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MAR 23 1993

HOUSE FILE 622
BY COMMITTEE ON TRANSPORTATION

Place On Calendar

(SUCCESSOR TO HSB 240)

Passed House, Date ^(p.1028) 4.2.93 Passed Senate, Date _____
Vote: Ayes 97 Nays 1 Vote: Ayes _____ Nays _____
Approved May 12, 1993

A BILL FOR

1 An Act relating to a proposed department of public works study.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 622

1 Section 1. PUBLIC WORKS STUDY. The legislative council is
2 requested to establish a two-year interim study committee to
3 consider alternative ways of organizing, administering, and
4 managing the public works and infrastructure functions of
5 state government. Public works and infrastructure functions
6 include policy formulation, public participation, finance,
7 programming, regulation, inspection, safety and public health,
8 planning, engineering, construction, operation, maintenance,
9 administration of related federal programs, related state aid
10 to and relations with local governments, and the role of the
11 private sector. Public works and infrastructure include
12 transportation systems, communication systems, sewer,
13 drainage, water, and other local public utility systems, solid
14 waste disposal, local public buildings and facilities, state
15 buildings and facilities, including prisons, university and
16 community college buildings and facilities, and recreational
17 areas. All agencies of state government, in particular the
18 department of management, shall compile and provide
19 information as necessary to effectuate the purposes of this
20 study.

21 EXPLANATION

22 The bill requests the legislative council to establish a
23 two-year interim study committee to consider alternative ways
24 to organize, administer, and manage public works and
25 infrastructure functions of state and local government. The
26 bill directs all agencies of state government, including the
27 department of management, to provide input to the study.

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HOUSE FILE 622
FISCAL NOTE

A fiscal note for House File 622 is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

House File 622 requests the Legislative Council to establish a 2 year interim study committee to consider alternative ways to organize, administer, and manage public works and infrastructure functions of State and local government. The bill directs all agencies of State government, including the Department of Management, to provide input to the study.

Fiscal Impact:

If the interim study is approved by the Legislative Council, the fiscal impact is not anticipated to be significant.

Source: Department of Transportation

(LSB 2507hv, PDD)

FILED MARCH 24, 1993

BY DENNIS PROUTY, FISCAL DIRECTOR

HOUSE FILE 622

H-3623

1 Amend House File 622 as follows:

2 1. By striking everything after the enacting
3 clause and inserting the following:

4 "Section 1. INTENT. It is the intent of the
5 general assembly to consider alternative ways in which
6 state government can optimize its resources and
7 organize itself for the finance, administration, and
8 management of public works and infrastructure
9 functions for the citizens of Iowa.

10 Sec. 2. FINDINGS AND OBJECTIVES. The general
11 assembly finds the following:

12 1. The state of Iowa has made and will continue to
13 make substantial progress towards retiring the state
14 deficit.

15 2. That once the deficit is retired, substantial
16 resources will be available to dedicate towards
17 existing needs.

18 3. A growing need exists to address the state's
19 critical infrastructure needs, both at the state and
20 local levels.

21 4. A substantial likelihood exists that a major
22 national jobs creation and public works program will
23 be enacted by the United States congress, and Iowa
24 should be prepared to take full advantage of that
25 potential.

26 5. A need exists for better coordination of Iowa's
27 infrastructure planning, building, and rehabilitation.

28 6. The state of Iowa needs to evaluate what role,
29 if any, state government should play in the
30 formulation of a public works program.

31 7. A need exists for an intergovernmental body to
32 study and report on the most efficient and prudent
33 method by which to meet these critical infrastructure
34 needs and to utilize any national jobs creation and
35 public works program moneys.

36 Sec. 3. CRITICAL INFRASTRUCTURE STUDY COMMITTEE
37 CREATED -- MEMBERSHIP.

38 1. The legislative council is requested to
39 establish an Iowa advisory study committee on critical
40 infrastructure needs for the 1993 and 1994 legislative
41 interim periods.

