HSB 748

APPROPRIATIONS

SENATE/HOUSE FILE

SE'() 2538

BY (PROPOSED COMMITTEE ON
APPROPRIATIONS BILL BY
JOINT APPROPRIATIONS
SUBCOMMITTEE ON TRANSPORTATION,
INFRASTRUCTURE AND CAPITALS)

Passed	Senate,	Date	Passed	House,	Date
Vote:	Ayes	Nays	Vote:	Ayes	Nays
	Ap	proved			

A BILL FOR

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17 18

1 An Act relating to and making transportation and other infrastructure-related appropriations to the state department 2 3 of transportation, including allocation and use of moneys from 4 the general fund of the state, road use tax fund, and primary road fund, and providing for the nonreversion of certain 5 6 moneys. 7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA: 8 9 10 11 12 13 14 15 16

1	STATE DEPARTMENT OF TRANSPORTATION
2	Section 1. There is appropriated from the general fund of
3	the state to the state department of transportation for the
4	fiscal year beginning July 1, 2000, and ending June 30, 2001,
5	the following amounts, or so much thereof as is necessary, to
6	be used for the purposes designated:
7	 For airport engineering studies and improvement
8	projects as provided in chapter 328:
9	\$ 2,475,000
10	2. For the rail assistance program and to provide economic
11	development project funding:
12	\$ 662,000
13	Sec. 2. There is appropriated from the road use tax fund
	to the state department of transportation for the fiscal year
	beginning July 1, 2000, and ending June 30, 2001, the
	following amounts, or so much thereof as is necessary, for the
	purposes designated:
18	1. For the payment of costs associated with the production
	of driver's licenses, as defined in section 321.1, subsection
	20A:
	\$ 2,103,000
22	Notwithstanding section 8.33, unencumbered or unobligated
	funds remaining on June 30, 2001, from the appropriation made
	in this subsection, shall not revert, but shall remain
	available for the following fiscal years for the purposes specified in this subsection.
	2. For salaries, support, maintenance, and miscellaneous
	purposes:
	a. Operations and finance:
	\$ 5,267,313
	b. Administrative services:
	\$ 946,149
	c. Planning and programming:
	\$ 511,728
	d. Motor vehicles:

S.F. _____ H.F. ____

	\$ 26,636,290
2	3. For payments to the department of personnel for
	expenses incurred in administering the merit system on behalf
4	of the state department of transportation, as required by
5	chapter 19A:
6	\$ 37,500
7	4. Unemployment compensation:
8	\$ 17,000
9	5. For payments to the department of personnel for paying
10	workers' compensation claims under chapter 85 on behalf of
11	employees of the state department of transportation:
12	\$ 77,000
13	6. For payment to the general fund of the state for
14	indirect cost recoveries:
15	\$ 92,000
16	7. For reimbursement to the auditor of state for audit
7	expenses as provided in section 11.5B:
18	\$ 42,000
19	8. For costs associated with the county issuance of
20	driver's licenses:
21	\$ 20,000
22	9. For transfer to the department of public safety for
23	operating a system providing toll-free telephone road and
24	weather conditions information:
25	\$ 100,000
26	10. For improvements to the scale facilities in Clarke and
27	Worth counties:
28	\$ 940,000
29	Notwithstanding section 8.33, moneys appropriated in this
30	subsection that remain unencumbered or unobligated at the
31	close of the fiscal year shall not revert but shall remain
32	available for expenditure for the purpose designated until the
33	close of the fiscal year that begins July 1, 2003.
34	Sec. 3. There is appropriated from the primary road fund
√ 5	to the state department of transportation for the fiscal year

1	beginning July 1, 2000, and ending June 30, 2001, the
	following amounts, or so much thereof as is necessary, to be
	-
	used for the purposes designated:
4	1. For salaries, support, maintenance, miscellaneous
	purposes and the following full-time equivalent positions:
6	a. Operations and finance:
7	
8	FTEs 310.00
9	b. Administrative services:
10	\$ 5,812,051
11	FTES 96.50
12	c. Planning and programming:
13	\$ 9,713,612
14	FTEs 183.00
15	d. Project development:
16	\$ 59,063,194
	FTEs 1,127.00
18	Not more than \$421,000, plus an allocation for salary
	adjustment, shall be expended from the highway beautification
	fund for salaries and benefits for not more than 9.00 FTEs.
21	e. Maintenance:
	\$105,609,152
23	
24	
	1,057,812
	FTES 563.00
27	•
	highway materials and equipment revolving fund established by
	section 307.47 for funding the increased replacement cost of
30	equipment:
31	
32	Not more than \$3,575,000 plus an allocation for salary
33	adjustment, from the highway materials and equipment revolving
34	fund, shall be expended for salaries and benefits for not more
3 5	than 89.00 FTEs.

1	3. For payments to the department of personnel for
2	expenses incurred in administering the merit system on behalf
3	of the state department of transportation, as required by
4	chapter 19A:
5	\$ 712,500
6	4. Unemployment compensation:
7	\$ 328,000
8	5. For payments to the department of personnel for paying
9	workers' compensation claims under chapter 85 on behalf of the
10	employees of the state department of transportation:
11	\$ 1,463,000
12	6. For disposal of hazardous wastes from field locations
13	and the central complex:
14	\$ 1,000,000
15	7. For payment to the general fund for indirect cost
16	recoveries:
7	\$ 658,000
18	8. For reimbursement to the auditor of state for audit
19	expenses as provided in section 11.5B:
20	\$ 255,000
21	9. For improvements to upgrade the handling of wastewater
22	at various field facilities throughout the state:
23	\$ 400,000
	10. For replacement of roofs according to the department's
	priority list at field facilities throughout the state:
26	\$ 400,000
27	11. For planning, design, and construction of field garage
28	facilities in Sheldon and Allison:
29	
30	12. For the federal Americans With Disabilities Act
	accessibility improvements to department facilities throughout
	the state:
33	\$ 200,000
34	13. For various repair projects to the northwest building
35	on the Ames complex, including roof repairs and electrical

