

of the United States supreme court1 copy each

Sec. 7. Section eighteen point ninety-seven (18.97), Code 1977 Supplement, is amended by striking subsection eighteen (18).

Sec. 8. Section eighteen point ninety-seven (18.97), Code 1977 Supplement, is amended by adding the following new subsection:

NEW SUBSECTION. To the depository library center established pursuant to section two (2) of this Act 75 copies

Sec. 9. Section seventeen point thirty-three (17.33), Code 1977, is repealed.

Approved May 8, 1978

CHAPTER 1106

ART PROJECTS IN STATE CONSTRUCTION

S.F. 72

AN ACT relating to the inclusion of fine arts projects in state building construction projects in cooperation with the Iowa state arts council.

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

Section 1. Chapter three hundred four A (304A), Code 1977, is amended by adding sections two (2) through eight (8) of this Act.

Sec. 2. NEW SECTION. When used in this Act:

1. "State building" means any permanent structure, wholly or partially enclosed, which is intended to provide offices, laboratories, workshops, courtrooms, hearing and meeting rooms, storage space and other facilities for carrying on the functions of a state agency, including the board of regents; or auditoriums, meeting rooms, classrooms and other educational facilities; eating or sleeping facilities, medical or dental facilities, libraries and museums which are intended for the use or accommodation of the general public; together with all grounds and appurtenant structures and facilities; provided, however, it shall not mean maintenance sheds, separate garages, cellhouses or other secure sleeping facilities for prisoners, or buildings used solely as storage or warehouse facilities.

2. "Fine arts" means sculpture, fountains, bas-reliefs,

mosaics, frescoes, wall hangings, pictures or other enhancements to be integrated into the total environment of the building or complex of buildings. Fine arts does not include the incidental ornamental detail of functional structural elements, or hardware and other accessories.

3. "Principal user" means the designated person or entity having principal administrative responsibility for the actual utilization of a proposed state building.

Sec. 3. NEW SECTION. Whenever a state building is to be constructed, the contracting officer or principal user shall, at the time of engaging or directing an architect to prepare plans and specifications for the building, coordinate with the Iowa state arts council, which shall provide for consultation to ensure that the fine arts elements will be integrated within, on, or about the total environment of such construction.

Sec. 4. NEW SECTION. The total estimated cost of the fine arts elements included in a plan and specifications for a state building or group of state buildings in accordance with the purposes of this Act shall in no case be less than one-half of one percent of the total estimated cost of such building or group of buildings. This percentage allocation shall not be diminished by professional fees.

Sec. 5. NEW SECTION. The contracting officer, the principal user and the building architect shall coordinate with the Iowa state arts council all matters relating to the selection of the fine arts elements to be included or purchased for a state building as authorized by section four (4) of this Act.

Sec. 6. NEW SECTION. Contracts for the fine arts elements shall be executed within the limits of the estimated costs as determined by section four (4) of this Act. All expenses related to the acquisition of the fine arts elements shall be contracted for separately with the funds allocated for these purposes.

Sec. 7. NEW SECTION. Selection of fine arts works may be made by public competition of artists. Preference shall be given to the selection of works produced, created or otherwise made by living or deceased Iowa artists. Competitive bidding shall be used where applicable.

Sec. 8. NEW SECTION. Title to all works of art acquired rests with the principal user or contracting agency in the name of the state. The principal user or contracting agency and the Iowa state arts council upon agreement may loan works

of art between state-owned buildings whenever in their judgment the loan will be to the benefit of the citizens of this state. However, all such works shall be returned to the principal user or the contracting agency at its request.

Approved June 2, 1978

CHAPTER 1107

RIGHT-OF-WAY TRANSFERS

S.F. 2068

AN ACT relating to transfer of rights-of-way between the state and political subdivisions of the state.

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

Section 1. Chapter three hundred six (306), Code 1977, as amended by Acts of the Sixty-seventh General Assembly, 1977 Session, chapter ninety-nine (99), is amended by adding the following new section:

NEW SECTION.

1. This section is intended to vest all documents of title in road right-of-way in the jurisdiction responsible for the road. This section establishes a simple method to transfer road rights-of-way by quit claim deed and to authorize the use of available descriptions, plats, maps or engineering drawings to effect such transfers and to provide an orderly method by which such transfers may be filed, indexed and recorded.

2. The state department of transportation shall transfer by quit claim deed to the county or to the city having jurisdiction over a road, all of the state's legal or equitable title and interest in right-of-way for the road or street and may transfer any adjacent unused right-of-way or land in excess of that needed as right-of-way. The deed shall be executed by the director of the department by order of the state transportation commission.

3. The county or the city shall transfer by quit claim deed to the state department of transportation when having jurisdiction over a road, all of the county's or the city's legal or equitable title and interest in rights-of-way for the road and may transfer any adjacent unused right-of-way or land in excess of that needed as right-of-way. The deed