FEB 2 9 1988

Place On Calendar

HOUSE FILE **2352** BY COMMITTEE ON TRANSPORTATION General House Study Bill 639)

Passed House, Date <u>3/s/ss(p. 599</u>) Passed Senate, Date <u>Absis (p. 10 min)</u> Vote: Ayes <u>99</u> Nays <u>0</u> Vote: Ayes <u>00</u> Nays <u>0</u> Approved <u>May 11, 1988</u> Beganse blanne <u>His/ss(p. 1991)</u> 92-0 A BILL FOR

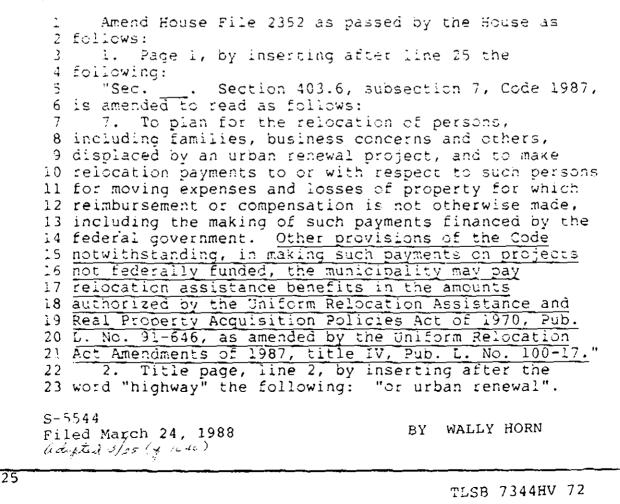
1 An Act relating to right-of-way and relocation assistance

2 provided to persons displaced by highway projects.

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

HOUSE FILE 2352

S-5544



S.F. H.F. 2352

Section 1. Section 316.9, subsection 1, Code 1987, is
amended to read as follows:

Compliance with the Uniform Relocation Assistance and
Real Property Acquisition Policies Act of 1970, Public-baw
Pub. L. No. 91-646, as amended by the Uniform Relocation Act
Amendments of 1987, title IV, Pub. L. No. 100-17.

7 Sec. 2. Section 316.10, Code 1987, is amended to read as 8 follows:

Q. 316.10 APPLICABLE TO OTHER THAN FEDERAL-AID HIGHWAYS. 10 The department or any political subdivision may provide all 11 or a part of the programs and payments authorized under this 12 chapter to persons displaced by any street or highway project 13 which is financed in whole or in part by the state or a 14 political subdivision, which is not a federal-aid project, and 15 which requires the purchase or condemnation of private 16 property for public use. To the extent that a program or 17 payment is provided under this section, it shall be provided 18 on a uniform basis to all persons so displaced. The 19 department shall make adopt by administrative rules-to-assure 20 rule reasonable standards, which need not conform to federal 21 rules regulations and guidelines, for programs and payments 22 provided under this section. However, the department may pay 23 all right-of-way and relocation assistance benefits in the 24 full amount authorized by federal standards and regulations on 25 state projects which are not federally funded.

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EXPLANATION

The bill allows the state department of transportation to provide right-of-way and relocation benefits for state funded highway projects in the full amount authorized by federal standards and regulations.

31 SUCCESSOR TO HSB 639 (LSB 7344DH) 32

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34 35

> LSB 7344HV 72 gk/jw/5

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SENATE AMENDMENT TO HOUSE FILE 2352



H-6491 Amend House File 2352 as passed by the House as 1 2 follows: 1. Page 1, by inserting after line 25 the 3 following: 4 . Section 403.6, subsection 7, Code 1987, 5 "Sec. 6 is amended to read as follows: 7 7. To plan for the relocation of persons, 8 including families, business concerns and others, 9 displaced by an urban renewal project, and to make 10 relocation payments to or with respect to such persons 11 for moving expenses and losses of property for which 12 reimbursement or compensation is not otherwise made, 13 including the making of such payments financed by the 14 federal government. Other provisions of the Code 15 notwithstanding, in making such payments on projects 16 not federally funded, the municipality may pay 17 relocation assistance benefits in the amounts 18 authorized by the Uniform Relocation Assistance and 19 Real Property Acquisition Policies Act of 1970, Pub. 20 L. No. 91-646, as amended by the Uniform Relocation 21 Act Amendments of 1987, title IV, Pub. L. No. 100-17." 22 2. Title page, line 2, by inserting after the 23 word "highway" the following: "or urban renewal". RECEIVED FROM THE SENATE E-6491 FILED APRIL 14, 1988 + our concern & 4/15 (y. 1991)





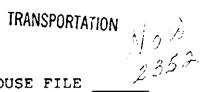
NSB 639

House Study Bill 639 Transportation Rehaud, Chair: Cooper and Maulsby,

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HOUSE FILE



(PROPOSED STATE DEPARTMENT BY OF TRANSPORTATION BILL)

Passed	House,	Date	. <u>.</u>	Passed	Senate,	Date	
Vote:	Ayes	Nays	;	Vote:	Ayes	Nays	
	Ap	pproved _					

A BILL FOR

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TLSB 7344DH 72 gk/jw/5

S.F. H.F.

