

CHAPTER 189

PUBLIC UTILITY PLANTS

H. F. 46

AN ACT to amend section three hundred ninety-seven point twenty-nine (397.29), Code 1950, relating to the management of public utility plants by boards of trustees.

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

1 SECTION 1. Section three hundred ninety-seven point twenty-nine
2 (397.29), Code 1950, is hereby amended by inserting in line five (5)
3 preceding the word "heating" the following: "sewage disposal plant,";
4 also by inserting in line twelve (12) preceding the word "heating"
5 the following: "sewage disposal plant,".

Approved April 10, 1953.

CHAPTER 190

MUNICIPAL WATERWORKS

S. F. 188

AN ACT to repeal section three hundred ninety-eight point twelve (398.12), Code 1950, and to enact a new section in lieu thereof and to amend section three hundred ninety-nine point thirty-two (399.32) and to interpret section three hundred ninety-nine point fourteen (399.14), Code 1950, relating to municipal waterworks in certain cities, and to validate certain municipal proceedings in relation thereto.

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

1 SECTION 1. Section three hundred ninety-eight point twelve
2 (398.12), Code 1950, is hereby repealed and the following is enacted
3 in lieu thereof:

4 "This chapter shall be construed as granting additional power and
5 providing an alternative means of acquiring a municipal waterworks
6 without limiting the power already existing in cities having a popula-
7 tion of over ten thousand inhabitants. The provisions of this chapter
8 shall apply only (1) to cities which have heretofore acquired or which
9 may hereafter acquire a municipal waterworks under authority con-
10 tained in this chapter and which have heretofore financed or which
11 may hereafter finance the cost of acquiring such municipal waterworks
12 in whole or in part through the levy of the special additional tax as
13 permitted and provided for in section three hundred ninety-eight point
14 one (398.1) hereof, and (2) to cities which have heretofore adopted or
15 which may hereafter adopt an ordinance availing of the provisions of
16 this chapter as referred to in section three hundred ninety-eight point
17 six (398.6) hereof."

1 SEC. 2. Section three hundred ninety-nine point thirty-two
2 (399.32), Code 1950, is hereby amended by striking the last sentence
3 of said section and inserting in lieu thereof the following:

4 "In all other respects this chapter shall be construed as granting
5 additional power and providing an alternative means of acquiring a
6 municipal waterworks without limiting the power already existing in

7 cities having a population of fifty thousand inhabitants or over. Except as hereinafter otherwise provided, the provisions of this chapter, including section three hundred ninety-nine point fourteen (399.14) but not excluding any other section hereof, shall apply only to cities which have heretofore acquired or which may hereafter acquire a municipal waterworks under authority contained in this chapter and which have heretofore financed or which may hereafter finance the cost of acquiring, extending or improving such municipal waterworks in whole or in part through the issuance of public service bonds or public service certificates as permitted and provided for in sections three hundred ninety-nine point seven (399.7) or three hundred ninety-nine point ten (399.10) hereof.

All proceedings including all resolutions and ordinances heretofore undertaken by or passed by the city council of any city which acquired its municipal waterworks prior to January 1, 1910, for the creation of a board of waterworks trustees under the provisions of section three hundred ninety-nine point fourteen (399.14) hereof or for the subsequent abolishment and discontinuance of such board, are hereby validated and confirmed."

1 SEC. 3. This Act being deemed of immediate importance shall take
2 effect and be in force from and after its publication in The Movable
3 Record, a newspaper published in Movable, Iowa, and in The Marion
4 Sentinel, a newspaper published in Marion, Iowa.

Approved February 26, 1953.

I hereby certify that the foregoing Act, Senate File 188, was published in The Movable Record, Movable, Iowa, March 5, 1953, and in The Marion Sentinel, Marion, Iowa, March 5, 1953.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 191

MUNICIPAL REVENUE AND BONDS

H. F. 452

An Act to amend sections three (3), four (4), five (5), seven (7), ten (10), eleven (11), twelve (12), thirteen (13), eighteen (18), and twenty-five (25) of chapter one hundred fifty-nine (159), Acts of the Fifty-fourth General Assembly of the state of Iowa, relating to taxation and other sources of municipal revenue, and to authorize the issuance of bonds for dump ground purposes.

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

1 SECTION 1. That section three (3) of chapter one hundred fifty-
2 nine (159), Acts of the Fifty-fourth General Assembly, is hereby
3 amended by inserting between the word "except" and the word "as"
4 in line three (3) the following: "taxes for the payment of bonds and
5 the interest thereon, and except".

6 Further amend said section by striking from line four (4) thereof
7 the words "first day of September" and inserting in lieu thereof the
8 words "fifteenth day of August".

1 SEC. 2. Section four (4) of chapter one hundred fifty-nine (159),
2 Acts of the Fifty-fourth General Assembly, is hereby amended by