

WAYS AND MEANS: Readinger, Chair; Gronstal and Brown

APR 24 1985

HOUSE FILE 768

WAYS & MEANS CALENDAR

BY COMMITTEE ON WAYS AND MEANS

(Formerly House Study Bill 397)

Passed House, Date 4-29-85 (p. 2009) Passed Senate, Date 5-2-85 (p. 1397)  
Vote: Ayes 61 Nays 33 Vote: Ayes 35 Nays 12  
Approved May 22, 1985

### A BILL FOR

1 An Act relating to townships providing fire protection and  
2 ambulance service, establishing emergency warning systems  
3 and levying taxes for those purposes.

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

HOUSE FILE 768

H-4091

1 Amend House File 768 as follows:  
2 1. Page 1, by striking lines 12 through 14 and  
3 inserting the following: "for the equipment. The  
4 trustees of a township which has a common boundary  
5 with a city having a population of one hundred eighty  
6 thousand or more may".  
7 2. By striking page 1, line 31, through page 2,  
8 line 2 and inserting the following: "township  
9 trustees may levy an annual tax not exceeding fifty-  
10 four cents per thousand dollars of the assessed value  
11 of the taxable property for the services authorized or  
12 required under section 359.42 and in any township  
13 which has a common boundary with a city having a  
14 population of one hundred eighty thousand or more, the  
15 township trustees may levy an annual tax not exceeding  
16 sixty-".

H-4091 FILED APRIL 26, 1985 BY CARPENTER of Polk  
*Lost 4/24/85 (p. 2009)*

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1 Section 1. Section 359.42, Code 1985, is amended to read  
2 as follows:

3 359.42 TOWNSHIP FIRE PROTECTION SERVICE, EMERGENCY WARNING  
4 SYSTEM, AND AMBULANCE SERVICE.

5 The trustees of each township shall provide fire protection  
6 service for the township, exclusive of any part of the  
7 township within a benefited fire district and, in counties not  
8 providing ambulance services, may provide ambulance service.

9 The trustees may purchase, own, rent or maintain fire  
10 protection service or ambulance service apparatus or equipment  
11 or both kinds of apparatus or equipment and provide housing  
12 for the equipment. The trustees of a township which ~~has-a~~  
13 ~~common-boundary-with-a-city~~ is located within a county having  
14 a population of ~~one~~ three hundred eighty thousand or more may  
15 also establish and maintain an emergency warning system within  
16 the township. The trustees may contract with ~~any a~~ public or  
17 private agency under chapter 28E for the purpose of providing  
18 any service or system required or authorized under this  
19 section.

20 Sec. 2. Section 359.43, subsection 1, Code 1985, is  
21 amended to read as follows:

22 1. The township trustees may levy an annual tax not  
23 exceeding forty and one-half cents per thousand dollars of  
24 assessed value of the taxable property in the township,  
25 excluding ~~any~~ property within a benefited fire district or  
26 within the corporate limits of a city, for the purpose of  
27 exercising the powers and duties specified in section 359.42.  
28 However, in ~~any a~~ township having a fire protection service or  
29 ambulance service agreement or both service agreements with a  
30 special charter city having a paid fire department, the  
31 township trustees may levy an annual tax not exceeding fifty-  
32 four cents per thousand dollars of the assessed value of the  
33 taxable property for the services authorized or required under  
34 section 359.42 and in ~~any a~~ township which ~~has-a-common~~  
35 ~~boundary-with-a-city~~ is located within a county having a

1 population of one three hundred eighty thousand or more, the  
2 township trustees may levy an annual tax not exceeding sixty-  
3 seven and one-half cents per thousand dollars of assessed  
4 value of taxable property for the services authorized or  
5 required under section 359.42.

6 EXPLANATION

7 The bill allows any township located within a county with a  
8 population of at least 300,000 to establish an emergency  
9 warning system and to levy an annual tax of up to sixty-seven  
10 and one-half cents per thousand dollars of assessed value of  
11 taxable property for providing the emergency warning system,  
12 fire protection service, and ambulance service. Present law  
13 limits such practice and levy to townships that have a common  
14 boundary with a city of at least 180,000 in population which  
15 limitation is eliminated from the law.

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15 B 397

Study Bill 397

WAYS AND MEANS

Ways and Means: Groth, Chair: Daggett and Oxley.

*Now  
HF 768*

HOUSE FILE 768

BY (PROPOSED COMMITTEE ON  
WAYS AND MEANS BILL)

Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

Approved \_\_\_\_\_

### A BILL FOR

1 An Act relating to townships providing fire protection and  
2 ambulance service, establishing emergency warning systems  
3 and levying taxes for those purposes.

