

2-13-97 Approp

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SENATE FILE 135
BY HALVORSON

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

A BILL FOR

1 An Act relating to providing funding for roads which are part of
2 the commercial industrial network and making appropriations.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 135

1 Section 1. Section 159A.7, subsection 3, Code 1997, is
2 amended to read as follows:

3 3. Until July 1, 2000, ~~moneys-shall-be-deposited-in four~~
4 million dollars each fiscal year is appropriated to the fund
5 as-provided-in-section-423-24 to be distributed quarterly.
6 The moneys constitute a continuing appropriation for
7 expenditure under section 15E.112 and this section. Not more
8 than one and one-half percent of the total moneys available to
9 support value-added agricultural products and processes
10 ~~pursuant-to-section-423-24~~ each year shall be allocated to the
11 department for administration of the office.

12 Sec. 2. Section 159A.7, subsection 6, Code 1997, is
13 amended to read as follows:

14 6. Section 8.33 does not apply to moneys in the fund.
15 Income received by investment of moneys in the fund shall
16 remain in the fund. ~~Unencumbered-or-unobligated-moneys-in-the~~
17 ~~fund-derived-from-moneys-deposited-pursuant-to-section-423-24;~~
18 ~~which-are-in-excess-of-three-hundred-fifty-thousand-dollars-of~~
19 ~~unencumbered-or-unobligated-moneys-in-the-fund-deposited~~
20 ~~pursuant-to-that-section;-and-which-are-remaining-on-June-30~~
21 ~~of-each-fiscal-year;-shall-be-credited-on-August-31-to-the~~
22 ~~road-use-tax-fund-as-created-in-section-312.1-~~

23 Sec. 3. Section 312.2, subsections 13 and 15, Code 1997,
24 are amended by striking the subsections.

25 Sec. 4. NEW SECTION. 324A.7 APPROPRIATION.

26 There is appropriated from the general fund of the state
27 for each fiscal year to the state department of transportation
28 for purposes of public transit assistance under this chapter
29 an amount equal to one-twentieth of eighty percent of the
30 revenue from the operation of section 423.7.

31 Sec. 5. Section 423.24, subsection 1, Code 1997, is
32 amended to read as follows:

33 1. Eighty percent of all revenues derived from the use tax
34 on motor vehicles, trailers, and motor vehicle accessories and
35 equipment as collected pursuant to section 423.7 and section

1 423.7A shall be deposited and credited as follows:

2 a. (1) Twenty-five percent of all such revenue, up to a
3 maximum of four million two hundred fifty thousand dollars per
4 quarter, shall be deposited into and credited to the Iowa
5 comprehensive petroleum underground storage tank fund created
6 in section 455G.3, and the moneys so deposited are a
7 continuing appropriation for expenditure under chapter 455G,
8 and moneys so appropriated shall not be used for other
9 purposes.

10 (2) -- Beginning January 1, 1996, through December 31, 1997,
11 two million five hundred thousand dollars per quarter shall be
12 deposited into and credited to the Iowa comprehensive
13 petroleum underground storage tank marketability fund created
14 in section 455G.21. -- Beginning January 1, 1998, through
15 December 31, 2002, four million two hundred fifty thousand
16 dollars per quarter shall be deposited into and credited to
17 the Iowa comprehensive petroleum underground storage tank
18 marketability fund created in section 455G.21. -- The moneys so
19 deposited are a continuing appropriation to be expended in
20 accordance with section 455G.21, and the moneys shall not be
21 used for other purposes.

22 b. -- Beginning on July 1, 1993, three and one-half percent
23 of the revenue, not to exceed one million dollars per quarter,
24 derived from the use tax on motor vehicles, trailers, and
25 motor vehicle accessories and equipment as collected pursuant
26 to section 423.7, shall be used to support value added
27 agricultural products and processes as follows:

28 (1) -- Ninety one and one-quarter percent of these moneys
29 shall be deposited in the value added agricultural products
30 and processes financial assistance fund as created in section
31 15E.112.

32 (2) -- Eight and three-quarters percent of these moneys shall
33 be deposited in the renewable fuels and coproducts fund as
34 created in section 159A.7.

35 b. Moneys deposited according to this paragraph "b" are a

1 continuing-appropriation-for-expenditure-under-sections
2 15E-117-and-159A-7- Three million five hundred thousand
3 dollars per quarter shall be deposited into and credited to
4 the primary road fund to be used for the commercial and
5 industrial highway network.

6 c. Any such revenues remaining shall be credited to the
7 primary road fund to the extent necessary to reimburse that
8 fund for the expenditures, not otherwise eligible to be made
9 from the primary road fund, made for repairing, improving and
10 maintaining bridges over the rivers bordering the state.
11 Expenditures for those portions of bridges within adjacent
12 states may be included when they are made pursuant to an
13 agreement entered into under sections 313.63, 313A.34, and
14 314.10.

15 d. Any such revenues remaining shall be credited to the
16 road use tax fund.

17 Sec. 6. Section 455G.21, subsection 1, paragraph a, Code
18 1997, is amended to read as follows:

19 a. Moneys allocated appropriated to the fund pursuant to
20 section-423-247-subsection-17-paragraph-"a"-subparagraph-(2).

