

Transportation: Koenigs, Chair: Cooper and Harbor.

S. Pass 3/12/87 (p. 708)

MAR 11 1987

HOUSE FILE **472**

BY TEAFORD, CONNOLLY, HARPER,
SHOULTZ and DIEMER

*Law TRANSPORTATION 3/30/87
Amend (S. Pass) 4/4/87 (p. 1187)*

Passed House, Date 4-22-87 (p. 1454) Passed Senate, Date 4/22/87 (p. 1454)

Vote: Ayes 36 Nays 9 Vote: Ayes 36 Nays 9

Approved June 2, 1987

*Repassed House 5-5-87 (p. 1978)
65-31*

A BILL FOR

1 An Act to authorize the funding of state park and institutional
2 road projects and county conservation parkway projects from
3 RISE funds.

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

- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24

HF 472

1 Section 1. Section 315.6, Code 1987, is amended to read as
2 follows:

3 315.6 FUNDING OF PROJECTS.

4 Qualifying projects may be funded as follows:

5 1. Primary road and state park and institutional road
6 projects may be financed entirely by the fund, or by combining
7 money from the fund with money from the primary road fund,
8 federal aid primary funds received by the state, or money from
9 cities or counties raised through the sale of general
10 obligation bonds of the cities or counties, other city or
11 county revenues, or money from participating private parties.

12 2. Secondary road, state park and institutional road, and
13 county conservation parkway projects may be funded entirely by
14 the fund or by combining money from the fund with money from
15 the county's portion of road use tax funds, federal aid
16 secondary funds, other county revenues, or money raised
17 through the sale of general obligation bonds of the county, or
18 money from participating private parties.

19 3. City street and state park and institutional road
20 projects may be funded entirely by the fund, or by combining
21 money from the fund with money from the city's portion of road
22 use tax funds, federal aid urban system funds, other municipal
23 revenues, or money raised through the sale of general
24 obligation bonds of the city, or money from participating
25 private parties.

26 A county or city may, at its option, apply moneys allocated
27 for use on secondary road or city street projects under
28 section 315.4, subsection 2 or 3, toward qualifying primary
29 road, state park and institutional road, and county
30 conservation parkway projects.

31 EXPLANATION

32 This bill provides for the funding of RISE projects on
33 state park and institutional roads and county conservation
34 parkways from funds allocated to the jurisdictions having
35 responsibility for these roads.

HOUSE FILE 472

H-3333

1 Amend House File 472 as follows:

2 1. Page 1, by inserting after line 30 the fol-
3 lowing:

4 "Sec. _____. The state transportation commission may
5 authorize the temporary transfer of funds between the
6 department's share of the RISE fund under section
7 315.4 to the primary road fund in an amount not to
8 exceed twenty-five million dollars. Transferred funds
9 shall be repaid within ninety days to the fund from
10 which they came upon receipt of federal highway trust
11 fund reimbursements and not later than July 1, 1988.
12 However, the commission shall not authorize the
13 transfer of any RISE funds already allocated for
14 expenditure on a specific RISE project prior to July
15 1, 1988.

16 Sec. _____.

17 1. The state transportation commission may issue
18 anticipatory certificates in an amount not to exceed
19 fifty million dollars prior to July 1, 1987. If by
20 July 1, 1987, the state has not received the full
21 allotment of the appropriate federal highway trust
22 funds, the state transportation commission may issue
23 additional anticipatory certificates. However, the
24 commission shall not issue more than one hundred fifty
25 million dollars in anticipatory certificates. The
26 certificates shall be retired at the time or times
27 determined by the commission but not later than July
28 1, 1988.

29 2. The certificates shall be authorized by a
30 resolution adopted by the commission which shall
31 specify:

32 a. The primary road funds, specifying the year or
33 years, from which the certificates are payable.

34 b. The amount of certificates authorized.

35 c. The denomination, and place of payment, which
36 may be at any bank within or without the state, of
37 each certificate.

38 d. The rate of interest which each certificate
39 shall bear which shall not exceed that permitted by
40 chapter 74A, and the date or dates interest is
41 payable.

42 e. The authorization for the chairperson of the
43 commission and the treasurer of state to sign and
44 countersign the certificates.

45 3. Each certificate shall specify on its face the
46 following information:

47 a. The annual accruing primary road funds, naming
48 the year from which the certificate is payable.

49 b. The date the certificate is payable.

50 c. That the certificate is payable solely from

H-3333

Page Two

1 accruing primary road funds.

2 4. The state transportation commission is
3 authorized to pledge all or any portion of the primary
4 road fund toward the payment of the certificates and
5 amounts in the primary road fund are appropriated, to
6 the extent necessary, for payment of principal and
7 interest on the certificates. The certificates shall
8 be payable solely from the primary road fund and under
9 no circumstance shall any certificate be or become or
10 be construed to constitute a debt of or a charge
11 against the state within the purview of any
12 constitutional or statutory limitation or provision.

