

SENATE FILE 308
BY KREIMAN

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

A BILL FOR

1 An Act relating to the utilities board, including board
2 revocation of franchises for the construction or operation of
3 electric transmission lines and the terms of service of
4 members of the board.

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

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SF 308
COMMERCE

1 Section 1. Section 474.1, unnumbered paragraph 1, Code
2 2005, is amended to read as follows:

3 A utilities division is created within the department of
4 commerce. The policymaking body for the division is the
5 utilities board which is created within the division. The
6 board is composed of three members appointed by the governor
7 and subject to confirmation by the senate, not more than two
8 of whom shall be from the same political party. Each member
9 appointed shall serve for ~~six-year~~ eight-year staggered terms
10 beginning and ending as provided by section 69.19. Vacancies
11 shall be filled for the unexpired portion of the term in the
12 same manner as full-term appointments are made.

13 Sec. 2. Section 478.21, Code 2005, is amended to read as
14 follows:

15 478.21 NONUSE--- REVOCATION OF FRANCHISE -- EXTENSIONS OF
16 TIME.

17 1. a. If the improvement for which a franchise is granted
18 is not constructed in whole or in part within two years from
19 the date the franchise is granted, or within two years after
20 final unappealable disposition of judicial review of a
21 franchise order or of condemnation proceedings, the franchise
22 shall be forfeited and the utilities board which granted the
23 franchise shall revoke the franchise and make a record of the
24 revocation, unless the person holding the franchise petitions
25 the board for an extension of time.

26 2- b. Upon a showing of sufficient justification for the
27 delay of construction, the board may grant one or more
28 extensions of time for periods up to two years for each
29 extension.

30 2. The board may revoke a franchise granted pursuant to
31 this chapter for good cause.

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EXPLANATION

33 This bill provides that the utilities board of the
34 department of commerce may revoke a franchise granted pursuant
35 to Code chapter 478 for the construction, maintenance, or

1 operation of electric transmission lines for good cause. The
2 bill also increases the term of service for a member of the
3 utilities board from six years to eight years.

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