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

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4 SYSTEM, AND AMBULANCE SERVICE.

5 The trustees of each township shall provide fire protection  
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7 township within a benefited fire district and, in counties not  
8 providing ambulance services, may provide ambulance service.  
9 The trustees may purchase, own, rent or maintain fire  
10 protection service or ambulance service apparatus or equipment  
11 or both kinds of apparatus or equipment and provide housing  
12 for the equipment. The trustees of a township which has-a  
13 ~~common-boundary-with-a-city~~ is located within a county having  
14 a population of one three hundred eighty thousand or more may  
15 also establish and maintain an emergency warning system within  
16 the township. The trustees may contract with any a public or  
17 private agency under chapter 28E for the purpose of providing  
18 any service or system required or authorized under this  
19 section.

20 Sec. 2. Section 359.43, subsection 1, Code 1985, is  
21 amended to read as follows:

22 1. The township trustees may levy an annual tax not  
23 exceeding forty and one-half cents per thousand dollars of  
24 assessed value of the taxable property in the township,  
25 excluding any property within a benefited fire district or  
26 within the corporate limits of a city, for the purpose of  
27 exercising the powers and duties specified in section 359.42.  
28 However, in any a township having a fire protection service or  
29 ambulance service agreement or both service agreements with a  
30 special charter city having a paid fire department, the  
31 township trustees may levy an annual tax not exceeding fifty-  
32 four cents per thousand dollars of the assessed value of the  
33 taxable property for the services authorized or required under  
34 section 359.42 and in any a township which has-a-common  
35 ~~boundary-with-a-city~~ is located within a county having a

1 population of one three hundred eighty thousand or more, the  
2 township trustees may levy an annual tax not exceeding sixty-  
3 seven and one-half cents per thousand dollars of assessed  
4 value of taxable property for the services authorized or  
5 required under section 359.42.

6 EXPLANATION

7 The bill allows any township located within a county with a  
8 population of at least 300,000 to establish an emergency  
9 warning system and to levy an annual tax of up to sixty-seven  
10 and one-half cents per thousand dollars of assessed value of  
11 taxable property for providing the emergency warning system,  
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13 limits such practice and levy to townships that have a common  
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15 limitation is eliminated from the law.

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HOUSE FILE 768

AN ACT

RELATING TO TOWNSHIPS PROVIDING FIRE PROTECTION AND AMBULANCE SERVICE, ESTABLISHING EMERGENCY WARNING SYSTEMS AND LEVYING TAXES FOR THOSE PURPOSES.

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

Section 1. Section 359.42, Code 1985, is amended to read as follows:

359.42 TOWNSHIP FIRE PROTECTION SERVICE, EMERGENCY WARNING SYSTEM, AND AMBULANCE SERVICE.

The trustees of each township shall provide fire protection service for the township, exclusive of any part of the township within a benefited fire district and, in counties not providing ambulance services, may provide ambulance service. The trustees may purchase, own, rent or maintain fire protection service or ambulance service apparatus or equipment or both kinds of apparatus or equipment and provide housing for the equipment. The trustees of a township which has a common-boundary-with-a-city is located within a county having a population of one three hundred eighty thousand or more may also establish and maintain an emergency warning system within the township. The trustees may contract with any a public or private agency under chapter 28E for the purpose of providing any service or system required or authorized under this section.

Sec. 2. Section 359.43, subsection 1, Code 1985, is amended to read as follows:

1. The township trustees may levy an annual tax not exceeding forty and one-half cents per thousand dollars of assessed value of the taxable property in the township, excluding any property within a benefited fire district or within the corporate limits of a city, for the purpose of exercising the powers and duties specified in section 359.42. However, in any a township having a fire protection service or

ambulance service agreement or both service agreements with a special charter city having a paid fire department, the township trustees may levy an annual tax not exceeding fifty-four cents per thousand dollars of the assessed value of the taxable property for the services authorized or required under section 359.42 and in any a township which has-a-common boundary-with-a-city is located within a county having a population of one three hundred eighty thousand or more, the township trustees may levy an annual tax not exceeding sixty-seven and one-half cents per thousand dollars of assessed value of taxable property for the services authorized or required under section 359.42.

\_\_\_\_\_  
DONALD D. AVENSON  
Speaker of the House

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ROBERT T. ANDERSON  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 768, Seventy-first General Assembly.

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JOSEPH O'HERN  
Chief Clerk of the House

Approved May 28, 1985

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TERRY E. BRANSTAD  
Governor

H.F. 768