

House Study Bill 704

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
TRANSPORTATION BILL BY
CHAIRPERSON ARNOLD)

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

A BILL FOR

1 An Act relating to the funding of certain roads subject to
2 transfer of jurisdiction.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 6523HC 80
5 dea/cf/24

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1 1 Section 1. Section 306.4, subsection 3, Code Supplement
1 2 2003, is amended by adding the following new paragraph:
1 3 NEW PARAGRAPH. d. If, within the two years immediately
1 4 preceding a transfer, a city has made repairs or improvements
1 5 to a road for which jurisdiction and control transfers to a
1 6 county pursuant to paragraph "a" or "b", any debt incurred by
1 7 the city for such road repairs or improvements that remains
1 8 outstanding, but not delinquent, at the time of the transfer
1 9 shall be assumed by the county.
1 10 Sec. 2. TRANSFER OF JURISDICTION FUND APPORTIONMENTS TO
1 11 CERTAIN COUNTIES AND CITIES.
1 12 1. Notwithstanding section 313.4, subsection 6, if a city
1 13 or county that assumed jurisdiction of a road identified in
1 14 the report referred to in section 306.8A elected not to enter
1 15 into an agreement with the state department of transportation
1 16 on or before December 31, 2002, to assume jurisdiction of the
1 17 road, the apportionment to the city or county from the
1 18 transfer of jurisdiction fund under section 313.4, subsection
1 19 6, paragraph "b", shall not be less than the amount offered by
1 20 the state department of transportation in the agreement under
1 21 consideration on or before December 31, 2002.
1 22 2. The amount of moneys transferred from the primary road
1 23 fund to the transfer of jurisdiction fund for each fiscal year
1 24 of the fiscal period beginning July 1, 2004, and ending June
1 25 30, 2013, pursuant to section 313.4, subsection 6, paragraph
1 26 "a", shall be increased by the amount necessary to adjust the
1 27 total apportionment to cities or counties described in
1 28 subsection 1 to the amount offered by the state department of
1 29 transportation on or before December 31, 2002.

EXPLANATION

1 31 This bill requires that when jurisdiction and control of a
1 32 road transfers from a city with a population of less than 500
1 33 to a county by operation of law, any nondelinquent debt
1 34 incurred by the city within the preceding two years for
1 35 repairs or improvements to the road shall be assumed by the
2 1 county.

2 2 The bill also provides that the amount of the apportionment
2 3 from the transfer of jurisdiction fund to a city or county
2 4 that assumed jurisdiction of a road pursuant to 2003 Acts,
2 5 chapter 144, shall not be less than the amount the city or
2 6 county would have received pursuant to an agreement offered by
2 7 the state department of transportation on or before December
2 8 31, 2002. The bill directs that the amount of moneys
2 9 transferred from the primary road fund to the transfer of
2 10 jurisdiction fund for each fiscal year of the fiscal period
2 11 beginning July 1, 2004, and ending June 30, 2013, shall be
2 12 increased to make the necessary adjustment to the affected
2 13 counties and cities.

2 14 LSB 6523HC 80
2 15 dea/cf/24