42 2. The committee shall examine and make
43 recommendations concerning Iowa's infrastructure
44 including, but not limited to, a review and analysis
45 of previous studies conducted by public or private
46 entities of state and local infrastructure needs; a
47 preliminary inventory of current facilities, financial
48 resources, and construction, rehabilitation, and
49 maintenance programs; a plan for an efficient
50 distribution of functional responsibilities; a model

H-3623

H-3623

Page 2

1 organizational framework to develop, administer and
2 implement infrastructure policies and programs; and a
3 comprehensive financial plan to achieve statewide
4 long-term objectives.

5 3. The membership of the committee shall be as
6 follows:

7 a. One county official, appointed by the Iowa
8 state association of counties.

9 b. One city official, appointed by the league of
10 Iowa municipalities.

11 c. One school corporation officer appointed by the
12 Iowa association of school boards.

13 d. Four members of the general assembly, two state
14 senators one of whom shall be appointed by the
15 majority leader of the senate, and one appointed by
16 the minority leader of the senate, and two state
17 representatives one of whom shall be appointed by the
18 speaker of the house, and one appointed by the
19 minority leader of the house.

20 e. The director or the director's designee of the
21 department of management and of the state department
22 of transportation.

23 f. Four citizen members appointed by the
24 legislative council.

25 4. In making all appointments, consideration shall
26 be given to gender, race, or ethnic representation,
27 population and demographic factors, and representation
28 of different geographic regions. All appointments
29 shall comply with sections 69.16 and 69.16A.

30 5. The co-chairpersons of the committee shall be a
31 senate and a house committee member designated by the
32 legislative council.

33 Sec. 4. EXPENSES. The members of the committee
34 are entitled to reimbursement for travel and other
35 necessary expenses incurred in the performance of
36 official duties. Each member may also be eligible to
37 receive compensation as provided in section 7E.6. The
38 expenses shall be paid from funds appropriated
39 pursuant to section 2.12.

40 Sec. 5. REPORT. The committee shall submit an
41 interim report to the general assembly and the
42 governor by December 20, 1993, and a final report by
43 December 20, 1994."

44 2. Title page, by striking line 1, and inserting
45 the following: "An Act creating an Iowa advisory
46 study committee on critical infrastructure needs."

By SPENNER of Henry
McKINNEY of Dallas

H-3623 FILED APRIL 1, 1993

(P.1028) *Adopted*
4-2-93

4-8-93 Jonite - De B...

HOUSE FILE 622
BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO HSB 240)

(As Amended and Passed by the House April 2, 1993)

Passed House, ^(P.1028) Date <u>4-2-93</u>	Passed Senate, ^(P.1463) Date <u>4/29/93</u>
Vote: Ayes <u>97</u> Nays <u>1</u>	Vote: Ayes <u>45</u> Nays <u>5</u>
Approved <u>May 12, 1993</u>	

A BILL FOR

1 An Act creating an Iowa advisory study committee on critical
2 infrastructure needs.

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

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ALL NEW LANGUAGE BY THE HOUSE

1 Section 1. INTENT. It is the intent of the general
2 assembly to consider alternative ways in which state
3 government can optimize its resources and organize itself for
4 the finance, administration, and management of public works
5 and infrastructure functions for the citizens of Iowa.

6 Sec. 2. FINDINGS AND OBJECTIVES. The general assembly
7 finds the following:

8 1. The state of Iowa has made and will continue to make
9 substantial progress towards retiring the state deficit.

10 2. That once the deficit is retired, substantial resources
11 will be available to dedicate towards existing needs.

12 3. A growing need exists to address the state's critical
13 infrastructure needs, both at the state and local levels.

14 4. A substantial likelihood exists that a major national
15 jobs creation and public works program will be enacted by the
16 United States congress, and Iowa should be prepared to take
17 full advantage of that potential.

18 5. A need exists for better coordination of Iowa's
19 infrastructure planning, building, and rehabilitation.

