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Local Gov

SENATE FILE
BY LIND

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

A BILL FOR

1 An Act providing for the consolidation of counties and providing
2 effective dates.

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

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SF 405

1 Section 1. Section 312.2, subsection 8, Code 1989, is
2 amended to read as follows:

3 8. The treasurer of state, before making any allotments to
4 counties under this section, shall reduce the allotment to a
5 county for the secondary road fund by the amount by which the
6 total funds that the county transferred or provided during the
7 prior fiscal year under section 331.429, subsection 1,
8 paragraphs "a", "b", "d", and "e", are less than seventy-five
9 percent of the maximum funds that the county could have
10 transferred in the prior fiscal year under section 331.429,
11 subsection 1, paragraphs "a" and "b". Funds remaining in the
12 secondary road fund of the counties due to a reduction of
13 allocations to counties for failure to maintain a minimum
14 local tax effort shall be reallocated to counties that are not
15 reduced under this subsection pursuant to the allocation
16 provisions of section 312.3, subsection 1, based upon the
17 needs and area of the county counties. Information necessary
18 to make allocations under this subsection shall be provided by
19 the state department of transportation or the director of the
20 department of management upon request by the treasurer of
21 state. Effective July 1, 1995, for purposes of this
22 subsection, "county" means a consolidated county as defined in
23 section 331.101, and only a consolidated county is eligible
24 for an allotment under this subsection.

25 Sec. 2. Section 312.3, subsection 1, unnumbered paragraph
26 2, Code 1989, is amended by striking the unnumbered paragraph
27 and inserting in lieu thereof the following:

28 For the purposes of this subsection, effective July 1,
29 1995, "county" means a consolidated county as defined in
30 section 331.101, and only a consolidated county is eligible
31 for an apportionment under this subsection.

32 Sec. 3. Section 331.101, Code 1989, is amended by adding
33 the following new subsection:

34 NEW SUBSECTION. 18. "Consolidated county" means three or
35 more contiguous counties combined into one governmental unit

1 as provided in this chapter.

2 Sec. 4. Section 331.253, subsection 1, Code 1989, is
3 amended to read as follows:

4 1. Consolidation may be placed on the ballot only by a
5 joint report by three or more contiguous counties.

6 Sec. 3. Section 331.255, Code 1989, is amended by adding
7 the following new unnumbered paragraph:

8 NEW UNNUMBERED PARAGRAPH. The ballot form may be changed
9 to accommodate the proposed consolidation of three or more
10 counties.

11 Sec. 6. Section 405A.4, Code 1989, is amended by adding
12 the following new subsection:

13 NEW SUBSECTION. 3. Effective July 1, 1993, "county" means
14 a consolidated county as defined in section 331.101, and only
15 a consolidated county is eligible for an allocation under this
16 section.

17 Sec. 7. Section 425.1, Code 1989, is amended by adding the
18 following new subsection:

19 NEW SUBSECTION. 7. For the purposes of subsections 3 and
20 4, effective July 1, 1993, "county" means a consolidated
21 county as defined in section 331.101 and only the county
22 treasurer of a consolidated county shall receive payment for
23 homestead credit claims paid as provided in this section.

24 Sec. 8. Section 426.7, Code 1989, is amended by adding the
25 following new unnumbered paragraph:

26 NEW UNNUMBERED PARAGRAPH. For the purpose of this section,
27 effective July 1, 1995, a "county" means a consolidated county
28 as defined in section 331.101, and only the county treasurer
29 of a consolidated county shall receive payments for
30 agricultural land credits payable under this section.

31 Sec. 9. Section 426A.4, Code 1989, is amended by adding
32 the following new unnumbered paragraph:

33 NEW UNNUMBERED PARAGRAPH. For the purpose of this section,
34 effective July 1, 1993, a "county" means a consolidated county
35 as defined in section 331.101, and only the county treasurer

1 of a consolidated county shall receive payment for military
2 service tax credits under this section.

3 EXPLANATION

4 This bill provides for consolidation of three or more
5 contiguous counties into one county governmental unit. To
6 provide for the consolidation, three or more contiguous
7 counties may use the reorganization procedures provided for in
8 sections 331.231 through 331.238.

9 Effective July 1, 1993, only consolidated counties are
10 eligible to receive county assistance funds under section
11 405A.4, homestead credit payments pursuant to chapter 425, and
12 payment for military service tax credits pursuant to chapter
13 426A.

14 Effective July 1, 1995, only consolidated counties are
15 eligible for road use tax fund apportionments under chapter
16 312 and agricultural land tax credit payments under chapter
17 426.

18 This bill imposes a state mandate pursuant to chapter 25B.

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