

Reprinted 4/14/81

MAR 25 1981

HOUSE FILE 786

Place On Calendar

BY COMMITTEE ON COUNTY GOVERNMENT

(Formerly House File 633)

Passed House, Date 4-13-81 (p. 1201) Passed Senate, Date 4-24-81 (p. 148)

Vote: Ayes 95 Nays 0 Vote: Ayes 41 Nays 0

Approved June 13, 1981

### A BILL FOR

1 An Act permitting the county board of supervisors to classify  
2 secondary roads on the area service system to provide for  
3 a reduced level of maintenance on some of these roads.

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

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786

1 Section 1. Chapter 309, Code 1981, is amended by adding  
2 the following new section:

3 NEW SECTION. The county board of supervisors, after con-  
4 sultation with the county engineer, and for purposes of  
5 specifying levels of maintenance effort, may classify the  
6 area service system into two classifications termed area ser-  
7 vice A and area service B. The area service A classification  
8 shall be maintained in conformance with existing applicable  
9 statutes. Roads on the area service B classification may  
10 have a lesser level of maintenance as specified by the county  
11 board of supervisors, after consultation with the county en-  
12 gineer.

13 Roads within area service B classification shall have ap-  
14 propriate signs, conforming to the Iowa state sign manual,  
15 installed and maintained by the county at all access points  
16 to roads on this system from other public roads, to adequately  
17 warn the public they are entering a section of road which  
18 has a lesser level of maintenance effort than other public  
19 roads.

20 The county and officers, agents, and employees of the  
21 county are not liable for injury to any person or for damage  
22 to any vehicle or equipment, or contents of any vehicle or  
23 equipment, which occurs on a road properly classified in ac-  
24 cordance with this section.

25 EXPLANATION

26 The bill permits the county board of supervisors to classify  
27 secondary roads and provide different levels of service for  
28 the two classes of secondary roads. The bill takes effect  
29 July 1 following enactment.

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HOUSE FILE 786

H-3464

- 1 Amend House File 786 as follows:
- 2 1. Page 1, line 23, by inserting after the word
- 3 "classified" the words "as area service B".

H-3464 FILED APRIL 2, 1981 BY MAULSBY of Calhoun  
*Adopted 4/13/81 (p. 1201)*

HOUSE FILE 786

H-3387

- 1 Amend House File 786 as follows:
- 2 1. Page 1, by striking lines 20 through 24.

H-3387 FILED MARCH 30, 1981 BY SPEAR of Lee  
*Adopted 4/13 (p. 1200)*

HOUSE FILE 786

H-3397

- 1 Amend House File 786 as follows:
- 2 1. Page 1, line 23, by striking the words "on a
- 3 road properly" and inserting in lieu thereof the words
- 4 "as a result of the condition of a road which is
- 5 maintained as".

H-3397 FILED MARCH 30, 1981 BY SPEAR of Lee  
*Adopted 4/13 (p. 1201)*

HOUSE FILE 786

H-3592

- 1 Amend House File 786 as follows:
- 2 1. Page 1, line 9, by inserting after the word
- 3 "statutes" the words "and administrative rules".

H-3592 FILED APRIL 9, 1981 BY SPEAR of Lee  
*Adopted 4/13 (p. 1200)*

HOUSE FILE 786

H-3593

- 1 Amend House File 786 as follows:
- 2 1. Page 1, line 8, by striking the word
- 3 "existing".

H-3593 FILED APRIL 9, 1981 BY SPEAR of Lee  
*Adopted 4/12 (p. 1200)*

HOUSE FILE 786

H-3610

- 1 Amend House File 786 as follows:
- 2 1. Page 1, line 7, by inserting after the
- 3 letter "B." the following: "No road shall be
- 4 included in an area service B classification
- 5 until all persons who live along the road and
- 6 all persons owning property adjacent to the road
- 7 have received written notice of the plans to
- 8 designate the road under an area service B
- 9 classification and have been given reasonable time
- 10 to respond to the board regarding the classification."

H-3610 FILED APRIL 10, 1981 BY HOWELL of Floyd  
*Adopted 4/13 (p. 1199)*

HOUSE FILE 786 *by Board 4/14/81*  
County Government *in 4/15 (p. 1293)*  
Hester, Chairperson  
C. Miller  
Briles

HOUSE FILE 786

BY COMMITTEE ON COUNTY  
GOVERNMENT

(As Amended and Passed by the House)

Passed House, Date 4-13-81 (p. 1201) Passed Senate, Date 4-24-81 (p. 1419)

Vote: Ayes 95 Nays 0 Vote: Ayes 41 Nays 0

Approved June 13, 1981

*Repassed House 5-13-81 (p. 1897) 94-0*  
*motion to reconsider 4/27 (p. 1446) passed 2-1/30 (131)*  
*Senate repassed 5-1-81 (p. 1526) 38-3*

## A BILL FOR

1 An Act permitting the county board of supervisors to classify  
2 secondary roads on the area service system to provide for  
3 a reduced level of maintenance on some of these roads.

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

*Repassed Senate 5-18-81 (p. 1715) 40-1*

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House Amendments \_\_\_\_\_

Language Deleted \*

S-3622

HOUSE FILE 786

1 Amend House File 786 as amended, passed and  
2 reprinted by the House as follows:  
3 1. Page 1, line 22, by striking the word  
4 "condition" and inserting in lieu thereof the word  
5 "maintenance".  
6 2. Page 1, by striking lines 23 and 24, and  
7 inserting in lieu thereof the following: "road which  
8 is classified as area service B unless such maintenance  
9 subjects users to unreasonable danger."