S.F. _____ H.F. ____

1	work:
2	\$ 900,000
3	14. For replacement of the radiant heating systems in
4	field garage facilities throughout the state:
5	\$ 200,000
6	15. For tuckpointing and repair of the brick exteriors of
7	office buildings and field garage facilities throughout the
8	state:
9	\$ 100,000
10	16. For assistance in purchasing biodegradable hydraulic
11	fluids manufactured from soybeans pursuant to sections 18.22
12	and 307.21:
13	\$ 15,000
14	17. For assistance in purchasing biodiesel fuel for use in
15	heavy-duty fleet vehicles of the department:
16	\$ 20,000
17	Notwithstanding section 8.33, moneys appropriated in
18	subsections 9 through 17 that remain unencumbered or
19	unobligated at the close of the fiscal year shall not revert
20	but shall remain available for expenditure for the purposes
21	designated until the close of the fiscal year that begins July
22	1, 2003.
23	EXPLANATION
24	This bill makes appropriations for the 2000-2001 fiscal
25	year from the general fund of the state, the road use tax
26	fund, and the primary road fund to the state department of
27	transportation.
28	The bill appropriates moneys from the general fund of the
29	state for the rail assistance program and to provide economic
30	development project funding and for airport engineering
31	studies.
32	Appropriations from the road use tax fund include
3 3	appropriations for driver's license production costs,
34	salaries, operations, motor vehicles, unemployment and
35	workers' compensation, for county issuance of driver's

S.F. H.F.

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1 licenses, for a system providing toll-free telephone road and
 2 weather reports, for scale faciltiies, and indirect cost
 3 recoveries.
      Appropriations from the primary road fund include
 4
 5 appropriations for salaries, operations, planning and
 6 programming, project development, maintenance, motor vehicles,
7 equipment, the merit system, unemployment and workers'
8 compensation, disposal of hazardous wastes at field locations,
 9 indirect costs, wastewater handling, roof replacement at field
10 facilities, field garages, operations, and compliance with ADA
11 at department facilities.
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HF 253

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MAR 7 2000
APPROPRIATIONS CALENDAR

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HOUSE FILE 2538

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 748)

	(p.	858)	-1.1			(p. 9	(62)	. 1	3-00
Passed		_			Passed	Senate,	Date	4-	3-00
Vote:	Ayes _	97	Nays <u>3</u>	3	Vote:	Ayes _	<u>50</u> N	lays _	0
		Approv			ril 7,	2000	2_		

A BILL FOR

1 An Act relating to and making transportation and other infrastructure-related appropriations to the state department 2 of transportation, including allocation and use of moneys from 3 the general fund of the state, road use tax fund, and primary 5 road fund, and including fees for certain registration plates, allowing the department to conduct a pilot project, and 6 providing for the nonreversion of certain moneys. 8 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA: 9 10 11 12 13 14 15 16 17 18 19 20 21

1	STATE DEPARTMENT OF TRANSPORTATION
2	Section 1. There is appropriated from the general fund of
3	the state to the state department of transportation for the
4	fiscal year beginning July 1, 2000, and ending June 30, 2001,
5	the following amounts, or so much thereof as is necessary, to
6	be used for the purposes designated:
7	 For airport engineering studies and improvement
8	projects as provided in chapter 328:
9	\$ 2,475,000
10	2. For the rail assistance program and to provide economic
11	development project funding:
12	\$ 662,000
13	Sec. 2. There is appropriated from the road use tax fund
14	to the state department of transportation for the fiscal year
15	beginning July 1, 2000, and ending June 30, 2001, the
16	following amounts, or so much thereof as is necessary, for the
17	purposes designated:
18	1. For the payment of costs associated with the production
19	of driver's licenses, as defined in section 321.1, subsection
20	20A:
	\$ 2,103,000
22	Notwithstanding section 8.33, unencumbered or unobligated
23	funds remaining on June 30, 2001, from the appropriation made
24	in this subsection, shall not revert, but shall remain
25	available for the following fiscal years for the purposes
26	specified in this subsection.
27	2. For salaries, support, maintenance, and miscellaneous
28	purposes:
29	a. Operations and finance:
	\$ 5,267,313
	b. Administrative services:
32	\$ 946,149
33	c. Planning and programming:
34	\$ 511,728
35	d. Motor vehicles:

1	\$ 26,636,290
2	3. For payments to the department of personnel for
3	expenses incurred in administering the merit system on behalf
4	of the state department of transportation, as required by
5	chapter 19A:
6	\$ 37,500
7	4. Unemployment compensation:
8	\$ 17,000
9	5. For payments to the department of personnel for paying
10	workers' compensation claims under chapter 85 on behalf of
11	employees of the state department of transportation:
12	\$ 77,000
13	6. For payment to the general fund of the state for
14	indirect cost recoveries:
15	\$ 92,000
16	7. For reimbursement to the auditor of state for audit
	expenses as provided in section 11.5B:
18	\$ 42,000
19	8. For costs associated with the county issuance of
	driver's licenses:
	\$ 20,000
	 For transfer to the department of public safety for
	operating a system providing toll-free telephone road and
	weather conditions information:
	\$ 100,000
26	10. For improvements to the scale facilities in Clarke and
	Worth counties:
	\$ 940,000
29	Notwithstanding section 8.33, moneys appropriated in this
	subsection that remain unencumbered or unobligated at the
	close of the fiscal year shall not revert but shall remain
	available for expenditure for the purpose designated until the
	close of the fiscal year that begins July 1, 2003.
34	11. For up to the following amount for membership in the
35	North America's superhighway corridor coalition:

