

16 brand of record shall fail, refuse, or neglect to pay such fee by July 1
 17 of each year in which it is due, such brand shall become forfeited and
 18 no longer carried in the record. Any such forfeited brand shall not be
 19 issued to any other person within a period of less than five years fol-
 20 lowing date of forfeiture.

1 SEC. 6.

2 1. Funds appropriated by paragraph a of subsection one (1) of sec-
 3 tion one (1) of this Act for the general office of the department of soil
 4 conservation shall be used to pay salaries and support for a table of or-
 5 ganization of not more than fifteen permanent full-time positions.

6 2. Funds appropriated to the state soil conservation committee pur-
 7 suant to subparagraph two (2) of paragraph b of subsection one (1) of
 8 section one (1) of this Act shall be used to pay salaries and support for
 9 a table of organization of not more than one hundred sixty-eight per-
 10 manent full-time positions.

11 3.* Funds appropriated by subsection two (2) of section one (1) and
 12 section two (2) of this Act to the department of agriculture shall be
 13 used to pay salaries and support for a table of organization of not
 14 more than three hundred two permanent full-time positions.

1 SEC. 7. Funds appropriated by this Act shall not be used for capital
 2 improvements.

1 SEC. 8. All federal grants to and the federal receipts of the agencies
 2 appropriated funds under this Act are appropriated for the purposes
 3 set forth in such federal grants or receipts.

1 SEC. 9. Notwithstanding the provisions of section eight point
 2 thirty-three (8.33) of the Code, all unencumbered or unobligated bal-
 3 ances of appropriations made by this Act for the fiscal year beginning
 4 July 1, 1975 remaining on June 30, 1976 shall revert to the general
 5 fund on August 31, 1976. In all other respects the provisions of section
 6 eight point thirty-three (8.33) of the Code shall apply to this Act.

Approved June 3, 1975

*Amended by Ch 53 of these Acts

CHAPTER 35

TRANSPORTATION DEPARTMENT

H. F. 892

AN ACT to appropriate from the road use tax fund, the primary road fund, the aeronautics fund, and the general fund of the state to the state department of transportation for administration and other purposes, clarifying administrative duties of the state department of transportation, and funding the state department of transportation's share for administration of the state merit system.

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

1 SECTION 1. There is appropriated from the general fund of the state
 2 to the state department of transportation for the fiscal year beginning
 3 July 1, 1975 and ending June 30, 1976 the following amounts, or so
 4 much thereof as may be necessary, to be used for the following purpos-
 5 es:

		1975-1976
6		Fiscal Year
7		<u>Fiscal Year</u>
8	1. For salaries, support, maintenance, and miscellaneous purposes	
9	-----	\$ 3,542,200
10	2. General contingency fund.....	\$ 250,000

1 SEC. 2. There is appropriated from the road use tax fund to the
 2 state department of transportation for the fiscal year beginning July 1,
 3 1975 and ending June 30, 1976 the following amounts, or so much
 4 thereof as may be necessary, to be used for the following purposes:

5	1. For salaries, support, maintenance, and miscellaneous purposes	
6	-----	\$ 5,695,400
7	2. For the purpose of making payments to the Iowa merit employ-	
8	ment department for expenses incurred in administering the merit sys-	
9	tem on behalf of the state department of transportation, as required by	
10	chapter nineteen A (19A) of the Code	\$ 10,000

1 SEC. 3. There is appropriated from the primary road fund to the
 2 state department of transportation for the fiscal year beginning July 1,
 3 1975 and ending June 30, 1976, the following amounts, or so much
 4 thereof as may be necessary, to be used for the following purposes:

5	1. For salaries, support, maintenance, and miscellaneous purposes	
6	-----	\$69,775,000
7	2. Additional equipment to be purchased to supplement present in-	
8	ventory. All acquisitions, when acquired, will become a part of the	
9	state department of transportation materials and equipment revolving	
10	fund	\$ 500,000
11	3. To be deposited in the state department of transportation mater-	
12	ials and equipment revolving fund established by section three hundred	
13	seven A point seven (307A.7) of the Code for funding the increased re-	
14	placement cost of vehicles	\$ 400,000
15	4. For the purpose of making payments to the Iowa merit employ-	
16	ment department for expenses incurred in administering the merit sys-	
17	tem on behalf of the state department of transportation, as required by	
18	chapter nineteen A (19A) of the Code.....	\$ 140,000
19	5. Unemployment compensation	\$ 100,000
20	6. To the industrial commission for payment of workmen's compen-	
21	sation claims	\$ 150,000

1 SEC. 4. There is appropriated from the aeronautics fund to the
 2 state department of transportation for the fiscal year beginning July 1,
 3 1975 and ending June 30, 1976, the following amounts, or so much
 4 thereof as may be necessary, to be used for the following purposes:

5	For salaries, support, maintenance, and miscellaneous purposes.....	
6	-----	\$ 300,000

1 SEC. 5. Unless otherwise provided, the primary road fund is hereby
 2 appropriated for highway construction.

1 SEC. 6. Unless otherwise provided, the aeronautics fund is hereby
 2 appropriated for airport construction.

1 SEC. 7. For the fiscal year beginning July 1, 1975 and ending June
 2 30, 1976, the funds in the primary road contingent fund, established
 3 under section three hundred thirteen point seventeen (313.17) of the
 4 Code, may be expended to pay claims for labor, freight, or other items
 5 which must be paid promptly by the state department of transporta-
 6 tion. The primary road contingent fund shall be reimbursed for ex-
 7 penditures made by the state department of transportation from the

8 fund to which the expenditure should properly be charged.

1 SEC. 8.

2 1. Notwithstanding the provisions of sections three hundred twenty-
3 one point two hundred thirty-eight (321.238), three hundred twenty-two
4 point twelve (322.12), three hundred twenty-five point thirty-six
5 (325.36), three hundred twenty-seven point thirteen (327.13), three
6 hundred twenty-seven A point nineteen (327A.19), and three hundred
7 twenty-seven B point three (327B.3) of the Code, for the fiscal year be-
8 ginning July 1, 1975 and ending June 30, 1976, the treasurer of state
9 shall credit all fees collected pursuant to sections three hundred twenty-
10 one point two hundred thirty-eight (321.238), three hundred twenty-
11 two point twelve (322.12), three hundred twenty-five point thirty-six
12 (325.36), three hundred twenty-seven point thirteen (327.13), three
13 hundred twenty-seven A point nineteen (327A.19), and three hundred
14 twenty-seven B point three (327B.3) of the Code to the road use tax
15 fund, except that any refunds or other costs allowed under sections
16 three hundred twenty-one point two hundred thirty-eight (321.238),
17 three hundred twenty-two point twelve (322.12), three hundred twenty-
18 five point thirty-six (325.36), three hundred twenty-seven* point thir-
19 teen (325.13)*, three hundred twenty-seven A point nineteen (327A.19),
20 and three hundred twenty-seven B point three (327B.3) of the Code
21 shall be deducted by the treasurer of state from the funds to be credit-
22 ed to the road use tax fund.

23 2. Notwithstanding the provisions of section three hundred twenty-
24 one point two hundred thirty-eight (321.238), subsection nine (9), and
25 section three hundred twenty-two point twelve (322.12) of the Code, all
26 unencumbered moneys on deposit in the motor vehicle inspection fund
27 and the motor vehicle dealer license fee fund on July 31, 1975, shall be
28 credited by the treasurer of state to the road use tax fund.

1 SEC. 9.

2 1. For the fiscal year beginning July 1, 1975 and ending June 30,
3 1976 the money, except fines and forfeitures, operator's and chauffeur's
4 license fees, certificates of title fees and lien or encumbrance notation
5 fees, collected pursuant to the provisions of chapter three hundred
6 twenty-one (321) of the Code shall be credited by the treasurer of state
7 to the road use tax fund.