20 6. The state of Iowa needs to evaluate what role, if any,
21 state government should play in the formulation of a public
22 works program.

23 7. A need exists for an intergovernmental body to study
24 and report on the most efficient and prudent method by which
25 to meet these critical infrastructure needs and to utilize any
26 national jobs creation and public works program moneys.

27 Sec. 3. CRITICAL INFRASTRUCTURE STUDY COMMITTEE CREATED --
28 MEMBERSHIP.

29 1. The legislative council is requested to establish an
30 Iowa advisory study committee on critical infrastructure needs
31 for the 1993 and 1994 legislative interim periods.

32 2. The committee shall examine and make recommendations
33 concerning Iowa's infrastructure including, but not limited
34 to, a review and analysis of previous studies conducted by
35 public or private entities of state and local infrastructure

1 needs; a preliminary inventory of current facilities,
2 financial resources, and construction, rehabilitation, and
3 maintenance programs; a plan for an efficient distribution of
4 functional responsibilities; a model organizational framework
5 to develop, administer and implement infrastructure policies
6 and programs; and a comprehensive financial plan to achieve
7 statewide long-term objectives.

8 3. The membership of the committee shall be as follows:

9 a. One county official, appointed by the Iowa state
10 association of counties.

11 b. One city official, appointed by the league of Iowa
12 municipalities.

13 c. One school corporation officer appointed by the Iowa
14 association of school boards.

15 d. Four members of the general assembly, two state
16 senators one of whom shall be appointed by the majority leader
17 of the senate, and one appointed by the minority leader of the
18 senate, and two state representatives one of whom shall be
19 appointed by the speaker of the house, and one appointed by
20 the minority leader of the house.

21 e. The director or the director's designee of the
22 department of management and of the state department of
23 transportation.

24 f. Four citizen members appointed by the legislative
25 council.

26 4. In making all appointments, consideration shall be
27 given to gender, race, or ethnic representation, population
28 and demographic factors, and representation of different
29 geographic regions. All appointments shall comply with
30 sections 69.16 and 69.16A.

31 5. The co-chairpersons of the committee shall be a senate
32 and a house committee member designated by the legislative
33 council.

34 Sec. 4. EXPENSES. The members of the committee are
35 entitled to reimbursement for travel and other necessary

1 expenses incurred in the performance of official duties. Each
2 member may also be eligible to receive compensation as
3 provided in section 7E.6. The expenses shall be paid from
4 funds appropriated pursuant to section 2.12.

5 Sec. 5. REPORT. The committee shall submit an interim
6 report to the general assembly and the governor by December
7 20, 1993, and a final report by December 20, 1994.

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HOUSE FILE 622

S-3702

1 Amend House File 622, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 1, by striking everything after the
4 enacting clause and inserting the following:

5 "Section 1. INTENT. It is the intent of the
6 general assembly to consider alternative ways in which
7 state government can optimize its resources and
8 organize itself for the finance, administration, and
9 management of public works and infrastructure
10 functions for the citizens of Iowa.

11 Sec. 2. FINDINGS AND OBJECTIVES. The general
12 assembly finds the following:

13 1. The state of Iowa has made and will continue to
14 make substantial progress towards retiring the state
15 deficit.

16 2. That once the deficit is retired, substantial
17 resources will be made available to dedicate towards
18 existing needs.

19 3. A growing need exists to address the state's
20 critical infrastructure needs and to develop a model
21 plan which could be utilized subsequently by all
22 levels of government.

23 4. A need exists for better coordination of Iowa's
24 infrastructure planning, building, and rehabilitation,
25 including a legislative process to formally review
26 infrastructure studies and evaluations at the time
27 they are prepared.

28 Sec. 3. DEFINITIONS. As used in this Act:

29 1. "Educational infrastructure" means the
30 facilities, structures, and support components that
31 directly relate to state-administered educational
32 institutions, including, but not limited to, state
33 board of regents institutions and community colleges.

