

Senate Amendment 5700

Amendment Text

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1 1 Amend [House File 2421](#), as amended, passed, and
1 2 reprinted by the House, as follows:
1 3 #1. Page 2, by inserting after line 20 the
1 4 following:
1 5 "8. For automating the oversize vehicle permitting
1 6 system authorized under chapter 321E in order to
1 7 improve communication between carriers and the
1 8 department regarding changing road conditions,
1 9 including construction zones:
1 10 \$ 125,000"
1 11 #2. Page 3, by inserting after line 14 the
1 12 following:
1 13 "g. For construction, reconstruction, and
1 14 maintenance of the state highway system as
1 15 appropriated for in chapter 313:
1 16 \$300,000,000
1 17 It is the intent of the general assembly, that if
1 18 additional moneys become available to the primary road
1 19 fund, the state transportation commission may expend
1 20 the funds pursuant to section 313.4. Of the
1 21 appropriation in this paragraph, the following amount
1 22 shall be used by the department for construction of an
1 23 overpass on highway 218 located between Ainsworth and
1 24 Riverside for the purpose of facilitating access to
1 25 schools located in the Highland community school
1 26 district:
1 27 \$ 1,617,000"
1 28 #3. Page 4, by striking lines 15 and 16 and
1 29 inserting the following:
1 30 "b. For field garage facilities in Anamosa and
1 31 Southeast Des Moines:
1 32 \$ 1,500,000"
1 33 #4. Page 4, by striking line 30 and inserting the
1 34 following: "the highway construction program and
1 35 highway".
1 36 #5. Page 5, line 2, by inserting after the figure
1 37 "1996." the following: "The department shall include
1 38 input from department employees who are members of a
1 39 statewide employee organization on the effects of
1 40 implementation of these recommendations on job-related
1 41 activities and employee displacement."
1 42 #6. Page 5, by inserting after line 2 the
1 43 following:
1 44 "3. The department shall study the feasibility of
1 45 joining the I-35 corridor coalition and the effects on
1 46 the state interstate system from designation of I-35
1 47 as a portion of the international NAFTA super
1 48 highway."
1 49 #7. Page 7, by inserting after line 23 the
1 50 following:
2 1 "DEPARTMENT OF CULTURAL AFFAIRS
2 2 Sec. _____. There is appropriated from the rebuild
2 3 Iowa infrastructure fund of the state to the
2 4 department of cultural affairs for the fiscal year
2 5 beginning July 1, 1996, and ending June 30, 1997, the
2 6 following amount, or so much thereof as is necessary,
2 7 to be allocated to an Iowa project that has received a

2 8 national endowment for the humanities award for a
 2 9 museum and discovery center:
 2 10 \$ 500,000
 2 11 Allocation of moneys pursuant to this section shall
 2 12 be contingent upon a two-thirds matching contribution
 2 13 of local moneys.
 2 14 It is the intent of the general assembly that an
 2 15 additional \$500,000 shall be appropriated from the
 2 16 rebuild Iowa infrastructure fund for the fiscal year
 2 17 beginning July 1, 1997, for completion of the project
 2 18 in this section.
 2 19 Notwithstanding section 8.33, unencumbered or
 2 20 unobligated moneys remaining on June 30, 1997, from
 2 21 the funds appropriated in this section shall revert to
 2 22 the rebuild Iowa infrastructure fund on August 31,
 2 23 1997.
 2 24 DEPARTMENT OF EDUCATION
 2 25 Sec. _____. There is appropriated from the rebuild
 2 26 Iowa infrastructure fund of the state to the
 2 27 department of education for the fiscal year beginning
 2 28 July 1, 1996, and ending June 30, 1997, the following
 2 29 amounts, or so much thereof as is necessary, to be
 2 30 used for the purposes designated:
 2 31 1. For community colleges to be allocated to each
 2 32 community college by the department of education based
 2 33 upon the proportional total of square footage space of
 2 34 buildings located on each community college campus:
 2 35 \$ 4,000,000
 2 36 Of the appropriation in this subsection and prior
 2 37 to allocation of any other moneys provided in this
 2 38 subsection, \$500,000 shall be allocated to
 2 39 southwestern community college for construction of a
 2 40 rural heritage center. It is the intent of the
 2 41 general assembly that an additional \$500,000 shall be
 2 42 appropriated for the fiscal year beginning July 1,
 2 43 1997, for the rural heritage center.
 2 44 Notwithstanding section 8.33, unencumbered or
 2 45 unobligated moneys remaining on June 30, 1998, from
 2 46 the funds appropriated in this subsection shall revert
 2 47 to the rebuild Iowa infrastructure fund on August 31,
 2 48 1998.
 2 49 2. For improvement and maintenance of
 2 50 institutional roads on community college campuses:
 3 1 \$ 600,000
 3 2 Notwithstanding section 8.33, unencumbered or
 3 3 unobligated moneys remaining on June 30, 1997, from
 3 4 the funds appropriated in this subsection shall revert
 3 5 to the rebuild Iowa infrastructure fund on August 31,
 3 6 1997."
 3 7 #8. By striking page 7, line 25, through page 8,
 3 8 line 23, and inserting the following:
 3 9 "Sec. 50. There is appropriated from the rebuild
 3 10 Iowa infrastructure fund of the state to the
 3 11 department of general services for the fiscal year
 3 12 beginning July 1, 1995, and ending June 30, 1996, the
 3 13 following amount, or so much thereof as is necessary,
 3 14 to be used for the following purpose:
 3 15 To provide for the renovation and repair of the
 3 16 soldiers and sailors monument of the civil war on the
 3 17 state capitol complex:
 3 18 \$ 150,000
 3 19 Notwithstanding section 8.33, unencumbered or
 3 20 unobligated moneys remaining on June 30, 1998, from
 3 21 the funds appropriated in this section shall revert to
 3 22 the rebuild Iowa infrastructure fund on August 31,
 3 23 1998.
 3 24 Sec. 51. There is appropriated from the rebuild

