

FILED FEB 19 1988

SENATE FILE 2183  
BY COMMITTEE ON LOCAL GOVERNMENT  
(formerly 5582123)  
*Amended (4-1-88)*

Passed Senate, Date 3/2/88 (4-1-88) Passed House, Date 3/25/88 (4-1-88)  
Vote: Ayes 76 Nays 4 Vote: Ayes 76 Nays 4  
Approved April 4, 1988

A BILL FOR

1 An Act relating to the publication of notice of a drainage  
2 district hearing.

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

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25

SF 2183

1 Section 1. Section 455.21, Code Supplement 1987, is  
2 amended to read as follows:

3 455.21 SERVICE BY PUBLICATION -- COPY MAILED -- PROOF.

4 The notice provided in section 455.20 shall be served by  
5 publication as provided in section 331.305 before the hearing  
6 except that the notice shall be published at least twenty days  
7 before the hearing date. Proof of the service shall be made  
8 by affidavit of the publisher. Copy of the notice shall also  
9 be sent by ordinary mail to each person and to the clerk or  
10 recorder of each city named in the notice at that person's  
11 last known mailing address unless there is on file an  
12 affidavit of the auditor, or of a person designated by the  
13 board to make the necessary investigation, stating that no  
14 mailing address is known and that diligent inquiry has been  
15 made to ascertain it. The copy of notice shall be mailed not  
16 less than twenty days before the day set for hearing and proof  
17 of the service shall be by affidavit of the auditor. Proofs  
18 of service required by this section shall be on file at the  
19 time the hearing begins.

20 EXPLANATION

21 This bill provides that publication of the notice of a  
22 drainage district hearing must occur at least twenty days  
23 before the hearing date.

24 SUCCESSOR TO SSB 2123 (LSB 8097SC)

25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35

LOCAL GOVERNMENT: Taylor, Chair; C. Miller and Wells

*SSB 2123*  
*Local Government*  
*Bill*

SENATE FILE 2123  
BY (PROPOSED COMMITTEE ON  
LOCAL GOVERNMENT BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

**A BILL FOR**

1 An Act relating to the publication of notice of a drainage  
2 district hearing.

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

- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24

1 Section 1. Section 455.21, Code Supplement 1987, is  
2 amended to read as follows:

3 455.21 SERVICE BY PUBLICATION -- COPY MAILED -- PROOF.

4 The notice provided in section 455.20 shall be served by  
5 publication as provided in section 331.305 before the hearing  
6 except that the notice shall be published at least twenty days  
7 before the hearing date. Proof of the service shall be made  
8 by affidavit of the publisher. Copy of the notice shall also  
9 be sent by ordinary mail to each person and to the clerk or  
10 recorder of each city named in the notice at that person's  
11 last known mailing address unless there is on file an  
12 affidavit of the auditor, or of a person designated by the  
13 board to make the necessary investigation, stating that no  
14 mailing address is known and that diligent inquiry has been  
15 made to ascertain it. The copy of notice shall be mailed not  
16 less than twenty days before the day set for hearing and proof  
17 of the service shall be by affidavit of the auditor. Proofs  
18 of service required by this section shall be on file at the  
19 time the hearing begins.

20 EXPLANATION

21 This bill provides that publication of the notice of a  
22 drainage district hearing must occur at least twenty days  
23 before the hearing date.

24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35

of service required by this section shall be on file at the time the hearing begins.

SENATE FILE 2183

AN ACT  
RELATING TO THE PUBLICATION OF NOTICE OF A DRAINAGE DISTRICT  
HEARING.

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

Section 1. Section 455.21, Code Supplement 1987, is amended to read as follows:

455.21 SERVICE BY PUBLICATION -- COPY MAILED -- PROOF.

The notice provided in section 455.20 shall be served by publication as provided in section 331.305 before the hearing except that the notice shall be published at least twenty days before the hearing date. Proof of the service shall be made by affidavit of the publisher. Copy of the notice shall also be sent by ordinary mail to each person and to the clerk or recorder of each city named in the notice at that person's last known mailing address unless there is on file an affidavit of the auditor, or of a person designated by the board to make the necessary investigation, stating that no mailing address is known and that diligent inquiry has been made to ascertain it. The copy of notice shall be mailed not less than twenty days before the day set for hearing and proof of the service shall be by affidavit of the auditor. Proofs

\_\_\_\_\_  
JO ANN ZIMMERMAN  
President of the Senate

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

I hereby certify that this bill originated in the Senate and is known as Senate File 2183, Seventy-second General Assembly.

\_\_\_\_\_  
JOHN F. DWYER  
Secretary of the Senate

Approved April 4, 1988

\_\_\_\_\_  
TERRY E. BRANSTAD  
Governor

SF 2183