S.F. H.F. 2538 S.F. H.F. 2538

1	\$ 200,000
2	13. For various repair projects to the northwest building
3	on the Ames complex, including roof repairs and electrical
4	work:
5	\$ 900,000
6	14. For replacement of the radiant heating systems in
7	field garage facilities throughout the state:
8	\$ 200,000
9	15. For tuckpointing and repair of the brick exteriors of
10	office buildings and field garage facilities throughout the
11	state:
12	\$ 100,000
13	16. For assistance in purchasing biodegradable hydraulic
14	fluids manufactured from soybeans pursuant to sections 18.22
15	and 307.21:
16	\$ 15,000
17	17. For assistance in purchasing biodiesel fuel for use in
18	heavy-duty fleet vehicles of the department:
19	\$ 20,000
20	Notwithstanding section 8.33, moneys appropriated in
21	subsections 9 through 17 that remain unencumbered or
22	unobligated at the close of the fiscal year shall not revert
23	but shall remain available for expenditure for the purposes
24	designated until the close of the fiscal year that begins July
25	1, 2003.
26	Sec. 4. Section 321.105, unnumbered paragraph 5, Code
2 7	1999, is amended to read as follows:
28	Seriously disabled veterans who have been provided with an
2 9	automobile or other vehicle by the United States government
30	under the provisions of sections 1901 to 1903, Title 38 of the
31	United States Code, 38 U.S.C. § 1901 et seq. (1970), shall be
32	exempt from payment of any automobile registration fee
33	provided in this chapter, and shall be provided, without fee,
34	with a registration plate. The disabled veteran, to be able
35	to claim the above benefit, must be a resident of the state of

- 1 Iowa. The disabled veteran may obtain a special or
- 2 personalized plate under section 321.34 by paying the
- 3 difference between the fee for a regular registration plate
- 4 and the fee for the special or personalized registration
- 5 plate.
- 6 Sec. 5. REFUNDS OF FEES -- PILOT PROJECT. Notwithstanding
- 7 the obligation to collect a fee for a renewal or duplicate of
- 8 a nonoperator's identification card or a driver's license
- 9 pursuant to section 321.190 or 321.191, the state department
- 10 of transportation may conduct a pilot project for waiving or
- 11 refunding such fees pursuant to rules adopted by the
- 12 department. The department may conduct the pilot project at
- 13 two driver's license stations in the state. In conducting the
- 14 pilot project the department may waive payment of or refund
- 15 all or a portion of the fees to an applicant for a renewal or
- 16 a duplicate if the department determines that the service
- 17 standard for timely issuance has not been met or an error on
- 18 the license or identification card requires the applicant to
- 19 return to the driver's license station. The decision of the
- 20 department not to issue a refund is final and not subject to
- 21 review pursuant to the provisions of the Iowa administrative
- 22 procedure Act in chapter 17A.
- 23 EXPLANATION
- 24 This bill makes appropriations for the 2000-2001 fiscal
- 25 year from the general fund of the state, the road use tax
- 26 fund, and the primary road fund to the state department of
- 27 transportation.
- 28 The bill appropriates moneys from the general fund of the
- 29 state for the rail assistance program and to provide economic
- 30 development project funding and for airport engineering
- 31 studies.
- 32 Appropriations from the road use tax fund include
- 33 appropriations for driver's license production costs,
- 34 salaries, operations, motor vehicles, unemployment and
- 35 workers' compensation, county issuance of driver's licenses, a

- 1 system providing toll-free telephone road and weather reports,
- 2 scale facilities, membership in the North America's
- 3 superhighway corridor coalition, and indirect cost recoveries.
- 4 Appropriations from the primary road fund include
- 5 appropriations for salaries, operations, planning and
- 6 programming, project development, maintenance, motor vehicles,
- 7 equipment, the merit system, unemployment and workers'
- 8 compensation, disposal of hazardous wastes at field locations,
- 9 indirect costs, wastewater handling, roof replacement at field
- 10 facilities, field garages, operations, and compliance with ADA
- 11 at department facilities.
- 12 The bill amends Code section 321.105 to provide that a
- 13 disabled veteran who has been provided with a vehicle by the
- 14 federal government and is exempt from paying vehicle
- 15 registration and registration plate fees may obtain a special
- 16 or personalized registration plate by paying the difference
- 17 between the fee for a regular registration plate and the fee
- 18 for the special or personalized plate.
- 19 The bill also allows the state department of transportation
- 20 to conduct a pilot project for waiving or refunding fees for
- 21 renewals or duplicates of identification cards and driver's
- 22 licenses issued by the department pursuant to rules adopted by
- 23 the department. The decision of the department to issue a
- 24 refund is final and is not subject to review under the Iowa
- 25 administrative procedure Act.

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H-8385
       Amend House File 2538 as follows:
       1. Page 6, by inserting after line 22 the
  3 following:
       "Sec.
               . DEPARTMENTAL REVIEW AND RULES.
  5 state department of transportation, the department of
  6 general services, and the department of natural
  7 resources shall review all relevant information
  8 relating to outdoor lighting efficiency, light
  9 pollution caused by outdoor lighting, and United
 10 States occupational safety and health administration
 11 lighting standards. By January 1, 2001, the state
 12 department of transportation, the department of
 13 general services, and the department of natural
 14 resources shall each adopt rules pursuant to chapter
 15 17A relating to the lighting standards for new outdoor
 16 light fixtures and replacement outdoor light fixtures.
 17 The three departments shall consult with each other to
 18 promote consistency, as possible, in the lighting
 19*standards adopted by each department.
       Sec. ___. NATIONAL PARK SERVICE.
                                          The general
 21 assembly requests that the national park service
 22 review all relevant information relating to outdoor
 23 lighting efficiency, light pollution caused by outdoor
 24 lighting, and United States occupational safety and
 25 health administration lighting standards and adopt
 26 rules relating to the lighting standards for new
 27 outdoor light fixtures and replacement outdoor light
 28 fixtures."
       2. Title page, line 5, by inserting after the
 30 word "plates" the following: "and rules pertaining to
 31 outdoor lighting".
       3. By renumbering as necessary.
 By GREIMANN of Story
                                     FREVERT of Palo Alto
    BUKTA of Clinton
                                      STEVENS of Dickinson
        FILED MARCH 16, 2000
 H-8385
                              3/21/00
not Germone Rules - LOST
                    HOUSE FILE 2538
 H-8386
       Amend House File 2538 as follows:
       1. By striking page 2, line 34, through page 3,
  3 line 1.
       By striking page 5, line 26, through page 6,
  5 line 22.
       Title page, by striking lines 5 and 6 and
  7 inserting the following: "road fund, and".
       4. By renumbering as necessary.
                               By MURPHY of Dubuque
 H-8386 FILED MARCH 16, 2000
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H-8389

