

Jensen

Drake

McCoy

SSB. 1038

Transportation

SENATE/HOUSE FILE _____

BY (PROPOSED DEPARTMENT OF
TRANSPORTATION BILL)

Succeeded By

SF/HF 2

Passed Senate, Date _____

Passed House, Date _____

Vote: Ayes _____ Nays _____

Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to the administration of the state department of
2 transportation by allowing the reversion of operating funds
3 for training and technology, making a standing appropriation,
4 revising road construction review procedures, and providing
5 for the nonreversion of certain railroad funds.

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

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1 Section 1. NEW SECTION. 307.46 USE OF REVERSIONS.

2 1. Notwithstanding the provisions of section 8.33 or any
3 other provision of law to the contrary, if on June 30 of a
4 fiscal year a ~~balance~~ of an operational appropriation remains
5 unexpended or unencumbered, not more than fifty percent of the
6 balance may be encumbered by the department and used as
7 provided in this section and the remaining balance shall be
8 deposited in the fund from which the money was appropriated.
9 Moneys encumbered under this section shall be used by the
10 department during the succeeding fiscal year for employee
11 training and for technology enhancement. Moneys which are
12 encumbered under this section but not used shall revert to the
13 fund from which the money was appropriated on June 30 of the
14 succeeding fiscal year.

15 2. On or before June 30 of the fiscal year following the
16 fiscal year in which funds were encumbered under this section,
17 the department shall report to the joint transportation,
18 infrastructure, and capitals appropriations subcommittee, the
19 legislative fiscal bureau, the department of management, and
20 the legislative fiscal committee of the legislative council
21 detailing how the moneys were expended. Moneys shall not be
22 encumbered under this section from an appropriation which
23 received a transfer from another appropriation pursuant to
24 section 8.39.

25 3. For purposes of this section, "operational
26 appropriation" means an appropriation from the road use tax
27 fund or primary road fund providing for salaries, support,
28 maintenance, and miscellaneous purposes.

29 Sec. 2. Section 312.2, subsection 19, Code 1999, is
30 amended to read as follows:

31 19. The treasurer of state, before making the allotments
32 provided for in this section, shall credit annually from the
33 road use tax fund to the state department of transportation
34 the sum of six hundred fifty thousand dollars for the purpose
35 of providing county treasurers with data processing equipment

1 and support for vehicle registration and titling, and the sum
2 of three hundred eight thousand dollars for costs associated
3 with the county issuance of driver's licenses.

4 Notwithstanding section 8.33, unobligated funds credited under
5 this subsection remaining on June 30 of the fiscal year shall
6 not revert but shall remain available for expenditure for
7 purposes of this subsection in subsequent fiscal years.

8 Sec. 3. Sections 309.42 and 309.56, Code 1999, are
9 repealed.

10 Sec. 4. REVERSION OF GRANT FUNDING. Notwithstanding
11 section 8.33 and 1994 Iowa Acts, chapter 1199, section 8, the
12 funds transferred to the railway finance authority for a
13 community assistance grant in 1994 Iowa Act, chapter 1199,
14 section 8, subsection 7, shall not revert, but shall be
15 transferred to the railroad revolving loan fund established in
16 section 327H.20A.

17 Sec. 5. EFFECTIVE DATE. Section 1 of this Act, being
18 deemed of immediate importance, takes effect upon enactment.

19 EXPLANATION

20 This bill relates to the administration of the state
21 department of transportation. It authorizes the department to
22 encumber up to 50 percent of unused operational appropriations
23 to the department from the road use tax fund and the primary
24 road fund. The funds are to be used by the department during
25 the succeeding fiscal year for employee training and
26 technology enhancement. Any of the funds not used at the end
27 of that fiscal year for such training and technology will
28 revert to the fund from which the moneys was appropriated.

29 This bill establishes a standing limited appropriation from
30 the road use tax fund to support the county issuance of
31 driver's licenses and eliminates the requirement that the
32 department review plans and subsequent contracts for road,
33 bridge, and culvert construction on secondary roads.

34 This bill also specifies that money transferred from
35 lottery revenues to the railway finance authority for a

1 community assistance grant in 1994 Iowa Acts, chapter 1199,
2 shall not revert, but shall be transferred to the railroad
3 revolving loan fund.