3 25 Iowa infrastructure fund of the state to the
 3 26 department of general services for the fiscal year
 3 27 beginning July 1, 1995, and ending June 30, 1996, the
 3 28 following amount, or so much thereof as is necessary,
 3 29 to be used for the following purpose:
 3 30 To provide for the planning, siting, and
 3 31 construction of a world war II veterans memorial:
 3 32 \$ 200,000
 3 33 1. The moneys appropriated in this section may be
 3 34 used to match nonstate funds for the planning, siting,
 3 35 and construction of the memorial. The state match
 3 36 shall be \$2 of state money for each \$3 of nonstate
 3 37 money.
 3 38 2. Notwithstanding section 8.33, unencumbered or
 3 39 unobligated moneys remaining on June 30, 1998, from
 3 40 the funds appropriated in this section shall revert to
 3 41 the rebuild Iowa infrastructure fund on August 31,
 3 42 1998.
 3 43 Sec. _____. There is appropriated from the rebuild
 3 44 Iowa infrastructure fund of the state to the
 3 45 department of general services for the fiscal year
 3 46 beginning July 1, 1996, and ending June 30, 1997, the
 3 47 following amounts, or so much thereof as is necessary,
 3 48 to be used for the purposes designated:
 3 49 1. For major maintenance needs including health,
 3 50 life, and fire safety and for compliance with the
 4 1 federal Americans with Disabilities Act for state-
 4 2 owned buildings and facilities:
 4 3 \$ 6,500,000
 4 4 2. For critical and deferred maintenance at
 4 5 Terrace Hill:
 4 6 \$ 150,000
 4 7 As a condition of receiving this appropriation,
 4 8 private matching funds must be contributed on a
 4 9 dollar-for-dollar basis.
 4 10 Notwithstanding section 8.33, unencumbered or
 4 11 unobligated funds remaining on June 30, 2001, from the
 4 12 funds appropriated in this section shall revert to the
 4 13 rebuild Iowa infrastructure fund of the state on
 4 14 August 31, 2001.
 4 15 Sec. _____.
 4 16 1. There is appropriated from the rebuild Iowa
 4 17 infrastructure fund of the state to the department of
 4 18 general services for the fiscal year beginning July 1,
 4 19 1996, and ending June 30, 1999, the following amounts,
 4 20 or so much thereof as is necessary, to be used for the
 4 21 projects in the amounts and for the fiscal years as
 4 22 designated in subsection 2:
 4 23 a. For the fiscal year beginning July 1, 1996, and
 4 24 ending June 30, 1997:
 4 25 \$ 18,500,000
 4 26 b. For the fiscal year beginning July 1, 1997, and
 4 27 ending June 30, 1998:
 4 28 \$ 16,900,000
 4 29 c. For the fiscal year beginning July 1, 1998, and
 4 30 ending June 30, 1999:
 4 31 \$ 3,900,000
 4 32 2. a. For exterior state capitol building
 4 33 restoration:
 4 34 (1) For the fiscal year beginning July 1, 1996,
 4 35 and ending June 30, 1997:
 4 36 \$ 9,300,000
 4 37 (2) For the fiscal year beginning July 1, 1997,
 4 38 and ending June 30, 1998:
 4 39 \$ 7,600,000
 4 40 b. For interior state capitol building
 4 41 restoration:

4 42 (1) For the fiscal year beginning July 1, 1996,
 4 43 and ending June 30, 1997:
 4 44 \$ 2,800,000
 4 45 (2) For the fiscal year beginning July 1, 1998,
 4 46 and ending June 30, 1999:
 4 47 \$ 2,300,000
 4 48 c. For renovation of the old historical building:
 4 49 (1) For the fiscal year beginning July 1, 1996,
 4 50 and ending June 30, 1997:
 5 1 \$ 5,400,000
 5 2 (2) For the fiscal year beginning July 1, 1997,
 5 3 and ending June 30, 1998:
 5 4 \$ 4,100,000
 5 5 (3) For the fiscal year beginning July 1, 1998,
 5 6 and ending June 30, 1999:
 5 7 \$ 1,600,000
 5 8 d. For renovation of the Lucas tunnel for the
 5 9 fiscal year beginning July 1, 1996, and ending June
 5 10 30, 1997:
 5 11 \$ 600,000
 5 12 e. For renovation of the first and second floors
 5 13 of the Lucas state office building:
 5 14 (1) For the fiscal year beginning July 1, 1996,
 5 15 and ending June 30, 1997:
 5 16 \$ 400,000
 5 17 (2) For the fiscal year beginning July 1, 1997,
 5 18 and ending June 30, 1998:
 5 19 \$ 5,200,000
 5 20 Notwithstanding section 8.33, unencumbered or
 5 21 unobligated funds remaining on June 30, 2001, from the
 5 22 funds appropriated in this section shall revert to the
 5 23 rebuild Iowa infrastructure fund of the state on
 5 24 August 31, 2001."
 5 25 #9. Page 9, by inserting after line 3 the
 5 26 following:
 5 27 "Sec. _____. There is appropriated from the rebuild
 5 28 Iowa infrastructure fund of the state to the
 5 29 department of natural resources for the fiscal year
 5 30 beginning July 1, 1996, and ending June 30, 1997, the
 5 31 following amount, or so much thereof as is necessary,
 5 32 to be used for the following purpose:
 5 33 For the rehabilitation, preservation, and continued
 5 34 use of state park facilities, including low-head dams
 5 35 and historic buildings, appurtenant structures, and
 5 36 utilities built by the civilian conservation corps
 5 37 (CCC) or the works progress administration (WPA):
 5 38 \$ 5,000,000
 5 39 The department of natural resources shall establish
 5 40 rules providing for distribution of a portion of the
 5 41 appropriation in this section to other governmental
 5 42 entities owning or managing CCC or WPA facilities.
 5 43 All rehabilitation and preservation of CCC or WPA
 5 44 buildings funded by this appropriation shall conform
 5 45 to the United States secretary of the interior's
 5 46 standards for rehabilitation and guidelines for
 5 47 rehabilitating historic buildings. Where feasible,
 5 48 the department shall encourage the use of youth
 5 49 employment for rehabilitation and preservation efforts
 5 50 provided for in this section.
 6 1 Notwithstanding section 8.33, unencumbered or
 6 2 unobligated moneys remaining on June 30, 1999, from
 6 3 the funds appropriated in this section, shall revert
 6 4 to the rebuild Iowa infrastructure fund on August 31,
 6 5 1999."
 6 6 #10. By striking page 9, line 31, through page 10,
 6 7 line 8.
 6 8 #11. Page 10, by inserting after line 18 the