- Amend House File 2538 as follows:
- 1. Page 6, by inserting after line 5 the
- 3 following:
 - "Sec. . Section 327F.39, Code 1999, is amended
- 5 by adding the following new subsection:
- NEW SUBSECTION. 5A. HOURS OF SERVICE FOR DRIVERS.
- 7 The director shall adopt rules relating to the maximum
- 8 number of hours of service which can be provided by
- 9 persons providing transportation for railroad workers
- 10 to and from their places of employment or during the
- 11 course of their employment."
- Title page, line 5, by inserting after the
- 13 words "and including" the following: "hours of
- 14 service for persons providing transportation for
- 15 railroad employees and".
- 3. By renumbering as necessary.

By T. TAYLOR of Linn

H-8389 FILED MARCH 16, 2000

not Germane 3/21/00 (p.856)

HOUSE FILE 2538

H~8259

- Amend House File 2538 as follows:
- 1. Page 1, by inserting after line 9 the
- 3 following:
- "Of the amount appropriated in this subsection, 5 \$25,000 shall be allocated to the Iowa civil air
- 6 patrol."

By BRAUNS of Muscatine

H-8259 FILED MARCH 8, 2000

adopted 3-21-00

(P. 855)

H - 8424

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Amend House File 2538 as follows:

2 l. Page 5, by inserting after line 25 the
3 following:

"Sec. ___. Section 321.20B, subsection 6, Code

5 Supplement 1999, is amended to read as follows:

6. This section does not apply to a motor vehicle
7 driven upon a highway in conformance with the
8 provisions of this chapter relating to manufacturers,

9 transporters, or dealers, or a motor vehicle

10 identified in section 321.18, subsections $\frac{1}{2}$ through 11 6, and subsection 8."

12 2. Page 6, by inserting after line 5 the 13 following:

"Sec. ___. Section 321.194, subsection 1, 15 paragraph a, subparagraph (1), Code 1999, is amended 16 to read as follows:

- 17 (1) During the hours of 6 a.m. to 10 p.m. over the 18 most direct and accessible route between the following 19 locations for the purpose of attending duly scheduled 20 courses of instruction and duly scheduled 21 extracurricular activities at the designated 22 locations:
- 23 (a) The licensee's residence and schools of 24 enrollment and-between-schools.
- 25 <u>b. Schools</u> of enrollment for-the-purpose-of 26 attending-duly-scheduled-courses-of-instruction-and 27 extracurricular-activities-within-the-school-district.
- 28 (c) The licensee's residence or schools of 29 enrollment and off-campus locations within the school 30 district of enrollment.
- 31 Sec. ___. Section 321.218, subsections 1, 3, and 32 4, Code Supplement 1999, are amended to read as 33 follows:
- 1. A person whose driver's license or operating privilege has been denied, canceled, suspended, or revoked as provided in this chapter or as provided in section 252J.8 or 261.126 or section 901.5, subsection 10, and who operates a motor vehicle upon the highways of this state while the license or privilege is denied, canceled, suspended, or revoked, commits a simple misdemeanor. In addition to any other penalties, the punishment imposed for a violation of this subsection shall include assessment of a fine of not less than two hundred fifty dollars nor more than one thousand five hundred dollars.
- 3. The department, upon receiving the record of the conviction of a person under this section upon a thing a charge of operating a motor vehicle while the license of the person is suspended or revoked, shall, except for licenses suspended under section 252J.8, 261.126, H-8424

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H-8424
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Page 2

- 1 321.210, subsection 1, paragraph "c", section
 2 321.210A, 321.210B, or 321.513, extend the period of
 3 suspension or revocation for an additional like
 4 period, and the department shall not issue a new
 5 driver's license to the person during the additional
- 5 driver's license to the person during the additional 6 period.
 7 If the department receives a record of a conviction
- 8 of a person under this section but the person's 9 driving record does not indicate what the original 10 grounds of suspension were, the period of suspension 11 under this subsection shall be for a period not to 12 exceed six months.
- 4. A person who operates a commercial motor
 vehicle upon the highways of this state when
 disqualified from operating the commercial motor
 vehicle under section 321.208 commits a serious simple
 misdemeanor if a commercial driver's license is
 required for the person to operate the commercial
 motor vehicle.
- Sec. ___. Section 321.302, Code 1999, is amended 21 to read as follows:
- 22. 321.302 OVERTAKING ON THE RIGHT.
- 23 1. The Unless otherwise prohibited by law the
 24 driver of a vehicle may overtake and pass upon the
 25 right of another vehicle which is making or about to
 26 make a left turn on a roadway with unobstructed
 27 pavement of sufficient width for two or more lines of
 28 traffic moving in the same direction as the vehicle
 29 being passed when such movement can be made in safety.
- 2. The driver of a vehicle may overtake and, allowing sufficient clearance, pass another vehicle proceeding in the same direction either upon the left or upon the right on a roadway with unobstructed pavement of sufficient width for four or more lines of moving traffic when such movement can be made in safety.
- 37 3. No A person shall not drive off the pavement, 38 or upon the shoulder of the roadway, or upon the apron or roadway of an intersecting highway in overtaking or 40 passing on the right.
- 41 Sec. ___. Section 321.423, subsection 6, Code 42 1999, is amended to read as follows:
- 6. AMBER FLASHING LIGHT. A farm tractor, farm tractor with towed equipment, self-propelled implement of husbandry, road construction or maintenance vehicle, road grader, or other vehicle principally designed for use off the highway which, when operated on a primary or secondary road, is operated at a speed of twenty-five thirty-five miles an hour or less, shall be equipped with and display an amber flashing H-8424

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H-8424
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Page 3

VIET BARRES

l light visible from the rear at any time from sunset to sunrise. If the amber flashing light is obstructed by the towed equipment, the towed equipment shall also be equipped with and display an amber flashing light as required under this subsection. All vehicles specified in this subsection which are manufactured for sale or sold in this state shall be equipped with

7 for sale or sold in this state shall be equipped wit 8 an amber flashing light in accordance with the 9 standards of the American society of agricultural 10 engineers.

