

Local Government: Royer, Chair; Black, Cooper, Grandia and Renken.

Do Pass 3/6 (p. 587)

JAN 20 1986

LOCAL GOVERNMENT *4/7*

Do Pass 3/20 (p. 794)

HOUSE FILE 2082
BY OSTERBERG

Passed House, Date 3-11-86 (p. 680)

Passed Senate, Date 4-1-86 (p. 945)

Vote: Ayes 94 Nays 0

Vote: Ayes 49 Nays 0

Approved April 10, 1986 (p. 1406)

A BILL FOR

1 An Act relating to the exchange of territory between a benefited
2 fire district and a township to provide fire protection
3 services.

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

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HF 2082

1 Section 1. Section 357B.1, Code 1985, is amended to read
2 as follows:

3 357B.1 BENEFITED FIRE DISTRICTS CONTINUED.

4 A benefited fire district established under this chapter
5 prior to July 1, 1975 shall provide fire protection within its
6 boundaries until it is dissolved as provided in section
7 357B.5. A benefited fire district shall not be established
8 nor shall the territorial boundaries of an established
9 benefited fire district be enlarged after June 30, 1975 except
10 as provided in section 357B.7.

11 Sec. 2. NEW SECTION. 357B.7 EXCHANGE OF TERRITORY.

12 The trustees of a benefited fire district may exchange
13 territory with the trustees of a township to provide fire
14 protection services by agreement. The agreement shall provide
15 for the satisfaction of any outstanding obligation to which
16 the affected territory is subject, the disposition of property
17 affected by the exchange, the effective date of the exchange,
18 and any other matter deemed necessary to carry out the
19 exchange. The agreement shall be filed with the county
20 recorder and auditor of each county in which the exchanged
21 property is located.

22 EXPLANATION

23 This bill provides for the exchange of territory by
24 trustees of a benefited fire district and a township by
25 agreement. The agreement shall include provisions for
26 satisfying outstanding obligations affecting the territory
27 subject to exchange, the disposition of property, and the
28 effective date of the exchange. The agreement shall be filed
29 with the county recorder and auditor of the county in which
30 the territory is located.

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recorder and auditor of each county in which the exchanged property is located.

HOUSE FILE 2082

AN ACT
RELATING TO THE EXCHANGE OF TERRITORY BETWEEN A BENEFITED
FIRE DISTRICT AND A TOWNSHIP TO PROVIDE FIRE PROTECTION
SERVICES.

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

Section 1. Section 357B.1, Code 1985, is amended to read
as follows:

357B.1 BENEFITED FIRE DISTRICTS CONTINUED.

A benefited fire district established under this chapter
prior to July 1, 1975 shall provide fire protection within its
boundaries until it is dissolved as provided in section
357B.5. A benefited fire district shall not be established
nor shall the territorial boundaries of an established
benefited fire district be enlarged after June 30, 1975 except
as provided in section 357B.7.

Sec. 2. NEW SECTION. 357B.7 EXCHANGE OF TERRITORY.

The trustees of a benefited fire district may exchange
territory with the trustees of a township to provide fire
protection services by agreement. The agreement shall provide
for the satisfaction of any outstanding obligation to which
the affected territory is subject, the disposition of property
affected by the exchange, the effective date of the exchange,
and any other matter deemed necessary to carry out the
exchange. The agreement shall be filed with the county

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 2082, Seventy-first General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved April 10, 1986

TERRY E. BRANSTAD
Governor