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FILED

2/3/99 Referred to approp
2/16/99 Do Pass

FILED FEB 2 1999

SENATE FILE 76
BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO SSB 1038)

Passed Senate, Date ^(P.725) 3/23/99 Passed House, Date 4/28/99
Vote: Ayes 47 Nays 0 Vote: Ayes 70 Nays 1
Approved May 14, 1999

A BILL FOR

1 An Act relating to the administration of the state department of
2 transportation by allowing the reversion of operating funds
3 for training and technology, making a standing appropriation,
4 and providing for the nonreversion of certain railroad funds.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

6

SENATE FILE 76

S-3112

1 Amend Senate File 76 as follows:
2 1. Page 1, line 8, by inserting after the word
3 "appropriated." the following: "The department shall
4 not encumber an amount in excess of five hundred
5 thousand dollars under this section in any fiscal
6 year."

By DERRYL McLAREN
JOHN W. JENSEN

adopted 3/23/99 (P.725)

S-3112 FILED MARCH 22, 1999

SF 76

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1 Section 1. NEW SECTION. 307.46 USE OF REVERSIONS.

2 1. Notwithstanding the provisions of section 8.33 or any
3 other provision of law to the contrary, if on June 30 of a
4 fiscal year a balance of an operational appropriation remains
5 unexpended or unencumbered, not more than fifty percent of the
6 balance may be encumbered by the department and used as
7 provided in this section and the remaining balance shall be
8 deposited in the fund from which the money was appropriated.
9 Moneys encumbered under this section shall be used by the
10 department during the succeeding fiscal year for employee
11 training and for technology enhancement. Moneys which are
12 encumbered under this section but not used shall revert to the
13 fund from which the money was appropriated on June 30 of the
14 succeeding fiscal year.

15 2. On or before June 30 of the fiscal year following the
16 fiscal year in which funds were encumbered under this section,
17 the department shall report to the joint transportation,
18 infrastructure, and capitals appropriations subcommittee, the
19 legislative fiscal bureau, the department of management, and
20 the legislative fiscal committee of the legislative council
21 detailing how the moneys were expended. Moneys shall not be
22 encumbered under this section from an appropriation which
23 received a transfer from another appropriation pursuant to
24 section 8.39.

25 3. For purposes of this section, "operational
26 appropriation" means an appropriation from the road use tax
27 fund or primary road fund providing for salaries, support,
28 maintenance, and miscellaneous purposes.

29 Sec. 2. Section 312.2, subsection 19, Code 1999, is
30 amended to read as follows:

31 19. The treasurer of state, before making the allotments
32 provided for in this section, shall credit annually from the
33 road use tax fund to the state department of transportation
34 the sum of six hundred fifty thousand dollars for the purpose
35 of providing county treasurers with data processing equipment

1 and support for vehicle registration and titling, and the sum
2 of three hundred eight thousand dollars for costs associated
3 with the county issuance of driver's licenses.

4 Notwithstanding section 8.33, unobligated funds credited under
5 this subsection remaining on June 30 of the fiscal year shall
6 not revert but shall remain available for expenditure for
7 purposes of this subsection in subsequent fiscal years.

8 Sec. 3. REVERSION OF GRANT FUNDING. Notwithstanding
9 section 8.33 and 1994 Iowa Acts, chapter 1199, section 8, the
10 funds transferred to the railway finance authority for a
11 community assistance grant in 1994 Iowa Acts, chapter 1199,
12 section 8, subsection 7, shall not revert, but shall be
13 transferred to the railroad revolving loan fund established in
14 section 327H.20A.

15 Sec. 4. EFFECTIVE DATE. Section 1 of this Act, being
16 deemed of immediate importance, takes effect upon enactment.

17 EXPLANATION

18 This bill relates to the administration of the state
19 department of transportation. It authorizes the department to
20 encumber up to 50 percent of unused operational appropriations
21 to the department from the road use tax fund and the primary
22 road fund. The funds are to be used by the department during
23 the succeeding fiscal year for employee training and
24 technology enhancement. Any of the funds not used at the end
25 of that fiscal year for such training and technology will
26 revert to the fund from which the moneys was appropriated.

27 This bill establishes a standing limited appropriation from
28 the road use tax fund to support the county issuance of
29 driver's licenses.

30 This bill also specifies that money transferred from
31 lottery revenues to the railway finance authority for a
32 community assistance grant in 1994 Iowa Acts, chapter 1199,
33 shall not revert, but shall be transferred to the railroad
34 revolving loan fund.

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1 Section 1. NEW SECTION. 307.46 USE OF REVERSIONS.

2 1. Notwithstanding the provisions of section 8.33 or any
3 other provision of law to the contrary, if on June 30 of a
4 fiscal year a balance of an operational appropriation remains
5 unexpended or unencumbered, not more than fifty percent of the
6 balance may be encumbered by the department and used as
7 provided in this section and the remaining balance shall be
8 deposited in the fund from which the money was appropriated.
9 The department shall not encumber an amount in excess of five
10 hundred thousand dollars under this section in any fiscal
11 year. Moneys encumbered under this section shall be used by
12 the department during the succeeding fiscal year for employee
13 training and for technology enhancement. Moneys which are
14 encumbered under this section but not used shall revert to the
15 fund from which the money was appropriated on June 30 of the
16 succeeding fiscal year.