11 Sec. ___. Section 327F.39, Code 1999, is amended 12 by adding the following new subsection:

NEW SUBSECTION. 5A. HOURS OF SERVICE FOR DRIVERS.

14 The director shall adopt rules relating to the maximum
15 number of hours of service which can be provided by
16 persons providing transportation for railroad workers
17 to and from their places of employment or during the
18 course of their employment."

19 3. Title page, line 5, by inserting after the 20 word "including" the following: "motor vehicle 21 regulation, hours of service for certain drivers, 22" and".

4. By renumbering as necessary.

By BLODGETT of Cerro Gordo

H-8424 FILED MARCH 20, 2000

W/D 3/21/00 (P.855)

5-3/21/00 upprop. 5-3/24/00 ament/20 Pare 0120 11/5-5307

HOUSE FILE

BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 748)

(As Amended and Passed by the House, March 21, 2000)

(p.1204) Passed House, Date 4-4-00	(P962)
Passed House, Date 4-4-00	Passed Senate, Date 4-3-00
	Vote: Ayes 50 Nays 0
Approved 4-7	- 00

A BILL FOR

1	An	Act relating to and making transportation and other
2		infrastructure-related appropriations to the state department
3		of transportation, including allocation and use of moneys from
4		the general fund of the state, road use tax fund, and primary
5		road fund, and including fees for certain registration plates,
6		allowing the department to conduct a pilot project, and
7		providing for the nonreversion of certain moneys.
8	BE	IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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11		House Amendments
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1	STATE DEPARTMENT OF TRANSPORTATION
2	Section 1. There is appropriated from the general fund of
3	the state to the state department of transportation for the
4	fiscal year beginning July 1, 2000, and ending June 30, 2001,
5	the following amounts, or so much thereof as is necessary, to
6	be used for the purposes designated:
7	1. For airport engineering studies and improvement
8	projects as provided in chapter 328:
9	\$ 2,475,000
10	Of the amount appropriated in this subsection, \$25,000
11	shall be allocated to the Iowa civil air patrol.
12	2. For the rail assistance program and to provide economic
13	development project funding:
14	\$ 662,000
15	Sec. 2. There is appropriated from the road use tax fund
16	to the state department of transportation for the fiscal year
17	beginning July 1, 2000, and ending June 30, 2001, the
18	following amounts, or so much thereof as is necessary, for the
19	purposes designated:
20	1. For the payment of costs associated with the production
21	of driver's licenses, as defined in section 321.1, subsection
22	20A:
23	\$ 2,103,000
24	Notwithstanding section 8.33, unencumbered or unobligated
25	funds remaining on June 30, 2001, from the appropriation made
26	in this subsection, shall not revert, but shall remain
27	available for the following fiscal years for the purposes
28	specified in this subsection.
29	2. For salaries, support, maintenance, and miscellaneous
30	purposes:
31	a. Operations and finance:
32	\$ 5,267,313
33	b. Administrative services:
34	\$ 946,149
35	c. Planning and programming:

1	\$ 511,728
2	d. Motor vehicles:
3	\$ 26,636,290
4	3. For payments to the department of personnel for
5	expenses incurred in administering the merit system on behalf
6	of the state department of transportation, as required by
7	chapter 19A:
8	\$ 37,500
9	4. Unemployment compensation:
10	\$ 17,000
11	5. For payments to the department of personnel for paying
12	workers' compensation claims under chapter 85 on behalf of
13	employees of the state department of transportation:
14	\$ 77,000
15	6. For payment to the general fund of the state for
16	indirect cost recoveries:
17	\$ 92,000
18	7. For reimbursement to the auditor of state for audit
19	expenses as provided in section 11.5B:
20	\$ 42,000
21	8. For costs associated with the county issuance of
22	driver's licenses:
23	\$ 20,000
24	9. For transfer to the department of public safety for
25	operating a system providing toll-free telephone road and
26	weather conditions information:
27	\$ 100,000
28	10. For improvements to the scale facilities in Clarke and
29	Worth counties:
30	\$ 940,000
31	Notwithstanding section 8.33, moneys appropriated in this
32	subsection that remain unencumbered or unobligated at the
33	close of the fiscal year shall not revert but shall remain
34	available for expenditure for the purpose designated until the
35	close of the fiscal year that begins July 1, 2003.

1	11. For up to the following amount for membership in the
2	North America's superhighway corridor coalition:
3	\$ 50,000
4	Sec. 3. There is appropriated from the primary road fund
5	to the state department of transportation for the fiscal year
6	beginning July 1, 2000, and ending June 30, 2001, the
7	following amounts, or so much thereof as is necessary, to be
8	used for the purposes designated:
9	1. For salaries, support, maintenance, miscellaneous
10	purposes and the following full-time equivalent positions:
11	a. Operations and finance:
12	\$ 32,356,351
13	FTEs 310.00
14	b. Administrative services:
15	
16	FTES 96.50
17	c. Planning and programming:
18	\$ 9,713,612
19	
20	d. Project development:
	\$ 59,063,194
22	
23	Not more than \$421,000, plus an allocation for salary
	adjustment, shall be expended from the highway beautification
	fund for salaries and benefits for not more than 9.00 FTEs.
26	e. Maintenance: \$105,609,152
27 28	
20 29	
	1. Motor venicles:\$ 1,057,812
31	
32	
	highway materials and equipment revolving fund established by
	section 307.47 for funding the increased replacement cost of
	equipment:
23	-4

