

CHAPTER 138  
FEDERAL ROAD FUNDS

H. F. 565

AN ACT relating to the crediting of federal appropriations to the primary road fund or to the engineering and administrative fund of the highway commission.

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

1     SECTION 1. Section three hundred seven point seven (307.7),  
2 Code 1954, is hereby amended by striking out the last sentence of that  
3 section reading "When payments on said projects or improvements  
4 are received by the state from the federal government, the funds so  
5 received shall be credited to the primary road fund.", and enacting in  
6 lieu thereof the following: "When payments on said project or im-  
7 provement are received by the state from the federal government, the  
8 funds so received shall be credited to the fund from which the advance  
9 expenditure was made, either to the primary road fund or to the  
10 engineering and administrative fund of the highway commission, as  
11 the case may be. The highway commission shall advise the treasurer  
12 of state as to the amount to be credited to the primary road fund or  
13 to the engineering and administrative fund of the highway commis-  
14 sion."

Approved May 14, 1957.

CHAPTER 139  
SECONDARY ROADS

H. F. 42

AN ACT relating to the secondary road system of counties.

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

1     SECTION 1. Sections three hundred and nine point four (309.4),  
2 three hundred and nine point five (309.5), three hundred and nine  
3 point six (309.6), three hundred and nine point seven (309.7), three  
4 hundred and nine point eight (309.8), three hundred and nine point  
5 nine (309.9), three hundred and nine point ten (309.10), as amended  
6 by chapter one hundred and forty-nine (149), Acts of the Fifty-sixth  
7 General Assembly, three hundred and nine point eleven (309.11),  
8 three hundred and nine point twelve (309.12), three hundred and nine  
9 point thirteen (309.13), as amended by chapter one hundred and  
10 forty-nine (149), Acts of the Fifty-sixth General Assembly, three  
11 hundred and nine point fourteen (309.14), three hundred and nine  
12 point fifteen (309.15), three hundred and nine point twenty-three  
13 (309.23), three hundred and nine point thirty-one (309.31), three hun-  
14 dred and nine point thirty-two (309.32), three hundred and nine point  
15 thirty-three (309.33), and section three hundred twenty-one point  
16 three hundred fifty-one (321.351), Code 1954, are hereby repealed.

1     SEC. 2. The board of supervisors may annually, at its September  
2 session, levy for secondary road construction and maintenance pur-  
3 poses:

4 1. A tax of not to exceed two and one-half mills on the dollar on all  
5 taxable property in the county except on property within cities and  
6 towns which control their own bridge levies.

7 2. A tax of not to exceed eight and five-eighths mills on the dollar  
8 on all property in the county, except on property within cities and  
9 towns, provided, that no county shall be required, as a condition prece-  
10 dent to being eligible, to receive farm-to-market road funds on an  
11 equalization basis, to levy in excess of five mills.

12 3. A tax not to exceed five-eighths mills on the dollar on all taxable  
13 property in the county.

1 SEC. 3. There is hereby created a secondary road fund which fund  
2 shall consist of:

3 1. All funds derived from the secondary road tax levies.

4 2. All funds allotted to the county from the state road use tax fund.

5 3. All funds provided by individuals for the improvement of any  
6 secondary road from their own contributions.

7 4. All other funds which may by law be dedicated to said fund.

1 SEC. 4. The secondary road fund is hereby pledged to and shall be  
2 used for any or all of the following purposes at the option of the board  
3 of supervisors:

4 1. Construction and reconstruction of secondary roads and costs in-  
5 cident thereto.

6 2. Maintenance and repair of secondary roads and costs incident  
7 thereto.

8 3. Payment of all or part of the cost of construction and mainte-  
9 nance of bridges in cities and towns having a population of eight  
10 thousand (8,000), or less and all or part of the cost of construction  
11 of roads located within an incorporated town, of less than four hun-  
12 dred (400), population, which lead to state parks.

13 4. Special drainage assessments levied on account of benefits to  
14 secondary roads.

15 5. Payment of interest on and principal of any bonds of the county  
16 issued on account of secondary roads, bridges or culverts constructed  
17 by the county.

18 6. Any legal obligation or contract in connection with secondary  
19 roads and bridges which is required by law to be taken over and as-  
20 sumed by the county, and

21 7. Secondary road equipment, materials, supplies and garages or  
22 sheds for the storage, repair and servicing thereof.

23 8. For the assignment or designation of names or numbers to roads  
24 in the county and to erect, construct or maintain guide posts or signs  
25 at the intersections thereof.

1 SEC. 5. Section three hundred and nine point twenty-two (309.22),  
2 Code 1954, is hereby amended as follows:

3 1. By striking from lines one (1), two (2) and three (3) the words,  
4 "Before proceeding with any construction work on the secondary road  
5 system for any year or years" and inserting in lieu thereof the words,  
6 "On or before the first day of November of each year".