17 2. On or before June 30 of the fiscal year following the
18 fiscal year in which funds were encumbered under this section,
19 the department shall report to the joint transportation,
20 infrastructure, and capitals appropriations subcommittee, the
21 legislative fiscal bureau, the department of management, and
22 the legislative fiscal committee of the legislative council
23 detailing how the moneys were expended. Moneys shall not be
24 encumbered under this section from an appropriation which
25 received a transfer from another appropriation pursuant to
26 section 8.39.

27 3. For purposes of this section, "operational
28 appropriation" means an appropriation from the road use tax
29 fund or primary road fund providing for salaries, support,
30 maintenance, and miscellaneous purposes.

31 Sec. 2. Section 312.2, subsection 19, Code 1999, is
32 amended to read as follows:

33 19. The treasurer of state, before making the allotments
34 provided for in this section, shall credit annually from the
35 road use tax fund to the state department of transportation

1 the sum of six hundred fifty thousand dollars for the purpose
2 of providing county treasurers with data processing equipment
3 and support for vehicle registration and titling, and the sum
4 of three hundred eight thousand dollars for costs associated
5 with the county issuance of driver's licenses.

6 Notwithstanding section 8.33, unobligated funds credited under
7 this subsection remaining on June 30 of the fiscal year shall
8 not revert but shall remain available for expenditure for
9 purposes of this subsection in subsequent fiscal years.

10 Sec. 3. REVERSION OF GRANT FUNDING. Notwithstanding
11 section 8.33 and 1994 Iowa Acts, chapter 1199, section 8, the
12 funds transferred to the railway finance authority for a
13 community assistance grant in 1994 Iowa Acts, chapter 1199,
14 section 8, subsection 7, shall not revert, but shall be
15 transferred to the railroad revolving loan fund established in
16 section 327H.20A.

17 Sec. 4. EFFECTIVE DATE. Section 1 of this Act, being
18 deemed of immediate importance, takes effect upon enactment.

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SENATE FILE 76

H-1789

- 1 Amend Senate File 76, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 2, by inserting after line 16 the
- 4 following:
- 5 "Sec. ____ . ASSISTANCE FOR RAILROAD CLOSE-CLEARANCE
- 6 WARNING DEVICES. Notwithstanding any contrary
- 7 provision in section 327H.20A, the state department of
- 8 transportation may use moneys in the railroad
- 9 revolving loan fund to erect close-clearance warning
- 10 devices along railroad rights of way when necessary."
- 11 2. By renumbering as necessary.

By TAYLOR of Linn
CORMACK of Webster

H-1789 FILED APRIL 22, 1999

Adopted 4-28-99 (p. 1803)

SENATE FILE 76

H-1780

- 1 Amend Senate File 76, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Title page, line 4, by inserting after the
- 4 word "funds" the following: "and providing an
- 5 effective date".

By COMMITTEE ON APPROPRIATIONS
MILLAGE of Scott, Chairperson

H-1780 FILED APRIL 22, 1999

*Adopted
4-28-99
(p. 1802)*

SENATE FILE 76

H-1744

1 Amend Senate File 76, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. By striking page 1, line 31, through page 2,
4 line 9, and inserting the following:

5 "Sec. _____. There is appropriated from the road use
6 tax fund to the state department of transportation for
7 the fiscal year beginning July 1, 1999, and ending
8 June 30, 2000, the following amount, or so much
9 thereof as is necessary, for the purpose designated:

10 For costs associated with the county issuance of
11 driver's licenses:

12 \$ 308,000"

13 2. Title page, line 2, by striking the words
14 "reversion of" and inserting the following: "use of
15 reverting".

16 3. Title page, line 3, by striking the words "a
17 standing" and inserting the following: "an".

18 4. By renumbering as necessary.

By SUKUP of Franklin

H-1744 FILED APRIL 21, 1999

*adopted 4/28/99
(p.1804)*

SENATE FILE 76

H-1745

1 Amend Senate File 76, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 1, line 22, by striking the word
4 "committee" and inserting the following: "and
5 oversight committees".

By SUKUP of Franklin

H-1745 FILED APRIL 21, 1999

*adopted
4-28-99
(p.1803)*

HOUSE AMENDMENT TO
SENATE FILE 76

3536

1 Amend Senate File 76, as amended, passed, and
2 reprinted by the Senate, as follows:

3 1. Page 1, line 22, by striking the word
4 "committee" and inserting the following: "and
5 oversight committees".