1	\$ 6,340,000
2	Not more than \$3,575,000 plus an allocation for salary
3	adjustment, from the highway materials and equipment revolving
4	fund, shall be expended for salaries and benefits for not more
5	than 89.00 FTEs.
6	3. For payments to the department of personnel for
7	expenses incurred in administering the merit system on behalf
8	of the state department of transportation, as required by
9	chapter 19A:
10	\$ 712,500
11	4. Unemployment compensation:
12	\$ 328,000
13	5. For payments to the department of personnel for paying
14	workers' compensation claims under chapter 85 on behalf of the
15	employees of the state department of transportation:
16	\$ 1,463,000
17	6. For disposal of hazardous wastes from field locations
	and the central complex:
19	\$ 1,000,000
20	7. For payment to the general fund for indirect cost
	recoveries:
	\$ 658,000
	8. For reimbursement to the auditor of state for audit
	expenses as provided in section 11.5B:
	\$ 255,000
26	9. For improvements to upgrade the handling of wastewater
	at various field facilities throughout the state:
	\$ 400,000
29	10. For replacement of roofs according to the department's
	priority list at field facilities throughout the state:
	\$ 400,000
32	11. For planning, design, and construction of field garage
	facilities in Sheldon and Allison:
	\$ 1,500,000
35	12. For the federal Americans With Disabilities Act

1	accessibility improvements to department facilities throughout
2	the state:
3	\$ 200,000
4	13. For various repair projects to the northwest building
5	on the Ames complex, including roof repairs and electrical
6	work:
7	\$ 900,000
8	14. For replacement of the radiant heating systems in
9	field garage facilities throughout the state:
10	\$ 200,000
11	15. For tuckpointing and repair of the brick exteriors of
12	office buildings and field garage facilities throughout the
13	state:
14	\$ 100,000
15	16. For assistance in purchasing biodegradable hydraulic
16	fluids manufactured from soybeans pursuant to sections 18.22
17	and 307.21:
18	\$ 15,000
19	17. For assistance in purchasing biodiesel fuel for use in
20	heavy-duty fleet vehicles of the department:
21	\$ 20,000
22	Notwithstanding section 8.33, moneys appropriated in
23	subsections 9 through 17 that remain unencumbered or
24	unobligated at the close of the fiscal year shall not revert
25	but shall remain available for expenditure for the purposes
26	designated until the close of the fiscal year that begins July
27	1, 2003.
28	Sec. 4. Section 321.105, unnumbered paragraph 5, Code
29	1999, is amended to read as follows:
30	Seriously disabled veterans who have been provided with an
31	automobile or other vehicle by the United States government
32	under the provisions of sections 1901 to 1903, Title 38 of the
33	United States Code, 38 U.S.C. § 1901 et seq. (1970), shall be
34	exempt from payment of any automobile registration fee
35	provided in this chapter, and shall be provided, without fee,

s.f. ____ H.f. <u>2538</u>

- l with a registration plate. The disabled veteran, to be able
- 2 to claim the above benefit, must be a resident of the state of
- 3 Iowa. The disabled veteran may obtain a special or
- 4 personalized plate under section 321.34 by paying the
- 5 difference between the fee for a regular registration plate
- 6 and the fee for the special or personalized registration
- 7 plate.
- 8 Sec. 5. REFUNDS OF FEES -- PILOT PROJECT. Notwithstanding
- 9 the obligation to collect a fee for a renewal or duplicate of
- 10 a nonoperator's identification card or a driver's license
- 11 pursuant to section 321.190 or 321.191, the state department
- 12 of transportation may conduct a pilot project for waiving or
- 13 refunding such fees pursuant to rules adopted by the
- 14 department. The department may conduct the pilot project at
- 15 two driver's license stations in the state. In conducting the
- 16 pilot project the department may waive payment of or refund
- 17 all or a portion of the fees to an applicant for a renewal or
- 18 a duplicate if the department determines that the service
- 19 standard for timely issuance has not been met or an error on
- 20 the license or identification card requires the applicant to
- 21 return to the driver's license station. The decision of the
- 22 department not to issue a refund is final and not subject to
- 23 review pursuant to the provisions of the Iowa administrative
- 24 procedure Act in chapter 17A.

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HOUSE FILE 2538
 S-5228
      Amend House File 2538, as amended, passed, and
  2 reprinted by the House, as follows:
       1. Page 5, by inserting before line 28 the
  4 following:
                  Section 312.2, Code Supplement 1999, is
       "Sec.
  6 amended by adding the following new subsection:
       NEW SUBSECTION. 19. The treasurer of state,
  8 before making the allotments provided for in this
  9 section, shall credit annually from the road use tax
 10 fund to the living roadway trust fund created under
 ll section 314.21, to be allocated to the university of
 12 northern Iowa for its integrated roadside vegetation
 13 management program, one hundred thousand dollars for
 14 the fiscal year beginning July 1, 2000, and three
 15 hundred thousand dollars for the fiscal year beginning
 16 July 1, 2001, and for each succeeding fiscal year."
       2. By renumbering as necessary.
                               By MIKE CONNOLLY
 S-5228 FILED MARCH 23, 2000
 WIN
            (P. 962)

HOUSE FILE 2538
 4-3-60
S-5307
1
     Amend House File 2538, as amended, passed, and
 2 reprinted by the House, as follows:
     1. Page 6, by inserting after line 24 the
 4 following:
5
      "Sec. 100.
                 TEMPORARY TRANSFER OF RISE FUND MONEYS.
 6 Notwithstanding provisions to the contrary in chapter
 7 315, if the state transportation commission receives
 8 and files a letter from the director of transportation
 9 certifying that the state department of
10 transportation's cash flow funding may be inadequate
11 to meet anticipated road construction costs which
12 arise during the period beginning on the effective
13 date of this Act through June 30, 2001, the commission
14 may authorize the temporary transfer of funds from the
15 revitalize Iowa's sound economy (RISE) fund to the
16 primary road fund. Transferred funds shall be repaid
17 to the RISE fund within six months of transfer.
18 commission shall manage the RISE fund to ensure that
19 funds will be available to meet contract obligations
20 on approved RISE projects.
            . EFFECTIVE DATE. Section 100 of this
      Sec.
22 Act, being deemed of immediate importance, takes
23 effect upon enactment."
      2. Title page, line 7, by inserting after the
25 word "moneys" the following: ", and providing an
26 effective date".
      3. By renumbering as necessary.
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By COMMITTEE ON APPROPRIATIONS AMENDMENT BY CHAIRPERSON MCLAREN

