

JUN 8 1971

HOUSE FILE 735

SIFTING COMMITTEE

Sen. Transportation 6/9
Pass 6/14

BY COMMITTEE ON JUDICIARY

Passed House, Date 6-9-71 Passed Senate, Date 6-16-71

Vote: Ayes 88 Nays 2 Vote: Ayes 44 Nays 0

Approved June 30, 1971

A BILL FOR

1 An Act authorizing the state highway commission to acquire
2 existing interstate bridges, including partially constructed
3 interstate bridges, to complete, improve, repair, remodel,
4 or reconstruct interstate bridges and to issue bonds there-
5 for.

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

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1 Amend title to House File 735, line 4, by adding
2 after the word "issue" the word "revenue".

Offered from the floor
and adopted
June 9, 1971

By GOODE of Davis-Wapello
District 98

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1 Section 1. Section three hundred thirteen A point one
2 (313A.1), Code 1971, is amended as follows:

3 313A.1 DEFINITIONS. The following words or terms, as
4 used in this chapter, shall have the respective meanings as
5 stated:

6 "Toll bridge" shall mean an interstate bridge constructed,
7 purchased or acquired under the provisions of this chapter,
8 upon which tolls are charged, together with all appurtenances,
9 additions, alterations, improvements, and replacements there-
10 of, and the approaches thereto, and all lands and interests
11 therein used therefor, and buildings and improvements thereon.

12 "Commission" shall mean the state highway commission, the
13 agency of the state of Iowa created and provided for under
14 the provisions of chapter 307.

15 "Construct, constructing, construction or constructed"
16 shall include the completion, reconstruction, remodeling,
17 repair, or improvement of any existing toll bridge or any
18 partially constructed interstate bridge, as well as the con-
19 struction of any new toll bridge.

20 "Acquisition by purchase, gift, or condemnation" as used
21 in this chapter shall mean acquisition by the state highway
22 commission, whether such terms "purchase, gift, or condemna-
23 tion" are used singularly or in sequence.

24 "Federal bridge commission" shall mean any bridge commis-
25 sion organized and operating pursuant to an Act of the Con-
26 gress of the United States, even though such Act of Congress
27 may declare the bridge commission not to be an agency of the
28 federal government.

29 Sec. 2. Section three hundred thirteen A point five
30 (313A.5), Code 1971, is amended as follows:

31 313A.5 ACQUIRING EXISTING BRIDGE--BONDS. Whenever the
32 commission deems it necessary or advantageous and practical,
33 it may acquire by gift, purchase, or condemnation any inter-
34 state bridge which connects with or may be connected with
35 the public highways and the approaches thereto, except that

1 the commission may not condemn an existing interstate bridge
2 used for interstate highway traffic and combined highway and
3 railway traffic and presently owned by a municipality, or
4 a person, firm, or corporation engaged in interstate commerce.
5 The commission may also acquire by gift or purchase two or
6 more existing interstate bridges and any partially constructed
7 interstate bridge, all located within ten miles of each other,
8 complete the partially constructed bridge and dismantle the
9 bridge which it is designed to replace. In connection with
10 the acquisition of any such bridge, bridges, or partially
11 constructed bridge, the commission and any federal bridge
12 commission or any city, town, county, or other political sub-
13 division of the state are authorized to do all acts and things
14 as in this chapter are provided for the establishing and con-
15 structing of toll bridges and operating, financing, and main-
16 taining such bridges insofar as such powers and requirements
17 are applicable to the acquisition of any toll bridge and its
18 operation, financing, and maintenance. In so doing, they
19 shall act in the same manner and under the same procedures
20 as provided for establishing, constructing, operating, financ-
21 ing, and maintaining toll bridges insofar as such manner and
22 procedures are applicable. Without limiting the generality
23 of the above provisions, the commission is hereby authorized
24 to cause surveys to be made to determine the propriety of
25 acquiring any such bridge and the rights of way necessary
26 therefor, and other facilities necessary to carry out the
27 provisions hereof; to issue, sell, redeem bonds or issue
28 and exchange bonds with present holders of outstanding bonds
29 of bridges being acquired under the provisions of this chap-
30 ter and deposit and pay out of the proceeds of the bonds for
31 the financing thereof; to impose, collect, deposit, and ex-
32 pend tolls therefrom; to secure and remit financial and other
33 assistance in connection with the purchase thereof; and to
34 carry insurance thereon.

35 Sec. 3. Section three hundred thirteen A point twelve

1 (313A.12), Code 1971, is amended by adding the following new
2 paragraph:

3 "The commission may also issue its revenue bonds to pay
4 all or any part of the cost of acquiring two or more exist-
5 ing interstate bridges and any partially constructed inter-
6 state bridge, all located within ten miles of each other,
7 of completing the partially constructed bridge and of dis-
8 mantling the bridge which it is designed to replace, and to
9 impose and collect tolls on all of such bridges and to pledge
10 the revenues derived therefrom to the payment of the bonds
11 issued to finance such project. The commission may also is-
12 sue its revenue bonds to pay all or any part of the cost of
13 reconstructing, completing, improving, repairing, or remodel-
14 ing any interstate bridge or partially constructed bridge,
15 impose and collect tolls, and pledge the bridge revenues to
16 the payment of said bonds."

17 EXPLANATION

18 This bill is necessary to permit the state to acquire an
19 interstate bridge which has been partially completed in order
20 to complete work on the bridge.

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