

Gen. Local Govt.  
DO pass 46-89 (p. 1242)

MAR 22 1989

Place On Calendar

HOUSE FILE 721

BY COMMITTEE ON LOCAL GOVERNMENT

(SUCCESSOR TO HSB 309)

Passed House, Date 3-30-89 (p. 1138) Passed Senate, Date 5/6/89 (p. 2064)  
Vote: Ayes 99 Nays 0 Vote: Ayes 48 Nays 0  
Approved May 23, 1989

**A BILL FOR**

1 An Act enacting the quad cities interstate metropolitan authority  
2 compact.

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

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HF 721

1 Section 1. NEW SECTION. 330B.1 QUAD CITIES INTERSTATE  
2 METROPOLITAN AUTHORITY COMPACT. The quad cities interstate  
3 metropolitan authority compact is entered into and enacted  
4 into law with the state of Illinois if the state of Illinois  
5 joins the compact, in the form substantially as follows:

6 Article 1 -- SHORT TITLE

7 This compact may be cited as the "Quad Cities Interstate  
8 Metropolitan Authority Compact".

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11 the quad cities interstate authority to include the  
12 territories of Scott county in the state of Iowa and Rock  
13 Island county in the state of Illinois.

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15 The purposes of the authority are to provide facilities and  
16 to foster cooperative efforts, all for the development and  
17 public benefit of its territory. This compact shall be  
18 liberally interpreted to carry out these purposes.

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22 majority of the electors of Scott county voting on the  
23 proposition voted to approve creation of the authority and the  
24 secretary of state of Illinois certifies to the secretary of  
25 state of Iowa that a majority of the electors of Rock Island  
26 county voting on the proposition voted to approve creation of  
27 the authority. A referendum approving creation of the  
28 authority must be held before January 1, 1993.

29 Article 5 -- BOARD MEMBERS

30 The authority shall be governed by a board of not more than  
31 sixteen members, one-half of whom are residents of Rock Island  
32 county, Illinois, and one-half of whom are residents of Scott  
33 county, Iowa. Iowa members shall be chosen in the manner and  
34 for the terms fixed by the law of Iowa. Illinois members  
35 shall be chosen in the manner and for the terms fixed by the

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4 chairperson, a vice chairperson, a secretary, and other  
5 officers it determines necessary.

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7 The board shall adopt bylaws governing its meetings, fiscal  
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23 bargaining other than those authorized by substantially  
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31 industrial park, waste disposal system, mass transit system,  
32 parking area, road, recreational area, conservation area, or  
33 other project beneficial to the territory of the authority as  
34 authorized by substantially identical laws of the states of  
35 Iowa and Illinois, together with related or incidental

1 fixtures, equipment, improvements, and real or personal  
2 property.

3 (3) To fix and collect reasonable fees and charges for the  
4 use of its facilities.

5 (4) To own or lease interests in real or personal  
6 property.

7 (5) To accept and receive money, services, property, and  
8 other things of value.

9 (6) To disburse funds for its lawful activities.

10 (7) To enter into agreements with political subdivisions  
11 of the state of Illinois or Iowa or with the United States.

12 (8) To pledge or mortgage its property.

13 (9) To perform other functions necessary or incidental to  
14 its purposes and powers.

15 (10) To exercise other powers conferred by substantially  
16 identical laws of the states of Iowa and Illinois.

17 Article 11 -- EMINENT DOMAIN

18 (a) The authority has the power to acquire real property  
19 by eminent domain.

20 (b) Property in the state of Iowa shall be acquired under  
21 the laws of the state of Iowa. Property in the state of  
22 Illinois shall be acquired under the laws of the state of  
23 Illinois.

24 Article 12 -- INDEBTEDNESS

25 (a) The authority may incur indebtedness subject to debt  
26 limits imposed by substantially identical laws of the states  
27 of Illinois and Iowa.

28 (b) Indebtedness of the authority shall not be secured by  
29 the full faith and credit or the tax revenues of the state of  
30 Iowa or Illinois, or a political subdivision of the state of  
31 Iowa or Illinois other than the authority or as otherwise  
32 authorized by substantially identical laws of the states of  
33 Iowa and Illinois.

34 (c) Bonds shall be issued only under terms authorized by  
35 substantially identical laws of the states of Illinois and

1 Iowa.

2 Article 13 -- TAXES

3 (a) The authority shall have no independent power to tax.

4 (b) A political subdivision of the state of Iowa or  
5 Illinois shall not impose taxes to fund the authority or any  
6 of the authority's projects except as specifically authorized  
7 by substantially identical laws of the states of Illinois and  
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9 Article 14 -- REPORTS

10 The authority shall report annually to the governors and  
11 legislatures of the states of Iowa and Illinois concerning its  
12 facilities, activities, and finances and may make  
13 recommendations for state legislation.