6 9 following:

6 10 "Funds appropriated in this subsection shall only
6 11 be expended upon receiving notification from the
6 12 United States department of veterans affairs that
6 13 federal funds have been appropriated to the commission
6 14 for the expansion."

6 15 #12. Page 10, by inserting after line 22 the
6 16 following:

6 17 "Sec. _____. It is the intent of the general
6 18 assembly that \$1,400,000 shall be appropriated from
6 19 the rebuild Iowa infrastructure fund to the commission
6 20 of veterans affairs for fiscal year 1998 for
6 21 additional funding for food preparation and dining
6 22 room expansion."

6 23 #13. By striking page 10, line 23 through page 11,
6 24 line 24.

6 25 #14. By striking page 11, line 32, through page
6 26 12, line 2, and inserting the following:

6 27 "For renovation and restoration of the grandstand,
6 28 the cattle barn, the horse barn, the swine barn, and
6 29 for improvements to sewer, water, and electrical
6 30 systems located on the state fairgrounds:

6 31 \$ 5,000,000

6 32 Notwithstanding section 8.33, unencumbered or
6 33 unobligated moneys remaining on June 30, 1998, from
6 34 the funds appropriated in this section shall revert to
6 35 the rebuild Iowa infrastructure fund on August 31,
6 36 1998."

6 37 #15. Page 12, by inserting after line 18 the
6 38 following:

6 39 "Sec. _____. Section 8.22A, subsection 5, unnumbered
6 40 paragraph 2, Code Supplement 1995, is amended to read
6 41 as follows:

6 42 a. The amount of lottery revenues for the
6 43 following fiscal year to be available for disbursement
6 44 following the deductions made pursuant to section
6 45 99E.10, subsection 1.

6 46 b. The amount of revenue for the following fiscal
6 47 year from gambling revenues and from interest earned
6 48 on the cash reserve fund and the economic emergency
6 49 fund to be deposited in the rebuild Iowa
6 50 infrastructure fund under section 8.57, subsection 5,
7 1 paragraph "e".

7 2 Sec. 100. Section 8.54, subsection 5, Code 1995,
7 3 is amended to read as follows:

7 4 5. For a fiscal

~~years~~

- ~~year~~ in which section 8.55,
7 5 subsection 2,

~~results~~

- ~~is projected to result~~ in moneys
7 6 being transferred to the general fund, the

~~original~~

-
7 7 state general fund expenditure limitation amount for
7 8 that fiscal year as provided for in subsection 3 shall
7 9 be

~~readjusted~~

- ~~adjusted~~ to include the moneys which are
7 10

~~so~~

- ~~projected to be~~ transferred.

7 11 Sec. 200. Section [8.55](#), subsection 2, Code
7 12 Supplement 1995, is amended to read as follows:
7 13 2. The maximum balance of the fund is the amount
7 14 equal to five percent of the adjusted revenue estimate
7 15 for the fiscal year. If the amount of moneys in the
7 16 Iowa economic emergency fund is equal to the maximum
7 17 balance, moneys in excess of this amount shall be
7 18 transferred

~~to the general fund~~
~~as follows:~~

7 19 a. An amount equal to not more than two and one-
7 20 half percent of the adjusted revenue estimate for the
7 21 fiscal year in which the transfer is made shall be
7 22 transferred to the rebuild Iowa infrastructure fund.
7 23 b. Moneys remaining following the transfer in
7 24 paragraph "a" shall be transferred to the general fund
7 25 of the state.

7 26 Sec. 300. Section [8.57](#), subsection 5, paragraph c,
7 27 Code Supplement 1995, is amended to read as follows:

7 28 c. Moneys in the fund in a fiscal year shall be
7 29 used as directed by the general assembly for public
7 30 vertical

~~infrastructure-related expenditures~~

~~-~~
7 31 infrastructure projects. For the purposes of this
7 32 subsection, "vertical infrastructure" means the
7 33 construction or renovation of buildings, all
7 34 appurtenant structures, utilities, and site
7 35 development. "Vertical infrastructure" does not
7 36 include operational expenses or leasing of a building,
7 37 appurtenant structure, or utility without a purchase
7 38 agreement. Moneys in the fund shall only be expended
7 39 for projects with an expected useful life of twenty
7 40 years or more.

