

See Local Gov. 4/12/91 (p. 1212)

MAR 20 1991

Place On Calendar

HOUSE FILE 612
BY COMMITTEE ON LOCAL
GOVERNMENT

(SUCCESSOR TO HSB 230)

Passed House, Date 4/4/91 (p. 1099) Passed Senate, Date 4/23/91 (p. 1427)
Vote: Ayes 87 Nays 1 Vote: Ayes 49 Nays 0

Approved May 10, 1991 (p. 2461)

Proposed House for Senate amendment

4/26/91 (p. 1604)

Ayes 99, Nays 0

A BILL FOR

1 An Act relating to the publication of notice for a public hearing
2 on a county budget.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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HF 612

1 Section 1. Section 331.434, subsection 3, Code 1991, is
2 amended to read as follows:

3 3. The board shall set a time and place for a public
4 hearing on the budget before the final certification date and
5 shall publish notice of the hearing not less than ten nor more
6 than twenty days prior to the hearing in ~~one or more~~
7 ~~newspapers which meet the requirements of section 618.14~~ the
8 county newspapers selected under chapter 349. A summary of
9 the proposed budget, in the form prescribed by the director of
10 the department of management, shall be included in the notice.
11 Proof of publication shall be filed with and preserved by the
12 auditor. A levy is not valid unless and until the notice is
13 published and filed.

6.3457

14 EXPLANATION

15 This bill requires that counties give notices of budget
16 hearings in the official county newspapers selected by the
17 board of supervisors under chapter 349 relating to the
18 publication of official county proceedings.

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HOUSE FILE 612

S-3415

1 Amend House File 612, as passed by the House. as
2 follows:

3 1. Page 1, line 1, by striking the word and
4 figure "subsection 3" and inserting the following:
5 "subsections 3 and 6".

6 2. Page 1, by inserting after line 13 the
7 following:

8 "6. The board shall appropriate, by resolution,
9 the amounts deemed necessary for each of the different
10 county officers and departments during the ensuing
11 fiscal year. Increases or decreases in these
12 appropriations do not require a budget amendment, but
13 may be provided by resolution at a regular meeting of
14 the board, as long as each class of proposed
15 expenditures contained in the budget summary published
16 under subsection 3 of this section is not increased.
17 However, decreases in appropriations for a county
18 officer or department of more than ten percent or five
19 thousand dollars, whichever is greater, shall not be
20 effective unless the board sets a time and place for a
21 public hearing on the proposed decrease and publishes
22 notice of the hearing not less than ten nor more than
23 twenty days prior to the hearing in ~~one-or-more~~
24 ~~newspapers-which-meet-the-requirements-of-section~~
25 ~~618-14~~ the county newspapers selected under chapter
26 349."

By ALVIN V. MILLER

S-3415 FILED APRIL 15, 1991

Adopted 4/17/91 (p. 1327)

SENATE AMENDMENT TO HOUSE FILE 612

H-3819

1 Amend House File 612, as passed by the House, as
2 follows:

3 1. Page 1, line 1, by striking the word and
4 figure "subsection 3" and inserting the following:
5 "subsections 3 and 6".

6 2. Page 1, by inserting after line 13 the
7 following:

8 "6. The board shall appropriate, by resolution,
9 the amounts deemed necessary for each of the different
10 county officers and departments during the ensuing
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17 However, decreases in appropriations for a county
18 officer or department of more than ten percent or five
19 thousand dollars, whichever is greater, shall not be
20 effective unless the board sets a time and place for a
21 public hearing on the proposed decrease and publishes
22 notice of the hearing not less than ten nor more than
23 twenty days prior to the hearing in ~~one-or-more~~
24 ~~newspapers-which-meet-the-requirements-of-section~~
25 ~~618-14~~ the county newspapers selected under chapter
26 349."

RECEIVED FROM THE SENATE

H-3819 FILED APRIL 25, 1991

House concurred 4/26/91 (p 1604)

HSB 230
LOCAL GOVERNMENT

HOUSE FILE 6/2
BY (PROPOSED COMMITTEE ON
LOCAL GOVERNMENT BILL
BY CHAIRPERSON DVORSKY)

Passed House, Date _____ Passed Senate, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act relating to the publication of notice for a public hearing
2 on a county budget.

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

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5 shall publish notice of the hearing not less than ten nor more
6 than twenty days prior to the hearing in ~~one-or-more~~
7 ~~newspapers-which-meet-the-requirements-of-section-618-14~~ the
8 county newspapers selected under chapter 349. A summary of
9 the proposed budget, in the form prescribed by the director of
10 the department of management, shall be included in the notice.
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HOUSE FILE 612

AN ACT

RELATING TO THE PUBLICATION OF NOTICE FOR A PUBLIC HEARING
ON A COUNTY BUDGET.

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

Section 1. Section 331.434, subsections 3 and 6, Code 1991, is amended to read as follows:

3. The board shall set a time and place for a public hearing on the budget before the final certification date and shall publish notice of the hearing not less than ten nor more than twenty days prior to the hearing in ~~one or more newspapers which meet the requirements of section 618:14 the county newspapers selected under chapter 349.~~ A summary of the proposed budget, in the form prescribed by the director of the department of management, shall be included in the notice. Proof of publication shall be filed with and preserved by the auditor. A levy is not valid unless and until the notice is published and filed.

6. The board shall appropriate, by resolution, the amounts deemed necessary for each of the different county officers and departments during the ensuing fiscal year. Increases or decreases in these appropriations do not require a budget amendment, but may be provided by resolution at a regular meeting of the board, as long as each class of proposed expenditures contained in the budget summary published under subsection 3 of this section is not increased. However, decreases in appropriations for a county officer or department of more than ten percent or five thousand dollars, whichever is greater, shall not be effective unless the board sets a time and place for a public hearing on the proposed decrease and publishes notice of the hearing not less than ten nor more

than twenty days prior to the hearing in ~~one or more newspapers which meet the requirements of section 618:14 the county newspapers selected under chapter 349.~~

ROBERT C. ARNOULD
Speaker of the House

JOF J. WELSH
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 612, Seventy-fourth General Assembly.

JOSEPH O'HERN
Chief Clerk of the House

Approved *May 10*, 1991

TERRY E. BRANSTAD
Governor