S-3622 FILED

APRIL 30, 1981

*Placed out of order 5/1/81 (p. 1325)*

BY LUCAS J. DeKOSTER

ARTHUR A. SMALL, JR.

1 Section 1. Chapter 309, Code 1981, is amended by adding  
2 the following new section:

3 NEW SECTION. The county board of supervisors, after con-  
4 sultation with the county engineer, and for purposes of  
5 specifying levels of maintenance effort, may classify the  
6 area service system into two classifications termed area ser-  
7 vice A and area service B. The area service A classification  
8 shall be maintained in conformance with applicable statutes.

9 Roads on the area service B classification may have a lesser  
10 level of maintenance as specified by the county board of  
11 supervisors, after consultation with the county engineer.

12 Roads within area service B classification shall have ap-  
13 propriate signs, conforming to the Iowa state sign manual,  
14 installed and maintained by the county at all access points  
15 to roads on this system from other public roads, to adequately  
16 warn the public they are entering a section of road which  
17 has a lesser level of maintenance effort than other public  
18 roads.

19 The county and officers, agents, and employees of the  
20 county are not liable for injury to any person or for damage  
21 to any vehicle or equipment, or contents of any vehicle or  
22 equipment, which occurs as a result of the condition of a  
23 road which is maintained as classified as area service B in  
24 accordance with this section.

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SENATE AMENDMENT TO HOUSE FILE 786

H-3947

- 1 Amend House File 786 as amended, passed, and  
2 reprinted by the House as follows:  
3 1. Page 1, line 9, by inserting before the  
4 word "lesser" the word "reasonable,".  
5 2. Page 1, by striking lines 22 through 24 and  
6 inserting in lieu thereof the following: "equipment,  
7 which occurs proximately as a result of the  
8 maintenance of a road which is classified as area  
9 service B."

H-3947 FILED MAY 1, 1981

RECEIVED FROM THE SENATE

*House amended (4012 & 4162)  
concurred 5/13/81 (J. 1897)*

HOUSE FILE 786

H-4012

- 1 Amend the Senate Amendment, H-3947, to House  
2 File 786 as amended, passed and reprinted by the  
3 House as follows:  
4 1. Page 1, by striking lines 3 and 4.

H-4012 FILED MAY 6, 1981

BY HANSEN of O'Brien

*Adopted 5/13/81 (J. 1897)*

HOUSE FILE 786

H-4162

- 1 Amend the Senate amendment, H-3947, to House  
2 File 786 as amended, passed and reprinted by the House  
3 as follows:  
4 1. Page 1, by striking line 9 and inserting in  
5 lieu thereof the following: "service B, if the road  
6 has been maintained to the level required for roads  
7 classified as area service B." "

H-4162 FILED MAY 13, 1981

BY SPEAR of Lee

ADOPTED (*J. 1897*)

HOUSE AMENDMENT TO SENATE AMENDMENT TO  
HOUSE FILE 786

S-3773

1 Amend the Senate amendment, H-3947, to House File  
2 786 as amended, passed and reprinted by the House  
3 as follows:

- 4 1. Page 1, by striking lines 3 and 4.
- 5 2. Page 1, by striking line 9 and inserting in  
6 lieu thereof the following: "service B, if the road  
7 has been maintained to the level required for roads  
8 classified as area service B."

S-3773 FILED  
MAY 14, 1981

RECEIVED FROM THE HOUSE

*Senate concurred 5/16/81 (p. 1713)*

HOUSE FILE 786

S-3627

1 Amend House File 786 as amended, passed, and  
2 reprinted by the House as follows:

- 3 1. Page 1, line 9, by inserting before the  
4 word "lesser" the word "reasonable,".
- 5 2. Page 1, by striking lines 22 through 24 and  
6 inserting in lieu thereof the following: "equipment,  
7 which occurs proximately as a result of the  
8 maintenance of a road which is classified as area  
9 service B.".

S-3627 FILED & ADOPTED  
MAY 1, 1981 (p. 15.25)

BY LUCAS J. DeKOSTER  
ELVIE DREESZEN  
JACK W. HESTER

B, if the road has been maintained to the level required for roads classified as area service B.

HOUSE FILE 786

AN ACT

PERMITTING THE COUNTY BOARD OF SUPERVISORS TO CLASSIFY SECONDARY ROADS ON THE AREA SERVICE SYSTEM TO PROVIDE FOR A REDUCED LEVEL OF MAINTENANCE ON SOME OF THESE ROADS.

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

Section 1. Chapter 309, Code 1981, is amended by adding the following new section:

NEW SECTION. The county board of supervisors, after consultation with the county engineer, and for purposes of specifying levels of maintenance effort, may classify the area service system into two classifications termed area service A and area service B. The area service A classification shall be maintained in conformance with applicable statutes. Roads on the area service B classification may have a lesser level of maintenance as specified by the county board of supervisors, after consultation with the county engineer.

Roads within area service B classification shall have appropriate signs, conforming to the Iowa state sign manual, installed and maintained by the county at all access points to roads on this system from other public roads, to adequately warn the public they are entering a section of road which has a lesser level of maintenance effort than other public roads.

The county and officers, agents, and employees of the county are not liable for injury to any person or for damage to any vehicle or equipment, or contents of any vehicle or equipment, which occurs proximately as a result of the maintenance of a road which is classified as area service

.....  
DELWYN STROMER  
Speaker of the House

.....  
TERRY E. BRANSTAD  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 786, Sixty-ninth General Assembly.

.....  
PAT H. HARPER  
Chief Clerk of the House  
Approved 6/13, 1981

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ROBERT D. RAY  
Governor