6 2. By striking page 1, line 31, through page 2,
7 line 9, and inserting the following:

8 "Sec. _____. There is appropriated from the road use
9 tax fund to the state department of transportation for
10 the fiscal year beginning July 1, 1999, and ending
11 June 30, 2000, the following amount, or so much
12 thereof as is necessary, for the purpose designated:

13 For costs associated with the county issuance of
14 driver's licenses:

15 \$ 308,000"

16 3. Page 2, by inserting after line 16 the
17 following:

18 "Sec. _____. ASSISTANCE FOR RAILROAD CLOSE-CLEARANCE
19 WARNING DEVICES. Notwithstanding any contrary
20 provision in section 327H.20A, the state department of
21 transportation may use moneys in the railroad
22 revolving loan fund to erect close-clearance warning
23 devices along railroad rights of way when necessary."

24 4. Title page, line 2, by striking the words
25 "reversion of" and inserting the following: "use of
26 reverting".

27 5. Title page, line 3, by striking the words "a
28 standing" and inserting the following: "an".

29 6. Title page, line 4, by inserting after the
30 word "funds" the following: "and providing an
31 effective date".

32 7. By renumbering, relettering, or redesignating
33 and correcting internal references as necessary.

RECEIVED FROM THE HOUSE

S-3536 FILED APRIL 28, 1999
CONCURRED

(p. 1380)

AN ACT

RELATING TO THE ADMINISTRATION OF THE STATE DEPARTMENT OF TRANSPORTATION BY ALLOWING THE USE OF REVERTING OPERATING FUNDS FOR TRAINING AND TECHNOLOGY, MAKING AN APPROPRIATION, AND PROVIDING FOR THE NONREVERSION OF CERTAIN RAILROAD FUNDS AND PROVIDING AN EFFECTIVE DATE.

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

Section 1. NEW SECTION. 307.46 USE OF REVERSIONS.

1. Notwithstanding the provisions of section 8.33 or any other provision of law to the contrary, if on June 30 of a fiscal year a balance of an operational appropriation remains unexpended or unencumbered, not more than fifty percent of the balance may be encumbered by the department and used as provided in this section and the remaining balance shall be deposited in the fund from which the money was appropriated. The department shall not encumber an amount in excess of five hundred thousand dollars under this section in any fiscal year. Moneys encumbered under this section shall be used by the department during the succeeding fiscal year for employee training and for technology enhancement. Moneys which are encumbered under this section but not used shall revert to the fund from which the money was appropriated on June 30 of the succeeding fiscal year.

2. On or before June 30 of the fiscal year following the fiscal year in which funds were encumbered under this section, the department shall report to the joint transportation,

infrastructure, and capitals appropriations subcommittee, the legislative fiscal bureau, the department of management, and the legislative fiscal and oversight committees of the legislative council detailing how the moneys were expended. Moneys shall not be encumbered under this section from an appropriation which received a transfer from another appropriation pursuant to section 8.39.

3. For purposes of this section, "operational appropriation" means an appropriation from the road use tax fund or primary road fund providing for salaries, support, maintenance, and miscellaneous purposes.

Sec. 2. There is appropriated from the road use tax fund to the state department of transportation for the fiscal year beginning July 1, 1999, and ending June 30, 2000, the following amount, or so much thereof as is necessary, for the purpose designated:

For costs associated with the county issuance of driver's licenses:

..... \$ 308,000

Sec. 3. REVERSION OF GRANT FUNDING. Notwithstanding section 8.33 and 1994 Iowa Acts, chapter 1199, section 8, the funds transferred to the railway finance authority for a community assistance grant in 1994 Iowa Acts, chapter 1199, section 8, subsection 7, shall not revert, but shall be transferred to the railroad revolving loan fund established in section 327H.20A.

Sec. 4. ASSISTANCE FOR RAILROAD CLOSE-CLEARANCE WARNING DEVICES. Notwithstanding any contrary provision in section 327H.20A, the state department of transportation may use moneys in the railroad revolving loan fund to erect close-clearance warning devices along railroad rights of way when necessary.

Sec. 5. EFFECTIVE DATE. Section 1 of this Act, being deemed of immediate importance, takes effect upon enactment.

MARY E. KRAMER
President of the Senate

BRENT SIEGRIST
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 76, Seventy-eighth General Assembly.

MICHAEL E. MARSHALL
Secretary of the Senate

Approved May 14, 1999

THOMAS J. VILSACK
Governor