

**199—32.10(388) Approval of appraiser for municipal utilities.** Pursuant to Iowa Code section 388.2A(2) “a”(1), in order to dispose of a city utility by sale, the governing body of a city utility shall determine the fair market value of the utility system that is being considered for sale after obtaining two appraisals from independent appraisers, one of which is to be obtained from an independent appraiser approved by the board. The appraisals must be conducted in conformance with the uniform standards of professional appraisal practice or substantially similar standards. The procedures for requesting board approval of an appraiser are as follows:

**32.10(1) Making a request.** To request board approval of an appraiser to appraise a city utility, the governing body of the city utility shall file a request in the board’s electronic filing system. The request shall contain the following information:

- a. The name of the city and of the utility;
- b. The type of utility service provided by the utility;
- c. The total number of customers served by the utility and the number of customers served by class, if applicable;
- d. A general description of the assets owned by the utility, including any equipment, buildings, or other facilities used in providing the utility service; and
- e. The name and contact information for the city or utility.

**32.10(2) Consideration of request.** When a request for approval of an appraiser is received by the board, board staff shall review the request and provide the board with a recommendation or a list of appraisers for the board to consider approving. The board may delegate approval authority to the board chair.

**32.10(3) Notice of approved appraiser.** Within 30 calendar days following the city’s or city utility’s filing to request board approval of an appraiser, the board shall notify the city and governing body of the city utility of an approved appraiser. If the city and governing body of the city utility are unable to agree to terms with an approved appraiser, the city and governing body of the city utility may file a letter with the board requesting approval of another appraiser. In support of the request for another appraiser, the city and governing body of the city utility shall identify the reasons why they are requesting the board to approve another appraiser.

This rule is intended to implement Iowa Code section 388.2A(2) “a”(1).  
[ARC 4465C, IAB 5/22/19, effective 6/26/19]