

MAR 8 1995

LOCAL GOVERNMENT

HOUSE FILE 307  
BY COON

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

**A BILL FOR**

1 An Act relating to the funding of waterworks, water mains and  
2 extensions, and related facilities by general obligation  
3 bonds.

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

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HF 307

1 Section 1. Section 331.441, subsection 2, paragraph b,  
2 subparagraph (12), Code 1995, is amended by striking the  
3 subparagraph.

4 Sec. 2. Section 331.441, subsection 2, paragraph c, Code  
5 1995, is amended by adding the following new subparagraph:

6 NEW SUBPARAGRAPH. (12) Funding the acquisition,  
7 construction, reconstruction, improvement, repair, or  
8 equipping of waterworks, water mains and extensions, ponds,  
9 reservoirs, capacity, wells, dams, pumping installations, real  
10 and personal property, or other facilities available or used  
11 for the storage, transportation, or utilization of water.

12 (a) The county board of supervisors may on its own motion  
13 or upon a written petition of a water supplier established  
14 under chapter 357A or 504A, direct the county auditor to  
15 establish a special service area tax district for the purpose  
16 of issuing general obligation bonds. The special service area  
17 tax district shall include only unincorporated portions of the  
18 county and shall be drawn according to engineering  
19 recommendations provided by the water supplier or the county  
20 engineer and, in addition, shall be drawn in order that an  
21 election provided for in subparagraph subdivision (b) can be  
22 administered. The county's debt service tax levy for the  
23 county general obligation bonds issued for the purposes set  
24 out in this subparagraph shall be levied only against taxable  
25 property within the county which is included within the  
26 boundaries of the special service area tax district. An owner  
27 of property not included within the boundaries of the special  
28 service area tax district may petition the board of  
29 supervisors to be included in the special service area tax  
30 district subsequent to its establishment.

31 (b) General obligation bonds for the purposes described in  
32 this subparagraph are subject to an election held in the  
33 manner provided in section 331.442, subsections 1 through 4,  
34 if not later than fifteen days following the action by the  
35 county board of supervisors, eligible voters file a petition

1 with the county commissioner of elections asking that the  
2 question of issuing the bonds be submitted to the qualified  
3 electors of the special service area tax district. The  
4 petition must be signed by at least five percent of the  
5 registered voters residing in the special service area tax  
6 district. If the petition is duly filed within the fifteen  
7 days, the board of supervisors shall either adopt a resolution  
8 declaring that the proposal to issue the bonds is abandoned,  
9 or direct the county commissioner of elections to call a  
10 special election within a special service area tax district  
11 upon the question of issuing the bonds.

12 EXPLANATION

13 This bill changes the funding of the acquisition,  
14 construction, improvement, repair, or equipping of waterworks,  
15 water mains and extension, ponds, reservoirs, capacity, wells,  
16 dams, pumping installations, and related facilities from  
17 essential county purpose general obligation bonds to general  
18 county purpose general obligation bonds.

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