S-5307 FILED MARCH 29, 2000

adapted 4-3-00 p.462

SENATE AMENDMENT TO HOUSE FILE 2538

H-8693

1 Amend House File 2538, as amended, passed, and 2 reprinted by the House, as follows:

Page 6, by inserting after line 24 the

4 following:

"Sec. 100. TEMPORARY TRANSFER OF RISE FUND MONEYS. 6 Notwithstanding provisions to the contrary in chapter 7 315, if the state transportation commission receives 8 and files a letter from the director of transportation 9 certifying that the state department of

10 transportation's cash flow funding may be inadequate

11 to meet anticipated road construction costs which

12 arise during the period beginning on the effective

13 date of this Act through June 30, 2001, the commission

14 may authorize the temporary transfer of funds from the

15 revitalize Iowa's sound economy (RISE) fund to the 16 primary road fund. Transferred funds shall be repaid

17 to the RISE fund within six months of transfer. The

18 commission shall manage the RISE fund to ensure that

19 funds will be available to meet contract obligations

20 on approved RISE projects.

. EFFECTIVE DATE. Sec. Section 100 of this 22 Act, being deemed of immediate importance, takes

23 effect upon enactment."

2. Title page, line 7, by inserting after the 25 word "moneys" the following: ", and providing an 26 effective date".

By renumbering as necessary.

RECEIVED FROM THE SENATE

H-8693 FILED APRIL 3, 2000

Harre Concurred 4/4/00 (P. 1204)

S-5321 FILED APRIL 3, 2000

LOST

(p, 962)

S-5319 Amend House File 2538, as amended, passed, and 2 reprinted by the House, as follows: 1. Page 5, by inserting after line 27 the 4 following: "Sec. NEW SECTION. 314.12A PRESERVATION OF 6 TOPSOIL IN HIGHWAY CONSTRUCTION. In the award of contracts for the construction, 8 reconstruction, improvement, repair, or maintenance of 9 a highway, the agency having charge of awarding such 10 contracts shall require that when fill dirt, soil, or 11 other material are to be removed from an area acquired 12 by title or easement, whether by agreement or 13 condemnation, for use in the project, adequate 14 provision shall be made for the restoration of the 15 area, by removal and replacement of six inches of 16 topsoil, and fertilizing and mulching if necessary, 17 and other appropriate measures to provide vegetative 18 cover to prevent erosion, except where a lake or 19 subwater table conditions are designed, or where the 20 area is zoned, or where the area is in locations of 21 white oak, sand, loess, or undrainable clays." 2. Title page, line 5, by inserting after the 23 word "including" the following: "highway contracts 24 and". 3. By renumbering as necessary. By DAVID MILLER S-5319 FILED APRIL 3, 2000 LOST HOUSE FILE 2538 S-5321 Amend House File 2538, as amended, passed, and 2 reprinted by the House, as follows: 1. Page 1, by striking line 14 and inserting the 4 following: 1,425,000" By TOM FLYNN

AN ACT

RELATING TO AND MAKING TRANSPORTATION AND OTHER INFRASTRUCTURE-RELATED APPROPRIATIONS TO THE STATE DEPARTMENT
OF TRANSPORTATION, INCLUDING ALLOCATION AND USE OF MONEYS
FROM THE GENERAL FUND OF THE STATE, ROAD USE TAX FUND, AND
PRIMARY ROAD FUND, AND INCLUDING FEES FOR CERTAIN REGISTRATION PLATES, ALLOWING THE DEPARTMENT TO CONDUCT A PILOT
PROJECT, AND PROVIDING FOR THE NONREVERSION OF CERTAIN
MONEYS, AND PROVIDING AN EFFECTIVE DATE.

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

STATE DEPARTMENT OF TRANSPORTATION

Section 1. There is appropriated from the general fund of the state to the state department of transportation for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, to be used for the purposes designated:

- 1. For airport engineering studies and improvement projects as provided in chapter 328:
- Of the amount appropriated in this subsection, \$25,000 shall be allocated to the Iowa civil air patrol.
- 2. For the rail assistance program and to provide economic development project funding:
- Sec. 2. There is appropriated from the road use tax fund to the state department of transportation for the fiscal year beginning July 1, 2000, and ending June 30, 2001, the following amounts, or so much thereof as is necessary, for the purposes designated:
- 1. For the payment of costs associated with the production of driver's licenses, as defined in section 321.1, subsection 20A:

\$ 2	.103.00
Notwithstanding section 8.33, unencumbered or unobli	gated
funds remaining on June 30, 2001, from the appropriatio	n made
in this subsection, shall not revert, but shall remain	made
available for the following fiscal years for the purpos	A.D.
specified in this subsection.	CS
2. For salaries, support, maintenance, and miscella	neous
purposes:	Heous
a. Operations and finance:	
\$ 5	167-217
b. Administrative services:	,20/,313
\$	946,149
c. Planning and programming:	240,143
\$	511,728
d. Motor vehicles:	311,720
\$ 26,	636 200
3. For payments to the department of personnel for	030,290
expenses incurred in administering the merit system on b	nehalf
of the state department of transportation, as required by	,charr
chapter 19A:	' a .
\$	37,500
4. Unemployment compensation:	0,,5.00
\$	17,000
5. For payments to the department of personnel for p	
workers' compensation claims under chapter 85 on behalf	of
employees of the state department of transportation:	
\$	77,000
6. For payment to the general fund of the state for	,
indirect cost recoveries:	
\$	92,000
7. For reimbursement to the auditor of state for aud	it
expenses as provided in section 11.5B:	
\$	42,000
8. For costs associated with the county issuance of	
driver's licenses:	
\$	20,000