7 41 Sec. 400. Section [8.57](#), subsection 5, Code
7 42 Supplement 1995, is amended by adding the following
7 43 new paragraphs:

7 44 NEW PARAGRAPH. e. Notwithstanding sections 99D.17
7 45 and 99F.11, not more than a total of sixty million
7 46 dollars shall be deposited in the general fund of the
7 47 state in any fiscal year pursuant to sections 99D.17
7 48 and 99F.11. The total moneys in excess of sixty
7 49 million dollars in a fiscal year shall be deposited in
7 50 the infrastructure fund and shall be used as provided
8 1 in this section, notwithstanding section 8.60.

8 2 NEW PARAGRAPH. f. Beginning July 1, 1997, and
8 3 each fiscal year thereafter, fifteen million dollars
8 4 is appropriated from the infrastructure fund, to the
8 5 department of revenue and finance to be used to
8 6 provide matching funds for counties, cities, or school
8 7 districts that have approved a bond issuance by
8 8 referendum in accordance with section 16.203."

8 9 #16. Page 12, by inserting after line 30 the
8 10 following:

8 11 "Sec. ____ NEW SECTION. 16.203 VERTICAL
8 12 INFRASTRUCTURE BONDING MATCH PROGRAM.

8 13 1. The authority shall create a vertical
8 14 infrastructure bonding match program to provide
8 15 matching moneys for counties, cities, and school
8 16 districts that have approved a bond issuance by
8 17 referendum for the purpose of constructing or
8 18 renovating vertical infrastructure. "Vertical
8 19 infrastructure" means the same as defined in section
8 20 8.57, subsection 5, paragraph "c".

8 21 2. The matching moneys provided under this section

8 22 shall be in an amount of up to ten percent of the
8 23 amount of the vertical infrastructure project or one
8 24 million dollars, whichever is less. Moneys shall be
8 25 distributed under this section in any one fiscal year
8 26 only until the fifteen million dollars allocated
8 27 pursuant to section 8.57, subsection 5, paragraph "f",
8 28 has been expended.

8 29 3. Funding shall be limited to only one political
8 30 entity within a county in any fiscal year. For
8 31 purposes of this subsection, "political entity" means
8 32 a county or city or school district located within one
8 33 or more counties, or any of the above who have entered
8 34 into a chapter 28E agreement. For political entities
8 35 that are located in one or more counties, the
8 36 limitation on one political entity within one county
8 37 in this subsection shall be determined as follows:

8 38 a. For cities, the county in which the majority of
8 39 the population resides.

8 40 b. For school districts, the county in which the
8 41 majority of the students reside.

8 42 4. To be eligible to receive matching moneys, a
8 43 county, city, or school district shall do all of the
8 44 following:

8 45 a. Obtain a preapproval letter of commitment prior
8 46 to the bond issuance referendum. To obtain
8 47 preapproval under this section, the applicant must
8 48 submit a five-year vertical infrastructure plan in
8 49 accordance with rules adopted by the authority.

8 50 b. Pass a successful bond issuance by referendum,
9 1 in accordance with the statutory requirements for each
9 2 entity.

9 3 5. Upon a determination of eligibility, the
9 4 authority shall notify the department of revenue and
9 5 finance of the eligible county, city, or school
9 6 district and the amount of funding that the entity is
9 7 to receive. The department of revenue and finance
9 8 shall disburse the moneys to the entity in the
9 9 appropriate amount."

9 10 #17. Page 12, by inserting after line 30 the
9 11 following:

9 12 "Sec. ____ NEW SECTION. 18A.12 STATE CAPITOL
9 13 VIEW PRESERVATION PLAN.

9 14 1. The department of general services, at the
9 15 direction of the capitol planning commission, shall
9 16 adopt rules establishing and updating a state capitol
9 17 view preservation plan. The commission shall consult
9 18 with the city of Des Moines in establishing and
9 19 updating the plan. The purpose of the plan shall be
9 20 to ensure that the most dramatic or scenic views of
9 21 the state capitol remain unobstructed by the erection
9 22 of structures, including but not limited to buildings,
9 23 towers, and monuments.

9 24 2. As part of the plan the commission shall
9 25 establish a state capitol dominance zoning district
9 26 and state capitol scenic corridors.

9 27 a. The district shall include the area where the
9 28 state capitol is located and an area not less than
9 29 one-half mile surrounding the state capitol as
9 30 measured from the center of the state capitol's dome.
9 31 The district is not required to be symmetrical, and
9 32 the size of the district is not required to be
9 33 uniform.

9 34 b. Corridors shall allow views of the state
9 35 capitol, and especially the state capitol's dome, from
9 36 numerous vantage points in each direction, which
9 37 provide unique or dramatic perspectives.

9 38 3. The state capitol view preservation plan shall

9 39 provide for regulating the height and setback of
9 40 structures erected within the state capitol dominance
9 41 zoning district, and within and along state capitol
9 42 scenic corridors. The regulations shall provide for
9 43 absolute height and setback limitations, and may
9 44 provide for proportional increases based on the
9 45 structure's distance from the state capitol, or based
9 46 on a comprehensive formula of trigonometric
9 47 projections.

