

February 23, 1967
Passed on File
Public Health and Welfare 2-27, Pass 3-2

Senate File 335
By KOSEK, RILEY and ELY

Passed Senate, Date 6-2-67 Passed House, Date 6-12-67
Vote: Ayes 43 Nays 5 Vote: Ayes 56 Nays 40
Approved June 26, 1967

*Motion to reconsider filed 6-12
" " prevailed 6-12
Passed House 6-12
74-36*

A BILL FOR

An Act authorizing certain counties to acquire by purchase, lease or construction and to reconstruct, complete, equip, improve, repair, remodel, operate, control, maintain and manage health centers and additions thereto, to acquire and improve property therefor, to levy taxes for the maintenance and operation thereof, to borrow money and issue bonds and to refund bonds and to levy taxes to pay bonds and interest thereon.

Be It Enacted by the General Assembly of the State of Iowa:

- 1 Section 1. When used in this Act, unless the context
- 2 otherwise requires:
- 3 1. "Board" means the board of supervisors of the county.
- 4 2. "Health center" means a building or buildings, to-
- 5 gether with necessary equipment, furnishings, facilities,
- 6 accessories and appurtenances and the site or sites therefor,
- 7 designed to provide for health, welfare and social needs in-
- 8 cluding, without limiting the generality of the foregoing,
- 9 facilities for administration, infirmaries, clinics, nursing,
- 10 long range custodial and extended care programs, prevention,
- 11 treatment and rehabilitation in all areas of physical or
- 12 mental health, and social services, as well as facilities for
- 13 other public corporations, public agencies and private non-
- 14 profit agencies which provide services in any of the foregoing
- 15 areas.
- 16 3. "Project" shall mean the acquisition by purchase or
- 17 construction of health centers, additions thereto and facil-
- 18 ities therefor, the reconstruction, completion, equipment,
- 19 improvement, repair or remodeling of health centers, additions

20 thereto and facilities therefor, and the acquisition of pro-
21 perty therefor of every kind and description, whether real,
22 person or mixed by gift, purchase, lease, condemnation or
23 otherwise and the improvement of the same.

1 Sec. 2. Subject to and in accordance with the provisions
2 of this Act, counties having a population over one hundred
3 thirty thousand (130,000), as determined by the last official
4 United States census, are hereby authorized to undertake and
5 carry out any project as hereinbefore defined, and the boards
6 thereof are authorized to operate, control, maintain and man-
7 age health centers and additions thereto and facilities
8 therefor. The boards thereof are further authorized to ap-
9 point such committees, groups, or operating boards as they
10 may deem necessary and advisable to facilitate the operation
11 and management of such health centers, additions and facil-
12 ities. The board is further authorized to contract with other
13 public corporations, public agencies and with private non-
14 profit agencies regarding the use of and services furnished
15 by such health centers and to lease space in any health
16 center to other public corporations, public agencies and pri-
17 vate nonprofit agencies, engaged in furnishing services of
18 the type hereinbefore described on such terms and conditions
19 as the board may deem advisable. All contracts for the con-
20 struction, reconstruction, completion, equipment, improvement,
21 repair or remodeling of any buildings, additions or facilities
22 shall be let in accordance with the provisions of sections
23 three hundred thirty-two point seven (332.7), three hundred
24 thirty-two point eight (332.8), and chapter twenty-three (23)
25 of the Code. To pay the cost of operating, maintaining and
26 managing a health center the board of any such county is auth-
27 orized to levy an annual tax not exceeding three (3) mills per
28 annum on all the taxable property in the county, said levy to
29 be in addition to all other levies authorized by law for similar
30 purposes.

1 Sec. 3. To pay all or any part of the cost of carrying out
2 any project said counties are authorized to borrow money and
3 to issue and sell general obligation bonds and to refund bonds
4 issued for any project or for refunding purposes at the same
5 rate or at a lower rate or rates and from time to time as often
6 as the board shall find it advisable and necessary so to do.
7 It shall not be necessary to submit to the voters the proposi-
8 tion of issuing bonds, and in this connection the board
9 is hereby authorized to call a special election, on its own
10 motion, at which the proposition shall be submitted to the
11 voters. Notice of said election shall be published once each
12 week for at least four (4) consecutive weeks in a newspaper
13 published and having a general circulation in the county, which
14 notice shall state the date of the election, the hours of
15 opening and closing the polls and the location thereof, as
16 well as the question to be submitted. The election shall be
17 held on a date not less than five (5) nor more than twenty
18 (20) days after the last publication of the notice. At such
19 election the ballot shall be prepared and used in substan-
20 tially the form for submitting special questions at general
21 elections and the form of proposition shall be substantially
22 as follows:

23 "Shall the county of _____, in the state of Iowa
24 issue bonds in the amount of _____ for the purpose of
25 _____?"