7 2. By striking from lines five (5) and six (6) the words, "or proj-  
8 ect" and inserting in lieu thereof the following "for the next calendar  
9 year".

10 3. By inserting a period after the word "year" in line seven (7) and  
11 striking the remainder of said section.

1 SEC. 6. In the preparation of the county secondary road program  
2 required by section three hundred and nine point twenty-two (309.22),  
3 of the Code, the board of supervisors shall meet and consult with the  
4 township trustees as to the improvements needed for the secondary  
5 roads in the various townships.

1 SEC. 7. Section three hundred and eleven point seven, (311.7),  
2 Code 1954, is hereby amended by striking the word, "December" in  
3 line five (5) and inserting in lieu thereof the word, "July".

1 SEC. 8. Section three hundred and nine point forty-six (309.46),  
2 Code 1954, is hereby amended by striking the word, "construction"  
3 in line seven (7).

1 SEC. 9. Section three hundred and nine point forty-seven (309.47),  
2 Code 1954, is hereby amended by striking the word, "construction"  
3 in line four (4).

1 SEC. 10. Section three hundred and nine point forty-eight  
2 (309.48), Code 1954, is hereby amended as follows:

3 1. By striking from lines one (1) and two (2) of subsection one (1)  
4 the word, "construction".

5 2. By striking from line two (2) of subsection three (3), the word,  
6 "construction".

1 SEC. 11. Section three hundred and nine point fifty-two (309.52),  
2 Code 1954, is hereby amended as follows:

3 1. By striking from line four (4) the word, "construction" and in-  
4 serting in lieu thereof the words, "secondary road".

5 2. By striking from line nine (9) the word, "construction".

1 SEC. 12. Section three hundred and twelve point two (312.2), sub-  
2 section two (2), Code 1954, is hereby amended by striking the word,  
3 "construction" in line one (1).

1 SEC. 13. Section three hundred and twelve point three (312.3),  
2 subsection one (1), Code 1954, is hereby amended by striking the  
3 word, "construction" in lines five (5) and six (6).

1 SEC. 14. Section three hundred and twelve point four (312.4), sub-  
2 section two (2), Code 1954, is hereby amended by striking the word,  
3 "construction" from line three (3).

1 SEC. 15. Section three hundred and twenty-one point three hun-  
2 dred and forty-six (321.346), Code 1954, is hereby amended as fol-  
3 lows:

4 1. By striking the words, "county trunk highways" in line four (4)  
5 and inserting in lieu thereof the words, "secondary roads".

6 2. By striking the words, "trunk road maintenance or construction  
7 fund" in lines five (5) and six (6) and inserting in lieu thereof the  
8 words, "secondary road fund".

1 SEC. 16. Section four hundred sixty-seven B point thirteen  
2 (467B.13), Code 1954, is hereby amended by striking lines four (4)  
3 through line nine\* (9) inclusive, and inserting in lieu thereof the fol-  
4 lowing: "to the secondary road funds of the counties which".

\*Word supplied by editor, §3.1.

1 SEC. 17. The classification of secondary roads into "county trunk  
2 roads" and "local county roads" is hereby abolished. Wherever in any  
3 statute the words, "county trunkroads", "county road" or "local county  
4 road" appear, they shall be construed to mean "secondary road".

1 SEC. 18. The classification of county road funds into "secondary  
2 road construction funds" and "secondary road maintenance funds" is  
3 hereby abolished. Wherever in any statute the words, "secondary road  
4 construction fund" or "secondary road maintenance fund" appear,  
5 they shall be construed to mean, "secondary road fund".

Approved April 22, 1957.

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## CHAPTER 140

### COUNTY'S PROGRESS REPORT

H. F. 43

AN ACT to require an annual report as to a county's progress on its secondary road construction program.

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

1 SECTION 1. Section three hundred and nine point twenty-two  
2 (309.22), Code 1954, is amended by adding thereto the following:  
3 "At the close of each year, the county engineer as a part of his annual  
4 report to the state highway commission shall include a statement of  
5 the progress made toward the completion of each project contained  
6 in the approved program, a statement of the total amount expended  
7 on each such project during the year, and a statement of what por-  
8 tion of the work on each such project was done on contract and the  
9 amount so expended on each contract for each such project."

Approved February 27, 1957.

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## CHAPTER 141

### SECONDARY ROAD BUDGETS

H. F. 46

AN ACT relating to county secondary road budgets.

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

1 SECTION 1. On or before November 1 of each year, the board of  
2 supervisors, with the assistance of the county engineer, shall adopt  
3 and submit to the state highway commission for approval the county  
4 secondary road budget for the next calendar year. The budget shall  
5 include an itemized statement of:  
6 1. Estimated revenues to be raised by property taxation for second-  
7 ary road purposes.  
8 2. Estimated revenues to be received from the state road use tax  
9 fund.