

House Study Bill 219

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 distribution of secondary and farm-to-market
2 road funds.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 3073HC 81
5 eg/gg/14

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1 1 Section 1. Section 307.22, Code 2005, is amended to read
1 2 as follows:
1 3 307.22 PLANNING AND RESEARCH.
1 4 The department's administrator of planning and research
1 5 shall:
1 6 1. Assist the director in planning all modes of
1 7 transportation in order to develop an integrated
1 8 transportation system providing adequate transportation
1 9 services for all citizens of the state.
1 10 2. Develop and maintain transportation statistical data
1 11 for the department.
1 12 3. Assist the director in establishing, analyzing and
1 13 evaluating alternative transportation policies for the state.
1 14 4. Coordinate planning and research duties and
1 15 responsibilities with the planning functions carried on by
1 16 other administrators of the department.
1 17 5. Conduct a study of the road and bridge facilities in
1 18 state parks, state institutions, state fairgrounds, and on
1 19 community college property. The study shall evaluate the
1 20 construction and maintenance needs and projected needs based
1 21 upon estimated growth for each type of facility to provide a
1 22 quadrennially updated standard upon which to allocate funds
1 23 appropriated for the purposes of this subsection.
1 24 6. a. Annually report by July 1 of each year, for both
1 25 secondary and farm-to-market systems, miles of earth,
1 26 granular, and paved surface roads; the daily vehicle miles of
1 27 travel; and lineal feet of bridge deck under the jurisdiction
1 28 of each county's secondary road department, as of the
1 29 preceding January 1, taking into account roads whose
1 30 jurisdiction has been transferred from the department to a
1 31 county or from a county to the department during the previous
1 32 year. The annual report shall include those roads transferred
1 33 to a county pursuant to section 306.8A.
1 34 b. Miles of secondary and farm-to-market roads shall not
1 35 include those miles of farm-to-market extensions within cities
2 1 under five hundred population that are placed under county
2 2 secondary road jurisdiction pursuant to section 306.4.
2 3 c. The annual report of updated road and bridge data of
2 4 both the secondary and farm-to-market roads shall be submitted
2 5 to the Iowa county engineers association service bureau.
2 6 ~~6. Prepare, adopt, and cause to be published the results~~
2 7 ~~of a study of secondary roads in the state. The study shall~~
2 8 ~~be designed to investigate present deficiencies and future~~
2 9 ~~twenty-year maintenance and construction needs of the roads.~~
2 10 ~~The study shall be referred to as the "quadrennial need study"~~
2 11 ~~for the purposes of this chapter, chapter 307A, and chapter~~
2 12 ~~312. The department shall report the results of the study to~~
2 13 ~~the general assembly by July 1, 2002, and the study results~~
2 14 ~~shall take effect July 1, 2003.~~
2 15 ~~7. Annually recalculate the construction and maintenance~~
2 16 ~~needs of roads under the jurisdiction of each county to take~~
2 17 ~~into account the needs of a road whose jurisdiction has been~~
2 18 ~~transferred from the department to a county or from a county~~

2 19 to the department during the previous year. Prior to the
2 20 fiscal year beginning July 1, 2013, the annual recalculation
2 21 shall not include those roads transferred to a county pursuant
2 22 to section 306.8A. The recalculation shall be reported by
2 23 January 1 of the year following the transfer and shall take
2 24 effect the following July 1 for the purposes of allocating
2 25 moneys under sections 312.3 and 312.5.

2 26 ~~8- 7.~~ Perform such other planning functions as may be
2 27 assigned by the director.

2 28 The functions of planning and research do not include the
2 29 detailed design of highways or other modal transportation
2 30 facilities, but are restricted to the needs of this state for
2 31 multimodal transportation systems.

2 32 Sec. 2. Section 312.3, subsection 1, Code 2005, is amended
2 33 to read as follows:

2 34 1. Apportion among the counties in the ratio that the
2 35 needs of the secondary roads of each county bear to the total
3 1 needs of the secondary roads of the state for each fiscal year
3 2 based upon the total needs of secondary roads of the state as
3 3 shown in the latest quadrennial need study report developed by
3 4 the state department of transportation, and which is on record
3 5 at the department, seventy percent of the allocation from road
3 6 use tax funds which is credited to the secondary road fund of
3 7 the counties, and apportion among the counties in the ratio
3 8 that the area of each county bears to the total area of the
3 9 state, thirty percent of the allocation from road use tax
3 10 funds which is credited to the secondary road fund of the
3 11 counties.

3 12 For the purposes of this subsection, "latest quadrennial
3 13 need study report" includes the annual recalculation of
3 14 construction and maintenance needs of roads whose jurisdiction
3 15 has been transferred from the department to a county or from a
3 16 county to the department during the previous year as
3 17 recalculated pursuant to section 307.22, subsection 7.

3 18 1. For the fiscal year ending June 30, 2006, apportion
3 19 among the counties the road use tax funds credited to the
3 20 secondary road fund by using the allocation method contained
3 21 in section 312.3, subsection 1, Code 2005. For subsequent
3 22 fiscal years, apportion among the counties the road use tax
3 23 funds credited to the secondary road fund by using the
3 24 distribution methodology adopted pursuant to section 312.3C.

3 25 Sec. 3. Section 312.3B, Code 2005, is amended by adding
3 26 the following new unnumbered paragraph:

3 27 NEW UNNUMBERED PARAGRAPH. The Iowa county engineers
3 28 association service bureau shall annually compute the
3 29 secondary road fund and farm-to-market road distributions
3 30 using the methodology determined by the secondary road fund
3 31 distribution committee pursuant to section 312.3C. The Iowa
3 32 county engineers association service bureau shall report the
3 33 computations to the secondary road fund distribution
3 34 committee, the department, the treasurer of state, and the
3 35 counties.

