

FEB 25 2002
APPROPRIATIONS

HOUSE FILE 2521
BY WARNSTADT

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

A BILL FOR

1 An Act making changes in allocations from the road use tax fund.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HF 2521

1 Section 1. Section 312.2, Code Supplement 2001, is amended
2 to read as follows:

3 312.2 ALLOCATIONS FROM FUND.

4 1. The If the amount of road use tax funds received by the
5 treasurer of state in a fiscal year is equal to or less than
6 the amount of road use tax funds received by the treasurer for
7 the fiscal year beginning July 1, 2001, and ending June 30,
8 2002, the treasurer of-the-state shall,-on-the-first-day-of
9 each-month, credit all-road-use-tax-funds-which-have-been
10 received-by-the-treasurer, the amount to the primary road
11 fund, the secondary road fund of the counties, the farm-to-
12 market road fund, and the street construction fund of the
13 cities in the following manner and amounts:

14 1- a. To the primary road fund, forty-seven and one-half
15 percent.

16 2- b. To the secondary road fund of the counties, twenty-
17 four and one-half percent.

18 3- c. To the farm-to-market road fund, eight percent.

19 4- d. To the street construction fund of the cities,
20 twenty percent.

21 2. If the amount of road use tax funds received by the
22 treasurer of state in a fiscal year exceeds the amount of road
23 use tax funds received by the treasurer for the fiscal year
24 beginning July 1, 2001, and ending June 30, 2002, the
25 treasurer shall credit the amount that equals the amount
26 received for the fiscal year ending June 30, 2002, pursuant to
27 subsection 1 and credit the excess amount to the primary road
28 fund, the secondary road fund of the counties, and the street
29 construction fund of the cities in the following manner and
30 amounts:

31 a. To the primary road fund, sixty percent.

32 b. To the secondary road fund of the counties, ten
33 percent.

34 c. To the street construction fund of the cities, thirty
35 percent.

1 5- 3. The treasurer of state shall before making the above
2 allotments credit annually to the highway grade crossing
3 safety fund the sum of seven hundred thousand dollars, credit
4 annually from the road use tax fund the sum of nine hundred
5 thousand dollars to the highway railroad grade crossing
6 surface repair fund, credit monthly to the primary road fund
7 the dollars yielded from an allotment of sixty-five hundredths
8 of one percent of all road use tax funds for the express
9 purpose of carrying out subsection 11 of section 307A.2,
10 section 313.4, subsection 2, and section 307.45, and credit
11 annually to the primary road fund the sum of five hundred
12 thousand dollars to be used for paying expenses incurred by
13 the state department of transportation other than expenses
14 incurred for extensions of primary roads in cities. All
15 unobligated funds provided by this subsection, except those
16 funds credited to the highway grade crossing safety fund,
17 shall at the end of each year revert to the road use tax fund.
18 Funds in the highway grade crossing safety fund shall not
19 revert to the road use tax fund except to the extent they
20 exceed five hundred thousand dollars at the end of any
21 biennium. The cost of each highway railroad grade crossing
22 repair project shall be allocated in the following manner:
23 a. Twenty percent of the project cost shall be paid by the
24 railroad company.
25 b. Twenty percent of the project cost shall be paid by the
26 highway authority having jurisdiction of the road crossing the
27 railroad.
28 c. Sixty percent of the project cost shall be paid from
29 the highway railroad grade crossing surface repair fund.
30 6- 4. The treasurer of state shall before making the
31 allotments provided for in this section credit monthly to the
32 state department of transportation funds sufficient in amount
33 to pay the costs of purchasing certificate of title and
34 registration forms, and supplies and materials and for the
35 cost of prison labor used in manufacturing motor vehicle

1 registration plates, decalcomania emblems, and validation
2 stickers at the prison industries.

3 7- 5. The treasurer of state, before making the allotments
4 provided in this section, shall credit annually to the primary
5 road fund from the road use tax fund the sum of seven million
6 one hundred thousand dollars.

7 8- 6. The treasurer of state, before making any allotments
8 to counties under this section, shall reduce the allotment to
9 a county for the secondary road fund by the amount by which
10 the total funds that the county transferred or provided during
11 the prior fiscal year under section 331.429, subsection 1,
12 paragraphs "a", "b", "d", and "e", are less than seventy-five
13 percent of the sum of the following:

14 a. From the general fund of the county, the dollar
15 equivalent of a tax of sixteen and seven-eighths cents per
16 thousand dollars of assessed value on all taxable property in
17 the county.

18 b. From the rural services fund of the county, the dollar
19 equivalent of a tax of three dollars and three-eighths of a
20 cent per thousand dollars of assessed value on all taxable
21 property not located within the corporate limits of a city in
22 the county.

23 Funds remaining in the secondary road fund of the counties
24 due to a reduction of allocations to counties for failure to
25 maintain a minimum local tax effort shall be reallocated to
26 counties that are not reduced under this subsection pursuant
27 to the allocation provisions of section 312.3, subsection 1,
28 based upon the needs and area of the county. Information
29 necessary to make allocations under this subsection shall be
30 provided by the state department of transportation or the
31 director of the department of management upon request by the
32 treasurer of state.

33 9- 7. The treasurer of state, before making the allotments
34 provided for in this section, shall credit annually to the
35 living roadway trust fund created under section 314.21 one

1 hundred fifty thousand dollars from the road use tax fund.

2 ~~10~~ 8. The treasurer of state, before making the other
3 allotments provided for in this section, shall credit annually
4 to the primary road fund from the road use tax fund the sum of
5 four million four hundred thousand dollars and to the farm-to-
6 market road fund from the road use tax fund the sum of one
7 million five hundred thousand dollars for partial compensation
8 of allowing trucks to operate on the roads of this state as
9 provided in section 321.463.

