

CHAPTER 105

ROAD USE TAX FUNDS

S. F. 200

AN ACT to amend section three hundred eight A point three (308A.3), Code 1950, relating to the apportionment of the road use tax fund to cities and towns whose corporation status has been changed since the latest federal census.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section three hundred eight A point three (308A.3),
2 Code 1950, is hereby amended by adding thereto the following sub-
3 section:

4 "In any case where a city or town has been incorporated since the
5 latest available federal census the mayor and council shall certify to
6 the state treasurer the actual population of such incorporated city or
7 town as of the date of incorporation and its apportionment of funds
8 under this section shall be based upon such certification until the
9 next federal census enumeration. Any community which has dis-
10 solved its corporation shall not receive any apportionment of funds
11 under this certificate for any period after said corporation has been
12 dissolved."

Approved March 22, 1951.

CHAPTER 106

SECONDARY ROADS

H. F. 365

AN ACT to amend section three hundred eleven point seven (311.7), Code 1950, relating to secondary roads.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section three hundred eleven point seven (311.7), Code
2 1950, is hereby amended by adding the following sentence at the end
3 of the first paragraph:

4 "When a proper petition is filed, it shall retain its preference in suc-
5 ceeding years."

1 SEC. 2. Section three hundred eleven point seven (311.7), Code
2 1950, is further amended by inserting the following after the third
3 paragraph of said section:

4 "Provided further, that the total expenditure of secondary road
5 funds of the county in any year for or on account of special secondary
6 road assessment district projects on local secondary roads under this
7 section shall not exceed the total secondary road funds legally expend-
8 able for construction on local secondary roads in said county in said
9 year, and the expenditure of secondary road funds of the county, in
10 any township in any three year period, for or on account of special
11 secondary road assessment district projects on local secondary roads
12 under this section, shall not exceed said township's pro-rata share, on
13 the area basis, of the total secondary road funds legally expendable
14 for construction on local secondary roads in said county in said three

15 year period, unless there be a township or townships from which there
 16 are no petitions filed during the first two years of said three year
 17 period.

18 "If the engineer's estimated cost of the grading, bridges, culverts,
 19 and draining of the road proposed to be included in any special assess-
 20 ment district project under this section, exceeds an average of seven
 21 thousand dollars per mile, the board of supervisors of said county
 22 may appeal to the state highway commission as to whether the county
 23 shall proceed with the construction of said project. The state highway
 24 commission shall hold a hearing on said matter, at a time and place
 25 of which the petitioners and the county board shall be duly notified, and
 26 shall have an opportunity to appear and be heard. After such hearing
 27 the state highway commission shall determine whether the county
 28 shall proceed with said project, which determination shall be final."

Approved April 30, 1951.

CHAPTER 107
 PRIMARY ROADS
 H. F. 58

AN ACT to amend, revise, and codify chapter three hundred thirteen (313), Code 1950, relating to primary roads.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section three hundred thirteen point four (313.4),
 2 Code 1950, is hereby amended,

3 1. By striking from lines eight (8), nine (9), ten (10) and eleven
 4 (11) of said section, the following: "the payment of interest and
 5 redemption of any bonds issued in anticipation of such primary road
 6 fund, and".

7 2. By striking from lines thirteen (13), fourteen (14), and fifteen
 8 (15) of said section the following: ", the costs of issuance and re-
 9 demption of any bonds issued in anticipation of said primary road
 10 fund," and inserting in lieu thereof the word "and".

11 3. By striking from lines sixteen (16) and seventeen (17) of said
 12 section the following: ", and the refund of special assessments for
 13 paving".

1 SEC. 2. Section three hundred thirteen point six (313.6), Code
 2 1950, is hereby amended and revised to read as follows:

3 "The state highway commission shall keep accounts in relation to
 4 the primary road fund, crediting said fund with all amounts by law
 5 creditable thereto and charging said fund with the amount of all duly
 6 and finally approved vouchers for claims properly chargeable thereto."

1 SEC. 3. Section three hundred thirteen point eight (313.8), Code
 2 1950, is hereby amended and revised to read as follows:

3 "The state highway commission shall proceed to the improvement of
 4 the primary road system as rapidly as funds become available therefor
 5 until the entire mileage of the primary road system is built to estab-
 6 lished grade, bridged, and surfaced with pavement or other surface