

Title Page only Reprinted 3/8

FILED MAR 1 1984

SENATE FILE 2250

BY COMMITTEE ON TRANSPORTATION

Approved 3/1 (p. 606)

Passed Senate, Date 3-7-84 (p. 712) Passed House, Date _____
Vote: Ayes 48 Nays 0 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

- 1 An Act relating to the budget year, annual report and minimum
- 2 local effort provisions for secondary roads.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
- 4

SENATE FILE 2250

S-5263

- 1 Amend Senate File 2250 as follows:
- 2 1. Amend the title, lines 1 and 2, by striking
- 3 the words ", annual report and minimum local effort"
- 4 and inserting in lieu thereof the words "and annual
- 5 report".

S-5263 FILED
MARCH 6, 1984

BY C. JOSEPH COLEMAN

Adopted 3/7 (p. 712)

S-2250

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1 Section 1. Section 17.9, Code 1983, is amended to read
2 as follows:

3 17.9 STATE DEPARTMENT OF TRANSPORTATION. The annual
4 report of the state department of transportation shall cover
5 the year ending June 30 and shall be filed not later than
6 September 1 of each year, ~~provided the summary report of~~
7 ~~county highway engineers may be filed on a date not later~~
8 ~~than February 1.~~

9 Sec. 2. Section 309.1, Code 1983, is amended to read as
10 follows:

11 309.1 DEFINITION. As used in this chapter, unless the
12 context otherwise requires, ~~"department":~~

13 1. "Department" means the state department of
14 transportation.

15 2. "Fiscal year" means the period of twelve months
16 beginning on July 1 and ending on June 30.

17 Sec. 3. Section 309.10, unnumbered paragraph 1, Code
18 Supplement 1983, is amended to read as follows:

19 Notwithstanding ~~the provisions of~~ section 310.4, if the
20 board of supervisors of a county does not plan to utilize
21 its farm-to-market road fund allocation for the succeeding
22 ~~calendar~~ fiscal year for farm-to-market projects, the board
23 may annually, by stipulation in the secondary road construction
24 program and secondary road budget submitted to the department
25 in accordance with sections 309.22 and 309.93, determine an
26 amount of the unobligated portion of their allocation, up
27 to a maximum of fifty percent of their anticipated total
28 annual allocation, for the construction and reconstruction
29 of local secondary roads. However, moneys from the farm-to-
30 market road fund shall not be so used if the moneys are needed
31 to match federal funds available for farm-to-market road
32 projects.

33 Sec. 4. Section 309.22, Code 1983, is amended to read
34 as follows:

35 309.22 CONSTRUCTION PROJECT PROGRAM--PROGRESS REPORT BY

1 ENGINEER. On or before the ~~first~~ fifteenth day of ~~December~~
2 April of each year the board of supervisors, with the
3 assistance of the county engineer, shall, subject to the
4 approval of the department, adopt a secondary road construction
5 program which shall include a project accomplishment list
6 for the next ~~calendar~~ fiscal year, and a project priority
7 list for the succeeding four fiscal years based upon the
8 construction funds, local secondary and farm-to-market,
9 estimated to be available for ~~such-year~~ the period. Subject
10 to departmental approval, any project on the approved priority
11 list may be advanced to and constructed in the accomplishment
12 year and the project accomplishment list may be revised due
13 to unforeseen conditions.

14 At After the close of each fiscal year, and not later than
15 September 15, the county engineer ~~as-a-part-of-his~~ shall
16 submit an annual report to the said department. The annual
17 report shall include a statement of the progress made toward
18 the completion of each project contained in the approved
19 project accomplishment list on which work was accomplished,
20 a statement of the total amount expended on each ~~such~~ project
21 during the year, and a statement of what portion of the work
22 on each ~~such~~ project was done on contract and the amount ~~so~~
23 expended on each contract for each ~~such~~ project.

24 Sec. 5. Chapter 309, Code 1983, is amended by adding the
25 following new section:

26 NEW SECTION. 309.23 REVIEW BY DEPARTMENT AND OPERATION
27 OF PROGRAM. The secondary road construction program is subject
28 to review by the department under section 309.94 and subject
29 to program operation requirements under section 309.96,
30 subsection 2.

31 Sec. 6. Section 309.93, Code 1983, is amended to read
32 as follows:

33 309.93 ITEMIZED STATEMENT. On or before ~~December-1~~ April
34 15 of each year, the board of supervisors, with the assistance
35 of the county engineer, shall adopt and submit to the

1 department for approval the county secondary road budget for
2 the next ~~calendar~~ fiscal year. The budget shall include an
3 itemized statement of:

4 1. Estimated revenues to be raised by property taxation
5 for secondary road purposes.

