

March 1, 1967
Passed on File
Transportation 3-3, Pass 4-24

Senate File 373
By LODWICK and BENDA

Passed Senate, Date 6-14-67 Passed House, Date 7-1-67
Vote: Ayes 45 Nays 0 Vote: Ayes 100 Nays 0

Approved
*Passed
Senate as amended
by House 7-1-67
50-1*

A BILL FOR

An Act relating to restoration and compensation to counties for secondary roads used as primary road detours.

Be It Enacted by the General Assembly of the State of Iowa:

1 Section 1. Section three hundred thirteen point four
2 (313.4), Code 1966, is hereby amended by inserting in line
3 eighteen (18) after the figure "307.5" the following:
4 ", for restoration of secondary roads used as primary road
5 detours and for compensation of counties for such use,".

1 Sec. 2. Chapter three hundred thirteen (313), Code 1966,
2 is hereby amended by adding thereto the following new section:

3 "When the state highway commission, for the purpose of es-
4 tablishing, constructing or maintaining any primary road,
5 determines that any secondary road or portion thereof is
6 necessary for a detour or haul road, the commission may by
7 order temporarily designate the secondary road or portion
8 thereof as a temporary primary road detour or as a temporary
9 primary road haul road, and the commission shall maintain the
10 same as a primary road until it shall revoke the temporary
11 designation order. Prior to revoking the designation, the
12 commission shall:

13 "1. Restore the secondary road or portion thereof to as
14 good condition as it was prior to its designation as a temporary
15 primary road, or

16 "2. Determine such amount as will adequately compensate
17 the county exercising exclusive or concurrent jurisdiction over

18 the secondary road or portion thereof for excessive traffic upon
19 the secondary road or portion thereof during the period of its
20 designation as a temporary primary road. The commission shall
21 certify the amount determined to the state comptroller. The
22 comptroller shall credit the amount to the secondary road fund
23 of the county."

1 Amend Senate File 373 by adding thereto the following new
2 section:
3 "Sec. 3. This Act being deemed of immediate importance
4 shall be in full force and effect from and after its passage
5 and publication in the Belmond Independent, a newspaper
6 published in Belmond, Iowa, and in The Donnellson Review, a
7 newspaper published in Donnellson, Iowa."

Filed - *Adopted 6-14*
April 25, 1967

By CLARKE and LODWICK

1 Amend Senate File 373 as follows:
2 1. By striking from Section two (2), line six (6)
3 the word "may" and inserting in lieu thereof ", after
4 consultation with the County Board of Supervisors having
5 jurisdiction of the route, shall".
6 2. By inserting after the period (.) in line eleven (11)
7 of said section "Prior to use of a secondary road as a
8 primary haul road or detour, the Commission shall designate
9 a representative to inspect the secondary road with the
10 county engineer to determine and note the condition of
11 the road."
12 3. Further amend said section by adding the following
13 new subsection:
14 "3. If on examination of the route, it is determined
15 that the road can be restored to its original condition only
16 by reconstruction, the Commission shall cause plans to be
17 drawn, award the necessary contracts for work and proceed
18 to reconstruct and make payments for in the same manner as
19 is prescribed for primary construction projects."

Filed - *Adopted 6-14*
April 25, 1967

By CLARKE

1 Amend Senate File 373 as follows:
2 1. Amend the title by adding after the word "roads" the
3 words ", and to cities and towns for municipal streets,"
4 2. Amend section one (1) by adding after the word "use," in
5 line five (5) the words "for restoration of municipal streets
6 so used and for compensation of cities and towns for such
7 use,"
8 3. By adding thereto the following new section:
9 "Chapter three hundred thirteen (313), Code 1966, is
10 hereby amended by adding thereto the following new section:
11 "When the temporary primary road detour or temporary
12 primary road haul road, or any portion thereof, is located
13 within the corporate limits of a city or town, then as to
14 such portion so located, the provisions of section two (2)
15 of this Act as to consultation, designation,
16 restoration and payment by the state highway commission
17 shall apply in like manner to the benefit of such city or
18 town, and credits thereunder shall be made to the street fund
19 of such city or town. Such city or town may designate the
20 county engineer or, in the case of a city, its chief civil
21 engineer, to inspect such street so used jointly with the
22 representative of the state highway commission."

Filed - *Adopted Senate concurred 7-1*
July 1, 1967

MOHRFELD of Tama.
LEE of Hamilton.