26 No such proposition shall be declared carried unless the vote
27 in favor of the issuance of the bonds is in excess of fifty
28 (50) percent of the total vote cast for and against the pro-
29 position at the election. Before the issuance of bonds under
30 this Act, the board shall adopt a resolution providing for
31 the levy of annual taxes sufficient to pay maturing install-
32 ments of the principal of and interest on said bonds in ac-
33 cordance with the provisions of chapter seventy-six (76) of
34 the Code, and said bonds shall mature within a period not ex-
35 ceeding twenty (20) years from date of issue, shall bear

36 interest at a rate or rates not exceeding five (5) percent per
37 annum and shall be of such form as the board shall by resolu-
38 tion provide, but the aggregate indebtedness of any such county
39 shall not exceed five (5) percent of the actual value of the
40 taxable property within the county as ascertained by the last
41 preceding state and county tax lists.

42 Bonds issued pursuant to the provisions of this Act shall
43 be sold by the board in the manner prescribed by chapter seventy-
44 five (75) of the Code; provided however, that refunding bonds
45 may either be sold and the proceeds thereof applied to the pay-
46 ment of the bonds being refunded, or the refunding bonds may
47 be issued in exchange for and upon surrender and cancellation
48 of the bonds being refunded.

1 Sec. 4. The board of any such county is authorized to
2 apply for and accept federal aid or non-federal gifts or
3 grants of funds and to use the same to pay all or any part of
4 the cost of carrying out any project or of operating and main-
5 taining the same. All bonds issued under the terms of this
6 Act shall be exempt from taxation by the state of Iowa and the
7 interest thereon shall be exempt from the state income tax.

1 Sec. 5. This Act shall be construed as providing an alter-
2 native and independent method for carrying out any project,
3 for the issuance and sale or exchange of bonds in connection
4 therewith and for refunding bonds pertinent thereto, without
5 reference to any other statute, and shall not be construed
6 as an amendment of or subject to the provisions of any other
7 law, and no other or further proceeding in respect to the
8 issuance or sale or exchange of bonds under this Act shall be
9 required, except such as are prescribed by this Act, any pro-
10 visions of other statutes of the state to the contrary not-
11 withstanding.

1 Sec. 6. This Act being deemed of immediate importance shall
2 be in full force and effect from and after its passage and
3 publication in the Cedar Rapids Gazette, a newspaper published
4 at Cedar Rapids, Iowa and in The Des Moines Register, a news-
5 paper published at Des Moines, Iowa.

1 Amend Senate File 335 as follows:
2 1. Amend Section 2, line 27 by striking "three (3)
3 mills" and inserting in lieu thereof "two (2) mills".
4 2. Amend Section 3, lines 27 and 28 by striking "in
5 excess of fifty (50) percent" and inserting in lieu
6 thereof "equal to at least sixty (60) percent".

Filed - *adopted 6-2*
May 2, 1967

By KOSEK, RILEY, and ELY

1 Amend Senate File 335 as follows:
2 1. By striking from line twenty-two (22) of
3 section one (1) the word "person" and inserting
4 in lieu thereof the word "personal".

Filed - *adopted 6-2*
May 10, 1967

By MESSERLY

1 Amend the Riley, Ely and Kosek amendment of May 10, 1967,
2 to Senate File 335 by adding the following after the word
3 "persons" in line eight (8):
4 "nor to add to or detract from the authority of any
5 county or the board thereof to provide nursing, long range
6 custodial and extended care programs".

Filed - *Withdrawn 6-2*
May 17, 1967

By SCHABEN and FEY

1 Amend Senate File 335 by striking sub-section two (2) of
2 section one (1) and inserting in lieu thereof the following:
3 "2. 'Health Center' means a building or buildings, together
4 with necessary equipment, furnishings, facilities, accessories
5 and appurtenances and the site or sites therefor used primarily
6 for the purposes of providing centralized locations at which a
7 county having a population as required by section two (2) of
8 this Act may:

9 (1) provide those health, welfare and social services which
10 such a county is presently or hereafter authorized or required
11 by law to provide;

12 (2) lease space in such building or buildings to other public
13 corporations, public agencies and private non-profit agencies
14 which provide health, welfare and social services."

15 Further amend Senate File 335 by striking lines twelve (12)
16 through eighteen (18) of section two (2) and inserting in
17 lieu thereof the following:

18 "ities. The board is further authorized to lease space in
19 ~~any health center to other public corporations, public agencies,~~
20 ~~and private non-profit agencies engaged in furnishing health,~~
21 welfare and social services which lease shall be on such terms

22 conditions" and

Filed - *Adopted 6-2*
June 1, 1967

By RILEY, ELY, and KOSEK