

filed with the district or the political subdivision, the commissioners may proceed on their own complaint. The soil conservation district commissioners may issue an administrative order as provided in that section to the person conducting the land disturbing activity.

Sec. 3. The soil conservation districts shall adopt rules to implement section 1 of this Act by October 1, 1981. The requirements of having an affidavit on file with the district provided in section 1 of this Act shall not apply in a district until that district has adopted the rules implementing section 1 of this Act.

Sec. 4. This Act, being deemed of immediate importance, takes effect from and after its publication in The Fairfield Ledger, Inc., a newspaper published in Fairfield, Iowa, and in the Oskaloosa Daily Herald, a newspaper published in Oskaloosa, Iowa.

Approved March 31, 1981

I hereby certify that the foregoing Act, Senate File 262, was published in The Fairfield Ledger, Inc., Fairfield, Iowa on April 10, 1981 and in the Oskaloosa Daily Herald, Oskaloosa, Iowa on April 10, 1981.

MARY JANE ODELL, *Secretary of State*

CHAPTER 155
CONSERVANCY DISTRICT WARDS
H. F. 466

AN ACT relating to the creation of conservancy district wards.

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

Section 1. Section 467D.5, subsection 1, Code 1981, is amended to read as follows:

1. The state soil conservation committee acting in its capacity as a conservancy district board may propose division of a conservancy district, currently being governed by the state soil conservation committee under subsection 1 of section 467D.4, into not less than five nor more than nine wards. Ward boundaries shall coincide with county boundaries, except that each ward shall lie entirely within the conservancy district of which it is a part. Each ward shall be composed of contiguous territory and shall be drawn with equality of population as an objective, insofar as that objective can reasonably be implemented while meeting the other requirements of this subsection. The division of a conservancy district into wards shall not become effective until it is approved by the soil conservation districts located entirely or partially within the conservancy district casting a majority of the total votes of the soil conservation districts in the conservancy district. For the purpose of this subsection each soil conservation district that is entirely within the conservancy district shall

cast one vote and each soil conservation district that is partially within the conservancy district shall cast a fractional vote that is equal to the percentage of the soil conservation district's area that is in the conservancy district.

Sec. 2. Section 1 of this Act applies to all divisions of conservancy districts into wards occurring after the effective date of this Act.

Approved May 19, 1981

CHAPTER 156
PUBLIC UTILITY REGULATION
H. F. 771

AN ACT relating to the regulation of public utilities and making an appropriation to the Iowa state commerce commission.

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

Section 1. Chapter 476, Code 1981, is amended by adding the following new section:

NEW SECTION. CONTINUING AUDIT OF OPERATIONS. The commission shall adopt not later than July 1, 1983, rules and policies to implement a program for the continuous review of operations of rate-regulated public utilities with respect to all matters that affect rates or charges for utility service.

Sec. 2. Chapter 476, Code 1981, is amended by adding the following new section:

NEW SECTION. REVIEW OF ANNUAL REPORTS. The commission shall review annual reports submitted by rate-regulated public utilities. The commission shall commence rate-review proceedings under this chapter if an annual report indicates that the earnings of the public utility are excessive.

Sec. 3. Chapter 476, Code 1981, is amended by adding the following new section:

NEW SECTION. RULES GOVERNING HEARINGS.

1. The commission shall adopt rules pursuant to chapter 17A to provide for the completion of proceedings under section 476.3 within one hundred eighty days after the date of the filing of a complaint under section 476.3, unnumbered paragraph 2,* and to provide for the completion of proceedings under section 476.6 within ten months after the date of filing of the new or changed rates, charges, schedules or regulations under that section. These rules shall include reasonable time limitations for the submission or completion of comments and testimony, and exhibits, briefs and hearings, and may provide for the granting of additional time upon the request of a party to the proceeding or commission staff for good cause shown.

2. Additional time granted to a party or to commission staff under subsection 1 shall not extend the amount of time for which a utility is

*According to enrolled Act, but see section 5