

CHAPTER 132

URBAN MASS TRANSIT SYSTEM

S. F. 448

AN ACT relating to the establishment or acquisition of mass transit systems by public agencies.

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

1 SECTION 1. NEW SECTION. It is the public policy of this state to
2 encourage the establishment or acquisition of urban mass transit sys-
3 tems and the equipment, enlargement, extension, improvement, mainte-
4 nance and operation thereof by cities, towns, counties and school dis-
5 tricts as public agencies in cooperation with, and the assistance of, the
6 urban mass transportation administration of the United States depart-
7 ment of transportation, pursuant to the provisions of the federal Urban
8 Mass Transportation Act of 1964, as amended, which requires unifica-
9 tion or official coordination of local mass transportation services on an
10 area-wide basis as a condition of such assistance.

1 SEC. 2. NEW SECTION. Any two or more public agencies, as de-
2 fined in section twenty-eight E point two (28E.2) of the Code, may
3 enter into an agreement pursuant to the provisions of chapter twenty-
4 eight E (28E) of the Code to jointly and cooperatively create a sepa-
5 rate public agency for the purpose of establishing or acquiring any
6 urban mass transit system and to provide for its equipment, enlarge-
7 ment, extension, improvement, maintenance, and operation under the
8 terms of, and subject to, any conditions of such federal assistance. The
9 agreement shall be entered into by the governing body of each partici-
10 pating public agency and may be entered into and implemented without
11 an election.

1 SEC. 3. NEW SECTION. The public agencies creating an urban
2 mass transit system by an agreement under chapter twenty-eight E
3 (28E) of the Code may jointly exercise through a public agency all
4 rights, powers, privileges and immunities granted to municipal corpo-
5 rations, except that a public agency shall not have authority to incur
6 bonded indebtedness. All exemptions from taxation and exceptions
7 from regulation pertaining to the ownership or operation of transit
8 systems by municipal corporations under chapter three hundred
9 eighty-six B (386B)* of the Code shall extend to transit systems cre-
10 ated pursuant to this Act.

1 SEC. 4. NEW SECTION. Upon agreement, the head of the govern-
2 ing body of each public agency which is a party to the agreement shall
3 appoint trustees, pursuant to the provisions of section three hundred
4 eighty-six B point six (386B.6)* of the Code. The number of trustees
5 appointed shall be determined by the agreement. All trustees ap-
6 pointed and qualified shall constitute a joint board of trustees which
7 shall jointly have all the powers, privileges, and immunities prescribed
8 for transit trustees under chapter three hundred eighty-six B (386B)*
9 of the Code and shall jointly carry out those functions and responsi-
10 bilities. However, the authority may be restricted by the terms of the
11 agreement, which in addition to the other requirements contained in
12 chapter twenty-eight E (28E) of the Code may contain such provision

*See 64-1088-9, 199.

13 as may be deemed necessary to give recognition to differentials in
 14 population and public function of the participating public agencies,
 15 and provide for a quorum appropriate to the total membership.

1 SEC. 5. NEW SECTION. The agreement may be amended from time
 2 to time as the parties may agree and may provide for subsequent in-
 3 clusion of other public agencies upon terms which are equitable to
 4 existing parties.

1 SEC. 6. NEW SECTION. A joint board created pursuant to this
 2 Act shall be known and referred to as the joint board of transit trustees
 3 of metropolitan transit authority (inserting in the blank
 4 provided the name chosen for the separate entity).

1 SEC. 7. This Act, being deemed of immediate importance, shall take
 2 effect and be in force from and after its publication in the Council
 3 Bluffs Nonpareil, a newspaper published in Council Bluffs, Iowa, and
 4 in The Des Moines Register, a newspaper published in Des Moines,
 5 Iowa.

Approved May 23, 1973.

I hereby certify that the foregoing Act, Senate File 448, was published in the Council Bluffs Nonpareil, Council Bluffs, Iowa, May 25, 1973, and in The Des Moines Register, Des Moines, Iowa, May 24, 1973.

MELVIN D. SYNHORST, *Secretary of State.*

CHAPTER 133

VETERANS DAY

H. F. 27

AN ACT changing the observance date of Veterans'* Day.

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

1 SECTION 1. Section thirty-one point seven (31.7), Code 1973, is
 2 amended to read as follows:

3 31.7 Veterans'* Day. The governor is hereby authorized and
 4 requested to issue annually a proclamation designating the ~~fourth~~
 5 ~~Monday in October~~ *eleventh day of November* as Veterans'* Day and
 6 calling upon the people of Iowa to observe it as a legal holiday in honor
 7 of those who have been members of the armed forces of the United
 8 States, and urging state officials to display the American flag on all
 9 state and school buildings and the people of the state to display the
 10 flag at their homes, lodges, churches and places of business; that busi-
 11 ness activities be held to the necessary minimum; and that appropriate
 12 services and exercises be had expressive of the public sentiments befit-
 13 ting the occasion.

1 SEC. 2. Section thirty-three point one (33.1), subsection seven (7),
 2 Code 1973, is amended to read as follows:

3 7. Veterans'* Day, the ~~fourth Monday in October~~ *November 11*.

Approved April 18, 1973.

*According to enrolled Act.