

FEB 28 2003  
LOCAL GOVERNMENT

HOUSE FILE 354  
BY WINCKLER, HUTTER, LYKAM,  
and J. R. VAN FOSSEN

(COMPANION TO LSB  
1795SS BY TINSMAN)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

A BILL FOR

1 An Act modifying the requirements for cities and counties to  
2 enter into certain leases.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 354

1 Section 1. Section 346.27, Code 2003, is amended by adding  
2 the following new subsection:

3 NEW SUBSECTION. 26. Any incorporating unit may enter into  
4 a lease with an authority that the authority and the  
5 incorporating unit determine is necessary and convenient to  
6 effectuate their purposes and the purposes of this section.  
7 The power to enter into leases under this section is in  
8 addition to other powers granted to cities and counties to  
9 enter into leases and the provisions of section 364.4,  
10 subsection 4, and section 331.301, subsection 10, are not  
11 applicable to leases entered into under this section.

12 EXPLANATION

13 This bill provides that a city or county may enter into a  
14 lease with a joint city-county authority when the city or  
15 county and the authority determine that such a lease is  
16 necessary and convenient to effectuate their purposes and the  
17 purposes of Code section 346.27.

18 The bill also provides that the power to enter into leases  
19 under this Code section is in addition to other powers granted  
20 to cities and counties to enter into leases and the provisions  
21 of Code section 364.4, subsection 4, and Code section 331.301,  
22 subsection 10, which require a city or county entering into a  
23 lease to follow the authorization procedure which requires an  
24 affirmative vote of 60 percent of the votes cast on the  
25 question, are not applicable and instead only a majority vote  
26 is required for authorization of leases entered into under  
27 this Code section.

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