

1-25-95 Referred to Local Gov.

JAN 12 1995  
STATE GOVERNMENT

HOUSE FILE 33  
BY TEIG  
(COMPANION TO LSB 1116SS BY IVERSON)

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

**A BILL FOR**

1 An Act relating to state mandates and providing an effective  
2 date.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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1 Section 1. Section 25B.2, subsection 3, unnumbered  
2 paragraph 1, Code 1995, is amended to read as follows:

3 If, on or after July 1, 1994, a state mandate is enacted by  
4 the general assembly, or otherwise imposed, on a political  
5 subdivision and the state mandate requires a political  
6 subdivision to engage in any new activity, to provide any new  
7 service, or to provide any service beyond that required by any  
8 law enacted prior to July 1, 1994, and the state does not  
9 appropriate moneys to fully fund the cost of the state  
10 mandate, the political subdivision is not required to perform  
11 the activity or provide the service and the political  
12 subdivision shall not be subject to the imposition of any  
13 fines or penalties for the failure to comply with the state  
14 mandate ~~unless the legislation specifies the amount or~~  
15 ~~proportion of the cost of the state mandate which the state~~  
16 ~~shall pay annually.~~ However, this subsection does not apply  
17 to any requirement imposed on a political subdivision relating  
18 to public employee retirement systems under chapters 97B, 410,  
19 and 411.

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

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#### EXPLANATION

23 This bill strikes language relating to the state's  
24 obligation to fund mandates enacted after July 1, 1994. The  
25 language struck by the bill provides that political  
26 subdivisions would be required to comply with a state mandate  
27 and would be subject to fines and penalties for not performing  
28 the mandate if the general assembly has specified in  
29 legislation the amount or proportion of the cost of the  
30 mandate which the state will pay.

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