

(P. 553) 3-9-93
Sub Comm. Local Gov.
Greiner, Howe, Mertz

(8715) 3-19-93 Do Pass
5/2/93 Referred back to Local Gov.
(P. 60) 1/14/94 Do Pass
(P. 499) 3/3/94 Senate - Local Gov.
HOUSE FILE 425
BY MERTZ
(P. 615) 3-9-94 Senate - Do Pass

MAR 8 1993

LOCAL GOVERNMENT

Passed House, Date ^(P. 388) 3/1/94 Passed Senate, Date ^(P. 749) 3-21-94
Vote: Ayes 93 Nays 1 Vote: Ayes 48 Nays 0
Approved March 25, 1994

A BILL FOR

1 An Act relating to the investment of public funds in levee or
2 drainage district warrants or improvement certificates and
3 providing an effective date.

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

HOUSE FILE 425

H-3737

1 Amend House File 425 as follows:
2 1. Page 1, by inserting after line 4, the
3 following:
4 "Sec. ____ . Section 358.9, unnumbered paragraph 3,
5 Code 1993, is amended to read as follows:
6 However, ~~for districts formed after July 17, 1984,~~
7 successors to the initial trustees ~~shall~~ may be
8 elected at the next general election if the board of
9 trustees approves or at an annual meeting of the board
10 of trustees called for that purpose. Upon petition of
11 a majority of the landowners owning more than fifty
12 percent of the total land in the district, the board
13 of trustees shall call an annual meeting of the
14 residents of the district to elect successors to
15 trustees of the board. Vacancies shall be filled by
16 the remaining trustees in the same manner as city
17 council members as provided in section 372.13,
18 subsection 2."
19 2. Title page, line 2, by inserting after the
20 word "certificates" the following: ", election of
21 sanitary district trustees,".
22 3. By renumbering as necessary.

By GREIG of Emmet

H-3737 FILED APRIL 6 1993 WITHDRAWN

(P. 388) 3/1/94

HF 425

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1 Section 1. Section 12B.10, subsection 5, Code 1993, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. h. Warrants or improvement certificates of
4 a levee or drainage district.

5 Sec. 2. This Act, being deemed of immediate importance,
6 takes effect upon enactment.

7 EXPLANATION

8 This bill adds warrants or improvement certificates of a
9 levee or drainage district under chapter 468 to the list of
10 authorized public funds investments for political
11 subdivisions.

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HOUSE FILE 425

H-3880

1 Amend the amendment, H-3737, to House File 425 as
2 follows:

3 1. Page 1, by striking lines 4 through 18 and
4 inserting the following:

5 "Sec. ____ . Section 358.9, unnumbered paragraphs 1
6 and 3, Code 1993, as amended by 1993 Iowa Acts, Senate
7 File 315, section 1, is further amended to read as
8 follows:

9 Section 1. Section 358.9, unnumbered paragraphs 1
10 and 3, Code 1993, are amended to read as follows:

11 At the election provided for in section 358.7, the
12 names of candidates for trustee of the district shall
13 be written by the voters on blank ballots without
14 formal nomination, and the board of supervisors which
15 had jurisdiction of the proceedings for establishment
16 of the sanitary district, together with the board of
17 supervisors of any other county in which any part of
18 the district is located, shall appoint three trustees
19 from among the five persons receiving the greatest
20 number of votes as trustees of the district. One of
21 the trustees shall be designated to serve a term
22 expiring on the first day of January which is not a
23 Sunday or legal holiday following the next general
24 election, one to serve a term expiring on the first
25 day of January which is not a Sunday or legal holiday
26 two years later, and one to serve a term expiring on
27 the first day of January which is not a Sunday or
28 legal holiday four years later. Thereafter, each term
29 shall be for a term of years established by the board
30 of supervisors, not less than three years or more than
31 six years. Successors to trustees shall be elected by
32 special or general election or at a special meeting of
33 the board of trustees called for that purpose. For
34 each ~~special~~ election called after the initial
35 election, a candidate for office of trustee shall be
36 nominated by a personal affidavit of the candidate or
37 by petition of at least ten eligible electors of the
38 district and the candidate's personal affidavit, which
39 shall be filed with the county commissioner of
40 elections at least twenty-five days before the date of
41 the election. The form of the candidate's affidavit
42 shall be substantially the same as provided in section
43 45.3.

44 In lieu of a special or general election,
45 successors to trustees shall be elected at a special
46 meeting of the board of trustees called for that
47 purpose. Upon its own motion, the board of trustees
48 may, or upon petition of landowners owning more than
49 fifty percent of the total land in the district,
50 shall, call a special meeting of the residents of the

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3880

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1 district to elect successors to trustees of the board.
2 Notice of the meeting shall be given at least ten days
3 before the date of the meeting by publication of the
4 notice in a newspaper of general circulation in the
5 district. The notice shall state the date, times, and
6 location of the meeting and that the meeting is called
7 for the purpose of electing one or more trustees to
8 the board."

By GREIG of Emmet

H-3880 FILED APRIL 12, 1993

*Out of order
3/1/94
(p. 388)*

Sec. 2. This Act, being deemed of immediate importance, takes effect upon enactment.

HAROLD VAN MAANEN
Speaker of the House

LEONARD L. BOSWELL
President of the Senate

HOUSE FILE 425

AN ACT
RELATING TO THE INVESTMENT OF PUBLIC FUNDS IN LEVEE OR DRAIN-
AGE DISTRICT WARRANTS OR IMPROVEMENT CERTIFICATES AND PRO-
VIDING AN EFFECTIVE DATE.

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

Section 1. Section 12B.10, subsection 5, Code 1993, is amended by adding the following new paragraph:

NEW PARAGRAPH. h. Warrants or improvement certificates of a levee or drainage district.

I hereby certify that this bill originated in the House and is known as House File 425, Seventy-fifth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved *March 25*, 1994

TERRY E. BRANSTAD
Governor