9 48 4. In developing the plan, the commission shall
9 49 study alternative approaches, including considering
9 50 approaches adopted in other states. The commission
10 1 shall balance the aesthetic value and the economic
10 2 impact of each approach considered.

10 3 5. The city shall amend its zoning ordinances, and
10 4 its comprehensive plan if required, to comply with the
10 5 state capitol view preservation plan."

10 6 #18. Page 16, by inserting after line 27 the
10 7 following:

10 8 "Sec. _____. Section [307.10](#), subsection 1, Code
10 9 1995, is amended by striking the subsection and
10 10 inserting in lieu thereof the following:

10 11 1. a. Develop and coordinate an updated
10 12 comprehensive transportation policy for the state by
10 13 January 15, 1997. The policy shall be submitted to
10 14 the general assembly for approval, modification, or
10 15 rejection. Future revisions to the policy shall be
10 16 submitted to the general assembly for its approval.

10 17 b. A comprehensive transportation plan which is
10 18 based upon the updated transportation policy shall be
10 19 submitted to the governor and the general assembly
10 20 annually on January 15."

10 21 #19. Page 16, by inserting after line 29 the
10 22 following:

10 23 "Sec. 500. Section [602.8108](#), subsection 2, Code
10 24 1995, is amended to read as follows:

10 25 2. Except as otherwise provided, the clerk of the
10 26 district court shall report and submit to the state
10 27 court administrator, not later than the fifteenth day
10 28 of each month, the fines and fees received during the
10 29 preceding calendar month. Except as provided in
10 30

~~subsection~~

~~subsections 4 and 5~~, the state court

10 31 administrator shall deposit the amounts received with
10 32 the treasurer of state for deposit in the general fund
10 33 of the state. The state court administrator shall
10 34 report to the legislative fiscal bureau within thirty
10 35 days of the beginning of each fiscal quarter the
10 36 amount received during the previous quarter in the
10 37 account established under this section.

10 38 Sec. 501. Section [602.8108](#), Code 1995, is amended
10 39 by adding the following new subsection:

10 40 **NEW SUBSECTION.** 5. The state court administrator
10 41 shall allocate all of the fines and fees attributable
10 42 to commercial vehicle violation citations issued by
10 43 motor vehicle division personnel of the state
10 44 department of transportation to the treasurer of state
10 45 for deposit in the road use tax fund."

10 46 #20. Page 17, by inserting after line 13 the
10 47 following:

10 48 "Sec. _____. APPROPRIATION - RECREATIONAL TRAILS.
10 49 There is appropriated from the general fund of the
10 50 state, to the state department of transportation, for
11 1 the fiscal year beginning July 1, 1996, and ending
11 2 June 30, 1997, two million dollars, to be used for

11 3 acquiring, constructing, and improving recreational
11 4 trails in accordance with chapter 465B. A minimum of
11 5 fifty percent of the appropriation shall be used for
11 6 acquisition and construction of new recreational
11 7 trails and the remainder shall be used for maintenance
11 8 of existing recreational trails."

11 9 #21. Page 17, by striking lines 14 through 24 and
11 10 inserting the following:

11 11 "Sec. _____. STATE GENERAL FUND BUDGET INCLUSIONS.
11 12 For the fiscal year beginning July 1, 1997, and each
11 13 fiscal year thereafter, the department of personnel,
11 14 the auditor of state, the attorney general's office,
11 15 the department of inspections and appeals, the
11 16 department of management, and the department of
11 17 revenue and finance shall request appropriations from
11 18 the general fund of the state that are currently
11 19 appropriated or reimbursed from the road use tax fund,
11 20 primary road fund, motor vehicle use tax receipts, or
11 21 from motor fuel taxes.

11 22 Sec. _____. SOYDIESEL DEMONSTRATION PROJECTS.

11 23 1. The state department of transportation shall
11 24 conduct a soydiesel demonstration project by operating
11 25 the department's diesel-fueled vehicles with soydiesel
11 26 fuel for a period of one year. For purposes of this
11 27 section, "soydiesel fuel" means a mixture of diesel
11 28 fuel and processed soybean oil, if at least 5 percent
11 29 of the mixed fuel by volume is processed soybean oil.
11 30 The department shall evaluate the performance of the
11 31 vehicles, including the rate of repairs and comments
11 32 from persons operating and maintaining the vehicles.

11 33 2. The department shall report the findings of the
11 34 demonstration project and any recommendations to the
11 35 general assembly, to the chairpersons and ranking
11 36 members of the senate and house of representatives
11 37 standing committees on agriculture and to the
11 38 renewable fuels and coproducts advisory committee, by
11 39 October 1, 1997.

11 40 3. Prior to the allocation under section 423.24,
11 41 subsection 1, paragraph "b", one hundred thousand
11 42 dollars shall be allocated to the state department of
11 43 transportation for purposes of the demonstration
11 44 project under this section. Notwithstanding section
11 45 8.33, funds allocated under this section shall remain
11 46 available for expenditure until June 30, 1998.
11 47 Unobligated or unencumbered funds remaining on June
11 48 30, 1998, shall be credited to the value-added
11 49 agricultural products and processes financial
11 50 assistance fund under section 15E.112.

12 1 Sec. _____. SOYDIESEL - NONREVERSION.

12 2 Notwithstanding 1994 Iowa Acts, chapter 1119, section
12 3 32, subsection 2, paragraph "d", as amended by 1995
12 4 Iowa Acts, chapter 216, section 34, moneys remaining
12 5 unexpended or unobligated on June 30, 1996, shall not
12 6 be credited to the value-added agricultural products
12 7 and processes financial assistance fund, but shall be
12 8 allocated to the state department of transportation
12 9 for the purposes of continuing the soydiesel
12 10 demonstration project as provided for in this Act.