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Compliance with the Uniform Relocation Assistance and
Real Property Acquisition Policies Act of 1970, Public-baw
Pub. L. No. 91-646, as amended by the Uniform Relocation Act
Amendments of 1987, title IV, Pub. L. No. 100-17.

7 Sec. 2. Section 316.10, Code 1987, is amended to read as 8 follows:

316.10 APPLICABLE TO OTHER THAN FEDERAL-AID HIGHWAYS. 9 10 The department or any political subdivision may provide all 11 or a part of the programs and payments authorized under this 12 chapter to persons displaced by any street or highway project 13 which is financed in whole or in part by the state or a 14 political subdivision, which is not a federal-aid project, and 15 which requires the purchase or condemnation of private 16 property for public use. To the extent that a program or 17 payment is provided under this section, it shall be provided 18 on a uniform basis to all persons so displaced. The 19 department shall make adopt by administrative rules-to-assure 20 rule reasonable standards, which need not conform to federal 21 rules regulations and guidelines, for programs and payments 22 provided under this section. However, the department may pay 23 all right-of-way and relocation assistance benefits in the 24 full amount authorized by federal standards and regulations on 25 state projects which are not federally funded.

EXPLANATION

27 The bill allows the state department of transportation to 28 provide right-of-way and relocation benefits for state funded 29 highway projects in the full amount authorized by federal 30 standards and regulations.

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BACKGROUND STATEMENT SUBMITTED BY THE AGENCY

33 In April 1987, Congress increased relocation assistance 34 benefits provided to people displaced by federally funded 35 highway projects. As soon as this federal law was enacted the

S.F. _____ H.F. _____

1 Iowa DOT asked the general assembly for authority to extend 2 the benefits to any federally funded highway project. The 3 benefits were not extended to projects which were not 4 federally funded. This bill eliminates the payment 5 discrepancy between state projects with federal funds and 6 those without. All people relocated by a state highway 7 project would be compensated equally.

Bouse File 2352, p. 2

HOUSE FILE 2352

AN ACT

RELATING TO RIGHT-OF-WAY AND RELOCATION ASSISTANCE PROVIDED TO PERSONS DISPLACED BY HIGHWAY OR URBAN RENEWAL PROJECTS.

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

Section 1. Section 316.9, subsection 1, Code 1987, is amended to read as follows:

 Compliance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, Public-Eax Pub. L. No. 91-646, as amended by the Uniform Relocation Act Amendments of 1987, title IV, Pub. L. No. 100-17.

Sec. 2. Section 316.10, Code 1987, is amended to read as follows:

316.10 APPLICABLE TO OTHER THAN FEDERAL-AID HIGHWAYS.

The department or any political subdivision may provide all or a part of the programs and payments authorized under this chapter to persons displaced by any street or highway project which is financed in whole or in part by the state or a political subdivision, which is not a federal-aid project, and which requires the purchase or condemnation of private property for public use. To the extent that a program or payment is provided under this section, it shall be provided on a uniform basis to all persons so displaced. The department shall make adopt by administrative rules-to-essure rule reasonable standards, which need not conform to federal rules regulations and guidelines, for programs and payments provided under this section. However, the department may pay all right-of-way and relocation assistance benefits in the full amount authorized by federal standards and regulations on state projects which are not federally funded.

Sec. 3. Section 403.6, subsection 7. Code 1987, is arended to read as follows:

 To plan for the relocation of percess including families, tisiness converse and others, insplaced by an uncarrenewal project, and to make relocation payments to or with respect to such persons for moving expenses and losses of property for which reimbursement or compensation is not otherwise made, including the making of such payments financed by the federal government. Other provisions of the Code netwithstanding, in making such payments on projects not federally funded, the municipality may pay relocation assistance benefits in the amounts authorized by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, Pub. L. No. 91-646, as amended by the Uniform Relocation Act Amendments of 1987, title IV, Pub. L. No. 100-17.

> CONALD D. AVENSON Speaker of the House

JO ANN 2IMMERMAN President of the Senate

I hereby certify that this bill originated in the House and is known as House Pile 2352, Seventy-second General Assembly.

JOSEPH O'HERN Chief Clerk of the House

HF 2352

TERRY E. BRANSTAD Geveener