9. For transfer to the department of public safety for	
operating a system providing toll-free telephone road and	
weather conditions information:	
\$ 100,000	
10. For improvements to the scale facilities in Clarke and	
	. *
Moz direction of the control of the	
\$ 940,000	
Notwithstanding section 8.33, moneys appropriated in this	
subsection that remain unencumbered or unobligated at the	
close of the fiscal year shall not revert but shall remain	
available for expenditure for the purpose designated until the	
close of the fiscal year that begins July 1, 2003.	
11. For up to the following amount for membership in the	
North America's superhighway corridor coalition:	
\$ 50,000	
Sec. 3. There is appropriated from the primary road fund	
to the state department of transportation for the fiscal year	
beginning July 1, 2000, and ending June 30, 2001, the	
following amounts, or so much thereof as is necessary, to be	
used for the purposes designated:	
1. For salaries, support, maintenance, miscellaneous	
purposes and the following full-time equivalent positions:	
a. Opérations and finance:	
\$ 32,356,351	
FTEs 310.00	
b. Administrative services:	
\$ 5,812,051	
FTEs 96.50	
c. Planning and programming:	
\$ 9,713,612	
FTEs 183.00	
d. Project development:	
\$ 59,063,194	
Not more than \$421,000, plus an allocation for salary	
adjustment, shall be expended from the highway beautification	
fund for salaries and benefits for not more than 9.00 FTEs.	
e. Maintenance:	

\$105,609,152
FTEs 1,580.00
f. Motor vehicles:
\$ 1,057,812
FTEs 563.00
2. For deposit in the state department of transportation's
highway materials and equipment revolving fund established by
section 307.47 for funding the increased replacement cost of
equipment:
\$ 6,340,000
Not more than \$3,575,000 plus an allocation for salary
adjustment, from the highway materials and equipment revolving
fund, shall be expended for salaries and benefits for not more
than 89.00 FTEs.
3. For payments to the department of personnel for
expenses incurred in administering the merit system on behalf
of the state department of transportation, as required by
chapter 19A:
\$ 712,500
4. Unemployment compensation:
\$ 328,000
5. For payments to the department of personnel for paying
workers' compensation claims under chapter 85 on behalf of the
employees of the state department of transportation:
\$ 1,463,000
6. For disposal of hazardous wastes from field locations
and the central complex:
\$ 1,000,000
7. For payment to the general fund for indirect cost
recoveries:
\$ 658,000
8. For reimbursement to the auditor of state for audit
expenses as provided in section 11.5B:
\$ 255,000
9. For improvements to upgrade the handling of wastewater
at various field facilities throughout the state:
\$ 400,000

House File 2538, p. 5

For replacement of roofs according to the department's
priority list at field facilities throughout the state:
\$ 400,000
11. For planning, design, and construction of field garage
facilities in Sheldon and Allison:
\$ 1,500,000
12. For the federal Americans With Disabilities Act
accessibility improvements to department facilities throughout
the state:
\$ 200,000
13. For various repair projects to the northwest building
on the Ames complex, including roof repairs and electrical
work:
\$ 900,000
14. For replacement of the radiant heating systems in
field garage facilities throughout the state:
\$ 200,000
15. For tuckpointing and repair of the brick exteriors of
office buildings and field garage facilities throughout the
state:
\$ 100,000
16. For assistance in purchasing biodegradable hydraulic
fluids manufactured from soybeans pursuant to sections 18.22
and 307.21:
\$ 15,000
17. For assistance in purchasing biodiesel fuel for use in
heavy-duty fleet vehicles of the department:
\$ 20,000
Notwithstanding section 8.33, moneys appropriated in
subsections 9 through 17 that remain unencumbered or
unobligated at the close of the fiscal year shall not revert
but shall remain available for expenditure for the purposes
designated until the close of the fiscal year that begins July
1, 2003.

Sec. 4. Section 321.105, unnumbered paragraph 5, Code

1999, is amended to read as follows:

House File 2538, p. 6

Seriously disabled veterans who have been provided with an automobile or other vehicle by the United States government under the provisions of sections 1901 to 1903, Title 38 of the United States Code, 38 U.S.C. § 1901 et seq. (1970), shall be exempt from payment of any automobile registration fee provided in this chapter, and shall be provided, without fee, with a registration plate. The disabled veteran, to be able to claim the above benefit, must be a resident of the state of Iowa. The disabled veteran may obtain a special or personalized plate under section 321.34 by paying the difference between the fee for a regular registration plate and the fee for the special or personalized registration plate.

- Sec. S. REFUNDS OF FEES -- PILOT PROJECT. Notwithstanding the obligation to collect a fee for a renewal or duplicate of a nonoperator's identification card or a driver's license pursuant to section 321.190 or 321.191, the state department of transportation may conduct a pilot project for waiving or refunding such fees pursuant to rules adopted by the department. The department may conduct the pilot project at two driver's license stations in the state. In conducting the pilot project the department may waive payment of or refund all or a portion of the fees to an applicant for a renewal or a duplicate if the department determines that the service standard for timely issuance has not been met or an error on the license or identification card requires the applicant to return to the driver's license station. The decision of the department not to issue a refund is final and not subject to review pursuant to the provisions of the Iowa administrative procedure Act in chapter 17A.
- Sec. 6. TEMPORARY TRANSFER OF RISE FUND MONEYS.

 Notwithstanding provisions to the contrary in chapter 315, if the state transportation commission receives and files a letter from the director of transportation certifying that the state department of transportation's cash flow funding may be inadequate to meet anticipated road construction costs which arise during the period beginning on the effective date of

this Act through June 30, 2001, the commission may authorize the temporary transfer of funds from the revitalize Iowa's sound economy (RISE) fund to the primary road fund. Transferred funds shall be repaid to the RISE fund within six months of transfer. The commission shall manage the RISE fund to ensure that funds will be available to meet contract obligations on approved RISE projects.

Sec. 7. EFFECTIVE DATE. Section 6 of this Act, being deemed of immediate importance, takes effect upon enactment.

BRENT SIEGRIST
Speaker of the House

MARY E. KRAMER
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2538, Seventy-eighth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

the second second

THOMAS J. VILSACK

Governor