12 11 Sec. _____. INFRASTRUCTURE STUDY. The legislative
12 12 council is requested to study the issue of creating a
12 13 board to evaluate and prioritize expenditure of moneys
12 14 from the rebuild Iowa infrastructure fund. The
12 15 purpose of the study is to provide recommendations
12 16 regarding members of the board and a process for
12 17 determining expenditures. Consideration shall be
12 18 given to providing for the participation of the
12 19 department of general services, the department of

12 20 management, and the Iowa state university, department
12 21 of construction engineering in the study. Results of
12 22 the study shall be provided to the legislative council
12 23 by January 31, 1997.

12 24 Sec. _____. LEGISLATIVE COUNCIL DESIGNEES - STATE
12 25 CAPITOL RESTORATION AND SPACE ALLOCATION PLANNING.

12 26 The chairperson and vice chairperson of the
12 27 legislative council are designated to act on behalf of
12 28 the legislative council and shall have the authority
12 29 provided to the legislative council under section 2.43
12 30 for the following purposes:

12 31 1. For assigning space for use of the general
12 32 assembly or legislative agencies in the state capitol
12 33 building and other state office buildings, including
12 34 the first and second floors of the Lucas state office
12 35 building.

12 36 2. For approving plans for and authorizing for use
12 37 of the general assembly or legislative agencies, the
12 38 restoration, renovation, remodeling, and preparation
12 39 of the state capitol building and other state office
12 40 buildings, including the first and second floors of
12 41 the Lucas state office building, and appurtenant
12 42 physical structures, and for approving those portions
12 43 of contracts affecting such restoration, renovation,
12 44 remodeling, and preparation.

12 45 The chairperson and vice-chairperson shall consult
12 46 with the director of the department of general
12 47 services and the capitol planning commission, but
12 48 shall not be bound by any decision of the director
12 49 with respect to the responsibilities and duties set
12 50 forth in this section. The chairperson and vice-
13 1 chairperson may direct the director of the department
13 2 of general services or other state employees to carry
13 3 out their directives, or may employ other personnel to
13 4 carry out such functions.

13 5 Sec. _____. STATE GOVERNMENT - SPACE ALLOCATION
13 6 STUDY. The department of general services, in
13 7 consultation with the department of management, and
13 8 the legislative council shall study and make an
13 9 assessment of the space allocation needs for all state
13 10 agencies and entities in all areas of state
13 11 government. The study shall make a determination of
13 12 the feasibility of eliminating or reducing leased
13 13 office space and of relocating various areas of state
13 14 government outside of the Des Moines metropolitan
13 15 area. The goal of this relocation effort shall be to
13 16 provide at least fifty percent of the projected off-
13 17 complex space needs in areas located outside of the
13 18 Des Moines metropolitan area. The relocation shall
13 19 only be considered in areas that would provide
13 20 connections with the Iowa communications network. The
13 21 fifty-percent relocation calculation shall not include
13 22 the state department of transportation complex located
13 23 in Ames.

13 24 Sec. _____. REBUILD IOWA INFRASTRUCTURE FUND -
13 25 CONTINGENCY APPROPRIATION. If the rebuild Iowa
13 26 infrastructure fund does not receive an appropriation
13 27 from the operation of section 8.57, subsection 5,
13 28 paragraph "e", in an amount equivalent to at least
13 29 \$48,400,000, for the fiscal year beginning July 1,
13 30 1996, and ending June 30, 1997, moneys in an amount
13 31 equivalent to the difference shall be appropriated
13 32 from the moneys transferred to the general fund of the
13 33 state pursuant to section 8.55, subsection 2, in the
13 34 fiscal year beginning July 1, 1996.

13 35 DIVISION IV
13 36 PHYSICAL INFRASTRUCTURE ASSISTANCE PROGRAM

13 37 Sec. _____. NEW SECTION. 15E.175 PHYSICAL
13 38 INFRASTRUCTURE ASSISTANCE PROGRAM.

13 39 1. The Iowa department of economic development
13 40 shall establish a physical infrastructure financial
13 41 assistance program to provide financial assistance for
13 42 business or community physical infrastructure
13 43 development or redevelopment projects. Physical
13 44 infrastructure projects that create the necessary
13 45 infrastructure for economic success throughout Iowa,
13 46 that provide the opportunity for the creation of
13 47 quality, high-wage jobs, and that involve substantial
13 48 capital investment may be eligible for financial
13 49 assistance under the program. Physical infrastructure
13 50 development or redevelopment projects include, but are
14 1 not limited to, projects involving any mode of
14 2 transportation infrastructure, public works and
14 3 utilities such as sewer, water, power or
14 4 telecommunications, physical improvements which
14 5 mitigate, prevent or eliminate environmental
14 6 contaminants, and any other project deemed appropriate
14 7 by the department.

14 8 2. A physical infrastructure assistance fund is
14 9 created within the state treasury under the control of
14 10 the Iowa department of economic development.

14 11 a. The fund shall include any moneys appropriated
14 12 to the fund by the general assembly, payments of
14 13 interest earned, recaptures of awards, repayments of
14 14 moneys loaned or expended from the physical
14 15 infrastructure assistance program, and any other
14 16 moneys designated by the department for placement in
14 17 the fund.

