

CHAPTER 19

LAWS RELATING TO PUBLIC EMPLOYEES AFFIRMED AND REENACTED

S.F. 268

AN ACT relating to the affirmation and reenactment of certain provisions of law concerning public employees, including provisions relating to state employee discipline and grievances, the public employment relations board, reprisals against state employees, and the public employees' retirement system, and providing an effective date.

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

Section 1. It is the finding of the general assembly that certain recent court cases have raised questions in regard to the proper enactment of certain provisions contained in Code editor's bills. It is the intent of the general assembly to resolve any doubt as to the validity of provisions enacted in the Code editor's bills of prior years. It is the position of the general assembly that all of the following provisions contained in Code editor's bills and all other provisions of the Code editor's bills were properly enacted in the Code editor's bills. Passage of an Act by the general assembly necessarily includes a finding by the general assembly, that the Act embraced but one subject, and matters properly connected therewith; and that the subject is properly expressed in the title.

Sec. 2. Section 19A.14, Code 1987, is affirmed and reenacted in accordance with the amendment to section 19A.14, Code 1985, enacted by 1986 Iowa Acts, chapter 1238, section 38, and including any other 1986 amendments and editorial changes.

Sec. 3. Section 20.1, Code 1987, is affirmed and reenacted in accordance with the amendment to section 20.1, Code 1985, enacted by 1986 Iowa Acts, chapter 1238, section 39, and including any other 1986 amendments and editorial changes.

Sec. 4. Section 79.28, Code 1987, is affirmed and reenacted in accordance with the enactment of section 79.28, in 1984 Iowa Acts, chapter 1219, section 4, and including any subsequent amendments and editorial changes.

Sec. 5. Section 97B.46, Code 1987, is affirmed and reenacted in accordance with the amendment enacted by 1980 Iowa Acts, chapter 1012, section 76, amending 1979 Iowa Acts, chapter 35, section 4, and including any subsequent amendments and editorial changes.

Sec. 6. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved April 17, 1987

CHAPTER 20

PUBLICATION PRICES

S.F. 137

AN ACT relating to the pricing of the Code of Iowa and related publications.

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

Section 1. Section 17.22, Code 1987, is amended to read as follows:
17.22 PRICE.

The publications listed in this section shall be sold at a price to be established by ~~dividing~~ the total cost of the legislative council. In determining these prices, the legislative council shall

consider the costs of printing, binding, distribution, and paper stock by the total number printed of each edition, and increasing the figure obtained by an amount, which represents all or any portion of compilation and editing labor costs; to be determined by the legislative council in consultation with the state printer. The legislative council shall also consider the number of volumes to be printed, sold, and distributed in the determination of these prices.

Approved April 17, 1987

CHAPTER 21

GAS UTILITY REGULATION

S.F. 209

AN ACT exempting gas public utilities having less than two thousand customers from the rate regulation authority of the utilities board and defining the areas in which such utilities remain subject to regulation and providing an effective date.

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

Section 1. **NEW SECTION.** 476.1C APPLICABILITY OF AUTHORITY — CERTAIN GAS UTILITIES.

1. Gas public utilities having less than two thousand customers are not subject to the regulation authority of the utilities board under this chapter unless otherwise specifically provided. Sections 476.10, 476.20, 476.21, and 476.51 apply to such gas utilities.

Gas public utilities having less than two thousand customers shall keep books, accounts, papers and records accurately and faithfully in the manner and form prescribed by the board. The board may inspect the accounts of the utility at any time.

A gas public utility having less than two thousand customers may make effective a new or changed rate, charge, schedule, or regulation after giving written notice of the proposed new or changed rate, charge, schedule, or regulation to all affected customers served by the public utility. The notice shall inform the customers of their right to petition for a review of the proposal to the utilities board within sixty days after notice is served if the petition contains the signatures of at least one hundred of the gas utility's customers. The notice shall state the address of the utilities board. The new or changed rate, charge, schedule, or regulation takes effect sixty days after such valid notice is served unless a petition for review of the new or changed rate, charge, schedule, or regulation signed by at least one hundred of the gas utility's customers is filed with the board prior to the expiration of the sixty-day period.

If such a valid petition is filed with the board within the sixty-day period, any new or changed rate, charge, schedule, or regulation shall take effect, under bond or corporate undertaking, subject to refund of all amounts collected in excess of those amounts which would have been collected under the rates or charges finally approved by the board. The board shall within five months of the date of filing make a determination of just and reasonable rates based on a review of the proposal, applying established regulatory principles. The board may call upon the gas public utility and its customers to furnish factual evidence in support of or opposition to the new or changed rate, charge, schedule, or regulation. If the gas public utility disputes the finding, the utility may within twenty days file for further review, and the board shall docket the case as a formal proceeding under section 476.6, subsection 7, and set the case for hearing. The gas public utility shall submit factual evidence and written argument in support of the filing.

A gas public utility having less than two thousand customers shall not make effective a new or changed rate, charge, schedule, or regulation which relates to services for which a rate change is pending within twelve months following the date the petition to review the prior proposed