

FEB 24 2000

TRANSPORTATION

HOUSE FILE 2413

BY WISE, LARKIN, and COHOON

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

A BILL FOR

1 An Act creating a division of aeronautics and water within the
 2 state department of transportation.

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

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HF 2413

1 Section 1. Section 307.25, Code 1999, is amended to read
2 as follows:

3 307.25 AERONAUTICS AND ~~PUBLIC-TRANSIT~~ WATER.

4 A division of aeronautics and water is created within the
5 department under the control of an administrator of
6 aeronautics and water appointed by the director. The
7 department's administrator for aeronautics and public-transit
8 water shall:

9 1. Advise and assist the director in the development of
10 aeronautics, including but not limited to the location of air
11 terminals, accessibility of air terminals by other modes of
12 public transportation, protective zoning provisions
13 considering safety factors, noise, and air pollution,
14 facilities for private and commercial aircraft, air freight
15 facilities, and such other physical and technical aspects as
16 may be necessary to meet present and future needs.

17 ~~2. Advise and assist the director in the study of local~~
18 ~~and regional transportation of goods and people including~~
19 ~~intracity and intercity bus systems, dial-a-bus facilities,~~
20 ~~rural and urban bus and taxi systems, the collection of data~~
21 ~~from these systems, feasibility study of increased government~~
22 ~~subsidy assistance and determination of the allocation of such~~
23 ~~subsidies to each mass transportation system, such other~~
24 ~~physical and technical aspects which may be necessary to meet~~
25 ~~present and future needs and apply for, accept and expend~~
26 ~~federal, state or private funds for the improvement of mass~~
27 ~~transit. Promote river transportation and coordinate river~~
28 programs with other transportation modes.

29 3. ~~Advise and assist the director to study and develop~~
30 ~~highway transport economics to assure availability and~~
31 ~~productivity of highway transport services. Advise and assist~~
32 the director in the development of river transportation and
33 port facilities in the state.

34 4. Take the necessary steps to achieve the purposes set
35 forth in chapter 307C, pursuant to section 307C.3.

1 4- 5. Administer chapters 328, 329, and 330.

2 5- 6. Perform other duties and responsibilities as
3 assigned by the director.

4 Sec. 2. Section 307.26, unnumbered paragraph 1, Code 1999,
5 is amended to read as follows:

6 The department's administrator for rail and water public
7 transit shall:

8 Sec. 3. Section 307.26, subsections 16 and 17, Code 1999,
9 are amended by striking the subsections and inserting in lieu
10 thereof the following:

11 16. Advise and assist the director in the study of local
12 and regional transportation of goods and people including
13 intracity and intercity bus systems, dial-a-bus facilities,
14 rural and urban bus and taxi systems, the collection of data
15 from these systems, feasibility study of increased government
16 subsidy assistance and determination of the allocation of such
17 subsidies to each mass transportation system, such other
18 physical and technical aspects which may be necessary to meet
19 present and future needs and apply for, accept, and expend
20 federal, state, or private funds for the improvement of mass
21 transit.

22 17. Advise and assist the director to study and develop
23 highway transport economics to assure availability and
24 productivity of highway transport services.

25 Sec. 4. Section 307C.3, Code 1999, is amended to read as
26 follows:

27 307C.3 DUTIES OF THE STATE-DEPARTMENT-OF-TRANSPORTATION
28 DIVISION OF AERONAUTICS AND WATER.

29 The division of aeronautics and water of the state
30 department of transportation shall, with the cooperation of
31 the Iowa department of economic development, the department of
32 natural resources, and the member states' officials or
33 agencies, take the necessary steps to achieve the purposes set
34 forth in this chapter.

35 Sec. 5. Section 327D.192, Code 1999, is amended to read as

1 follows:

2 327D.192 SPOT CHECKS FOR HAZARDOUS CARGO.

3 An employee under the supervision of the department's
4 administrator for rail and ~~water~~ public transit designated by
5 the director of the department may conduct spot inspections of
6 vehicles subject to registration which are owned or operated
7 by a railroad corporation to determine whether a vehicle is
8 used to transport products or property which may be a safety
9 hazard for the operator of the vehicle subject to registration
10 or any other employee of the railroad corporation who is
11 transported in the vehicle.

12 Sec. 6. Section 327F.39, subsection 1, paragraph c, Code
13 1999, is amended to read as follows:

14 c. "Administrator" means the department's administrator
15 for rail and ~~water~~ public transit, or the administrator's
16 designee.

17 Sec. 7. Section 328.1, subsection 11, Code 1999, is
18 amended to read as follows:

19 11. "Air taxi operator" means an operator who engages in
20 the air transportation of passengers, property, and mail by
21 aircraft on public demand for compensation and does not
22 directly or indirectly utilize aircraft with a capacity of
23 more than thirty passengers or seventy-five hundred pounds
24 maximum payload, unless exempted by the aeronautics and ~~public~~
25 transit water administrator of the department.

26 EXPLANATION

27 This bill creates a division of aeronautics and water
28 within the state department of transportation under the
29 control of an administrator for aeronautics and water.
30 Currently, the Code provides for an administrator for
31 aeronautics and public transit and an administrator for rail
32 and water within the department.

33 The bill delegates the existing duties of the administrator
34 for rail and water which relate to water to the newly titled
35 administrator for aeronautics and water. The bill also

1 delegates the existing duties of the administrator for
2 aeronautics and public transit which relate to public transit
3 to the newly titled administrator for rail and public transit.

4 In addition, the bill designates the new division of
5 aeronautics and water as the entity responsible for
6 implementing the Missouri river barge compact in Code chapter
7 307C, in cooperation with the Iowa department of economic
8 development, the department of natural resources, and the
9 compact member states' officials or agencies. Currently, the
10 state department of transportation is responsible for such
11 implementation, in cooperation with the designated entities
12 and persons.

13 The bill also makes corresponding Code language changes in
14 Code sections 327D.192, 327F.39, and 328.1.

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