. Operations and finance:
 - \$ 4,289,335
 - b. Administrative services:
 - \$ 884,590
 - c. Planning and programming:
 - \$ 429,785
 - d. Motor vehicles:
 - \$ 22,475,386
- 3. For payments to the department of personnel for expenses incurred in administering the merit system on behalf of the state department of transportation, as required by chapter 19A:
 - \$ 35,000
- 4. Unemployment compensation:
 - \$ 17,000
- 5. For payments to the department of personnel for paying workers' compensation claims under chapter 85 on behalf of employees of the state department of transportation:
 - \$ 77,000
- 6. For payment to the general fund of the state for indirect cost recoveries:
 - \$ 96,000
- 7. For reimbursement to the auditor of state for audit expenses as provided in section 11.5B:
 - \$ 33,740

8. For technology improvement projects consistent with the recommendations of the blue ribbon task force, including local area network development, electronic document management system development, geographic information system and global positioning system data development, and integrated database development:

..... \$ 168,000

9. For up to the following amount for membership in the North America's superhighway corridor coalition:

..... \$ 150,000

In accordance with the rights granted the state for membership in the North America's superhighway coalition, six individuals shall be appointed to represent the state as follows:

a. The director of transportation or the director's designee.

b. The director of the Iowa department of economic development or the director's designee.

c. Four persons appointed in coordination between the speaker of the house of representatives and the president of the senate in consultation with the minority leader in each house to represent the state's interest in interstate highways 29, 35, and 80, and the business and labor community of the state.

Of these, the director of transportation or the director's designee and one of the other individuals, as determined by the speaker of the house of representatives and the president of the senate, shall be designated to serve on the executive committee of the coalition.

10. For assisting the department of public safety in analyzing how to provide and, if feasible, implementing and operating a system providing toll-free telephone road and weather conditions information:

..... \$ 110,000

Sec. 3. There is appropriated from the primary road fund to the state department of transportation for the fiscal year beginning July 1, 1997, and ending June 30, 1998, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

1. For salaries, support, maintenance, miscellaneous purposes and the following full-time equivalent positions:

a. Operations and finance:

..... \$ 26,348,764
..... FTEs 254.00

b. Administrative services:

..... \$ 5,433,910
..... FTEs 98.00

c. Planning and programming:

..... \$ 8,157,859
..... FTEs 174.00

d. Project development:

..... \$ 54,347,000
..... FTEs 1,185.00

It is the intent of the general assembly that no more than \$313,600, plus an allocation for salary adjustment, be expended from the highway beautification fund for salaries and benefits for no more than 9.00 FTEs.

e. Maintenance:

..... \$ 98,407,750
..... FTEs 1,592.00

f. Motor vehicles:

..... \$ 893,597
..... FTEs 548.00

2. For use to meet cash flow needs for maintenance of the state highway system due to the unavailability of sufficient funds appropriated under subsection 1, paragraph "e":

..... \$ 954,000

3. For deposit in the state department of transportation's highway materials and equipment revolving fund established by

section 307.47 for funding the increased replacement cost of equipment:

..... \$ 3,250,000

It is the intent of the general assembly that no more than \$3,110,347 plus an allocation for salary adjustment, from the highway materials and equipment revolving fund, be expended for salaries and benefits for no more than 89.00 FTEs.

4. For payments to the department of personnel for expenses incurred in administering the merit system on behalf of the state department of transportation, as required by chapter 19A:

..... \$ 665,000

5. Unemployment compensation: \$ 328,000

6. For payments to the department of personnel for paying workers' compensation claims under chapter 85 on behalf of the employees of the state department of transportation:

..... \$ 1,463,000

7. For disposal of hazardous wastes from field locations and the central complex:

..... \$ 1,000,000

8. For payment to the general fund for indirect cost recoveries:

..... \$ 704,000

9. For reimbursement to the auditor of state for audit expenses as provided in section 11.5B:

..... \$ 207,260

10. For technology improvement projects consistent with the recommendations of the blue ribbon task force, including local area network development, electronic document management system development, geographic information system and global positioning system data development, and integrated database development:

..... \$ 1,032,000

11. For improvements to upgrade the handling of wastewater at various field facilities throughout the state:

..... \$ 400,000

12. For replacement of roofs according to the department's priority list at field facility locations in Decorah, Charles City, Fairfield, Fort Dodge, Neola, Harlan, or Denison:

..... \$ 400,000

13. For tuckpointing of the south building at the department facility in Ames:

..... \$ 160,000

14. For field garage facilities at Des Moines, Anamosa, Correctionville, Charles City, and Sheldon:

..... \$ 3,500,000

Section 8.33 does not apply to funds appropriated in subsections 11 through 14. Funds appropriated in subsections 11 through 14 shall remain available for expenditure for the purposes designated until June 30, 2000. Unencumbered or unobligated funds remaining on June 30, 2000, from funds appropriated in subsections 11 through 14 shall revert to the primary road fund on August 31, 2000.

