

Reprinted 3/78

FEB 22 1978  
Place On Calendar

HOUSE FILE 2227  
By COMMITTEE ON COUNTY GOVERNMENT

Passed House, Date 3-28-78 (p. 1182) Passed Senate, Date 4-13-78 (P 865)  
Vote: Ayes 79 Nays 11 Vote: Ayes 36 Nays 12  
Approved April 27, 1978

### A BILL FOR

1 An Act increasing the dollar limit of real estate projects for  
2 which a proposition need not be submitted to electors in  
3 the case of federal revenue sharing or matching funds and  
4 funds on hand in all counties except counties having a  
5 population of more than two hundred thousand.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HOUSE FILE 2227

H-5751

1 Amend House File 2227 as follows:

2 1. Page 2, line 13, by inserting after the word  
3 "government" the following:  
4 ", or to expend federal revenue sharing funds for  
5 courthouse remodeling when the courthouse is located  
6 in a county having a population of more than two hun-  
7 dred thousand, or a combination of federal revenue  
8 sharing funds and federal funds other than federal  
9 revenue sharing funds requiring less than fifteen per-  
10 cent county matching funds are used for the project".

11 2. Amend the title by striking line 5 and insert-  
12 ing in lieu thereof the following:  
13 "population of more than two hundred thousand, and  
14 permitting use of federal revenue sharing funds and  
15 federal grants and county funds for the purpose of  
16 courthouse remodeling in counties having a population  
17 of more than two hundred thousand."

H-5751 FILED *Adopted* BY NIELSEN of Polk  
MARCH 22, 1978 *3/28 (p. 1187)* BYERLY of Polk  
WOODS of Polk  
CHIODO of Polk  
SMALLEY of Polk  
KREWSON of Polk  
THOMPSON of Polk

1 Section 1. Section three hundred forty-five point one  
2 (345.1), Code 1977, as amended by Acts of the Sixty-seventh  
3 General Assembly, 1977 Session, chapter one hundred eleven  
4 (111), section one (1), is amended to read as follows:  
5 345.1 EXPENDITURES--WHEN VOTE NECESSARY. The board of  
6 supervisors shall not order the erection of, or the building  
7 of an addition or extension to, or the remodeling or  
8 reconstruction or relocation and replacement of a courthouse,  
9 jail, county hospital, county care facility or any other  
10 county building or facility, except as otherwise provided,  
11 when the probable cost will exceed ten thousand dollars, nor  
12 the purchase of real estate for county purposes exceeding  
13 ten thousand dollars in value, until a proposition therefor  
14 shall have been first submitted to the qualified electors  
15 of the county, and voted for by a majority of all persons  
16 voting for and against such proposition at a general or special  
17 election, notice of the same being given as in other special  
18 elections. However, such proposition need not be submitted  
19 to the voters if any such erection, construction, remodeling,  
20 reconstruction, relocation and replacement, or purchase of  
21 real estate may be accomplished from funds on hand or from  
22 federal revenue-sharing funds or federal matching funds and  
23 without the levy of additional taxes and if the probable cost  
24 of the entire project will not exceed one two hundred thousand  
25 dollars in a county having a population of twenty-five thousand  
26 or less, one two hundred fifty thousand dollars in counties  
27 having a population of more than twenty-five thousand but  
28 not more than fifty thousand, two three hundred thousand  
29 dollars in counties having a population of more than fifty  
30 thousand but not more than one hundred thousand, ~~two-hundred~~  
31 fifty four hundred thousand dollars in counties having a  
32 population of more than one hundred thousand but not more  
33 than two hundred thousand, and five hundred thousand dollars  
34 in counties having a population of more than two hundred  
35 thousand. If a county project should be determined to cost

1 in excess of the dollar limitation for the population category  
2 of such county, the proposition must be submitted to the  
3 qualified electors of the county without regard to the source  
4 from which such funds may be derived. However a proposition  
5 need not be submitted to the qualified electors to expend  
6 federal revenue-sharing funds for a mental health or mental  
7 retardation project, or when specific projects using federal  
8 funds other than federal revenue-sharing funds, not requiring  
9 any matching funds are approved for a county, or when a  
10 relocation and replacement is made necessary by the acquisition  
11 of county property for a federal or state project, and the  
12 cost of the relocation does not exceed the amount of the award  
13 of damages by the state or federal government. When the  
14 expenditures authorized in this section exceed fifty thousand  
15 dollars and the proposition need not be submitted to the  
16 voters, the board of supervisors shall hold a public hearing  
17 on the proposition. Notice of the hearing shall be published  
18 at least two weeks prior to the hearing, in the newspaper  
19 published in the county having the largest circulation in  
20 the county. In determining whether the expenditure should  
21 be made, the board of supervisors shall give full consideration  
22 to the testimony given during the hearing.