4 1 Sec. 4. Section 312.3C, Code 2005, is amended to read as
4 2 follows:

4 3 312.3C SECONDARY ROAD FUND DISTRIBUTION ~~ADVISORY~~
4 4 COMMITTEE.

4 5 A secondary road fund distribution ~~advisory~~ committee is
4 6 established to ~~consider~~ develop one or more alternative
4 7 methodologies for distribution of moneys in the secondary road
4 8 fund and farm-to-market road fund. The committee shall be
4 9 comprised of representatives appointed by the president of the
4 10 Iowa county engineers association, the president of the Iowa
4 11 county supervisors association, and the department. ~~The~~
4 12 ~~committee shall recommend to the general assembly, for the~~
4 13 ~~general assembly's consideration and adoption, one or more~~
4 14 ~~alternative methodologies for distribution of moneys in the~~
4 15 ~~secondary road fund and the farm-to-market road fund.~~

4 16 The committee shall determine the methodology to be used
4 17 for distribution of moneys in the secondary road fund and the
4 18 farm-to-market road fund. The methodology shall be phased in
4 19 over a five-year time period, beginning July 1, 2006.

4 20 The committee shall adopt rules pursuant to chapter 17A to
4 21 govern the determination and modification of the methodology
4 22 to be used for distribution of moneys in the secondary road
4 23 fund and the farm-to-market road fund.

4 24 Sec. 5. Section 312.5, Code 2005, is amended to read as
4 25 follows:

4 26 312.5 DIVISION OF FARM-TO-MARKET ROAD FUNDS.

4 27 1. ~~The road use tax funds credited to the farm-to-market~~
4 28 ~~road fund and federal aid secondary road funds received by the~~
4 29 ~~state by the treasurer of state are hereby divided as follows,~~

~~4 30 and are to be known respectively as:~~

~~4 31 a. Need allotment farm-to-market road funds, seventy
4 32 percent; and~~

~~4 33 b. Area allotment farm-to-market road funds, thirty
4 34 percent.~~

~~4 35 1. For the fiscal year ending June 30, 2006, the treasurer
5 1 of state shall apportion among the counties the road use tax
5 2 funds credited to the farm-to-market road fund by using the
5 3 allocation method contained in section 312.5, subsection 1,
5 4 Code 2005. For subsequent fiscal years, the treasurer of
5 5 state shall apportion among the counties the road use tax
5 6 funds credited to the farm-to-market road fund by using the
5 7 distribution methodology adopted pursuant to section 312.3C.~~

~~5 8 2. All farm-to-market road funds, except funds which under
5 9 section 310.20 come from any county's allotment of the road
5 10 use tax funds, shall be allotted apportioned among the
5 11 counties by the department as provided by this section.~~

~~5 12 3. Area allotment farm-to-market road funds shall be
5 13 allotted among all the counties of the state in the ratio that
5 14 the area of each county bears to the total area of the whole
5 15 state.~~

~~5 16 4. Need allotment farm-to-market road funds shall be
5 17 allotted among the counties in the ratio that the needs of the
5 18 farm-to-market roads in each county bear to the total needs of
5 19 the farm-to-market roads in the state for each fiscal year
5 20 based upon the total needs of the farm-to-market roads in the
5 21 state as shown in the latest quadrennial need study report
5 22 developed by the state department of transportation, and which
5 23 is on record at the department.~~

~~5 24 "Latest quadrennial need study report" includes the annual
5 25 recalculation of construction and maintenance needs of roads
5 26 whose jurisdiction has been transferred from the department to
5 27 a county or from a county to the department during the prior
5 28 year as recalculated pursuant to section 307.22, subsection 7.~~

EXPLANATION

5 29
5 30 This bill relates to the distribution of secondary and
5 31 farm-to-market road funds.

5 32 Code sections 312.3, 312.3B, 312.3C, and 312.5 are amended
5 33 to provide a new methodology for distribution to the counties
5 34 of moneys in the secondary road fund and the farm-to-market
5 35 road fund.

6 1 Code sections 312.3 and 312.5 are amended to strike the
6 2 need and area allotments, including the quadrennial need study
6 3 report, used to apportion among the counties the road use tax
6 4 funds credited to the secondary road fund and the farm-to-
6 5 market road fund, respectively. These sections are amended to
6 6 apportion the funds according to the new distribution
6 7 methodology adopted pursuant to Code section 312.3C.

6 8 Code section 312.3C is amended to strike the general
6 9 assembly as the entity designated to consider and adopt a
6 10 method for distribution of moneys in the secondary road fund
6 11 and farm-to-market road fund. Instead, the secondary road
6 12 fund distribution committee, no longer an advisory committee,
6 13 will develop the methodology for distribution of such moneys,
6 14 and is granted rulemaking authority to formally adopt the
6 15 methodology. The application of the new distribution
6 16 methodology is to be phased in over five years, beginning July
6 17 1, 2006.

6 18 Using the new methodology, the Iowa county engineers
6 19 association service bureau computes the distribution. Code
6 20 section 312.3B is amended to direct the Iowa county engineers
6 21 association service bureau to annually compute and report the
6 22 county distributions to the secondary road fund distribution
6 23 committee, the department, the treasurer of state, and the
6 24 counties.

6 25 LSB 3073HC 81

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