

**761—170.3 (310) Temporary allocation.** Temporary, advance allocation of farm-to-market road funds to counties is permitted under this rule up to an amount equal to the current fiscal year's anticipated receipts plus the four succeeding fiscal years' anticipated receipts to the requesting county's farm-to-market road fund.

**170.3(1) *Requesting an advance allocation.*** A county wishing to receive a temporary, advance allocation shall include its request as part of its final plan submittal to the department.

**170.3(2) *Limitations on advancements.*** In making the determination to advance allocations to any requesting county, and in determining the priority that each county shall have in the request for funds, the department shall consider the following factors:

- a.* The availability of funds.
- b.* Counties farthest advanced in obligation of farm-to-market road funds in terms of time shall have the lowest priority for additional advancements.
- c.* One-year advance allocation requests shall have priority over multiple-year requests.
- d.* The county must have met the local effort requirements of funds raised under Iowa Code subsection 312.2(5).
- e.* The county must not have recently transferred farm-to-market road funds into its secondary road fund nor may these advanced funds be used for that purpose.
- f.* Projects must be programmed in a county's accomplishment list or be moved up from its priority list.
- g.* All projects normally considered as "construction" shall qualify for use of advance farm-to-market road fund allocations.
- h.* The critical nature of the project.

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