

# House Amendment 1398

PAG LIN

1 1 Amend House File 777 as follows:  
1 2 #1. Page 1, by inserting before line 1 the  
1 3 following:  
1 4 <Section 1. Section 6B.14, subsection 2, Code  
1 5 2009, is amended to read as follows:  
1 6 2. Prior to the meeting of the commission, the  
1 7 commission or a commissioner shall not communicate  
1 8 with the applicant, property owner, or tenant, or  
1 9 their agents, regarding the condemnation proceedings.  
1 10 The commissioners shall meet in open session to view  
1 11 the property and to receive evidence, ~~but may and~~  
1 12 ~~shall deliberate and vote in closed~~ open session.  
1 13 ~~When deliberating in closed session, the meeting is~~  
1 14 ~~closed to all persons who are not commissioners except~~  
1 15 ~~for personnel from the sheriff's office if such~~  
1 16 ~~personnel is requested by the commission. After~~  
1 17 ~~deliberations commence, the commission and each~~  
1 18 ~~commissioner is prohibited from communicating with any~~  
1 19 ~~party to the proceeding unless such communication~~  
1 20 ~~occurs in the presence of or with the consent of the~~  
1 21 ~~property owner and the other parties who appeared~~  
1 22 ~~before the commission or their agents. However, if~~  
1 23 ~~the commission is deliberating in closed session, and~~  
1 24 ~~after deliberations commence the commission requires~~  
1 25 ~~further information from a party or a witness, the~~  
1 26 ~~commission shall notify the property owner and the~~  
1 27 ~~acquiring agency that they are allowed to attend the~~  
1 28 ~~meeting at which such additional information shall be~~  
1 29 ~~provided but only for that period of time during which~~  
1 30 ~~the additional information is being provided. The~~  
1 31 ~~property owner and the acquiring agency shall be given~~  
1 32 ~~a reasonable opportunity to attend the meeting. The~~  
1 33 ~~commission shall keep minutes of all its meetings~~  
1 34 ~~showing the date, time, and place, the members~~  
1 35 ~~present, and the action taken at each meeting. The~~  
1 36 ~~minutes shall show the results of each vote taken and~~  
1 37 ~~information sufficient to indicate the vote of each~~  
1 38 ~~member present. The vote of each member present shall~~  
1 39 ~~be made public at the open session. The minutes shall~~  
1 40 ~~be public records open to public inspection.>~~  
1 41 #2. Page 5, by inserting after line 15 the  
1 42 following:  
1 43 <Sec. \_\_\_\_\_. NEW SECTION. 21.12 CONDEMNATION  
1 44 PROCEEDINGS == DELIBERATIONS.  
1 45 Compensation commissioners shall meet, deliberate,  
1 46 and vote in open session when condemning private land  
1 47 through the process established in chapter 6B pursuant  
1 48 to section 6B.14, subsection 2.>  
1 49 #3. By renumbering as necessary.  
1 50  
2 1  
2 2  
2 3 \_\_\_\_\_  
2 4 KAUFMANN of Cedar  
2 5  
2 6 \_\_\_\_\_  
2 7 GRASSLEY of Butler  
2 8  
2 9  
2 10 \_\_\_\_\_  
2 11 TYMESON of Madison  
2 12 HF 777.501 83  
2 13 rh/rj/23324