23 EXPLANATION

24 This bill increases the dollar limit of real estate projects  
25 for which a proposition need not be submitted to electors  
26 in the case where federal revenue sharing or matching funds  
27 or funds on hand are to be used. It applies to all counties  
28 except those having a population over two hundred thousand  
29 persons. Only Polk County is not affected by this bill.  
30 The amount to be increased will be from two hundred fifty  
31 to four hundred thousand dollars.

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Sen. County Gov. 4/3 Do pass 4/6 (p 790)

HOUSE FILE 2227

County Government  
Redmond, Chairperson  
Hutchins  
Britts

HOUSE FILE 2227

By COMMITTEE ON COUNTY GOVERNMENT

(As Amended and Passed by the House)

Passed House, Date 3-28-78 (p. 1188) Passed Senate, Date 4-13-78 (p. 865)

Vote: Ayes 79 Nays 11 Vote: Ayes 36 Nays 12

Approved April 27 1978

### A BILL FOR

1 An Act increasing the dollar limit of real estate projects for  
 2 which a proposition need not be submitted to electors in  
 3 the case of federal revenue sharing or matching funds and  
 4 funds on hand in all counties except counties having a  
 5 population of more than two hundred thousand,  
 6 and permitting use of federal revenue sharing funds  
 7 and federal grants and county funds for the purpose  
 8 of courthouse remodeling in counties having a  
 9 population of more than two hundred thousand.

10 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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House Amendments

1 Section 1. Section three hundred forty-five point one  
2 (345.1), Code 1977, as amended by Acts of the Sixty-seventh  
3 General Assembly, 1977 Session, chapter one hundred eleven  
4 (111), section one (1), is amended to read as follows:  
5 345.1 EXPENDITURES--WHEN VOTE NECESSARY. The board of  
6 supervisors shall not order the erection of, or the building  
7 of an addition or extension to, or the remodeling or  
8 reconstruction or relocation and replacement of a courthouse,  
9 jail, county hospital, county care facility or any other  
10 county building or facility, except as otherwise provided,  
11 when the probable cost will exceed ten thousand dollars, nor  
12 the purchase of real estate for county purposes exceeding  
13 ten thousand dollars in value, until a proposition therefor  
14 shall have been first submitted to the qualified electors  
15 of the county, and voted for by a majority of all persons  
16 voting for and against such proposition at a general or special  
17 election, notice of the same being given as in other special  
18 elections. However, such proposition need not be submitted  
19 to the voters if any such erection, construction, remodeling,  
20 reconstruction, relocation and replacement, or purchase of  
21 real estate may be accomplished from funds on hand or from  
22 federal revenue-sharing funds or federal matching funds and  
23 without the levy of additional taxes and if the probable cost  
24 of the entire project will not exceed ~~one~~ two hundred thousand  
25 dollars in a county having a population of twenty-five thousand  
26 or less, ~~one~~ two hundred fifty thousand dollars in counties  
27 having a population of more than twenty-five thousand but  
28 not more than fifty thousand, ~~two~~ three hundred thousand  
29 dollars in counties having a population of more than fifty  
30 thousand but not more than one hundred thousand, ~~two-hundred~~  
31 ~~fifty~~ four hundred thousand dollars in counties having a  
32 population of more than one hundred thousand but not more  
33 than two hundred thousand, and five hundred thousand dollars  
34 in counties having a population of more than two hundred  
35 thousand. If a county project should be determined to cost

1 in excess of the dollar limitation for the population category  
2 of such county, the proposition must be submitted to the  
3 qualified electors of the county without regard to the source  
4 from which such funds may be derived. However a proposition  
5 need not be submitted to the qualified electors to expend  
6 federal revenue-sharing funds for a mental health or mental  
7 retardation project, or when specific projects using federal  
8 funds other than federal revenue-sharing funds, not requiring  
9 any matching funds are approved for a county, or when a  
10 relocation and replacement is made necessary by the acquisition  
11 of county property for a federal or state project, and the  
12 cost of the relocation does not exceed the amount of the award  
13 of damages by the state or federal government, or to expend  
14 federal revenue sharing funds for courthouse remodeling when  
15 the courthouse is located in a county having a population  
16 of more than two hundred thousand, or a combination of federal  
17 revenue sharing funds and federal funds other than federal  
18 revenue sharing funds requiring less than fifteen percent  
19 county matching funds are used for the project. When the  
20 expenditures authorized in this section exceed fifty thousand  
21 dollars and the proposition need not be submitted to the  
22 voters, the board of supervisors shall hold a public hearing  
23 on the proposition. Notice of the hearing shall be published  
24 at least two weeks prior to the hearing, in the newspaper  
25 published in the county having the largest circulation in  
26 the county. In determining whether the expenditure should  
27 be made, the board of supervisors shall give full consideration  
28 to the testimony given during the hearing.