34 2. "Environmental, health, and recreation
35 infrastructure" means the facilities, structures, and
36 support components that directly relate to state-
37 administered programs in these areas, including but
38 not limited to, natural resources, mental health,
39 state parks and recreation areas.

40 3. "Functional infrastructure" means the
41 facilities, structures, and supporting components that
42 directly relate to the functional operations of state
43 government activities, and contribute toward public
44 safety, including, but not limited to, those
45 structures which support the general assembly, state
46 government offices, courts, and prisons.

47 4. "Intrinsic infrastructure" means the
48 facilities, structures, and supporting components that
49 directly relate and are essential to an individual's
50 well-being and provide the essential public-funded

S-3702

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S-3702

Page 2

1 elements of commerce which are within the state's
2 jurisdiction, including, but not limited to, roads,
3 highways, bridges, public transit, and flood control.

4 Sec. 4. INFRASTRUCTURE COMMITTEE -- YEAR 2004
5 CREATED -- MEMBERSHIP.

6 1. The legislative council is requested to
7 establish an infrastructure committee -- year 2004 to
8 study and evaluate critical infrastructure needs
9 during the 1993 and 1994 legislative interim periods.

10 2. The committee shall be composed of the
11 following:

12 a. Five members of the house of representatives,
13 three appointed by the speaker of the house, and two
14 appointed by the minority leader of the house.

15 b. Five members of the senate, three appointed by
16 the majority leader of the senate, and two appointed
17 by the minority leader of the senate.

18 c. Four public members appointed by the
19 legislative council.

20 d. One member from the governor's office appointed
21 by the governor.

22 e. The legislative council shall designate on a
23 bipartisan basis two legislators as co-chairpersons of
24 the committee.

25 Sec. 5. DUTIES OF THE COMMITTEE.

26 1. The committee shall devise a measuring
27 instrument to be used by all branches of state
28 government to perform an infrastructure inventory.
29 Upon adoption of a uniform measuring instrument, all
30 branches of state government shall provide the
31 necessary data to determine the following:

32 a. The backlog of infrastructure needs.

33 b. Those infrastructure needs accruing.

34 c. Maintenance costs of attending to those needs.

35 d. Administrative costs of attending to those
36 needs.

37 The committee shall study current needs and those
38 needs projected through the year 2004. Existing
39 studies shall be used if found to be in compliance
40 with the uniform measuring instrument adopted by the
41 committee.

42 2. In developing the infrastructure inventory, the
43 committee shall determine the various types of funding
44 mechanisms which support each branch of state
45 government.

46 3. Upon completion of the inventory and
47 determination of existing funding mechanisms pursuant
48 to subsections 1 and 2, the committee shall address
49 the sufficiency of existing funding to support
50 infrastructure needs and make recommendations in light

S-3702

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S-3702

Page 3

1 of the inadequacy of existing funding.

2 Sec. 6. SUBCOMMITTEES.

3 1. The committee shall divide itself into four
4 subcommittees as follows: a functional infrastructure
5 subcommittee; an intrinsic infrastructure
6 subcommittee; an educational infrastructure
7 subcommittee; and an environmental, health, and
8 recreation infrastructure subcommittee.

9 2. The legislator members of the committee, other
10 than the co-chairpersons, shall each be appointed on a
11 bipartisan basis as subcommittee co-chairpersons by
12 the co-chairpersons of the committee. Each of the
13 four public members shall be named to a different
14 subcommittee. The governor's designee shall be a
15 member of all four subcommittees. Co-chairpersons of
16 the committee shall be ex officio members of all four
17 subcommittees.

18 Sec. 7. EXPENSES. The members of the committee
19 are entitled to reimbursement for travel and other
20 necessary expenses incurred in the performance of
21 official duties. Each member may also be eligible to
22 receive compensation as provided in section 7E.6. The
23 expenses shall be paid from funds appropriated
24 pursuant to section 2.12.

25 Sec. 8. REPORT. The committee shall submit an
26 interim report to the general assembly and the
27 governor by December 20, 1993, and a final report by
28 September 1, 1994."