6 2. Estimated revenues to be received from the state road
7 use tax fund.

8 3. ~~Estimates-of~~ Estimated revenues from all other sources
9 for secondary road purposes.

10 4. The proposed expenditures from ~~each~~ the road fund
11 during the next ~~calendar~~ fiscal year. The estimates of such
12 proposed expenditures shall be itemized and classified in
13 a manner ~~which~~ prescribed by the department ~~shall prescribe~~.

14 5. The actual expenditures for the ~~last~~ preceding two
15 ~~prior~~ fiscal years and the estimated expenditures for the
16 current fiscal year. These shall be itemized and classified
17 in the same manner as proposed expenditures.

18 6. The cash balance of ~~each~~ the road fund at the end of
19 the ~~last-prior~~ preceding fiscal year, an estimate of the cash
20 balance at the end of the current fiscal year, and an estimate
21 of the cash balance at the end of the next ~~calendar~~ fiscal
22 year.

23 Sec. 7. Section 309.94, Code 1983, is amended to read
24 as follows:

25 309.94 REVIEW BY DEPARTMENT. The department shall have
26 ~~the-power-to~~ approve or disapprove the budget adopted by the
27 board of supervisors. If the budget is not approved, the
28 department shall ~~list-the-disapproved-expenditures-and-shall~~
29 state the reasons for disapproval when the budget is returned
30 to the county. The department shall act upon a budget and
31 return the budget to the county ~~within-forty-five-days-after~~
32 ~~the-budget-is-received-by-the-department~~ not later than June
33 1. Upon disapproval of any proposed expenditure in a budget,
34 the county may submit a revised budget to the department for
35 approval. The department shall act upon ~~such-a~~ the revised

1 budget within thirty days.

2 Sec. 8. EFFECTIVE DATE--TRANSITION.

3 1. Sections 1 through 7 of this Act are effective July
4 1, 1985.

5 2. This section takes effect July 1, 1984. On or before
6 December 1, 1984, the board of supervisors shall adopt a
7 secondary road budget for the fiscal period beginning January
8 1, 1985 and ending June 30, 1986. The county secondary road
9 construction program and the county secondary road budget
10 shall be prepared and adopted as provided in chapter 309,
11 but the program and the budget shall be effective for the
12 eighteen-month period beginning January 1, 1985 and ending
13 June 30, 1986 in lieu of the calendar year period required
14 under sections 309.22 and 309.93.

15 EXPLANATION

16 This bill provides that the budget year and the annual
17 construction program for secondary roads shall be based on
18 a fiscal year, July 1 through June 30, rather than a calendar
19 year as present law provides.

20 This bill takes effect July 1, 1985. However, on or before
21 December 1, 1984, the board of supervisors is to prepare and
22 adopt a project list and budget for the eighteen-month period
23 beginning January 1, 1985 and ending June 30, 1986. The bill
24 also changes the minimum local effort provisions to a fiscal
25 year basis.

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S. Pass 3/23 (p. 1254)

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SENATE FILE 2250

BY COMMITTEE ON TRANSPORTATION

Passed Senate, Date 3-7-84 (p. 713) Passed House, Date 3-29-84 (p. 1491)

Vote: Ayes 48 Nays 0 Vote: Ayes 97 Nays 0

Approved April 17, 1984 (p. 1608)

A BILL FOR

1 An Act relating to the budget year and annual report provisions
2 for secondary roads.

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

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*Legislative Services
Bureau
of the
Iowa General Assembly
Des Moines, Iowa*

309.1 DEFINITION. As used in this chapter, unless the context otherwise requires, "~~department~~":

1. "Department" means the state department of transportation.

2. "Fiscal year" means the period of twelve months beginning on July 1 and ending on June 30.

Sec. 3. Section 309.10, unnumbered paragraph 1, Code Supplement 1983, is amended to read as follows:

~~Notwithstanding the provisions of~~ section 310.4, if the board of supervisors of a county does not plan to utilize its farm-to-market road fund allocation for the succeeding ~~calendar~~ fiscal year for farm-to-market projects, the board may annually, by stipulation in the secondary road construction program and secondary road budget submitted to the department in accordance with sections 309.22 and 309.93, determine an amount of the unobligated portion of their allocation, up to a maximum of fifty percent of their anticipated total annual allocation, for the construction and reconstruction of local secondary roads. However, moneys from the farm-to-market road fund shall not be so used if the moneys are needed to match federal funds available for farm-to-market road projects.

