

House Amendment 1333

Amendment Text

PAG LIN

1 1 Amend [House File 112](#) as follows:
1 2 #1. Page 1, by inserting after line 6 the
1 3 following:
1 4 "Sec. _____. Section [368.11](#), unnumbered paragraph 4,
1 5 Code 1999, is amended to read as follows:
1 6 At least

~~ten~~

- ~~thirty~~ days before a petition for
1 7 involuntary annexation is filed as provided in this
1 8 section, the petitioner shall make its intention known
1 9 by sending a letter of intent by certified mail to the
1 10 council of each city whose urbanized area contains a
1 11 portion of the territory, the board of supervisors of
1 12 each county which contains a portion of the territory,
1 13 the regional planning authority of the territory
1 14 involved, each affected public utility, and to each
1 15 property owner listed in the petition. The written
1 16 notification shall include notice that the petitioners
1 17 shall hold a public meeting on the petition for
1 18 involuntary annexation prior to the filing of the
1 19 petition.
1 20 Sec. _____. Section [368.11](#), Code 1999, is amended by
1 21 adding the following new unnumbered paragraph after
1 22 unnumbered paragraph 5:
1 23 NEW UNNUMBERED PARAGRAPH. In any case where the
1 24 board of supervisors of the county in which the
1 25 territory is located is not the petitioner, the board
1 26 must, upon receipt of the letter of intent to annex,
1 27 call a public meeting on the proposed petition. The
1 28 public meeting shall be held within ten days of
1 29 receipt of such letter and shall be conducted by the
1 30 board of supervisors. Prior to the meeting, the board
1 31 shall publish notice of the meeting in a newspaper of
1 32 general circulation in the county.
1 33 Sec. _____. Section [368.19](#), unnumbered paragraph 1,
1 34 Code 1999, is amended to read as follows:
1 35 The committee shall approve or disapprove the
1 36 petition or plan as amended, within ninety days of the
1 37 final hearing, and shall file its decision for record
1 38 and promptly notify the parties to the proceeding of
1 39 its decision. The petition or plan must also be
1 40 approved or disapproved by the board of supervisors of
1 41 the county in which the territory is located within
1 42 thirty days of a final determination on the petition
1 43 or plan by the city development board. In making its
1 44 decision, the board of supervisors shall determine
1 45 whether or not the annexation proposal conforms to the
1 46 land use comprehensive plans of the county and of any
1 47 cities located near the territory proposed to be
1 48 annexed.
1 49 PARAGRAPH DIVIDED. If a petition or plan is
1 50 approved by the city development board and the board
2 1 of supervisors, the city development board shall set a
2 2 date not less than thirty days nor more than ninety
2 3 days after approval for a special election on the
2 4 proposal and the county commissioner of elections

2 5 shall conduct the election. In a case of
2 6 incorporation or discontinuance, registered voters of
2 7 the territory or city may vote, and the proposal is
2 8 authorized if a majority of those voting approves it.
2 9 In a case of annexation or severance, registered
2 10 voters of the territory and of the city may vote, and
2 11 the proposal is authorized if a majority of the total
2 12 number of persons voting approves it. In a case of
2 13 consolidation, registered voters of each city to be
2 14 consolidated may vote, and the proposal is authorized
2 15 only if it receives a favorable majority vote in each
2 16 city. The county commissioner of elections shall
2 17 publish notice of the election as provided in section
2 18 49.53 and shall conduct the election in the same
2 19 manner as other special city elections."

2 20 #2. Title page, line 2, by inserting after the
2 21 word "territory" the following: ", to public meeting
2 22 requirements for involuntary annexations, to county
2 23 approval of annexation petitions and plans,".

2 24 #3. By renumbering as necessary.

2 25

2 26

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2 28 RICHARDSON of Warren

2 29 HF 112.302 78

2 30 sc/cf