29 2. Title page, by striking lines 1 and 2 and
30 inserting the following: "An Act creating an
31 infrastructure committee."

By JOE WELSH

RICHARD F. DRAKE

MIKE CONNOLLY

BERL E. PRIEBE

DERRYL McLAREN

S-3702 FILED APRIL 29, 1993

LOST

Spenner, Chair
Corbett
Harney,

HSB 240

TRANSPORTATION

HOUSE FILE 622
BY (PROPOSED COMMITTEE ON
TRANSPORTATION BILL BY
CHAIRPERSON SPENNER)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to a proposed department of public works study.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. NEW SECTION. 307.50 DEPARTMENT OF PUBLIC
2 WORKS STUDY.

3 1. INTENT. It is the intent of the general assembly to
4 consider alternative ways in which state government can
5 optimize its resources and organize itself for the finance,
6 administration, and management of public works and
7 infrastructure functions for the citizens of Iowa.

8 2. STUDY. The department shall contract with a private
9 consultant to assist it in the study of a proposed state
10 department of public works. The study shall consider
11 alternative ways of organizing, administering, and managing
12 the public works and infrastructure functions of state
13 government. Public works and infrastructure functions
14 include, but are not limited to, policy formulation, public
15 participation, finance including revenue and investment
16 programming, regulation, inspection, safety and public health,
17 planning, engineering, construction, operation, maintenance,
18 administration of related federal programs, related state aid
19 to and relations with local governments, and the role of the
20 private sector. Public works and infrastructure include, but
21 are not limited to, transportation systems; communication
22 systems; sewer, drainage, water, and other local public
23 utility systems; solid waste disposal; local public buildings
24 and facilities, including schools, hospitals, libraries,
25 jails, and recreation facilities; and state buildings and
26 facilities, including prisons, university and community
27 college buildings and facilities, and parks.

28 3. FUNDING. The department may accept and use any
29 available federal or private funds or other funds available to
30 the department to conduct the study.

31 4. ADVISORY COMMITTEE. An advisory committee shall be
32 formed to assist the department to conduct the study. The
33 committee shall conduct all meetings in compliance with
34 chapter 21. Members of the committee who are not state
35 employees shall be eligible to receive actual expenses and

1 fifty dollars per diem for each day on which the advisory
2 committee meets.

3 The committee shall consist of the following persons:

4 a. Four members of the general assembly, one of each to be
5 appointed by the majority leader of the senate, the minority
6 leader of the senate, the speaker of the house, and the
7 minority leader of the house.

8 b. One person, appointed by the director of the
9 department, from each of the following: the state department
10 of transportation, the department of natural resources, the
11 department of economic development, the department of
12 corrections, the department of human services, the department
13 of management, the Iowa department of public health, the
14 department of general services, the department of public
15 safety, the department of public defense, the department of
16 education, and the department of agriculture and land
17 stewardship.

18 c. Four persons representing cities appointed by the
19 league of Iowa municipalities, two of whom shall be elected
20 city officials and two of whom shall be public works
21 administrators.

22 d. Four persons representing counties appointed by the
23 Iowa state association of counties, two of whom shall be
24 elected county officials and two of whom shall be public works
25 administrators.

26 e. Two persons who are local school district
27 superintendents appointed by the Iowa association of school
28 boards.

29 f. One person chosen by the Iowa state library
30 association.

31 g. One person chosen by the Iowa hospital association.

32 h. One person appointed by the board of directors
33 representing the community colleges.

34 The committee shall elect a chairperson from among its
35 members.

1 5. ASSISTANCE. All agencies and departments of state
2 government, all governmental subdivisions, and other public
3 and private organizations and associations shall provide
4 assistance as requested by the department.

5 6. REPORTS. The department shall submit an interim report
6 by January 31, 1994, and a final report by January 31, 1995,
7 to the general assembly.