Sec. 4. Section 309.22, Code 1983, is amended to read as follows:

309.22 ~~CONSTRUCTION PROJECT PROGRAM--PROGRESS REPORT BY~~ ENGINEER. On or before the ~~first~~ fifteenth day of ~~December~~ April of each year the board of supervisors, with the assistance of the county engineer, shall, subject to the approval of the department, adopt a secondary road construction program which shall include a project accomplishment list for the next calendar fiscal year, and a project priority list for the succeeding four fiscal years based upon the construction funds, local secondary and farm-to-market, estimated to be available for such year the period. Subject to departmental approval, any project on the approved priority

SENATE FILE 2250

AN ACT

RELATING TO THE BUDGET YEAR AND ANNUAL REPORT PROVISIONS
FOR SECONDARY ROADS.

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

Section 1. Section 17.9, Code 1983, is amended to read as follows:

17.9 STATE DEPARTMENT OF TRANSPORTATION. The annual report of the state department of transportation shall cover the year ending June 30 and shall be filed not later than September 1 of each year, ~~provided the summary report of county highway engineers may be filed on a date not later than February 1.~~

Sec. 2. Section 309.1, Code 1983, is amended to read as follows:

S.F. 2250

list may be advanced to and constructed in the accomplishment year and the project accomplishment list may be revised due to unforeseen conditions.

At ~~After~~ the close of each fiscal year, and not later than September 15, the county engineer ~~as-a-part-of-his~~ shall submit an annual report to the said department. The annual report shall include a statement of the progress made toward the completion of each project contained in the approved project accomplishment list on which work was accomplished, a statement of the total amount expended on each such project during the year, and a statement of what portion of the work on each such project was done on contract and the amount ~~as~~ expended on each contract for each such project.

Sec. 5. Chapter 309, Code 1983, is amended by adding the following new section:

NEW SECTION. 309.23 REVIEW BY DEPARTMENT AND OPERATION OF PROGRAM. The secondary road construction program is subject to review by the department under section 309.94 and subject to program operation requirements under section 309.96, subsection 2.

Sec. 6. Section 309.93, Code 1983, is amended to read as follows:

309.93 ITEMIZED STATEMENT. On or before ~~December 1~~ April 15 of each year, the board of supervisors, with the assistance of the county engineer, shall adopt and submit to the department for approval the county secondary road budget for the next ~~calendar~~ fiscal year. The budget shall include an itemized statement of:

1. Estimated revenues to be raised by property taxation for secondary road purposes.
2. Estimated revenues to be received from the state road use tax fund.
3. ~~Estimates of~~ Estimated revenues from all other sources for secondary road purposes.

4. The proposed expenditures from each the road fund during the next ~~calendar~~ fiscal year. The estimates of each proposed expenditures shall be itemized and classified in a manner ~~which prescribed by~~ the department ~~shall prescribe~~.

5. The actual expenditures for the last preceding two prior fiscal years and the estimated expenditures for the current fiscal year. These shall be itemized and classified in the same manner as proposed expenditures.

6. The cash balance of each the road fund at the end of the ~~last-prior~~ preceding fiscal year, an estimate of the cash balance at the end of the current fiscal year, and an estimate of the cash balance at the end of the next ~~calendar~~ fiscal year.

Sec. 7. Section 309.94, Code 1983, is amended to read as follows:

309.94 REVIEW BY DEPARTMENT. The department shall ~~have the power to~~ approve or disapprove the budget adopted by the board of supervisors. If the budget is not approved, the department shall ~~list-the-disapproved-expenditures-and-shall~~ state the reasons for disapproval when the budget is returned to the county. The department shall act upon a budget and return the budget to the county ~~within-forty-five-days-after the-budget-is-received-by-the-department~~ not later than June 1. Upon disapproval of any proposed expenditure in a budget, the county may submit a revised budget to the department for approval. The department shall act upon ~~such-a~~ the revised budget within thirty days.

Sec. 8. EFFECTIVE DATE--TRANSITION.

1. Sections 1 through 7 of this Act are effective July 1, 1985.

2. This section takes effect July 1, 1984. On or before December 1, 1984, the board of supervisors shall adopt a secondary road budget for the fiscal period beginning January 1, 1985 and ending June 30, 1986. The county secondary road construction program and the county secondary road budget

shall be prepared and adopted as provided in chapter 309, but the program and the budget shall be effective for the eighteen-month period beginning January 1, 1985 and ending June 30, 1986 in lieu of the calendar year period required under sections 309.22 and 309.93.

ROBERT T. ANDERSON
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 2250, Seventieth General Assembly.

K. MARIE THAYER
Secretary of the Senate

Approved April 17, 1984

TERRY E. BRANSTAD
Governor