

MAR 24 1971
COUNTY GOVERNMENT, Pass 4/13
Sen " " 4/26, Pass 4/28 HOUSE FILE 503
By WAUCH

Passed House, Date 4-26-71 Passed Senate, Date 6-16-71
Vote: Ayes 85 Nays 0 Vote: Ayes 34 Nays 2
Approved June 30, 1971
Passed House as amended by Senate
5-17-61
aye 19, nay 0

A BILL FOR

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An Act relating to levee and drainage districts.
BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section four hundred fifty-five point one hundred
2 twenty-eight (455.128), Code 1971, is amended as follows:

3 455.128 ANNEXATION OF ADDITIONAL LANDS. After the establish-
4 ment of a levee or drainage district, if the board becomes
5 convinced that additional lands contiguous to the district, and
6 without regard to county boundaries, are benefited by the
7 improvement or that the same are then receiving benefit or will
8 be benefited by a repair or improvement to said district as
9 contemplated in section 455.135, it may adopt, with or without
10 a petition from owners of the proposed annexed lands, a resolution
11 of necessity for the annexation of such additional land and
12 appoint an engineer with the qualifications provided in this
13 chapter to examine such additional lands, to make a survey and
14 plat thereof showing their relation, elevation, and condition
15 of drainage with reference to such established district, and
16 to make and file with the auditor a report as in this chapter
17 provided for the original establishment of such district, said
18 report to specify the character of the benefits received.

19 In the event the additional lands are a part of an existing
20 drainage district, the lands may be annexed in the following
21 manner:

22 1. A petition, proposing that the lands be included in a
23 contiguous drainage district and signed by at least twenty per-
24 cent of the landowners of those lands to be annexed, shall be
25 filed with the governing board of each affected district.

26 2. The board of the district in which the lands are presently
27 included may, at its next regular meeting or at a special meet-
28 ing called for that purpose, adopt a resolution approving and
29 consenting to the annexation.

30 3. Whenever the owners of all of the land proposed to be
31 annexed file a petition with the governing boards of the
32 affected districts, the consent of the board in which the lands
33 are then located shall not be required to consent to the
34 annexation, and the board of the annexing district may proceed
35 as provided in this section.

SENATE AMENDMENT TO HOUSE FILE 503

- 1 Amend House File 503 as follows:
2 1. Page 2, line 20, by striking the words "the lands may
3 be annexed in the following" and inserting in lieu thereof
4 the words "as an alternative procedure to that established by
5 the foregoing provisions of this section, the lands may be
6 annexed in either of the following".
7 2. Page 2, line 21, by striking the word "manner" and insert-
8 ing in lieu thereof the word "methods".
9 3. Page 2, line 26, by striking the figure "2.".
10 4. Page 2, line 29, by striking the period and inserting
11 in lieu thereof ";or".
12 5. Page 2, line 30, by striking the figure "3" and insert-
13 ing in lieu thereof the figure "2".
14 6. Page 3, line 1, by striking "4. Thereafter" and insert-
15 ing in lieu thereof "3. If either method of annexation pro-
16 vided for in subsections one (1) and two (2) of this section
17 is completed".

Received from the Senate and concurred,
June 17, 1971

House

- 1 Amend House File 503 as follows:
2 1. Page 2, line 20, by adding after the word "in"
3 the words "either of".
4 2. Page 2, line 21, by striking the word "manner"
5 and inserting in lieu thereof the word "methods".
6 3. Page 2, line 26, by striking the figure "2.".
7 4. Page 2, line 29, by striking the period and insert-
8 ing in lieu thereof "; or".
9 5. Page 2, line 30, by striking the figure "3" and
10 inserting in lieu thereof the figure "2".
11 6. Page 3, line 1, by striking "4. Thereafter" and
12 inserting in lieu thereof "3. If either method of
13 annexation provided for in subsections one (1) or two (2)
14 of this section is completed".

Filed - *Adopted as amended 6/16* By NEU
June 3, 1971

Senate

- 1 Amend the Neu amendment to House File 503, filed June 3,
2 1971, by striking lines 2 and 3 of the amendment and in-
3 serting in lieu thereof the following:
4 "1. Page 2, line 20, by striking the words 'the lands
5 may be annexed in the following' and inserting in lieu
6 thereof the words 'as an alternative procedure to that
7 established by the foregoing provisions of this section,
8 the lands may be annexed in either of the following'."

Filed - *Adopted 6/16* By NEU
June 16, 1971

Senate