Sec. 4. For the fiscal year beginning July 1, 1998, any appropriations from the road use tax fund, from the primary road fund, or from use tax receipts to departments for services provided to the state department of transportation shall be within the authority of the joint appropriations subcommittee on transportation, infrastructure, and capitals and shall appear as line items in the bill relating to and making appropriations to the state department of transportation.

Veto

Sec. 5. Section 8.60, subsection 8, Code 1997, is amended by striking the subsection.

Sec. 6. Section 15E.112, subsections 1 and 3, Code 1997, are amended to read as follows:

1. A value-added agricultural products and processes financial assistance fund is created within the state treasury

under the control of the department. ~~Three million six hundred fifty thousand dollars is appropriated from the general fund of the state to the fund each fiscal year.~~ The fund shall consist of ~~any money those~~ appropriated by the ~~general assembly moneys~~ and any other moneys available to and obtained or accepted by the department from the federal government or private sources for placement in the fund. The assets of the fund shall be used by the department only for carrying out the purposes of section 152.111.

3. Payments of interest, recaptures of awards, or repayments of moneys loaned under the value-added agricultural products and processes financial assistance program shall be deposited into the fund. Section 8.33 does not apply to any moneys in the fund. ~~Unencumbered or unobligated moneys in the fund derived from moneys deposited pursuant to section 423.24, which are in excess of three million six hundred fifty thousand dollars of unencumbered or unobligated moneys in the fund deposited pursuant to that section, which are remaining on June 30 of each fiscal year, shall be credited on August 31 to the road use tax fund as created in section 312.1.~~

Sec. 7. Section 159A.7, subsection 1, unnumbered paragraph 1, Code 1997, is amended to read as follows:

A renewable fuels and coproducts fund is created in the state treasury under the control of the office of renewable fuels and coproducts. ~~The fund is composed of moneys accepted by the office.~~ Three hundred fifty thousand dollars is appropriated from the general fund of the state to the fund each fiscal year. The fund may also include moneys ~~appropriated by the general assembly,~~ and other moneys available to and obtained or accepted by the office, including moneys from the United States, other states in the union, foreign nations, state agencies, political subdivisions, and private sources.

Sec. 8. Section 159A.7, subsection 3, Code 1997, is amended by striking the subsection.

Sec. 9. Section 159A.7, subsection 6, Code 1997, is amended to read as follows:

6. Section 8.33 does not apply to moneys in the fund. Income received by investment of moneys in the fund shall remain in the fund. ~~Unencumbered or unobligated moneys in the fund derived from moneys deposited pursuant to section 423.24, which are in excess of three hundred fifty thousand dollars of unencumbered or unobligated moneys in the fund deposited pursuant to that section, and which are remaining on June 30 of each fiscal year, shall be credited on August 31 to the road use tax fund as created in section 312.1.~~

Sec. 10. Section 312.2, subsection 13, Code 1997, is amended by striking the subsection. -VETO

Sec. 11. Section 423.24, subsection 1, paragraph b, Code 1997, is amended by striking the paragraph.

Sec. 12. 1996 Iowa Acts, chapter 1218, section 51, subsection 3, is amended by striking the subsection and inserting in lieu thereof the following:

3. PRESENTATIONS AND REPEAL. The state transportation commission shall make a presentation to the joint appropriations subcommittee on transportation, infrastructure, and capitals not later than February 1, 1998, regarding the effect that complying with subsection 2 will have on the commission's compliance with section 313.2A. The department of economic development shall also make a presentation to the joint appropriations subcommittee on transportation, infrastructure, and capitals, not later than February 1, 1998, regarding the economic development impact of implementing subsection 2.

This section is repealed effective July 1, 2000.

Sec. 13. 1994 Iowa Acts, chapter 1119, section 36, is repealed.

Sec. 14. 1995 Iowa Acts, chapter 67, section 49, is repealed.

Sec. 15. EFFECTIVE DATES.

1. Sections 13 and 14 of this Act take effect July 1, 1997.
2. Sections 5 and 10 of this Act take effect July 1, 1998.
3. Sections 6, 7, 8, 9, and 11 of this Act take effect July 1, 2000.

MARY E. KRAMER
President of the Senate

RON J. CORBETT
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 391, Seventy-seventh General Assembly.

MARY PAT GUNDERSON
Secretary of the Senate

Terry E. Branstad
Approved May 19, 1997

TERRY E. BRANSTAD
Governor

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