

TAX AID FOR RAILROADS

327H.1 to 327H.17 Repealed by 78 Acts, ch 1110, § 25.

327H.18 Railroad assistance.

Moneys provided to the department for railroad assistance under this chapter shall be expended for providing assistance for the restoration, conservation, improvement, and construction of railroad main lines, branch lines, switching yards and sidings. However, not more than twenty percent of the funds appropriated to the department for railroad assistance from the general fund of the state in any fiscal year shall be used for restoration, conservation, improvement, and construction of railroad main lines, switching yards and sidings. Any moneys received by the department by agreements, grants, gifts, or other means from individuals, companies, business entities, cities, or counties for the purposes of this section shall be credited to the general fund of the state.

Moneys received by or reimbursements made to the department pursuant to this section and sections 327I.7, subsection 14, and 327H.20 shall be deposited into the general fund of the state and all moneys received by the department by agreements, grants, gifts, or other means which were deposited into the state general fund as a result of this section are appropriated for state railroad assistance under this chapter. Moneys deposited into the general fund of the state pursuant to this section are subject to the requirements of section 8.60.

[C77, 79, 81, § 327H.18; 81 Acts, ch 116, § 1]

86 Acts, ch 1238, § 16; 87 Acts, ch 17, §9; 91 Acts, ch 260, §1228; 93 Acts, ch 131, §14; 94 Acts, ch 1107, §53

327H.19 Repealed by 78 Acts, ch 1110, § 25.

327H.20 Assistance agreements.

The department may enter into agreements with railroad corporations, the United States government, cities, counties, and other persons for carrying out the purposes of this chapter. Agreements entered into between the department and railroad corporations under this section may require a railroad corporation to reimburse all or part of the costs paid from funds provided by the department from revenue derived from all railroad cars and traffic using the main line, branch line, switching yard or sidings defined in the agreement. An agreement which does not require the repayment of railroad assistance funds used for rehabilitation projects shall require the railroad corporation to establish and maintain a separate corporation account to which an amount equal to all or part of the costs paid from funds provided by the department shall be credited from revenue derived from all railroad cars and traffic using the main line, branch line, switching yard, or siding defined in the agreement. Credits to the corporation account by the railroad corporation may be used for the restoration, conservation, improvement, and construction of the railroad corporation's main line, branch lines, switching yards, and sidings within the state. The agreement shall stipulate the terms and conditions governing the use of credits to the corporation account as well as a penalty for the use of the account in a manner other than as provided in the agreement.

With the department's approval, a city may appropriate money from its general fund to the department. The department may agree to pay partial or total reimbursement to a city or county which appropriates money to the department. Money appropriated to the department from a city or county shall be used only as provided in section 327H.18 and within the city or county providing the money.

Moneys appropriated to the department by a city, county, or railroad district which are unexpended or unobligated following the expiration of an agreement shall be repaid to the city, county, or railroad district.

[C77, 79, 81, § 327H.20, 327H.22; S81, § 327H.20; 81 Acts, ch 116, § 2, ch 117, § 1049; 82 Acts, ch 1104, § 9]

86 Acts, ch 1247, § 12; 87 Acts, ch 115, §50; 88 Acts, ch 1211, § 4; 94 Acts, ch 1107, §54

327H.20A Railroad revolving loan fund.

A railroad revolving loan fund is established in the office of the treasurer of state under the control of the department. Moneys in this fund shall be expended for loans to provide assistance for the restoration, conservation, improvement, and construction of railroad main lines, branch lines, switching yards, sidings, rail connections, intermodal yards, highway grade separations, and other railroad-related improvements. The department shall administer a program for the granting and administration of loans under this section. The department may enter into agreements with railroad corporations, the United States government, cities, counties, and other persons for carrying out the purposes of this section. Moneys received as loan repayments shall be credited to the railroad revolving loan fund. Notwithstanding section 8.33, moneys in the railroad revolving loan fund shall not revert to the general fund of the state but shall remain available indefinitely for expenditure under this section.

98 Acts, ch 1223, §39

Moneys in the railroad revolving loan fund may be used to erect close-clearance warning devices along railroad rights-of-way; 99 Acts, ch 120, §4

327H.21 Federal funds.

The department may accept federal funds to carry out the purposes of this chapter. All federal funds received under this section and all interest and earnings on federal funds received under this section are appropriated for the purposes set forth in the federal grants.

[C77, 79, 81, S81, § 327H.21; 81 Acts, ch 116, § 3]

94 Acts, ch 1107, §55

327H.22 Repealed by 81 Acts, ch 116, § 7. See § 327H.20.

327H.23 Repealed by 81 Acts, ch 117, § 1097.

327H.24 Reversions transfers moneys to be repaid. Repealed by 94 Acts, ch 1107, §98.

327H.25 Energy policy council agreements.

All agreements for railroad assistance entered into by the energy policy council with railroads and other persons shall be carried out by the department.

[C77, 79, 81, S81, § 327H.25; 81 Acts, ch 116, § 5]

94 Acts, ch 1107, §56

327H.26 Definition.

As used in this chapter, unless the context otherwise requires, "*department*" means the state department of transportation.

[S81, § 327H.26; 81 Acts, ch 116, § 6]