14 Article 15 -- PENALTIES

15 The states of Illinois and Iowa may provide by  
16 substantially identical laws for the enforcement of the  
17 ordinances of the authority and for penalties for th  
18 violation of those ordinances.

19 Article 16 -- SUBSTANTIALLY IDENTICAL LAWS

20 Substantially identical laws of the states of Iowa and  
21 Illinois which are in effect before the authority is created  
22 shall apply unless the laws are contrary to or inconsistent  
23 with the provisions of this compact. A question of whether  
24 the laws of the states of Iowa and Illinois are substantially  
25 identical may be determined and enforced by a federal district  
26 court.

27 Article 17 -- DISSOLUTION

28 The authority may be dissolved by independent action of a  
29 political subdivision of the state of Iowa or the state of  
30 Iowa as authorized by law of the state of Iowa or by  
31 independent action of a political subdivision of the state of  
32 Illinois or the state of Illinois as authorized by law of the  
33 state of Illinois.

34 Article 18 -- SUBJECT TO LAWS AND CONSTITUTIONS

35 This compact, the enabling laws of the states of Iowa and

1 Illinois, and the authority are subject to the laws and  
2 Constitution of the United States and the Constitutions of the  
3 states of Illinois and Iowa.

4 Article 19 -- CONSENT OF CONGRESS

5 The attorneys general of the states of Iowa and Illinois  
6 shall jointly seek the consent of the Congress of the United  
7 States to enter into or implement this compact if either of  
8 them believes the consent of the Congress of the United States  
9 is necessary.

10 Article 20 -- BINDING EFFECT

11 This compact and substantially identical enabling laws are  
12 binding on the states of Illinois and Iowa to the full extent  
13 allowed without the consent of Congress. If the consent of  
14 Congress is necessary, this compact and substantially  
15 identical enabling laws are binding on the states of Iowa and  
16 Illinois to the full extent when consent is obtained.

17 Article 21 -- SIGNING

18 This compact shall be signed in duplicate by the speakers  
19 of the houses of representatives of the states of Illinois and  
20 Iowa. One signed copy shall be filed with the secretary of  
21 state of Iowa and the other with the secretary of state of  
22 Illinois.

23 EXPLANATION

24 This bill enacts a "Quad Cities Interstate Metropolitan  
25 Authority Compact". The quad cities interstate metropolitan  
26 authority is granted powers, when created, to construct,  
27 maintain, and operate public projects such as airports,  
28 bridges, water ports, waste disposal systems, mass transit  
29 systems, and related facilities within the counties of Rock  
30 Island, Illinois, and Scott, Iowa. Additional enabling  
31 legislation, substantially identical laws of the states of  
32 Iowa and Illinois, are required to authorize indebtedness,  
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34 and employees, and other procedural matters.

35 A referendum of the voters of the Scott county and Rock

1 Island, each approving the creation of the authority, is  
2 required by January 1, 1993.

**HOUSE FILE 721  
FISCAL NOTE**

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A fiscal note for **HOUSE FILE 721** is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note is available from the Legislative Fiscal Bureau to members of the Legislature upon request.

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House File 721 creates the "Quad Cities Interstate Metropolitan Authority Compact." The authority can develop, operate and maintain various public projects within Scott County, Iowa and Rock Island County, Illinois. Commissioners will be appointed and staff will be hired. A voter referendum is required to approve the creation of the Authority.

**Assumptions:**

1. The Authority will use fees and charges to offset expenses and debts.
2. Cities and counties are not required to provide financial support to the Authority, but they may do so.
3. Grants will be obtained from sources outside the counties.
4. Debts will not be secured by credit or tax revenues of either state or their political subdivisions.
5. No taxes will be levied by the Authority.

**Fiscal Impact:**

There will be no fiscal impact on the General Fund. There will be no negative impact on local governments' budgets.

Source: Secretary of State  
Office of the Attorney General  
County Administrator, Scott County

(LSB 4030hv, MDF)

FILED APRIL 6, 1989

BY DENNIS PROUTY, FISCAL DIRECTOR

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LOCAL GOVERNMENT

*721*

HOUSE FILE 721

**[REDACTED]**

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

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

Approved \_\_\_\_\_

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HOUSE FILE 721

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

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Article 21 -- SIGNING

This compact shall be signed in duplicate by the speakers of the houses of representatives of the states of Illinois and

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---

DONALD D. AVENSON  
Speaker of the House

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JO ANN ZIMMERMAN  
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 721, Seventy-third General Assembly.

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JOSEPH O'HERN  
Chief Clerk of the House

Approved *May 23*, 1989

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TERRY E. BRANSTAD  
Governor