8 2. The treasurer of state shall also credit certificates of title fees and
9 lien or encumbrance fees to the road use tax fund of the state, less any
10 fees retained by the county treasurer pursuant to section three hundred
11 twenty-one point one hundred fifty-two (321.152) of the Code.

12 Sections three hundred twenty-one point one hundred twenty-nine
13 (321.129) and three hundred twenty-one point one hundred forty-six
14 (321.146) of the Code shall not be effective for the fiscal year beginning
15 July 1, 1975 and ending June 30, 1976.

1 SEC. 10. Notwithstanding the provisions of section three hundred
2 twenty-one point four hundred eighty (321.480) of the Code, for the fis-
3 cal year beginning July 1, 1975 and ending June 30, 1976, the limita-
4 tions on expenditures under section three hundred twenty-one point
5 four hundred eighty (321.480) of the Code shall apply to, and appro-
6 priations for the purposes of sections three hundred twenty-one point
7 four hundred seventy-six (321.476) to three hundred twenty-one point
8 four hundred eighty-one (321.481) of the Code shall be from the road
9 use tax fund as provided in this Act.

*According to enrolled Act

1 SEC. 11. Notwithstanding the provisions of section three hundred
2 twenty-one F point eleven (321F.11) of the Code, for the fiscal year be-
3 ginning July 1, 1975 and ending June 30, 1976, all fees and funds ac-
4 cruing from the administration of chapter three hundred twenty-one F
5 (321F) of the Code shall be remitted monthly to the treasurer of state
6 for deposit in the road use tax fund.

1 SEC. 12. It is the intent of the general assembly in making appro-
2 priations pursuant to this Act that the moneys available under the pro-
3 visions of this Act shall be used to pay salaries and other employee
4 expenses for four thousand seven hundred forty-five permanent, full-
5 time persons employed during the 1975-76 fiscal year and that no more
6 than four thousand nine hundred eighty-five employee positions be
7 created or authorized during the 1975-76 fiscal year. A variance of one
8 percent in the above filled positions is considered to be reasonable.

1 SEC. 13. When any of the laws of this state are in conflict with this
2 Act, the provisions of this Act shall govern for the fiscal year
3 1975-1976.

1 SEC. 14. All federal grants to and the federal receipts of the agen-
2 cies appropriated funds under this Act are appropriated for the purpos-
3 es set forth in such federal grants or receipts.

1 SEC. 15. Section three hundred twelve point two (312.2), subsection
2 seven (7), Code 1975, is amended to read as follows:

3 7. The treasurer of state shall before making the allotments provided
4 for in this section credit monthly to the division of motor vehicle regis-
5 tration of the *state* department of ~~public safety~~ *transportation* funds
6 sufficient in amount to pay the costs of purchasing supplies and mate-
7 rials and for the cost of prison labor used in manufacturing motor vehi-
8 cle registration plates, decalcomania emblems, and validation stickers
9 at the prison industries.

1 SEC. 16. Section three hundred twenty-eight point twelve (328.12),
2 subsection five (5), Code 1975, is amended to read as follows:

3 5. Intervention. It may participate as party plaintiff or defendant,
4 or as intervenor, complainant or movant, on behalf of the state or any
5 municipality or citizen thereof, in any proceeding having to do with
6 aeronautics; ~~provided, however, that in any application before the civ-
7 il aeronautics board the commission shall take no position as between
8 applicants or municipalities.~~

Approved June 29, 1975

CHAPTER 36

DEPARTMENT OF TRANSPORTATION

H. F. 368

AN ACT appropriating funds to the department of transportation to be used to match federal funds available for state and local projects.

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

1 SECTION 1. There is appropriated from the general fund of the state
2 to the state department of transportation the sum of two million one