

FILED MAR 07 1989

SENATE FILE 366

Substituted for HF-576 BY COMMITTEE ON LOCAL GOVERNMENT

(SUCCESSOR TO SSB 266)

Passed Senate, Date 3-17-89 (p. 851) Passed House, Date 4-7-89 (p. 1315)
Vote: Ayes 41 Nays 1 Vote: Ayes 89 Nays 0

Approved May 30 1989

Repassed Senate 5-3-89 (p. 1862) Repassed House 5-3-89 (p. 2344)
Ayes 50 Nays 0 A BILL FOR Ayes 94 Nays 0

1 An Act authorizing a city to seek a judgment against a property
2 owner for improvements made to the property.

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

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SENATE FILE 366

H-3509

1 Amend Senate File 366, as passed by the Senate, as
2 follows:
3 1. Page 1, line 6, by inserting after the word
4 "owner." the following: "However, a city shall not
5 seek reimbursement for costs incurred in performing an
6 act if the same act has not been performed by the city
7 on adjoining city-owned property."

By CONNORS of Polk

H-3509 FILED MARCH 21, 1989
Adopted 4-7-89 (p. 1314)

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TL5B 2352SV 73

tj/jw/5

1 Section 1. Section 364.12, Code 1989, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 4. In addition to any other remedy
4 provided by law, a city may also seek reimbursement for costs
5 incurred in performing any act authorized by this section by a
6 civil action for damages against a property owner.

304,
3509

7 EXPLANATION

8 This bill provides a city with an option for collecting the
9 costs incurred for activities such as snow removal from side-
10 walks, weed cutting, building demolition, and connection to
11 public utilities. A municipality may sue the property owner
12 and obtain a money judgment for the costs incurred.

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HOUSE AMENDMENT TO
SENATE FILE 366

S-3604

1 Amend Senate File 366, as passed by the Senate, as
2 follows:

3 1. Page 1, line 6, by inserting after the word
4 "owner." the following: "However, a city shall not
5 seek reimbursement for costs incurred in performing an
6 act if the same act has not been performed by the city
7 on adjoining city-owned property."

RECEIVED FROM THE HOUSE

S-3604 FILED APRIL 10, 1989

Senate Concurred 5-3-89 (p. 1862)

SENATE FILE 366

S-3645

1 Amend the House amendment, S-3604, to Senate File
2 366, as passed by the Senate, as follows:

3 1. Page 1, line 7, by inserting after the word
4 "property." the following: "For the purposes of this
5 subsection, a county acquiring property for delinquent
6 taxes shall not be considered a property owner."

By WILLIAM PALMER

S-3645 FILED APRIL 11, 1989

adopted 5-3-89 (p. 1862)

SENATE AMENDMENT TO HOUSE AMENDMENT TO SENATE FILE 366
H-4393

1 Amend the House amendment, S-3604, to Senate File
2 366, as passed by the Senate, as follows:

3 1. Page 1, line 7, by inserting after the word
4 "property." the following: "For the purposes of this
5 subsection, a county acquiring property for delinquent
6 taxes shall not be considered a property owner."

RECEIVED FROM THE SENATE

H-4393 FILED MAY 3, 1989

House Concurred 5389 (p.2394)

MURPHY, CH.
SZYMONIAK
GOODWIN

SSB 266
LOCAL GOVERNMENT

SENATE FILE 366
BY (PROPOSED COMMITTEE ON
LOCAL GOVERNMENT BILL)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act authorizing a city to seek a judgment against a property
2 owner for improvements made to the property.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 364.12, Code 1989, is amended by adding
2 the following new subsection:

3 NEW SUBSECTION. 4. A city may seek reimbursement for
4 costs incurred in performing any act authorized by this
5 section by a civil action for damages against a property
6 owner.

7 EXPLANATION

8 This bill provides a city with an option for collecting the
9 costs incurred for activities such as snow removal from side-
10 walks, weed cutting, building demolition, and connection to
11 public utilities. A municipality may sue the property owner
12 and obtain a money judgment for the costs incurred.

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of this subsection, a county acquiring property for delinquent taxes shall not be considered a property owner.

SENATE FILE 366

AN ACT

AUTHORIZING A CITY TO SEEK A JUDGMENT AGAINST A PROPERTY OWNER FOR IMPROVEMENTS MADE TO THE PROPERTY.

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

Section 1. Section 364.12, Code 1989, is amended by adding the following new subsection:

NEW SUBSECTION. 4. In addition to any other remedy provided by law, a city may also seek reimbursement for costs incurred in performing any act authorized by this section by a civil action for damages against a property owner. However, a city shall not seek reimbursement for costs incurred in performing an act if the same act has not been performed by the city on adjoining city-owned property. For the purposes

JO ANN ZIMMERMAN
President of the Senate

DONALD D. AVENSON
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 366, Seventy-third General Assembly.

Approved *May 30* _____, 1989

JOHN F. DWYER
Secretary of the Senate

TERRY E. BRANSTAD
Governor