

FILED MAR 07 1989

*reprinted*

SENATE FILE 368  
BY COMMITTEE ON STATE GOVERNMENT

(SUCCESSOR TO SSB 274)

Passed Senate, Date 3/17/89 (p. 852) Passed House, Date 3/12/90 (p. 998)

Vote: Ayes 42 Nays 0 Vote: Ayes 80 Nays 0

Approved 4/5/90

*Motion to Reconsider*

*3-17-89 (p. 859) - motion prevailed 46-89 (p. 1215)*

*Repassed Senate*

A BILL FOR

*Ayes 46 NAYS 0*

1 An Act relating to procedures for accepting offers from federal  
2 agencies for full or partial cession or retrocession of  
3 federal jurisdiction over lands in federal enclaves within the  
4 state.

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

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SENATE FILE 368

S-3340

1 Amend Senate File 368 as follows:

2 1. Page 1, line 5, by inserting after the word  
3 "lands" the following: ", except Indian lands,".

By DONALD V. DOYLE  
EMIL J. HUSAK  
JACK NYSTROM

S-3340 FILED MARCH 20, 1989

*Adopted 4-6-89 (p. 1215)*

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1 Section 1. NEW SECTION. 1.17 CESSION OR RETROCESSION OF  
2 FEDERAL JURISDICTION.

3 By appropriate executive order, the governor may accept, on  
4 behalf of the state full or partial cession or retrocession of  
5 federal jurisdiction, criminal or civil, over any lands in  
6 federal enclaves within the state where such cession or  
7 retrocession has been offered by appropriate federal  
8 authority. An executive order accepting a cession or  
9 retrocession of jurisdiction shall be filed in the office of  
10 the secretary of state and in the office of the recorder of  
11 the county in which the affected real estate is located.

12 EXPLANATION

13 This bill provides a procedure for the governor to accept  
14 federal offers to relinquish, in whole or in part, exclusive  
15 federal jurisdiction over lands in federal enclaves in Iowa.  
16 Relinquishment of exclusive federal jurisdiction enables  
17 enforcement of state and local laws on lands within federal  
18 enclaves.

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SENATE FILE 368  
FISCAL NOTE

A fiscal note for SENATE FILE 368 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.

Senate File 368 provide a procedure for the governor to accept federal offers  
to relinquish lands under exclusive federal jurisdiction. This relinquishment  
enables enforcement of state and local laws on the ceded lands.

Fiscal Impact:

This bill is not expected to have an impact on the General Fund.

Sources: Secretary of State  
Department of Natural Resources  
Attorney General

(LSB 2403sv, MDF)

BY DENNIS PROUTY, FISCAL DIRECTOR

FILED MARCH 17, 1989

LSB 2403SV 73

jw/sc/14



1 Section 1. NEW SECTION. 1.17 CESSION OR RETROCESSION OF  
2 FEDERAL JURISDICTION.

3 By appropriate executive order, the governor may accept on  
4 behalf of the state full or partial cession or retrocession of  
5 federal jurisdiction, criminal or civil, over any lands,  
6 except Indian lands, in federal enclaves within the state  
7 where such cession or retrocession has been offered by  
8 appropriate federal authority. An executive order accepting a  
9 cession or retrocession of jurisdiction shall be filed in the  
10 office of the secretary of state and in the office of the  
11 recorder of the county in which the affected real estate is  
12 located.

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Nystrom, Ch.  
Coleman  
Runnive

SSB 274  
STATE GOVERNMENT

SENATE FILE 368  
BY (PROPOSED COMMITTEE ON  
STATE GOVERNMENT BILL)

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

**A BILL FOR**

1 An Act relating to procedures for accepting offers from federal  
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11 the county in which the affected real estate is located.

12 EXPLANATION

13 This bill provides a procedure for the governor to accept  
14 federal offers to relinquish, in whole or in part, exclusive  
15 federal jurisdiction over lands in federal enclaves in Iowa.  
16 Relinquishment of exclusive federal jurisdiction enables  
17 enforcement of state and local laws on lands within federal  
18 enclaves.

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recorder of the county in which the affected real estate is located.

SENATE FILE 368

AN ACT

RELATING TO PROCEDURES FOR ACCEPTING OFFERS FROM FEDERAL AGENCIES FOR FULL OR PARTIAL CESSION OR RETROCESSION OF FEDERAL JURISDICTION OVER LANDS IN FEDERAL ENCLAVES WITHIN THE STATE.

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

Section 1. NEW SECTION. 1.17 CESSION OR RETROCESSION OF FEDERAL JURISDICTION.

By appropriate executive order, the governor may accept on behalf of the state full or partial cession or retrocession of federal jurisdiction, criminal or civil, over any lands, except Indian lands, in federal enclaves within the state where such cession or retrocession has been offered by appropriate federal authority. An executive order accepting a cession or retrocession of jurisdiction shall be filed in the office of the secretary of state and in the office of the

.....  
JO ANN ZIMMERMAN  
President of the Senate

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DONALD D. AVENSON  
Speaker of the House

I hereby certify that this bill originated in the Senate and is known as Senate File 368, Seventy-third General Assembly.

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JOHN F. DWYER  
Secretary of the Senate

Approved *April 5*, 1990

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TERRY E. BRANSTAD  
Governor