13 5. Each of the certificates shall be executed by
14 the manual or facsimile signature of the chairperson
15 of the commission and the treasurer of state.

16 6. Interest on the certificates shall be exempt
17 from state income taxation.

18 7. The treasurer of state shall be responsible for
19 the sale of the certificates. In lieu of selling the
20 certificates, the treasurer of state may apply the
21 certificates at face value plus interest in payment of
22 any warrants duly authorized and issued for primary
23 road work.

24 8. The treasurer of state, or the treasurer's
25 designee, shall, if appropriate, enter on a record the
26 name and address of all persons to whom the
27 certificates are issued, with a particular designation
28 of the certificate delivered to each person.

29 9. Any subsequent holder of a certificate may
30 present the certificate to the treasurer of state, or
31 the treasurer's designee, who shall enter the
32 subsequent holder's name and address in place of the
33 name and address of the previous holder.

34 Sec. ____ . This Act, being deemed of immediate
35 importance, takes effect upon enactment."

36 2. Title page, lines 1 through 3, by striking the
37 words "to authorize the funding of state park and
38 institutional road projects and county conservation
39 parkway projects from RISE funds" and inserting the
40 following: "relating to the financing of road
41 projects by authorizing the funding of state park and
42 institutional road projects and county conservation
43 parkway projects from RISE funds, by permitting the
44 borrowing of RISE funds and the issuance of
45 anticipatory certificates and providing an effective
46 date".

47 3. Renumber sections and correct internal
48 references as necessary in accordance with this
49 amendment.

H-3333 FILED MARCH 24, 1987

BY CONNOLLY of Dubuque

4/15 3/27 (p. 891)

S-3486

- 1 Amend House File 472, as passed by the House, as
 2 follows:
 3 1. Page 1, line 5, by striking the words "and
 4 institutional".
 5 2. Page 1, line 12, by striking the words "and
 6 institutional".
 7 3. Page 1, line 19, by striking the words "and
 8 institutional".
 9 4. Page 1, line 29, by striking the words "and
 10 institutional".
 11 5. Title page, line 1, by striking the words "and
 12 institutional".

S-3486

Filed April 9, 1987

Adopted 4/22/87 (p 1454)

BY COMMITTEE ON TRANSPORTATION
 C. JOSEPH COLEMAN, Chairperson

SENATE AMENDMENT TO HOUSE FILE 472

H-3982

- 1 Amend House File 472, as passed by the House, as
 2 follows:
 3 1. Page 1, line 5, by striking the words "and
 4 institutional".
 5 2. Page 1, line 12, by striking the words "and
 6 institutional".
 7 3. Page 1, line 19, by striking the words "and
 8 institutional".
 9 4. Page 1, line 29, by striking the words "and
 10 institutional".
 11 5. Title page, line 1, by striking the words "and
 12 institutional".

H-3982 FILED APRIL 24, 1987

RECEIVED FROM THE SENATE

House concurred 5/5/87 (p 1971)

HOUSE FILE 472

AN ACT

TO AUTHORIZE THE FUNDING OF STATE PARK ROAD PROJECTS AND
COUNTY CONSERVATION PARKWAY PROJECTS FROM RISE FUNDS.

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

Section 1. Section 315.6, Code 1987, is amended to read as follows:

315.6 FUNDING OF PROJECTS.

Qualifying projects may be funded as follows:

1. Primary road and state park road projects may be financed entirely by the fund, or by combining money from the fund with money from the primary road fund, federal aid primary funds received by the state, or money from cities or counties raised through the sale of general obligation bonds of the cities or counties, other city or county revenues, or money from participating private parties.
2. Secondary road, state park road, and county conservation parkway projects may be funded entirely by the fund or by combining money from the fund with money from the county's portion of road use tax funds, federal aid secondary funds, other county revenues, or money raised through the sale of general obligation bonds of the county, or money from participating private parties.
3. City street and state park road projects may be funded entirely by the fund, or by combining money from the fund with money from the city's portion of road use tax funds, federal aid urban system funds, other municipal revenues, or money raised through the sale of general obligation bonds of the city, or money from participating private parties.

A county or city may, at its option, apply moneys allocated for use on secondary road or city street projects under section 315.4, subsection 2 or 3, toward qualifying primary

road, state park road, and county conservation parkway projects.

DONALD D. AVENSON
Speaker of the House

JO ANN ZIMMERMAN
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 472, Seventy-second General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved June 2, 1987

TERRY E. BRANSTAD
Governor

HF 472