21 Sec. 7. APPROPRIATION -- DEPARTMENT OF INSPECTIONS AND
22 APPEALS. There is appropriated from the general fund of the
23 state to the department of inspections and appeals for the
24 fiscal year beginning July 1, 1997, and ending June 30, 1998,
25 the following amount, or so much thereof as is necessary, to
26 be used for the purposes designated:

27 For salaries, support, maintenance, and miscellaneous
28 purposes for the appeals and fair hearings division:
29 \$ 1,000,000

30 Sec. 8. APPROPRIATION -- DEPARTMENT OF MANAGEMENT. There
31 is appropriated from the general fund of the state to the
32 department of management for the fiscal year beginning July 1,
33 1997, and ending June 30, 1998, the following amount, or so
34 much thereof as is necessary, to be used for the purposes
35 designated:

1 For salaries, support, maintenance, and miscellaneous
2 purposes:

3 \$ 56,000

4 Sec. 9. APPROPRIATION -- DEPARTMENT OF PERSONNEL. There
5 is appropriated from the general fund of the state to the
6 department of personnel for the fiscal year beginning July 1,
7 1997, and ending June 30, 1998, the following amount, or so
8 much thereof as is necessary, to be used for the purposes
9 designated:

10 For salaries, support, maintenance, and miscellaneous
11 purposes to provide personnel services to the state department
12 of transportation:

13 \$ 387,000

14 Sec. 10. APPROPRIATION -- COMPREHENSIVE PETROLEUM
15 UNDERGROUND STORAGE TANK MARKETABILITY FUND. There is
16 appropriated from the general fund of the state to the
17 comprehensive petroleum underground storage tank marketability
18 fund created in section 455G.21, for the fiscal year beginning
19 July 1, 1997, and ending June 30, 1998, the following amount,
20 or so much thereof as necessary, for the purposes of the fund:

21 \$ 10,000,000

22 Sec. 11. APPROPRIATION -- RENEWABLE FUELS AND COPRODUCTS
23 FUND. There is appropriated from the general fund of the
24 state to the renewable fuels and coproducts fund created in
25 section 159A.7, for the fiscal year beginning July 1, 1997,
26 and ending June 30, 1998, the following amount, or so much
27 thereof as necessary, for the purposes of the fund:

28 \$ 4,000,000

29 Sec. 12. APPROPRIATION -- COMMERCIAL AND INDUSTRIAL
30 NETWORK. There is appropriated from the road use tax fund to
31 the primary road fund for the fiscal year beginning July 1,
32 1997, and ending June 30, 1998, the following amount, or so
33 much thereof as is necessary, to be used for the purpose
34 designated:

35 For the commercial and industrial highways network:

1 \$ 56,000

2 Sec. 13. For the fiscal year beginning July 1, 1997, and
3 ending June 30, 1998, \$330,000 of the moneys in the primary
4 road fund shall be set aside for the commercial and industrial
5 highway network in addition to, and not in lieu of, any other
6 moneys from the primary road fund which are designated for
7 this purpose.

8 EXPLANATION

9 This bill transfers the funding of several agencies and
10 programs from the use tax under chapter 423, the road use tax
11 fund, and the primary road fund, to the general fund and
12 reallocates those moneys to the commercial and industrial
13 highway network.

14 The bill creates a continuing appropriation from the
15 general fund in the amount of \$4 million per year to the
16 renewable fuels and coproducts fund, to be allocated \$1
17 million per quarter. The bill eliminates the current
18 allocation of funds from the use tax under section 423.24.

19 The bill strikes provisions allocating road use tax fund
20 receipts for the purposes of motor vehicle fraud enforcement
21 and public transit. The bill creates a continuing
22 appropriation from the general fund to the department of
23 transportation in the amount of one-twentieth of 80 percent of
24 the revenue generated from the use tax under section 423.7.

25 The bill amends section 423.24 to provide that 80 percent
26 of the revenues from the use tax on motor vehicles, trailers,
27 and motor vehicle accessories and equipment shall be
28 distributed \$3.5 million per quarter to the primary road fund
29 to be used for the commercial and industrial highway network,
30 then to the primary road fund for border bridge repair and
31 maintenance, and then to the road use tax fund. The funding
32 for the comprehensive petroleum underground storage tank
33 marketability fund is transferred by the bill from the use tax
34 to the general fund and a one-year appropriation of \$10
35 million is made to that fund.

1 The bill also makes one-year general fund appropriations of
2 \$1 million to the department of inspections and appeals,
3 division of appeals and fair hearings; \$56,000 to the
4 department of management; and \$387,000 to the department of
5 personnel to provide personnel services to the department of
6 transportation. In addition, the bill appropriates \$56,000
7 from the road use tax fund to the primary road fund to be used
8 for the commercial and industrial highways network and sets
9 aside \$330,000 of moneys in the primary road fund in addition
10 to any other amounts appropriated, for the commercial and
11 industrial highways network, both for the 1997-1998 fiscal
12 year.

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