14 18 b. The fund shall be used for the following:

14 19 (1) To provide reimbursement to the department of
14 20 natural resources for activities related to physical
14 21 infrastructure assistance projects under this section.

14 22 (2) To provide financial assistance for qualifying
14 23 projects.

14 24 (3) To provide funding for any other purpose
14 25 consistent with this section and deemed appropriate by
14 26 the department.

14 27 c. Section 8.33 shall not apply to the physical
14 28 infrastructure assistance fund. Notwithstanding
14 29 section 12C.7, interest earned on moneys in the fund
14 30 shall be credited to the fund.

14 31 3. The department shall establish procedures and
14 32 guidelines for the physical infrastructure assistance
14 33 program and shall proceed in accordance with the
14 34 following:

14 35 a. Consult with and coordinate with the state
14 36 department of transportation, the department of
14 37 natural resources, and any other appropriate state
14 38 agency which is responsible for the development or
14 39 redevelopment of physical infrastructure in this state
14 40 to ensure that activities conducted pursuant to this
14 41 section are consistent with the policies and plans of
14 42 other state agencies and are coordinated with other
14 43 physical infrastructure projects.

14 44 b. Provide financial assistance in the form of a
14 45 loan, forgivable loan, loan guarantee, cost-share,
14 46 indemnification of costs, or any combination of
14 47 financial assistance deemed by the department to be
14 48 most efficient in facilitating the physical
14 49 infrastructure project.

14 50 c. Enter into contracts and to sue and be sued.
15 1 However, the department shall not in any manner
15 2 directly or indirectly pledge the credit of the state
15 3 of Iowa.

15 4 d. Authorize payment of costs, commissions,
15 5 attorney fees, consultant fees, and other reasonable
15 6 expenses from the fund. Expenses may include costs
15 7 relating to carrying out the duties necessary for
15 8 insuring or guaranteeing loans, co-sharing or
15 9 indemnifying costs under the physical infrastructure
15 10 financial assistance program, and for the recovery of
15 11 loans insured or guaranteed, costs co-shared or
15 12 indemnified, or the management of property acquired in
15 13 connection with such loans or costs.

15 14 e. Adopt administrative rules necessary to carry
15 15 out the provisions of this section.

15 16 Sec. _____. NEW SECTION. 455B.433 PHYSICAL
15 17 INFRASTRUCTURE ASSISTANCE - FUNDING - LIABILITY.

15 18 1. The department of natural resources shall work
15 19 in conjunction with the Iowa department of economic
15 20 development to identify environmentally contaminated
15 21 sites which qualify for the physical infrastructure
15 22 assistance program under section 15E.175. The
15 23 department shall provide an assessment of the site and
15 24 shall provide any emergency response activities which
15 25 the department deems necessary. The department may
15 26 take any further action, including remediation of the
15 27 site, that the department deems to be appropriate and
15 28 which promotes the purposes of the physical
15 29 infrastructure assistance program.

15 30 2. The department shall be reimbursed from the
15 31 physical infrastructure assistance fund under section
15 32 15E.175 for any costs incurred pursuant to this
15 33 section. Notwithstanding the limitations of chapter
15 34 455G, any costs incurred on a site contaminated by a
15 35 leaking underground storage tank may be reimbursed
15 36 from the Iowa comprehensive petroleum underground
15 37 storage tank fund.

15 38 3. Actions taken by the department pursuant to the
15 39 authority granted under this section, shall be exempt
15 40 from the citizen suit provisions of section 455B.111.

15 41 Sec. _____. There is appropriated from the rebuild
15 42 Iowa infrastructure fund of the state to the Iowa
15 43 department of economic development for the fiscal year
15 44 beginning July 1, 1996, and ending June 30, 1997, the
15 45 following amount, or so much thereof as is necessary,
15 46 to be deposited in the physical infrastructure
15 47 assistance fund created in section 15E.175:

15 48 \$ 2,000,000

15 49 Sec. _____. Notwithstanding the allocation of moneys
15 50 pursuant to section 455B.423, subsection 2, the first
16 1 two hundred thousand dollars of moneys allocated to
16 2 the hazardous substance remedial fund shall be
16 3 transferred to the physical infrastructure assistance
16 4 fund created under section 15E.175."

16 5 #22. Page 17, by inserting before line 25 the
16 6 following:

16 7 "DIVISION V
16 8 COUNTY TREASURERS' ISSUANCE OF MOTOR VEHICLE LICENSES

16 9 Sec. _____. Section 321.179, subsection 1,
16 10 unnumbered paragraph 1, Code Supplement 1995, is
16 11 amended to read as follows:

16 12 Notwithstanding the provisions of this chapter or
16 13 chapter 321L which grant sole authority to the
16 14 department for the issuance of motor vehicle licenses,
16 15 nonoperator's identification cards, and handicapped
16 16 identification devices, the counties of Adams, Cass,
16 17 Fremont, Mills, Montgomery, and Page, and additional
16 18 counties as designated by the department in accordance
16 19 with requirements established by the general assembly,
16 20 shall be authorized to issue motor vehicle licenses,

16 21 nonoperator's identification cards, and handicapped
16 22 identification devices on a permanent basis. However,
16 23 a county shall only be authorized to issue commercial
16 24 driver's licenses if certified to do so by the
16 25 department. If a county fails to meet the standards
16 26 for certification under this section, the department
16 27 itself shall provide for the issuance of commercial
16 28 driver's licenses in that county. The department
16 29 shall certify the county treasurers in the permanent
16 30 counties to issue commercial driver's licenses if all
16 31 of the following conditions are met:

16 32 Sec. _____. ADDITIONAL COUNTIES DESIGNATED.

