

Reprinted 2/19/86

FEB 21 1986

HOUSE FILE 2345
BY COMMITTEE ON AGRICULTURE

Place On Calendar

(Formerly House Study Bill 676)

Passed House, Date 3-14-86 (p. 747) Passed Senate, Date _____
Vote: Ayes 90 Nays 2 Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

- 1 An Act relating to drainage districts.
- 2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

HOUSE FILE 2345

H-5322

- 1 Amend House File 2345 as follows:
- 2 1. Page 2, line 11, by striking the word "forty"
- 3 and inserting the words "twenty-five".

H-5322 FILED MARCH 12, 1986 BY SPEAR of Lee
(Adopted 3/14 (p. 746))

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1 Section 1. Section 455.64, subsection 2, Code Supplement
2 1985, is amended to read as follows:

3 2. To pay such assessments in not less than ten nor more
4 than twenty equal installments, the number to be fixed by the
5 board, and interest at the rate fixed by the board, not
6 exceeding that permitted by chapter 74A. The first
7 installment of each assessment, or the total amount if less
8 than one hundred dollars, is due and payable on July 1 next
9 succeeding the date of the levy, unless the assessment is
10 filed with the county treasurer after May 31 in any year. The
11 first installment shall bear interest on the whole unpaid
12 assessment from the date of ~~acceptance-of-the-work~~ the levy as
13 set by the board to the first day of December following the
14 due date. The succeeding annual installments, with interest
15 on the whole unpaid amount, to the first day of December
16 following the due date, are respectively due on July 1
17 annually, and must be paid at the same time and in the same
18 manner as the first semiannual payment of ordinary taxes. All
19 future installments of an assessment may be paid on any date
20 by payment of the then outstanding balance plus interest
21 accrued to the date of payment. Each installment of an
22 assessment with interest on the unpaid balance is delinquent
23 after the thirtieth day of September next after its due date,
24 and bears the same delinquent interest with the same penalties
25 as ordinary taxes. When collected, the interest and penalties
26 must be credited to the same drainage fund as the drainage
27 special assessment.

28 Sec. 2. Section 455.111, Code Supplement 1985, is amended
29 to read as follows:

30 455.111 COMPLETION OF WORK -- REPORT -- NOTICE.

31 When the work to be done under any contract is completed to
32 the satisfaction of the engineer in charge of construction,
33 the engineer shall so report and certify to the board, which
34 shall fix a day to consider the report and shall give notice
35 of the time and purpose of the meeting by ordinary mail to the

1 landowners of the district and by publication in a newspaper
2 of general circulation in the county, and the date fixed for
3 considering the report shall be not less than ten days after
4 the date of mailing.

5 Sec. 3. Section 462.15, Code 1985, is amended to read as
6 follows:

7 462.15 BALLOTS -- PETITION FOR PRINTED BALLOTS.

8 Candidates for drainage district trustee shall have their
9 names placed on printed ballots provided a petition therefor
10 is signed by ten qualified electors of the district and filed
11 with the clerk of the board at least fourteen forty days but
12 not more than sixty-five days before the election. Space
13 shall also be provided on the ballot for write-in votes.

14 EXPLANATION

15 This bill provides three changes relating to the drainage
16 districts. Section 1 provides that installment assessments
17 bear interest from the date of the levy instead of the date of
18 acceptance of the work. Section 2 reinstates a provision
19 requiring publication of a meeting notice when a project is
20 completed. Section 3 lengthens the time before an election
21 when a nomination petition for a trustee must be filed.

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In Reply, Please Refer to File 3/28 (p. 930)

HOUSE FILE 2345
BY COMMITTEE ON AGRICULTURE

(As Amended and Passed by the House March 14, 1986)

Passed House, Date 3-14-86 (p. 747) Passed Senate, Date 4-3-86 (p. 1035)

Vote: Ayes 90 Nays 2 Vote: Ayes 46 Nays 0

Approved April 17, 1986 (p. 1575)

A BILL FOR

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

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House Amendments _____

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Agriculture: Fogarty, Chair; Gruhn and Handorf.

HSR 676

MWB

Agriculture

Fogarty - Chm
Gruhn
Handorf
HF 2345

SENATE/HOUSE FILE 2345
BY (PROPOSED COMMITTEE ON
AGRICULTURE BILL)

Passed Senate, Date _____ Passed House, Date _____

Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____

Approved _____

A BILL FOR

1 An Act relating to drainage districts.

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14 EXPLANATION

15 This bill provides three changes relating to the drainage
16 districts. Section 1 provides that installment assessments
17 bear interest from the date of the levy instead of the date of
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19 requiring publication of a meeting notice when a project is
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HOUSE FILE 2345

AN ACT
RELATING TO DRAINAGE DISTRICTS.

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

Section 1. Section 455.64, subsection 2, Code Supplement 1985, is amended to read as follows:

2. To pay such assessments in not less than ten nor more than twenty equal installments, the number to be fixed by the board, and interest at the rate fixed by the board, not exceeding that permitted by chapter 74A. The first installment of each assessment, or the total amount if less than one hundred dollars, is due and payable on July 1 next succeeding the date of the levy, unless the assessment is filed with the county treasurer after May 31 in any year. The first installment shall bear interest on the whole unpaid

assessment from the date of acceptance-of-the-work the levy as set by the board to the first day of December following the due date. The succeeding annual installments, with interest on the whole unpaid amount, to the first day of December following the due date, are respectively due on July 1 annually, and must be paid at the same time and in the same manner as the first semiannual payment of ordinary taxes. All future installments of an assessment may be paid on any date by payment of the then outstanding balance plus interest accrued to the date of payment. Each installment of an assessment with interest on the unpaid balance is delinquent after the thirtieth day of September next after its due date, and bears the same delinquent interest with the same penalties as ordinary taxes. When collected, the interest and penalties must be credited to the same drainage fund as the drainage special assessment.

Sec. 2. Section 455.111, Code Supplement 1985, is amended to read as follows:

455.111 COMPLETION OF WORK -- REPORT -- NOTICE.

When the work to be done under any contract is completed to the satisfaction of the engineer in charge of construction, the engineer shall so report and certify to the board, which shall fix a day to consider the report and shall give notice of the time and purpose of the meeting by ordinary mail to the landowners of the district and by publication in a newspaper of general circulation in the county, and the date fixed for considering the report shall be not less than ten days after the date of mailing.

Sec. 3. Section 462.15, Code 1985, is amended to read as follows:

462.15 BALLOTS -- PETITION FOR PRINTED BALLOTS.

Candidates for drainage district trustee shall have their names placed on printed ballots provided a petition therefor is signed by ten qualified electors of the district and filed with the clerk of the board at least fourteen twenty-five days

but not more than sixty-five days before the election. Space shall also be provided on the ballot for write-in votes.

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 2345, Seventy-first General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved April 18, 1986

TERRY E. BRANSTAD
Governor