

February 8, 1951.
Passed on File.

House File 365
By ROADS AND HIGHWAYS COMMITTEE.

Passed House, Date
Vote: Ayes..... Nays.....
Passed Senate, Date.....
Vote: Ayes..... Nays.....
Approved

A BILL FOR

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
2 (311.7), Code 1950, is hereby amended by adding the following
3 sentence at the end of the first paragraph:

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

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

4 "Provided further, that the total expenditure of
5 secondary road funds of the county in any year for or on
6 account of special secondary road assessment district projects
7 on local secondary roads under this section shall not exceed
8 the total secondary road funds legally expendable for
9 construction on local secondary roads in said county in
10 said year, and the expenditure of secondary road funds of
11 the county, in any township in any year, for or on account of

12 special secondary road assessment district projects on local
13 secondary roads under this section, shall not exceed said
14 township's pro-rata share, on the area basis, of the total
15 secondary road funds legally expendable for construction
16 on local secondary roads in said county in said year.

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

EXPLANATION OF H. F. 365

This amendment to the road assessment law as found in Section 311.7, Code 1950, provides for:

1. Petitions in proper form will hold their priority in ensuing years, if a township exceeds its pro-rata share.
2. The amendment provides for a pro-rata share of funds available so that all townships will share on an equal basis.
3. The amendment provides for the right of appeal to the highway commission by the board of supervisors whenever the costs of any one mile of road exceed \$7,000 for construction exclusive of surfacing.