

House File 454

H-1238

1 Amend House File 454 as follows:

2 1. Page 1, after line 18 by inserting:

3 <Sec. _____. Section 384.84, subsection 4, paragraph

4 d, Code 2011, is amended to read as follows:

5 d. Residential rental property where a charge for
6 water service is separately metered and paid directly
7 to the city utility or enterprise by the tenant is
8 exempt from a lien for delinquent rates or charges
9 associated with such water service if the landlord
10 gives written notice to the city utility or enterprise
11 that the property is residential rental property and
12 that the tenant is liable for the rates or charges.
13 A city utility or enterprise may require a deposit
14 not exceeding the usual cost of ninety days of water
15 service to be paid to the utility or enterprise. Upon
16 receipt, the utility or enterprise shall acknowledge
17 the notice and deposit. A written notice shall contain
18 ~~the name of the tenant responsible for charges,~~ address
19 of the residential rental property that the tenant is
20 to occupy, and the date that the occupancy begins. A
21 ~~change in tenant shall require a new written notice~~
22 ~~to be given to the city utility or enterprise within~~
23 ~~thirty business days of the change in tenant.~~ When
24 the tenant moves from the rental property, the city
25 utility or enterprise shall return the deposit if the
26 water service charges are paid in full. A change in
27 the ownership of the residential rental property shall
28 require written notice of such change to be given to
29 the city utility or enterprise within ten business days
30 of the completion of the change of ownership. The lien
31 exemption for rental property does not apply to charges
32 for repairs to a water service if the repair charges
33 become delinquent.>

34 2. Page 1, after line 18 by inserting:

35 <Sec. _____. Section 384.84, subsection 4, Code 2011,
36 is amended by adding the following new paragraph:

37 NEW PARAGRAPH. e. Residential rental property
38 where a charge for any of the services of sewer
39 systems, storm water drainage systems, sewage
40 treatment, solid waste collection, and solid waste
41 disposal is paid directly to the city utility or
42 enterprise by the tenant is exempt from a lien for
43 delinquent rates or charges associated with such
44 services if the landlord gives written notice to
45 the city utility or enterprise that the property
46 is residential rental property and that the tenant
47 is liable for the rates or charges. A city utility
48 or enterprise may require a deposit not exceeding
49 the usual cost of ninety days of the services of
50 sewer systems, storm water drainage systems, sewage

1 treatment, solid waste collection, and solid waste
2 disposal to be paid to the utility or enterprise. Upon
3 receipt, the utility or enterprise shall acknowledge
4 the notice and deposit. A written notice shall
5 contain the address of the residential rental property
6 that the tenant is to occupy and the date that the
7 occupancy begins. When the tenant moves from the
8 rental property, the city utility or enterprise shall
9 return the deposit if the charges for the services of
10 sewer systems, storm water drainage systems, sewage
11 treatment, solid waste collection, and solid waste
12 disposal are paid in full. A change in the ownership
13 of the residential rental property shall require
14 written notice of such change to be given to the city
15 utility or enterprise within ten business days of
16 the completion of the change of ownership. The lien
17 exemption for rental property does not apply to charges
18 for repairs related to a service of sewer systems,
19 storm water drainage systems, sewage treatment, solid
20 waste collection, and solid waste disposal if the
21 repair charges become delinquent.>

22 3. Title page, line 1, before <permitting> by
23 inserting <relating to certain city utilities, city
24 enterprises, and cities regarding notice requirements
25 and>

26 4. By renumbering as necessary.

KAUFMANN of Cedar

GASKILL of Wapello