

Reprinted 2/17/83

Agriculture: Fogarty, Chair; Muhlbauer and Bennett.

Amended from 314 + 1 to Pass 2/23 (3.489)

HOUSE FILE 80

JAN 24 1983

BY BAXTER

Agriculture

Passed House, Date 3-14-83 (p. 724) Passed Senate, Date _____

Vote: Ayes 95 Nays 0 Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to eligibility to serve on the board of
2 trustees of a drainage district.

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

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HF 80

1 Section 1. NEW SECTION. 459.13 TRUSTEE CONTROL. A dis-
2 trict formed pursuant to this chapter, whether under the
3 control of a county board of supervisors or a city council,
4 may be placed under the control and management of a board
5 of trustees as provided in chapter 462. Each trustee shall
6 be a citizen of the United States not less than eighteen years
7 of age and a bona fide owner of benefitted land in the district
8 for which the trustee is elected. If the owner is a family
9 farm corporation as defined by section 172C.1, subsection
10 8, a business corporation organized and existing under chapter
11 491, 494, or 496A, or a partnership, a stockholder or officer
12 authorized by the corporation or a general partner may be
13 elected as a trustee of the district.

14 Sec. 2. Section 462.7, Code 1983, is amended to read as
15 follows:

16 462.7 ELIGIBILITY OF TRUSTEES. Each trustee shall be
17 a citizen of the United States not less than eighteen years
18 of age, the bona fide owner of agricultural land in the
19 election district for which ~~he or she~~ the trustee is elected,
20 and a resident of the county in which that district is located
21 or of a county which is contiguous to or corners on that
22 county. If the owner is a family farm corporation as defined
23 in section 172C.1, subsection 8, a stockholder or officer
24 authorized by the corporation may be elected to the office
25 of trustee in the same manner as a natural person owning the
26 land.

27 EXPLANATION

28 This bill allows an authorized stockholder or officer of
29 a family farm corporation, as defined by section 172C.1,
30 subsection 8, which owns agricultural land to be eligible
31 to serve as a trustee of a drainage district. Section 1 of
32 the bill also allows an authorized stockholder or officer
33 of a business corporation or general partner of a partnership
34 which owns benefitted land in a drainage district that is
35 partially within a city to be eligible to serve as a trustee

1 of the drainage district.

2 The bill takes effect July 1 following enactment.

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HOUSE FILE 80

H-3144

1 Amend House File 80 as follows:

2 1. Page 1, by striking lines 2 and 3 and inserting
3 in lieu thereof the words "trict formed pursuant to
4 this chapter, under the control of a city council,".

5 2. Amend the title, line 2, by inserting after
6 the word "a" the words "levee or".

H-3144 FILED FEBRUARY 23, 1983 BY COMMITTEE ON AGRICULTURE

Adopted 3/14/83 (p. 724)

HOUSE FILE 80

H-3168

1 Amend House File 80 as follows:

2 1. Page 1, by inserting after line 26 the
3 following:

4 "Sec. 3. Section 462.22, Code 1983, is amended
5 to read as follows:

6 462.22 ELECTIONS--HOW CONDUCTED. After the first
7 election of trustees, the trustees shall act as judges
8 of election; the however, a trustee standing for
9 election shall not serve as a judge and shall be
10 replaced as judge by a person not standing for election
11 who is eligible to be elected as a trustee. The clerk
12 of the board shall act as one of the clerks, and some
13 owner of land in the district shall be appointed by
14 the board to act as another clerk. The trustees shall
15 fill all vacancies in the election board. The result
16 of each election shall be certified to the auditor
17 or the several county auditors if the district is
18 located in more than one county."

H-3168 FILED FEBRUARY 25, 1983 BY SPEAR of Lee

H/L 3/14/83 (p. 724)

HOUSE FILE 80

H-3234

1 Amend House File 80 as follows:

2 1. Page 1, by striking lines 14 through 26.

BY FOGARTY of Palo Alto
PAVICH of Pottawattamie
PELLETT of Cass
BAXTER of Des Moines
SPEAR of Lee

H-3234 FILED MARCH 9, 1983

Adopted 3/14/83 (p. 724)

Amendment 2/17/83

HOUSE FILE 80

*Do Pass 4/6
(p. 1141)*

Agriculture
Waldstein Chair
Husak
Vande Hoef

*Referred Agriculture 4/13/83
Do Pass 3/13/84 (p. 802)*

HOUSE FILE 80

BY BAXTER

(As Amended and Passed by the House)

Passed House, Date 3-14-84 (p. 724) Passed Senate, Date 3-26-84 (p. 1013)

Vote: Ayes 95 Nays 0 Vote: Ayes 46 Nays 0

Approved April 10, 1984 (p. 1876)

A BILL FOR

1 An Act relating to eligibility to serve on the board of
2 trustees of a levee or drainage district.

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

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House Amendments _____

Language Deleted *

1 Section 1. NEW SECTION. 459.13 TRUSTEE CONTROL. A dis-
2 trict formed pursuant to this chapter, under the control of
3 a city council, may be placed under the control and management
4 of a board of trustees as provided in chapter 462. Each
5 trustee shall be a citizen of the United States not less than
6 eighteen years of age and a bona fide owner of benefitted
7 land in the district for which the trustee is elected. If
8 the owner is a family farm corporation as defined by section
9 172C.1, subsection 8, a business corporation organized and
10 existing under chapter 491, 494, or 496A, or a partnership,
11 a stockholder or officer authorized by the corporation or
12 a general partner may be elected as a trustee of the district.

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existing under chapter 491, 494, or 496A, or a partnership,
a stockholder or officer authorized by the corporation or
a general partner may be elected as a trustee of the district.

DONALD D. AVENSON
Speaker of the House

ROBERT T. ANDERSON
President of the Senate

I hereby certify that this bill originated in the House and
is known as House File 80, Seventieth General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved April 10, 1984

TERRY E. BRANSTAD
Governor

H.F. 80

HOUSE FILE 80

AN ACT

RELATING TO ELIGIBILITY TO SERVE ON THE BOARD OF TRUSTEES
OF A LEVEE OR DRAINAGE DISTRICT.

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

Section 1. NEW SECTION. 459.13 TRUSTEE CONTROL. A dis-
trict formed pursuant to this chapter, under the control of
a city council, may be placed under the control and management
of a board of trustees as provided in chapter 462. Each
trustee shall be a citizen of the United States not less than
eighteen years of age and a bona fide owner of benefited land
in the district for which the trustee is elected. If the
owner is a family farm corporation as defined by section
172C.1, subsection 8, a business corporation organized and