

FEB 20 1996
NATURAL RESOURCES

HOUSE FILE
BY WEIDMAN

2/27/96 Amend/Do Pass
w/ H 5124
S. 3/12/96 Not. Recd
S. 3/19/96 Do Pass

2258

Passed House, ^(p. 617) Date 3-11-96 Passed Senate, ^(p. 1005) Date 3/25/96
Vote: Ayes 92 Nays 1 Vote: Ayes 46 Nays 0
Approved April 1, 1996

A BILL FOR

1 An Act relating to the powers of a benefited recreational lake
2 district to promote water quality.

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

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HOUSE FILE 2258

H-5124

1 Amend House File 2258 as follows:

2 1. Page 1, line 29, by striking the word "held".

By COMMITTEE ON NATURAL RESOURCES
KLEMME of Plymouth, Chairperson

H-5124 FILED FEBRUARY 27, 1996

adapted 3-11-96 (p. 616)

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HF 2258

1 Section 1. Section 357E.2, Code 1995, is amended to read
2 as follows:

3 357E.2 INCORPORATION.

4 If an area of contiguous territory is situated so that the
5 acquisition, construction, reconstruction, enlargement,
6 improvement, equipping, maintenance, and operation of
7 recreation facilities for the residents of the territory will
8 be conducive to the public health, comfort, convenience, water
9 quality, or welfare, the area may be incorporated as a
10 benefited recreational lake district as set forth in this
11 chapter. The land to be included in a district must be
12 contiguous to the recreational lake or to other residential,
13 agricultural, or commercial property which is contiguous to
14 the recreational lake.

15 Sec. 2. Section 357E.10, Code 1995, is amended to read as
16 follows:

17 357E.10 BOARD OF TRUSTEES -- POWER.

18 The trustees are the corporate authority of the district
19 and shall manage and control the affairs, property, and
20 facilities of the district. The board of trustees shall elect
21 a president, a clerk, and a treasurer from its membership.
22 The trustees may certify for levy an annual tax as provided in
23 section 357E.8. The trustees may construct, reconstruct,
24 repair, maintain, or operate a dam or other recreational
25 facilities or structures to create or maintain an artificial
26 or natural lake or impoundment and ~~7-for-this-purpose7~~ may
27 promote and improve water quality. For these purposes, the
28 trustees may purchase material, employ personnel, acquire real
29 estate and interests held in real estate, and perform all
30 other acts necessary to properly maintain and operate the
31 district. The trustees are allowed necessary expenses in the
32 discharge of their duties, but they shall not receive a
33 salary.

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EXPLANATION

35 This bill authorizes the residents of a recreational lake

1 area to form a district for the purpose of improving water
2 quality. The bill also authorizes the board of trustees of a
3 benefited recreational lake district to acquire real estate or
4 interest in real estate or take other action to promote or
5 improve water quality.

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HOUSE FILE 2258

AN ACT
RELATING TO THE POWERS OF A BENEFITED RECREATIONAL LAKE
DISTRICT TO PROMOTE WATER QUALITY.

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

Section 1. Section 157E.2, Code 1995, is amended to read as follows:

157E.2 INCORPORATION.

If an area of contiguous territory is situated so that the acquisition, construction, reconstruction, enlargement, improvement, equipping, maintenance, and operation of recreation facilities for the residents of the territory will be conducive to the public health, comfort, convenience, water quality, or welfare, the area may be incorporated as a benefited recreational lake district as set forth in this chapter. The land to be included in a district must be contiguous to the recreational lake or to other residential, agricultural, or commercial property which is contiguous to the recreational lake.

Sec. 2. Section 157E.10, Code 1995, is amended to read as follows:

157E.10 BOARD OF TRUSTEES -- POWER.

The trustees are the corporate authority of the district and shall manage and control the affairs, property, and facilities of the district. The board of trustees shall elect a president, a clerk, and a treasurer from its membership. The trustees may certify for levy an annual tax as provided in section 157E.8. The trustees may construct, reconstruct, repair, maintain, or operate a dam or other recreational facilities or structures to create or maintain an artificial or natural lake or impoundment and; ~~for these purposes~~ may promote and improve water quality. For these purposes, the

trustees may purchase material, employ personnel, acquire real estate and interests in real estate, and perform all other acts necessary to properly maintain and operate the district. The trustees are allowed necessary expenses in the discharge of their duties, but they shall not receive a salary.

RON J. CORBETT
Speaker of the House

LEONARD L. BOSWELL
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 2258, Seventy-sixth General Assembly.

ELIZABETH ISAACSON
Chief Clerk of the House

Approved *April 1*, 1996

TERRY E. BRANSTAD
Governor