10 ~~11~~ 9. The treasurer of state, before making the
11 allotments provided for in this section, shall credit annually
12 to the living roadway trust fund created under section 314.21
13 one hundred thousand dollars from the road use tax fund.

14 ~~12~~ 10. The treasurer of state, before making the
15 allotments provided for in this section, shall credit monthly
16 from the road use tax fund to the revitalize Iowa's sound
17 economy fund, created under section 315.2, the revenue
18 accruing to the road use tax fund in the amount equal to the
19 revenues collected under each of the following:

20 a. From the excise tax on motor fuel and special fuel
21 imposed under the tax rate of section 452A.3 except aviation
22 gasoline, the amount of excise tax collected from one and
23 eleven-twentieths cents per gallon.

24 b. From the excise tax on special fuel for diesel engines,
25 the amount of excise tax collected from one and eleven-
26 twentieths cents per gallon.

27 ~~13~~ 11. The treasurer of state, before making the
28 allotments provided for in this section, shall credit monthly
29 from the road use tax fund to the secondary road fund the
30 revenue accruing to the road use tax fund in the amount equal
31 to the revenues collected under each of the following:

32 a. From the excise tax on motor fuel and special fuel
33 imposed under the tax rate of section 452A.3, except aviation
34 gasoline, the amount of excise tax collected from nine-
35 twentieths cent per gallon.

1 b. From the excise tax on special fuel for diesel engines,
2 the amount of excise tax collected from nine-twentieths cent
3 per gallon.

4 ~~14.~~ 12. The treasurer of state, before making the
5 allotments provided for in this section, shall credit monthly
6 from the road use tax fund to the general fund of the state
7 from revenue credited to the road use tax fund under section
8 423.24, subsection 1, paragraph "b", an amount equal to one-
9 twentieth of eighty percent of the revenue from the operation
10 of section 423.7.

11 There is appropriated from the general fund of the state
12 for each fiscal year to the state department of transportation
13 the amount of revenues credited to the general fund of the
14 state during the fiscal year under this subsection to be used
15 for purposes of public transit assistance under chapter 324A.

16 ~~15.~~ 13. The treasurer of state, before making the
17 allotments provided for in this section, shall credit monthly
18 from the road use tax fund to the state department of
19 transportation for county, city and state traffic safety
20 improvement projects an amount equal to one-half of one
21 percent of moneys credited to the road use tax fund.

22 ~~16.~~ 14. The treasurer of state, before making the
23 allotments provided for in this section, shall credit monthly
24 from the road use tax fund to the motorcycle rider education
25 fund established in section 321.180B, an amount equal to one
26 dollar per year of license validity for each issued or renewed
27 driver's license which is valid for the operation of a
28 motorcycle. Moneys credited to the motorcycle rider education
29 fund under this subsection shall be taken from moneys credited
30 to the road use tax fund under section 423.24.

31 ~~17.~~ 15. a. The treasurer of state, before making the
32 allotments provided for in this section, for ~~the-fiscal-year~~
33 ~~beginning-July-17-19907-and~~ each succeeding fiscal year, shall
34 credit from the road use tax fund two million dollars to the
35 county bridge construction fund, which is hereby created.

1 Moneys credited to the county bridge construction fund shall
2 be allocated to counties by the department for bridge
3 construction, reconstruction, replacement, or realignment
4 based on needs in accordance with rules adopted by the
5 department.

6 b. The treasurer of state, before making the allotments
7 provided for in this section, for ~~the-fiscal-year-beginning~~
8 ~~July-17-19907~~-and each succeeding fiscal year, shall credit
9 from the road use tax fund five hundred thousand dollars to
10 the city bridge construction fund, which is hereby created.
11 Moneys credited to the city bridge construction fund shall be
12 allocated to cities by the department for bridge construction
13 and reconstruction based on needs in accordance with rules
14 adopted by the department.

15 ~~18-~~ 16. The treasurer of state, before making the
16 allotments provided for in this section, shall credit annually
17 from the road use tax fund to the state department of
18 transportation the sum of six hundred fifty thousand dollars
19 for the purpose of providing county treasurers with automation
20 and telecommunications equipment and support for vehicle
21 registration and titling and driver licensing.
22 Notwithstanding section 8.33, unobligated funds credited under
23 this subsection remaining on June 30 of the fiscal year shall
24 not revert but shall remain available for expenditure for
25 purposes of this subsection in subsequent fiscal years.

26 Sec. 2. Section 314.21, subsection 1, unnumbered paragraph
27 3, Code 2001, is amended to read as follows:

28 ~~Beginning-April-17-19907~~-the The moneys in the living
29 roadway trust fund shall be allocated between the state,
30 counties, and cities in the same proportion that the road use
31 tax funds are allocated under section 312.2, subsections ~~17-27~~
32 ~~37~~ and 4 2. However, ~~after-April-17-19907~~ a city or county
33 shall not be eligible to receive moneys from the living
34 roadway trust fund unless the city or county has an integrated
35 roadside vegetation management plan in place consistent with

1 the objectives in section 314.22.

2 EXPLANATION

3 This bill makes changes in the allocations from the road
4 use tax fund to the primary road fund, the secondary road
5 fund, the farm-to-market road fund, and the street
6 construction fund of the cities. The bill maintains the
7 current allocations for the amount of road use tax fund moneys
8 received by the treasurer of state in a fiscal year that is
9 equal to or less than the amount of road use tax fund moneys
10 received by the treasurer in fiscal year 2001-2002. For all
11 road use tax fund moneys exceeding that amount, the bill
12 provides that 60 percent of the moneys shall be allocated to
13 the primary road fund, 30 percent to the street construction
14 fund of the cities, and 10 percent to the secondary road fund.

15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35