## HOUSE FILE 2227

## AN ACT

INCREASING THE DOLLAR LIMIT OF REAL ESTATE PROJECTS FOR WHICH A PROPOSITION NEED NOT BE SUBMITTED TO ELECTORS IN THE CASE OF FEDERAL REVENUE SHARING OR MATCHING FUNDS AND FUNDS ON HAND IN ALL COUNTIES EXCEPT COUNTIES HAVING A POPULATION OF MORE THAN TWO HUNDRED THOUSAND, AND PERMITTING USE OF FEDERAL REVENUE SHARING FUNDS AND FEDERAL GRANTS AND COUNTY FUNDS FOR THE PURPOSE OF COURTHOUSE REMODELING IN COUNTIES HAVING A POPULATION OF MORE THAN TWO HUNDRED THOUSAND.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section three hundred forty-five point one (345.1), Code 1977, as amended by Acts of the Sixty-seventh General Assembly, 1977 Session, chapter one hundred eleven (111), section one (1), is amended to read as follows:

345.1 EXPENDITURES--WHEN VOTE NECESSARY. The board of supervisors shall not order the erection of, or the building of an addition or extension to, or the remodeling or reconstruction or relocation and replacement of a courthouse, jail, county hospital, county care facility or any other county building or facility, except as otherwise provided, when the probable cost will exceed ten thousand dollars, nor the purchase of real estate for county purposes exceeding ten thousand dollars in value, until a proposition therefor shall have been first submitted to the qualified electors of the county, and voted for by a majority of all persons voting for and against such proposition at a general or special election, notice of the same being given as in other special elections. However, such proposition need not be submitted to the voters if any such erection, construction, remodeling, reconstruction, relocation and replacement, or purchase of

real estate may be accomplished from funds on hand or from federal revenue-sharing funds or federal matching funds and without the levy of additional taxes and if the probable cost of the entire project will not exceed one two hundred thousand dollars in a county having a population of twenty-five thousand or less, one two hundred fifty thousand dollars in counties having a population of more than twenty-five thousand but not more than fifty thousand, two three hundred thousand dollars in counties having a population of more than fifty thousand but not more than one hundred thousand, two-hundred fifty four hundred thousand dollars in counties having a population of more than one hundred thousand but not more than two hundred thousand, and five hundred thousand dollars in counties having a population of more than two hundred thousand. If a county project should be determined to cost in excess of the dollar limitation for the population category of such county, the proposition must be submitted to the qualified electors of the county without regard to the source from which such funds may be derived. However a proposition need not be submitted to the qualified electors to expend federal revenue-sharing funds for a mental health or mental retardation project, or when specific projects using federal funds other than federal revenue-sharing funds, not requiring any matching funds are approved for a county, or when a relocation and replacement is made necessary by the acquisition of county property for a federal or state project, and the cost of the relocation does not exceed the amount of the award of damages by the state or federal government, or to expend federal revenue sharing funds for courthouse remodeling when the courthouse is located in a county having a population of more than two hundred thousand, or a combination of federal revenue sharing funds and federal funds other than federal revenue sharing funds requiring less than fifteen percent county matching funds are used for the project. When the expenditures authorized in this section exceed fifty thousand

dollars and the proposition need not be submitted to the voters, the board of supervisors shall hold a public hearing on the proposition. Notice of the hearing shall be published at least two weeks prior to the hearing, in the newspaper published in the county having the largest circulation in the county. In determining whether the expenditure should be made, the board of supervisors shall give full consideration to the testimony given during the hearing.

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DALE M. COCHRAN  
Speaker of the House

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ARTHUR A. NEU  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2227, Sixty-seventh General Assembly.

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DAVID L. WRAY  
Chief Clerk of the House

Approved April 27, 1978

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ROBERT D. RAY  
Governor