8 EXPLANATION

9 This bill authorizes the state department of transportation
10 to contract with a private consultant to conduct a study to
11 consider ways to organize, administer, and manage a state
12 department of public works. The department is authorized to
13 use federal or private funds or to use funds which are
14 otherwise available to the department through the department's
15 appropriations. The bill requires the formation of an
16 advisory committee composed of legislative members,
17 representatives from various state departments, city and
18 county representatives, and members from the local school
19 district superintendents, the Iowa state library association,
20 the Iowa hospital association, and the community colleges.
21 The department is to submit an interim report by January 31,
22 1994, and a final report by January 31, 1995, to the general
23 assembly.

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HOUSE FILE 622

AN ACT

CREATING AN IOWA ADVISORY STUDY COMMITTEE ON CRITICAL INFRA-
STRUCTURE NEEDS.

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

Section 1. INTENT. It is the intent of the general assembly to consider alternative ways in which state government can optimize its resources and organize itself for the finance, administration, and management of public works and infrastructure functions for the citizens of Iowa.

Sec. 2. FINDINGS AND OBJECTIVES. The general assembly finds the following:

1. The state of Iowa has made and will continue to make substantial progress towards retiring the state deficit.
2. That once the deficit is retired, substantial resources will be available to dedicate towards existing needs.
3. A growing need exists to address the state's critical infrastructure needs, both at the state and local levels.
4. A substantial likelihood exists that a major national jobs creation and public works program will be enacted by the United States congress, and Iowa should be prepared to take full advantage of that potential.
5. A need exists for better coordination of Iowa's infrastructure planning, building, and rehabilitation.
6. The state of Iowa needs to evaluate what role, if any, state government should play in the formulation of a public works program.
7. A need exists for an intergovernmental body to study and report on the most efficient and prudent method by which to meet these critical infrastructure needs and to utilize any national jobs creation and public works program moneys.

Sec. 3. CRITICAL INFRASTRUCTURE STUDY COMMITTEE CREATED --
MEMBERSHIP.

1. The legislative council is requested to establish an Iowa advisory study committee on critical infrastructure needs for the 1993 and 1994 legislative interim periods.

2. The committee shall examine and make recommendations concerning Iowa's infrastructure including, but not limited to, a review and analysis of previous studies conducted by public or private entities of state and local infrastructure needs; a preliminary inventory of current facilities, financial resources, and construction, rehabilitation, and maintenance programs; a plan for an efficient distribution of functional responsibilities; a model organizational framework to develop, administer and implement infrastructure policies and programs; and a comprehensive financial plan to achieve statewide long-term objectives.

3. The membership of the committee shall be as follows:

- a. One county official, appointed by the Iowa state association of counties.
- b. One city official, appointed by the league of Iowa municipalities.
- c. One school corporation officer appointed by the Iowa association of school boards.
- d. Four members of the general assembly, two state senators one of whom shall be appointed by the majority leader of the senate, and one appointed by the minority leader of the senate, and two state representatives one of whom shall be appointed by the speaker of the house, and one appointed by the minority leader of the house.
- e. The director or the director's designee of the department of management and of the state department of transportation.
- f. Four citizen members appointed by the legislative council.

4. In making all appointments, consideration shall be given to gender, race, or ethnic representation, population and demographic factors, and representation of different geographic regions. All appointments shall comply with sections 69.16 and 69.16A.

5. The co-chairpersons of the committee shall be a senate and a house committee member designated by the legislative council.

Sec. 4. EXPENSES. The members of the committee are entitled to reimbursement for travel and other necessary expenses incurred in the performance of official duties. Each member may also be eligible to receive compensation as provided in section 7E.6. The expenses shall be paid from funds appropriated pursuant to section 2.12.

Sec. 5. REPORT. The committee shall submit an interim report to the general assembly and the governor by December 20, 1993, and a final report by December 20, 1994.

HAROLD VAN MAANEN
Speaker of the House

LEONARD L. BOSWELL
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 622, Seventy-fifth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved May 12, 1993

TERRY E. BRANSTAD
Governor