16 33 1. The state department of transportation, in
16 34 conjunction with the county treasurers association,
16 35 shall designate additional counties which shall be
16 36 authorized by the department to issue motor vehicle
16 37 licenses, nonoperator's identification cards, and
16 38 handicapped identification devices on a permanent
16 39 basis, in accordance with section 321.179 and the
16 40 following:

16 41 a. By July 1, 1997, the department shall disband
16 42 two traveling driver's licensing teams and shall
16 43 authorize the counties that were being served by the
16 44 two departmental teams to issue motor vehicle licenses
16 45 in those counties.

16 46 b. By July 1, 1998, the department shall disband
16 47 an additional two traveling driver's licensing teams
16 48 and shall authorize the counties that were being
16 49 served by the two departmental teams to issue motor
16 50 vehicle licenses in those counties.

17 1 2. The state department of transportation shall
17 2 work in conjunction with the county treasurer in each
17 3 designated county and with a representative of the
17 4 Iowa state county treasurers association to facilitate
17 5 and implement the transfer of licensing duties and
17 6 responsibilities to the designated counties in
17 7 accordance with all of the following:

17 8 a. The department shall retain all administrative
17 9 authority over licensing functions which shall include
17 10 administrative procedures relating to cancellation,
17 11 revocation, or suspension of licenses, administrative
17 12 hearings and appeals, and training.

17 13 b. The department shall provide the county
17 14 treasurer's office in each of the counties with all of
17 15 the supplies, materials, and equipment necessary to
17 16 carry out the provisions of this subsection.

17 17 c. If it is necessary for a county treasurer to
17 18 hire additional employees, first priority in hiring
17 19 shall be given to current employees of the department
17 20 who become unemployed due to the changes necessitated
17 21 by this section.

17 22 d. The county treasurers in the designated
17 23 counties shall offer service to the public during
17 24 normal business hours and may offer extended service
17 25 at the option of the county.

17 26 3. Notwithstanding any other provisions to the
17 27 contrary, the county treasurers of the counties
17 28 authorized to issue motor vehicle licenses may retain
17 29 for deposit in the county general fund, up to five
17 30 dollars for each motor vehicle license transaction,
17 31 including, but not limited to, issuance or renewal of
17 32 motor vehicle licenses, nonoperator's identification
17 33 cards, or handicapped identification devices.

17 34 4. As a condition for retention of moneys under
17 35 subsection 3, a county treasurer shall document the
17 36 actual quarterly expenditures associated with motor
17 37 vehicle license issuance including the amount of time

17 38 spent during that quarter on motor vehicle license-
17 39 related activities, the proportionate share of
17 40 salaries and benefits for county employees performing
17 41 motor vehicle license-related activities, the total
17 42 numbers of transactions conducted, and other costs
17 43 related to the administration of motor vehicle
17 44 license-related activities. Each county treasurer
17 45 shall provide the documentation of expenditures to the
17 46 state department of transportation and legislative
17 47 fiscal bureau. If the county treasurer's total
17 48 expenses are less than the moneys retained under this
17 49 subsection, the county treasurer shall submit the
17 50 difference to the treasurer of state on a quarterly
18 1 basis. The treasurer of state shall deposit that
18 2 amount in the road use tax fund.

18 3 DIVISION VI

18 4 Sec. _____. REPEAL. Section [312.2A](#), Code 1995, is
18 5 repealed.

18 6 Sec. _____. RETROACTIVITY, EFFECTIVE DATE, AND
18 7 APPLICABILITY PROVISIONS.

18 8 1. Sections 50 and 51 of this Act, being deemed of
18 9 immediate importance, take effect upon enactment.

18 10 2. Section 100 of this Act, amending section [8.54](#),
18 11 subsection 5, Code 1995, being deemed of immediate
18 12 importance, takes effect upon enactment and applies
18 13 retroactively to December 15, 1995.

18 14 3. Section 200 of this Act, amending section [8.55](#),
18 15 subsection 2, Code Supplement 1995, takes effect June
18 16 30, 1997, and first applies to moneys appropriated
18 17 from the surplus in the general fund of the state at
18 18 the conclusion of the fiscal year ending June 30,
18 19 1997, and distributed in the succeeding fiscal years
18 20 as provided in section 8.57.

18 21 4. Section 300 of this Act, amending section [8.57](#),
18 22 subsection 5, paragraph "c", Code Supplement 1995,
18 23 takes effect on July 1, 1997.

18 24 5. Section 400 of this Act, amending section [8.57](#),
18 25 subsection 5, Code Supplement 1995, by adding new
18 26 paragraph "e", being deemed of immediate importance,
18 27 takes effect upon enactment and applies retroactively
18 28 to July 1, 1995.

18 29 6. Sections 500 and 501 of this Act amending
18 30 section 602.8108 are effective July 1, 1997."

18 31 #23. Title page, by striking lines 5 and 6 and
18 32 inserting the following: "rebuild Iowa infrastructure
18 33 fund, creating infrastructure programs and authorizing
18 34 projects, expanding the issuance of motor vehicle
18 35 licenses by county treasurers and providing funding,
18 36 construction projects for the".

18 37 #24. By renumbering as necessary.

18 38

18 39

18 40

18 41 COMMITTEE ON [APPROPRIATIONS](#)

18 42 LARRY MURPHY, Chairperson

18 43 [HF 2421.7](#) 07 76

18 44 js/sc