

HF 648

Infrastructure Appropriations

[HF 648](#) makes appropriations from various funds, including the Rebuild Iowa Infrastructure Fund, the Technology Reinvestment Fund, the Revenue Bonds Capitals Fund, and the Revenue Bonds Capitals II Fund, to various state agencies, including the DOT. HF 648 also includes various policy provisions and makes changes to prior appropriations.

A detailed fiscal analysis of HF 648, prepared by the Legislative Services Agency (LSA), is at the following link: [HF 648 Final NOBA](#). Sections of interest to the DOT are discussed below:

Division I – Rebuild Iowa Infrastructure Fund (RIIF)

Section 1

Appropriates moneys from the RIIF to various state agencies.

- Subsection 11 appropriates funding to the DOT for FY 2012, including \$3 million for recreational trails, \$1.5 million for the Public Transit Infrastructure Grant Fund, \$1.5 million for commercial service airport infrastructure improvements, and \$750,000 for general aviation airport infrastructure improvements. The moneys remain available for expenditure until June 30, 2015. However, if the projects are completed in an earlier fiscal year, unencumbered or unobligated moneys revert at the close of that fiscal year.

Division II – Technology Reinvestment Fund (TRF)

Section 3

Appropriates moneys from the TRF to various state agencies.

- Subsection 7 appropriates \$50,000 to the Department of Management (DOM) for FY 2012 to develop a searchable database that can be placed on the Internet for budget and financial information.
- Subsection 8 appropriates a total of \$7.5 million to the Department of Public Safety (DPS) for FY 2012-FY 2014 for a statewide public safety radio network, to purchase radio communications equipment to meet the federal narrowbanding mandate deadline, and for achieving interoperability. Requires the DPS to report to the LSA and the DOM on or before January 13, 2012, on the status of the funding and the cost to meet the needs.

Division V – Public Bidding and Contracting

Sections 7-11

Make changes related to bidding for public improvement contracts. The changes strike provisions in Code chapter 73 requiring preference be given to Iowa labor in public improvement projects, but provide resident bidders a preference over nonresident bidders from a state or foreign country that gives or requires any preference to bidders from that state or foreign country.

- Section 7 amends Code section 73A.21 and expands the state's reciprocal bidder preference to include a resident labor force preference, meaning that all or a portion of the labor force working on a project be residents of a particular state or country. The provisions require that all nonresident bidders specify on all project bid specifications and contract documents whether any preference is in effect in the nonresident bidder's state or country at the time of a bid submittal. Requires the labor commissioner to administer and enforce the requirements, addresses the process to do so, directs the labor commissioner to adopt rules for this purpose, and provides for civil penalties. *The governor item vetoed language defining a resident subcontractor and language directing resident bidders to use resident subcontractors on a public improvement project to the greatest extent possible.*
- Section 8 strikes the requirement in Code section 331.341 that a county board of supervisors give preference to Iowa domestic labor when contracting for public improvement projects.
- Section 9 repeals Code sections 73.3 and 73.4 requiring public bodies to give preference to Iowa domestic labor in public improvement or public works projects.
- Sections 10 and 11 provide that Division V takes effect September 1, 2011, and applies to all public improvement, public works and public road projects entered into on or after the effective date of the division.

Division VIII – Miscellaneous Code Changes

Section 18 Amends Code section 8.57(6) to define "vertical infrastructure" to include "debt service payments on academic revenue bonds issued in accordance with chapter 262A for capital projects at Board of Regent institutions."

Section 23 Amends Code section 8A.321(6) and requires the Department of Administrative Services (DAS) to annually issue a request for proposals for leasing privately owned office space for state employees in downtown Des Moines. Requires the DAS to use such proposals to compare the costs of privately owned space to publicly owned space prior to replacing or renovating publicly owned buildings or relocating any state agencies to any space in publicly owned buildings. Directs the DAS to locate state employees in office space in the most cost-efficient manner possible and requires the DAS to consider various factors in determining cost efficiency. Allows for emergency circumstances.

Division IX – Changes to Prior Appropriations

Section 35 Amends 2009 Iowa Acts, chapter 184, section 3, which appropriated \$2 million to the DOT for the Railroad Revolving Loan and Grant Fund for FY 2012. The amendment requires that 10 percent of the appropriation be allocated to the planning and development of rail ports in Iowa.

Section 36 Amends 2010 Iowa Acts, chapter 1184, section 2, subsection 3, unnumbered paragraph 1, to strike the \$6.5 million appropriation to the Passenger Rail Service Revolving Fund.

Division X – Miscellaneous

Section 48 Requires the Department of Economic Development by January 1, 2012, to select a site in or near Nashua for designation as a statewide welcome center under the statewide welcome center program.

Division XI – Conditional Effective Date and Retroactive Applicability

Section 50 Provides that, unless otherwise provided, the bill takes effect upon enactment and applies retroactively to July 1, 2011.