

**House File 2033 - Introduced**

HOUSE FILE 2033

BY KERR

**A BILL FOR**

1 An Act requiring a road or street to meet certain requirements  
2 prior to a transfer of jurisdiction from the department of  
3 transportation to a county board of supervisors.

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

1 Section 1. Section 306.8, subsection 1, Code 2020, is  
2 amended to read as follows:

3 1. a. Prior to a change in jurisdiction of a road or  
4 street, the unit of government having jurisdiction shall either  
5 place the road or street and any structures on the road or  
6 street in good repair or provide for the transfer of money to  
7 the appropriate jurisdiction in an amount sufficient for the  
8 repairs to the road or street and any structures on the road or  
9 street.

10 b. Prior to a change in jurisdiction of a road or street  
11 from the department to a county board of supervisors, the road  
12 or street shall be resurfaced by the department if the road or  
13 street has not been resurfaced within the previous five years  
14 from the date of transfer, and all bridges that are part of  
15 the transfer shall pass an inspection by the department in  
16 accordance with the national bridge inspection standards.

17 EXPLANATION

18 The inclusion of this explanation does not constitute agreement with  
19 the explanation's substance by the members of the general assembly.

20 Current law allows transfers of jurisdiction and control  
21 of roads and streets if there is an agreement between the  
22 jurisdictions of government involved. Prior to a change in  
23 jurisdiction of a road or street, the unit of government  
24 having jurisdiction must either place the road or street  
25 and structures thereon in good repair or provide for the  
26 transfer of money to the appropriate jurisdiction in an amount  
27 sufficient for the necessary repairs to the road or street and  
28 structures thereon.

29 This bill provides that prior to the department of  
30 transportation (DOT) transferring jurisdiction of a road or  
31 street to a county board of supervisors, the road or street  
32 must be resurfaced by the DOT if the road or street has not  
33 been resurfaced within the previous five years from the date  
34 of transfer, and all bridges that are part of the transfer  
35 must pass an inspection by the DOT in accordance with national

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1 bridge inspection standards.